

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 1ST DAY OF MARCH, 1995, AT 7:30 P.M.

PRESENT:	DONALD L. HARAWAY, CHAIR	ELECTION DISTRICT #2
	AUBREY S. CLAY, VICE-CHAIR	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	LEENORA EVERETT	ELECTION DISTRICT #3
	BEN EMERSON	COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Moody, seconded by Mrs. Everett, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", the agenda was amended as follows:

Add, 6.(a) - Chairman's Comments.

Add, 12. - Executive Session, Section 2.1-344(a) 1-Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body.

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Moody, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes for the February 15, 1995 Regular Meeting and February 27, 1995 Continuation Meeting are hereby approved with corrections to the February 15, 1995 Regular Meeting, IN RE: Citizen Comments -- Comments by Robert Bowman.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Clay, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following claims are approved and funds appropriated for same using checks #32848 - #33063 for General Fund \$337,022.47, E911 Fund \$1,683.65, Self Insurance \$2,211.35, CDBG Fund \$5,293.10, Law Library \$442.54, Courthouse Maint. Fee \$24,031.59 and Jail Phone Commission \$727.62 for a total of \$371,412.32.

IN RE: CITIZEN COMMENTS

1. Ann Robertson, 15116 First Street, DeWitt, VA - Conditional Use Permit-Lloyd Boisseau.

2. Christine Sorenson, 4409 Martinson Lane, Prince George, VA - Reenactment of Five Forks Battle.

3. Jamie Faulcon, 15916 Hamilton Arms Road, DeWitt, VA - Conditional use Permit-Lloyd Boisseau.

IN RE: CHAIRMANS COMMENTS

Mr. Haraway stated that he knew that the citizens were concerned about what impact the Capital Improvement Project would have on real estate taxes in the future. The Board is currently considering the funding for these projects and when they are close to finalizing their options they will address the public. At the present time there are too many variables to address the specific tax increase. However, they do feel that they have a responsibility to announce some estimates. It is projected the three projects will cost approximately \$36,000,000,

\$22,000,000 for the Schools, 7,000,000 for the Courthouse Project and \$7,000,000 for the Wastewater Treatment Plant. The Wastewater Treatment Plant has not been decided on yet so it is still questionable, because there is still a possibility of a regional effort. The real estate tax rate for 1997 will increase approximately .05 to .06 cents. In 1998 or 1999 the increase will be an additional .10 or .11 cents. The accumulative figure will approximately be a 20% increase. Mr. Haraway stressed that these figures were estimates; there are just too many variables to be any more specific.

IN RE: A-94-4 - RIGHT TO FARM - PUBLIC HEARING

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on February 15, 1995 and February 22, 1995, for the Board of Supervisors to conduct a public hearing to consider a proposed change in the Dinwiddie County Code under Article VIII - Agricultural Production Operations and Facilities.

Mr. Wayne P. Knox, Director of Planning, came before the Board and suggested a few possible revisions for the sake of clarification. While not affecting the integrity of the proposed ordinance, he asked that these revisions be considered when you discuss the adoption of this ordinance. The following are the revisions to the appropriate page and line numbers in their entirety:

1. Page 1, lines 41 - 47 > Intensive livestock, dairy facility: A facility or operation and any accessory uses or structures including, but not limited to, feed storage bins, litter storage sites, incinerators or manure storage sites which at any one time has at least 300 animal units present at the facility or operation, or any operation or facility determined by the Commonwealth of Virginia or any department or division thereof to be an intensive facility or operation, subject to the requirements of Section 22-267 of this Article.

2. Page 2, lines 2-9 > Intensive poultry facility: A poultry facility or operation and any accessory uses or structures, including but not limited to, poultry houses, feed storage bins, litter storage sites, incinerators, disposal pits or cold storage chests used for collection of dead poultry which at any one time has at least 300 animal units present at the facility or operation, or a facility or operation determined by the Commonwealth of Virginia or any department or division thereof to be an intensive facility or operation, subject to the requirements of Section 22-267 of this Article.

