

AT A WORK SESSION OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY
VIRGINIA, HELD IN THE COUNTY ADMINISTRATION BUILDING,
150 SOUTH MAIN STREET LEXINGTON, VIRGINIA,
ON MONDAY, FEBRUARY 23, 2015, AT 4:30 P.M.

PRESENT: CHAIRMAN J.M.HIGGINS
MEMBERS: R.R.CAMPBELL, R.S.FORD, A.W.LEWIS, JR., D.W.HINTY, JR.
CLERK TO BOARD: SPENCER H. SUTER
COUNTY ATTORNEY: VICKIE L. HUFFMAN
STAFF: JEREMY GARRETT, BRANDY WHITTEN

Board Discussion of SCS Solid Waste Study/Plan

County Administrator Spencer Suter stated that the focus of this Work Session is on the review of the SCS Study/Plan. He stated that the main topics under this plan were Collections, Transportation, Disposal, and Recycling. He noted that from his understanding Board members have received some feedback from residents regarding published excerpts from the plan.

Director of Solid Waste and Transportation provided a brief history of the Solid Waste Disposal Plan. Key points were:

- After many years of operations, the Solid Waste Authority (SWA) was for a time planning to close the Landfill per state edict and construct a Transfer Station for hauling solid waste elsewhere.
- Discussions with DEQ resulted in an initial extension of the existing cell.
- In 2011, the Board of Supervisors and SWA determined that the County would construct a new lined Landfill, piggy backing on the old Landfill. This is supported by data presented by Draper Aden Associates, the County's Solid Waste Engineer in September, 2012.

Reasons for maintaining a local Landfill included:

- o Long term cost savings by not having to transfer trash to a mega Landfill and being tied to rising fuel costs
 - o The ability to handle nearly all trash (construction waste, yard debris, and animal carcasses would be highly expensive to haul)
 - o The ability to locally handle major trash events such as floods or another Derecho.
-
- Part A Permit, focusing on feasibility and public comment, has been accepted by DEQ.
 - Part B, focusing on infrastructure, is currently under review
 - Precast walls of the new Administration building at the Landfill have been set and should be under roof by the end of the week.
 - Extended membership in a regional SWA has been offered to Lexington and Buena Vista Cities (Lexington agreed to join; however, Buena Vista opted out)

Supervisor Ford asked for clarification as to whether or not the building of the Transfer Station was part of the deal when DEQ issued the County its first extensions. Mr. Garrett responded in the affirmative.

Mr. Garrett then continued with the history of Solid Waste Disposal Plan. Additional key notes were:

- Graduated increase in tipping fees will help set money aside to offset capital costs and reduce borrowing for the Piggyback Landfill (Both the County and Lexington City have agreed).

Mr. Garrett then noted a few key points related to Transportation:

- In the summer of 2014, the Board of Supervisors determined to give the County's contractor for hauling services, RRR, a one (1) year notice that the hauling contract will go back out for proposal (This notice was a requirement under the current contract with RRR).
- The Board of Supervisors will consider an option to secure a 3rd party assistance on this contract during the regular Board Meeting following this Work Session.
- The RFP would cover all solid waste and recycling transport.

Mr. Garrett then noted a few key points related to Recycling:

- There are various recommendations in the SCS Plan to help improve recycling services to customers and increase efficiencies. The County is meeting or exceeding the goals of the Zero Waste Resolution, as well as all state recycling benchmarks.

Mr. Garrett moved on to review key points of the Plan related to Collections:

- The Plan clearly recommends moving to a model employed by many communities: the elimination of all unstaffed collection centers, to be supplanted by more standardized full-service staffed centers.
- The Primary Plan recommends adding two centers (one in the Brownsburg area and another in the Fancy Hill area), upgrading the Kerrs Creek

center; relocating the Sallings Mountain center to serve more customers; and adding a compactor to the Murat site.

