

VIRGINIA: AT A REGULAR MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD IN THE AGRICULTURAL BUILDING, DINWIDDIE, VIRGINIA, ON THE 3RD DAY OF NOVEMBER, 1976 AT 2:00 P. M.

PRESENT:	M. I. HARGRAVE, JR. CHAIRMAN	ELECTION DISTRICT #3
	L. A. HODNETT, VICE CHAIRMAN	ELECTION DISTRICT #2
	T. J. LEFTWICH	ELECTION DISTRICT #2
	G. S. BENNETT	ELECTION DISTRICT #1
	A. S. CLAY	ELECTION DISTRICT #4
	CHARLES L. MITCHELL	SHERIFF
	LARRY G. ELDER	COMMONWEALTH'S ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye", the minutes of the October 20, 1976 meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Clay, seconded by Mr. Hodnett, Mr. Clay, Mr. Hodnett, Mr. Leftwich, Mr. Bennett, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following claims be approved:

General Fund - Checks numbering 76-1883 thru 76-1957 amounting to \$51,917.56; Dog Fund - Checks numbering D-76-87 thru D-76-97 amounting to \$1,151.42.

IN RE: DISCUSSION OF WATERWORKS REGULATIONS

Mr. D. B. Horne, Department of Health, appeared before the Board to briefly review with them the requirements of the Virginia Waterworks Regulations and answer any questions they might have. Mr. Horne informed the Board that because of the County's well classification, metering is required to be included in a measure of the per capita use throughout the State.

The Board expressed concern over the metering requirements and Mr. Horne stated he would further research the County's classification because of the use of the well.

IN RE: DISCUSSION OF REGIONAL HOUSING PLAN

Thelma Bland, Human Resources Planner for the Crater Planning District Commission appeared before the Board to give a brief review of the Regional Housing Plan and answer any questions they might have. The Board informed Mrs. Bland that they would be working on the plan with the Planning Commission at a later date and would like for her to assist them at that time. Mrs. Bland stated that she would be glad to meet with them at any time.

IN RE: COLLECTION OF TAX -- COIN OPERATED MACHINES

Mr. W. E. Bolte, Commissioner of the Revenue, appeared before the Board to discuss the tax collection on coin operated machines in the County. He informed the Board that a resolution authorizing the collection of taxes on coin operated machines was passed in 1942; however, an ordinance was never enacted by the Board.

Upon motion of Mr. Clay, seconded by Mr. Hodnett, Mr. Clay, Mr. Hodnett, Mr. Leftwich, Mr. Bennett, Mr. Hargrave, voting "aye", the Commonwealth's Attorney was authorized to draft an ordinance authorizing the collection of taxes on coin operated machines for consideration for adoption at a public hearing at a later date.

IN RE: ESTABLISHMENT OF PRICE FOR COUNTY HISTORY BOOK

Mr. W. E. Bolte, Chairman of the History Book Committee appeared before the Board to request that they set a price on the County History Book. He stated that the Committee did not want the responsibility of selling the books; however, they would be glad to offer any suggestions they had as to an efficient method to handle the sale. Mr. Bolte stated that the Committee recommended a price of \$12.50.

Upon motion of Mr. Leftwich, seconded by Mr. Hodnett, Mr. Leftwich, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the price for the Dinwiddie County History Book be set at \$15.00 per copy exclusive of sales tax or postage fees.

IN RE: TREASURER

Mr. F. E. Jones presented his report for the month of October, 1976.

IN RE: BUILDING INSPECTOR

Mr. James L. Blaha presented his report of the month of October, 1976.

IN RE: DOG WARDEN

Mr. G. T. Hughes presented his report for the month of October, 1976.

IN RE: DIRECTOR OF PLANNING

Mr. W. C. Scheid, Director of Planning appeared before the Board to discuss the following items:

1. Joint Meeting; The Board of Supervisors agreed to meet jointly with the Planning Commission Wednesday, November 10, 1976 at 7:30 P. M. to discuss the Regional Housing Plan.
2. Discussion on Solid Waste: Mr. Scheid stated that he would like to have Mr. Charles Turner, Director of Crater Planning District Commission give a brief discussion of solid waste disposal and its present status to the Board of Supervisors at the November 17, 1976 meeting.
3. Community Development Funds: Mr. Scheid informed the Board that the first public hearing on Community Development Block Grant Funds would be November 16, 1976 at 8:00 P. M. of which the Board would be sent notices.

