

**Buckingham County
Board of Supervisors
Monthly Meeting
August 8, 2022**

At a regularly scheduled meeting of the Buckingham County Board of Supervisors held on Monday, August 8, 2022 at 6:00 p.m. in the Peter Francisco Auditorium of the Buckingham County Administration Complex, the following members were present: T. Jordan Miles, III, Chairman; Joe N. Chambers, Jr., Vice-Chairman; Dennis H. Davis, Jr.; Donald R. Matthews, Jr.; Harry W. Bryant, Jr.; and Danny R. Allen. Donald E. Bryan was attending virtually. Also present were Karl R. Carter, County Administrator; Kevin Hickman, Finance Director; and Jamie L. Shumaker, IT Manager. County Attorney E.M. Wright, Jr. was attending virtually. Cheryl T. "Nicci" Edmondston, Zoning Administrator was absent.

Re: Call to order

Miles: I call the August 8 2022, 6pm Board of Supervisors meeting to order. It's great to see a large crowd and we welcome you. Before we get started with regards to a County Supervisor who is joining remotely, Supervisor Bryan is asking to participate in the meeting by remote. He is making the request as he is traveling and cannot conveniently return to the county for the meeting. He is in Kings Bay, Georgia. The Board has a policy that allows his remote attendance. There is also a quorum here, six members are physically assembled. Supervisor Bryan's voice can and will be heard by all persons at this meeting location here. And he made this request more than a day ago. To confirm, Supervisor Bryan, can you hear us clearly sir?

Bryan: Yes, sir. I heard everything you said.

Miles: Was all that correct and accurate?

Bryan: Yes, sir. It was.

Miles: So now what we need to do is entertain a motion to allow him to participate per our policy. So that would be the motion.

Allen: So moved.

Matthews: Second.

Miles: Okay. The motion has been made by a Supervisor Allen, seconded by Supervisor Matthews to allow Supervisor Bryan to participate remotely per our policy. Does anyone have any? We're going to do hand raising and then I'll call on Supervisor Bryan's vote. All in favor please raise your right hand. Aye. Those opposed no. The motion carries six to zero to allow Supervisor Bryan to participate remotely.

Supervisor Allen moved, Supervisor Matthews seconded and was unanimously carried by the Board to allow Supervisor Bryan to participate and vote in the meeting remotely.

Bryan: Thank you Board.

Re: Establishment of a Quorum

Miles: Our next item is Establishment of a Quorum. We do have seven Board members present. Six physically, one virtually. So a quorum has been established.

Re: Invocation and Pledge of Allegiance.

Miles: Our next item is Item C, Invocation by Vice Chairman Chambers and the Pledge of Allegiance to be led by Supervisor Matthews. Please stand. Thank you, Board members.

Re: Approval of Agenda

Miles: Now Item D. I will entertain a motion to approve the agenda as presented to us tonight. Is there a second to that?

Davis: So moved.

Matthews: Second.

Miles: A motion has been made by Supervisor Davis, seconded by Supervisor Matthews to approve the agenda as presented. Does anyone have any questions on that vote? All in favor please raise your hand, aye. Supervisor Bryan, how do you vote?

Bryan: Yes.

Miles: The motion carries seven to zero.

Supervisor Davis moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the agenda as presented.

Re: Approval of Minutes

Miles: Item E is Approval of the Minutes. So we'll entertain a motion to approve the minutes as presented.

Bryant: So moved.

Miles: Is there a second to that?

Allen: Second.

Miles: Motion by Supervisor Bryant, seconded by Supervisor Allen to approve the minutes as presented. Any questions on that? Those in favor? Please raise your hand Aye. Those opposed? Supervisor Bryan, how do you vote?

Bryan: Yes.

Miles: The motion carries seven to zero.

Supervisor Bryant moved, Supervisor Allen seconded and was unanimously carried by the Board to approve the minutes of the July 11, 2022 meeting as presented.

Re: Approval of Claims

Miles: The next item is Item F, Approval of Claims. Is there a motion?

Davis: So moved.

Chambers: Second.

Miles: Motion by Supervisor Davis, seconded by Vice Chairman Chambers to approve the claims as presented. Any questions before the vote? All in favor please raise your hand, Aye. Those opposed? Supervisor Bryan?

Bryan: Yes.

Miles: That carries seven to zero.

Supervisor Davis moved, Vice Chairman Chambers seconded and was unanimously carried by the Board to approve the minutes of the July 11, 2022 meeting as presented.

Re: Announcements

Miles: G. Announcements. Are there any announcements by any members of the board? Okay, thank you.

Re: Public Comments

Miles: Before we get to public comment, I've been reading our By-Laws a little bit. So I just wanted to kind of set the stage out because I know that there are some things that make people passionate which is a good thing. So just some reminders. Everyone gets three minutes obviously. Once your name is called by about the clerk, please approach the podium and speak into the mic. Please state your name, your address and your district if you know it. You'll get three minutes to speak. This is not a back and forth Q&A between the Board. This is our time to hear from you, the citizens as to what's on your mind. Also out of respect for the person who is speaking to the board, members of the audience, if you would, please, please remain quiet when someone is speaking so we can hear them. The Board clerk can take

accurate minutes. And those who are remotely including our County Attorney and Supervisor Bryan and those watching online on YouTube can actually hear what's being said. Otherwise, they can't take accurate minutes and things get really mixed up. Please don't clap or make excessive noise while people are speaking. Obviously after they have spoken, you can show your support for any speaker's remarks and please don't speak or yell from the audience. So just some reminders there. Housekeeping matters so Madam Clerk if we would please begin.

Santoshi Young, District 5: Yeah, so as you said, my name is Santoshi Young, and my address is 500 Unity Place, Buckingham, Virginia and its District 5. So my name is Santoshi and I am here tonight with my daughter Gracie. We live in Buckingham with her daddy, Richard and our two pups Roo and Georgie, which is also happens to be next door to her Grandma Renee and Uncle Parker. We own our home located just a few miles from one of the proposed spaces to be mined for gold. One of Gracie's favorite things to do is be outside. She loves taking walks with her family and pups. Gracie loves sitting outside with her mama on the porch and hanging out at the neighbor's on a blanket under the shade of the trees. She is continually fascinated with trees. One of the benefits of living so far away from any towns or cities is being in nature and experiencing its great beauty. It may be hard to believe but even at her age, she requests to be taken outside and breathe in the fresh air. She knows it calms her soul. For 4 ½ years, Gracie's Daddy and I tried to have a baby. We struggled with periods of infertility, multiple miscarriages and having to say goodbye to the two kids we fell in love with after we took them in to foster when they needed a home. During that time, we learned the importance of eating clean food and using clean products. The toxic chemicals and most standard products are not conducive to human bodies. It can greatly affect the health of your body, especially when trying to conceive. One by one we remove those chemicals from our household and now we are blessed to have beautiful Gracie. We all know too soon we will be following her around exploring in the woods, picking up sticks, mushroom stumping and going out behind her grandma's house and swimming in the creek. All of those simple activities that kids enjoy so much. Here's where you come in. Gracie and I call on you to protect us from the industrial metallic mining. We insist that you adopt the proposed rights based ordinance. We need you to do this in order to stop the toxins that will be put into the air and into our water sources if they are allowed to be there. Please help keep Gracie's perfect nature's playground safe for her to explore. Give us the precious time to listen to her giggle and squeal as she dances in the rain and splashes through mud puddles. Perhaps you're a parent yourself or an aunt or an uncle, perhaps you or someone you know also struggled with having a baby due to the toxins in our world. Consider those people when you make your decision. Wouldn't you want those who have the power to keep them safe make the right decision to do so? Please do this for my little Gracie and the little Gracie's in your life. Thank you.

