

BOARD OF SUPERVISORS MEETING

March 17, 2008

The regular meeting of the Campbell County Board of Supervisors was held on the 17th day of March 2008 in the Board of Supervisors meeting room of the Walter J. Haberer Building, Rustburg, Virginia. The members present were:

Hugh T. Pendleton, Jr., Chairman, Presiding	Rustburg Election District
Charles W. Falwell	Timberlake Election District
Stanley I. Goldsmith	Altavista Election District
Eddie Gunter, Jr.	Concord Election District
J. D. Puckett	Brookneal Election District
Hugh W. Rosser	Seneca Election District
Steven M. Shockley	Sunburst Election District

R. David Laurrell, County Administrator
 Clifton M. Tweedy, Deputy County Administrator
 David W. Shreve, County Attorney
 Kristin Wright, Staff Attorney

The meeting was called to order at 1:00 p.m., and Supervisor Puckett gave the invocation.

// VIRGINIA DEPARTMENT OF TRANSPORTATION MATTERS

Don Austin, Residency Administrator, presented three resolutions for adoption.

Braxton Park Town home Development

On motion of Supervisor Falwell, the following resolution was adopted:

NOW THEREFORE, BE IT RESOLVED, that the Virginia Department of Transportation is hereby requested to add the streets described below and on the attached additions Form SR-5 (A) to the Campbell County Secondary Road System for maintenance the following subdivision roads which have been constructed by the subdivider as a Class "A" subdivision in accordance with the requirements of Section 33.1-229, Code of Virginia and the Virginia Department of Transportation's Subdivision Street requirements, **TO WIT:**

Braxton Park, Section 1 and 2

Braxton Park Circle, Section 1, Route 1593 – Beginning at the Intersection of Route 460 WBL and running east on Route 1593 for a distance of 0.053 mile to a point.

Length – 0.053 mile	Right of Way – 50 feet
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Braxton Park Circle, Section 2, Route 1593 – Beginning at 0.053 miles east of Route 460 WBL and running east on Route 1593 for a distance of 0.146 miles to entrance on Route 460 WBL.

Length – 0.146 miles	Right of Way – 50 feet
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Total Length of Braxton Park Circle – 0.20 mile

BE IT FURTHER RESOLVED, that this Board guarantees a minimum unrestricted 50-foot right of way with additional widths as may be necessary for cuts, fills and drainage together with easements on adjacent properties.

Section 1 - Recorded July 18, 2006 in Plat Cabinet B, Slide 243, Page 1238.

Section 2 – Recorded March 5, 2008 in Plat Cabinet C, Slide 23, Pg 229

Project/Subdivision Braxton Park Sect. 1 And 2 Rte 1593

Type Change to the Secondary System of State Highways: Addition

The following additions to the Secondary System of State Highways, pursuant to the statutory provision or provisions cited, are hereby requested; the right of way for which, including additional easements for cuts, fills and drainage, as required, is hereby guaranteed:

Reason for Change: New subdivision street

Pursuant to Code of Virginia Statute: §33.1-229

Street Name and/or Route Number

► Braxton Park Circle, State Route Number 1593

Old Route Number: 0

- From: Int. Rte 460 WBL running East on Rte 1593
To: for a distance of 0.053 mile to a point, a distance of: 0.05 miles.
Recordation Reference: Plat Cabinet B Slide 243, Pg 1238
Right of Way width (feet) = 50 feet

► Braxton Park Circle, State Route Number 1593

Old Route Number: 0

- From: Beginning at 0.053 miles east of Rte 460 WBL on Rte 1593
To: for a distance of 0.146 mile to Rte 460 WBL, a distance of: 0.15 miles.
Recordation Reference: Plat Cabinet C, Slide 23, Pg 229
Right of Way width (feet) = 50 feet

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley

Nay: None

Absent: None

Holiday Forest Subdivision – Smoky Hollow Road

On motion of Supervisor Gunter, it was resolved the Board of Supervisors adopts the following resolution:

WHEREAS, the Holiday Forest Homeowners Association has requested the Virginia Department of Transportation to provide an estimate for the construction of Smoky Hollow Road, beginning at Route 680 and ending at Holiday Lane, to standards meeting the requirements of the Virginia Department of Transportation, and

WHEREAS, the Virginia Department of Transportation has provided an estimate for the cost of said rural addition and the affected property owners have donated through the County \$5,809.00, fifty (50) percent of the estimate.