IN RE: DIRECTOR OF SOCIAL SERVICES

Mrs. King B. Talley presented to the Board a request for State and Local Hospitalization with the Louisa Obice Hospital. Mrs. Talley informed the Board that at the present time, the County does not have a contract with the Louisa Obice Hospital which would be necessary before the application could be approved.

Upon motion of Mr. Clay, seconded by Mr. Hodnett, Mr. Clay, Mr. Hodnett, Mr. Bennett, Mr. Leftwich, Mr. Hargrave voting "aye", the Chairman is hereby authorized to sign a contract with Louisa Obice Hospital at the rate of \$86.32 per day.

IN RE: SUPERINTENDENT OF SCHOOLS

Mr. T. W. Newsom, Superintendent, informed the Board that at the authorization of the School Board, No Trespassing Signs were being placed at all the entrances to the County schools. These signs prohibit trespassing on school property after 11:00 P. M.

IN RE: ABANDONMENT - STATE ROUTE 690

Upon motion of Mr. Leftwich, seconded by Mr. Bennett, Mr. Clay, Mr. Hodnett, Mr. Hargrave, voting "aye", the following resolution was adopted:

WHEREAS, Secondary Route 690, from Route 631 to Dead End, a distance of 1.00 miles, has been altered, and a new road has been constructed and approved by the State Highway Commissioner, which new road serves the same citizens as the road so altered, and

WHEREAS, certain sections of this new road follow new locations, these being shown on the attached sketch titled, "Changes in Secondary System due to relocation and Construction on Route 690, Project Budget Item 5001 Dated at Richmond, Virginia August 16, 1976",

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the portions of Secondary Route 690, i. e., Section 1, shown in red on the sketch titled, "Changes in Secondary System Due to Relocation and Construction on Route 690, Project Budget Item 5001 Dated at Richmond, Virginia August 16, 1976", a total distance of 0.21 miles be, and hereby is, added to the Secondary System of State Highways, pursuant to Section 33-141 of the Code of Virginia of 1950 as amended,

AND BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the sections of old location, i. e., Section II, shown in blue on the afore-mentioned sketch, a total distance of 0.27 miles, be, and the same hereby is, abandoned as a public road, pursuant to Section 33-76.12 of the Code of Virginia of 1950 as amended.

IN RE: ABANDONMENT - STATE ROUTE 656

Upon motion of Mr. Hodnett, seconded by Mr. Clay, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye", the following resolution was adopted:

WHEREAS, Secondary Route 0656, from Seaboard Coast Line Railroad to Route 650, a distance of 2.076 miles, has been altered, and a new road has been constructed and approved by the State Highway Commissioner, which new road serves the same citizens as the road so altered, and

WHEREAS, certain sections of this new road follow new locations, these being shown on the attached sketch titled, "Changes in Secondary System Due to Relocation and Construction on Route 0656, Project Number 0656-026-147, C-501 Dated at Richmond, Virginia June 28, 1976",

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the portions of Secondary Route 0656, i. e., Sections 4, 5 and 6, shown in red on the sketch titled, "Changes in Secondary System Due to Relocation and Construction on Route 0656, Project 0656-026-147, C-501 Dated at Richmond, Virginia June 28, 1976", a total distance of 0.35 miles be, and hereby is, added to the Secondary System of State Highways, pursuant to Section 33-141 of the Code of Virginia of 1950 as amended:

AND BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the sections of old location, i. e., Section 1, 2 and 3, shown in blue on the afore-mentioned sketch, a total distance of 0.41 miles, be, and the same hereby is, abandoned as a public road, pursuant to Section 33-76.12 of the Code of Virginia of 1950 as amended.

