

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING, DINWIDDIE, VIRGINIA, ON THE 20TH DAY OF APRIL, 1988, AT 6:30 P.M.

PRESENT: GEORGE E. ROBERTSON, JR., CHAIRMAN ELECTION DISTRICT #2
AUBREY S. CLAY, VICE-CHAIRMAN ELECTION DISTRICT #4
HARRISON A MOODY ELECTION DISTRICT #1
CHARLES W. HARRISON ELECTION DISTRICT #2
EDWARD A. BRACEY, JR. ELECTION DISTRICT #3

CLAUDE TOWNSEND DEPUTY SHERIFF
JAMES E. CORNWELL, JR. COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", pursuant to Section 2.1-344(1) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 6:30 p.m. to discuss personnel matters. The meeting reconvened into Open Session at 7:21 p.m.

IN RE: RECESS

The Chairman declared a recess at 7:22 p.m., until the beginning of the regular meeting at 7:30 p.m.

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the minutes of the April 6th Special Meeting, the April 6th Regular Meeting, and the April 11th Continued Meeting, were approved as presented.

IN RE: TRANSFER OF FUNDS

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the Treasurer was authorized to transfer \$5,921.04 from the General Fund to the County Construction Fund.

IN RE: CLAIMS

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the following claims be approved and funds appropriated for same; combined checks numbering 248 thru 469, General Fund amounting to \$130,164.88; Water and Sewer Fund checks amounting to \$44,841.51; E911 Fund checks amounting to \$5,809.37; History Book Fund checks amounting to \$11.48; and County Construction Fund checks amounting to \$5,921.04.

IN RE: CITIZEN COMMENT

1. Mr. Fred Sahl appeared before the Board to enter a letter for the record concerning Mr. Beasley Jones' attendance record at Dinwiddie County High School while serving as a member of the General Assembly.

2. Mr. Paul Walk gave a presentation on the County's educational system in relation to student test scores.

3. Mr. George Goff also spoke on the educational system and related test scores.

4. Mrs. Cheryl Martinez spoke on the increasing development in the Northern end of the County in relation to the School Board's proposal to close or leave partially open, Northside Elementary School.

5. Mrs. Beverly Mathias spoke on the County's educational system and whether students are prepared after receiving an education from the Dinwiddie School System.

6. Mrs. Barbara Foster stated that she was there to represent a group of citizens who were not the PTO from Northside Elementary, but were there to represent their children who could not speak for themselves on the closing of Northside Elementary School.

Mr. Robertson stated that the citizens are being heard and he felt a possible solution has been suggested concerning Northside School.

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the following items were added to the agenda:

1. Appointments to the Office on Youth and Community Services.
2. Bingo and Raffle Permit for St. John's Church.
3. Health Department Lease.
4. Courthouse Lawn Spraying.
5. Student Government Day.
6. Jail Drain Field Update.

IN RE: SCHOOL BOARD

Mrs. Geraldine Spicely, Chairperson of the Dinwiddie County School Board, appeared before the Board to ask for guidance from the Board of Supervisors in the preparation of the School Board Budget. She also stated that the Finance Committee Members were anxious to meet with the Board Members as soon as possible.

IN RE: PUBLIC HEARING -- AMENDMENT A-88-1

This being the time and place as advertised in the Progress-Index on Wednesday, April 6 and Wednesday, April 13, for the Board of Supervisors to consider for adoption an Amendment to Section 22-70 of the Code of the County of Dinwiddie entitled "Agricultural General, District A-2", Permitted Uses to add the following:

1. Automotive body and fender work, painting and upholstering with a conditional use permit.
2. Automobile sales and service, screened from view and two hundred feet (200') from state road right-of-way, with a conditional use permit.

Mr. Joe Emerson, Director of Planning, presented the amendment. He stated the reason for the amendments are:

1. Mr. Coleman wishes to operate these two types of businesses and they are currently not allowed in Agricultural A-2 Districts.
2. To Rezone this property would constitute spot zoning.

He added that if the amendments were approved, Mr. Coleman must still apply for conditional use permits.

At the March meeting of the Planning Commission, the commission voted unanimously to recommend the first use and deny the second use. Mr. Emerson stated that the Planning Commission realized there are several automotive body and fender work shops already operating within the County and only one is legally grandfathered. They did not wish to put any of the existing shops out of business.

The Planning Commission was concerned that if the second amendment to allow automobile sales and service was approved, that people would begin selling vehicles out of their yards. They therefore recommended denial of the request for auto sales and service.

Mr. Bernard Coleman spoke in support of his request. He stated that in his spare time he was able to purchase salvage cars, fix them up and sell them at auctions. However, he must have a dealer's license to do so from DMV. DMV requires that the dealer be authorized to sell automobiles before a license will be granted.

Mr. Moody stated that the Planning Commission suggested he lease a piece of property in a business zone to get his dealer's license. Mr. Coleman stated that he would have to have an office and posted hours on that piece of property, which he could not afford.

Mrs. Pearl Bland, Mr. Joe Fields, and Mr. James McKensie also spoke in support of the Amendment.

Mr. Clay stated that he did not have any problem with one or two cars; however, if the amendment is allowed we may have more dealers in A-2 than in business zoning. He felt that the 200 feet off the road requirement and fencing would help. The County Attorney, Jim Cornwell, suggested that the amendment be changed to state "Auto Sales and Services Not On Premises." Mr. Horace Henshaw stated that he had had experience in this area and this wording would not be acceptable to DMV.

Mr. Bracey moved that amendment A-88-1 be approved to allow both uses. Mr. Clay seconded the motion. Mr. Moody stated that he wanted everyone to realize that by his vote he was not trying to hurt Mr. Coleman, he was merely trying to uphold the zoning law.

Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Robertson voting "aye", Mr. Moody voting "nay",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Section 22-70 of the Code of the County of Dinwiddie entitled "Agricultural, General, District A-2, be amended to allow the following uses:

1. Automotive body and fender work, painting and upholstering, with a conditional use permit.
2. Automobile sales and services, screened from view and two-hundred feet (200') from state road right-of-way, with a conditional use permit.