NOW, THEREFORE BE IT RESOLVED, that the Virginia Department of Transportation is hereby requested to add to the Campbell County Secondary Road System for construction and maintenance the following section of road in accordance with Section 33.1-72.1, Paragraph “C” of the Code of Virginia of 1950, as amended.

Name of Subdivision: Holiday Forest

Name of Street: Smoky Hollow Road

From: Route 680 (Poorhouse Road)

To: Route 851 (Holiday Lane)

Length: 0.056 mile

BE IT FURTHER RESOLVED, that this Board does guarantee a minimum unrestricted fifty (50) foot right of way with additional widths as may be necessary for cuts, fills and drainage, together with easements for drainage on adjacent properties, recorded in Plat Book 21, page 2, dated May 1, 1974.

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley

Nay: None

Absent: None

Russell Springs Subdivision, Section 10

On motion of Supervisor Gunter, it was resolved the Board of Supervisors adopts the following resolution:

NOW THEREFORE, BE IT RESOLVED, that the Virginia Department of Transportation is hereby requested to add the streets described below and on the attached additions Form SR-5 (A) to the Campbell County Secondary Road System for maintenance the following subdivision road which has been constructed by the subdivider as a Class “A” subdivision in accordance with the requirements of Section 33.1-229, Code of Virginia and the Virginia Department of Transportation’s Subdivision Street requirements, to-wit:

Russell Springs Subdivision, Section 10

Delaney Drive, Route 1441 – Beginning at the intersection of Route 1435 and running south on Route 1441 for a distance of 0.20 mile to the cul-de-sac.

Total Length – 0.20 mile

Right of way – 50 feet

BE IT FURTHER RESOLVED, that this Board guarantees a minimum unrestricted 50-foot right-of-way with additional widths as may be necessary for cuts, fills and drainage together with easements on adjacent properties.

Recorded in Plat Cabinet “B”, Slide 333, pages 2235-2239 on January 29, 2004.

Report of Changes in the Secondary System of State Highways

Project/Subdivision Russell Springs Subdivision, Sect 10, Delaney Drive, Rte 1441

Type Change to the Secondary System of State Highways: Addition

The following additions to the Secondary System of State Highways, pursuant to the statutory provision or provisions cited, are hereby requested; the right of way for which, including additional easements for cuts, fills and drainage, as required, is hereby guaranteed:

Reason for Change: Rural Addition (CTB Policy - No Cost)

Pursuant to Code of Virginia Statute: §33.1-229

Street Name and/or Route Number

► Delaney Drive, State Route Number 1441

Old Route Number: 0

- From: Int. of Rte 1435 south on Rte 1441 for 0.20 miles
To: Cul-de-sac, a distance of: 0.20 miles.

Recordation Reference: PC, B. Slide 333, Pgs 2235-2239

Right of Way width (feet) = 50 feet

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley

Nay: None

Absent: None

Other VDOT Matters

- **Revenue Reductions** - Mr. Austin reviewed the impact of the revised revenues for the Six Year Plan as a result of decreases by the General Assembly. The first year of the plan went from approximately \$2.5 million for projects to \$780,000. The total Six Year Plan would go from more than \$12 million to less than \$4 million. Mr. Austin recommended not adjusting any priorities in the Six Year Plan until the final figures were received. The Board may want to adjust some priorities to complete as much work as

possible. The reductions should not affect personnel at the Appomattox Residency Office.

- **Route 501 Bridge Replacement** – This project would be started soon.
- **Calohan Road** - VDOT would be placing a pipe at the intersection with Livestock Road.
- **Route 460 Guardrail** – a guard rail would be replaced near Spring House Restaurant on Route 460. These repairs were done routinely after receiving a police report of any damage to guard rails.
- **Route 633** – Supervisor Puckett commended VDOT on the brush cutting on that road.

// JASON SAUNDERS MEMORIAL GARDEN

Sheriff Terry Gaddy was present to request approval to build a memorial garden adjacent to the Sheriff's Office as a lasting memorial to Deputy Jason Saunders. Deputy Saunders was killed in the line of duty on April 3, 2007. The construction of the memorial would be paid from donations and should not interfere with any future expansions of the Sheriff's Office. The final plans for the garden would utilize the two existing cherry trees at the end of the building. There would be adequate space at the memorial to add names if necessary.

Supervisor Puckett and Supervisor Rosser indicated the request was discussed at the Public Works Committee. They were in full support of the memorial.

