

At the recess meeting of the Giles County Board of Supervisors held on Thursday, January 22, 2015, at 6:30 PM in the Giles County General District Courtroom, 120 North Main Street, Pearisburg, the following were present:

Barbara Hobbs	Chair (Central District)
Larry Jay Williams	Vice-Chair (Eastern District)
Scott Dunn	Western District
Richard McCoy	At-Large Supervisor
Paul "Chappy" Baker	At-Large Supervisor
Chris McKlarney	County Administrator
Richard Chidester	County Attorney
Anna Welch	Board Secretary

### **CALL TO ORDER/INVOCATION**

Ms. Hobbs called the meeting to order. Mr. McKlarney offered the invocation and led the Pledge of Allegiance.

### **APPROVAL OF MINUTES**

**Mr. McCoy motioned to approve the January 7, 2015 minutes and Mr. Baker seconded the motion.**

*The motion was approved 5-0 as follows:*

*Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn*

### **CONSTITUTIONAL OFFICERS**

There were no Constitutional Officers present.

### **OLD BUSINESS**

#### **Proposed Procedures and Manuals for Animal Shelter**

Ms. Hobbs stated she would like to review the materials further before voting on the manuals and the Board decided to discuss this further during a work session.

#### **Board of Equalization**

Mr. McKlarney explained the Board had discussed reappointing Mr. Lester Tickle as the Eastern District Representative for the Board of Equalization; however, a motion and vote is required on this action.

**Mr. Williams motioned to appoint Mr. Lester Tickle as the Eastern District Representative for the Board of Equalization and Ms. Hobbs seconded.**

***The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

Mr. McKlarney stated Virginia Department of Transportation will be here next Thursday at 1:00 PM to discuss Route 730 and other safety issues and invited the Board to attend. Ms. Hobbs asked if Route 100 could be discussed on this day as well. Mr. McKlarney explained that VDOT cannot locate a speed study performed on the intersections at Rich Creek and recommended the Board to have an official motion to send a letter requesting this study.

**Mr. Dunn motioned for a letter to be sent to The Virginia Department of Transportation requesting a speed study to be performed from Glen Lyn to Narrows and Mr. Baker seconded the motion.**

***The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

## **NEW BUSINESS**

### **Contract for Fuel – Narrows Fire Department**

Mr. McKlarney stated he received a request from the Narrows Fire Department regarding the use of our bulk fuel station.

**Mr. McCoy motioned to accept the contract for The Narrows Fire Department with the same stipulations as all other users and Mr. Baker seconded.**

***The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

### **New River Valley Planning District Name Change**

Mr. McKlarney explained the New River Valley Planning District wishes to change their name to the New River Valley Regional Commission. Ms. Hobbs stated she does not feel the name change will enable them to better the community. Mr. McCoy and Mr. Dunn stated they do not feel the name change will make any difference and wanted to know the importance of this decision. Mr. McKlarney stated he will discuss the issue with them and report back to the board.

### **Constitutional Officer Week Resolution**

Mr. McKlarney stated the Board had received a copy of this resolution in their packet and he strongly recommended the Board to pass this resolution.

**Mr. McCoy motioned to accept the Constitutional Officer Week House Joint Resolution No. 653 and Mr. Baker seconded the motion.**

***The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

A copy of the resolution as at the end of these minutes.

## **PAYMENT OF WARRANTS**

**Mr. McCoy motioned to approve \$2,042,313.97 and Mr. Baker seconded the motion.**

**Discussion:** Ms. Hobbs had a question regarding Thompson and Litton Boiler charges and Mr. McKlarney explained this is the boiler unit at Narrows Elementary Middle School which fell under our procurement because we already had existing service. He stated the money will be reimbursed. Ms. Hobbs asked about contract labor at Castle Rock. She stated last month we spent \$1,790.00 and she does not feel that very many are playing golf at this time. Mr. McKlarney stated he will check on this; however, he knows they have been cutting a lot of brush. Mr. Williams thought this was managed by the inmate program and Mr. McKlarney stated sometimes it is but when they have a nice day they try and repair the lawns.