Supervisor Campbell stated that, ever since the Board agreed to go with a lined Landfill, there have been discussions on the importance of how it must be protected. He asked Mr. Garrett to explain why it is so important.

Mr. Garrett explained that the current unlined Landfill has no engineered liner and therefore the County does not recover leachate. He further explained that, under the new Piggy back Landfill, the County will be responsible for all leachate, in that it would be captured in the lined landfill outflow.

Additionally, Mr. Garret noted the need to be more aware of what is being placed in the new lined landfill to protect the liner from either physical or chemical damage.

Supervisor Lewis noted that plans for Transportation, Recycling, and Disposal all seem to be well in hand - leaving Collections. He asked that the Board's focus at this point be on Collections alone.

In response to Supervisor Lewis's request, Mr. Garrett provided a PowerPoint showing the current collection centers and the proposed centers according to the SCS Plan.

Chairman Higgins asked if the Boat Lock site would remain.

Mr. Garrett stated that it was not included in the Primary Plan and that the location of the site is not optimal due to proximity to the Maury

River. He noted that it would have to be moved to a new location if it were to remain open and undergo upgrades.

Mr. Suter explained that he has heard multiple negative comments regarding the aesthetics of leaving the site along a scenic corridor.

Chairman Higgins asked that the Boat Lock area be considered for retention, to better provide for that area as well as the Wesley Chapel area.

Mr. Garrett confirmed that the Board could look at the Alternate Plan , which includes Timber Ridge and Boat Lock sites.

The Board also discussed with Mr. Garrett the advantages of having only manned sites. Some of those advantages included the cleanliness of the site and upkeep of snow removal during the winter.

Supervisor Lewis indicated that he did not understand the process for selecting the location of the proposed new Brownsburg site.

Mr. Garrett explained the reason behind selecting the new Brownsburg site was that, currently, there are multiple unmanned sites around that area and this location would combine them all into just one staffed site in the center of that service area.

Supervisor Hinty mentioned that a staffed site at the intersection of Routes 39 and 252 could be very useful due to the heavy traffic volume along that road and the adjoining roads.

Chairman Higgins asked to make it known to the public that the Board of Supervisors are reviewing all options of this plan to come up with a solution that is in the citizens' best interest.

Supervisor Campbell added to Chairman Higgins's statement that having all staffed sites will help protect the citizens by having a staff member monitoring those who come in and out of their sites to be sure that no one takes any of the mail and commits identity theft. He stated that he does not use unstaffed sites currently because he does not know what information could be pulled from his trash that could be used to commit a crime.

Mr. Garrett stated that he felt that this was the right thing to do with taxpayers' dollars, considering there will be a 7 year return on the cost through savings on hauling.

Supervisor Lewis asked Mr. Garrett if he planned to create an educational outreach program to teach citizens more about recycling and solid waste. Mr. Garrett responded in the affirmative and highlighted his desire to fully restructure the Solid Waste and Recycling program as noted in his FY 15-16 budget request.

Mr. Suter asked the Board if they felt it would be good at this time for Mr. Garrett and himself to come up with a fact sheet to better help the public understand the expected changes.

Chairman Higgins thanked Supervisors Campbell and Ford for their participation on the Solid Waste Committee. He then adjourned the Work Session at 5:29 P.M., with a unanimous vote by the Board.

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY
VIRGINIA, HELD IN THE COUNTY ADMINISTRATION BUILDING,
150 SOUTH MAIN STREET LEXINGTON, VIRGINIA,
ON MONDAY, FEBRUARY 23, 2015, AT 5:30 P.M.

PRESENT: CHAIRMAN J.M.HIGGINS
MEMBERS: R.R.CAMPBELL, R.S.FORD, A.W.LEWIS, JR., D.W.HINTY, JR.
CLERK TO BOARD: SPENCER H. SUTER
COUNTY ATTORNEY: VICKIE L. HUFFMAN
STAFF: JEREMY GARRETT, KENNY WILSON, SAM CRICKENBERGER,
RHONDA PRILLAMAN, BRANDY WHITTEN

Call to Order

Chairman Higgins called the meeting to order at 5:39 P.M.