Miles: Thank you.

Mindy Zlotnick, District 5: My name is Mindy Zlotnick. I live in District 5 and I'm speaking for the Virginia Community Rights Network. We demand that you move swiftly to pass the proposed rights based ordinance in full. We want you, our representatives, to assert your capacity to deny a permit to any metallic mining company that can't demonstrate that such massive extractive activities can be done without harm to the community. This is not a regulatory law and as such, it is not preempted by state law prohibiting local regulation of corporate mining. The power of this proposed ordinance lies in the fact that its rights based. The power in fact, it's a civil rights law. It would give the Board of Supervisors a solid foundation for denying a mining company a permit. We know that other communities that have

passed rights based laws were faced with challenges based on the fear of being sued. And the constraints of Dillon's rule. Perhaps you're dealing with these issues as well. Let's look at the fear of being sued first. The county attorney is hired by the county government. The county government is his client. He does not represent the people of the county and has no legal obligation to look out for their welfare. He was not elected by the people. The attorney doing his job will likely advise the supervisors that the county could get sued by the applying industry. If the county does not permit grant a permit, the industry could sue for loss of future profits. And so the attorney may judge that the best interests of the county government is to not get sued. We assert that getting sued is a whole lot less a problem than getting poisoned. Respectfully the supervisors are elected to represent the people of the county and to weigh and advise the interests of common good. Not let extractive industry threaten us. If instead of acting in their capacity of representatives of the people, the supervisors follow counsel's legal advice to protect the interests of the state, county subdivision, the people will have been denied a republican form of government. We will not be represented by the government we elected. We and as our elected representatives, you, should not tolerate the destruction of our home. Not for fear of litigation. Not in obedience to legal doctrine known as Dillon's rule that cannot be found in the US or the Virginia Commonwealth constitution. But our rights can be found there. Quite plainly. These constitutions give this rights based ordinance its power. Thanks for your attention.

Miles: Thank you.

Chad Oba, District 6: Good evening. My name is Chad Oba and I am in District 6. Thank you for voting on July 11th to develop an ordinance to address industrial gold mining, to protect county residents from the extensive harms that this industry would bring. We urge you to move swiftly to adopt the proposed rights base freedom from toxic trespass ordinance in full to protect Buckingham County from metallic mining. Friends of Buckingham and the Virginia Community Rights Network are partnered in this venture to protect our home from gold mining. We want our elected officials to represent and protect us from toxic trespass of a polluting industry that will need your permission, your permits to poison us. It is our hope that people have a right not to be poisoned and that you agree with that. Personal property and corporate property can't be legally trespassed on. The people of Buckingham County should enjoy the same rights. We are asserting the right to be free from the toxic trespass of metallic mining. And I'm continuing where Mindy's Zlotnick just, the previous speaker, just left off, because we didn't get the five minutes we thought we could. We were talking about the county getting sued for denying a permit when applying industry. You could say to us, we would have to take money from present projects and roads and schools in order to fight this expected lawsuit. For those elected officials without clear priorities, and for those who fear threats of corporate lawyers, the rights of their constituents are quickly surrendered with the experience that they were following the advice of their county attorney. But you don't have to be an attorney to understand common sense and common decency. Our tax money should be used to protect us if the occasion arises. So here it is. Weigh this opportunity for a much needed service to your community, our community against the other future, that of the well documented devastating true costs of unending pollution from toxic metallic mining. Right now, Ashton Bay sees Buckingham County as an open highway of opportunity, because our laws don't protect us nor deter them. We cannot count on the state to stop this or protect us, but we can choose to stop it here. Thank You.

Miles: Thank you ma'am.

Heidi Dhivya Berthoud, District 5: Thank you. My name is Heidi Dhivya Berthoud and I live in District 5. We urge you to move swiftly to adopt the proposed rights based freedom from toxic trespass ordinance in full. I'm continuing the comments of Mindy Zlotnick and Chad Oba who addressed the fear of being sued. And now let's get back to the second challenge the constraints of Dillon's rule. As stated before by Mindy, Dillon's rule cannot be found in the US or the Virginia State constitutions, but our rights can be found there quite plainly. Now, which is the higher law? Dillon's rule invented by the Iowa corporate attorney John Forest Dillon or the state and national constitutions? Why would you choose Dillon's rule over our constitutions? Dillon's rule is a judge made precedent. It's about the relationship between a locality and the state. In common use, it says the local municipalities are limited and making local decisions. The State can preempt them. Dillon's rule, though, cannot void inalienable rights and our rights not to be poisoned. Our right to life is not something that Dillon's rule can overrule. Nor can it be used to deny the people a republican form of government. We understand the state has the authority to regulate industry and what we are concerned with is that Buckingham and then the state give permits to industries that violate our right not to be poisoned. We want to enshrine a law that steps forward and says "Here are our rights and they come first." Again, the proposed ordinance will not regulate gold mining in Buckingham County, but rather it insists that the rights of the people and communities in this county cannot be set aside by the issuance of permits that legalize the violation of those rights. It's not a new environmental law, but a civil rights law for all of us. This specific law puts decision making in your hands, our representatives. We want you to do your job to protect us, our home, your home, our children, your children, our home, land, water and air. Invest now in the health and safety of the county residents and our environment and stand up to the corporate interests that would potentially give the county another Superfund site like the closed Brewer Goldmine in South Carolina. It will be a significant demonstration of genuine concern for the people and environment of Buckingham County. When the Board of Supervisors considers and adopts this ordinance. The proposed rights base ordinance is strong and protective. To truly stop gold mining and the assault on community rights that comes with it, we insist that you our representatives get this ordinance passed. Thank you.

Marie Flowers, District 3: Marie Flowers 266 Legrand Lane, District 3. I'm hoping that and I really think that y'all could make this work if you really wanted to, somehow or another. We're not trying to regulate the mining. But we want to protect our people. We are all part of the human family. And also, I think toxic trespass can happen in other ways, maybe from manufacturing or something, you know, there are other ways that toxic trespass can occur, probably Alright, there's another issue that I think I'm very disappointed that people who are asking for zoning changes are not required to put up the sign so that their neighbors know what's going on. It looks like you're trying to hide things from the public. I've seen where people do not know you know. They can come to support something by if they don't know about it, they should have the other neighbors should know, not just the next door neighbors. And one other thing I was at the Planning Commission meeting and a lot of people objected to the proposed development. Do any of you ever talked to any of the people to see maybe what would be acceptable to them? I just think that some of the, I've seen times when people the citizens are not included in the plans and the things that you all do. So, okay, thank you.