On motion of Supervisor Rosser, it was resolved the Board of Supervisors grants permission to the Campbell County Sheriff's Office to build a memorial garden from donations received adjacent to the Sheriff's Office as a memorial to Deputy Jason Saunders.

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley
Nay: None
Absent: None

// COUNTY EMPLOYEE HANDBOOK UPDATES

Shameka Wright, Human Resources Generalist, indicated the County Employee Handbook had not been revised for several years. Over the past several years, code sections have been changed or repealed causing applicable sections of the handbook to become outdated. All code sections have been reviewed and updated as necessary. There were a few editorial changes made to enhance reader friendliness. The major changes included updating the Harassment Policy approved on September 17, 2007 and adding an update to the Drug and Alcohol Policy to reflect random testing of certain positions. Three sections were moved to a more appropriate location – Complaints & Grievances were moved to Chapter 10, the annual leave earned schedule was moved to the Appendix and the Workers Compensation Panel of Physicians was moved to the Appendix.

Supervisor Falwell indicated the Administration/Management Services Committee reviewed the changes to the County Employee Handbook and recommended approval.

On motion of Supervisor Falwell, it was resolved the Board of Supervisors approves the updates to the County Employee Handbook as presented.

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley
Nay: None
Absent: None

// FY 2009 – FY 2013 CAPITAL IMPROVEMENT PLAN

A draft FY 2009 – FY 2013 Capital Improvement Plan (CIP) was presented and briefly discussed at the March 3rd meeting. Staff requested permission to include the draft CIP in the proposed FY 2009 operating budget subject to final appropriation at the conclusion of the budget process.

There was one change made to the Administrator's Recommended CIP. The Library Director advised that no donations had been received as of yet for the new Timbrook Library. Therefore, it would be appropriate to leave those funds out of the CIP until they were actually

received. Supervisor Rosser was a member of the Library Board and believed the Library Foundation should have an opportunity to raise funds for the new Timbrook Library as they have proposed before any County obligation was noted in the CIP. He realized the Board has committed to certain funding for the library. He offered the following motion:

On motion of Supervisor Rosser, it was resolved the Board of Supervisors authorizes staff to remove the anticipated donations from the FY 2009 Capital Improvement Plan under Library – Timbrook Library until such time as the donations have been received.

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley
Nay: None
Absent: None

Supervisor Falwell noted the Library Foundation would begin its fundraising campaign this month.

Administrator Laurrell brought to the Board's attention that the CIP reflects a reduction in the transfer from the General Fund to the CIP Fund by almost \$3 million attributable largely to the decision by the Board to move to a regional landfill.

On motion of Supervisor Gunter, it was resolved the Board of Supervisors adopts the preliminary FY 2009 – 2013 Capital Improvement Plan as presented to be included in the FY 2009 Operations Budget.

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley
Nay: None
Absent: None

// UPDATE ON BUDGET PROCESS

The Budget Committee has met with all the departments and planned to submit a proposed budget on April 7th. The budget was balanced using about \$100,000 from the General Fund Undesignated Fund Balance and a two-cent increase in real estate taxes. Increases in the VRS rates, Comprehensive Services for At-Risk Youth and a decline in interest earned impacted the budget.

After much of the budget work was completed, staff learned of reductions at the State level. The General Assembly balanced its budget by reducing aid to localities by \$50 million in FY 2009 and an additional \$50 million in FY 2010. Information was still sketchy, but it appeared the State had until April 12th to provide the reductions to localities. This would be after the County has completed its proposed budget. Staff estimated that an amount between \$300,000 and \$700,000 would be cut from Campbell County. Administrator Laurrell believed the reductions would not impact Schools or the Personal Property Tax Relief Act (PPTRA) reimbursement, but may affect law enforcement. Localities may be given the option to either refund to the State the amount of the reduction or distribute the reductions across several revenue sources.

Depending upon the timing of the information from the State, staff would provide a list of recommended reductions at the April 10th workshop or the next scheduled regular meeting.

Chairman Pendleton thanked Administrator Laurrell for explaining the issues as well as he did. At some point passing on the responsibility to local governments would have to stop. Administrator Laurrell added one more comment. While the Schools fared well during the FY 2009 budget year, they may not fare as well in FY 2010. He indicated the Joint Committee may want to talk with the Schools about managing funds well this year to prepare for next year.