3. Page 2, lines 18-22 > Livestock, dairy or poultry facility: Any livestock, dairy, or poultry facility or operation and any accessory uses or structures, including but not limited to, feed storage bins, litter storage sites, incinerators or manure storage sites, which at any one time has at least 150 animal units and which is occupied or has been previously occupied or operated by an operator for a cumulative total of at least twelve (12) months during the previous sixty (60) month period from the date when zoning approval is sought for a dwelling or any livestock, dairy or poultry facility or operation.

4. Page 3, lines 9-14 > (5) Existing livestock, dairy or poultry facilities in existence and in operation on the effective date of the ordinance as determined by the Zoning Administrator that do not meet the minimum acreage requirement, shall be considered nonconforming uses and may continue only so long as the existing use of the facility is not interrupted for more than twenty-four (24) consecutive months, or the use is not enlarged, except as may be otherwise permitted hereunder.

5. Page 3, lines 21-23 > (1) Minimum setbacks for new livestock, dairy or poultry facilities established with at least 150 animal units, including without limitation intensive, dairy or poultry facilities, shall be set back from property lines, structures and other designated areas as follows: (a-g).

6. Page 4, line 48 thru Page 5, line 3 > (1) An operator or a potential operator shall file with the Zoning Administrator, a development plan which indicates the number, size and location of livestock, dairy or

poultry facility planned for the subject parcel and the date the facility is scheduled to commence operations.

7. Page 7, line 28 > Add: (5) Forestry.

8. Page 7, line 40 > Add: (18) Forestry.

This being a public hearing, the Chairman opened the floor for public comment and stated that they would have three minutes to speak and then would be cut off:

1. Alvin Blaha, 10149 Squirrel Level Road, Petersburg, VA. He commended the Board and the Planning Commission for their time and diligence that was spent on the ordinance. He stated that he did not agree with the mile distance between like facilities and the animal unit caps.

2. Harold Conover, 20522 Old Coker Road, Prince George, VA. He stated that he did not come to speak against the ordinance. He wants to speak in favor of the best ordinance that can be. He wants it to be in compliance with the 1994 Right to Farm Act. He also stated that the mile distance between like facilities and the animal unit caps needed work. He asked had the Board sought an opinion from the Commonwealth Attorney as to the legal defensibility of the ordinance?

Mr. Haraway stated not to his knowledge.

Mr. Conover then asked had the Commonwealth Attorney been instructed to request a hearing from the State Attorney General's Office?

Mr. Haraway stated that, no, the Commonwealth Attorney had not.

3. John Fraiser, 20400 Bain Road, Stony Creek, VA. He feels that the Board and the Planning Commission are confused about what the Nutrient Management Plan is designed to accomplish. It was not designed specifically for farmers but it does benefit them. He stated that the limitations unreasonably restrict free enterprise.

4. Bobby Perkins, 18116 Flatfoot Road, Dinwiddie, VA. He came before the Board and stated that livestock farmers should have the same opportunity to provide for their family like any other type of farmer or any other profession. He commented that if the ordinance passes with the restrictions on caps and the one mile distance between facilities it will put the livestock farmer at the most unfair disadvantage ever opposed on any group of people.

5. Becky Hudson, 3509 Cox Road, Wilsons, VA. She came before the Board and stated that she opposed intensive agricultural operations here in the County. She was in favor of the animal unit caps and the one mile restriction between like facilities.

6. Ron Abernathy, 25308 Courthouse Road, Stony Creek, VA. He stated that he is the Chairman of a group entitled CORD. They have followed this issue closely from the beginning. They feel that the caps and setbacks are good but not stringent enough.

7. Chip Bain, 14608 Sleepy Hollow Road, Dinwiddie, VA. He stated that he was not against the ordinance but would still like to see the 3 animal units to 1 acre of land. He supports the Nutrient Management Plan but would like to see the 3 to 1 ratio for assurance.