In all other respects said zoning ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- AMENDMENTS A-88-7 AND A-88-8

This being the time and place as advertised in the Progress-Index on Wednesday, April 6 and Wednesday, April 13, 1988, for the Board of Supervisors to conduct a public hearing to consider for adoption Amendment A-88-7, Amendment to Section 18 of the Code of Dinwiddie County entitled "Subdivisions" which amendment would involve the re-definition of the word "subdivision" and also allowance of "private roads"; and A-88-8, Amendment to Section 22 of the Code of Dinwiddie entitled "Zoning", which amendment would

involve the setback requirements and lot size requirements of several zones.

Mr. Joe Emerson, Director of Planning, briefly reviewed the amendments and actions taken by the Planning Commission at its April 13, 1988 meeting, which was approval of both amendments. The final form of these amendments were as a result of a workshop session held between the Board of Supervisors and the Planning Commission.

Mr. Ronald Gordon spoke in favor of the amendments and asked that if they were approved, the Board would give some time to allow projects that were already under way to be completed. Mr. Jerry Cook spoke in support of the amendments. No one spoke in opposition.

Mr. Emerson stated that anything that has been bought and recorded to date would fall under the existing ordinance.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the Dinwiddie County Code, as adopted March, 1986, and as heretofore amended, be further amended as follows:

SECTION 18-3. Definition.

Parent Tract: Delete

Subdivision: Any division of a parcel of land into three or more lots or parcels any one of which contains an area of less than five acres for the purpose of transfer of ownership or building development, or, if a new street is involved in such division, any division of a parcel of land, except that the following divisions of land shall be exempted from this definition:

(1) The division or partitioning of land in an estate by court order or among heirs of the original owner unless or until development of the land is proposed.

(2) A bonafide division of a tract of land made so that one or more of the resulting parcels may be used as part of a public utility right-of-way; provided, that if a parcel resulting from such a division is ever to be used as a building site for other than such right-of-way, before a building permit may be issued for such other use, the owner shall comply with the minimum requirements of this Chapter and Chapter 22 of this Code.

(3) The sale or exchange of parcels of land between owners of adjoining properties for the purpose of small adjustments in boundaries; provided, that none of the original lots, portions of which are sold or exchanged, shall be reduced below the minimum sizes required by this Chapter or Chapter 22 of this Code.

(4) A single division of land into parcels where such division is for the sale or gift to a member of the immediate family of the property owner. Only one (1) such division shall be allowed per family member and shall not be for the purpose of circumventing this Chapter. A member of the immediate family shall be defined as any person who is a natural or legally defined offspring, spouse or parent of the owner. All lots resulting from such division of less than five (5) acres shall have a reasonable right-of-way of not less than ten (10) feet providing ingress and egress to a dedicated recorded public street or thoroughfare.

The term subdivision shall include resubdivision and, when appropriate to the context, shall relate to the process of subdividing or to the land subdivided and solely for the purpose of recordation of any single division of land into two lots or parcels, a plat of such division shall be submitted for approval in accordance with Section 18-24 of this Code.

This Amendment shall be effective on or after July 1, 1988.

SECTION 18-3. Definitions.

Street, private: A street which serves only the lots within a subdivision, which is constructed pursuant to Section 18-101 of this Code and serves no more than five (5) lots.

This Amendment shall be effective on or after July 1, 1988.

SECTION 18-98. Construction requirements.

In cases where the State Department of Highways and Transportation specifications are lacking or are less restrictive than the requirements of this section, the requirements of this section shall prevail. Except as provided in Section 18-101 of this Code, all streets or roads constructed in any subdivision in the county shall conform to the following requirements:

(1) The right-of-way for the roadway shall be fifty (50) feet in width and shall be graded to thirty (30) feet, exclusive of side ditches.

(2) The base for pavement shall be at least twenty-four (24) feet in width and six (6) inches in depth of stone or gravel, size 21-A or 22, approved by the State Department of Highways and Transportation.

(3) Pavement widths shall be a minimum of twenty-two (22) feet constructed of material passing the State Department of Highways and Transportation specifications. The pavement shall consist of a bituminous oil primer treatment and final sealed treatment with rates of application to be in accordance with the State Department of Highways and Transportation specifications, or Bituminous asphalt pavement in accordance with State Department of Highways and Transportation.

This Amendment shall be effective on or after July 1, 1988.

SECTION 18-101. Private Streets.

Private streets are discouraged. No private street may be constructed to serve any lot or parcel of less than three (3) acres in area. No private street may originate from any other private street, but must originate from a public street. No private street may connect two public streets or serve as a thoroughfare between public or private streets. No private street may be constructed to serve more than five (5) lots, none of which may be resubdivided so as to allow more than five (5) residences to be served by any private street.

All private streets constructed or designed shall conform to the following requirements:

(1) The right-of-way for the roadway shall be fifty (50) feet in width and shall be graded to at least thirty (30) feet, exclusive of side ditches. Part of the graded portion of the right-of-way shall be graveled.

(2) At the entrance to the private road a sign shall be erected of materials conforming to standards approved by the State Department of Highways and Transportation for highway signs and of a size not less than eighteen inches by twenty-four inches (18"x24") upon which the following language shall be placed in letters no less than two inches in size: "PRIVATE STREET - NOT MAINTAINED BY THE STATE OF VIRGINIA OR THE COUNTY OF DINWIDDIE." This sign shall be maintained by the developer for a period of one (1) year after all lots are sold.

No lot in any subdivision served by a private street may be sold until the private street is constructed pursuant to these requirements.

No County funds shall be used to maintain, repair or improve any private road. The following statement must be placed upon the final plat and included as a covenant in each deed. "The private street(s) in this subdivision will not be paved or maintained with funds of the county of funds administered by the Virginia Department of Highways and Transportation. In the event that owners of lots in the subdivision subsequently desire the addition of such private street(s) to the secondary system of state highways for maintenance, the cost to upgrade it to the prescribed standards must be provided from funds other than those administered by the VDH&T or county. The private street(s) in this subdivision are not dedicated and are owned by (trust, corporation, association, individual, etc.).

This Amendment shall be effective on or after July 1, 1988.

DIVISION 2. AGRICULTURAL, LIMITED, DISTRICT A-1

SECTION 22-58. Composition; purpose.

Agricultural, limited, District A-1 covers the unincorporated portions of the County which are occupied by various open uses, such as forests, parks, farms, lakes or mountains. This district is established for the specific purpose of facilitating existing and future farming operations, conservation of water and other natural resources, reducing soil erosion, protecting watersheds and reducing hazards from flood and fire. Uses not consistent with the existing character of this district are not permitted.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-59. Permitted uses.