// CONSENT AGENDA

Provided under the Consent Agenda was the Abstract of Votes from the February 12, 2008 primaries and several appropriations. In answer to a question by Supervisor Gunter, the primary election cost approximately \$10,000. There was also a discussion that Registrars may have to upgrade their electronic voting machines again to machines that would provide a written

copy. The Board was concerned about the tremendous costs to localities when the lever machines used to work just fine.

On motion of Supervisor Rosser, it was resolved the Board of Supervisors records the Abstract of Votes from the February 12, 2008 Democratic Presidential Primary Election and the February 12, 2008 Republican Presidential Primary Election into the minutes of the March 17, 2008 meeting, as follows:

PRESIDENT
(Democratic)

Barack Obama	2005
Dennis J. Kucinich	7
Hillary Clinton	1661
Bill Richardson	8
Joe Biden	2
John Edwards	28

PRESIDENT
(Republican)

Ron Paul	79
John McCain	1189
Fred D. Thompson	10
Mike Huckabee	3410
Rudy Giuliani	11
Mitt Romney	71

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley
Nay: None
Absent: None

On motion of Supervisor Gunter, it was resolved the Board of Supervisors approves the following Appropriations listed under the Consent Agenda:

1. General Fund, Maintenance of Buildings and Grounds, deleting \$1,420.00 from Employee Tuition Assistance and appropriating the same to Public Works Administration, Employee Tuition Assistance, to reimburse Public Works Assistant Director for professional development classes;
2. General Fund, Volunteer Fire Departments, appropriating \$3,801 to Department of Fire Programs Funds; and raises estimated revenue, Virginia Department of Fire Programs FY 08 Training Mini Grant, by \$3,801, funds received from Virginia Department of Fire Programs;
3. General Fund, Virginia Domestic Violence Victim Grant, appropriating \$36,420 to Other Professional Services, \$2,430 to Travel and Subsistence and \$1,150 to Other Operating Supplies; and raises estimated revenue, VA Domestic Violence Victim Grant, by \$40,000, grant funds received;
4. General Fund, OCDETF Grant, appropriating \$4,000 to Comp – Overtime, \$306 to FICA and \$88 to Workers Comp; and raises estimated revenue, OCDETF Grant by \$4,394, reimbursed expenses from regional law enforcement narcotics operation;
5. General Fund, EMS, appropriating \$1,176.90 to Convention and Education; and raises estimated revenue, Office of State, ALS Training Funds, by \$1,176.90, funds received from Virginia office of EMS for ALS Training;
6. Capital Improvement Fund, Community Development Projects, appropriating \$11,116.66 to Airport Development Area; and raises estimated revenue, 2007 Real Estate Tax Wards Crossing, by \$11,116.66, to appropriate funds representing the differential of the real

estate tax rate in the special service district dedicated to infrastructure improvements in the Airport Development Area Special Service District; and

7. General Fund, Economic Development, deleting \$6,258.16 from Lynchburg – Annual Service Fee; and lowers estimated revenue, 2007 Real Estate Tax Wards Crossing, by \$6,258.16, to deappropriate funds so budget equals actual revenue received in FY 2008 of \$95,778.84 for real estate tax due in the special service district.

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley
Nay: None
Absent: None

// APPOINTMENTS

Industrial Development Authority

On motion of Supervisor Rosser, it was resolved the Board of Supervisors reappoints Lewis Robertson, 10 One Mile Road, Evington, Virginia 24550, to a four year term until March 17, 2012 on the Industrial Development Authority from the Seneca Election District.

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley
Nay: None
Absent: None

Planning Commission

On motion of Supervisor Shockley, it was resolved the Board of Supervisors appoints John Thilking, 355 Wildwood Road, Lynchburg, Virginia 24502, effective April 1, 2008 to fulfill the remainder of a four-year term until December 31, 2009 on the Campbell County Planning Commission from the Sunburst Election District.

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley
Nay: None
Absent: None

// MATTERS FROM THE BOARD

JetBroadband – Supervisor Gunter brought to the attention of the Board a letter from JetBroadband indicating it would not be cost effective to provide service to residents on Spicer Road and Berkshire Drive. Administrator Laurrell has forwarded a response that the franchise agreement provides that “such extensions shall be completed with one (1) year of submittal of a request” in areas in which there were an average of 20 homes within five miles of its trunk or distribution cable. Because Spicer Road and Berkshire Drive meet the criteria, JetBroadband would be in violation of the agreement if service was refused.

