

PRESENT: Greg Benton, Livingston District
Greg Cebula, Berkeley District
Timothy J. McLaughlin, Chancellor District
David Ross, Courtland District
Gary F. Skinner, Lee Hill District
Paul D. Trampe, Salem District
Chris Yakabouski, Battlefield District

STAFF PRESENT: Mark B. Taylor, County Administrator
Mark Cole, Deputy County Administrator
Karl Holsten, County Attorney
Aimee R. Mann, Deputy Clerk

Mr. Ross called the meeting to order at 6:00 p.m. Mr. Benton gave the invocation and Mr. McLaughlin led the Pledge of Allegiance.

On a motion by Mr. Skinner and passed unanimously, the Board suspended the bylaws on a continuing bases to allow for voice or hand voting.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

POSSIBLE AGENDA ADDITIONS

Mr. Benton made a motion to approve the agenda with the following addition:

Request to Submit an Application for the Virginia Department of Housing and Community Development's 2018 Virginia Telecommunications Initiative Grant.

The motion passed unanimously.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

APPROVAL OF THE CONSENT AGENDA

The County Administrator read the synopsis as a brief preview of these agenda items for the public.

The following items were removed for separate discussion:

Approval of Contract Modification #2 for Renewals to Anthem Blue Cross Blue Shield for Medical, Dental, Vision and EAP Insurance Services.

Reappointment of Shawn Hockaday to the Transportation Committee.

On a motion by Mr. Benton and passed unanimously, the Board approved the amended Consent Agenda as follows:

1. Approval of September 12, 2017 Board of Supervisors Meeting Minutes;
2. Appointment of Leslie Inbody as an Alternate Member to the Citizen Budget Review Committee (CBRC);
3. Approval of the FY2019 Budget Calendar;
4. Approval of an Economic Development Incentive Agreement for the Ear, Nose and Throat and Facial Plastic Surgery Center of Fredericksburg, PC.;
5. Request to Submit an Application for the Virginia Department of Housing and Community Development's 2018 Virginia Telecommunications Initiative Grant as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-117

Approving Grant Application Request and Designation of Authorized Agents in the Grant Application Process

WHEREAS, Spotsylvania County requests to apply for a state grant from the Virginia Department of Housing and Community Development to be utilized by the Department of Information Services, in partnership with Comcast, for last-mile broadband service; and

WHEREAS, the County and its private-sector partner are required to provide a minimum of 20% of the total project costs as a local match; and

WHEREAS, the private-sector partner will provide the local match through the use of in-kind contributions and cash sources, and

WHEREAS, the County will provide local match through in-kind contributions; and

WHEREAS, the County will administer the grant in accordance with the terms and conditions as set forth in the grant award agreement.

NOW, THEREFORE, BE IT RESOLVED by the Spotsylvania County Board of Supervisors, that the grant application request from Spotsylvania County to the Virginia Department of Housing and Community Development is approved; and

BE IT FURTHER RESOLVED by the Spotsylvania County Board of Supervisors that the following individuals are hereby designated as authorized agents any of whom may act in the execution and submission of the grant application: Mark B. Taylor, County Administrator; Mark Cole, Deputy County Administrator; Edward Petrovitch, Deputy County Administrator; Jane Reeves, Director of Information Services, and Annette B. D'Alessandro, Grants Manager.

Approval of Contract Modification #2 for Renewals to Anthem Blue Cross Blue Shield for Medical, Dental, Vision and EAP Insurance Services

The contracts with Anthem Blue Cross Blue Shield were approved by the Board of Supervisors and awarded on September 8, 2015 with an initial term limit of one year and the option for four (4) additional one (1) year terms. This renewal represented the second of four options available to the County.

On a motion by Mr. Benton and passed unanimously, the Board approved contract modification #2 for renewals to Anthem Blue Cross Blue Shield for medical, dental, vision and EAP insurance.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

Reappointment of Shawn Hockaday to the Transportation Committee

Discussion ensued regarding resumes for appointments and reappointments. On a motion by Mr. Skinner and passed unanimously, the Board approved the reappointment of Shawn Hockaday to the Transportation Committee.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

PUBLIC PRESENTATIONS

Lynne Slater spoke regarding no public agendas or minutes available from the last Citizen Budget Review Committee and shared concern regarding poor behavior by members. She asked why it was necessary to record attendees and their job positions.

Merv Olive spoke regarding the Marshall Center saying there was an active pickle ball group that played there regularly. He asked the Board to keep the Marshall Center open and consider this rapidly growing sport.

Ron Lunardini spoke regarding pickle ball and the group that plays at the Marshall Center. He asked the Board to consider the seniors before taking this venue away saying that quality of life was important to seniors.

Judy Rogers spoke regarding the Marshall Center. She said the central location of the Marshall Center makes it enjoyable for people to attend. She said there would be safety concerns with turning the facility into a school while leaving the center open to the public. She said she believes the Marshall Center should be kept as a community center.

Mary Lou Collier spoke about the numerous food vendors setting up within the County and said she was concerned with food safety and compliance.

Emmitt Marshall asked everyone in the audience who was opposed to the Marshall Center being rented out to please stand.

BOARD OF SUPERVISORS REPORTS

Mr. Yakabouski suggested the Board focus the CBRC on direct measures as the budget season is beginning. He also asked the Board to consider whether the 70/30 commercial and residential split was pertinent anymore. Mr. Yakabouski said as part of the comprehensive plan discussions he would like the Board to discuss balancing the tax rate on individuals and businesses.