Supervisor Lewis delivered the invocation and led in the Pledge of Allegiance.

Recognitions/Presentations

Introduction of New Employee

Building Official Kenny Wilson introduced the new Erosion and Sediment Control Technician, Rhonda Prillaman. Ms. Prillaman worked in the forestry industry in her previous position.

County Administrator Spencer Suter noted that he had received a call from an old colleague in Botetourt County who spoke highly of Ms. Prillaman. Mr. Suter and the Board then welcomed Ms. Prillaman.

Acknowledgement of an Employee

Mr. Suter asked the Board to acknowledge the efforts of Director of Community Development Sam Crickenberger, who went out of his way to make sure the roads at Village Way were scraped after the recent snows. Mr. Suter noted that, within 10 minutes of receiving notice, Mr. Crickenberger had contacted Randy Hostetter with the request to scrape the road - this as he prepared to walk directly into a joint work session with the EDA. He asked that the Board recognize both Mr. Crickenberger and Mr. Hostetter for their swift response. Mr. Crickenberger also commented on Mr. Hostetter's and his team's responsiveness in working side-by-side with the County and making sure this particular road was cleared immediately. He also noted that Mr. Hostetter had subsequently cleared the road multiple times prior to his last call, following the most recent snow storm.

Citizen Comments

Chairman Higgins called for citizen comments. There were none.

Items to be added to the Agenda

Chairman Higgins called for items to be added to the Agenda. There were none.

Minutes for February 5, 2015 and February 9, 2015

Supervisor Ford moved to approve both the February 5, 2015 and February 9, 2015 Minutes. Supervisor Lewis provided the second, and the Minutes were approved by unanimous roll call vote by the Board.

AYES: Ford, Lewis, Campbell, Hinty, Higgins
NAYES: None
ABSENT: None

Declaration of Surplus Vehicles

Mr. Suter explained that this is a standard process and then briefly reviewed the Agenda Item: "The Sheriff's, Building Inspector's, Recycling, and Preschool Departments have returned a total of nine vehicles to the Rockbridge County Maintenance Garage as surplus. This list is provided in the table below. There are currently no departmental requests to replace from this surplus pool. In accordance with sound governmental policy, surplus property should be declared as such by the governing body and disposed of in a manner which is open and equitable. Our plan is to advertise the vehicles for sale via GovDeals.com, an online auction service."

Supervisor Lewis moved to adopt the resolution below. Supervisor Ford provided the second, and the resolution was adopted by unanimous roll call vote by the Board.

AYES: Lewis, Ford, Campbell, Hinty, Higgins
NAYES: None
ABSENT: None

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY, VIRGINIA, HELD AT THE

RESOLUTION TO DECLARE VEHICLES FROM THE SHERIFF'S OFFICE AND COUNTY DEPARTMENTS AS SURPLUS AND TO AUTHORIZE DISPOSAL THROUGH PUBLIC SALE OR AUCTION, INCLUDING ONLINE PUBLIC AUCTION

WHEREAS, the Sheriff and County Departments have turned in vehicles formerly used in law enforcement and staff operations to the Rockbridge County Maintenance Garage and these vehicles are the property of the County of Rockbridge; and,

WHEREAS, staff has evaluated the need for use of the former Sheriff and staff vehicles by other County departments or agencies, and recommends that the items be declared as surplus and sold through public sale or auction, including public auction.