IN RE: RECOMMENDATIONS TO HIGHWAY DEPARTMENT

The following items were requested to be considered by the Department of Highways and Transportation:

1. Mr. T. J. Leftwich stated that he had received a request from citizens in the West Petersburg area to have stop signs placed at the Intersections of Streets 1304, 1307, and 1308.
2. Mr. Clay requested that the Highway Department further examine the hazardous curves on Route 613. He felt that additional warning signs would be helpful.
3. Mr. Bennett requested that the 55 MPH Speed Limit on Route 751 be studied by the traffic engineer for possible reduction.
4. Mrs. Lenora Everette questioned the possibility of a bike trail on Route 226. Mr. Medlock informed her that the area had been considered; however, monies were not available at the present time.

IN RE: SPEED LIMIT - ROUTE 226

Upon motion of Mr. Leftwich, seconded by Mr. Hodnett, Mr. Leftwich, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye", the following resolution was adopted:

WHEREAS, the Board of Supervisors of Dinwiddie County, Dinwiddie, Virginia has been requested by the citizens along Route 226 to have 35 MPH speed limit signs placed along this road; and

WHEREAS, the Board of Supervisors is gravely concerned about the dangers of the heavy traffic and feel that a reduced speed limit should be enforced along Route 226.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisor of Dinwiddie County, Virginia, that the Virginia Department of Highways and Transportation be requested to erect 35 Mile Speed Limit Signs on Route 226.

IN RE: ENDORSEMENT -- SCENIC APPOMATTOX RIVER STUDY

Mr. Tom Miller, Chairman, of the Scenic Appomattox River Study and Mr. Robert Blackmore, Director of the Commission of Outdoor Recreation appeared before the Board to briefly review the preliminary conclusions and recommendations of the study and to seek the Board's endorsement in the request for Scenic River designation.

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the General Assembly designate the Appomattox River between Brasfield Dam and Route 36, a distance of approximately six miles, as a Virginia Scenic River, to be administered by the Virginia Commission of Game and Inland Fisheries; and that existing land-use controls be relied upon to provide the protection necessary to maintain the natural, scenic and historic character of the river.

IN RE: PUBLIC HEARING -- OPEN BURNING LAW

This being the time and place as advertised in the Progress-Index on Wednesday, October 20, and Wednesday October 27, 1976 for the Board of Supervisors to conduct a public hearing to consider for adoption an ordinance to provide for the prohibition of open burning in certain areas during the period beginning March 1, and ending May 15th except between the hours of 4 o'clock P. M. and 12 o'clock midnight.

Mr. Bob Mengel, Mr. Henry Wells of the Virginia Division of Forestry and Mr. John Jackson, District Forester, appeared in support of the ordinance. No one appeared in opposition.

Upon motion of Mr. Leftwich, seconded by Mr. Bennett, Mr. Leftwich, Mr. Bennett, Mr. Clay, Mr. Hodnett, Mr. Hargrave, voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County Code, as adopted April 1, 1970, and as heretofore amended, be further amended by the addition of the following:

Chapter 9, Article I - Fire Protection. Section 9-3a. During the period beginning March first and ending May fifteenth of each year, it shall be unlawful for any person to set fire to, or to procure another to set fire to, any bush, leaves, grass, debris or field containing dry grass or other inflammable material capable of spreading fire, located in or within three hundred feet of any woodland or brushland, except between the hours of four o'clock post meridian and twelve o'clock midnight, adopted pursuant to Section 10-62 Code of Virginia (1950, as amended).

IN RE: PUBLIC HEARING -- SALE OF BEER AND WINE ON SUNDAY

This being the time and place as advertised in the Progress-Index on Wednesday, October 20 and Wednesday, October 27, 1976 for the Board of Supervisors to conduct a public hearing to consider for adoption an ordinance repealing the ordinance restricting the hours of Sunday beer and wine sales in Dinwiddie County.

The Commonwealth's Attorney stated that by repealing the ordinance, the state law would automatically go into effect.

Mr. Joe Lewis and Mrs. Barbara C. Williams appeared and submitted petitions in support of the ordinance to be incorporated into the minutes.