In agricultural, limited District A-1, structures to be erected or land to be used shall be for one or more of the following uses:

- (1) Single-family dwellings.
- (2) General farming.
- (3) Agriculture.
- (4) Dairying and forestry.
- (5) Hog farms.
- (6) Schools.
- (7) Churches.
- (8) Parks and playgrounds.
- (9) Preserves and conservation areas.
- (10) Lodges.
- (11) Hunting clubs.
- (12) Yacht clubs.
- (13) Sawmills.
- (14) Small boat docks (with repair).
- (15) Cemeteries.
- (16) Home occupations as defined.
- (17) Public utility generating, booster or relay stations, transformer substations, transmission lines and towers, pipes, meters and other facilities for the provision and maintenance of public

utilities, including railroads and facilities, and water and sewerage installations.

(18) Off-street parking as required by this Chapter.

(19) Accessory uses as defined, no accessory use may be closer than fifteen (15) feet to any property line.

(20) Business signs, only to advertise the sale or rental of the premises upon which erected.

(21) Church bulletin boards and identification signs.

(22) Direction signs.

(23) Home occupation signs.

(24) Governmental offices, with a conditional use permit.

(25) Veterinary hospital, with a conditional use permit.

(26) Communication tower with station, with a conditional use permit.

(27) Mobile home, with a conditional use permit.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-60. Minimum lot area.

The minimum lot area for permitted uses in agricultural, limited district A-1 shall be three (3) acres or more.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-61. Setback.

Structures in agricultural, limited, district A-1 shall be located seventy-five (75) feet or more from any street right-of-way which is fifty (50) feet or greater in width, or one-hundred fifty (150) feet or more from the center line of any street right-of-way less than fifty (50) feet in width, except that signs advertising the sale or rental of premises may be erected up to the property line. This shall be known as the "setback line."

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-62. Frontage.

The minimum frontage of permitted uses in agricultural, limited, district A-1 shall be three-hundred (300) feet, at the building setback line.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-63. Yards.

In agricultural, limited, district A-1, the yard regulations shall be as follows:

(1) Side yards. The minimum side yard for each main structure shall be thirty-five (35) feet and the total width of the two required side yards shall be seventy (70) feet or more.

(2) Rear Yards. Each main structure shall have a rear yard of seventy-five (75) feet or more.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-64. Special provisions applicable to corner lots.

In agricultural, limited, district A-1, the following provisions shall apply to corner lots:

(1) Of the two sides of a corner lot, the front shall be deemed to be the shorter of the two sides fronting on streets.

(2) The minimum side yard on the side facing the side street shall be seventy-five (75) feet or more for both main and accessory buildings.

This Amendment shall be effective on or after July 1, 1988.

DIVISION 3. AGRICULTURAL, GENERAL, DISTRICT A-2

SECTION 22-70. Composition; purposes.

Generally, agricultural, general, district A-2 covers the portion of the county into which urban-type development could logically expand as the need occurs. As a general rule it surrounds residential sections. This district is established for the specific purposes of:

(1) Providing for the orderly expansion of urban development into territory surrounding incorporated areas within or adjacent to the county;

(2) Confining such development to such locations as can feasibly be applied urban-type facilities; and

(3) Discouraging the random scattering of residential, commercial and industrial uses into the area.

This Amendment shall be effective on after after July 1, 1988.

SECTION 22-71. Permitted uses.

In agricultural district A-2, structures to be erected or land to be used shall be for one or more of the following uses:

- (1) Single-family dwellings.
- (2) Agriculture.
- (3) Dairying and forestry.
- (4) General farming.
- (5) Schools.
- (6) Parks and playgrounds.
- (7) Churches.
- (8) Professional offices (within occupant's dwelling).
- (9) Gift shops.
- (10) Antique shops.
- (11) General stores as defined.
- (12) Beauty shops.
- (13) Barbershops.
- (14) Motels, with a conditional use permit.
- (15) Sawmills.

- (16) Planning mills.
- (17) Airports, with a conditional use permit.
- (18) Hog farms, with a conditional use permit.
- (19) Small boat docks (with repair).
- (20) Preserves and conservation areas.
- (21) Lodges.
- (22) Hunting clubs.
- (23) Yacht clubs.
- (24) Cemeteries.
- (25) Home occupations, as defined, conducted by the occupant.
- (26) Mobile home park in accordance with a conditional use permit and provisions contained herein.
- (27) Public utility generating, booster or relay stations, transformer substations, transmission lines and towers, pipes, meters and other facilities for the provision and maintenance of public utilities, including railroads and facilities, and water and sewerage installations.
- (28) Off-street parking as required by this Chapter.
- (29) Accessory uses as defined, however, garages or other accessory structures, such as carports, porches and stoops, attached to the main building shall be considered part of the main building. No accessory building may be closer than fifteen (15) feet to any property line.
- (30) Business signs.
- (31) Church bulletin boards and identification signs.
- (32) Directional signs.
- (33) Home occupation signs.
- (34) Location signs.
- (35) Service stations or garages with major repair under cover.
- (36) Kennels, with a conditional use permit.
- (37) Nursing homes and homes for the aged, with a conditional use permit.
- (38) Sand, gravel and crushed stone operations, with a conditional use permit.
- (39) Asphalt mixing plant, when located at a stone quarry site, with a conditional use permit.
- (40) Concrete/cement mixing plant, when located at a stone quarry site, with a conditional use permit.
- (41) Storage of seasonal equipment (storage under cover) with a conditional use permit.
- (42) Motor sports complex, with a conditional use permit.
- (43) Governmental offices, with a conditional use permit.
- (44) Veterinary hospital, with a conditional use permit.

(45) Communication tower with station, with a conditional use permit.

(46) Vehicle salvage yard, screened, with a conditional use permit.

(47) Agriculturally oriented ethanol plant, with a conditional use permit.

(48) Mobile home, with a conditional use permit and submit to Section 22-78 and Section 22-79 of this Code.

(49) Open pit mining, with a conditional use permit.

(50) Campgrounds, with a conditional use permit.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-72. Minimum lot area.