Mr. Cebula shared that the Massaponax Church Road project was officially completed and thanked everyone involved.

Mr. McLaughlin asked staff to look into televising the CBRC meetings. He shared that a new committee was formed at the FAMPO meeting last week to look at approaching federal agencies to relocate their headquarters to create reverse commutes.

Mr. Skinner spoke about the Rappahannock United Way saying he felt it was a good investment of county money.

Mr. Trampe shared he had a citizen interested in serving on the committee Mr. McLaughlin mentioned.

Mr. Benton questioned if the CBRC had to publish their minutes and agendas.

Mr. Ross spoke about the northbound river crossing and neighboring jurisdictions expressing interest in pulling this off the long range transportation plan. It was the consensus of the Board to leave the northbound river crossing on the long range transportation plan for Spotsylvania County.

PUBLIC HEARINGS

CA17-0005: Ordinance No. 23-171 – Off Street Parking, Loading and Stacking

Mr. Pastwik presented.

The Planning Commission recommended approval of CA17-0005: Ordinance No. 23-171- Off-Street Parking, Stacking and Loading (vote 7-0).

Staff recommended that the Board of Supervisors approve Ordinance No. 23-171- Off Street Parking, Loading and Stacking.

Mr. Yakabouski would like for zoning authority for street parking to be part of the Board's legislative agenda.

Mr. Ross declared the public hearing opened and when no one indicated an intention to speak, closed the public hearing.

On a motion by Mr. Yakabouski and passed unanimously, the Board adopted the ordinance as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

AN ORDINANCE No. 23-171
CA17-0005: Off-Street Parking, Stacking and Loading

To amend County Code Chapter 23, Article 5- General Development Standards as part of an ongoing effort to review and update the Spotsylvania County Zoning Ordinances. Proposed amendments include: Division 23-5.9 Off-Street Parking; Division 23-5.10 Off-Street Loading; Division 23-5.11 Off-Street Stacking. Amendments are intended to: update and clarify various County Code references pertaining to off-street parking, loading and stacking including correcting assignment of interpretation and enforcement functions, and; revise off-street parking and stacking standards to include an expanded list of uses and attempt to reduce parking minimum requirements where appropriate.

PUBLIC HEARING: September 26, 2017

WHEREAS, staff has reviewed the Code Amendments and recommends approval as stated in the Executive Summary dated September 26, 2017; and

WHEREAS, the Planning Commission public hearing, duly advertised in a local newspaper for a period of two weeks was held on May 17, 2017, and interested citizens were offered the opportunity to be heard, and a motion was made and seconded to recommend approval of the Zoning Ordinance Amendments, with a vote of 7-0; and

WHEREAS, the Spotsylvania County Board of Supervisors' public hearing, duly advertised in a local newspaper for a period of two weeks, was held on September 26, 2017, and interested citizens were offered the opportunity to be heard; and

WHEREAS, good zoning practice and general welfare are served by approval of the Code Amendments.

NOW, THEREFORE, THE BOARD OF SUPERVISORS FOR THE COUNTY OF

SPOTSYLVANIA HEREBY ORDAINS:

§ 1. That Chapter 23, Article 5, Division 9 be and hereby is **amended** and reordained as follows:

DIVISION 9. - OFF-STREET PARKING

Sec. 23-5.9.1. - Applicability.

All structures built and all uses established hereafter shall provide accessory off-street parking in accordance with the following regulations; provided however, in a Planned Development Commercial (PDC) or Planned Development Housing (PDH) zoning district, the provisions of this division shall have general application as determined by the Zoning Administrator and such modifications provided for in Mixed Use (MU), Sec. 23-6.28.6.

(Ord. No. 23-66, 10-24-95; Ord. No. 23-171, 9-26-17)

Sec. 23-5.9.2. - General provisions.

- (a) All required off-street parking spaces shall be located on the same lot as the structure or use to which they are accessory or on a lot contiguous thereto which has the same zoning classification and is under the same ownership; provided that where there are practical difficulties or if the public safety and/or public convenience would be better served by the location other than on the same lot or on a contiguous lot with the use to which it is accessory, the Board of Supervisors, acting upon a specific application, may authorize such alternative location subject to the following conditions:
 - (1) Such required space shall be located on land in the same ownership as that of the land on which is located the use to which such space is accessory or, in the case of the cooperative provision of parking spaces, as provided in Paragraph (c) below, in the ownership of at least one of the participants in the combination, and
 - (2) Such required space shall be located within five hundred (500) feet walking distance of a building entrance to the use that such space services.
- (b) When required by the provisions of the Virginia Uniform Statewide Building Code (VUSBC), off-street parking spaces and related access aisles and accessibility routes for handicapped persons shall be provided in accordance with the VUSBC. The number of parking spaces for the handicapped shall be included in the required number of parking spaces. Each such parking space shall be identified by an above grade sign indicating parking for the handicapped only and conforming to the design and content specifications of the VUSBC and the Spotsylvania County Design Standards Manual (DSM).
- (c) Required off-street parking spaces may be provided cooperatively for two (2) or more uses, subject to arrangements that will assure the permanent availability of such spaces to meet joint-use demand based on required parking as established in the off-street parking table in Sec. 23-5.9.3.- Minimum required parking spaces. The amount of such combined space shall equal the sum of the amounts required for the separate uses, except that the Zoning Administrator may reduce the total number of parking spaces required by strict application of said requirements when it can be determined that the same spaces may adequately serve two (2) or more uses by reason of the hours of operation of such uses.
- (d) Except as may be qualified elsewhere in this Chapter, off-street parking spaces that are located on the ground and are open to the sky may be located in any required yard but not nearer to any front lot line than ten (10) feet.