8. Kay Winn, 15211 Winnwood Lane, Dinwiddie, VA. She came before the Board and presented pictures to the Board of another facility that was built after her permit was denied. She quoted from a letter that Ben Emerson, County Attorney wrote which is as follows: "We do not believe a cap per farm, regardless of the size of the farm, would withstand challenge as we have been unable to think of a rational basis for such a restriction. If, however, the Committee determines that a rational basis exists for a restriction on a per farm basis regardless of size, it may well be permissible for the Board to adopt it." She stated that she has tried every state and federal agency to see if there were any rational animal unit caps and she could not find one. She stated that the

Board must of pulled the number out of thin air. She would still like a response from the County in relation to the two facilities that are not in compliance with the code. She asked what the effective date of the ordinance will be?

Mr. Wayne Knox, Director of Planning, stated that the effective date will be April 1, 1995.

Mrs. Winn also asked will the setbacks in the ordinance be reciprocal?

Mr. Knox stated that yes, they would be.

Mr. Haraway declared the public hearing closed and asked if the Board had any discussion.

Mr. Bracey stated that he has mixed emotions about this issue. He doesn't know if the Board is doing the right thing. His concern is the one mile distance between like facilities.

Mr. Moody stated that he agreed with Mr. Bracey's concern over the one mile distance between like facilities.

Upon motion of Mrs. Everett, seconded by Mr. Clay, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Article VII of the Code of Dinwiddie shall be amended to read as follows, and in all other respect be reordained:

ARTICLE VIII - AGRICULTURAL PRODUCTION OPERATIONS AND FACILITIES

Sec. 22-261. Intent

This section is intended to encourage economic development and to preserve farmland by providing for the viability of the County's agricultural sector by encouraging the orderly and responsible growth of its livestock, dairy, and poultry industry. Where permitted by the Zoning Ordinance, agricultural production activities including but not limited to tillage, crop production, harvesting, raising and pasturing of animals shall be permitted uses as a matter of right subject to the standards contained herein.

Sec. 22-262. Definitions

For the purposes of this Article, the following definitions shall apply:

Animal Unit: A unit of measure used to determine the total number of single animal types or a combination of animal types which are fed, confined, maintained or stabled in an agricultural operation. One animal unit equals 1,000 pounds of live weight.

Existing dwelling: (1) A structure, designed for residential use, which is legally occupied on the date a completed application for a livestock, dairy or poultry facility permit is received by the Zoning Administrator; or (2) a structure, designed for residential use, which is not occupied on the date a completed application is received, but has been issued a valid building permit prior to the application for the facility or (3) a structure, designed for residential use, which has been legally occupied for a cumulative period of at least thirty-six (36) months within the sixty (60) month period of time prior to the date on which a completed application for a livestock dairy or poultry facility is received. The Zoning Administrator may request additional documentation from the applicant or other regulated party to determine if the structure qualifies as an "existing dwelling" as defined.

Intensive livestock, dairy facility: A facility or operation and any accessory uses or structures including, but not limited to, feed storage bins, litter storage sites, incinerators or manure storage sites which at any one time has at least 300 animal units present at the facility or operation, or any operation or facility determined by the Commonwealth of Virginia or any department or division thereof to be an intensive facility or operation, subject to the requirements of Section 22-267 of this Article. In no case shall a facility as defined herein exceed a cumulative total of 1,000 animal units.

Intensive poultry facility: A poultry facility or operation and any accessory uses or structures, including but not limited to, poultry houses, feed storage bins, litter storage sites, incinerators, disposal pits or cold storage chests used for collection of dead poultry which at any one time has at least 300 animal units present at the facility or operation, or a facility or operation determined by the Commonwealth of Virginia or any department or division thereof to be an intensive facility or operation, subject to the requirements of Section 22-267 of this Article. In no case shall a facility as defined herein exceed a cumulative total of 1,000 animal units.

Operator, Livestock Raiser, Dairy Operator, Poultry Grower: The owner and/or operator of the livestock, dairy or poultry facility.

Parcel: A piece of land identified as being separate from other pieces of land by a written description or plat of survey in an instrument of conveyance or devise or on a subdivision or plat, recorded in the offices of the Clerk of the Circuit Court of this county.

Livestock, dairy, or poultry facility: Any livestock, dairy, or poultry facility or operation and any accessory uses or structures, including but not limited to, feed storage bins, litter storage sites, incinerators or manure storage sites, which at any one time has at least 150 animal units and which is occupied or has been previously occupied or operated by an operator for a cumulative total of at least twelve (12) months during the previous sixty (60) month period from the date when zoning approval is sought for dwelling or any livestock, dairy or poultry facility or operation.