The minimum lot area for permitted uses in agricultural district A-2 shall be three (3) acres or more.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-73. Setback.

In agricultural district A-2, structures shall be seventy-five (75) feet or more from any street right-of-way which is fifty (50) feet or greater in width, or one-hundred fifty (150) feet or more from the center line of any street right-of-way less than fifty (50) feet in width, except that signs advertising the sale or rental of premises may be erected up to the property line. This shall be known as "setback line".

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-74. Frontage.

The minimum frontage for permitted uses in agricultural, general, district A-2 shall be three hundred (300) feet, at the building setback line.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-75. Yards.

In agricultural district A-2, the yard regulations shall be as follows:

(1) Side yards. The minimum side yard for each main structure shall be thirty-five (35) feet and the total width of the two required side yards shall be seventy (70) feet or more.

(2) Rear Yards. Each main structure shall have a rear yard of seventy-five (75) feet or more.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-76. Height of buildings.

Buildings in agricultural district A-2 may be erected up to thirty-five (35) feet in height, except that:

(1) The height limit for dwellings may be increased up to forty-five (45) feet and up to three (3) stories; provided, that there are two (2) side yards for each permitted use, each of which is thirty-five (35) feet or more plus two feet or more of side yard for each additional foot of building height over thirty-five (35) feet.

(2) A public or semipublic building, such as a school, church, library or general hospital, may be erected to a height of sixty (60) feet from grade; provided that required front, side and rear yards shall be increased two feet for each foot in height over thirty-five (35) feet.

(3) Communication towers, church spires, belfries, cupolas, monuments, water towers, chimneys, flues, flagpoles, television antennae and radio aerials are exempt. Parapet walls may be up to four (4) feet above the height of the building on which the walls rest.

(4) No accessory building which is within twenty (20) feet of any party lot line shall be more than one story high. All accessory buildings shall be less than the main building or height.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-77. Special provisions applicable to corner lots.

In agricultural district A-2, the following provisions shall apply to corner lots;

(1) Of the two sides of a corner lot, the front shall be deemed to be the shorter of the two sides fronting the streets.

(2) The minimum side yard on the side facing the side street shall be seventy-five (75) feet or more for both the main and the accessory building.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-78. Special conditions for mobile homes.

(1) Landowner, and/or mobile home owner, and/or mobile home occupant shall be one and the same.

(2) Landowner shall be defined as including the lawful owner or owners of the real estate, their spouse, and immediate family; immediate family shall include children, parents, grandparents, grandchildren, brothers and sisters of the land owner and their spouse.

(3) Any conditional use permit shall be null and void after one (1) year of disuse.

(4) The above section shall not apply to mobile home permits issued prior to May 21, 1986.

(5) Farm operation mobile homes not to exceed four mobile homes per farm according to the following table:

| NUMBER OF MOBILE HOMES PERMITTED | MINIMUM ACREAGE IN FARM OPERATION |
|----------------------------------|-----------------------------------|
| 1 | 25 |
| 2 | 200 |
| 3 | 300 |
| 4 | 400 |

The location, placement and use of such mobile homes shall be submit to the following conditions:

(a) Head of household. The head of the household who occupies each such mobile home shall be gainfully employed full time on the farm operation;

(b) General regulations. Each mobile home shall be considered a conventional dwelling within the terms of this chapter, and the general regulations of the district in which each mobile home is located shall be applied to each such mobile home;

(c) Reclassification. In the event the land upon which each such mobile home is located shall be reclassified as a residential, business or industrial district, the affected mobile home shall be removed from the land so reclassified within ninety (90) days following the effective date of the reclassification;

(d) Health. Each mobile home shall be connected to an approved septic tank and drain field system and to a satisfactory water supply.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-79. Issuance of Permits.

All permits for conditional use permits for mobile homes shall be issued by the Zoning Administrator.

This Amendment shall be effective on or after July 1, 1988.

DIVISION 4. AGRICULTURAL, CONSERVATIVE, DISTRICT A-3

SECTION 22-83. Composition; purposes.

Generally, agricultural, conservative, district A-3 covers the territory immediately adjacent to public bodies of water which may be used for recreational purposes. This district is established for the purpose of:

- (1) Providing for the orderly development of this area for recreational and inhabited purposes;
- (2) Providing for the orderly development of public and semipublic recreational areas adjacent to the shoreline; and
- (3) Discouraging the use of business establishments, except those directly concerning water recreation.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-84. Permitted uses.

In agricultural district A-3, structures to be erected or land to be used shall be for one or more of the following uses:

- (1) Single-family dwellings.
- (2) Public and semipublic uses are limited to churches, playgrounds, schools, picnic grounds and parks with a conditional use permit.
- (3) Professional offices, such as medical, dental, legal, engineering and architectural offices conduct within the dwelling by the occupant.
- (4) Home occupations conducted by the occupant.
- (5) Agricultural, including accessory, buildings and uses incidental thereto.
- (6) Dairying, including the raising of milk cows and wholesale sale of milk.
- (7) Beef cattle and horse raising.
- (8) Forestry operations and temporary sawmills if operating five hundred (500) feet from the nearest road. (Includes sawdust piles, lumber storage, log storage, milling machinery, etc).
- (9) Public utility generating, booster or relay stations, transformer stations, transmission lines and pipes, meters and other

facilities for the provision and maintenance of public utilities including water and sewerage installations.

(10) Off street parking as required by this chapter.

(11) Accessory uses as defined, however, garages or other accessory structures, such as carports, porches and stoops, attached to the main building shall be considered part of the main building.

(12) No accessory building may be closer than fifteen (15) feet to any property line.

(13) Public boat ramps and related sale of food, boating equipment, etc., with a conditional use permit.

(14) Governmental offices, with a conditional use permit.

(15) Veterinary hospital, with a conditional use permit.

(16) Communication tower with station, with a conditional use permit.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-85. Minimum lot area.

The minimum lot area for permitted uses in agricultural district A-3 shall be five (5) acres or more.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-86. Setback.

Structures in agricultural district A-3 shall be seventy-five (75) feet or more from any street right-of-way which is fifty (50) feet or greater in width or one-hundred fifty (150) feet or more from the center line of any street right-of-way less than fifty (50) feet in width, except that signs advertising land or sale of the premises may be erected up to the property line.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-87. Frontage.

