

Shown below is a preliminary summary of the actions taken by the Hanover County Board of Supervisors on September 23, 2015. Minutes in final form will be presented to the Board for approval at a future date.

HANOVER COUNTY BOARD OF SUPERVISORS

DRAFT SUMMARY MINUTES

Hanover County Administration Building Board Room

September 23, 2015

VIRGINIA: At a regular meeting of the Board of Supervisors for Hanover County held in the Board Room of the Hanover County Administration Building on the 23rd day of September, 2015, at 6:00 p.m.

Present: Mr. Wayne T. Hazzard, Chairman
Mr. Aubrey M. Stanley, Vice-Chairman
Mr. Sean M. Davis
Mrs. Angela Kelly-Wiecek
Mr. W. Canova Peterson
Mr. G.E. "Ed" Via, III
Mr. Cecil R. Harris, Jr., County Administrator
Mr. Sterling E. Rives, III, County Attorney

Absent: Mr. Elton J. Wade, Sr.

I. Call to Order

Mr. Hazzard called the meeting to order at 6:01 p.m. All Board members were present.

- A. The invocation was given by Mr. Stanley.
- B. The Pledge of Allegiance was led by Mr. Via.

II. Consideration of Agenda Amendments

The Chairman asked if there were any agenda amendments.

Mr. Stanley made a motion to add Item VI.-A. - Closed Session - Discussion of the acquisition of real property for the Atlee Road Extended Project - Va. Code Section 2.2-2711(A)(3). The motion was seconded by Mr. Davis.

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

Motion approved.

Hearing no other amendments, the Chairman moved to citizens' time.

III. Citizens' Time

The Chairman opened citizens' time and offered to anyone who wanted to address the Board of Supervisors for up to five minutes on any matter within the scope of the Board's authority that is not on the agenda for that meeting to come forward.

Ms. Theresa Jacobson, Henry Magisterial District, came forward to speak regarding an anonymous call to Hanover Communications during which inaccurate statements were made about her.

Seeing no others come forward, citizens' time was closed. Mr. Davis stated that he will contact her to discuss the matter.

IV. Consent Agenda

Mr. Davis made a motion to approve the Consent Agenda with Item IV-C Request for Appropriation – Department of Public Works - \$1,412,540 – Studley Road/Rural Point Road Roundabout Project and Authorization to Execute VDOT Project Administration Agreement removed for a separate vote, seconded by Mr. Stanley.

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

Motion approved.

IV. C. -. Request for Appropriation – Department of Public Works - \$1,412,540 – Studley Road/Rural Point Road Roundabout Project and Authorization to Execute VDOT Project Administration Agreement - Magisterial District: Henry

Board Sheet Background:

In October 2013, the Board of Supervisors authorized staff to enter into an agreement with VDOT to design and construct a roundabout at the intersection of Studley Road and Rural Point Road. The Richmond Area Transportation Planning Organization (TPO) allocated \$250,000 in Regional Surface Transportation Plan (RSTP) funds to begin the engineering. Subsequent TPO allocations of \$1,461,540 will bring the total funding for the project to \$1,711,540. Approval of the attached Budget Supplement Detail will appropriate the \$1,412,540 in additional funds and to fund the right-of-way and construction phases.

The Department of Finance and Management Services concurs with the attached budget appropriation.

Recommended Action:

Motion to approve the appropriation in the amount of \$1,412,540 and authorize the County Administrator to execute agreements and take all other actions necessary for the continued administration of the project.

Mr. Davis provided an explanation on the importance, history and funding of the project.

Mr. Davis made a motion, seconded by Mr. Stanley, to approve the appropriation in the amount of \$1,412,540 and authorize the County Administrator to execute agreements and take all other actions necessary for the continued administration of the project.

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

Motion approved.