Except as may be qualified elsewhere in this Chapter, parking structures and carports shall be subject to the minimum yard requirements applicable in the zoning district in which located; except parking structures that are completely underground may be located in any required yard, but not closer than one (1) foot to any lot line.

- (e) All off-street parking facilities shall be used solely for the parking of vehicles in operating condition by patrons, occupants or employees of the use to which such parking is accessory.

No motor vehicle repair work except emergency service shall be permitted in association with any required off-street parking facilities.

- (f) All off-street parking spaces shall be provided with safe and convenient access to a street. If any such space is located contiguous to a street, the street side thereof shall be curbed, and ingress and egress shall be provided only through driveway openings through the curb of

such dimension, location and construction as may be approved by the Zoning Administrator considering the DSM, Article 5.

- (g) All off-street parking areas, including aisles and driveways, except those required for single-family detached dwellings, shall be constructed and maintained with a dustless surface.

In accordance with the terms of the Code of Virginia, Sec. 15.2-2286(4), the Zoning Administrator may approve a modification or waiver of this requirement. Such off-street parking areas, including aisles and driveways, shall be constructed, and maintained in good condition at all times.

- (h) All off-street parking spaces and areas shall comply with the geometric design standards presented in Sec. 23-5.9.4, Parking Geometrics Standards.

(i) All parking spaces, except those provided for and on the same lot with single-family detached and attached dwellings, shall be clearly marked and constructed in accordance with VUSBC. . This marking shall be accomplished by means of paint striping or in the case of gravel lots through the use of fixed curb stops. Any proposal to re-designate parking space delineations that changes the existing space size, configuration or number, shall require the submission to and approval by the Zoning Administrator of a plan certified by an engineer or land surveyor authorized by the Commonwealth of Virginia to practice as such. Such plan shall show all off-street parking, related driveways, loading spaces and walkways, indicating type of surfacing, size, angle of stalls, width of aisles and a specific schedule showing the number of parking spaces provided and the number required by the provisions of this article. No plan shall be approved which reduces the number of parking spaces below the minimum number required by this Article. (j) Parking areas shall not be lighted at any time other than during the same hours that the use to which the parking is appurtenant is open for business, and up to an hour prior to opening and an hour following closing, except for necessary security lighting.

- (k) Parking spaces required on an employee/person basis in the sections that follow shall be based on the maximum number of employees/persons on duty or residing, or both, on the premises at any one time.
- (l) Where a given use or building contains a combination of uses as set forth in the following sections, parking shall be provided on the basis of the sum of the required spaces for each use or in accordance with Article 5, Division 9, Section 2, Paragraph (c).
- (m) If there is uncertainty with respect to the amount of parking spaces required by the provisions of this Chapter as a result of an indefiniteness as to the proposed use of a building or of land, the maximum requirement for the similar type of use that is involved shall govern.
- (n) Where the required number of parking spaces is not set forth for a particular use in the following sections, and where there is no similar general type of use listed, the Zoning Administrator shall determine the basis of the number of spaces to be provided.
- (o) The Zoning Administrator may reduce the total number of parking spaces required by the strict application of the provisions of this division when it has been conclusively demonstrated that circumstances, site design or location do not warrant the number of spaces required and that such reduction will not adversely affect pedestrian or vehicular circulation on the site or on any abutting street.

- (p) Tractor-trailer trucks and refrigerated trucks shall not be permitted to park in approved subdivisions in the Residential (1) and Residential (2) districts, except when actually making pickups or deliveries.
- (q) Any vehicle located at a dwelling, single-family must be registered with the Commissioner of Revenue to the physical address of the dwelling, single-family as required by Chapter 12, Article II, vehicle registration fee of the Code of Spotsylvania County.

(Ord. No. 23-66, 10-24-95; Ord. No. 23-73, 8-12-97; Ord. No. 23-119, 9-11-07; Ord. No. 23-123, 12-11-07; Ord. No. 23-171, 9-26-17)

Sec. 23-5.9.3. - Minimum Required Parking Spaces.

Uses	Parking requirement (Area references are to gross floor area (gfa) unless otherwise indicated)
Agriculture (i.e., Farming)	Exempt
Airport, Public or Private	1 space per employee on the largest shift, plus 1 space for each vehicle used in connection with the facility, plus sufficient space to accommodate the largest number of airport customers' / travellers' vehicles that may be expected at any one time
Amusement Arcade	4 spaces per 1,000 sq. ft. of gfa
Auction Establishment	1 space per employee on maximum shift plus 1 space per company vehicle operating on the premises plus 1 space per 200 sq ft of customer service area
Bed and Breakfast I, II	1 space per guest room plus dwelling, single-family detached standard
Billiard & Pool Halls	4 spaces per 1,000 sq. ft. of gfa
Bowling Alleys	4 spaces per lane plus 1 space per employee
Brewery, winery, cidery, distillery	1 space for every 500 sq. ft. of production or office area plus 1 space per 225 sq. ft. area dedicated to accessory tasting rooms, restaurants, or retail sales, plus 1 space for every 4 seats or 60 sq ft of assembly area dedicated to commercial hall use if applicable.
Bus Terminals and Train Stations	1 space per 4 seats in the terminal
Business Service and Supply Service Establishment	1 space per 300 sq. ft. of gfa
Campgrounds, Recreation Trailer Camp, Summer Camp	1 space per employee during peak employment shift