The minimum frontage for permitted uses in agricultural, conservative, district A-3 shall be three-hundred (300) feet.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-88. Yards.

In agricultural district A-3, the yard regulations shall be as follows:

(1) Side yards. The minimum side yard for each main structure shall be thirty-five (35) feet and the total width of the two required side yards shall be seventy (70) feet or more.

(2) Rear yards. Each main structure shall have a rear yard of seventy-five (75) feet or more.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-89. Special provisions applicable to corner lots.

In agricultural district A-3, the following provisions shall apply to corner lots:

(1) The front shall be deemed to be the shorter of the two sides fronting on streets.

(2) The minimum side yard on the side facing the side street shall be seventy-five (75) feet or more for both main and accessory buildings.

This Amendment shall be effective on or after July 1, 1988.

R-1 - RESIDENTIAL

SECTION 22-115. Minimum lot area.

The minimum lot area for permitted uses in residential district R-1 shall be as follows:

1. For lots with on-site septic and water facilities, one and one-half (1-1/2) acres or more.

2. All other lots, twenty-thousand (20,000) square feet or more.

Provided that all lots within this district shall comply with Chapter 21 of the Code of the County of Dinwiddie.

This Amendment shall be effective on or after July 1, 1988.

SECTION 22-117. Minimum lot width.

The minimum lot width for permitted uses in residential district R-1 for lots shall be one-hundred (100) lineal feet, as measured from one side lot line to the other line along the building setback line.

This Amendment shall be effective on or after July 1, 1988.

IN RE: RECESS

The Chairman declared a short recess at 9:30 p.m. The meeting reconvened at 9:40 p.m.

IN RE: PUBLIC HEARING -- AMENDMENT A-88-11 AND A-88-12

This being the time and place as advertised in the Progress-Index on April 6, 1988 and April 13, 1988, for the Board of Supervisors to conduct a public hearing to consider for adoption A-88-11, an Amendment to Section 18 of the Code of Dinwiddie County entitled "subdivisions", which amendment would require curbs, gutters, and a storm water management system in subdivisions; and A-88-12, an Amendment to Section 21 of the Code of Dinwiddie County entitled "Disposal of Storm Water, Unpolluted Drainage, etc." which requires all subdivisions hereafter constructed or designed to be served by public water and/or public sewer to contain a system of storm water, sewage, curbs, gutters and system drains along all streets within said subdivision. The plans for such storm water system shall be approved by the Dinwiddie County Water Authority and constructed in accordance with the Water Authority's advice, consent and approval. All storm water and other unpolluted drainage shall discharge only to this storm water system.

Mr. Joe Emerson, Director of Planning, reviewed the amendments and the recommendations of the Planning Commission, which was approved at their April 13, 1988 meeting. He stated that the reason for the amendments were as follows:

(1) Reduce infiltration into sewer system;

(2) Provide effective storm water management for subdivisions;

(3) Increase value and aesthetic quality of subdivisions in the County;

(4) Lack of curb and gutter is a determining factor in annexation.

Mr. Emerson stated that Amendment A-88-12 is directly related to the Emergency Ordinance adopted by the Board, which will expire April 21, 1988.

No one spoke in favor of the Amendment.

The following people spoke in opposition:

- (1) Mr. Don Vance
- (2) Mr. Herman Cooper
- (3) Mr. Peter Tribble

Mr. Tribble, representing the Henshaw Brothers, stated that they have plans that have been submitted for developing 200 acres. He asked if the Board could not deny the two amendments that they consider grandfathering in those plans that have already been submitted.

Mr. Robertson stated that he was receptive to grandfathering Brickwood, Sysonby and Mansfield Subdivisions. He then asked the County Attorney to read an Amendment he had drafted which would allow these subdivisions to be grandfathered. Mr. Cornwell read the following:

"Add to Section 18-79. Paragraph C of this ordinance shall be effective from the date of its adoption, provided, however, that any subdivision which has been submitted in preliminary plat form as required by Section 18-42 of this Code prior to the date of the amendment of this ordinance, April 20, 1988, shall not be required to be constructed with curbs and gutters, unless said subdivision plat is not reduced to a final plat form on or before July 20, 1989 and recorded in the clerk's office of the circuit court of the county on or before March 20, 1990. All other provisions of this ordinance shall be applicable to such subdivision."

Mr. Robertson stated that the Board has been informed by the Water Authority that the County does need to control its water flow. He did not wish to jeopardize any project in existence.

Mr. Tribble stated that he realized they had to have a deadline. This Amendment, however, put the Henshaws in a position of developing and building 300 homes in three years. This would cause more development quicker. He then suggested that the 1989 date be changed to 1991, and the 1991 date be changed to 1992. He said it was difficult to get a \$1 Million Dollar bond all at once.

Mr. Cornwell pointed out that the ordinance already has an expiration date of twelve (12) months for a preliminary plat, at which time there can be an extension. He added that they only have to reduce the development to the final plat. They do not have to do any construction.

Mr. Tribble stated that if they secure the bonds, then they would have to proceed with work.

Mrs. Walker, who owns property on Route 226, asked what happens to the deals that are being made right now, and requested that the Board extend the time for adoption of the ordinance. Mr. Robertson stated that there is an immediate problem with the capacity at the Sewage Treatment Plant.

Mr. Billy Seay also spoke in opposition to the amendment.

Mr. Robertson then read the restrictive covenants that have been offered by the Henshaws in developing Brickwood Subdivision. He stated this is an example of the good will shown by the Henshaws in developing that area.

Mr. Clay stated that he did not want to put restrictions on R-1 to eliminate growth. He asked if Prince George had the curb and gutter requirement. He was told that Prince George did have it. Mr. Herman Cooper stated yes they did, but they have not had any more subdivision development. Mr. Emerson pointed out that the development in Prince George now is on large lots. Mr. Moody stated that he felt the County needed the ordinance, but they needed to be fair.

Mr. Cornwell offered the following revised amendment:

"Add to Section 18-79. Paragraph C of this ordinance shall be effective from the date of its adoption, provided, however, that any subdivision which has been submitted in preliminary plat form as required by Section 18-42 of this Code prior to the date of the amendment of this ordinance, April 20, 1988, provided an extension of said preliminary plat is granted pursuant to Section 18-49 of the Code, shall not be required to be constructed with curbs and gutters, unless said subdivision plat is not reduced to final plat form on or before July 20, 1990 and recorded in the clerk's office of the circuit court of the county on or before March 20, 1991. All other provisions of this ordinance shall be applicable to such subdivisions."