IV. A. – Committee Appointments

COMMITTEE NAME	DISTRICT	FIRST NAME	LAST NAME	TERM LENGTH	CURRENT TERM ENDS	ACTION
Hanover County Council on Aging	Chickahominy	Pam	Bowen	1 year	N/A	Appoint to 9/30/16

IV. B. – Adoption of Proclamation – Charles E. Horner, Jr. Family - Magisterial District: Henry
Board Sheet Background:

It is requested that the Board of Supervisors adopt the attached proclamation expressing sincere sympathy at the loss of Charles E. Horner, Jr., and recognizing his many years of service to Hanover County.

Recommended Action:

A motion to adopt the proclamation.

IV. D. -. Request for Appropriation and Approval of Purchase Agreements - \$395,000, Cold Harbor Property Purchase - Magisterial District: Cold Harbor

Board Sheet Background:

The Department of Parks and Recreation Master Plan identified the need for a future park in the far eastern portion of Hanover. In accordance with the Plan the County recently acquired the former Hanover Schools property on Cold Harbor Road for potential future park use. Shortly after the acquisition of the Schools property the County was approached by an adjacent property owner offering to sell some of his property.

This offer created a very unique opportunity to add to the potential park property and from a willing seller, which is not often the case. The property also provides the opportunity to establish a second means of access to the park. There are 2 parcels involved. Phase 1 of the purchase involves approximately 15 acres from GPIN 8734-90-7211 for approximately \$254,000. Phase 2 involves the purchase of approximately 5 acres from GPIN 8744-00-0911 for approximately \$79,000 and is contingent upon on a rezoning of the property by the owner. The exact dimensions will be determined upon completion of the boundary survey and the purchase price adjusted accordingly. Additional expenses of up to \$62,000 will be incurred for boundary survey, preparation of plats, title research and environmental review. Total appropriation request is \$395,000 from the Capital Projects Assignment.

The Department of Finance and Management Services concurs with the request.

Recommended Action:

Motion to approve an appropriation from the General Fund Capital Projects Assignment to the Capital Improvements Fund in the amount of \$395,000 for the purchase of a portion of GPINs 8734-90-7211 and 8744-00-0911 and related expenses and approve the associated purchase agreement.

IV. E. -. Adoption of Proclamation – Mechanicsville Little League Team - 2015 Little League Virginia Champions

Board Sheet Background:

It is requested that the Board of Supervisors adopt the attached proclamation recognizing the Mechanicsville Little League Team on becoming the 2015 Little League Virginia Champions.

Recommended Action:

A motion to adopt the proclamation.

IV. F. -. Adoption of Proclamation – Eagle Scout – Thomas Alejandro Alvarado - Magisterial District: South Anna

Board Sheet Background:

It is requested that the Board of Supervisors adopt the attached proclamation congratulating Thomas Alejandro Alvarado in attaining the rank of Eagle Scout on May 5, 2015, the highest award granted by the Boy Scouts of America.

Recommended Action:

A motion to adopt the proclamation.

IV. G. -. Adoption of Proclamation – Eagle Scout – Benjamin A. Schuhle - Magisterial District: Beaverdam

Board Sheet Background:

It is requested that the Board of Supervisors adopt the attached proclamation congratulating Benjamin A. Schuhle in attaining the rank of Eagle Scout on May 12, 2015, the highest award granted by the Boy Scouts of America.

Recommended Action:

A motion to adopt the proclamation.

V. Update – Hanover County Public Schools

Dr. Rick Richardson, Interim Superintendent of Schools, came forward to report on the status of the recent Hanover County Schools opening.

Accreditation – SOL Results

- All schools exceeded the state benchmarks of 70% passing in Mathematics, Science and Social Studies and 75% in English
- Exceeded the state average on all 29 SOL tests

- Improved or maintained overall passing scores in 27 of 29 tests

Instructional Highlights

- This school year, students will have the opportunity to apply for:
 - the newly redesigned Hanover High School Specialty Center
 - the HCPS Advance College Academy
 - Summer Residential Governor's School for Career and Technical Education
- Fountas & Pinnell universal literacy screening and leveled literacy intervention system is being implemented in all elementary schools
- Interactive Achievement will allow online formative and benchmark assessments with detailed data reports on student achievement in all schools
- Google Apps for Education (GAFE) is here!