Immediate family or immediate family member: Any legal sibling, parent, grandparent, grandchild, child or spouse of the operator of the facility. This term shall not include any aunts, uncles, nieces, nephews, cousins or any other next of kin of the operator of the facility.

Sec. 22-263. Minimum acreage requirements.

The minimum number of acres on which a new livestock, dairy, or poultry facility may be established shall be as follows:

- (1) Intensive livestock or dairy facility - 100 acres or the number of acres required by an approved nutrient management plan, whichever amount is greater. All parcels of land which comprise the facility and are used in its nutrient management plan for liquid waste disposal shall be contiguous.
- (2) Intensive poultry facility - 20 acres or the number of acres required by an approved nutrient management plan, whichever amount is greater. All parcels of land which comprise the facility and are used in its nutrient management plan need not be contiguous. The operator shall provide evidence acceptable to the Zoning Administrator of his legal right of access or proof of ownership of any such non-contiguous parcels associated with the facility or nutrient management plan.
- (3) Livestock or dairy facilities with at least 150 animal units - 50 acres. In addition, the operator shall submit a development plan and a nutrient management plan for

waste disposal subject to the guidelines established herein. All parcels of land associated with the facility for liquid waste disposal shall be contiguous.

- (4) Poultry facilities with at least 150 animal units - 10 acres. In addition, the operator shall submit a development plan and a nutrient management plan for waste disposal subject to the guidelines established herein. Land associated with the facility and used in meeting the minimum acreage requirements shall be contiguous.
- (5) Existing livestock, dairy or poultry facilities in existence and in operation on the effective date of the ordinance as determined by the Zoning Administrator that do not meet the minimum acreage requirement, shall be considered non-conforming uses and may continue only so long as the existing use of the facility is not interrupted for more than twenty-four (24) consecutive months, or the use is not enlarged, except as may be otherwise permitted hereunder. Except as expressly set forth herein to the contrary, non-conforming uses under this Article shall be governed by Article VI of this Chapter.

Sec. 22-264. Setbacks

(1) Minimum setbacks for new livestock, dairy or poultry facilities established with at least 150 animal units, including without limitation intensive, dairy or poultry facilities, shall be set back from property lines, structures and other designated areas as follows:

(a) From existing dwellings owned by the facility operator or immediate family member of the operator - 300 feet. Written documentation of an agreement sworn and subscribed before a notary public between the affected operator and immediate family member shall be required. Otherwise, the setback requirements of Section 22-264(1)(b) shall apply.

(b) From existing dwellings not owned by the facility operator or immediate family member of the operator - 1000 feet.

(c) From other existing like facilities - 1 mile (5,280 feet)(e.g. livestock/livestock, dairy/dairy, poultry/poultry)

(d) From public roadways - 500 feet

(e) From all other property lines not abutting a public roadway - 300 feet.

(f) From incorporated towns residentially zoned districts, rural service areas, manufactured home parks, schools, colleges, churches, county, state or federally owned buildings; county, town, or community recreation areas; public wells, springs and water intakes - 2000 feet.

(g) Any existing livestock, dairy or poultry facilities in operation on the effective date of this ordinance, as determined by the Zoning Administrator, that do not meet the setback requirements of this Article shall be considered non-conforming uses and non-conforming structures so long as the existing use of the facility or structures(s) is not interrupted for more than twenty-four (24) consecutive months. Existing livestock, dairy, or poultry facilities shall be permitted a one-time expansion to an amount not to exceed 150 animal units above the facility's present number of animal units, so long as the existing setbacks of the facility, if less than prescribed herein, are not further reduced. Said expansion may occur only after a development plan and a nutrient management plan for waste disposal is submitted by the operator and is approved pursuant to the provisions of this Article. Any subsequent additions or expansions to the facility that would result in at least a total of 151 animal units shall comply with all applicable setbacks of this Chapter.