Mr. Moody moved that the two amendments be adopted, effective July 1, 1988. There was no second. Mr. Bracey, Mr. Clay, Mr. Robertson, voted "nay", Mr. Harrison abstained, Mr. Moody voted "aye". The motion was defeated.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", Amendments A-88-11 and A-88-12 were tabled.

IN RE: DATA PROCESSING COORDINATOR

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", Mrs. Brenda Spain was appointed Data Processing Coordinator, effective April 21, 1988, at a salary of \$15,766.40, which is Step 2A on Grade 14 of the County's pay scale.

IN RE: PUBLIC SAFETY OFFICER

Upon motion of Mr. Harrison, seconded by Mr. Moody, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", Mr. James Rice was appointed Public Safety Officer, effective May 15, 1988, at a salary of \$27,206.40, which is Step 6 on Grade 21 of the County's pay scale.

IN RE: COUNTY ADMINISTRATOR

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Richard Barton be appointed County Administrator, effective June 1, 1988, at an annual salary of \$42,000; and,

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the County Attorney is authorized to prepare a contract of employment for submission to the Board.

IN RE: SUMMER DAY CAMP COUNSELORS

Upon motion of Mr. Harrison, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", Mr. Clay voting "nay", the following people were approved for the Summer Recreation Programs:

Head Counselor - Makala Vest, \$6.50 per hour

Counselors (4) - Sheila Nicholson, \$3.75 per hour
- Eleanora Ampy, \$3.75 per hour
- Stacy Townsend, \$3.75 per hour
- Tammy Outlaw, \$3.75 per hour

Substitute Counselors - work as needed
- Dana Armstrong, \$3.50 per hour
- Deseria Creighton, \$3.50 per hour
- Lisa Stewart, \$3.50 per hour
- Tomas Sanchez, \$3.50 per hour

Specialists -
Movement and Dance - Tammy Noblin, \$5.50 per hour
Arts and Crafts - Nancy Oliver, \$6.00 per hour
Tennis - Yvonne Harrison, \$7.00 per hour

Youth Assistant Counselor - Beverly Howerton - Volunteer

IN RE: OFFICE ON YOUTH AND COMMUNITY SERVICES APPOINTMENTS

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the following appointments were made to the Office on Youth and Community Services Board:

Six youth to serve a one year term - Expiring 1989

Orlando White
Nathan Brown
Dan Rapp
Andrea Simmons
Carie Carper
Lane Ring

Two adults to fill unexpired terms - Expiring 1990

Gary Burton - State Trooper (replacing Frank Freudig)
Gary Martinez - Citizen-Southside Regional
(replacing Mary Jane Gibbs)

Three adults to be reappointed - Expiring 1991

Debbie Marston - Commissioner of Revenue
Richard Butterworth - Citizen - Dentist
Judy Andrews - Social Services

The remaining members will continue to fulfill their three year appointment:

Carol Barnes - Health Department (1989)
Jim Correll - Mental Health (1989)
Charlie Hawkins - C & P Telephone (1989)
Tom Hooker - School Administrator (1990)
Mona Ritchie - Citizen (1989)
Becky Tilson - High School Teacher (1989)
Kay Winn - Elementary Teacher (1989)

Office on Youth Staff:

Diane Galbreath - Director
Margaret Sisson - Part-time Secretary
Joanne Slaughter - Part-time (Litter Control Grant Management)

Mrs. Diane Galbreath, Director, also presented a yearly activity report and advised the Board that she had a \$7,600 shortage in her budget next year because of activities that will now be taken over by the Recreation Department. These activities were revenue producing for her in the past.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", pursuant to Section 2.1-344(6) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 11:15 p.m. to discuss legal matters. The meeting reconvened into Open Session at 11:25 p.m.

IN RE: PUBLIC HEARING -- ISSUANCE OF \$1.76 MILLION IN TAX ANTICIPATION NOTES

This being the time and place as advertised in the Progress-Index on Wednesday, April 6, 1988 and Wednesday, April 13, 1988, for the Board of Supervisors to conduct a public hearing to receive public input on the issuance of \$1.76 million in tax anticipation notes.

The Chairman asked for public input on the issuance of \$1.76 Million of tax anticipation notes. No one spoke for or against the issuance of these notes.

RESOLUTION AUTHORIZING THE ISSUANCE OF REVENUE ANTICIPATION NOTES OF DINWIDDIE COUNTY, VIRGINIA, IN THE MAXIMUM AMOUNT OF \$1.76 MILLION

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA:

1. It is hereby determined to be necessary and expedient for Dinwiddie County, Virginia, to borrow money in anticipation of the collection of taxes and other revenues of the County and issue its general obligation notes therefor.

2. Pursuant to the Constitution and statutes of the Commonwealth of Virginia, including Sections 15.1-545 and 15.1-546 of the Code of Virginia of 1950, as amended, there are hereby authorized to be issued revenue anticipation notes of the County in the maximum amount of \$1,760,000 in anticipation of the collection of taxes and other revenues of the County for the calendar year beginning January 1, 1988.

3. The notes shall bear such date or dates, mature at such time or times not later than December 15, 1988, bear interest at such rate or rates not to exceed the maximum rate authorized by law at the time the notes are sold, be in such denominations and form, be executed in such manner and be sold at such time or times and in such manner as the Board of Supervisors may hereafter provide by appropriate resolution or resolutions.

4. The notes shall be general obligations of the County for the payment of principal of and interest on which its full faith and credit shall be irrevocably pledged.

5. This resolution shall be in full force and effect from its passage.

IN RE: PROVIDING FOR BORROWING \$1,760,000 IN ANTICIPATION OF THE COLLECTION OF TAXES AND OTHER REVENUES FOR CALENDAR YEAR BEGINNING JANUARY 1, 1988

At the regular meeting of the Board of Supervisors of Dinwiddie County, Virginia, held on the 20th day of April, 1988, at which the following members were present:

George E. Robertson, Jr., Chairman
Aubrey S. Clay, Vice-Chairman

Harrison A. Moody
Charles W. Harrison
Edward A. Bracey, Jr.

