

February 13, 2019

The Regular Meeting of the Rockingham County Board of Supervisors was held on Wednesday, February 13, 2019, at 3:00 p.m. at the Rockingham County Administration Center, Harrisonburg, Virginia. The following members were present:

- PABLO CUEVAS, Election District #1
- SALLIE WOLFE-GARRISON, Election District #2
- RICK L. CHANDLER, Election District #3
- WILLIAM B. KYGER, JR., Election District #4
- MICHAEL A. BREEDEN, Election District #5

Also present:

- BRYAN F. HUTCHESON, Sheriff

- STEPHEN G. KING, County Administrator
- THOMAS H. MILLER, JR., County Attorney
- CASEY B. ARMSTRONG, Assistant County Administrator
- PATRICIA D. DAVIDSON, Director of Finance
- KIRBY W. DEAN, Director of Parks & Recreation
- ANN MARIE FREEMAN, Director of Court Services
- JEREMY C. HOLLOWAY, Fire & Rescue Chief
- JENNIFER J. MONGOLD, Director of Human Resources
- PHILIP S. RHODES, Director of Public Works
- MICHAEL L. BOWEN, Deputy Director of Technology
- RHONDA H. COOPER, Deputy Director of Community Development
- BRADFORD R. R. DYJAK, Director of Planning
- KELLY S. GETZ, Code Compliance Officer
- DIANA C. STULTZ, Zoning Administrator
- JESSICA G. KILBY, Deputy Clerk
- DONALD F. KOMARA, Residency Administrator
- Virginia Department of Transportation

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CALL TO ORDER
INVOCATION
PLEDGE OF ALLEGIANCE.

Chairman Breeden called the meeting to order at 3:00 p.m.

Chairman Breeden gave the Invocation and Director of Public Works Rhodes led the Pledge of Allegiance.

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INTRODUCTION OF STUDENTS.

Students from Blue Ridge Community College, Eastern Mennonite, Spotswood, and Turner Ashby high schools introduced themselves to the board.

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APPROVAL OF MINUTES.

On motion by Supervisor Chandler, seconded by Supervisor Wolfe-Garrison, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE;

CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board approved the minutes of the regular meeting of January 23, 2019.

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TRANSPORTATION DEPARTMENT.

The Board heard Mr. Komara’s report on the activities of the Transportation Department, including updates to bridge, road and rural rustic projects.

Mr. Komara noted a public hearing for the Friedens Church Road (Route 682) bend project will be held on March 20, 2019 from 4 to 6 p.m. at Turner Ashby High School.

He mentioned a public meeting is scheduled for March 31, 2019 in Elkton, for a Safe Routes to School proposal to add sidewalks in the Town to benefit Elkton Elementary School.

Supervisor Wolfe-Garrison pointed out areas along Routes 701 and 726 where potholes have surfaced. Being that the area serves the horse and buggy community, Supervisor Wolfe-Garrison said she has witnessed horses tripping through the potholes and asked that they be repaired.

Supervisor Kyger brought attention to the bridge on Community Center Road (Route 730) in Briery Branch. He pointed out that the bank has eroded to the point that it is only two feet from the edge of the road. Additionally, he said there is a buildup of debris at the bridge.

Supervisor Chandler mentioned a pothole on Shen Lake Drive (Route 689) near the Lakeview Golf Course crosswalks and reminded Mr. Komara to look at an area on East Side Highway (Route 340) in Port Republic where a school bus stop sign may be needed.

In response to a question from Supervisor Breeden, Mr. Komara said he will request an estimate for improvements to Hensley Hollow Road (Route 622). He pointed out that he suspects the estimate will be very costly given that the road is located between a creek and embankment.

Supervisor Breeden stated that the bridge near Sun Valley on South East Side Highway (Route 340) is narrow and causes concerns for residents who regularly share the bridge with large industrial truck traffic in the MillerCoors and Merck corridor. He asked Mr. Komara to look into possible solutions.