Car Wash	3 space per bay/stall plus 1 space per employee for self service or full service establishment
Child Care Center	1 space per teacher/employee plus 1 space for each 12 children
Civic, Social Service and or Fraternal Facilities	1 space per four (4) fixed seats or per 75 sq. ft. of area of assembly, whichever is greater
Clinics, Medical and Dental	1 space per 200 sq. ft. of gfa
College or University	Based on a review by the Zoning Administrator of each proposal (See Note 3) 1 space per employee during peak employment shift + .5 spaces per student of driving age
Contractor's offices and shops	1 space per employee assigned to work onsite plus one space per facility vehicle parked onsite
Convenience Store	5 spaces per 1,000 sq. ft. gfa. At no time less than ten (10) spaces
Correctional Facility	1 space per 2 employees on the maximum shift (See Note 3)
Country Club	1 space per 300 sq. ft. of gfa within closed bldgs. plus one space for every 3 people the outdoor facilities are designed to accommodate when used to the maximum capacity
Cultural Center, Museum or Similar Activity	1 space per 300 sq. ft. of gfa
Dormitory, Fraternity or Sorority House, or Other Residence Hall located off Campus	1 space per 2 beds based on the occupancy loads of the building plus 1 space for each employee, manager or resident manager
Dwelling, Multiple-family	1.6 spaces per unit
Dwelling, Single-family Attached	2 spaces per unit, however only 1 such space must have convenient access to the dwelling unit
Dwelling, Single-family Detached	2 spaces per unit, provided that only 1 such space must have convenient access to a street
Eating Establishment, Carry out/Fast Food	1.25 spaces per 100 sq. ft. gfa
Eating Establishment	1.5 sp per 200 sq. ft. gfa
Feed Mill	1 space per employee on largest shift plus 1 space per company vehicle operating on the premises plus 1 space per 300 sq ft of customer service area
Financial Institution	1 space per 250 sq. ft. of gfa for customer service area (including

	lobby and teller area); plus 1 space per employee on the largest shift
Fire Service or Rescue Squad	Adequate space to accommodate all motor vehicles operated in connection with such use plus 2 additional parking spaces per each such vehicle
Funeral Home	1 space per 100 sq. ft. of gfa excluding storage and work areas; 25 space minimum
Furniture, Appliance or Carpet Store	1 sp per 750 sq. ft. of gfa, plus 1 space for each employee on the largest shift
Garden Center	Enclosed Retail Area—One (1) space per each two hundred fifty (250) square feet of retail sales. Greenhouse Sales Area—One (1) space per two hundred fifty (250) square feet. Exterior Sales Area—One (1) space per each five thousand (5,000) square feet of exterior nursery sales area.
Golf, Miniature	2 spaces for each hole
Golf Course	1 space per 300 sq. ft. of gfa within closed bldgs. plus 1 space for every 3 persons that the outdoor facilities are designed to accommodate when used to the maximum capacity
Golf Driving Range	1 space per tee plus 1 space for every 2 employees on the largest shift
Heavy Equipment and Specialized Vehicle Sale, Rental and Services Establishment	1 space per 500 sq. ft. of enclosed sales, rental and office floor area plus 1 space per 2,500 sq. ft. of open sales/rental display lot area plus 2 spaces per service bay
Hospitals	1.5 spaces per patient bed plus 1 space for each staff doctor plus 1 space per 2 other employees
Hotels or Motels	1 space per room or suite for rent plus 1 space per 4 seats of meeting room capacity plus 1 space per 250 sq. ft. of restaurant, lounge or entertainment facility plus 1 space for each 2 employees on the maximum shift
Indoor Athletic Facility (Gymnasium)	1 space for every 50 sq. ft. of floor area devoted to aerobics, weightlifting, or similar activities plus 1 space per 500 sq. ft. of indoor tennis or racquetball court or similar recreation facilities
Indoor Recreation Facility, Commercial	5 spaces per 1,000 sq. ft. gfa
Industry Types I, II, III, Industrial/ Flex, Abattoir	1 space per 1,000 sq. ft. gfa plus 1 space per 400 sq. ft. of accessory office area or 1 space per 2 employees on the largest shift whichever is less
Kennel	1 space per 500 sq. ft. of gfa including runs

