

Board of Supervisors Meeting
November 10, 2011
5:00 P.M.

NORTHUMBERLAND COUNTY, VA

The meeting was convened for the regular monthly meeting of the Northumberland County Board of Supervisors that was held at Northumberland Courts Building, on Thursday, November 10, 2011

Present: Ronald L. Jett. – Supervisor
 Richard F. Haynie – Supervisor
 Joseph Self, Sr. – Supervisor
 Thomas H. Tomlin – Supervisor
 James M. Long – Supervisor

 W. Leslie Kilduff, Jr. – County Attorney
 Kenneth D. Eades – County Administrator
 Luttrell Tadlock – Assistant County Administrator

- **Boy Scouts from Troop 250 were in attendance.**

RE: MOMENT OF SILENCE

A moment of silence was given in memory of Reverend T. Wright Morris, long term pastor and citizen of Shiloh Baptist Church in Burgess who recently passed away.

RE: INVOCATION

Reverend Lynn Holland, St. Mary's Episcopal Church led the invocation.

RE: PLEDGE OF ALLEGIANCE

Reverend Holland led in the Pledge of Allegiance.

RE: APPROVAL OF MINUTES FOR OCTOBER 5, 2011, OCTOBER 13, 2011

Upon motion by James M. Long duly seconded by A. Joseph Self, Sr. the Board voted unanimously to approve the minutes from the October 5, 2011 and October 13, 2011 meetings. The vote on the motion was as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie – YEA
Thomas H. Tomlin – YEA	

RE: APPROVAL OF AGENDA

Upon motion by A. Joseph Self, Sr. duly seconded by Richard F. Haynie., the Board voted unanimously to approve the agenda for today’s meeting. The vote on the motion was as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie – YEA
Thomas H. Tomlin – YEA	

MR. TODD VANLANDINGHAM, SUPERINTENDENT LOTTSBURG HEAD QUARTERS

Mr. VanLandingham reported that the Department has finished mowing but if any areas need to be re-cut, just to let him know.

Supervisor Self noted at the intersection of Lake Road and Lake Landing Road, reflectors are needed. Mr. VanLandingham responded saying they have already been ordered.

Supervisor Tomlin thanked him for patching Rt. 200. He also said a highway sign was needed at Gascany. Mr. VanLandingham said he would check on it.

Supervisor Long thanked him for the paving on Rt. 201.

Chairman Jett noted that a pothole at the end of Fleeton Road.

RE: BUILDING PERMIT REPORT

Month of October	2011	2010
Total construction cost for the month	\$ 1,987,195.00	\$ 3,024,447.33
Total Bldg. Permit Cost for Month	\$ 4,234.48	\$ 5,417.84
Total Zoning Permit Cost for the Month	\$ 1,250.00	\$ 2,490.00
Total Levy Fee for the Month	\$ 84.67	\$ 108.35
<i>Total Construction cost year to date</i>	<i>\$ 23,003,271.43</i>	<i>\$ 26,390,118.08</i>

RE: RESOLUTION ENTERPRISE ZONE

Upon motion by A. Joseph Self, Sr., duly seconded by Richard F. Haynie, the Board voted to approve the following resolution:

**AMENDMENT TO THE
NORTHERN NECK REGIONAL ENTERPRISE ZONE**

WHEREAS, the Counties of Lancaster, Northumberland, Richmond and Westmoreland, and the Towns of Kilmarnock and Warsaw (known as the localities) comprise the Northern Neck Regional Enterprise Zone; and,

WHEREAS, the localities have designated and authorized the Northern Neck Planning District Commission to serve as Enterprise Zone Program Administrator, and to carry out all program administration and reporting requirements on their behalf; and,

WHEREAS, Northumberland County and the Town of Kilmarnock propose to amend their enterprise zone areas to include and/or replace additional property and/or incentives as outlined on Attachments 1 & 2 to this resolution; and,

WHEREAS, Northumberland County and the Town of Kilmarnock have conducted the required public hearings and adopted resolutions endorsing and authorizing the proposed amendment;

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Supervisors for County of Northumberland County hereby endorses and approves of the proposed amendment to the Northern Neck Regional Enterprise Zone and authorizes the Town Manager to execute FORM EZ-2-JA.

The vote on the motion is as follows:

Ronald L. Jett – YEA

A. Joseph Self, Sr. – YEA

James M. Long – YEA

Thomas H. Tomlin – YEA

Richard F. Haynes – YEA

RE: APPOINTMENT TO THE DEPARTMENT OF SOCIAL SERVICES BOARD

Upon motion by A. Joseph Self, Sr., duly seconded by Richard F. Haynie, the Board voted to appoint Mrs. Nancy S. VanLandingham of 2227 Lewisetta Road, Lottsburg to the Department of Social Services Board of Northumberland County. Her appointment will expire on November 10, 2015.

