

**AGENDA**  
**BOTETOURT COUNTY BOARD OF SUPERVISORS**  
**FEBRUARY 28, 2023**  
**BOTETOURT COUNTY ADMINISTRATION CENTER**  
**57 SOUTH CENTER DRIVE, ROOM 212**  
**DALEVILLE, VIRGINIA 24083**  
**12:30 p.m. (Closed Session)**  
**2:00 p.m. (Public Session)**

**12:30 p.m.** Call to Order

1. Consider approval for Board member to virtually participate in meeting. (Lockaby)
2. 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), Blue Ridge, Buchanan, Fincastle, and Valley districts.
  - 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 (Jack Smith Park), and Fincastle Districts.
  - Section 2.2-3711.A.8 - Consultation with legal counsel regarding specific legal advice related to Orchard Lake impound maintenance in the Amsterdam District.

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

Pledge of Allegiance and moment of silence.

3. Introduction of new employee:
    - Sean Nester - Erosion and Sediment/Stormwater Management Program Administrator (Pendleton)
  4. Recognitions:
    - Rescue Task Force Presentation/Recognitions (Ferguson/Ward)
    - Girls' Fire Camp Award Recognition (Ferguson)
  5. Citizen Comment period
  6. Consent Agenda
    - a. Approval of Minutes of regular meeting held on January 24, 2023
    - b. Refund of taxes for Heavenly Haven
    - c. Refund of taxes for Cindy Bane
    - d. Consideration of MOU with Roanoke County regarding joint signage
  7. Approval of Transfers and Additional Appropriations. (Zerrilla)
  8. Approval of Accounts Payable & ratification of the Short Accounts Payable List (Zerrilla)
- 3:00 p.m. 9. VDOT monthly update. (Blevins)

- 3:15 p.m. 10. YMCA Presentation (Rob Lough)
- 3:30 p.m. 11. Consider Resolution of support for free and open public waters (Lockaby)
- 3:35 p.m. 12. Brief recess
- 3:45 p.m. 13. PUBLIC HEARING – Amendment to the FY2022-2023 Botetourt County Budget relating to the School Capital Reserve Fund (Zerrilla)
14. Consider Resolution approving participation in proposed settlement of Opioid-related claims (Larrowe)
15. Countywide Apartment Market Analysis, presented virtually by Ariel Goldring
16. Update on APEX Rocky Forge project (Pendleton)
17. Old County Jail lease agreement (Lanford)
18. Permit fee waiver request for Six Forty Group at Old Colonial Elementary (Lanford)
19. Board member comments

**6:00 p.m. PUBLIC HEARING**

20. Amsterdam District: Whisper Hill LLC and Invest Properties LLC (TPB Enterprises LLC, contractual purchaser) requests a Special Exception Permit, with possible conditions, to increase the number of multi-family dwelling units allowed per acre and a Special Exception Permit, with possible conditions, to increase the maximum building height above 45 feet in accordance with *Chapter 25, Article III. Overlay Districts, Division 2.- Gateway Crossing Overlay District, and Sec 25-583 of the Botetourt County Code*. This request includes five contiguous parcels totaling 21.446 acres, with frontage along Roanoke Road (US Route 220), College Drive (SR 656) and Old Estates Lane and are identified on the Real Property Identification Maps of Botetourt County as Section 101, Parcels 38, 38B, 40, (4)A and (4)B.

\*Citizens who do not wish to attend in person may listen to the meeting by calling 1-301-715-8592 or 1-929-205-6099 and entering the meeting ID 875 8155 0045. The line will be open beginning at 1:55 p.m.