Chairman Pendleton added he has received a number of complaints and JetBroadband has not been very receptive. He believed they should be laying their cable at the beginning of a new subdivision, but they have not been doing so. There were problems later when they wanted to come across established yards. If the cabling was already in place, more homes might request service.

Biosolids - The Board requested an article regarding biosolids and a recent court ruling in Augusta, Georgia be provided to our legislators.

// CLOSED MEETING

On motion of Supervisor Gunter, it was resolved the Board of Supervisors enters into a closed meeting at 1:54 p.m. to discuss the sale of land to a company considering locating in Campbell County and the possible extension of municipal water services to a prospective business or industry, in accordance with the prospective business exemption §2.2-3711 (A)(5) of the Code of Virginia, as amended; and to discuss the acquisition of property for public purpose,

in accordance with the acquisition of property exemption §2.2-3711 (A)(3) of the Code of Virginia, as amended.

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley
Nay: None
Absent: None

// The Campbell County Board of Supervisors entered into a closed meeting on this 17th day of March, 2008 at 1:54 p.m. to discuss the sale of land to a company considering locating in Campbell County and the possible extension of municipal water services to a prospective business or industry, in accordance with the prospective business exemption §2.2-3711 (A)(5) of the Code of Virginia, as amended; and to discuss the acquisition of property for public purpose, in accordance with the acquisition of property exemption §2.2-3711 (A)(3) of the Code of Virginia, as amended.

// On motion of Supervisor Gunter, it was resolved the meeting return to open session at 2:55 p.m.

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley
Nay: None
Absent: None

// On motion of Supervisor Goldsmith, the following resolution was adopted:

CERTIFICATE OF CLOSED MEETING

WHEREAS, the Campbell County Board of Supervisors had convened a closed meeting on the 17th day of March, 2008 pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, §2.2-3711 of the Code of Virginia requires a certification by the Campbell County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Campbell 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 Campbell County Board of Supervisors.

The roll call vote was: Aye: Falwell
Aye: Goldsmith
Aye: Gunter
Aye: Pendleton
Aye: Puckett
Aye: Rosser
Aye: Shockley
Nay: None
Absent During Meeting: None
Absent During Vote: None

// RECESS TO WORK SESSION

On motion of Supervisor Shockley, the meeting was recessed at 3:02 p.m. for a 4:00 p.m. work session in the Board of Supervisors meeting room of the Walter J. Haberer Building, Rustburg, Virginia.

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley
Nay: None
Absent: None

// WORK SESSION

A joint work session with the Campbell County Planning Commission and the Campbell County Utilities and Service Authority reconvened at 4:00 p.m. The members present were:

Campbell County Planning Commission

Patrick Tweedy, Chairman	Altavista Election District
William E. Calohan, III	Rustburg Election District
O. Richard Metz	Concord Election District
Thomas Morris	Brookneal Election District
Robert A. Nixon	Timberlake Election District
Dennis P. Rosser	Seneca Election District

Absent was:

Steven W. Shockley	Sunburst Election District
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Campbell County Utilities and Service Authority

Wilson Dickerson, Jr.	Altavista Election District
James R. Marstin	Brookneal Election District
G. Michael Damron, Administrator	

Absent were:

Carter S. Elliott, Jr.	Seneca Election District
Franklin (Jack) Lacy	Timberlake Election District
Robert M. Merryman	Rustburg Election District
William R. Moore	Concord Election District
Dan Richardson	Sunburst Election District

Chairman Pendleton opened the meeting at 4:00 p.m. Chairman Tweedy opened the Planning Commission meeting at 4:00 p.m.

Overview of Comprehensive Plan Update Process

Paul Harvey, Director of Community Development, explained the Virginia Code requires localities to update its Comprehensive Plan every five (5) years. The last Comprehensive Plan was adopted in 2003. This year the update would have to include new mandates by the General Assembly related to its transportation plan such as identifying Urban Development Areas (UDA).

The current Comprehensive Plan spans a period of 15 years, and Mr. Harvey believed this has worked well. There was much factual information and statistics that would need to be updated. The rest of the plan contained policies and goals and objectives. This would be the area for input from the Board of Supervisors, Planning Commission, other Boards and Commissions and the public.

At this time the discussion turned to the draft Sewer Master Plan as the development of additional sewer infrastructure should be considered as part of the Comprehensive Plan update.