Mr. Williams asked Mr. McKlarney if we are making headway on the phone bills. He stated this Thursday at 1:00 there will be a meeting with the IT Department and Avaya phone systems which will have a demonstration and he hopes we will be able to move forward with this fairly quickly. He explained there are two products under state contract and we will be reviewing both. Ms. Hobbs asked about Williams Farm Lease and Mr. McKlarney stated this is for an emergency service radio site on Peters Mountain. Ms. Hobbs explained that Castle Rock advertising for one month is \$1390.00 asked why we need to do this in the winter time. Mr. McKlarney stated he will check on this and have an answer by morning. Mr. Williams asked about the social media line item and Mr. McKlarney stated this is not just for social media but also include web hosting and tourism.

***The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

## **SCHOOL BOARD APPROPRIATION**

**Mr. Baker motioned to approve the School Board Appropriation in the amount of \$2,160,084.00 and Mr. McCoy seconded the motion.**

***The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

## **SOCIAL SERVICES APPROPRIATION**

**Mr. Williams motioned to approve the Social Services Appropriation in the amount of \$180,000.00 and the CSA in the amount of \$100,000.00. Mr. Baker seconded the motion.**

***The motion was approved 5-0 as follows:***

***Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn***

## APPOINTMENTS

Ms. Hobbs motioned to reappoint Mr. Craig Whittaker to the Board of Road Viewers and Mr. Baker seconded.

*The motion was approved 5-0 as follows:*

*Voting Yes: Ms. Hobbs, Mr. Williams, Mr. McCoy, Mr. Baker, and Mr. Dunn*

## EXECUTIVE SESSION

*Mr. McCoy moved to go into executive session as permitted by Virginia Code 2.2-3711, A (1) Personnel and Mr. Baker seconded the motion.*

*The motion was approved 5-0 as follows:*

*Voting Yes: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, and Mr. Baker*

*Mr. McCoy moved to return to open session and he certified that in the closed session just concluded, nothing was discussed except the matter or matters (1) specifically identified in the motion to convene in closed session and (2) lawfully permitted to be discussed under the provisions of the Virginia Freedom of Information act cited in that motion. Mr. Baker seconded the motion.*

*The motion was approved 5-0 by roll call vote:*

*Voting Yes: Mr. Dunn, Mr. Williams, Ms. Hobbs, Mr. McCoy, and Mr. Baker*

## PUBLIC HEARING

### **Special Exception 603.03-2: Private Seasonal Camp Retreat - Bremmer**

Ms. Hobbs opened the public hearing regarding special exception 603.03-2: Private Seasonal Camp Retreat-Bremmer. Mr. Ross explained that Mr. Bremmer's property is located at tax parcel 29-21C and is located near 1546 Cascade Drive in Pembroke, VA.

**Mr. Harry Bremmer** - Mr. Bremmer the property owner explained that he had purchased the property and cleared the area and would like to place a camper on the property. Mr. Bremmer stated the camper would be placed over the hill and is not in the view of anyone else. Mr. Williams stated he would like to see this approved for Mr. Bremmer. There were no further questions regarding this special exception and Ms. Hobbs closed this hearing and stated it would go back to the Planning Commission for a recommendation.

### **Special Exception 602.03-23 & 712 Telecommunications Tower – Conley**

Ms. Hobbs opened the next hearing regarding special exception 602.03-23 & 712 Telecommunications Tower – Conley. Mr. Ross explained that the property owner is Mr. Thomas Conley and US Cellular is acting as agent. The property is located on Tax Parcel 51-6 and is located off Wolf Creek Road near Narrows, VA. Mr. Ross introduced Mr. Carl Taskes,

Agent to explain the details and stated that Mr. George Condyles a third party consultant with Atlantic Technology Consultants, Inc. will also give a report.