Focus on Classroom Teachers

- HCPS has the highest teacher retention rate of all school divisions in the Richmond metro area
- Today, the division has thousands of teacher applicants who want to be part of the Hanover family
- Highly Qualified teacher status for 2014-15 was 99.7% of the new teacher appointments

First Day of School

- Enrollment:
 - K through 12: 17,874
 - Pre-School: 268
- Average Number of Students Transported: 15,200
- Number of Buses: 243
- Number of Routes: 393
- New Buses: 11
- Average Meals Served:
 - Breakfast: 1,160
 - Lunch: 7,550

Ranked #1 in:

- Virginia on-time cohort graduation rate (2014) 96.2% (highest*)
- Virginia on-time cohort dropout rate (2014) 2.2% (lowest*)
- Instructional spending 72.5% (2014)*

2016 School Year Budget:

- Provides for the highest per pupil spending in the history of the school division
- Continued focus on small class size – Average 21.5

*Divisions with Membership of 15,000+ students

2015 Summer Projects - \$1.9 Million

- 11 Elementary Schools
- All Middle & High Schools
- Georgetown & School Board Office

Following the presentation, Board members had a discussion about the great job being done by HCPS, the successful first day of school, the warm and welcoming environment in the schools that was encountered when a Board and School Board member visited numerous schools.

Dr. Richardson answered questions from Board members. Regarding technology, Dr. Richardson was asked if there is a plan to provide tablets for teachers and other instructional staff. He explained that this is on the long rang plan for technology and the intent is to begin the process of introducing tablets with a funding request in the next proposed budget. He also answered questions about progress that was made over the summer to address specific problems with SOL testing, Pearson Learning and other issues.

Dr. Richardson recently presented an initiative to the State School Board and the State Superintendent, the Governor's School for Career and Technical Education. The program is scheduled to go live June, 2016. The feedback he received was that HCPS is putting something on the map that has never been done in the Commonwealth, which is recognizing that students in one of the 16 career pathways can also be gifted. This will be the first program of the kind in the country. He invited Board members to attend the next presentation to the State School Board.

VI. Legislative Agenda – Proposed Addition of Request Regarding Body Worn Cameras

Mr. Sterling Rives, County Attorney, came forward to describe this proposed addition. On September 9, 2015, the Board of Supervisors adopted the Legislative Agenda for 2016 as proposed by the Legislative Committee except for the request for legislation pertaining to body cameras worn by law enforcement officers. The Board discussed this item but deferred action until September 23. The proposed item is worded as follows:

- Request that the General Assembly amend the Freedom of Information Act, as necessary, to assure that law enforcement agencies are not required to release video and audio recorded by body worn cameras that would disclose the identities and personal information of private citizens and to assure that agencies do not incur burdensome costs in responding to requests.

Board members had a detailed discussion on the issue. The possible outcome that legitimate information might be withheld because of what an individual might do with it was discussed. Mr. Rives explained that the public has access to arrest records, etc. now. There was also discussion on the obligation to protect citizens’ right to privacy and on citizens who are innocent but are filmed during an incident that is then put on the internet, giving the impression that the citizen committed a crime.

Mrs. Kelly-Wiecek made a motion to adopt this as part of the Legislative Agenda, seconded by Mr. Hazzard.

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	No
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. “Ed” Via, III	Aye
Elton J. Wade, Sr.	Absent

Motion approved.

The Chairman announced that item VI-A. – Closed Session, will be postponed until after the public hearings.

The meeting was recessed at 6:54 p.m.

The meeting was reconvened at 7:00 p.m.