Sewer Master Plan

Clifton M. Tweedy, Deputy County Administrator, indicated this would be the first of two studies on sewer in Campbell County. The first study was concentrating on the area from Yellow Branch north where there was existing sewer infrastructure. The second study would look at the rest of the County and how capacity might be extended to those areas including the Towns of Altavista and Brookneal. The purpose of the first study was to determine the potential wastewater generation from each area and provide an estimate of the facilities required to collect and convey the sewerage to the City of Lynchburg sewer system. The second study would determine the additional areas which could be served by existing public treatment facilities and evaluate other methods to provide sewerage in more remote parts of the County. The Plan would

also be a large step in conforming to the new legislation requiring the designation of Urban Development Areas (UDA) in close proximity to existing towns or areas of high density.

Primarily this first study looked at three areas – Tomahawk Creek, Dreaming Creek and Route 29 from Foster Fuels north. The Tomahawk Creek and Dreaming Creek areas were fairly straightforward, but some decisions would be needed concerning the Route 29 area. One of those decisions was whether to include the potential growth area bounded by Lynbrook, 29 and Lawyers Road as part of the public sewer area which would promote high density growth. It may be well to include the area since it has a major road, public water and public sewer in the vicinity. If high density development was planned for the northern end of Route 29, it would have to be decided whether to continue to upgrade the system into the City, down Fishing Creek and into the regional system or to run a sewer line on the east side of Candler's Mountain. The last option would be more expensive, but there would not be as much cost inside the City. This could lead to higher density development on the east side of the Mountain.

Mr. Damron pointed out the Plan was a draft form and all comments or questions were welcome. One of the goals was to form a methodology to fund the expanding sewer systems in the future. As mentioned in the study, the latest U. S. Census data indicated an average household occupancy rate of 2.48 persons with an average daily use of 100 gallons per day per person. Campbell County's total population was projected to increase by 20,000 persons by 2030. An assumption was also made that commercial and residential growth would be at the same rate. How the growth migrates would certainly be a factor in planning for sewer infrastructure. Once the assumptions were made, ten (10) flow monitors were placed at various locations in the City to determine what kind of flow they experienced to use as a comparison.

Currently the CCUSA was purchasing 0.84 million gallons a day (mgd) of sewer capacity from the City of Lynchburg for the Route 29 North Corridor. Depending on the options chosen, CCUSA could have a peak demand of over 3 million gallons. How to pay for that sewer capacity was one of the issues to be resolved. Under the agreement with the City of Lynchburg Campbell County has a capacity of 0.77 mgd for the Dreaming Creek area and 1.82 mgd for the Tomahawk Creek Combined area. CCUSA was allowed to discharge up to those limits into Lynchburg's main sewer interceptor drainage basins depending on the overall capacity of the City's system to be treated at the Lynchburg Regional Wastewater Treatment Plant on Concord Turnpike. The Regional WWTP has a design capacity of 22 mgd, and the current average daily flows do not exceed 13 mgd. CCUSA has purchased 1 mgd. CCUSA pays 1/22nd of the costs to the City which could fluctuate based on the City's expenses. The more capacity purchased the higher the costs.

It was projected the Route 29 area near Candler's Mountain would experience the highest growth. This included an estimate of 6,000 in population growth over the next 10 years as a direct result of Liberty University. As mentioned earlier by Mr. Tweedy, the option to upgrade the system to the City, down Fishing Creek and into the regional system would cost approximately \$8 million. To run the sewer line on the east side of Candler's Mountain would cost approximately \$11 million. Mr. Damron commented that a cost per gallon to potential users of the sewer system would need to be determined. It was originally estimated to cost \$5 per gallon. The newest estimate was \$3.11 per gallon.

Administrator Laurrell confirmed that developing the system on the east side would provide more capacity in the system and allow for development on the whole east slope of Candler's Mountain. Mr. Damron indicated some type of funding would need to be identified to pay for any future development. Should the County decide not to support development on the east side of Candler's Mountain and chose to upgrade the Fishing Creek line, there would be some restrictions inside the City on the Fishing Creek line. To overcome that problem, some replacement of lines would be needed to the Fishing Creek line which the County would be required to pay for on a prorated basis. As pointed out by Mr. Tweedy, the costs to develop the Fishing Creek line would be incremental over a period of time, but development of the east side would require more upfront costs because it would be a whole new system. It was estimated about one-third of the Fishing Creek line would be in the City. If the County chose to develop the east side, minimal improvements to the current infrastructure on the west side would be needed.