**Mr. Carl Taskes** – Mr. Taskes stated they are currently proposing access to come through the Forest Service. He explained the proposed tower will be a 150' monopole with a 6' lightning rod. Mr. Taskes explained they are asking for a waiver regarding the setback requirements which are 110%. Mr. Taskes explained the property will only be 91 feet from the Southern property line. Mr. Taskes explained a waiver to the landscaping requirements is being asked for due to the surrounding area being completely wooded. Mr. Taskes explained the tower can be painted if the board so wishes and he asked for any questions regarding this tower. Ms. Hobbs asked how many users there were and Mr. Taskes stated US Cellular is the only one at this time but he does expect more in the future. She asked what the reception is like now and Mr. Taskes explain the reception is poor. Mr. Dunn asked what the agreement with the Forest Service will be in maintaining this location. Mr. Taskes explained they will enter into a 20 year easement agreement. He stated the Forest Service considers Sugar Run Road an open access road so they will not have an initial agreement with them for the entire 7 miles but will have it only from the road up to the property line.

**Mr. George Condyles** – Mr. Condyles stated he has reviewed the application and feels due to there being no reception in that area nor the surrounding areas this application has merit. He stated in addition to bringing voice to the area it will also grant wireless internet services and enhance the 911 service. Mr. Condyles stated they see no issues in granting the requested waivers. He also stated the environmental requirements have been met. With no further questions, Ms. Hobbs closed this hearing and stated it would go back to the Planning Commission for recommendations.

**Mr. Thomas Conley** – Mr. Conley introduced himself as the property owner and stated that he feels the tower is a wonderful idea for the neighborhood.

**Note:** Mr. Chidester informed everyone that the Special Exception 602.03-24 Commercial or Service Establishment by Mr. Finley has been removed and will no longer be discussed at the public hearing.

### **Special Exception 603.03-27 & 712 Telecommunications Tower – Francis**

Ms. Hobbs opened the hearing regarding special exception 603.03-27 & 712 Telecommunications Tower – Francis. Mr. Ross explained the property owner is Mr. Robert Francis and US Cellular is the acting agent. The property is located at Tax Parcel 67-27 and is located near Sadler Mountain Road approximately five miles from intersection Pulaski Giles Turnpike and Walkers Creek Valley Road.

**Mr. Carl Taskes** – Mr. Taskes pointed out that the tower location will be approximately 1.5 miles from the intersections of Route 100 and 42. He also explained that the generator is 330 gallons versus 3300 gallons. Mr. Taskes described the tower has 145' with a 4' lightning rod. He stated that they would agree to paint it if this was desired. He explained that 2025 feet of access road would need acquired in order to reach the tower site. Mr. Taskes explained the erosion and site plans are still in the design process. He stated this does meet the 110% setback requirement but a landscaping waiver requirement would need to be granted. Mr. Williams asked Mr. Taskes how far on Route 42 would the tower reach and he stated it would

reach all the way to the White Gate area. Mr. Taskes explained that this tower will cover the entire area using microwaves. Mr. Francis did not wish to speak regarding the tower.

**Mr. Mike Harrell** – Mr. Harrell explained that Mr. Francis' property is to the front of his property line. Mr. Harrell explained that surveyors had determined property lines; however, up to just at this moment, he was under the impression the tower would be 150' tall and Mr. Taskes assured him the tower would be built no closer than 110% of the tower height which would be 165 feet. Mr. Harrell also explained that the stakes have been moved from where they were previously located and he now gets 134 feet. Mr. Harrell expressed before things progress any further, he feels it needs to be right in the beginning. He concluded that he has no issues with tower he just wants it to be properly located. Mr. Baker asked Mr. Harrell if he would like to see the tower painted and Mr. Harrell stated he would like to see it blend in.

**Ms. Melissa Bray** – Ms. Bray expressed to the Board that she is not in opposition of the cell tower and stated that she as well as the entire community would benefit from it. Ms. Bray stated there are a couple of concerns which she would like to address. She stated her main concern is her drinking water becoming contaminated by the site of the tower. She explained that her home is located on Tax Parcel 67-42 and out from the blue square on the map she provided is her well. She explained that on the bottom in the large curve of Sadler Mountain Road there is a large sink hole. Ms. Bray demonstrated that when it rains the ridge where the site is located drains down both sides and goes directly into the sink hole. She explained with the elevation of the well at 2,541 feet and the elevation of the sink hole being 2,589 feet and her well depth at 640 feet this water table shows that if something got in the sink hole, it could contaminate her water. Ms. Bray stated her second concern is the proposed position of the power line. She explained that one of the reasons she purchased this property was due to the scenery. She demonstrated on the map that the line would be directly within her view. She concluded that she is requesting the tower site be moved to the ridge towards the left, and then the run off ditch to the western side of the slope which would hopefully prevent any contamination issues. She would like the power to come in from the south and follow the road. This would keep the power line almost entirely on Mr. Francis' property.