VII. Public Hearing – Request to Restrict Through Truck Traffic on Taylorsville Road (Route 689) from Route 1 (Washington Highway) to Route 738 (Old Ridge Road) and on Binns Road (Route 725) from Taylorsville Road to Route 30 - Magisterial District: Beaverdam

Mr. Mike Flagg, Director of Public Works, came forward to describe this request to the Board. Concerns have been raised that the new bridge on Taylorsville Road will make it more attractive for through truck traffic. Concerns over the size and speed of these vehicles on a road not specifically designed for the larger trucks suggest that a through truck restriction should be considered. Large trucks are presumed to be using Route 738 (Old Ridge Road) to Washington Highway and on to Route 30 currently as a preferred route. It is staff’s opinion that prohibiting through truck traffic on Taylorsville Road and Binns Road will enhance safety and not impose an unreasonable inconvenience. The restriction would apply to any through truck or truck and trailer or semi-trailer combination except pickup or panel trucks. The restriction would not apply to trucks with origins and/or destinations along the road. Following a public hearing, the Board can request VDOT to prohibit through trucks on any part of a primary or secondary highway if a reasonable alternative route is available. VDOT has completed a preliminary assessment of the corridor and found it acceptable for a through truck restriction. The final decision with respect to through truck restrictions on secondary highways rests with the VDOT Commissioner. The Commonwealth Transportation Board is charged with the authority to restrict through truck traffic on primary highways.

The Chairman opened the public hearing and asked that anyone who wished to speak for or against the matter come forward. Seeing none, the Chairman closed the public hearing.

Mr. Stanley, seconded by Mr. Peterson, moved to adopt the resolution to restrict through traffic on Taylorsville Road and Binns Road.

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. “Ed” Via, III	Aye
Elton J. Wade, Sr.	Absent

Motion approved.

VIII. PLANNING PUBLIC HEARINGS

- A. C-16-15(c), Howard D. Nuckols, Jr.** - Request to rezone from A-1, Agricultural District, to AR-6(c), Agricultural Residential District with conditions, on GPIN 7708-25-1332, consisting of approximately 8.37 acres, and located on the south line of Dogwood Trail Road (State Route 620) approximately 0.32 mile east of its intersection with Watkins Road (State Route 721). The subject property is designated on the General Land Use Plan Map as Agricultural. The proposed zoning amendment would permit the creation of one additional building lot for a family member for a gross density of one (1) dwelling unit per 4.19 acres. - **Magisterial District: South Anna**

Mr. David Maloney, Director of Planning, came forward to give this presentation to the Board.

The Chairman opened the public hearing and asked that anyone who wished to speak for or against the matter come forward. Seeing none the public hearing was closed.

On motion of Mr. Hazzard, seconded by Mr. Via, the members of the Board of Supervisors voted to approve C-16-15(c), Howard D. Nuckols, Jr, as follows:

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

- B. C-17-15(c), Deborah S. Colvin** - Request to rezone from A-1, Agricultural District, to AR-6(c), Agricultural Residential District with conditions, on GPIN 7820-80-9619, consisting of approximately 8.3 acres, and located on the south line of St. Peter's Church Road (State Route 611) approximately 0.22 mile west of its intersection with Auburn Mill Road (State Route 675). The subject property is designated on the General Land Use Plan Map as Agricultural. The proposed zoning amendment would permit the creation of one additional building lot for a family member for a gross density of one (1) dwelling unit per 4.15 acres. - **Magisterial District: South Anna**

Mr. Maloney presented this request to the Board.

The Chairman opened the public hearing and asked that anyone who wished to speak for or against the matter come forward. Seeing none the public hearing was closed.

On motion of Mr. Hazzard, seconded by Mr. Via, the members of the Board of Supervisors voted to approve C-17-15(c), Deborah S. Colvin, as follows:

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

C. **C-18-15(c), Patricia B. and John H. Clements, et al.** - Request to rezone from A-1, Agricultural District to AR-6(c), Agricultural Residential District with conditions on GPINs 8754-56-6324 and 8754-55-5981, consisting of approximately 19.76 acres, and located at the terminus of Douglas Farm Lane (private road) approximately 800 feet east of its intersection with McClellan Road (State Route 628). The subject property is designated on the General Land Use Plan Map as Agricultural. The proposed zoning amendment would permit a boundary line adjustment. - **Magisterial District: Cold Harbor**

Mr. Maloney presented this request to the Board.