Miles: Thank you Mrs. Flowers.

James Wooten Jr., District 4: James Albert Wooten, Jr. 43 Slate River Mill Road, Buckingham, Virginia 2392. My family came here in 1740 to work in the coal mines at Arvonias, brick and slate. My family has been here for a long time. The homeplace that I'll cherish so much and love is up in the area where they're going to mine. It breaks my heart to think that that would be covered up and would never be known by any of my grandchildren in the near future, because nobody will ever know it is there. I don't want to see how county come down with all these poisons and things that that might come with this gold digging. So therefore, I'm against it. And I hope y'all will do the right thing and keep all of Buckingham citizens in mind when y'all vote on this. Thank you so much.

Miles: Thank you, Mr. Woodend.

Stephanie Rinaldi, District 5: My name is Stephanie Rinaldi. I live at 2878 Warminster Church Road in District 5. And my property is right next to the property where the exploration has been going on. So I am here in support of this ordinance that you've heard so much about. And I wanted to also just personally, thank you all for considering an ordinance to address goldmining. As I said, it's literally close to home for me. So I really appreciate that y'all are talking about it, and that you're willing to work on something that hopefully will protect my family, my home and everybody else's as well. And I know that you have heard a lot about this ordinance already. So I don't have anything really to add to that except to say that I do think it would be a really powerful tool for you as a Board. If goldmining does come before you for permitting or whatever else. It would give y'all a lot to use when questions come up when people are looking for permits and all of that. I also wanted to mention, in case y'all didn't know this ordinance that has been presented to you that we're talking about, it has been presented to members of the community as well. There have been almost 1000 Buckingham community members who have read this and signed on their names saying they support this. So we do have the backing of the community here saying you know, this is what we feel would protect us. So I do hope that you will adopt this ordinance in full if y'all aren't ready to do that yet, there are folks here who can answer questions. And if you still aren't ready to do that, I hope that we can have a public hearing so we can all learn more about that. And I also just wanted to add really quickly, I'm hoping that y'all can implement the remote commenting also, for folks who can't make it to these meetings. I know during the pandemic we did have access to call ins and write ins. And I think that was awesome that it was so accessible and I would love to see that come back. So thank you.

Maggie Snoddy, District 6: Good evening. My name is Maggie Snoddy. I live at 194 Mountain View Road and I am in the Glenmore district. I urge the Board of Supervisors to do everything they need to do to stop industrial metallic mining in this county before it ever gets started. Support this rights based ordinance. No one in this county wants this. No one with functioning brain could possibly be in favor of this. The environmental and health consequences along with the loss of neighborhoods, and decreased property values are well documented. Not one citizen in this community will benefit from industrial metallic mining. But we will all be left to pay for the massive cleanup required if this is allowed to move forward. And I keep hearing stories that we have to allow companies to come in and do this so they will sue us. Are you kidding me? What a company has that kind of power, or the right to tell any community we want to come in destroy your land and water long with your wells and groundwater, and leave you with cancer and a shortened lifespan. The people of this county do not want industrial metallic mining. Please listen to your constituents. We will fight this and this is so unnecessary. Our energy and time and money could be devoted to so many other activities. Let those companies sue us. I say bring it on. This

is a fight we are ready for. And as I like to say this is a hill worth dying on. I call on you to protect us from industrial metallic mining by adopting the proposed rights based ordinance. We insist on creating law that would truly protect our freedom from the harms of toxic trespass. Thank you.

Ella Rose, District 6: My name is Ella Rose. District 6 includes Union Hill, which is a neighborhood I live in. The exploratory drilling to look for gold by the Canadian company was done within a mile radius of my home. People who live in that neighborhood are my neighbors too. The water would be severely at risk. This is why I signed a petition in support of the right based ordinance. We have the right to protect our bodies, air, water and land from polluting industries, such as a goldmine. Our health and safety should be the number one priority of our county supervisors. I urge you to look closely at your audience, schedule a public hearing, and pass it so that we are all protected. And we don't end up with another Superfund site. Thank you.

Miles: Thank you, Miss Rose.

Sosie Hublik, District 5: Hello, my name is Sosie Hublik, and I live at 428 Unity Place. District 5. Thank you for the opportunity to speak directly to you. And I'm urging you to pass the local law the rights based freedom from toxic trespass ordinance to halt industrial metallic mining in Buckingham County. This is a strong ordinance. It's relevant, protective and complete as it is. And I know as a community, we should not even consider the poisoning of our Buckingham land, water and our home. Nor should we consider the poisoning of the water of the millions of people downstream from Buckingham that get their drinking water from the James River. It seems that we can't rely on the state to protect us. Regulatory law essentially has to permit industry once all the required steps are taken regardless of the dire track record of metallic mining around the world. We know that there are over 70 abandoned gold mines in Buckingham alone. Buckingham alone full of mercury in the state hasn't cleaned them up. Doesn't seem like they have the capacity to do so either. You have voted to look into this ordinance about industrial gold mining here. And thank you for that. Now we need your bold action to pass the rights based ordinance. There's widespread county agreement that residents of Buckingham do not want this disruptive industry in our backyard. And that's evidenced by well now the 1000 or 900, 900 Plus signatures on that supporting petition. Let's make a commitment together to find solutions that work using creative and collaborative thinking. This ordinance empowers people of Buckingham and all of you as our representatives to exercise our right of local decision making and empower us to make decisions as to which mining projects are just too risky. Metallic mining has proven the world over that it is extremely toxic, unreliable, irresponsible, and it only benefits the industry laying its waste to our local community. Thank you.

Miles: Thank you.

Gerald Sackett, District 5: Gerald Sackett. I live at 101 Rumar Lane 23921 here in Buckingham, I moved here in 79, with my family as a founding member of Yogaville. So I've been here 40 some years. I urge the Board of Supervisors to adopt the proposed rights based industrial mining ordinance now, to protect us all from toxic trespass. Our committee has asked me to share a poem by a farmer named Peter Funkin. This is an emotional response to, just the urge to recognize that we are part of the earth. So if you allow me this is called A Citizen of the Land. It does not matter to me where you came from, what your eyes have seen, what your hands have done. What matters to me is whether you are a citizen of the

land. No, I don't mean whether you possessed the proper documents, the passport, the green card, the identity, the deeds. What I mean is, are you a citizen of the land? Do you belong to the earth? Do you treat her with the dignity and respect that we all deserve? Do you Pledge your allegiance to wild nature? Do you sing as your Anthem, the song of the stars? Do you have the remembering in your bones of one who has not forgotten their true home? These are the things that matter to me, because we are all one. But do not worry if you have forgotten where your true allegiance lies. We are still all one. And it is our duty as citizens of the land to remind each other that this is our home. It is our responsibility to help those who have forgotten to now forget the lies they have learned. It is our path to guide those who have forgotten to the wild water. So they may know its feel when they cup it in their hands and drink. It is our duty to help them remember that they have always known how to plant seeds, how to attend the growing shoots of new life, when it is proper to harvest and how to do so with true respect. It does not matter to me, the color of your skin, where your ancestors lived, when they reach these shores. What matter to me is what we may share with each other? How we may remind each other of what has been lost in our lineage. How we may stir the old stories with our knowing how we may bring new ways of honoring to our mother tongue. How we may teach each other to make offerings and never forget. And so I asked you, are you willing to reclaim your birthright as a citizen of the land? Are you willing to accept the blessing of always being at home? Are you willing to take on the responsibility of reminding others that they too were born with this gift, even if it means the hardship...?