No one appeared in opposition.

Upon motion of Mr. Leftwich, seconded by Mr. Hodnett, Mr. Leftwich, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County Code, as adopted April 1, 1970, and as heretofore amended, be further amended by the deletion of the following:

Section 3-1, Chapter 3, Dinwiddie County Code is hereby repealed so as to allow the sale of alcoholic beverages in accordance with the regulations of the State Alcoholic Beverage Control Board.

IN RE: SUBDIVISION AND ZONING AMENDMENTS - REMOVED FROM TABLE

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Clay, Mr. Bennett, Mr. Hargrave voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the amendments to the Zoning and Subdivision Ordinances 15-2, 15-37, 15-41, 15-20, 17-12, 17-14, 17-19, 17-21, 17-27, 17-29, 17-34, and 17-36 be removed from table.

IN RE: RECESS

The Chairman declared a short recess at 4:30. The Board reconvened at 4:40 P. M.

IN RE: ADOPTION OF AMENDMENTS TO THE SUBDIVISION ORDINANCE
15-2, 15-37, 15-41, 15-20

The Board briefly reviewed the proposed amendments to the Subdivision Ordinance, 15-2, 15-37, 15-41, 15-20. Mr. B. Z. Clarke appeared in opposition to the proposed amendments.

Upon motion of Mr. Clay, seconded by Mr. Hodnett, Mr. Clay, Mr. Hodnett, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County Code, as adopted April 1, 1970, and as heretofore amended, be further amended as follows:

1. Add the following definitions to Section 15-2, Definitions
 - (A) Public water and/or sewer line, facility or system:
A utility operating for public purposes and may include public ownership or a privately owned utility operating in a proprietary capacity to furnish utility services to persons other than the owner on a contractual basis.
 - (B) Parent tract: A separate lot, tract, or parcel of contiguous land conveyed by deed, devised by will, or passing pursuant to the laws of descent and distribution which was obtained in toto by one instrument or passing pursuant to the laws of descent and distribution and on record in the office of the Clerk of the Circuit Court of Dinwiddie County on or before the adoption of this amendment, dated November 3, 1976. For purposes of this definition, tracts separated by a right of way of any kind are deemed contiguous. Those lots, tracts or parcels conveyed by the same deed, devised by the same will or passing pursuant to the laws of descent and distribution to the same individual(s) which are not contiguous are deemed separate parent tracts.
 - (C) Development: A tract of land developed or to be developed as a unit under single ownership or unified control which is to be used for any business or industrial purpose, or is to contain three or more residential dwelling units. The term "development" shall not be construed to include any property which will be principally devoted to agricultural production.
 - (D) Resubdivision: Any division or transfer of land laid out on a plan previously approved by the county subdivision agent which proposes to change property lines and/or public rights-of-way not in strict accordance with the approved plan.
2. Delete the present definition of Subdivide in Section 15-2 and add the following in its place:

Subdivide: To divide, for the purpose of transfer of ownership, any tract, parcel or lot of land into two or more parts; except, however, that the word subdivide shall not apply to:

 - (a) Five acre, or greater, lots separated from a parent tract (see definition) as provided for in Section 17-14, 17-21, and 17-29 of the Dinwiddie County Code.
 - (b) A bona fide division or partition of exclusively agricultural or timber land not intended for development purposes.
 - (c) The partition of lands by will or through action of a court of competent jurisdiction unless, or until, development of the land is proposed.

- (d) A bona fide division of a tract of land in order 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 as hereinabove described right-of-way, then before a building permit may be issued for such other use, the minimum requirements of this chapter and chapter 17 shall be observed.
- (e) The separation of three (3) parcels from a parent tract of land if.....
- (1)a conflict with the general meaning and purpose of this chapter is not created.
 - (2) no new streets are required to serve the parcels
 - (3) each, and every, parcel created contains at least one (1) acre in area, and
 - (4) each, and every, parcel created has at least one hundred fifty feet (150') of frontage along a state maintained road.