The following resolution was adopted by a majority of all members of the Board of Supervisors by a roll-call vote, the ayes and nays being recorded in the minutes and the meeting as shown below:

| MEMBER | VOTE |
|--------------------------|------|
| George E. Robertson, Jr. | Aye |
| Aubrey S. Clay | Aye |
| Harrison A. Moody | Aye |
| Charles W. Harrison | Aye |
| Edward A. Bracey, Jr. | Aye |

RESOLUTION AUTHORIZING THE ISSUANCE, SALE AND AWARD OF \$1,760,000 REVENUE ANTICIPATION NOTES, SERIES OF 1988, OF DINWIDDIE COUNTY, VIRGINIA, AND PROVIDING FOR THE FORM, DETAILS AND PAYMENT THEREOF

WHEREAS, by resolution adopted on April 20, 1988, the Board of Supervisors (the Board) of Dinwiddie County (the County), Virginia, authorized the issuance of revenue anticipation notes of the County in the maximum amount of \$1,760,000 in anticipation of the collection of taxes and other revenues of the County; and

WHEREAS, the Board of Supervisors has been advised that FinCorp Capital Markets (the Purchaser) has submitted the best of the five proposals received by the County for the purchase of such notes, a copy of which proposal is attached hereto as Exhibit A;

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA:

1. There are hereby authorized to be issued and sold \$1,760,000 revenue anticipation notes (the Notes) of the County.

2. After consideration of the methods of sale of such notes and the current state of the municipal bond market, it is hereby determined to be in the best interest of the County to accept the Purchaser's offer to purchase the Notes, and the Notes are hereby awarded to the Purchaser.

3. The Notes shall be designated "Revenue Anticipation Notes, Series of 1988," shall be in fully registered form, shall be numbered R-1 upward, shall be in denominations of a minimum of \$100,000 and increments of \$5,000 above such minimum, and shall be registered in such names as specified by the Purchaser prior to their delivery. The Notes shall be dated the date of their delivery to the Purchaser, shall mature on December 15, 1988, without option of prior redemption, and shall bear interest from their date until payment of the entire principal sum at the rate of 5.22% per year payable at maturity. Principal and interest on the Notes shall be payable in lawful money of the United States of America upon presentation and surrender of the Notes at the office of Signet Trust Company.

4. The Notes shall be signed by the Chairman of the Board and countersigned by the Clerk of the Board, and the Board's seal shall be affixed thereto.

5. The Notes shall be in substantially the following form:

UNITED STATES OF AMERICA
COMMONWEALTH OF VIRGINIA
DINWIDDIE COUNTY
Revenue Anticipation Note, Series of 1988

Dinwiddie County, Virginia (the County), for value received, hereby acknowledges itself indebted and promises to pay to _____, the principal sum of \$ _____ DOLLARS (\$ _____) on December 15, 1988, together with interest on the unpaid principal from the date hereof

until payment of the entire principal sum at the rate of 5.22% per year payable at maturity. Principal and interest on this Note are payable in lawful money of the United States of America upon presentation and surrender thereof at the office of the Signet Trust Company.

This Note is one of an issue of \$1,760,000 Revenue Anticipation Notes, Series of 1988 (the Notes), of like date and tenor, except as to number and denomination, and is issued pursuant to the Constitution and statutes of the Commonwealth of Virginia, including Sections 15.1-545 and 15.1-546 of the Code of Virginia of 1950, as amended, and the Public Finance Act. The Notes have been authorized by a resolution adopted by the Board of Supervisors of the County on April 20, 1988, in anticipation of the collection of taxes and other revenues of the County for the calendar year beginning January 1, 1988.

The County has designated the Notes as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

The full faith and credit of the County are hereby irrevocably pledged for the payment of principal of and interest on this Note.

All acts, conditions and things required by the Constitution and statutes of the Commonwealth of Virginia to happen, exist or be performed precedent to and in the issuance of this Note have happened, exist and have been performed, and this Note, together with all other indebtedness of the County, is within every debt and other limit prescribed by the Constitution and statutes of the Commonwealth of Virginia.

IN WITNESS WHEREOF, the Board of Supervisors of Dinwiddie County, Virginia, has caused this Note to be signed by its Chairman, to be countersigned by its Clerk, and its seal to be affixed hereto and this Note to be dated April _____, 1988.

COUNTERSIGNED:

_____(SEAL)_____
Clerk, Board of Supervisors Chairman, Board of Supervisors
of Dinwiddie County, Virginia of Dinwiddie County, Virginia

6. The Chairman and the Clerk of the Board are hereby authorized to take all proper steps to have the Notes prepared and executed in accordance with their terms and to deliver the Notes to the Purchaser upon payment therefor.

7. The borrowing of such money shall be pursuant to Sections 15.1-545 and 15.1-546 of the Code of Virginia of 1950, as amended, and shall be in anticipation of the collection of taxes and other revenues of the County for the calendar year beginning January 1, 1988.

8. Such notes shall be general obligations of the County and shall be payable from the collection of the taxes and other revenues for the calendar year beginning January 1, 1988. In addition, the full faith and credit of the County is hereby pledged to the payment of the notes. Unless other funds are lawfully available and appropriated for timely payment of the Notes, the Board shall levy and collect an annual ad valorem tax over and above all other taxes authorized or limited by law on all locally taxable property in the County sufficient to pay the principal of and interest on the Notes, as the same become due.

9. The County shall not take or omit to take any action the taking or omission of which will cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended, including regulations applied pursuant thereto (the Code), or otherwise cause interest on the Notes to be includable in the gross income of the registered owners thereof under existing law. Without limiting the generality of the foregoing, the County shall comply with any provision of law that may require the County at

any time to rebate to the United States any part of the earnings derived from the investment of the gross proceeds of the Notes.

10. Such officers of the County as may be requested are hereby authorized and directed to execute an appropriate certificate setting forth the expected use and investment of the proceeds of the Notes in order to show that such expected use and investment will not violate the provisions of Section 148 of the Code. Such certificate shall be in such form as may be requested by bond counsel for the County.