The Chairman opened the public hearing and asked that anyone who wished to speak for or against the matter come forward. Seeing none the public hearing was closed.

On motion of Mr. Stanley, seconded by Mrs. Kelly-Wiecek, the members of the Board of Supervisors voted to approve C-18-15(c), Patricia B. and John H. Clements, et al., as follows:

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

D. **C-10-99(c), AM. 1-15, HCT Holdings, L.L.C., et al.** - Requests an amendment to the proffers approved with rezoning request C-10-99(c), Am. 1-09, Hanover Group, L.L.C., on GPINs 8715-48-8767, 8715-48-8744, 8715-48-8732 and 8715-48-8619, consisting of approximately 10,500 square feet, zoned M-1(c), Limited Industrial District with conditions, and located on the north line of Bell Creek Road (State Route 642) approximately 575 feet east of its intersection with

Autumn Park Way (State Route 1556). The subject property is designated on the General Land Use Plan Map as Planned Business. The proposed zoning amendment would permit food processing and distribution. - **Magisterial District: Chickahominy**

Mr. Maloney presented this request to the Board.

The Chairman opened the public hearing and asked that anyone who wished to speak for or against the matter come forward.

Mr. Preston Lloyd came forward on behalf of the applicant and offered to answer any questions from Board members. Seeing no others come forward, the Chairman closed the public hearing.

On motion of Mrs. Kelly-Wiecek, seconded by Mr. Peterson, the members of the Board of Supervisors voted to approve C-10-99(c), AM. 1-15, HCT Holdings, L.L.C., et al., as follows:

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

E. **C-20-15, Hanover Board of Supervisors (Department of Public Utilities)** - Requests to rezone from A-1, Agricultural District to RS, Single-Family Residential District on GPIN 7768-94-1986, consisting of approximately 2.05 acres, and located on the south line of Cedar Lane (State Route 623) approximately 575 feet west of its intersection with Karen Drive (State Route 772). The subject property is designated on the General Land Use Plan Map as Suburban General (1-4 dwelling units per acre). The proposed zoning amendment would permit a water storage tank and pump station. - **Magisterial District: South Anna**

F. **CUP-7-15, Hanover Board of Supervisors (Department of Public Utilities)** - Requests a Conditional Use Permit in accordance with Section 26-59.5 of the Hanover County Zoning Ordinance to permit a water storage tank and pump station on GPIN 7768-94-1986, consisting of approximately 2.05 acres, zoned A-1, Agricultural District (RS, Single-Family Residential District pending), and located on the south line of Cedar Lane (State Route 623) approximately 575 feet west of its intersection with Karen Drive (State Route 772). The subject property is designated on the General Land Use Plan Map as Suburban General (1-4 dwelling units per acre). - **Magisterial District: South Anna**

Mr. Maloney presented these two requests to the Board and described the changes to the project that have been made in response to citizens' concerns. The Chairman opened the combined public hearing and asked that anyone who wished to speak for or against the matters come forward.

Mr. Steve Herzog, Director of Public Utilities, came forward to address the Board and described additional changes that have been made. He gave a presentation and detailed description of the project. He answered Board member's questions regarding the size of the storage tank and the reason for the proposed tank, which is to provide commercial fire flow as well as water for other future development.

Seeing no others come forward, the Chairman closed the public hearing.