The vote on the motion is as follows:

Ronald L. Jett – YEA

A. Joseph Self, Sr. – YEA

James M. Long – YEA

Thomas H. Tomlin – YEA

Richard F. Haynes – YEA

RE: DITCHLEY ROAD

Mr. Eades reported that the Department of Transportation conducted a speed study at the intersection of Ditchley Road and Jessie Dupont Memorial Highway. The report concluded that no change is needed at this time. The speed study was a result of a request for a traffic signal device at that intersection after it was found unwarranted.

RE: ABSTRACT VOTES

Mr. Eades read the following abstract votes as certified by the Northumberland County Election Board from the 8th of November, 2011 election.

Member School Board, District 1

Susan Cralle Saunders – 518

Susan D. Smith – 194

Member School Board District 4

Betty B. Christopher – 647

Lee G. Scripture – 323

Member School Board, District 5

Richard P. Saxer – 808

Member Board of Supervisors, District 1

A. Joseph Self, Sr. – 645

B.

Member Board of Supervisors, District 4	Thomas H. Tomlin – 848
Member Board of Supervisors, District 5	Ronald L. Jett – 807
Soil and Water Conservation Director, Northern Neck District	John A. Kelley – 1756 Kirk Swann VanLandingham – 1634 Robert G. VanLandingham – 1676
Member House of Delegates, 99th	Margaret Bevans Ransone – 3041 Nicholas C. Smith – 1215
Member Senate of Virginia, 4 th	Ryan T. McDougale – 3277
Sheriff	Gregory W. “Greg” Keyser – 1773 Charles A. Wilkins – 2584
Commissioner of Revenue	Todd E. Thomas – 3831
Treasurer	Ellen Booker Kirby – 3880
Commonwealth’s Attorney	Jane Blackwell Wrightson - 3536

RE: APPROVAL OF CHECK REGISTER

Upon motion by James M. Long duly seconded by Richard F. Haynie, the Board voted unanimously to approve the check register, as submitted. The vote on the motion was as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie – YEA
Thomas H. Tomlin - YEA	

RE: BOARD COMMENT PERIOD

Supervisor Long questioned Mr. Eades about the monument at the old Middle School. Mr. Eades said he will check into it.

Supervisor Tomlin stated he attended the hearing for the "No Through Truck" traffic in Kilmarnock. He said they will be taking public comments until November 21st. Supervisor Self stated he doesn’t want to see anything restrict traffic into the county.

Upon motion by Thomas H. Tomlin duly seconded by A. Joseph Self, Sr. the Board voted unanimously to request of VDOT that the "No Through Truck Traffic" does not restrict traffic into Northumberland. The vote on the motion was as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie – YEA
Thomas H. Tomlin - YEA	

The Board asked Mr. Eades to contact Susan Gaston who represents Omega Protein to see what we as a Board can do to help with the latest decision by the Atlantic States Fisheries Board to restrict the menhaden fish catch.

RE: MR. DAVID ROSE, DAVENPORT AND COMPANY, DISCUSSION ON FINANCING OPTIONS FOR SANITARY DISTRICT IMPROVEMENTS

Mr. Rose attended the meeting today to give a presentation on possible refinancing opportunities on some of the county debit and looking for financing for the Reedville Sanitary District.

Upon motion by James M. Long, duly seconded by A. Joseph Self, Sr., the Board voted to have Mr. Rose from Davenport and Company check rates for possible refinancing current debit and look into financing options for the Reedville Sanitary District upgrade. This research will be at no costs to the county. The vote on the motion is as follows:

Ronald L. Jett – YEA
A. Joseph Self, Sr. – YEA
James M. Long – YEA

Thomas H. Tomlin – YEA
Richard F. Haynes – YEA

PUBLIC HEARINGS

RE: CARRY OVER ITEM – REQUEST EDWARD AND JO ANNE ADAMS, FOR A PERMIT TO CONSTRUCT A 13’ X 34’ X 20’ OPEN SIDED BOATHOUSE INTO TASKMAKER CREEK AT 650 TASKMAKER LANE NEAR TIBITHA

Zoning Administrator Shirley described this tabled request for the boathouse into Taskmaker Creek. Chairman Jett added that the public hearing was held last month. The Board requested additional information last month before making a decision.

Upon motion by A. Joseph Self, Sr. duly seconded by Richard F. Haynie, the Board voted to approve the request with a reduction of the pier that extends past the boathouse (10 feet) and the boathouse moved 10 feet landward. This is a total of a 20 foot reduction to the channelward extent of the original request.