NOW, THEREFORE, be it RESOLVED by the Board of Supervisors of Rockbridge County, Virginia, as follows:

1. That the following former Sheriff and staff vehicles be, and hereby are, declared surplus property;

Year	Make	Model	VIN (last 6)	Mileage
2000	Ford	Explorer 4x4	A73280	112,998
1998	Ford	Crown Vic	153586	151,122
2003	Ford	Crown Vic	210981	153,081
2004	Ford	Crown Vic	140404	133,834
2005	Ford	Crown Vic	208260	140,610
2006	Ford	Crown Vic	156806	125,603
1986	GMC	Bus – 64 passenger	102226	97,798
1993	Dodge	Ram 150 4x4	272580	190,342
2001	Chevy	S-10	205419	136,537

2. That the County Administrator or the Fiscal Services Director, as the County Purchasing Agent, is hereby authorized to dispose of said surplus property through public sale or auction, including online public auction, and to sell said property to the highest competitive bidder.
3. That the proceeds of the sale be paid into the General Fund of the County.
4. That the County Administrator or the County Purchasing Agent is hereby authorized to execute such documents and take such actions on behalf of the County as are necessary and appropriate to accomplish the sale of said property, all of which shall be on form approved by the County Attorney.

5. That this resolution shall be effective on and from the date of its adoption.

Adopted this 23rd day of February, 2015.

Consideration of Bids for Custodial Services at the Rockbridge County

Admin Building

Mr. Suter briefly reviewed the Agenda Item: "On January 26, 2015, the Board of Supervisors authorized staff to issue Invitation for Bid (IFB) # 2015-02-001 - Custodial Services for the Rockbridge County Administration Building. The IFB was posted to the County's website from January 26th to February 12th. In addition, an advertisement was published in a local newspaper on January 28th and 31st along with February 4th. Bids were received until February 12, 2015 at 2 PM. Two companies submitted bids; the bid opening document is attached. He requested that the Board authorize him to enter into an agreement with the lowest responsible and responsive bidder resulting in a contract that is satisfactory and advantageous to Rockbridge County at a price considered fair and reasonable." Mr. Suter asked the Board to approve the resolution authorizing award of the bid and to enter into contract with the lowest bidder, Clean Care Cleaning Service, LLC.

Supervisor Campbell moved to approve the resolution below. Supervisor Lewis provided the second, and the resolution was approved by unanimous roll call vote by the Board.

AYES: Campbell, Lewis, Ford, Hinty, Higgins
NAYES: None
ABSENT: None

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF
ROCKBRIDGE COUNTY, VIRGINIA, HELD AT THE ROCKBRIDGE COUNTY ADMINISTRATIVE OFFICES ON
MONDAY, FEBRAURY 23, 2015

**RESOLUTION AUTHORIZING AWARD OF BID TO AND EXECUTION OF
THE CONTRACT DOCUMENTS WITH CLEAN CARE CLEANING SERVICE,
LLC FOR CUSTODIAL SERVICES AT THE ROCKBRIDGE COUNTY
ADMINISTRATION BUILDING**

WHEREAS, the County has issued an Invitation to Bid for custodial services in the Rockbridge County Administration Building, since the current contract expires on March 31, 2015; and,

WHEREAS, the County has received competitive sealed bids in accordance with Chapter 43, the Virginia Public Procurement Act, of Title 2.2 of the Code of Virginia (1950, as amended) and of the Rockbridge County Public Procurement Policy; and,

WHEREAS, all bids shown upon the Bid Tabulation dated February 12, 2015, have been determined by staff to be responsive to the County's Invitation to Bid # 2015-02-001; and,

WHEREAS, the lowest responsive and responsible bidder for the services is Clean Care Cleaning Service, LLC; and,

WHEREAS, the award of the bid to the lowest responsive and responsible bidder and approval of a contract have been submitted to the Rockbridge County Board of Supervisors.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Rockbridge County, Virginia, as follows:

1. That Clean Care Cleaning Service, LLC, be, and hereby is, awarded the contract at a price of \$17,604.00 per year for the custodial services at the Rockbridge County Administration Building.