Miles: If you would conclude Mr. Sackett, your time is up. If you'll end very quickly.

Sackett: Very quickly. Well, I'll just skip to the end then. Let's say so I pledge my allegiance to one nation under an endless sky, on a fertile earth together with all beings remembering that we all have a place we belong.

Miles: Okay. Thank you. Thank you. Mr. Sackett. Thank you.

Ruby Laury, District 6: My name is Ruby Laury. I live at 2037 Union Hill Road, in Buckingham, Virginia. The beautiful city of Buckingham, Virginia. We moved here in 2003. And I understood why my husband wanted to come back and live here. Beautiful. The greenery, the blue skies, stars at night. As I said, my name is Ruby Laury. I'm in District 6. First of all, I don't understand how another country can come to the United States of America and destroy our beautiful land. We are stewards of God's beautiful earth. If we are to protect it, please stand with us. So we can be free from the various harmful poisons that will end up in our water. We want to continue to have clean water. As you know, water is a precious commodity. Water is life. We can't survive without clean water. The domestic animals cannot survive without clean water. And the wildlife cannot survive without clean water. So please protect us from this industrial metallic mining by adopting the proposed rights based ordinance. I thank you for your time and patience. God bless. And I just have I have a question. It's regarding our church. How can we get a signposted to reduce the speed? Because when we're coming out of the driveway, we can't see around the curve. And cars are traveling at high speeds.

Miles: So, maybe your supervisor will respond when VDOT matters come up.

Laury: Okay. All right. Thank you.

Miles: Thank you, Mrs. Laury.

Sofia Laughon, District 5: I'm Sofia Laughon and obviously, and I live in District 5. I have signed a petition that supports proposed rights based ordinance that would protect us from the industrial gold mining along with close to 900 other county residents. Oh, believe that the county attorney and also all of you have seen a copy of that ordinance.

Miles: Ma'am. I'm sorry. But could you speak into the mic a little bit further? Yeah, yeah, they can't hear you. That's okay.

Laughon: I believe your county attorney and hopefully all of you have seen a copy of that ordinance. I believe that it is incumbent to you, as a Board, have our elected representatives strongly consider this ordinance and not let this opportunity pass and to protect the people of Buckingham County, as well as our health and welfare. I understand that there may be some other questions about the ordinance but there was another similar ordinance that was passed in Halifax County as well as other states. So there is a precedence for this ordinance. It is not an unreasonable ask of all of you. It is in fact unreasonable to allow the risk of a goldmine to go forward when you can actually do something preemptive about it and put this protective measure into place. There's nothing reasonable about allowing an industry outside of Buckingham to come into this county and establish a goldmine that will contaminate our water, our air, and the land for miles around and put the health of Buckingham residents at risk. There's not one gold mine anywhere in the world that has not created horrific problems. We the people and our health are water and all of our ecosystems are something of real value to invest in more of this kind of outside interests that brings pollution and problems for our rural community, we'll be coming to Buckingham, they have only a financial view of our land. The land, the water are what sustains and supports our lives here. Outside corporate interests have little to no regard for how this impacts all of us. State regulatory systems only regulate the amount of harm allowed, there's no allowable amount of harm that need be allowed. Reclamation does not mean restoring land to its original state. That is impossible and has never been done in the whole history of gold mining. Once it is gone. It's gone forever. A bond is not an insurance of protection for the people near a mine. You have to protect us. You as our representatives have this opportunity with this ordinance. We have much to gain by finding common causes to protect what we have here and I strongly urge you to allow this rights based ordinance to go forward. Thank you.

Wes Saxon, District 4: Wes Saxon, District 4. 13265 West James Anderson Highway. I'm here to ask you all to rescind your vote on selling the industrial park. I've never talked to anybody in the county who has been in favor of this action. It was in my opinion and opinion a lot of others, a very rushed decision. The biggest case in point to prove this is the fact that you all didn't know what the zoning was when it was done. Also, can anybody tell me the impact of that amount of housing would have on your sewer plant, your sewer capacity? Your water plant and its capacity? In the schools? If you all can't answer that, it should be tabled. It should be rescinded and study done. Also, the sale price seems very low. This was a bulk mailing for land and Buckingham that we happen to have. That was unsolicited. They're offering more per acre for farmland than you all are getting for an industrial park that apparently has \$300,000 worth of timber. Why? The sale price is just too low. This was almost \$3,400 an acre with no timber. The, it was approved after you all sat here and listened to very impressive presentation on the internet and what it can do for Buckingham and for all its citizens. People are tired with industry and

call centers overseas with the threat posed externally by other countries, things are coming back to this country. We're not in a position to get any of that. If you look at the Virginia Economic Development Partnership website today, you'll realize Appomattox, Prince, Edward, and Cumberland, all have sites listed there for economic development. We don't. We talk about having jobs for our children to have when they graduate, or to come back to. We don't have anything to be offered. I'm asking you all to reconsider. If we want to win a race, you've got to have a horse in it. I think it's time that you all put thoroughbreds in charge and get some economic development, at least work for it. By selling industrial park, you're sending the message to people all over, we don't want industry. That's not the way I want to see Buckingham. Thank you.

Miles: Please clap and don't yell and holler because it disrupts things. Thank you for respecting that.

Kenda Hanuman, District 5: Hello, I'm in District 5. Supervisor Bryant is my representative here. Thank you for this opportunity tonight. You've heard a lot about the toxic trespass ordinance. A lot of works been done on it a lot of research a lot of input. And I just like to ask you in looking at the possible difficult situation you're putting in because of Dillon's rule. Who here is really free? And who was enslaved?

McManus yelled out from audience that we were the slaves.

Miles: Please, please, we don't want any response from the audience.

Hanuman: I didn't hear that. But I think it's really something we need to consider. Are we really at the whims of something such as a rule, not even our Constitution? Are you willing to stand up for the people that you're elected to represent? Are you willing to have the backbone to say no to corporate interest? That's a big ask. And I appreciate how difficult it must be for you. But I ask you to do this for your constituents, for the people who voted for you who believe that you represent them. Thank you.