Prior to the sale of any lot under this provision, a plat showing the proposed lot layout must be submitted to the Subdivision Agent for Dinwiddie County for review and approval and must, thereafter, be duly recorded in the Office of the Circuit Court Clerk of Dinwiddie County.

- (f) 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 17.

3. Delete Section 15-37 and in its place add the following as Section 15-37:

Septic Tanks Generally: The agent shall not approve any subdivision or land development plan where sanitary sewers are not provided unless the agent shall receive a preliminary plan and narrative statement prepared by an individual qualified as a soil analyst to the effect that the area contained in the subdivision or land development is 70% satisfactory for the installation of a septic tank with a primary and secondary drainage field for the lots under consideration. The secondary system will insure and protect the public's health and welfare by providing an alternate site for sewage disposal on each and every lot in the event the primary system malfunctions. This is a preliminary approval only. An additional approval for the location of the primary septic system, shall be given in writing by the use of the local health service Form No. 121, Permit to install or Repair Water Supply and/or Sewage Disposal Systems on each individual lot as development and building progresses. This permit shall be obtained prior to receiving a building permit. The above requirement shall be noted on the health departments approval on all subdivision and land development plans.

4. Delete Section 15-41 and in its place add the following as Section 15-41:

Private Water and Sewer Systems: As required by Chapter 21, Article III and/or Article IV, private water and/or sewer lines and/or systems shall be constructed unless otherwise

indicated by the provisions of that Chapter. Nothing in this article shall prevent the installation of privately owned water distribution systems or sewage collection and treatment facilities. Any such installations shall meet all of the requirements of the Dinwiddie County Water Authority, State Water Control Board, the State Health Department, and any other state or local regulations having authority over such installations.

5. Delete Section 15-20 and in its place add the following as Section 15-20:

Fees: The fees for processing subdivision and/or land development plats by the County shall be payable upon submission of the plats to the County for preliminary and/or final review and shall be equal to the following:

(a) For preliminary review:

- (1). Subdivisions containing 5 or less lots or renewals thereof.....\$10.00/plat
- (2) Subdivisions containing more than 5 lots or renewals thereof.....\$25.00/plat
- (3) Land developments.....\$10.00/plat

(b) For final review:

- (1) Subdivisions.....\$10.00/plat
Plus 1.00/lot
- (2) Land developments.....\$10.00/plat
Plus 1.00/acre

IN RE: APPROVAL OF ZONING AMENDMENTS - 17-12, 17-14, 17-19, 17-21, 17-27, and 17-29

The Board briefly reviewed the proposed amendments to the Zoning Ordinance 17-12, 17-14, 17-19, 17-21, 17-27, 17-29.

Due to the ambiguous definition of the term "dwelling unit", it was felt that the term should be defined to include "mobile homes" and "house trailers".

No one appeared in support or opposition.

Upon motion of Mr. Hodnett, seconded by Mr. Bennett, Mr. Hodnett, Mr. Bennett, Mr. Leftwich, Mr. Clay, Mr. Hargrave, voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County Code, as adopted April 1, 1970, and as heretofore amended, be further amended as follows:

- 1. Change Section 17-12 by deleting the phrase "forty thousand square feet" and inserting in its place the phrase "one acre".
- 2. Delete Section 17-14 and in its place insert the following:

The minimum frontage for permitted uses in agricultural, limited, district A-1 shall be one hundred fifty feet.....
Provided that any parent tract may be issued a building permit for a single family residence if:

- (a) A right-of-way exists which connects the parent tract to a state maintained road.
- (b) Said right-of-way is adequate, as determined by the Zoning Administrator, to provide ingress/egress for emergency vehicles.

- (c) No other dwelling units(s), including Mobile Homes and House trailers, is located on the same parent tract or in the event another dwelling unit(s) is so located, the person or entity seeking the building permit agrees in writing to remove said dwelling unit(s) or cease human occupancy of said dwelling unit(s) within six (6) months from the issuance of the certificate of occupancy for the new dwelling unit(s).
- (d) The proposed site for development can meet all other requirements contained in this Ordinance.