Mr. Taskes addressed the concerns by stating that the tower site location had been moved and an updated survey has been performed which shows the proper setback. He explained that he and Mr. Harrell are going to review this together. Mr. Taskes stated in terms of the water concerns they are still working on the E and S plans and he has noted the issues and will present them. Mr. Taskes explained at this time they do not know how AEP plans to run the lines. He stated there are two choices one to come from the south and one to go straight through to Mr. Francis' property because he does not know their design choice at this time. Mr. Taskes did state the line is proposed to be underground.

**Mr. George Condyles** – Mr. Condyles stated they have reviewed the plans and with Mr. Taskes' comments and the property owner's comments he feels that these issues can be resolved prior to obtaining a building permit. Mr. Condyles explained how a tower is built and feels that there will not be a major runoff. He also explained that AEP typically follows the road and with the line being buried he does not feel that visible poles and lines will be an issue. Mr. Condyles stated this request has merit and would bring great service to the community as well as supplement the 911 system.

Ms. Hobbs closed this public hearing and stated this item will be turned over to the Planning Commission for their recommendations.

**Special Exceptions 706.07 (A) & 706.07 (C): Sign – Giles County Public Schools**

Mr. Ross stated this special exception request is in regards to a 40 square foot LED changeable copy sign located on Tax Parcel 44A-1-1. The property address is 6899 Virginia Avenue and the school is Eastern Elementary School. Mr. Ross explained what makes this a special exception is due to it becoming a changeable copy. Eastern Elementary would like to display events and activities on the sign. Dr. Arbogast was available to answer any questions regarding this subject and there were none. Ms. Hobbs closed this public hearing and stated this item will be turned over to the Planning Commission for their recommendations.

**Special Exceptions 302.05 Agriculture, 302.90 Hog Farm, 302.91 Hog Pen Definition, 603.02-28 Hog Pen to the RRA-1 Zoning District, 602.02-24 Hog Pen to the A-1 Zoning District**

Mr. Ross stated the items listed above all fall into the category of agriculture and the public hearing will be to cover all related issues pertaining to agriculture. Mr. Ross explained the overall goal of this is to establish a minimum distance of lot lines where hogs may be kept. Ms. Hobbs asked Mr. Ross if this was due to only one incident and Mr. Ross stated that one particular case is what called attention to the matter. Mr. Ross explained the details in the definitions and the changes which would be made should the amendments be accepted. Mr. Ross explained that those who have hogs today would be grandfathered in. However, those who wish to operate a hog pen business in the future would have to assure that the entire enclosure is 200 feet from the property line.

Ms. Hobbs explained that she was not the reason for these changes and according to several rumors floating around she would like to make this clear to everyone. She stated prior to these requested changes she did not have any issues with the terms written in the Agriculture definitions.

Mr. Williams emphasized that anyone grandfathered in would not be affected by the changes. Mr. Ross explained that any hogs in operation at this time will not be affected by the changes and the new definitions will not apply. Ms. Hobbs stated her issue with this request is when you move within the mile of a farm you should not expect not to smell the hogs. She explained that we should not change ordinances because of one incident.

**Mr. Dale Lucas** – Mr. Lucas stated most of his questions have been answered and he understands that previous owners are grandfathered in. He feels that 200 feet from the property line does not seem fair for young people starting out when they would have to obtain around 4 acres of land in order to meet this requirement. Mr. Lucas feels that the size of the pen as well as the required quantities have not been properly defined. He explained if someone purchased a single hog and wished to keep it contained for a week it would have to be placed on someone else's property and that did not seem justified. He would like to see some more thought and additional details added before these issues are voted on.