Theresa McManus, District 2: Theresa McManus, District 2, Scotts Bottom Road. You've heard all about the goldmine. You've heard about the industrial development. Our country was founded on small businesses. We have many people here tonight that are going to be talking about small businesses. We have one young lady who's dotted her I's and crossed her t's and you're still making her jump through hoops. I think it's a shame that you're doing that to this county. Let's talk about the contract though that has been brought up. I've sent it to one lending institution. Crossed all the names. They don't know where it came from. It has been refused. The lending institution told me it was the most poorly written contract that they had ever seen. So I'm going to drop another piece of information here. I was the only female contract negotiator in the Mediterranean from the late 80s to the 1990s. And I have read your contract. It is crap, gentlemen. It is one of the worst contracts I have ever seen. It gives nothing to the people of Buckingham. Everything to the contractor. We are all in peril. I've sent it to two Ranked officers that are still serving because I may be out of date not up to date on laws. Every one of them told me not only would they not pass it, that they could not believe that anyone had put forth a contract that was as badly written. One of the most important things I'd like to say, Mr. Davis and some of the other people that I watched, I would like to make a request, and you gentlemen are great. I watched the Planning Commission, and I've watched other people, I think your cell phones should be put up here. I do not think you should be playing on your cell phones or not paying attention. We ask you for one

night a month to be here for us. And a lot of us have witnessed other people playing not only here, but at the Planning Commission. I think it's your responsibility to get rid of your cell phones while you're here. Gentlemen that have and that you pay attention to us. I thank you for that. But there are people that do not. I've noticed it here and at the Planning Commission. I still have a minute 13 seconds. Let's keep going. So let's talk about what's going on in the county. Let's talk about the solar panels and the mining. We all read the newspapers. We all saw what happened in the Farmville Herald. Question. When did we sell it Israel? When did the solar farm if people didn't realize, why are we having all the problems with the solar farm on 60? But you want to put in another one that's going to be bigger? God help you guys. I'm wondering, can we sue you personally? Do you all have personal bonds? Can we come after you for making horrible decisions for this county? The county has specifically said, they don't want it. How many of you have knocked on your neighbor's doors? At the Planning Commission, I let my Supervisor know that I have knocked on the doors. Oh, and by the way, I get yelled at for making noise because you can't hear me. My husband's been listening to this online. I had friends listening to the last one where you assure I was making too much noise. It doesn't bother the audio. It doesn't bother the video. It bothers you. Because you don't want to know that we agree with the people and we don't agree with you. So I'm sorry, I have a First Amendment right. And I can be loud. And I can be nasty. You guys better pay attention. Thank you.

David Ball, District 3: Good evening, David Ball, District 3. Hi, Jordan, how you doing? Your hair looks great. You don't have to keep fluffing. I have a comment for the benefit of VDOT. There are a lot of dead trees on the edge of the right away. That is always and has been a serious concern. It's across the county. Trees pose a definite threat to the citizens because at any given time, a tree can fall hit a car can seriously injure or kill one of our citizens. So those need to be taken care of. And with regards to the issue of solar, you guys, as part of this 10 County group are the only county who do not have a solar plan as yet. Nothing has been presented to the public for consideration and comment. So right now, you're an open door in this part of the state for solar. And there's problems if you read in the newspaper, there are solar companies that are being investigated. So there are serious issues with regards to solar but nothing here has come about to develop ordinances to control solar construction. And with the issue of the subdivision. That's a whole separate issue. But we do need to always say this, we do need an emergency hospital that's better located next to our emergency rescue squad because we have a heli pad there so we don't have to add stuff. We can have emergencies, but that's been slated for housing. And that's just not right, because that's industrial. And the other thing with regards to people that talk about the gold mining, well, mining in this country in 1875, the ordinance, federal ordinance was developed. It's a couple of paragraphs. Very, very brief. And basically, it doesn't restrict hardly anything with regards to mining. Since the 1970s, however, federal government has propagated mining agencies oversight out the wazoo. So if we're going to have mining here, at least we can take a look at everything that the federal government has because I know that mining is heavily regulated, which is why most of the companies doing mining here in this country are not US companies. They're foreign countries from overseas coming over here because they can get away with things that US corporations can't. So that's why they're doing it. You don't realize that until you've actually been associated with the industries and looked at everything that goes on. And that's serious too.

Miles: Your time is up. Thank you Mr. Ball.

Quinn Robinson, District 4: Quinn Robinson, I live in Andersonville near the church. I've got a P>O> Box if anybody wants it. Tonight, I just wanted to comment on the gold mining business. First of all, apparently, the Commonwealth of Virginia has just put forward several millions of dollars to clean up the old mines. And they haven't gotten it done yet. I don't know why we should have any faith that they'll do it in the future. Either the Commonwealth or the corporations. It's ridiculous. And imagine how many people have been affected through the many generations since this started, and have been cohabitating with the mercury and the cyanide that these things produce. I retired for peace and quiet and just ease up and come back to my family farm. But it's been a constant turmoil, fussing and fighting over things that should have been resolved a long time ago. And it's distressing. And I don't think anybody here has confidence in what you're going to do. It's just ridiculous. We don't need to pick up on every little option that comes along. I would hope that you go, you guys are in charge of what's happening and not the Chamber of Commerce. They will sit and pray on anything. And it's not worth it. We don't have to follow that stuff. And again, we have the Superfund site, which several people pointed out. And I think we're going to have more if this is permitted. It just, it does no good. And the whole theory seems to be let's let them start and we'll pick up what we can from what they spill. It's just ridiculous. And I don't know how you can do it. And you really need some new tech help. Microphones and all that business. It wouldn't hurt to upgrade it. The other thing is, a number was waiting outside before the door opened. And I think the civility of it, there's number of old people, myself included, and a child out there and very hot weather. And whatever the rules are, that should be an ante room was something to let them in before the fall out and faint. It's ridiculous. Again, I don't think there's anything to be gained in this and much to be lost. I don't need another Superfund site. And I think that you should, there was mention about Israel and other foreign companies coming in, countries buying these things. You have to be a little more resolute about examining who's making the request and for what reason? It sounds like some sort of scam. But anyway...

Miles: If you could conclude Mr. Robinson, quickly please. Thank you.

Swami Dayananda, District 5: I'm Swami Dayananda from District 5. I'm a monastic member of Yogaville and I do live in Warminster Church Road now, on the land that I inherited from my mother. I've become a farmer. And so I grow lots of vegetables. And so of course, the water is one of the most important elements of growing. But I haven't been here for so long. And I just wanted to first of all, thank you all, for continuing to serve Buckingham County. And I want to thank especially Mr. Harry Bryant who is a District 5 Supervisor who came to Yogaville, to join us to celebrate installation of solar panels twice, and showing that he and all of you support renewable energy. Saving electric bills for much healthier life. We were very encouraged by his attendance. And it has been only in recent times that I have become more aware of the importance of air, water and land. And through the peaceful protests against the fossil fuel pipeline, as you all remember, I have been taking nature, environment for granted, air water land, until I realized when it was threatened what would it mean for us and our community to lose that or possibly have it not so safe, damaged. And so in this case of goldmine as well, it is that concern that I believe everyone those of us who are expressing it is expressing it in a very passionate way. Because it is a very basic need that we all have. We all drink water, and breathe air for life and plant and grow food to eat, to be nourished. So I am just wishing that you would be very open minded at least, please look at the ordinance for the rights of nature, because I believe it will be a great tool for each one of you who make the decision for on our behalf. There a reason to pay attention to

this. So I hope and pray that that would be the case that you will give it good attention. Thank you very much.

Miles: That concludes those who signed up for public comments.