On motion of Mr. Hazzard, seconded by Mr. Via, the members of the Board of Supervisors voted to approve C-20-15 and CUP-7-15, Hanover Board of Supervisors (Department of Public Utilities), as follows:

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

G. CUP-6-15, Craig Realty Group – Richmond, L.L.C. - Requests a Conditional Use Permit in accordance with Section 26-174.3 of the Hanover County Zoning Ordinance to permit a parking garage on GPIN 7788-58-4590(part), consisting of approximately 4.32 acres. The area of the Conditional Use Permit will be limited to approximately 3.92 acres. The property is zoned M-2(c), Light Industrial District with conditions, and is located on the north line of Sun Shade Lane (State Route pending) approximately 400 feet east of its intersection with North Lakeridge Parkway (State Route 782). The subject property is designated on the General Land Use Plan Map as Destination Commerce. - **Magisterial District: Ashland**

H. SE-11-15, Craig Realty Group – Richmond, L.L.C. - Requests a Special Exception Permit in accordance with Section 26-336 of the Hanover County Zoning Ordinance to permit a structure taller than permitted on GPIN 7788-58-4590, consisting of approximately 4.32 acres, zoned M-2(c), Light Industrial District with conditions, and located on the north line of Sun Shade Lane

(State Route pending) approximately 400 feet east of its intersection with North Lakeridge Parkway (State Route 782). - **Magisterial District: Ashland**

Mr. Maloney presented these two requests to the Board.

The Chairman opened the combined public hearing and asked that anyone who wished to speak for or against the matters come forward.

Mr. Jim Theobald, Attorney, came forward to speak on behalf of Craig Realty Group, Richmond, LLC. He gave a presentation on the two requests. He clarified that the sides of the deck are open but covered with mesh.

Mr. William Shumack, Attorney with McClare Ryan, came forward to speak on behalf of the owner of the adjacent property, EMAC, LLC, and McGeorge RV, citing safety concerns with RV drivers and stating that it will impair his client's business. He asked for a deferral to allow time for the parties to work together for a suitable alternative and stated he feels a traffic study is necessary.

Mr. Theobald returned to the podium and stated he does not feel the deck will block the view of the RV's on the McGeorge lot. He stated the safety issue would result from unsafe driving of RVs and he does not feel it is in the applicant's power to control or prevent that.

Seeing no others come forward, the Chairman closed the public hearing.

Board members discussed the proposed parking deck. It was noted that the development has been being planned for a number of years and a parking garage has always been expected to be part of the development. Mr. Rives provided clarification that if the request is approved, discussions and amendments can still be made and brought before the Board for consideration.

On motion of Mr. Via, seconded by Mr. Stanley, the members of the Board of Supervisors voted to approve CUP-6-15 and SE 11-15, Craig Realty Group – Richmond, L.L.C., as follows:

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

- I. **C-4-15(c), Lillie Kreynus, et al.** - Request to rezone from A-1, Agricultural District and B-3(c), General Business District with conditions, to B-3(c), General Business District with conditions, on GPINs 8724-19-9867 and 8724-29-4802 (part) consisting of approximately 15.0 acres, and

located on the north line of Mechanicsville Turnpike (U.S. Route 360) approximately 300 feet west of its intersection with Compass Point Drive (State Route 1075). The subject property is designated on the General Land Use Plan Map as Commercial. The proposed zoning amendment would permit retail uses. - **Magisterial District: Henry**

Mr. Maloney presented this request to the Board.

The Chairman opened the public hearing and asked that anyone who wished to speak for or against the matter come forward.

Mr. Jim Theobald, Attorney with Hirschler Fleischer, came forward to speak on behalf of the applicant. He described the store that Kroger plans to build on the location. He gave a presentation on the overall rezoning request and the planned development. He offered clarification on the hours of operation.

Ms. Stephanie Thompson, niece of the applicant, came forward to speak on behalf of her great-aunt. She explained the importance of this rezoning and development to the family.

Ms. Jean Z. Longest, Cold Harbor Magisterial District, came forward to speak in favor of the request. She stated the many subdivisions in the area make commercial development a necessity.

Mr. Barry Poole, Henry Magisterial District, came forward to speak in favor of the request. He stated that the property will be developed by someone and he would prefer it be Kroger.

Mr. Joe Bidwell, Henry Magisterial District, came forward to speak in opposition of the request, citing safety concerns with increased traffic.

Ms. Renae Mullens, Henry Magisterial District, came forward to speak in opposition of the request, citing safety concerns with increased traffic and people cutting through her subdivision. She requested a more pedestrian friendly development.