**Mr. Donald Dirico** – Mr. Dirico began by stating he must be the reason for these discussions and that if anyone had to deal with what he is dealing with he believes you would feel differently about this matter. Mr. Dirico stated he and his family cannot go outside and enjoy the pool or do

yard work without smelling hogs. He explained that he lived in the Sinking Creek area prior to his neighbors. Mr. Dirico commented that the County allowed his neighbors to continue building and building on the land without obtaining proper permits and following proper ordinances. He feels if you do not have enough room a farm should not be allowed. Mr. Dirico stated his neighbor has plenty of land to move the hog pig but refuses to do so. He feels that at one time the hogs were in a good location but the neighbor got angry and moved them closer to the Dirico's home. Mr. Dirico stated he has nothing against farming and he can tolerate the noise of farming but not the smell of hogs.

Ms. Hobbs stated that even if the new ordinances pass, Mr. Dirico's neighbor will still be grandfathered in. Mr. Dirico stated if the problem would have been fixed five years ago he would not be grandfathered. Mr. Baker stated he hopes the neighbor will consider everything that was just explained and move the hogs.

**Ms. Dianna Dirico** – Ms. Dirico addressed Mr. Hobbs by saying that she did not appreciate her comment about not moving to the country and expecting not to smell hogs. She explained that they lived at their home before the neighbor did and that her statement was not an appropriate comment. Ms. Dirico feels that the County is very aware that they messed up in the beginning and allowed her neighbor to continue building and building behind closed doors. She explained that several years back to keep things from going public, the neighbor agreed to move the hogs and everything was fine and now they have been moved back. Ms. Dirico stated when she addressed the Council wanting to put in a business she was denied because it was not zoned for that community. She feels she explained at that time the way the ordinance was going to be written it would allow for the hogs to be moved back and the Board assured her this would not happen.

Ms. Dirico urged the Board to research further on what is happening behind closed doors. Ms. Hobbs asked her to explain the comment and she stated all of the buildings that have been placed on the property as well as the numerous farm animals never had the proper permits written. She explained that when they built a garage they had to obtain the proper permits but it appears that her neighbor is above them. Ms. Dirico ended her conversation by asking the Board to hold up to their end of the agreement and make him move his pigs.

**Jerry Breedwell** – Mr. Breedwell feels there is a larger issue here than just hogs. He feels that when you start changing agriculture ordinances you are setting a very bad precedence for all livestock. Mr. Breedwell stated that next week someone could complain about cows instead of hogs. He explained he had spoken with the Farm Extension Office (Farm Bureau) and they were not aware of the zoning changes in the paper. He explained that Giles County is an agricultural community and in America there are 65.8 million pigs recorded in the USDA and when you begin saying people can't have a hog on 2 acres of land he believes this is not fair. Mr. Breedwell feels compassion towards the Dirico's and if he was their neighbor, he would move the hogs. He explained that something should be done to help them but not changes which affect the whole County. He also believes this will hurt the economics in the County such as the Farm Bureau. He concluded by stating he cannot be in agreement with the suggested changes.

**Mr. Jay Anton** - Mr. Anton stated he lives in the Clover Hollow area and he raises hogs for his family to eat. He does not feel the new change will be fair to the public when they would have to purchase at least 4 acres of land to have hogs. He explained that most people would not be



able to afford this much land. Mr. Anton also explained that this restricts pasturing hogs. He concluded his statement by saying that what we have in place now has been working for all of these years and it should not be changed over one incident.

**Ms. Gail Williams-** Ms. Williams stated they have had hogs for many years and her family does not take farming lightly. She explained that her family tries to follow the rules and do what is right and they support every aspect of agriculture. Ms. Williams stated she does not support the change because new families wishing to farm would not be able to do so with only 2 acres of land. She concluded by saying it is her hope that Giles County will not discourage young people from growing their own food and that their hog pen has been there for years and years and was not placed their out of spite.

Ms. Hobbs asked if anyone else would like to speak. Mr. McCoy stated he feels when you are looking at A1 that we don't need to remove swine from the definition any more than you would remove any other animal. Mr. McCoy asked the Planning Commission to take a further look into these changes and stated that agriculture is a huge part of what makes Giles County and he can't agree with removing swine. He feels that RA1 could possibly be reviewed to help with density. Mr. Williams stated he agrees with Mr. McCoy and that removing swine is a mistake. He also stated he has a problem with the 200 feet.