Mr. Eades read the staff recommended conditions.

Mr. Nathan Moore responded saying there is only 2.5ft of water at that point. He then showed pictures he had taken. He continued to say this boathouse would not be usable this far back because of the low depth of water.

Mr. Dave Bugg, Attorney for Mr. Adams referenced Mr. Kirkpatrick’s view line. Supervisor Self said this is less intrusive and you don’t need as much water to get a skiff off that lift. Supervisor Self said his motion remains the same with the following conditions:

1. The permit is valid for two (2) years and will expire November 10, 2013, at which time the boathouse must be completed;
2. The boathouse must be moved landward 10' from the location shown on the site plan submitted with the application and the pier extension must be shortened by 20' from that shown on the same plan. Your agent must submit a revised drawing showing these required changes to the Virginia Marine Resources

- Commission so that the approved plan can be included in the application;
3. A fire extinguisher must be located within the boathouse and be accessible from the pier;
 4. Any exterior lighting must be non-reflective and directed downward; and,
 5. Approval of this boathouse does not imply nor grant the establishment of a riparian apportionment.

The vote on the motion is as follows:

Ronald L. Jett – YEA
A. Joseph Self, Sr. – YEA
James M. Long – YEA

Thomas H. Tomlin – YEA
Richard F. Haynes – YEA

RE: REQUEST BY TIMOTHY AND MARJORIE GIBBONS FOR A CONDITIONAL USE PERMIT TO CONSTRUCT A 30' X 40' PRIVATE STORAGE BUILDING NEAR BUZZARD POINT ROAD AT FAIRPORT

Zoning Administrator W.H. Shirley described the conditional use request for a private storage building. He has not received any comments on the request.

Mr. Gibbons who was present stated this is a storage/garage building.

Supervisor Tomlin questioned the telephone pedestal. Mr. Gibbons said it used to be a campground on this property.

Public Hearing Open

Mr. Richard Saxer asked if it was a storage building or a garage.

Mr. Gibbons said it will be used for a storage building.

Upon motion by James L. Long, duly seconded by Richard F. Haynie, the Board voted to approve the request with the following conditions:

1. The building will be situated on the property as shown on the plan submitted with the application; and,
2. You must apply for and receive all applicable permits for the construction of the proposed building.

The vote on the motion is as follows:

Ronald L. Jett – YEA
A. Joseph Self, Sr. – YEA
James M. Long – YEA

Thomas H. Tomlin – YEA
Richard F. Haynie – YEA

RE: REQUEST TO ABANDON THE LAST 461.58 FEET OF ROUTE 659 (MENHADEN ROAD) LOCATED AT THE ENTERANCE OF OMEGA PROTEIN, INC. NEAR REEDVILLE

County Administrator Eades described the request to abandon a portion of VSH 659. Omega Protein currently owns on both sides of the roadway and it will include a turnaround that is not currently there.

Supervisor Tomlin asked if a tractor and trailer could turn around. Mr. Monty Deihl representing Omega said there will not be any need for them to turn around at that spot because they will have a designated turn around.

Public Hearing Open

No comments were given

Public Hearing Closed

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long., the Board voted to approve the request to abandon approximately 462 feet at the end of Rt. 659.

The vote on the motion is as follows:

Ronald L. Jett – YEA

Thomas H. Tomlin – YEA

A. Joseph Self, Sr. – YEA

Richard F. Haynie – YEA

James M. Long – YEA

RE: PUBLIC COMMENT PERIOD

Mrs. Kaunachas from Barnes Creek responded to comments made about the petition against the Bluff Point Project. She stated that the signatures were obtained diligent and they did all they could do to verify them. The petition contains over 900 signatures.

Mr. Frank Kober spoke in favor of the PUD because it will provide jobs and we don't need to be turning jobs away.

Mr. Carl Gruel asked when he could view the sewage treatment plan design. Mr. Eades responded that the consultant will be bringing back the plans next week and he can view them at that time.

RE: SPECIAL MEETING PLANNED TO DISCUSS BLUFF POINT PLANNED UNIT DEVELOPMENT

The Board decided to hold a special meeting on December 7, 2011 at 6 p.m. in the New Courts Building to allow staff to present possible conditions on the Bluff Point project if the project is approved.

RE: ADJOURNMENT

Upon motion by A. Joseph Self, Sr., seconded by Thomas H. Tomlin, the Board voted to carry over this meeting until December 7, 2011. The vote on the motion was:

Ronald L. Jett – YEA

Thomas H. Tomlin – YEA

A. Joseph Self, Sr. – YEA

Richard F. Haynie – YEA

James M. Long – YEA