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SHENANDOAH NATIONAL PARK.

Jennifer Flynn, Shenandoah National Park Superintendent, updated the Board on the activities of the Shenandoah National Park (SNP).

Superintendent Flynn reported that the Park operates with a budget of 12 million dollars provided by Congress, \$8 million provided through the Park’s own recreational fees, and approximately \$500,000 in other funds via philanthropic partners, concession franchise fees and various park service funds. Ms. Flynn highlighted the Park’s four official partners: the Delaware North Corporation, which handles improvements to the park’s lodges and facilities; the Potomac Appalachian Trail Club, the Park’s partner on trail maintenance; the Shenandoah National Park Association, the Park’s education partner; and the Shenandoah National Park Trust, the Park’s philanthropic partner.

Ms. Flynn addressed the recent government shutdown, stating it was the longest in U.S. history, spanning from December 22, 2018, through January 25, 2019. She said although the shutdown occurred during a relatively slow visitation period, it occurred during a crucial seasonal hiring period and compliance and planning time for the upcoming season. Additionally, she reported that although there was some misuse of the park during the shutdown, the amount of citizen support shown during that time was overwhelming. Citizens cleaned up trash and emptied trash cans throughout the Park, reaffirming how much people care about SNP, she said.

Ms. Flynn reported that 2018 was a record-breaking weather year, presenting some challenges for SNP. Rainfall in 2018 was well above the Park’s 52-inch average, breaking its 68-inch record, with Big Meadows receiving 99.56 inches of rainfall. The southern end of the Park experienced a severe ice storm in November and remains closed. As a result, visitation for 2018 was down 13 percent, with 1.2 million visitors.

Superintendent Flynn pointed out that the Park continues to be a huge economic engine for the region with the latest study indicating park visitors spent over 95.8 million dollars in surrounding communities, spending that supported more than 1,200 jobs.

In closing, Superintendent Flynn acknowledged the County’s commitment to the Park through Celebrate Shenandoah and the Blue Ridge Committee for Shenandoah Park Relations. Additionally, she noted that Rockingham, Page and Warren counties formed a joint team, and were awarded a grant to attend a region-specific workshop in February, to determine how to better connect SNP and communities along the Route 340 corridor.

Upcoming fee-free days are scheduled in 2019 on April 20, June 15, August 25, September 28 and November 11.

Public meetings will begin in the spring to review a proposal to add lime to part of the Payne Run Watershed in an attempt to reverse acid rain deposition.

In response to Chairman Breeden, Ms. Flynn stated that Chronic Wasting Disease is not in the Shenandoah National Park, but has been seen north of the park on the other side of the Shenandoah River.

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COUNTY ADMINISTRATOR'S STAFF REPORT.

The Board received and reviewed Mr. King’s staff report dated February 7, 2019.

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ASSISTANT COUNTY ADMINISTRATOR'S STAFF REPORT.

The Board received and reviewed Mr. Armstrong’s Community Development and Economic Development staff reports dated February 13, 2019.

Mr. Armstrong reported that work on the Massanetta Springs Road Improvement project will begin Monday and go through mid-September. A portion of the project will require a road closure from just south of Forest Oaks Lane to approximately 300 yards south of the Preston Lake entrance, from February 18 through May 2019. Adjacent landowners were notified and the information was provided to the media.

Ms. Stultz presented two requests to the Board. The first, a request allowing staff to draft an ordinance that would require applicants to provide plans and plats digitally prior to obtaining the Zoning Administrator’s signature. The second, a request to draft an ordinance amendment to allow cemeteries that are on the same parcel as a church or on property adjoining the church property, to be considered accessory to the church and be permitted by right rather than by special use permit. Once drafted, ordinances would be presented to the Planning Commission and the Board for approval.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board authorized staff to draft ordinances for the following:

- 1) an ordinance requiring applicants to provide plans and plats digitally prior to obtaining the Zoning Administrator’s signature; and,

- 2) an ordinance amendment to allow for cemeteries that are on the same parcel as a church or on property adjoining the church property, to be considered accessory to the church and be permitted by right rather than by special use permit.