Re: Presentations: Presentation of Annual Payment in Lieu of Taxes for Timber Sales Revenue on Appomattox/Buckingham State Forest by Michael Womack, Forest Manager, Department of Forestry

Miles: So we will next move to Item I, Presentation of annual payment in lieu of taxes for timber sales value on the Appomattox –Buckingham State Forest by Mr. Michael Womack, Forest Manager with the Virginia Department of Forestry. And it's nice to see you sir.

Womack: Good evening. Chairman, Members of the Board. Good to see you all again. So I'll be quick. Y'all have a lot going on tonight it looks like. So as I reported to you a few years ago, we became certified to the American Tree Farm System and the Sustainable Forestry Initiative. So we had an audit this past year on Appomattox-Buckingham Forest by an independent auditor and he found that we have successfully met all the standards in the program and we continue to remain fully certified in both of those programs. Also over the last few years we've been acquiring some land down in Charlotte County and I'm happy to announce that the Charlotte State Forest is open to the public last spring and that as 5005 acres of public state forest land and since holding its citizens to enjoy so as you know the State Bar System is self-supporting from the sale of timber on the State Forest and for selling use permits for recreational activity in the county the timber is harvested in receives a portion of those timber sale proceeds. And this past year on the Appomattox –Buckingham State Forest we sold 193 acres of final harvest timber sales and 330 acres of pine first thinning. So this year, Buckingham share the timber sale revenue is \$43,500.47.

Miles: Thank you Mr. Womack. Thank you, sir.

Womack: All right. We'll see you next year.

Re: Presentation of Resolution of Memoriam for Bonnie Lou LeSueur Wood

Miles: Next item under Presentations is I.2. Presentation of Resolution in Memoriam for Bonnie Lou LeSueur Wood. If her family would please come to the front to join me for the presentation. Good evening and thank you all for being here to receive this resolution for Mrs. Wood. Lots of folks in the audience knew Bonnie, as did the folks who serve on the Board of Supervisors. She worked in the county for a long time and you have our condolences.

**Resolution in Memoriam
Bonnie Lou LeSueur Wood**

Whereas, Bonnie Lou LeSueur Wood departed this life on Sunday, May 8, 2022 at 70 years old in Dillwyn, Virginia after a battle with cancer.

Whereas, Bonnie Lou LeSueur Wood was born on January 5, 1952 in Dillwyn, Virginia;

Whereas, Bonnie Lou LeSueur Wood was the daughter of the late Joshua James and Viola Taylor LeSueur.

Whereas, Bonnie Lou LeSueur Wood is survived by daughter, Tammie Sue Wood Smith of New Canton; Nancy Lou Wood Smith; and son, Kenneth Wayne Wood Jr.; and two grandsons, Lucas Ray Smith and Timothy Robert Smith; three brothers, Andrew J. “Goon” LeSueur, Robert M. “Moe” LeSueur; Billy Joe LeSueur; three sisters, Rosa Lee LeSueur Burkhardt, Deborah Jean LeSueur, Patricia Ann LeSueur Hanley, and a special great nephew, Hunter James LeSueur as well as many other friends and family. Bonnie was preceded in death by her two brothers, John Randolph LeSueur and Frank James “Football” LeSueur and a sister, Ola Irene LeSueur Gormus.

Whereas, Bonnie Lou LeSueur Wood was a lifelong resident of Buckingham County where she was well known for her wonderful pies, spoiling her grandsons and her bonus “grandson”, her great-nephew Hunter. She loved her children and grandchildren with all she had.

Whereas, Bonnie Lou LeSueur Wood worked multiple jobs for 54 years but retired from Buckingham County Public Schools after 20 years of service;

Whereas, Bonnie Lou LeSueur Wood was one that didn’t like to sit around. She loved family trips to Buckroe Beach, Williamsburg, and Pigeon Forge, Tennessee.

Whereas, Bonnie Lou LeSueur Wood was loved and respected by all who knew her and will be greatly missed.

NOW, THEREFORE, BE IT RESOLVED, that the Buckingham County Board of Supervisors does, in memoriam on this 11th day of July, 2022, pay tribute to and express it’s highest esteem for Bonnie Lou LeSueur Wood and extends its deepest sympathy to her family and loved ones.

Re: Presentations: Brian Watson, DWR: Request for Support and Cooperation from Buckingham County to release James Spiny Mussel into the James River within Buckingham County

Miles: Last presentation is Item I.3. Brian Watson with the Department of Wildlife Resources requesting for support and cooperation from Buckingham County to release James Spiny Mussel into the James River within Buckingham County and understand he may be with us virtually. Is that right, Mr. Carter? Yes. Okay, thanks. So we'll wait on that.

Watson: Can you guys hear me okay?

Miles: Yes. Can you hear us Mr. Watson? What was that Mr. Watson? Sir, can you hear us here?

Watson: Yes, I can hear you. Can you hear me?

Miles: Okay. Yes. So if you will continue, please with your request for support in cooperation with regards to the James Spiny Mussel. Sir, if you'll continue with your presentation, please. Mr. Watson, can you hear us? So what we'll do is we'll continue with the agenda. And if he can get back on, we'll revisit item three. So if one of the staff would please let us know that for the sake of time and our business.

Re: VDOT Road Matters

Miles: So continuing with VDOT road matters. Mr. Scott Frederick, Division, Resident Engineer. Welcome, sir. Thanks for being here.

Scott Frederick: Good evening, Chairman, Board. Came up during public comment. So I thought I would just mention it real quick. Either the district traffic engineer or regional traffic engineer has the authority to change the speed limit, I can certainly work with a request that might come in. But right on our website, we have a little section dedicated to speed limits, and it says statutory speed limits. Posted speed limits, or they may be based on statutory speed limits or establish through speed limit studies. So it says if there's been no significant change in the corridor. The examples they give is the frequency or severity of crashes, increase in traffic volumes or roadside development. Since the last speed limit was posted if there's been no improvements to the roadway either they give a lot of criteria here. Basically, if you haven't had any changes, it says it does not need to be speeds, though does not need to be conducted and the posted speed limit may remain. So I don't know the exact speed limit through Buckingham courthouse...

Chambers: She's talking about 660.

Frederick: 660. Yeah, I think that's already 35. And I don't know of any real major changes that 35 on 60 from Buckingham Courthouse.

Chambers: 660, Union Hill Church.

Miles: I think that's off 56

Frederick: Oh, off of 56.

Chambers: Come off 56 to 602

Miles: To 660.

Frederick: Ok. She can make a request. I don't know of any major developments or changes right there. But we can certainly look at that one. I guess along the lines of major changes though. I have a road in Virginia Mill Road would begin putting the surface down on those routes. I think the first layer which we call the prime coat of the actual surface has been shot. So that needs to cure out for a couple of days and then we'll put the remaining surface courses on that.

We're working on doing the utility locates and starting to cut brush back and drainage work will be picking up soon on 756 and 689. I think that's Wise Ridge and Crescent Road. Payne's Pond recently completed and we got that pipe that was clogged cleaned out. So I think the only thing that remains for us to say for that roads to be all the way done is to update some guardrail that's out there and installed the signage for that.

We've been working on our secondary mowing throughout the county. We're around 75% of the way done. For the primary, we did mow right here by the school because we knew school was about to start and we'll have all the primary routes mowed before Labor Day.