(2) Setbacks for new dwellings from existing livestock, dairy, or poultry facilities having at least 150 animal units shall be as follows:

(a) Dwelling and facility owned by operator of the facility or immediate family member of the operator - 300 feet. Written documentation of an agreement sworn and subscribed before a notary public between the affected operator and immediate family member shall be required. Otherwise, the setback requirements of Section 22-264(2)(b) shall apply.

(b) Dwelling and facility not owned by operator or immediate family member of operator 1000 feet.

(c) Existing parcels or dwellings on the effective date of this ordinance that do not meet the setback requirements of this Article shall be considered nonconforming lots and nonconforming structures. Any new dwellings, or additions to, dwellings on such nonconforming lots that cannot meet the setback requirements of this section need only comply with the setbacks otherwise applicable to the zoning district in which the dwelling or addition is to be located. Parcels created on or after the effective date of this ordinance shall comply with all applicable setbacks of this chapter.

Sec. 22-265. Certified Plats

The operator of a livestock, dairy or poultry facility constructed, expanded or completed after the effective date of this chapter shall file with the Zoning Administrator, a plat or similar documentation acceptable to the Zoning Administrator showing the entire parcel or parcels on which the facility is located and also showing the location of the facility within such parcel or parcels. With this plat or similar documentation, the operator shall submit a written statement, sworn to and subscribed before a notary public, by which the operator certifies to the Zoning Administrator that the facility shown on the plat or similar documentation meets all applicable setback requirements of this ordinance and that the plat or similar documentation is a complete and accurate depiction of the facility on the parcel or parcels.

Sec. 22-266. Livestock, dairy or poultry facility development plans.

- (1) An operator or a potential operator shall file with the Zoning Administrator, a development plan which indicates the number, size and location of livestock, dairy or poultry facilities planned for the subject parcel and the date the facility is scheduled to commence operations. When such development plan has been filed with and approved by the Zoning Administrator and during the period in which it remains in effect, the planned facilities shall be obliged to meet setbacks only from those dwellings and uses existing at the time the development plan is approved. The Zoning Administrator shall approve the development plan within 45 days of receipt if such development plan meets the requirements of this Article. However, if the development plan does not meet the requirements of this Article, the Zoning Administrator shall return the development plan to the person who submitted it, together with a written description of the portion(s) of the development plan that do not comply with this Article.
- (2) The development plan shall be based on the requirements of this Article and shall be accompanied by a plat or similar documentation acceptable to the Zoning Administrator verifying the accuracy of the distances shown in the development plan and containing all of the data required as specified pursuant to this Article.
- (3) The development plan shall remain in force only so long as the facilities proposed are constructed in accordance with the development plan and are placed in service in accordance with the development plan and the provisions of this Article.

- (4) At least one-third (1/3) of the number of head of livestock or dairy animals, subject to this Article or one (1) poultry facility indicated in the development plan must be placed into service within thirty-six (36) months of the date on which the development plan is approved by the Zoning Administrator, unless at least one-third (1/3) of the number of livestock, dairy or one (1) such poultry facility is already in service on the subject parcel or parcels at the time the development plan is filed. Zoning approval for any subsequent facilities indicated in the development plan may only be obtained if no more than sixty (60) months have passed since the date on which the development plan was approved by the Zoning Administrator. Otherwise, a new development plan shall be filed with and approved by the Zoning Administrator pursuant to the provisions of this Article then in effect.
- (5) The operator shall notify the Zoning Administrator in writing within thirty (30) days of placement into service of any facilities indicated in his development plan.
- (6) In the event an operator fails to build the proposed facility or have in place the minimum number of animals required or fails to obtain zoning approval for any of the facilities indicated in his development plan within the applicable time, the Zoning Administrator shall revoke the development plan. All future development plans of facilities on the subject parcel or parcels shall conform to the requirements of this Article in effect at the time such future plan is submitted for approval.
- (7) Each parcel for which a development plan has been approved by the Zoning Administrator shall display at its entrance, within fifteen (15) days of said approval, a sign not less than two (2) square feet, or larger than four (4) square feet, clearly visible from the nearest roadway, indicating that a development plan is in effect for the parcel and containing the words "Certified Agricultural Development Site." Fabrication, installation, and all costs of said sign(s) shall be the responsibility of the operator.
- (8) Nothing herein shall be construed to prohibit an operator or a potential operator from submitting amendments to his or her original development plan or to submitting revised development plans at any time. The Zoning Administrator shall approve or reject the amended or revised development plan according to the terms of the zoning ordinance in effect at the time that the amendments or revisions are submitted to the Zoning Administrator. The approval of a revised or amended development plan does not, however, constitute an extension of time for implementation of the original plan.