REZ18-339 - REMOVAL FROM THE TABLE

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board removed from the table REZ18-339 Skylar & Talli, LLC, P.O. Box 1039, Harrisonburg, VA 22803, to rezone a 6.302-acre parcel located on the west side of Reservoir Street (Route 710) approximately 100’ north of Fieldale Place from R-3C (General Residential with Conditions) to PMF (Planned Multi-Family). The parcel is identified in the Comprehensive Plan as Mixed Use Center in the Urban Development Area, Tax Map #125-(A)-L160, Election District 3.

Director of Planning Dyjak recalled that REZ18-339 was tabled on January 23, 2019. Mr. Dyjak reviewed revisions to the applicant’s master plan. He pointed out that the applicant has shown they are meeting and exceeding the 15 percent requirement for common area. The applicant indicated they will construct a sidewalk along Reservoir Street the entire length of the property ending at Fieldale Place. Mr. Dyjak noted that because of topography, the site will only have one entrance connecting to Reservoir Street.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a roll call vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board approved REZ18-339 Skylar & Talli, LLC, P.O. Box 1039, Harrisonburg, VA 22803, to rezone a 6.302-acre parcel located on the west side of Reservoir Street (Route 710) approximately 100’ north of Fieldale Place from R-3C (General Residential with Conditions) to PMF (Planned Multi-Family). The parcel is identified in the Comprehensive Plan as Mixed Use Center in the Urban Development Area, Tax Map #125-(A)-L160, Election District 3.

(Note: A copy of the Narrative Statement and Master Plan are attached to and made a part of these minutes.)

SUP18-218 – REMOVAL FROM THE TABLE

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Kyger, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board removed from the table SUP18-218, Silver Lake Bed & Breakfast, LLC, 92 North Liberty Street, Harrisonburg 22801, for an event center on property located on the east side of Silver Lake Road (Route 701) approximately 2,000' northeast of Silling Road (Route 913), Election District #2, zoned A-2 (General Agricultural). Tax Map #107-(11)-5. Property Address: 1331 Silver Lake Road.

Supervisor Wolfe-Garrison indicated that after meeting with the applicants, neighbors and staff, additional conditions were added to the special use permit request. Ms. Stultz reviewed the conditions that follow.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Cuevas, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board, with the following conditions, approved SUP18-218, Silver Lake Bed & Breakfast, LLC, 92 North Liberty Street, Harrisonburg 22801, for an event center on property located on the east side of Silver Lake Road (Route 701) approximately 2,000' northeast of Silling Road (Route 913), Election District #2, zoned A-2 (General Agricultural). Tax Map #107-(11)-5. Property Address: 1331 Silver Lake Road.

CONDITIONS:

1. Use shall be located in substantial accordance to plot plan submitted with the application.
2. Building shall comply with the Statewide Building Code and the proper permits shall be obtained.
3. This permit is contingent upon a site plan being submitted to and approved by the County. No work shall be done on the property and the business shall not begin operation until such time as the site plan is approved.
4. Commercial entrance permit shall be obtained from VDOT and submitted to the Community Development Department prior to issuance of building permits and entrance shall be installed and approved by VDOT prior to issuance of a certificate of occupancy.
5. If any new construction area exceeds 10,000 square feet, a Land Disturbance Permit shall be obtained.
6. All Health Department regulations shall be met regarding any increased use of the bed & breakfast from what was approved by the Health Department for that use.
7. This permit is contingent upon the applicant obtaining a sewage disposal system from the Health Department for the new event center. A copy of said permit shall be submitted to the Community Development Department prior to issuance of a building permit. Septic shall be installed and approved by the Health Department prior to issuance of a certificate of occupancy or use of the property as an event center.
8. All requirements of the City of Harrisonburg shall be met regarding water supply should the applicant remain on City water. Verification from the City that all regulations have been met shall be submitted to the Community Development Department prior to issuance of a certificate of occupancy or use of the property as an event center.
9. Should the applicant determine they wish to use the well on the property instead of City Water, all Health Department regulations shall be met.
10. All requirements of the Rockingham County Fire Prevention Code shall be met.
11. All Building Code requirements shall be met regarding the use of tents, and size of tent with the canopies will determine the Building Code requirements.
12. All supplemental standards regarding event centers shall be met and shall be attached to the special use permit and become a part of the special use permit conditions. Those supplemental standards will change only if the County supplemental standards regarding event centers change.
13. The business shall not begin operation until a certificate of occupancy is issued by the County. No certificate of occupancy shall be issued until all other conditions of this permit are met.
14. Applicant proffers that lighting shall be ground lighting, down lighting, or directional lighting that is directed away from the residences to the south of the event center. Applicant may use a combination of any of these types of lighting.
15. Applicant proffers to use the southern area of the property (to the south of the lawn and parking area) for agricultural uses such as crops or vineyard.
16. Applicant proffers to add landscaping to help minimize headlights shining into the residences to the south of the event center. As a part of the site plan review, a landscaping plan shall be submitted and must meet County staff requirements.
17. If use is begun within two years, should applicant later decide to replace the tent with a building no larger than the tent (1-story, 3500 square feet, as submitted by applicant in application), no further special use permit application shall be required. All other requirements regarding building code, fire prevention code, etc. shall be met.

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FINANCE DIRECTOR’S STAFF REPORT.

The Board received and reviewed Mrs. Davidson’s staff report dated February 6, 2019.

Mrs. Davidson reported that three responses were received for the health insurance consulting services proposal. After a thorough committee review of the proposals, staff recommended entering into a contract with USI.

On motion by Supervisor Cuevas, seconded by Supervisor Kyger, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board authorized the County Administrator to enter into an agreement with USI for health insurance consulting services for a three year period, at an amount not to exceed \$75,000 per year.

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FINANCE COMMITTEE.

On behalf of the Finance Committee, on motion by Supervisor Cuevas, seconded by Supervisor Chandler, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board approved the following 2018-2019 supplemental appropriation:

Technology

The County’s datacenter currently uses a Mitsubishi 2033C UPS to backup and condition power in the event of a power outage. This UPS is essential in keeping the County server and switch infrastructure running until the generator activates. The current unit began giving faulty readings in November. After multiple service calls with Cornerstone Technologies, it was determined that the current unit has a faulty system board. The age of the current unit (7+ years) makes replacement the best option.

Supplemental Appropriation: \$25,000

\$ 25,000	GL Code: 1001-04300-00000-000-508305-000	County Facilities Site Impr.
\$ 25,000	GL Code: 1001-00000-15201-000-352000-000	Fund Reserve

On behalf of the Finance Committee, on motion by Supervisor Cuevas, seconded by Supervisor Chandler, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board approved the following 2018-2019 supplemental appropriation:

Crowe Drive

An Invitation to Bid for Crowe drive was approved in the amount of \$1,839,219 at the January 23rd board meeting. A Memorandum of Understanding was approved by the board on December 12, 2018 and signed by Devon Anders. The agreement called for state funds in the amount of \$650,000 and local funds in the amount of \$150,000. In the agreement Devon Anders is responsible to pay the remaining amount over the local and state funds. The County will also remit payments to WRA for inspection services on the Crowe Drive Project in the amount of \$103,267. Devon Anders will be responsible for this amount as well.

Supplemental Appropriation: \$1,942,486

\$1,942,486	GL Code: 1101-09401-00000-000-508393-000	Crowe Drive Extension
\$ 150,000	GL Code: 1101-00000-15102-000-351000-000	Transfer from General Fund
\$1,142,486	GL Code: 1101-00000-11899-000-318990-000	Miscellaneous Revenue

\$ 650,000	GL Code: 1101-00000-12404-000-324990-000	Other State Funds
\$ 150,000	GL Code: 1001-09301-00000-000-509511-000	Transfer to Capital Fund
\$ 150,000	GL Code: 1001-00000-15201-000-352000-000	Fund Reserve

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HUMAN RESOURCES DIRECTOR’S STAFF REPORT.