Supervisor Rosser asked what improvements were planned for the Timberlake area. Mr. Damron indicated on Dreaming Creek some of the gravity lines would need to be upgraded over the build out period. At this time a design engineer was working on what needed to occur there. The County has 0.77 mgd of capacity purchased in the Dreaming Creek line, but the new development on Greenview Drive would take the remaining capacity in that sewer line. Some capacity could be restored if the lines could be repaired to handle storm flow or an equalization basin could be built.

Continuation of Overview of Comprehensive Plan Process

One of the major tasks of the Comprehensive Plan update would be to redo the land use map designating one or more urban development areas based on a certain density that has not been used in Campbell County before. The highest density in the County now (referred to as medium to high density) was one house per 1.49 acres or less. The State defined high density to be at least four housing units per acre.

During the last update public meetings were held at each of the four high schools although very few people participated. If so desired, this could be done again and another option would be to seek input from the existing boards and committees. Staff would be updating the factual information throughout this summer. Once the policies were developed, staff planned to bring back a draft in early fall 2008 before advertising for public hearings.

There was some discussion on how quickly a decision needed to be made on the location of future sewer infrastructure. Administrator Laurrell believed the development of the land use map should drive decisions on sewer infrastructure and not the other way around. If the Board and Planning Commission were interested in developing the east side of the County into high density, then it would dictate where the sewer infrastructure would be. The Board and the Planning Commission needed to be giving thought to where the density in the County should be and what it should look like.

Chairman Pendleton commented it would be helpful in the planning process if it was known where the Route 29 South bypass would lie, but as Administrator Laurrell pointed out it was unlikely anyone in the room would live long enough to see the bypass. The Board was supportive of another work session with the Planning Commission to discuss the process to be used for developing the comprehensive plan and other issues such as transportation.

At this time the members of the CCUSA and Mr. Damron left the meeting.

// Boxley Proposed Quarry

Abney S. Boxley III, President of Boxley Materials Company, requested a few minutes at this meeting to present information about a proposed new quarry in Campbell County. This was the same information presented recently at a community meeting. They plan to request approval to rezone a 914 acre parcel on Route 24 near Evington and to request approval for a special use permit to operate a quarry. The site would be known as the "Flat Creek Site." Also present were Jeff Parkins, Executive Vice President, Bill Hamlin, Vice President of Aggregate Operations, Tom Rowland, Director of Technical Services, and Jack McCarthy, Superintendent of the Lawyers Road Quarry.

The company was founded in 1892 by W. W. Boxley. Boxley has operated a quarry in Campbell County for over 50 years since 1956. They replaced the reserve in 1965 with the Lawyers Road Quarry. The Mt. Athos property was purchased in 1983 and rezoned in 1990. The crushed stone that was mined was a basic necessity for building and maintaining roads, buildings, bridges, landscaping and more. Annual consumption was approximately 10-12 tons per person per year. Boxley was a community oriented business and supported local fire departments, YMCA, Salvation Army and the United Way with its time and resources.

Mr. Boxley indicated there was a tract of land adjacent to the Lawyers Road quarry owned by Doug Dalton. Mr. Dalton has asked them to quarry it, and while Boxley would like to do this, there was no agreement at this time. Even if they were to quarry that property, it would only give extend operations at the Lawyers Road site by another 5 to 10 years. The Mt. Athos site was always a small operation with about 10 years left at that site.

Jack McCarthy advised that after spending about 20 years looking for a suitable site, they discovered the Flat Creek site. From extensive studies and research they have determined the Flat Creek site to be ideal due to the sizeable deposit of quality construction grade greenstone. The large site also offered plenty of buffer between the quarry and private land and was located on a primary road. Many Boxley employees live in the Campbell County area and this would keep these jobs in the County.

The proposed quarry would be located in the southwest portion of the tract. The plant would be constructed on a 25-acre pad site and would incorporate state-of-the art equipment such as dust suppression. As the trucks leave the site, they would pass through a wheel wash system. All storm water would be directed to sediment ponds built per all regulations to ensure that streams would not be affected. The quarry would not be located in the flood plain of Flat Creek, and the flood plain would be preserved as a natural buffer. The site was naturally screened by trees and a minimum 100 foot tree buffer would remain around the entire site. Only 25 percent of the site would be used for the operation, and the rest would be a professionally managed forest. The previous owner clear cut the property and Boxley has planted over 40,000 trees to re-establish the forest. The entrances would be landscaped, paved and have approved VDOT site distances and turning lanes. In addition, berms would be built to screen the property from Route 24. Boxley has offered a 5-acre community tract to the Evington Fire Department.