Library	10 spaces per the first 1,000 sq. ft. of gfa plus 1 space for each 300 sq. ft. in excess of 1,000 sq. ft.
Live Entertainment, indoor	1 space per 75 sq. ft. gfa
Manufactured Home	1.5 spaces per unit
Manufactured Home Parks	1.5 spaces per unit plus 1 space per 5 units for guest parking
Marinas, Docks and Boating Facilities, Commercial	1 space for every 2 boat slips; at least 10% of the spaces must be large enough to accommodate vehicles with trailers
Medical Care Facility	1 space per 2 patient beds plus 1 space per employee on largest shift
Mini Warehousing Establishment	1.25 spaces per 1,000 sq. ft. of gfa of office space associated with the use plus 1 space per employee and 2 spaces for a resident manager. The width of travel aisles for vehicular access and loading and unloading shall be based on the standard width of a two-way driving aisle whose dimensions are established in the Design Standards Manual, Article 5
Nursing Home, Assisted Living or Congregate Living Facilities or Other Age Restricted Housing	1 space per 3 residents plus 1 space for each employee on largest shift
Office (unless otherwise provided for in this section)	1 space per 300 sq. ft. gfa (See Note 1)
Open Air Market	1 space per 1,000 sq. ft. of sales area
Outdoor Recreation Facility	30 spaces per athletic field or 1 space per 1,500 sq. ft. of usable recreational space
Personal Service Establishment	1 space per 275 sq. ft. of gfa
Place of Worship	1 space per 3 seats in the principal place of worship or 1 space per 200 sq. ft. gfa, whichever is greater. (See Note 4)
Public or Private Elementary, Middle, Junior High School	1.5 spaces per classroom
Public or Private Senior High School	1 space per classroom plus 1 space per 6 students
Public Utility	1 space per 2 employees on largest shift plus 1 space per company vehicle normally stored on the premises
Repair Service	1 space per 300 sq. ft. of gfa plus 1 space per employee on the

Establishment	largest shift
Retail Sales Establishment except Furniture, Appliance or Carpet Store	1 space per 250 sq. ft. of gfa
Rooming/ Boarding House	1 space per bedroom
Scientific Research and Development Establishment	1 space per 400 sq. ft. of gfa
Fuel Dispensing facility	2 spaces per service bay plus 1 space per employee, but never less than 5 spaces
Shopping Center	A. 100,000 sq. ft. of gfa or less — 4 spaces per 1,000 sq. ft. of gfa
	B. more than 100,000 sq. ft.— Standard A (above) plus 4.3 spaces per additional 1,000 sq. ft. of gfa above 100,000 sq. ft. (See Note 2)
Theater, Auditorium, Stadium, Live entertainment, outdoor	1 space per 3 seats
Vehicle Light Service Establishment	1 space per 200 sq. ft. of gfa plus 2 spaces per service bay plus 1 space per employee
Vehicle Major Service Establishment	2 spaces per service bay plus 1 space per employee
Vehicle Sale, Rental and Ancillary Service Establishment	1 space per 500 sq. ft. of enclosed sales/rental floor area, plus 1 space per 2,500 sq. ft. of open sales/rental display lot area, plus 2 spaces per service bay plus 1 space per employee but never less than 5 spaces
Veterinary Hospitals	1 space per 100 sq. ft. of gfa exclusive of that area to house animals
Warehousing, Storage Yard, Lumber and Bldg. Material Yard, Motor Freight Terminal or Junk Yard	1 space per 2 employees on largest shift plus 1 space per 5,000 sq. ft. of area devoted to storage (whether inside or outside)
Wayside Stand, Offsite	1 space per 100 sq. ft. of sales, display area, but never less than 3 spaces
Wholesale Trade Establishment	1 space per 4,000 sq. ft. of gfa for the wholesale operation plus 1 space per 400 sq. ft. of accessory office space
<p>Note 1: Where more than one (1) office bldg. is located on a lot, the parking requirements shall be based on the gfa of each building individually and not on the total gross floor area of all buildings on the lot. For purposes of this provision, buildings connected by structures such</p>	

as atriums, awnings, breezeways, carports, garages, party walls or plazas shall not be deemed to be one (1) building but rather a collection of multiple buildings depending on how many are connected in such a way.

Note 2:
The Shopping Center off-street parking requirement set forth in the Minimum Required Parking Spaces Table above shall be applicable to all uses in a shopping center, except the area occupied by theaters with more than two thousand (2,000) seats. An additional three-tenths (.3) space shall be provided for each seat above two thousand (2,000) seats. The Zoning Administrator may reduce the overall required parking requirements by the percentage of gross floor area of the enclosed pedestrian walkway, excluding any area within the enclosed pedestrian walkway that is leased.

Note 3:
Alternative Standards may be accepted as determined by the Zoning Administrator based on a review of each proposal to include such factors as: the number of spaces required to accommodate employees; public use vehicles anticipated to be on-site that can be used for auxiliary parking in times of peak demand. In no instance, however shall the number of spaces required for government office use be less than that required herein for general office use.

Note 4:
The number of spaces required may be reduced by up to fifty (50) percent if the use is located within five hundred (500) feet of any public parking lot or any commercial parking lot where sufficient spaces are available by permission of the owners without charge, during the time of service to make up the additional spaces required.

Sec. 23-5.9.4. – Parking Geometrics Standards:

- (a) Parallel Parking Spaces: There shall be 3 major layouts for off-street parking.