We've been doing some patching work. I know we've been working on Back Mountain Road and we've done a little bit of patching on Route 602.

We got a lot of regular work orders coming in we've been addressing those as far as like potholes and sign repairs that are needed and trying to cut brush back then systematically attacking that we did have around the storms last weekend that brought fresh trees down with it so we're trying to get those cleaned up as always. So we've been machining our gravel roads, but we've had a lot of washed out areas on our gravel roads.

I got some other comments here I think may come up in public hearings or zoning so I can wrap up my part of the presentation tonight right there. And take comments from you guys.

Miles: So let's start with go down the row, Supervisor Allen, any VDOT matters, sir?

Allen: I do have one question I thought of the other day. You know what used to be dirt roads. That's a big deal changed to 35 mile an hour automatically. I've seen some signs for 35 miles an hour but now they'd been hard surfaced and still has the sign up.

Frederick: Yes, that's part of the code for the rural rustic program. We hard surfaced that road but it needs to remain 35 based on the geometry of the roadway. It really hard surfaces, keeps people out the dust and the mud but really, we didn't make it...it's paved in place is why we keep it 35 is the basis of it.

Miles: Supervisor Bryant.

Bryant: Alright. I have is you need to get to have hatter axe going on the sides of the roads. With the school buses and some of the roads it looks like you are going through a tunnel.

Frederick: Yeah.

Bryant: It needs to be done all over the county almost.

Miles: Supervisor Matthews?

Matthews: Yes, sir. Mr. Frederick, I got a text from a constituent of mine that lives on Sawmill Road. And he just wanted me to relay the message and I've been on there to look at this. Just an outstanding job by VDOT. He just wanted me to reiterate that his name is James Redfern. He lives on Sawmill Road. He says VDOT did a tremendous job of cleaning up both sides of the road, cut the overgrown rush back. They did a fantastic job with this. Usually the bush hog will just make a one swipe or so. But not this crew. They did it all. They did both sides. They went forward and backward over the same areas to ensure they were cut nicely. This crew did an excellent job. So my hat's off to you guys. I know I give you a hard time sometimes. But at least we made somebody happy on Sawmill Road. So that's great. I appreciate it.

Frederick: Thank you, Supervisor Matthews, I'll pass that praise along to Andersonville.

Matthews: Also, I saw we're up at the intersection of Francisco Road and 15 at Shepherds that they did take the old tractor trailer vehicle away from there, but there's still a big tree stump up there that's kind of sightly. That would be great if they can get rid of that too. It would really make that whole project look a whole lot better right through there. So and it is a quite a bit of growth at that intersection both ways, south and, on the east side of the road, from Johnson grass and different things. They're just going crazy right now this time of the year. Appreciate it.

Frederick: Yes, sir. Thank you for those. I'll see what can be done about the issues you brought it.

Miles: Vice Chairman Chambers?

Chambers: Yes, sir. What did you say you have to do to get the road speed limit changed by the church up there?

Frederick: If you just get in touch with me, let me know the exact location, we can certainly see if there's been the criteria it would take to re study it. And then if they study and recommend it, we'll post it. Well, if once they recommend it be changed. We've got 30 days to change it.

Chambers: Okay. I'll pass that along to them. Thank you.

Miles: Thank you, Vice Chairman Chambers. So just a few small things. Bridge Road is this is complete?

Frederick: Is that 638?

Miles: It's off of Dixie Hill Road. Yes.

Frederick: I'll have to check into it. I didn't hear from the bridge. Okay.

Miles: If you don't mind, okay. And then just some small things. A one way sign on 60 is down at the Veterans Hall. And I'll hand you this note to write it down. There's a tree that's getting ready to fall about one and a half miles on Troublesome Creek Road off of the 60 end. I mean, it's hanging like this. Kind of like a tunnel was what Supervisor Bryant was saying. The large brush pile on Rt. 15. That's not my district. But I'm just going to ask a lot of people to ask me about that. Any?

Frederick: Yeah, so we, as I've been updating you guys about our bids that we put that brush grinding contract out once and our bids came in high. We put it back out a second time. We got much better bids, and we've actually awarded it and they started in Cumberland. There's seven piles in total. And they started in Cumberland, they gotta work their way through them. They have 60 days...

Miles: The contract has been awarded?

Frederick: Yes, sir. They should disappear very soon.

Miles: And then Alcoma Road on the west side, there's a line of site issue because of the growth and vegetation there. So if y'all could look at that, and then the no double stacking sign is down on the median across from the high school and Route 60. Thank you, Mr. Frederick. Supervisor. Davis, do you have anything sir?

Davis: Yes. Virginia Mill, are y'all doing all of that road or just part of it?

Frederick: I don't want to say the wrong thing. So I can check and let you know. I'm pretty sure we're doing all of it.

Davis: I got some calls from some residents and said y'all won't doing but part of it and they want to know why you weren't doing all of it.

Frederick: Okay, I'll check into it and let you know.

Davis: And still some potholes on 610 need to be addressed.

Frederick: Okay, gotcha. I think the day of the last board meeting they got I sent him up there to get potholes on 610 that day, but I'll double check that road.

Davis: They missed some to.

Frederick: Okay, they missed. Well, I apologize for that. On Virginia Mill Road. We work with you guys at the work session we do every spring for the six year plan. So if a roads put on there in certain limits, it's because the board, you know, put it on there that way. It's not VDOT. I just thought I would say that. But yeah, so if we didn't get the whole thing, we can certainly address that this spring.

Miles: And then Mr. Frederick, thank you for the repairs for those potholes on Troublesome Creek Road. I got a lot of thank you to VDOT on that.

Frederick: Okay. Yeah. Thank you. I'll pass that along. I rode through there today and I saw those too.

Miles: Thank you, Mr. Frederick, for being here. Appreciate you. Oh, I'm sorry, Supervisor Bryan, do you have any road issues? My apologies. You have any road issues you'd like to bring?

Bryan: And I'll just email Scott on some issues that if I see are in need of it.

Miles: Thank you, Supervisor Bryan. Thank you, Mr. Frederick. That concludes VDOT matters.

Re: Brian Watson, DWR Request for Support and Cooperation from Buckingham County to release James Spiny Mussel into the James River within Buckingham County

Miles: Yes. I apologize. Yes. Mr. Carter.

Carter: Mr. Watson is back on.

Miles: Alright. So we're going to return to item J.3. with Mr. Watson with the Department of Wildlife Resources. Mr. Watson, can you hear us okay?

Watson: I can hear you guys? Can you hear me okay, now?

Miles: Yes, please continue with your presentation.

Watson: All right, sorry about the technical difficulties earlier. I wanted to talk with the Board this evening about gaining support for reintroducing the James Spiny Mussel in the James River. And I just want to give you a quick background and some of the work we've been doing and then mention specifically some information on the James Spiny Mussel.