Mr. Dunn stated he lives in RA1 and he agrees there needs to be some protection for a home owners. He feels it is difficult to punish everyone for a specific situation which has caused this to arise. He feels if you begin eliminating one animal who's to say someone will not come forth about a different animal. Mr. Dunn feels this is an issue of enforcement and not an issue of ordinance. Ms. Hobbs closed this portion of the public hearing and stated this matter will be directed back to the Planning Commission for their review.

### **Giles County Zoning Ordinance Amendments – Community Center**

Mr. Ross explained that the purpose of these amendments are to expand the use of a community center. He stated what actually surfaced this change is that the Newport Community Center wishes to use their facility for educational purposes. Mr. Ross explained the current definition of a community center states it shall be used as a community entertainment, recreation, or meeting place operated by a non-profit organization.

Mr. Ross explained the proposed definition will state a place, structure, area, or facility used for civic, cultural, educational, recreational, and/or social activities which is open to the public and intended to serve the local community and is operated by a non-profit organization.

Ms. Hobbs asked if this would include day care centers and Mr. Ross explained that the use would have to be for educational purposes and not a day care facility. Mr. Ross explained each amendment and explained how these could be added to the specified Zoning Districts.

There were no public speakers present to address these changed and Ms. Hobbs closed this portion of the public hearing and stated this will be sent back to the Planning Commission for their review.

### **Giles County Zoning Ordinance Amendment – 302.70: Garage, Private (redefine)**

Mr. Ross explained that this definition began as a very strict definition which is described as Garage, Private Accessory building designed or used for the storage of not more than three (3)

automobiles owned and used by the occupants of the building to which it is accessory. On a lot occupied by a multiple-unit dwelling, the private garage may be designed and used for the storage of one and one-half (1 ½) times as many automobiles as there are dwelling units. Mr. Ross explained after reviewing and taking a closer look at this they are proposing the following definition. **Garage, Private** An accessory building, with a roof and enclosing walls, designed or used for the storage and maintenance of any number of motor vehicles and the storage of personal property. This use may also be approved by special exception as a main use in any zoning district except C-1, MH-1, and SWM-1.

Mr. Ross explained the purpose of this change is to be able to keep your private items such as your automobile, four wheelers, etc. in your personal garage and with the current definition it can only be used as an accessory use. Mr. Williams explained that all of the storage units which belong to the property owner's which contain motor vehicles in them should only belong to the property owner. He went on to add that he cannot allow his friend to come to the garage and work on their vehicle. Mr. McCoy stated he does not think it is right if you own land not to be able to put a garage on it and store vehicles just because it is not an accessory building. Mr. Ross gave another example that if you own rental property and it contains an accessory building you cannot store your own personal items within it. He explained this is where special exceptions would come in. Mr. Dunn feels that if you are not operating something commercially or something illegal, you should be able to use that property for what you want.

**Mr. Reid Broughton-** Mr. Broughton explained he would like to address a few concerns with the proposed changes. Mr. Broughton explained the concern is a drafting issue which will allow primary use as a private garage by a special exception and that the special exception is in the definition of private garage instead of being in each one of the separate zoning classifications. He feels this definition should be added to each one of the zoning classifications. He explained that if you would like to see what you can do in a particular zoning district you do not actually review the definition itself. Mr. Broughton's second point stated that this amendment adds the right to maintain vehicles and removes the requirement that those vehicles be owned and used by the occupants. He feels that anyone under the new definition which has a garage can work on and maintain vehicles that belong to anyone. Mr. Broughton explained this will make it very difficult to determine if something should actually fall under commercial and it is very difficult to determine who is receiving compensation for it. He stated he is here on behalf of Ms. Virginia McWhorter and she would love to be here but had a death in the family. He asked if the Board would like him to read aloud Ms. McWhorter's letter but Ms. Hobbs stated that was not necessary that everyone had received a copy. Mr. McCoy asked Mr. Broughton why he felt the changes would be any harder to enforce than the ones which are in place now. Mr. McCoy explained unless a neighbor tells on someone we have no way of knowing. Mr. Broughton stated he does feel it is difficult to enforce right now.

Ms. Hobbs closed this portion of the public hearing and stated this matter will now be sent for review by the Planning Commission.