The Board received and reviewed Mrs. Mongold’s staff report dated February 13, 2019.

Mrs. Mongold reviewed two proposed policy changes. The first, to the Family and Medical Leave Act (FMLA) and Other Leave, which would require compensatory and holiday return hours to be used before sick leave. The second recommended change, to the Inclement Weather policy, which would provide a more clear and consistent policy County-wide.

On motion by Supervisor Kyger, seconded by Supervisor Chandler, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board adopted the following revised Family and Medical Leave Policy and Inclement Weather Policy:

FMLA: 6. Substituting Paid Leave

Where an employee takes FMLA leave for any qualifying condition falling under section II of this policy, the employee must use all accumulated compensatory and holiday return hours accrued, if applicable. Once accrued compensatory and holiday return hours have been exhausted and the employee is still on FMLA leave, the employee must use all accumulated sick leave hours that have accrued. If the employee is still on FMLA leave once these hours have been exhausted, they must use annual leave or PTO hours to cover the period of absence. FMLA benefits will run concurrently with benefits provided by Worker's Compensation.

Inclement Weather

There are times when weather conditions are such that it is necessary to close County offices and facilities to protect the health and safety of employees and customers. Such circumstances are referred to as inclement weather conditions.

The decision to close offices will be made by the County Administrator or designee. Employees are advised to sign up for e-mail or text message alerts regarding delays or closure on the County’s website or call the main County phone number, 564-3000, to listen to the recorded message which will be updated to include notice of closures or delayed openings.

Certain employees in Fire & Rescue, Sheriff’s Department, Corrections Department and other designated emergency personnel hold positions that may require that they report to work during authorized closings unless otherwise notified by a supervisor.

Non-emergency personnel will receive inclement weather leave for closings or delayed openings based on the location’s standard work hours. For instance, the County Administration Building and Department of Social Services business hours are 8 am until 5 pm. If the offices open at 10 am, all staff will receive 2 hours of inclement weather leave. If the offices close at 2 pm, all staff will receive 3 hours of inclement weather leave. The amount of time granted for inclement weather is derived from that specific buildings standard office hours, the hours they are open to the public. In no case, will more than eight hours be given for inclement weather. If Courts are not held due to inclement weather but the buildings are open and accessible, those employees who receive a direct deposit from the County will receive inclement weather leave only for that time observed by the County.

In the event that County offices are closed for the business day, all full-time, non-emergency staff will receive 8 hours of inclement weather leave.

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PUBLIC WORKS DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mr. Rhodes' staff report dated February 13, 2019.

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TECHNOLOGY DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mrs. Perry's staff report dated February 2019.

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FIRE AND RESCUE CHIEF'S STAFF REPORT.

The Board received and reviewed Chief Holloway's staff report dated February 2019.

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PARKS & RECREATION DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mr. Dean's staff report dated February 6, 2019.

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COURT SERVICES DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mrs. Freeman's staff report dated February 13, 2018.

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COMMITTEE REPORTS.

The Board heard the following reports from Board members and staff:

CENTRAL SHENANDOAH PLANNING DISTRICT COMMISSION (CSPDC)

Ms. Cooper indicated the CSPDC's Executive Director's report is included in the Community Development staff report.

CHAMBER OF COMMERCE

Supervisor Wolfe-Garrison noted that there has been a marked and continual decline in membership for the Chamber, which is a cause for concern. She indicated the Chamber is doing a concerted effort to regain members and recruit new members.

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COMMITTEE APPOINTMENTS.