2. That upon receipt of the completed Contract Documents from the lowest responsive and responsible bidder specified herein, and compliance with all remaining requirements therefor, the County Administrator is hereby authorized to execute the contract on behalf of the Board of Supervisors of Rockbridge County, and to take such other and further actions as may be necessary and appropriate to accomplish this transaction, which shall be approved as to form by the County Attorney.

3. That, in the event Contract Documents, including compliance with all requirements and insurance certifications therefor, are not completed by and with Clean Care Cleaning Service, LLC, the County Administrator is hereby authorized, upon a determination that the next lowest bidder as shown on the Bid Tabulation dated February 12, 2015, is a

responsible bidder, to award the bid to and execute a contract with Red Hill Building Services, all of which shall be subject to approval as to form by the County Attorney.

4. That this Resolution shall be effective upon the date of its adoption.

Adopted this 23rd day of February, 2015.

**Consideration of Engineering Support for Solid Waste and Recycling Hauling
RFP**

Mr. Suter briefly reviewed the Agenda Item: "As you are aware, the County's existing waste hauling contract is through RRR, Inc. Last summer, the Board of Supervisors determined to provide RRR with official notice of termination. Notice was sent on July 15, 2014, as per the contract requirement, thus terminating the contract as of August 31, 2015.

More recently, the Board of Supervisors received a detailed, 3rd party Solid Waste Strategic Management Strategic plan (SWMSP), completed by SCS Engineers. The plan recommends issuance of a fairly comprehensive and detailed Request for Proposals (RFP), with multiple options. The Board of Supervisors' Solid Waste Committee has subsequently met to discuss options regarding development and issuance of an RFP. It was determined that, based on the complexity and potential long term fiscal impact of any future hauling agreement, it is highly recommended to secure professional 3rd party assistance in RFP development. The resultant RFP and subsequent contract must be able to adequately address the fluid nature of the SWMSP and any possible unforeseen variations that may be adopted by the Board. It should be noted that the SWMSP provides multiple scenarios to increase the efficiencies of handling solid waste and recyclables, while the Board

has not yet had sufficient opportunity to adopt a specific strategy. Further, given a target award date of early summer in order to ensure ample time for the successful proposer to ramp up operations, time is of the essence to develop and publish an RFP. Based on the above facts, staff has requested that Draper Aden Associates provide the County with a Task Order to provide engineering support services to develop the needed RFP. The work would be performed under the July 2013 Master Services Agreement (effective for one year with four one-year automatic renewals). The total cost for the Engineering Support Task Order is not to exceed \$27,825, based on time and materials. While the total cost is shown, it is likely that the County may be able to handle Phases 2 and 3, thus reducing the overall cost. The scope of services is as follows:

- **Task 1:** Prepare a Request for Proposal (RFP)/Bid to outsource solid waste and recyclable material hauling services. Cost: \$12,000 plus %5 (\$12,600)
- **Task 2:** Evaluate the proposals/bids and provide owner with a recommendation. Cost: \$9,500 plus 5% (\$9,975)
- **Task 3:** Assist owner with contracting and negotiations. Cost: \$5,000 plus 5% (\$5,250)

Full funding has been identified under the current FY 14-15 budget in Solid Waste Management budget line 11-42030-300. A standard work order has been provided with all supporting information as required under the Master Services Agreement."

He then noted that he would request that the Board further authorize him to adjust the task orders such that the contractor would be required to receive approval to proceed at each of the 2nd and 3rd phases, stating that there is good potential for the 2nd and third phases to be handled "in-house".

Supervisor Lewis shared his concern about the cost of the Task Order, stating that it was a lot of money for such a simple task; he asked if the County should be paying so much for this work.

Supervisor Campbell replied that the Solid Waste Committee had discussed the cost of the Task Order, and the committee felt that because of the magnitude and complexity of the work, it would be best to hire someone to perform this work in addition to using staff.