### **Giles County Zoning Ordinance Amendment – Commercial or Service Establishment, add to the R-2 Zoning District as a Special Exception**

Mr. Ross apologized first that the agenda has the incorrect amendment number of 605.03-11 and the correct number is actually 605.03-10. Mr. Ross stated this change has also surfaced due to a specific issue and he does feel that it has merit for other areas in the County. Mr. Ross

explained the Planning Commission was asked to take a look at the downtown area of Newport. He explained that currently businesses which had been there for a long period of time and closed would not be allowed to change, expand, or come back because of our current zoning stipulation. Mr. Ross explained they had an area which required new zoning and after further discussion, they decided it may be best to add commercial to R2. Ms. Hobbs asked for further questions and there were none. The public hearing was closed and Ms. Hobbs stated this would be turned over to the Planning Commission for their review.

### **Update on Motorola**

Mr. McKlarney stated we have received pricing back from Motorola and there is not a lot of change in the pricing. Mr. McCoy asked if we had received the information back from any others and Mr. McKlarney stated we have not.

Mr. McKlarney suggested that this item as well as several others be discussed during a work session. Ms. Hobbs suggested coming at 1:00 pm on February 4 prior to the regular rescheduled meeting and the board agreed.

### **ADJOURN**

Ms. Hobbs stated there was no further business and adjourned the meeting. The next meeting is scheduled for Wednesday, February 4, 2015 at 3:00 PM, at the Giles County Administration Office located at 315 North Main Street, Pearisburg. The Board of Supervisors will hold a work session the same day beginning at 1:00 PM.

**APPROVED:**

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**Chair**

**ATTEST:**

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**Clerk**

Larry "Jay" Williams  
Eastern District Supervisor

Barbara Hobbs  
Central District Supervisor

Scott Dunn  
Western District Supervisor

## County of Giles



## Board of Supervisors

315 North Main Street  
Pearlsburg, Virginia 24134

Paul "Chappy" Baker  
At-Large Supervisor

Richard McCoy  
At-Large Supervisor

### RESOLUTION FOR CONSTITUTIONAL OFFICER WEEK

**WHEREAS**, Article VII, Section 1, of the Virginia Constitution provides for the direct election of local officials charged with the critically important duties of maintenance of public records, operation of the circuit courts, prosecution of criminals, protection of public safety, and the administration and collection of local revenues; and,

**WHEREAS**, Giles County's Clerk of the Circuit Court, Commissioner of the Revenue, Commonwealth's Attorney, Sheriff and Treasurer continue a tradition of local administration of government functions that predates the American Revolution; and

**WHEREAS**, these Constitutional Officers, their deputies and employees who serve in their offices provide the people of Giles County with a direct link to their government at the local level, unfiltered by bureaucracy and responsive to citizen's needs; and,

**WHEREAS**, the Constitutional Officers embody Thomas Jefferson's ideal form of representative democracy which provides for direct accountability to the people by virtue of the people's right to vote for their Constitutional Officers; and,

**WHEREAS**, the Constitutional Officers in Giles County are setting new standards of customer service, innovative service delivery, and responsiveness that fellow officers and other public servants in the Commonwealth would do well to emulate;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Giles County, Virginia that the week of January 19<sup>th</sup> through January 23<sup>rd</sup>, 2015 shall be designated as *Constitutional Officer Week in Giles County* to coincide with the Commonwealth's designation of *Constitutional Officer Week in Virginia*.

**BE IT FURTHER RESOLVED**, that the Board of Supervisors urges Giles County's citizens to familiarize themselves with the services provided by their Constitutional Officers.

**BE IT FURTHER RESOLVED**, that the County Administrator as Clerk of the Board of Supervisors transmit copies of this Resolution to the Honorable Colin R. Gibb, the Honorable Marcus H. Long, Jr., the Honorable Bradley W. Finch, the Honorable Brett L. Geister, the Honorable Josiah T. Showalter, Jr., and the Honorable Robert M. D. Turk with the appreciation and respect of the Board of Supervisors for their service to the citizens of Giles County.

**DONE** this the 22<sup>nd</sup> day of January, 2015.

  
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Barbara Hobbs, Chair

Telephone (540) 921-2525

Fax: (540) 921-1846