Be it further provided that a maximum of three (3) parcels of land containing five (5) acres or more may be created from any parent tract if:

- (a) A joint or individual right(s)-of-way measuring twenty (20') feet or more in width exists or is created which will serve these newly created parcels only or one parent tract and no more than two (2) newly created parcels. In no event shall building permits be issued for more than three (3) parcels served by one right-of-way under the provisions of this section.
- (b) Said right(s)-of-way must connect the parcels to a state maintained road.
- (c) Said parcels must have the right-of-way referred to in the deed to said parcels with the understanding that neither Dinwiddie County nor the Commonwealth of Virginia has any responsibility for the maintenance of said right-of-way.
- (d) Said right-of-way must be in actual existence and be adequate in alignment, grade and base course construction to provide ingress/egress for emergency vehicles. Compliance with this requirement will be determined by the Zoning Administrator at such time as the plat is presented to the County for signature.
- (e) In creating the five acre or greater tract(s) the remaining portion of the parent tract will not contain less than five acres of contiguous land unless it meets all requirements of the County Zoning Ordinance.
- (f) An unusable remnant tract of land does not remain from the parent tract due to the configuration of new land parcels created.

- 3. Change Section 17-19 by deleting the phrase "twenty thousand square feet" and inserting in its place the phrase "one acre".
- 4. Delete Section 17-21 and in its place insert the following:

The minimum frontage for permitted uses in agricultural, general, district A-2 shall be one hundred fifty feet.....
Provided that any parent tract may be issued a building permit for a single family residence if:

- (a) A right-of-way exists which connects the parent tract to a state maintained road.
- (b) Said right-of-way is adequate, as determined by the Zoning Administrator, to provide ingress/egress for emergency vehicles.
- (c) No other dwelling unit(s), including mobile homes and house trailers, is located on the same parent tract or in the event another dwelling unit(s) is so located, the person or entity seeking the building permit agrees in writing to remove said dwelling unit(s) or cease human occupancy of said dwelling unit(s) within six (6) months from the issuance of the certificate of occupancy for the new dwelling units(s).

- (d) The proposed site for development can meet all other requirements contained in this Ordinance.

Be it further provided that a maximum of three (3) parcels of land containing five (5) acres or more may be created from any parent tract if:

- (a) A joint or individual right(s)-of-way measuring twenty (20') feet or more in width exists or is created which will serve these newly created parcels only or one parent tract and no more than two (2) newly created parcels. In no event shall building permits be issued for more than three (3) parcels served by one right-of-way under the provisions of this section.
 - (b) Said right(s)-of-way must connect the parcels to a state maintained road.
 - (c) Said parcels must have the right-of-way referred to in the deed to said parcels with the understanding that neither Dinwiddie County nor the Commonwealth of Virginia has any responsibility for the maintenance of said right-of-way.
 - (d) Said right-of-way must be in actual existence and be adequate in alignment, grade and base course construction to provide ingress/egress for emergency vehicles. Compliance with this requirement will be determined by the Zoning Administrator at such time as the plat is presented to the County for signature.
 - (e) In creating the five acre or greater tract(s) the remaining portion of the parent tract will not contain less than five acres of contiguous land unless it meets all requirements of the County Zoning Ordinance.
 - (f) An unusable remnant tract of land does not remain from the parent tract due to the configuration of new land parcels created.
- 5. Change Section 17-27 by deleting the phrase "twenty thousand square feet" and inserting in its place the phrase "one acre".
 - 6. Delete Section 17-29 and in its place insert the following:

The minimum frontage for permitted uses in agricultural, conservative, district A-3 shall be one hundred fifty feet.....
Provided that any parent tract may be issued a building permit for a single family residence if:

- (a) A right-of-way exists which connects the parent tract to a state maintained road.
- (b) Said right-of way is adequate, as determined by the Zoning Administrator, to provide ingress/egress for emergency vehicles.
- (c) No other dwelling unit(s), including mobile home and house trailers, is located on the same parent tract or in the event another dwelling unit(s) is so located, the person or entity seeking the building permit agrees in writing to remove said dwelling unit(s) or cease human occupancy of said dwelling unit with six (6) months from the issuance of the certificate of occupancy for the new dwelling unit(s).
- (d) The proposed site for development can meet all other requirements contained in this Ordinance.