11. The County hereby covenants that it will not permit the gross proceeds of the Notes to be used in any manner that would result in either (a) 10% or more of such proceeds being considered as having been used directly or indirectly in any trade or business carried on by any person other than a governmental unit as provided in Section 141(b) of the code, or (b) 5% or more of such proceeds being considered as having been used directly or indirectly to make or finance loans to any person other than a governmental unit as provided in Section 141(c) of the Code; provided, however, that if the County receives an opinion of nationally-recognized bond counsel that any such restriction is not required to prevent the interest on the Notes from being includable in the gross income of the registered owners thereof under existing law, the County need not comply with such restriction.

12. The County hereby designates the Notes as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code. The County hereby represents and covenants as follows:

(a) The County will in no event designate more than \$10,000,000 of obligations as qualified tax-exempt obligations in 1988, including the Notes, for the purpose of such Section 265(b)(3);

(b) The County and all its "subordinate entities," within the meaning of Section 265(b)(3) of the Code, have not issued more than \$10,000,000 of tax-exempt obligations in 1988 (not including "private activity bonds," as defined in Section 141 of the Code, other than "qualified 501(c)(3) bonds," as defined in Section 145 of the Code), including the Notes;

(c) Barring circumstances unforeseen as of the date of delivery of the Notes, the County will not issue tax-exempt obligations itself or approve the issuance of tax-exempt obligations of any of such subordinate entities if the issuance of such tax-exempt obligations would, when aggregated with all other tax-exempt obligations theretofore issued in 1988 by the County and such subordinate entities, result in the County and such subordinate entities having issued a total of more than \$10,000,000 of tax-exempt obligations in 1988 (not including private activity bonds other than qualified 501(c)(3) bonds), including the Notes; and

(d) The County has no reason to believe that the County and such subordinate entities will issue tax-exempt obligations in 1988 in an aggregate amount that will exceed such \$10,000,000 limit;

provided, however, that if the County receives an opinion of nationally-recognized bond counsel that compliance with any restriction set forth in (a) or (c) above is not required for the Notes to be qualified tax-exempt obligations, the County need not comply with such restriction.

13. All other actions of officers of the County in conformity with the purposes and intent of this resolution and in furtherance of the issuance and sale of the Notes are hereby approved and confirmed. The officers of the County are hereby authorized and directed to execute and deliver all certificates and instruments and to take all such further action as may be considered necessary or desirable in connection with the issuance, sale and delivery of the Notes.

14. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

15. This resolution shall take effect immediately.

The undersigned Clerk of the Board of Supervisors of Dinwiddie County, Virginia, hereby certifies that the foregoing constitutes a true and correct extract from the minutes of a regular meeting of the Board held on the 20th days of April 1988, and of the whole thereof so far as applicable to the matters referred to in such extract.

WITNESS my signature and the seal of the Board of Supervisors of Dinwiddie County, Virginia, this _____ day of April, 1988.

(SEAL)

Clerk, Board of Supervisors
of Dinwiddie County, Virginia

IN RE: BINGO AND RAFFLE PERMIT -- ST. JOHN'S CHURCH

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA THAT THE FOLLOWING RESOLUTION BE ADOPTED:

WHEREAS, St. John's Catholic Church has submitted an application for a Bingo and Raffle Permit for Calendar Year 1988; and,

WHEREAS, St. John's Catholic Church meets the requirements as set out in Section 18.2-340.10 of the Code of Virginia and has paid the Ten Dollar (\$10.00) application fee.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that St. John's Catholic Church be granted a Bingo and Raffle Permit for the Calendar Year 1988.

IN RE: HEALTH DEPARTMENT LEASE

The Interim County Administrator stated that a new lease has been negotiated with the Health Department as a result of the recent renovations to the Health Center Building.

The new annual rental fee will be \$14,170.

Upon motion of Mr. Harrison, seconded by Mr. Moody, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the Interim County Administrator was authorized to execute the new lease with the Health Department on rental of the Health Center at a yearly rental fee of \$14,170.

IN RE: COURTHOUSE LAWN SPRAYING

The Interim County Administrator stated that she has received a quote of Fifty Dollars (\$50.00) an hour to spray the Courthouse lawn with chemicals. It now takes the Buildings and Grounds Personnel a couple of weeks to do the spraying by hand. No action was taken by the Board.

IN RE: STUDENT GOVERNMENT DAY

The Chairman announced that Student Government Day will be held May 11, 1988. Students from the High School will be contacting the various Governmental officials to interview them and spend some time with them to learn their jobs in preparation for the mock Board meeting to be that day at 2:00 p.m.

IN RE: JAIL DRAIN FIELD

The Interim County Administrator advised the Board that the plans to renovate the lower drain field at the jail needed to be

expedited. She is presently working with the Health Department to agree on plans for the renovation and when completed, she will obtain bids for the work to be done. She stated she was also working with a local contractor to secure another price for a pump and haul contract. The Health Department will require a contract for this until the drain field can be renovated. She asked for authorization to move ahead on these two projects before the next Board meeting.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the Interim County Administrator was authorized to work with the Health Department and local contractors to obtain bids for renovating the drain field at the jail and to execute a pump and haul contract.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", pursuant to Section 2.1-344(1) and (6), of the Virginia Freedom of Information Act, the Board moved into Executive Session at 11:40 p.m. to discuss legal and personnel matters. The meeting reconvened into Open Session at 12:07 a.m.

IN RE: AUTHORIZATION TO TRANSFER FUNDS FOR INDUSTRIAL PROPERTY

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the Interim County Administrator be authorized to transfer sufficient funds, not to exceed \$25,000, to the Dinwiddie County Airport Industrial Authority to secure a parcel of industrial property.

IN RE: AUTHORIZATION TO ADVERTISE FOR SECRETARY TO COUNTY ATTORNEY AND COUNTY PLANNER

The Interim County Administrator stated that since the appointment of Mrs. Brenda Spain to the position of Data Processing Coordinator, it leaves a vacancy of Secretary to the County Attorney. She asked authorization to advertise this vacancy as secretary to the County Attorney and County Planner. Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the Interim County Administrator is authorized to advertise and the County Attorney and County Planner are authorized to interview applicants for the position of Secretary to the County Attorney and County Planner at the present salary scale of a Secretary II.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the meeting was adjourned until April 25, 1988 at 7:00 p.m.


George E. Robertson, Jr., Chairman

ATTEST: 
Book 9 Wendy W. Quesenberry, Interim County Administrator

APRIL 20, 1988