Table: Parallel Parking Dimensions

Direction of Parking	Stand Width (feet)	Depth of Stalls (feet)	Aisle Width (feet)
One-way aisle (one-sided parking)	8.5	22	12
One-way aisle (two-sided parking)	8.5	22	15
Two-way aisle (two-sided parking)	8.5	22	20

(b) Universal Size Parking Dimensions: Required off-street parking shall be consistent with the following Universal Size Parking Dimensions below:

Table: Universal Size Parking Dimensions

Parking Angle	Depth of Stalls			
	Stall Width (feet)	Perpendicular to Aisle (feet)	One-Way Aisle Width (feet)*	Two-way Aisle Width (feet)*
45°	8.5	19	15.5	18
60°	8.5	20	17	19
90°	8.5	18**	23	23
*	Where required, fire lanes shall have a minimum width of 20' and a maximum width of 24'.			
**	This dimension may be reduced by up to 1.5' where the Zoning Administrator determines that adequate "head in" overhang exists exclusive of required planting or screening requirements, and sidewalks.			

(Ord. No. 23-66, 10-24-95; Ord. No. 23-72, 4-22-97; Ord. No. 23-73, 8-12-97; Ord. No. 23-109, 12-14-04; Ord. No. 23-171, 9-26-17)

§ 3. That Chapter 23, Article 5, Division 10 be and are hereby **amended** and

reordained as follows:

DIVISION 10. - OFF-STREET LOADING

Sec. 23-5.10.1. - Applicability.

All structures built and all uses established hereafter shall provide accessory off-street loading spaces in accordance with the following regulations; provided, however, in a Planned Development Commercial (PDC), Planned Development Housing (PDH), Mixed Use (MU),

Village (V) district, the provisions of this Division shall have general application as determined by the Zoning Administrator.

(Ord. No. 23-66, 10-24-95; Ord. No. 23-171, 9-26-17)

Sec. 23-5.10.2. - General provisions.

- (a) All required off-street loading spaces shall be located on the same lot as the use served; provided that the Zoning Administrator may waive such location requirement in those instances where the provisions of Paragraph (b) are satisfied.
- (b) Required off-street loading spaces may be provided cooperatively for two or more uses, subject to a private scheduling agreement between the two parties that will assure the permanent availability of such spaces for each individual use. If the required number of off-street loading spaces is not the same for both uses, the use requiring the greater number of spaces shall control.
- (c) No loading space or berth shall be located in a required front yard.
- (d) All off-street loading space shall be provided with safe and convenient access to a street. If any such space is located contiguous to a street, the street side thereof shall be curbed, and ingress and egress shall be provided only through driveway openings through the curb of such dimension, location and construction as may be approved by the Zoning Administrator in accordance with the VUSBC and the Spotsylvania County Design Standards Manual (DSM).
- (e) All off-street loading areas, including aisles and driveways, shall be constructed and maintained with a dustless surface.

In accordance with the terms of the Code of Virginia, Sec. 15.2-2286(4), the Zoning Administrator may approve a modification or waiver of this requirement on a temporary basis for a period not to exceed two (2) years. During any such period of modification or waiver, such off-street loading areas, including aisles and driveways, shall be constructed, graveled and maintained in good condition at all times.

- (f) All required off-street loading spaces shall be no less than fifteen (15) feet wide, twenty-five (25) feet long and fifteen (15) feet high, except that where one (1) such loading space has been provided, any additional loading space lying alongside, contiguous to, and not separated from such first loading space need not be wider than twelve (12) feet.
- (g) Where a given use or building contains a combination of uses as set forth in the following section, loading facilities shall be provided on the basis of the sum of the required spaces for each use.
- (h) If there is uncertainty with respect to the amount of loading space required by the provisions of this division as a result of an indefiniteness as to the proposed use of a building or land, the maximum requirement for the general type of use that is involved shall govern.
- (i) Uses for which off-street loading facilities are required by this Division, but which are located in buildings that have a gross floor area that is less than the minimum above which off-street loading facilities are required, shall provide at minimum of one (1) off-street loading space.

- (j) Where the required number of off-street loading spaces is not set forth for a particular use in the following section, the Zoning Administrator shall base the number of spaces to be provided on a similar type of use as established in Sec. 23-5.10.4.
- (k) Loading spaces shall not impede traffic circulation, including bicycle, pedestrian and vehicular.

(Ord. No. 23-66, 10-24-95; Ord. No. 23-171, 9-26-17)

Sec. 23-5.10.3. - Minimum required space.

Minimum off-street loading spaces accessory to the uses hereinafter designated in Sec. 23-5.10.4 shall be provided in accordance with the following Off-Street Loading Standards schedule:

Standard A:
One (1) space for the first five thousand (5,000) square feet of gross floor area, plus one (1) space for each additional thirty thousand (30,000) square feet or major fraction thereof.

Standard B:
One (1) space for the first ten thousand (10,000) square feet of gross floor area, plus one (1) space for each additional fifteen thousand (15,000) square feet or major fraction thereof.

Standard C:
One (1) space for the first ten thousand (10,000) square feet of gross floor area, plus one (1) space for each additional twenty thousand (20,000) square feet or major fraction thereof.

Standard D:
One (1) space for the first ten thousand (10,000) square feet of gross floor area, plus one (1) space for each additional twenty-five thousand (25,000) square feet or major fraction thereof.

Standard E:
One (1) space for the first ten thousand (10,000) square feet of gross floor area, plus one (1) space for each additional thirty thousand (30,000) square feet or major fraction thereof.

Standard F:
One (1) space for the first ten thousand (10,000) square feet of gross floor area, plus one (1) space for each additional one hundred thousand (100,000) square feet or major fraction thereof.