Sec. 22-267. Nutrient Management Plan

- (1) On or after the effective date of this amendment to the zoning ordinance, no facility consisting of at least one hundred-fifty (150) animal units shall commence operation until a nutrient management plan for the proposed facility has been reviewed and approved by the Virginia Department of Conservation and Recreation or by the Virginia Cooperative Extension Service or by a person certified or employed by the Commonwealth as a nutrient management planner.
- (2) If off-site disposal for dry waste is part of the nutrient management plan and is otherwise permitted under the provisions of this Article, the operator shall provide, as part of that nutrient management plan, written documentation of an agreement with the receiver of the wastes produced at the operator's facility or an affidavit, sworn and subscribed before a notary public, that states his/her intention to dispose of the waste through sale in retail establishments or otherwise to consumers. Documentation shall specify the duration of the agreement and the nature of the application or use of the wastes. A nutrient management plan

He also hoped that the County could support keeping Fort Pickett open.

4. Mr. Haraway advised the Board that he and Mr. Burgess would be attending a meeting at Fort Lee to discuss the closure of Kenner Army Hospital on Monday, March 6, 1995. Congressmen Sisisky would be present.

IN RE: RESOLUTION IN SUPPORT OF FORT PICKETT

Upon motion of Mr. Bracey, seconded by Mrs. Everett, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye",

WHEREAS, the Department of Defense has announced that Fort Pickett has been included on the list of military bases targeted for closure; and

WHEREAS, this recommendation will now be forwarded to the 1995 Defense Base Closure & Realignment Commission; and

WHEREAS, the community and its leaders feel the recommendation to close Fort Pickett is based on incorrect information; and

WHEREAS Fort Pickett provides employment to 33 citizens of Dinwiddie County, and \$500,000 in income, which if lost would also impact business and economic activity in the area;

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia, opposes the closure of Fort Pickett; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia joins with the localities of Blackstone, Nottoway, Brunswick, Mecklenberg, Crewe, Lunenburg, Amelia, and our legislators in their effort to convince the 1995 Defense Base Closure & Realignment Commission to remove Fort Pickett from the closure list.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) 1-Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body; the Board moved into Executive Session at 8:47 P.M. A vote having been made and approved the meeting reconvened into Open Session at 9:00 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", the following resolution was adopted:

WHEREAS, the Board of Supervisors of Dinwiddie County convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board of Supervisors of Dinwiddie County, that such Executive meeting was conducted in conformity with the Virginia law;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully excepted from open meeting to which this certification resolution applies; and (2) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Board of Supervisors of Dinwiddie County, Virginia.

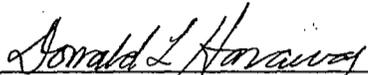
IN RE: PREPARE RESOLUTION FOR APPRECIATION - LOUIS C. BLAZEK -
DINWIDDIE INDUSTRIAL DEVELOPMENT AUTHORITY

Upon motion of , Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay,
Mrs. Everett voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County,
Virginia, that the Administration prepare a resolution for Louis C. Blazek
to recognize his service as a member of the Dinwiddie Industrial
Development Authority.

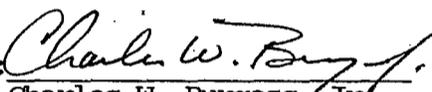
IN RE: ADJOURNMENT

Upon motion of Mr. Everett, seconded by Mr. Clay, Mrs. Everett,
Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", the meeting
adjourned at 9:04 p.m.



Donald L. Haraway
Chair, Board of Supervisors

ATTEST:



Charles W. Burgess, Jr.
County Administrator

/rle