Be it further provided that a maximum of three (3) parcels of land containing five (5) acres or more may be created from any parent tract if:

- (a) A joint or individual right(s)-of-way measuring twenty (20') feet or more in width exists or is created which will serve these newly created parcels only or one parent tract and no more than two (2) newly created parcels. In no event shall building permits be issued for more than three (3) parcels served by one right-of-way under the provisions of this section.
- (b) Said right(s)-of-way must connect the parcels to a state maintained road.
- (c) Said parcels must have the right-of-way referred to in the deed to said parcels with the understanding that neither Dinwiddie County nor the Commonwealth of Virginia has any responsibility for the maintenance of said right-of-way.
- (d) Said right of way must be in actual existence and be adequate in alignment, grade and base course construction to provide ingress/egress for emergency vehicles. Compliance with this requirement will be determined by the Zoning Administrator at such time as the plat is presented to the County for signature.
- (e) In creating the five acre or greater tract(s) the remaining portion of the parent tract will not contain less than five acres of contiguous land unless it meets all requirements of the County Zoning Ordinance.
- (f) An unusable remnant tract of land does not remain from the parent tract due to the configuration of new land parcels created.

Prior to the sale of any lot under the "5 acre or more" provision of this Section, a plat showing said right-of-way and parcels to be served thereby must be approved by the Zoning Administrator and duly recorded in the Office of the Clerk of the Circuit Court of Dinwiddie County.

If any landowner violated the letter or spirit of this ordinance, the Zoning Administrator shall provide no further relief under the provisions of this Section.

IN RE: DISAPPROVAL OF ZONING AMENDMENTS 17-34 AND 17-36

The Board briefly reviewed the proposed amendments to the Zoning Ordinance 17-34 and 17-36. No one appeared in support or opposition.

Mr. Bennett moved that the Amendments to Section 17-34 and 17-36 be adopted. There was no second. With Mr. Bennett voting "aye", Mr. Leftwich, Mr. Clay, Mr. Hodnett, Mr. Hargrave, voting "nay", the motion was defeated.

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County Code, as adopted April 1, 1970, and as heretofore amended, be further amended as follows:

1. Delete the present Section 17-34, Minimum Lot Area, which reads as follows: "The minimum lot area for permitted uses in residential district R-1 shall be twenty thousand square feet or more."

and substitute in its place, the following:

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

- (a) For lots served by public water and sewer service, seventeen thousand five hundred square feet or more.
- (b) For lots served by public water or sewer service, nineteen thousand square feet or more.

(c) For lots served by on-site septic and water facilities, twenty thousand square feet or more.

2. Delete the present Section 17-36, Frontage, which reads as follows: "The minimum lot width at the 'setback line' in residential district R-1 shall be one hundred feet or more."

and substitute in its place, the following:

"The minimum lot width at the street right-of-way line for permitted uses in residential district R-1 shall be as follows:

(a) For lots served by public water and sewer service, ninety (90) lineal feet as measured from one side lot line to the other along the building set back line.

(b) For lots served by public water or sewer service, ninety five (95) lineal feet as measured from one side lot line to the other along the building set back line.

(c) For lots served by on-site septic and water facilities, one hundred (100) lineal feet as measured from one side lot line to the other along the building set back line.

IN RE: APPROVAL OF SALE OF RADIOS -- DINWIDDIE VOLUNTEER FIRE DEPARTMENT

Upon motion of Mr. Hodnett, seconded by Mr. Bennett, Mr. Hodnett, Mr. Bennett, Mr. Leftwich, Mr. Clay, Mr. Hargrave, voting "aye", the following resolution was adopted:

WHEREAS, the Dinwiddie Volunteer Fire Department requests permission to sell three of its CB radios which are presently used in the fire department trucks;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Dinwiddie Volunteer Fire Department and the Commonwealth's Attorney are hereby authorized to petition the Circuit Court for permission to sell the three CB radios requested.