Standard G:
One (1) space for the first twenty-five thousand (25,000) square feet of gross floor area, plus one (1) space for each additional one hundred thousand (100,000) square feet or major fraction thereof.

(Ord. No. 23-66, 10-24-95)

Sec. 23-5.10.4. - Off street loading.

Uses	Standards
Business Service & Supply Service Establishment	C
College or University	F
Dwelling, Multiple-family	G
Eating Establishment	D
Financial Institution or Drive-in Bank	C
Funeral Chapel, Funeral Home	F
Heavy Equipment & Specialized Vehicle Sale, Rental and Service Establishment	A
Hospital	F
Industry, Types I, II, III, Industrial/ Flex	A
Office	C
Personal Service Establishment	B
Repair Service Establishment	C
Retail Sales Establishment	B
Private/ Public School	F
Scientific Research and Development Establishment	C
Vehicle Light Service Establishment	B
Vehicle Major Service Establishment	A
Vehicle Sale, Rental and Ancillary Service Establishment	A
Warehousing Establishment	A
Wholesale Trade Establishment	E

(Ord. No. 23-66, 10-24-95)

§ 4. That Chapter 23, Article 5, Division 11 be and are hereby **amended** and

reordained as follows:

DIVISION 11. - OFF-STREET STACKING SPACES

Sec. 23-5.11.1. - Applicability.

All drive-in uses established hereafter shall provide accessory off-street stacking spaces in accordance with the following regulations.

(Ord. No. 23-66, 10-24-95; Ord. No. 23-171, 9-26-17)

Sec. 23-5.11.2. - General provisions.

- (a) All required off-street stacking spaces shall be located on the same lot as the use served; provided that the Zoning Administrator may waive such location requirement in those instances where the provisions of Paragraph (b) are satisfied.
- (b) Required off-street stacking spaces may be provided cooperatively for two (2) or more uses, subject to a private scheduling agreement between the two parties that will assure the permanent availability of such spaces for each individual use. If the required number of off-street stacking spaces is not the same for both uses, the use requiring the greater number of spaces shall control.
- (c) No stacking space shall be located in a required front yard.
- (d) All off-street stacking spaces shall be provided with safe and convenient access to a street. If any such space is located contiguous to a street, the street side thereof shall be curbed, and ingress and egress shall be provided only through driveway openings through the curb of such dimension, location and construction as may be approved by the Zoning Administrator in accordance with the Spotsylvania County DSM.
- (e) All off-street stacking areas, including aisles and driveways, shall be constructed and maintained with a dustless surface. In accordance with the terms of the Virginia Code Sec. 15.2-2286(4), the Zoning Administrator may approve a modification or waiver of this requirement on a temporary basis for a period not to exceed two (2) years. During any such period of modification or waiver, such off-street stacking areas, including aisles and driveways, shall be constructed, graveled and maintained in good condition at all times. .
- (f) All off-street stacking areas shall be no less than nine (9) feet wide and eleven (11) feet long.
- (g) If there is uncertainty with respect to the amount of stacking space required by the provisions of this division as a result of an indefiniteness as to the proposed use of a building or land, the maximum requirement for the similar type of use that is involved shall govern.
- (h) Required stacking spaces shall not impede, conflict or block pedestrian access to any public entrance of a building and shall not impede, conflict or block traffic circulation, including bicycle, pedestrian and vehicular.

(Ord. No. 23-66, 10-24-95; Ord. No. 23-171, 9-26-17)

Sec. 23-5.11.3. - Minimum required space.

Minimum off-street stacking spaces accessory to the uses hereinafter designated shall be provided in accordance with the following schedule:

A.	Carwash, Principal Use	Ten (10) stacking spaces per bay
	Carwash, Accessory Use	Three (3) stacking spaces per bay
B.	Eating Establishment, Carry-out/Fast food (with drive-in window)	Eight (8) stacking spaces of which three (3) have to be prior to ordering station (including car placing the order).
C.	Financial Institution with Drive-In	Five (5) stacking spaces for first window and two (2) stacking spaces for each additional window.

D.	Fuel Pumps	1 per pump, plus 1 stacking space for vehicular queuing at each pump
E.	Private/ Public Schools (Onsite AM/PM Drop-off, Pick-up)	Based on school specific assessment to accommodate stacking 100% onsite.
F.	All other uses	Four (4) stacking spaces of which one must be prior to ordering station.

(Ord. No. 23-66, 10-24-95; Ord. No. 23-171, 9-26-17)

§ 5. This ordinance shall be in force and effect upon adoption.

PRESENTATIONS/REPORTS BY OTHERS

GMAC (Government Military Affairs Council) Presentation

Kyle Allwine with GMAC presented information regarding the foundation and projected agendas.

Go Virginia - Presentation

Tim Ware, Executive Director GWRC, presented information regarding GO Virginia, a bold new State program that encourages and incentivizes local governments, educational institutions, and private companies to collaborate through regional economic development organizations in order to attract high-paying jobs and economic growth.

Comprehensive Stormwater Management Plan

The Chesapeake Bay Restoration Advisory Committee is accepting grant applications to conduct Chesapeake Bay-related education and restoration activities. The grants are funded through the sale of the special Chesapeake Bay license plate, "Friend of the Chesapeake." In FY 2019, \$310,882 in grant funds will be awarded to eligible applicants. The grantor is seeking proposals that emphasize environmental education, in order to increase public awareness and knowledge about the Bay, as well as projects of a restoration and conservation nature that should be action-oriented.