Mr. Bill Mullens, Henry Magisterial District, came forward to speak in opposition of the request, citing traffic and safety concerns along with potential mosquito problems with the three proposed ponds. He stated he has spoken to many area residents and they are not in favor.

Mr. Troy Delung, Henry Magisterial District, came forward to speak in opposition of the request, citing concerns about increased traffic, people cutting through his subdivision and the site lines from the homes in his neighborhood.

Ms. Carolyn Morris, Henry Magisterial District, came forward to speak in opposition of the request, citing safety concerns for the children in her subdivision due to the increased traffic. She noted the new development will have residential neighborhood on three sides of it.

Mr. Theobald returned to the podium and clarified that there will be aeration to prevent a mosquito problem. He reiterated the traffic measures that have been taken.

Seeing no others come forward, the Chairman closed the public hearing.

Board members had a discussion on the project. A possible sign to prevent blocking an intersection was suggested. Mr. Flagg came forward and offered clarification on the A-D traffic levels of service. An increase in walkable paths was discussed. It was noted that there was a plan to provide additional screening on the side by the church but the church indicated they did not want this.

On motion of Mr. Davis, seconded by Mr. Stanley, the members of the Board of Supervisors voted to approve C-4-15(c), Lillie Kreynus, et al., as follows:

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

VI.-A. Closed Session - Discussion of the acquisition of real property for the Atlee Road Extended Project - Va. Code Section 2.2-2711(A)(3)

Mr. Stanley moved that the Board of Supervisors go into Closed Session pursuant to Discussion of the acquisition of real property for the Atlee Road Extended Project - Va. Code Section 2.2-2711(A)(3). The motion was seconded by Mrs. Kelly-Wiecek.

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

Motion approved.

Board members entered Closed Session at 8:49 p.m. At the conclusion of the Closed Session, all Board members returned to the Board room, and the Chairman called the regular meeting back to order at 9:03 p.m.

Certification of Closed Session

Mr. Stanley moved that the Board of Supervisors certify that during the Closed Session only public business matters lawfully exempted from the open meeting requirement of the Freedom of Information Act and only such public business matters as were identified in the motion for the Closed Session were discussed. The motion was seconded by Mr. Davis.

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

Motion approved.

Mrs. Kelly-Wiecek moved that the Board of Supervisors authorize the purchase two parcels identified as GPIN 7796-95-0178 and GPIN 7796-95-1024 for \$16,000 for proposed road improvements, and authorize the County Administrator to take all actions necessary to complete this acquisition.

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

Motion approved.

Mrs. Kelly-Wiecek moved that the Board of Supervisors authorize the purchase of right-of-way and easements on GPIN 7796-85-4843 for \$22,000 for proposed road improvements, and authorize the County Administrator to take all actions necessary to complete this acquisition. The motion was seconded by Mr. Stanley.

	Vote:
Wayne T. Hazzard	Aye
Aubrey M. Stanley	Aye
Sean M. Davis	Aye
Angela Kelly-Wiecek	Aye
W. Canova Peterson	Aye
G. E. "Ed" Via, III	Aye
Elton J. Wade, Sr.	Absent

Motion approved.

IX. Announcements

Mr. Harris announced that the Richmond 2015 UCI Race event in Hanover was a tremendous success. He expressed his pride in Hanover County.

Mr. Hazzard commended the Sheriff's Office on the wonderful work they did related to the race.

Mrs. Kelly-Wiecek made note of the citizen volunteers who played an important part in making the race a success.

Mr. Frank Harksen announced that the UCI Gala will be held Saturday, September 26 from 7:00 – 9:00 p.m. at the University of Richmond. He reminded the Board that November 17, 18 and 19 is Government Day for Stonewall Jackson Middle School and the students will be here at the County.

X. Adjournment

At p.m. the Chairman adjourned the meeting to October 14, 2015 – Hanover County Administration Building – 3:00 p.m.