Supervisor Ford moved to authorize the County Administrator or his designee to execute the Task Order and allow the Solid Waste Sub-committee to perform the general project oversight to include the initiation of each of the three outlined tasks on an as-needed basis. Supervisor Campbell provided the second, and the motion carried by unanimous roll call vote by the Board.

AYES: Ford, Campbell, Lewis, Hinty, Higgins
NAYES: None
ABSENT: None

Appointments

Community Services Board- Paul Carter's Term Expired 12/31/2014

Supervisor Campbell moved to appoint Susan Parochniak to the Community Services Board. Supervisor Ford provided the second, and the motion carried by unanimous roll call vote by the Board.

AYES: Campbell, Ford, Lewis, Hinty, Higgins
NAYES: None
ABSENT: None

RARO Board of Directors- Lorne Bates resigned- Term Expires 6/30/2017

Chairman Higgins advised that he had spoken with a citizen from his district who is interested in being appointed to the RARO Board; however, he had not completed the Committee Application but planned to do so by the end of the week. Chairman Higgins added this appointment to the March 9th Agenda.

Board of Zoning Appeals- Roy Powell, Jr. resigned- Term Expires 9/30/2017

Supervisor Hinty advised that he had spoken with a citizen from his district who is interested in being appointed to the Board of Zoning Appeals; however, he had not completed the Committee Application but planned to do so by the end of the week. Chairman Higgins also added this appointment to the March 9th Agenda.

Board Comments

Chairman Higgins called for Board comments. There were none.

Recess

At 5:53 P.M., Chairman Higgins called for a 5 minute recess before the Public Hearing at 6:00 P.M.

Reconvened Meeting

Chairman Higgins reconvened the Board of Supervisors Meeting at 6:01 P.M.

Public Hearings: 6:00 P.M.

Special Exception Public Hearing: Extreme Design Landscaping- Chris Deisher- commercial greenhouse/landscape supply in A-T

Mr. Crickenberger introduced the applicant, Chris Deisher, and then briefly reviewed the Agenda Item: "Chris Deisher, owner of Extreme Design Landscaping, has applied for a special exception permit to develop his landscaping business on the Edwards lots off of South Lee Highway at the intersection of Rt. 11 and the bypass, in the Agricultural Transitional District, per Section 603B.03-2 of the Regulations. Commercial greenhouses and plant nurseries are a use by special exception in this district, and we consider landscape supply materials accessory to the business. We cannot serve this property with water or sewer, so none of the buildings or structures will be permanent. Consequently, we have accepted a simple sketch site plan for this application. Mr. Deisher has met with VDOT about controlling entrances to the property. The Planning Commission has recommended approval of this application with the following conditions:

- Hours of operation Monday through Sunday, 7:00 a.m. to 7:00 p.m.
- Port-a-john to be screened from neighbors by a wooded fence
- Manage any runoff from mulch piles
- Security lighting to be fully shielded
- Contingent on final VDOT, Corridor Board and Building Office approvals."

At 6:04 P.M., Supervisor Lewis abstained from all matters related to the Special Exception Public Hearing for Extreme Design Landscaping. He read aloud his Disclosure Statement and noted that it would be filed in the office of the Clerk to the Board of Supervisors. Supervisor Lewis then left the dais.

The applicant, Mr. Deisher, then reviewed his desires for the business and stated that each concern made known by the public at the Planning Commission Meeting had been addressed and included in the Special Exception Permit Conditions.

Chairman Higgins asked if the property currently has electricity run to it. Mr. Deisher replied that it currently does not, but that he will add an electrical service should this application be accepted.

Supervisor Ford asked how many entrances would be is use for this property. Mr. Deisher replied that there would be two entrances total, but that one of the two would be chained off and only used for tractor trailers to use when delivering product. Mr. Crickenberger noted that both entrances were off Route 11.

Chairman Higgins opened the public hearing at 6:08 P.M. There were no comments. Chairman Higgins then closed the public hearing.