The Finance Committee and staff recommended that the Board of Supervisors approve Zoning's request to apply for the Chesapeake Bay Restoration Fund Grant Program.

On a motion by Mr. Benton and passed unanimously, the Board adopted the resolution as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-118

**Approving Request to Submit a Grant Application and Designation of Authorized Agents
in the Grant Application Process**

WHEREAS, Spotsylvania County requests to apply for state grant from the Chesapeake Bay Restoration Fund Advisory Committee to be utilized by the Department of Zoning for education and restoration project of Virginia's first freshwater mussel farm; and

WHEREAS, the County is not required to provide a local match for the grant award; and

WHEREAS, the County will be requesting \$20,000 in grant funds; and

WHEREAS, if any grant funds are awarded, the County will administer the grant in accordance with the terms and conditions as set forth in the grant award agreement.

NOW, THEREFORE, BE IT RESOLVED by the Spotsylvania County Board of Supervisors, that the request to submit a grant application from Spotsylvania County to the Chesapeake Bay Restoration Fund Advisory Committee is approved; and

BE IT FURTHER RESOLVED by the Spotsylvania County Board of Supervisors that the following individuals are hereby designated as authorized agents any of whom may act in the execution and submission of the grant application: Mark B. Taylor, County Administrator; Mark Cole, Deputy County Administrator; Edward Petrovitch, Deputy County Administrator; Troy Tignor, Zoning Director and Annette B. D'Alessandro, Grants Manager.

Special Service District Discussion

At the August 8, 2017 Board meeting, the Board directed staff to prepare a Special Service District proposal that included property rezoned as part of Jackson Village and Alexander's Crossing and a list of the possible road projects to be funded through the district. The project list includes the future bridge over I-95 between the two communities, widening a segment of Route 1, and widening a segment of Massaponax Church Road. Staff presented the costs and potential revenues of a tax on the district over time as Jackson Village and Alexander's Crossing develop.

Staff was seeking direction from the Board on whether to develop a special service district ordinance to include property within Jackson Village and Alexander's Crossing.

On a motion by Mr. McLaughlin and passed 4 to 3 with Mr. Cebula, Mr. Trampe and Mr. Yakabouski opposed, the Board directed staff to draft a Special Service District ordinance based the boundaries identified by staff, including all 3 road improvements, for commercial property only based on the 30 cent rate.

VOTE:

Ayes:	4	Mr. Benton, Mr. McLaughlin, Mr. Ross, Mr. Skinner
Nays:	3	Mr. Cebula, Mr. Trampe and Mr. Yakabouski
Absent:	0	
Abstain:	0	

Capital Project Updates

Spotsylvania County Utilities/Public Works provided a brief update on several active capital improvement projects in the County. Projects included Massaponax Church Road, Animal Shelter, Judicial Center, Old Sheriff's Office, Merchants Square, Marshall Park Convenience Center, and Courthouse sidewalks.

CLOSED MEETING

On a motion by Mr. Yakabouski and passed unanimously, the Board adopted a resolution to adjourn into closed meeting as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-119

To Adjourn into Closed Meeting

WHEREAS, the Spotsylvania County Board of Supervisors desires to adjourn into Closed Meeting for 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, specifically a beverage manufacturing business, an energy business, and information and technology businesses; and

WHEREAS, the Spotsylvania County Board of Supervisors desires to adjourn into Closed Meeting for consultation with legal counsel employed or retained by a public body

regarding specific legal matters requiring the provision of legal advice by such counsel, specifically matters of planning and zoning; and

WHEREAS, pursuant to Va. Code Ann. § 2.2-3711(A)(5) and (8), such discussions may occur in Closed Meeting.

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Board of Supervisors does hereby authorize discussion of the aforestated matters.

RETURN TO OPEN MEETING AND CERTIFICATION

On a roll call vote, the Board returned to open meeting and adopted the following resolution:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-120

Return to Open Meeting

WHEREAS, the Spotsylvania 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 (D) 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 Spotsylvania County Board of Supervisors hereby returns to open session and certifies, by roll call vote, that to the best of each member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Freedom of Information Act and identified in the motion to go into Closed Meeting were heard, discussed or considered in the Closed Meeting.

NEW BUSINESS

On a motion by Mr. Benton and passed unanimously, the Board adopted the resolution as follows:

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

RESOLUTION NO. 2017-121

BE IT RESOLVED by the Board of Supervisors of the County of Spotsylvania, Virginia, that the following appropriations be, and the same hereby are, made for the fiscal year beginning July 1, 2017, from the funds and for the functions or purposes indicated.

To provide funding for economic development incentive grants to be expended only by order of the Board of Supervisors as follows:

ECONOMIC DEVELOPMENT OPPORTUNITIES FUND: \$10,000

On a motion by Mr. Yakabouski and passed unanimously, the Board approved the budget amendment necessary to position the funds to activate the performance agreement approved in the consent agenda for the permit incentives for this business.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

ADJOURNMENT

On a motion by Mr. Cebula and passed unanimously, the Board adjourned its meeting at 9:43 p.m.

VOTE:

Ayes:	7	Mr. Benton, Mr. Cebula, Mr. McLaughlin, Mr. Ross Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	0	
Abstain:	0	

Mark B. Taylor
Clerk to the Board of Supervisors