IN RE: APPOINTMENT - PLANNING COMMISSION - MRS. ANN SCARBOROUGH

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Mrs. Ann Scarborough be appointed to serve the unexpired term of Mrs. Romona Leetch ending December 31, 1976.

IN RE: MOBILE CARDIAC WEEK -- NOVEMBER 7-13, 1976

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Clay, Mr. Bennett, Mr. Hargrave, voting "aye", the following resolution was adopted;

WHEREAS, the use of the Mobile Cardiac Care Unit is being promoted by the Tri-City Area Rescue Council in Dinwiddie and the Tri-Cities area; and

WHEREAS, the Mobile Cardiac Unit has proved to be an integral part of emergency operation,

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the week of November 7 through November 13, 1976 be hereby designated as Mobile Cardiac Week.

IN RE: APPROVAL OF COST ADJUSTMENT TO ADMINISTRATION BUILDING PROPOSAL #5

The County Administrator presented a Proposal Request for a cost adjustment in Proposal Request #5 for the construction of the lower level of the Administration Building. The proposal represents a reduction from the original contract in the amount of \$5,951.36 for adjustments to the basement finishes.

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Bennett, Mr. Clay, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the proposal request for a cost reduction in the amount of \$5,951.36, to Proposal Request #5 be hereby approved.

IN RE: APPROVAL OF ADMINISTRATION BUILDING PROPOSAL #10

The County Administrator presented a proposal request for a change order in the construction of the Administration Building. Proposal Request #10 in the amount of \$908.60 is to install one inch telephone conduit, to allow the installation of more than one telephone per location.

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Clay, Mr. Hargrave, voting "aye", Mr. Bennett voting "nay",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Proposal Request #10 in the amount of \$908.60 to install one inch telephone conduit be hereby approved.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Leftwich, Mr. Clay, Mr. Leftwich, Mr. Bennett, Mr. Hodnett, Mr. Hargrave, voting "aye", the Board moved into Executive Session at 5:50 P. M. The Board reconvened into Open Session at 6:45 P. M.

IN RE: TRANSFER OF CARS TO SCHOOL BOARD

The County Administrator informed the Board that there were three (3) vehicles, a 1972 Plymouth, 1970 Chevrolet Carryall and 1961 Pontiac Ambulance, to be sold at public auction. The School Board had expressed an interest in the Carryall and the Plymouth. Mr. George Soloe stated he would sell the ambulance at public auction.

Upon motion of Mr. Clay, seconded by Mr. Hodnett, Mr. Clay, Mr. Hodnett, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the titles of the 1972 Plymouth and the 1970 Chevrolet Carryall be transferred to the Dinwiddie County School Board; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the School Board is hereby authorized to sell the 1961 Pontiac Ambulance at public auction.

IN RE: APPROVAL PUBLIC SERVICE EMPLOYMENT POSITIONS - FY 77

Upon motion of Mr. Bennett, seconded by Mr. Leftwich, Mr. Bennett, Mr. Leftwich, Mr. Clay, Mr. Hodnett, Mr. Hargrave, voting "aye", the following resolution was adopted:

WHEREAS, the County of Dinwiddie is eligible to receive funds to employ individuals under the Public Service Employment Program for FY-1977; and

WHEREAS, the County is eligible to provide full-time work for unemployed and underemployed individuals under this program for the nine month period beginning January 1, 1977 through September 30, 1977.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that application be made to the Southside Virginia Manpower Planning Council for PSE FY-77 funding, and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the application together with all understandings and assurances contained therein, is directed to be filed by the County Administrator as the authorized representative of the County in connection with said application.

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Administrator provide such additional information as may be required and that the County Administrator or Chairman of the Board of Supervisors, acting on behalf of said Board, do such things as may be necessary or needful in connection with said application.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Hodnett, Mr. Clay, Mr. Hodnett, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, voting "aye", the meeting adjourned at 7:00 P. M.

ATTEST:


W. E. KNOTT

M. I. HARGRAVE, JR., CHAIRMAN