

AGENDA
BOTETOURT COUNTY BOARD OF SUPERVISORS
TUESDAY, MAY 26, 2020
GREENFIELD EDUCATION AND TRAINING CENTER
DALEVILLE, VIRGINIA 24083
BEGINNING AT 12:30 P. M. (Closed Session)
2:00 P. M. (Public Session)

12:30 P. M. Call to Order.

1. Closed Session pursuant to the Code of Virginia, 1950, as amended, as follows:

- Section 2.2-3711.A. 3, Acquisition or disposition of real property for economic development purposes where discussion in open session would adversely affect the County's bargaining position or negotiating strategy namely concerning the Amsterdam (Greenfield) district.

- Section 2.2-3711.A. 5, Discussion on prospective businesses or industries or the expansion of existing businesses or industries where no previous announcement has been made of their interest in locating or expanding facilities in the community in the Amsterdam (Greenfield) and Blue Ridge (East-Park) Districts.

2:00 P. M. Call the meeting back to order and adopt the post-closed session resolution by roll-call vote.

Pledge of allegiance.

Moment of silence.

Public comment period.

Consent agenda:

2. Approval of minutes of the regular meeting held on April 28, 2020.
3. Approval of minutes of the continued meeting held on May 12, 2020.
4. Ratification of an emergency ordinance pertaining to "continuity of government" during the COVID-19 pandemic. (Larrowe/Lockaby)
5. Approval of a MoU with the Virginia Department of Emergency Management regarding the County's Swiftwater Rescue Team. (Ferguson)
6. Approval of proclamation declaring the week of June 14 - 20, 2020 as Firefighter Safety Stand Down Week. (Ferguson)

7. Approval of Transfers and Additional Appropriations. (Zerrilla)

8. Approval of Accounts Payable and ratification of the Short Accounts Payable List. (Zerrilla)

2:30 P. M. 9. Highway Department monthly update. (Varney)

10. Update on County coronavirus response. (Ferguson/Larrowe)

11. Discussion on the Small Business Grant Program. (McFadyen)

12. Consideration of approval of a new operational agreement for the Read Mountain Fire Station. (Ferguson)

3:15 P. M. 13. Public hearing on proposed Zoning Ordinance amendments to Section 25-74(b), Section 25-75(b), Section 25-76(b), Section 25-124(b), and Section 25-125(c) to include provisions regarding "cluster development" in the Agricultural A-1 and Residential R-1 Use Districts. (Pearson)

Appointments:

14. A. The terms of the Amsterdam, Buchanan, and Valley District representatives on the Board of Social Services expire on July 1, 2020. These are four year terms.
- B. The term of Mr. Gary Larrowe on the Roanoke Valley-Alleghany Regional Commission expires on June 30, 2020. This is a three year term.
- C. The Blue Ridge District representative on the Library Board of Trustees has resigned. This term will expire on December 31, 2020.
- D. Mrs. Annette Clark's term as the County representative on the LOA Advisory Council expired on April 1, 2020. This is a four year term.
- E. The terms of Mr. Clinton and Mr. Martin on the Roanoke Valley Transportation Planning Organization's Policy Board expire on June 30, 2020. These are three year terms.

Other Items:

- Committee reports.
- Board member comment period.

6:00 P. M.

Public hearings:

15. Public hearing in accordance with *Chapter 25 Zoning, Article V, Division 6, Section 25-581.2 Zoning ordinance text amendment—Owner-initiated* of the Botetourt County Code for a request to revise *Article IV, Division I, Section 25-446. Wind energy systems* as follows: Amend *(l) Utility scale wind energy system requirements. (3) Turbine height* to change the maximum turbine height from 550 feet to 680 feet; amend *Section 25-446. Wind energy systems (m) Reserved* to add a section to provide a maximum height of 100 feet for equipment and structures for substations and facilities for points of interconnection; and amend *Section 25-446. Wind energy systems (o)(13)(i) Expiration* to delete the five year time limit that a special exception permit for wind energy systems would expire if the system did not become operational. (Pendleton)

The Planning Commission recommended approval of these amendments.

16. Fincastle District: Fraley Family Restated Irrevocable Dynasty Trust and Jerry L. Fraley, with Rocky Forge Wind, LLC (a subsidiary of Apex Clean Energy, Inc.), requests a change of conditions to a previously approved Special Exception Permit (SEP) to construct a utility-scale wind energy system in the Forest Conservation (FC) Use District. The project is sited on a portion of three tracts: Tax Parcel #13-2 containing 5,092.14 acres, Tax Parcel #20-3, containing 1,512.526 acres, and Tax Parcel #20-3A, containing 7.96 acres. Approximately 200 acres located within these boundaries will be utilized for a maximum of 22 wind turbines and ancillary equipment and the related construction, operation, and maintenance of a utility scale wind energy system. The applicants request, as per *Chapter 25. Zoning, Article IV. Supplemental Regulations, Division 1. Use regulations, Section 25-446. Wind energy systems* of the Botetourt County Code, to reduce the number of permitted turbines from a maximum of 25 to a maximum of 22, and to modify the existing conditions related to constructing turbines at a taller height to be no greater than 680 feet in height. This project is proposed to be located along approximately 3.5 miles of the southernmost portion of North Mountain, with an entrance generally located on the north side of secondary Route 622 (Dagger Spring Road), approximately 5.2 miles east of the intersection of Route 622 and secondary Route 694 (Gala Loop Road), to be accessed by a proposed gravel road, identified on the Real Property Identification Maps of Botetourt County as Section 13, Parcel 2, and Section 20, Parcels 3 and 3A. (Pendleton)

The Planning Commission recommended conditional approval of this request.