Boxley held a community meeting in October of 2005 to gain the concerns of the neighbors so they could develop a thoughtful and responsible site design. As a result of that meeting, numerous studies were conducted to address those concerns, and the results were as follows:

Blasting – technology advancements have greatly reduced noise and vibration and enhanced safety. A typical operation of this size would blast once a week and no explosives were stored on site. Each shot was designed by a professional licensed blaster, and the primary focus was for safety. There were state laws that regulate the amount of ground vibration and air over pressure that were allowed to be produced by a blast, and those laws were based on the U. S. Bureau of Mines extensive testing on what level of vibration or over pressure caused even cosmetic danger to a residential structure. Virginia laws were twice as stringent as federal regulations. The vibration level from Boxley's blasts was routinely only 20 to 30 percent of state allowable vibration.

Traffic Problems – the proposed quarry would be located on a primary road designed to handle truck traffic. Studies by VDOT and an independent traffic engineering firm determine the volume of traffic generated by this operation could easily be handled on this road and site distances were excellent. Route 24 was designed to carry 15,000 vehicles per day and currently the road had 2,500 vehicles per day. The quarry would add an additional 300 vehicles per day.

Groundwater – Boxley would install a series of monitoring wells around the border of the property to detect any water change before neighboring wells were affected. Should a well become affected, Boxley would correct the problem. The groundwater analysis determines that greenstone formation at the site was dense and the opportunity for flow from the aquifer was low. The consultant determined the risk to neighboring water resources by the proposed quarry operation was negligible. The operation would be designed to preserve Flat Creek, the property's western property boundary, as well as the flood plain. Any storm water runoff would be diverted to erosion and sedimentation ponds and channels. The environmental studies of the Flat Creek area would serve as the baseline, and the studies would be repeated periodically before operations began and after the start of operations.

There were a number of other studies conducted that would be available during the application process. Mr. McCarthy reviewed a timeline to transition from the Lawyers Road site to the Flat Creek site. Boxley would first construct the entrances and landscaping berms to allow them enough time over the next 15 years to screen the site. The design and environmental process takes at least two years, and the construction and transition period would take at least three years.

In conclusion, Mr. Boxley indicated much work has already gone into this project over the last two and one-half years. The site, the deposit and the acreage around it make it an

excellent location. Input has been solicited from the neighbors, and the findings from the studies have been shared with them.

In answer to several questions from the Board and Planning Commission, there were approximately 175 to 200 people at the community meeting a week or so ago. There were lots of questions and concerns expressed at the meeting, and there were some who were opposed to the quarry site. The main concerns were water quality, traffic and blasting. Mr. Nixon asked what would prevent the trucks from traveling on Leesville Road, a much narrower road and not built to handle heavy traffic. Mr. Boxley indicated that most of the traffic would be north or south on Route 29. They would not want their drivers cutting through back roads, and they would prevent this through driver education. There were two places on Route 24 that you could see the quarry. Once the berms were built and trees planted, they would eventually grow to shield that view. There may be one location because of the elevation you would be able to see the quarry.

As to the amount of rock at this site, Mr. Rowland estimated 100 million tons of rock was in the immediate area of the proposed plant. This would last about 70 years. The entire southern portion of the track had rock except for one small area. The last plant that was opened from scratch was the Mt. Athos Quarry in 1990. The closest neighbor to the proposed quarry was Mr. Mason who was about 1000 feet from the quarry. He was located across the road on Route 24. The next closest neighbor was about 3000 feet.

The Board thanked Boxley for the presentation and for answering many of the questions raised by some of the neighbors. Boxley assured the Board they would be willing to answer any questions from concerned neighbors directly and have tried to do so through a recent community meeting.

Chairman Tweedy adjourned the Planning Commission meeting at 5:35 p.m.

// ADJOURNMENT

On motion of Supervisor Gunter, the meeting was adjourned at 5:35 p.m.

The vote was: Aye: Falwell, Goldsmith, Gunter, Pendleton, Puckett, Rosser, Shockley
Nay: None
Absent: None

HUGH T. PENDLETON, JR., CHAIRMAN

Approved: _____