Supervisor Hinty moved to adopt the ordinance granting the Special Exception Permit to Extreme Design Landscaping. Supervisor Campbell provided the second, and the ordinance was adopted by the following roll call vote, with Supervisor Lewis abstaining:

AYES: Hinty, Campbell, Ford, Higgins
NAYES: None
ABSTAIN: Lewis
ABSENT: None

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF ROCKBRIDGE COUNTY, VIRGINIA, HELD AT THE ROCKBRIDGE COUNTY ADMINISTRATION CENTER ON MONDAY, FEBRUARY 23, 2015

Ordinance Granting a Special Exception Permit To Extreme Design Landscaping for a Commercial Greenhouse/Landscape Supply Business in the Agricultural Transitional District (A-T), Located at the Southwest Corner of the Intersection of South Main Street/South Lee Highway and the Route 11 By-Pass/Link Road (Tax Map No. 75-A-2) in the Buffalo Magisterial District

WHEREAS, Chris Deisher, the applicant, is the owner/operator of a commercial landscape and plant supply business, Extreme Design Landscaping, on property owned by W. F. Edwards, Jr., consisting of 10 acres of land, designated as Tax Map #75-A-2, lying at the southwesterly corner of the intersection of South Main Street/South Lee Highway and the Route 11 By-Pass/Link Road (Tax Map No. 75-A-2) in the Buffalo Magisterial District of Rockbridge County; and,

WHEREAS, the proposed business requires a special exception permit in the Agricultural Transitional (A-T) zoning district; and,

WHEREAS, the Planning Commission held a public hearing on this application on February 11, 2015, and recommended approval with specified conditions to the Board of Supervisors; and,

WHEREAS, the Board of Supervisors of Rockbridge County, Virginia, held a public hearing on this matter on February 23, 2015; and,

WHEREAS, legal notice has been provided in accordance with §15.2-2204 of the Code of Virginia (1950, as amended) and in accordance with the Rockbridge County Land Development Regulations; and,

WHEREAS, the Board of Supervisors has given due consideration to the factors set forth in Section 802.03-5 of the Rockbridge County Land Regulations, for issuance of a special exception permit.

NOW, THEREFORE, **BE IT ORDAINED** by the Board of Supervisors of Rockbridge County, Virginia, as follows:

1. That the Board of Supervisors finds that the granting of a special exception permit to Chris Deisher for operation of a commercial landscape and plant supply business, Extreme Design Landscaping, on property owned by W. F. Edwards, Jr., consisting of 10 acres of land, identified as Tax Map #75-A-2, lying at the southwesterly corner of the intersection of South Main Street/South Lee Highway and the Route 11 By-Pass/Link Road in the Buffalo Magisterial District of Rockbridge County, is substantially in accord with the Comprehensive Plan of the County adopted pursuant to the provisions of Section 15.2-2232 of the Code of Virginia (1950, as amended), and said special exception permit is hereby granted and approved with and subject to the conditions set forth on Exhibit A attached hereto and incorporated herein by reference, and further contingent on final VDOT, Tourism Corridor Overlay Board, and Building Office approvals.

2. That this ordinance shall be effective on the date of its adoption. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Adopted this _____ day of February, 2015

EXHIBIT A

SPECIAL EXCEPTION PERMIT CONDITIONS

CHRIS DEISHER

d/b/a Extreme Design Landscaping

1. Hours of operation Monday through Sunday, 7:00 a.m. to 7:00 p.m.
2. Port-a-john to be screened from neighbors by a wooded fence.

3. Manage any runoff from mulch piles.
4. Security lighting to be fully shielded.

Continued Meeting

At 6:09 P.M., Chairman Higgins continued this meeting until Wednesday, February 25, 2015 at 5:30 P.M. for Budget Work Session #2 in the Board of Supervisors Meeting Room on the 1st floor of the County Administrative Office Building located at 150 South Main Street in Lexington, Virginia.