On motion by Supervisor Kyger, seconded by Supervisor Chandler, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board appointed Michael Bazzle, Pete Martens, Keith Sheets, and Kevin Craun to the Agricultural Advisory Committee for terms to expire January 31, 2023.

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CLOSED MEETING.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Kyger, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board recessed the meeting from 4:26 p.m. to 5:18 p.m., for a closed meeting pursuant to 2.2-3711.A, (5), Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business’ or industry’s interest in locating or expanding its facilities in the community.

MOTION: SUPERVISOR CHANDLER RESOLUTION NO: 19-01
SECOND: SUPERVISOR KYGER MEETING DATE: FEBRUARY 13, 2019

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Rockingham County Board of Supervisors has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by this Board of Supervisors that such Closed Meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Rockingham County Board of Supervisors hereby certifies that, to the best of each member’s knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the Closed Meeting to which this certification resolution applies; and (ii) only such public business matters as were identified in the motion convening the Closed Meeting were heard, discussed or considered by the Board of Supervisors.

VOTE:
AYES: BREEDEN, CHANDLER, CUEVAS, KYGER, WOLFE-GARRISON
NAYS: NONE
ABSENT:

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RECESS.

At 5:18 p.m., Chairman Breeden recessed the meeting for dinner.

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PUBLIC HEARING – SPECIAL USE PERMITS.

At 6:02 p.m., Chairman Breeden opened the public hearing and Ms. Stultz reviewed the following special use permit request:

SUP18-369 Saied Asfa (Asfa Plastic Surgery), 1502 Brookhaven Drive, Rockingham 22801 for a medical office and medical spa on property located on the southeast side of Brookhaven Drive (Route 1180) and Port Republic Road (Route 253), Election District #3, zoned R-3. Tax Map #125G-(12)-8.

Dr. Asfa explained that the addition of the medical spa is to provide non-invasive aesthetic facial and body contouring services. Dr. Asfa indicated the medical spa procedures will not require sedation and will be performed under the supervision of the physician by a licensed aesthetician.

No one spoke in opposition to the request.

Chairman Breeden closed the public hearing at 6:09 p.m.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CHANDLER – AYE; CUEVAS – AYE; KYGER – AYE; WOLFE-GARRISON – AYE; the Board, with the following conditions, approved SUP18-369 Saied Asfa (Asfa Plastic Surgery), 1502 Brookhaven Drive, Rockingham 22801 for a medical office and medical spa on property located on the southeast side of Brookhaven Drive (Route 1180) and Port Republic Road (Route 253), Election District #3, zoned R-3. Tax Map #125G-(12)-8.

CONDITIONS:

1. Use shall be located in substantial accordance to plot plan submitted with the application.
2. Building shall comply with the Statewide Building Code and the proper permits shall be obtained.
3. All requirements of the Fire Prevention Code shall be met.
4. All requirements of erosion control and stormwater management shall be met.
5. Public Works regulations shall be met with regards to the water and sewer services. Approval from Public Works shall be submitted to the Community Development Department prior to issuance of a building permit, and all work shall be completed and approved by Public Works prior to issuance of a certificate of occupancy
6. Entrance permit shall be obtained from VDOT and submitted to the Community Development Department prior to issuance of building permits and entrance shall be installed and approved by VDOT prior to issuance of a certificate of occupancy.
7. This permit is contingent upon a site plan being submitted to and approved by the County. No work shall be done on the property and no building permits shall be issued until such time as a site plan is approved.
8. Any on-premise advertising sign associated with this business shall comply with the Rockingham County Code.
9. There shall be no off-premise signs permitted unless all County and State regulations are met.
10. The business shall not begin operation until a certificate of occupancy is issued by the County. No certificate of occupancy shall be issued until all other conditions of this permit are met.
11. The medical spa included in this permit shall be directly associated with the type of medical office approved. No other type spa services, such as massage therapy, shall be permitted.

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ADJOURNMENT.

Chairman Breedon declared the meeting adjourned at 6:10 p.m.

Chairman