So if you guys aren't familiar with freshwater mussels, they're basically like a saltwater clam that lives in our freshwater streams and rivers and ponds. These guys are constantly filter feeding in the freshwater. We consider them like the livers of our rivers. Some of these are fairly long live, living over 100 years old. Typically, they live a few decades of a widespread distribution. And they're pretty much sedentary their entire life living on the bottoms of streams and rivers. They're fairly complex organism for an invertebrate, and they're highly diverse, and imperiled. There's about 900 species worldwide. North America has the greatest diversity with about 300 species, as you can see in the map there. And when if you look in the United States, the southeast is by far has the greatest diversity of mussels, with Virginia having about 80 species that ranks us about sixth in the United States for the number of species we have. Unfortunately, freshwater mussels are one of the most imperiled groups within the world. If you look at in the United States, and in Virginia, about three quarters are either extinct, threatened, endangered or special concern. And this is just a breakdown of the Virginia mussels. You're gonna look at the US break down, it's about the same three quarters are some level of imperilment. As I said, they're ranked white, they're at the top much more so than some of the other organisms that get more of the media play like birds and mammals and things of that nature. So what's caused this decline over time? Any number of things. Exotic species habitat alteration through dam construction. You get discharges from things like wastewater treatment plants, various chemical spills, a lot of habitat alterations to our streams over the decades is basically causing the impact from these guys, because they're constantly filtering that water in so anything in the water they're taking in. So if it's negative to them, it's going to impact. So why do we really care about mussels? They are great indicators of water quality. There's a number of things that this is the primary key that I kind of want to hit on with you guys. As I said, they're long lived. So they're sessile. So they are taking in constantly so they give us a good sign of what's going on in our rivers and streams. You know, if they start to disappear, that's a red flag for us. And this is just a quick shot of a tank with mussels and no mussels. The mussels are on the right you can see after an hour what these guys can do to the water and you can see our crystal clear it is on the right tank. And still cloudy on the left tank. And their ecosystem services this just a scream in southwest Virginia all those flags are a freshwater mussel. You know these mussels can filter up to about a half a gallon per hour. So if you extrapolate that out for the number of mussels just in that area, they are filtering almost 14,000 gallons of water a day. So if we have healthy mussels, we have healthy rivers, which translates into healthy uses of those rivers for us. Everything is connected. And so what we've been doing in Virginia, we've been a leader in the United States as far as propagating freshwater mussels and releasing them for recovery. This is just a photo of some that we've produced at some of our hatcheries across the state. We

have three hatcheries in the state that we do this work at. That's more hatcheries than any other state has. And this is a species I wanted to know that we're focusing on. I want to talk to you guys about tonight, James Spiny Mussel. I met the primary conservation species for myself and the Department of Wildlife Resources. I'm the state malacologist. So this is primarily what I do for my job. I work with freshwater mussels and snails to save the species occurs mainly in the James River Basin in Virginia, a little bit into West Virginia, and also down in the Dan River watershed in Virginia, North Carolina. It was listed federal and state and danger in 1988. And it's been lost about 90% of its claims over its historic location where it used to occur and we've seen it disappear or decline significantly within Virginia, where it used to occur. In the James River, it hasn't been seen live since the late 60s. That's the last time it's been collected live in that river. So it's isolated do a lot of tributaries to the James River currently. Just to give you a visual of the distribution where it currently exist throughout Virginia. All those green dots are either live or shell records or historic records. You can kind of see where it's at in the James River basins primarily there and then down near Danville, you get down there and now South Side Virginia.

And so there's a little bit about the spiny mussel, we've been propagating the species for about 15 years for conservation purposes. Over the past 10 years, we've augmented or increased populations in six streams, across a number of counties Amherst, Bathe, Botetourt, Nelson, and Buckingham County in Rock Island Creek near the town of Centenary, south of Scottsville. And while augmentations are important for recovery, we also need to reintroduce these rare species to locations where they've been lost from. Without that step we're not going to be able to recover and hopefully down with and delist these species. And so in the Code of Virginia, we have language that states that the introduction of any new species of game birds, game animals or fish within the lands and waters of the Commonwealth requires the authorization and cooperation of the local government for the locality where the introduction is going to occur. Now if you look at that language, it doesn't say anything about mussels. However, we at the Department of Wildlife Resources still want to work with the locality before we're releasing anything out there, try to still get your support for this type of work. And so that's what we are requesting tonight. Or if you need more information after this evening to make a decision we're looking to get your support for reintroducing the James Spiny Mussel into the James River in Buckingham County and our target locations are in the Scottsville area and the New Canton areas based on surveys we've done. There's really good habitat in those areas. And there's other species of freshwater mussels there. So those look like the best areas where we could release these mussels for success. Here is what comes up when you're releasing these mussels back into areas any kind of regulatory issues that might come up your increased regulatory burden. The James River is currently designated threatened endangered species waters from New Canton and downstream to Henrico County for the federal and state threatened Atlantic Pictou which is another mussel and it's also designated T&E waters from Rockbridge County to Henrico County for the state threatened green floater, which is also being currently reviewed federal listing which we believe when they come out with that it's probably going to be designated. So because those areas are already designated T&E waters, it's really not going to change anything as far as if the spiny mussel was there as well because there is already rare threatened and endangered species in the river at these locations. And that was all I had for the presentation this evening. If you guys have any questions of me, I'd be more than happy to answer those for you.

Miles: Thank you Mr. Watson. We appreciate you being here virtually. Does any board member have any question of Mr. Watson regarding the release of these mussels into the river?

Allen: No, I'd like to make a motion to go ahead and allow him to release them in Scottsville and New Canton and then after he does it, to give us any information if it is something bad in the water that's causing the...

Miles: A motion has been made by a Supervisor Allen, seconded by Supervisor Matthews to approve the request by Department of Wildlife Resources anyone have any questions before we vote? All in favor, please raise your hand those opposed? Supervisor Bryan, how do you vote?

Bryan: Yeah.

Miles: Motion carries seven to zero. Thank you, Mr. Watson. We appreciate you being here.

Watson: Thank you for your time this evening.

Supervisor Allen moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve for Department of Wildlife Resources to release James Spiny Mussel into the James River within Buckingham County and asked to get a report back if anything negative was found.

Re: Public Hearing: Case 22-SUP305 Jonathan King-Private School, One Room School House

Miles: Moving on. We have six public hearings tonight. The first is K.1. Case. 22 days. Our next item getting back to the regular portion of the agenda item K public hearings. Mrs. Edmondston is absent. So I'll call on Mr. Carter with regards to these. Case Number 22- SUP305. Regarding a one room private schoolhouse. So Mr. Carter, if you would, please brief us on that. And then we'll open the public hearings.

Carter: Yes, sir. Mr. Chairman, the applicant is Jonathan king. The property information is Tax Map 95 Parcel 39 Lot A containing approximately 108.15 acres located near 1039 Banton Shop Road, Dillwyn, Virginia 23936. That's in the Maysville magisterial district. The district is currently zoned A-1. The request is the applicant wishes to obtain a special use permit for the purpose of operating their private school or one room schoolhouse. The background information on this case is this property is located once again their 1039 Banton Shop Road, Dillwyn Virginia, which is the Maysville Magisterial District. The land owner is Jonas Fisher and applicant is Jonathan King. This property is zoned agricultural or A-1. The Zoning Ordinance does not permit private school that's permitted by right in use an Agricultural 1 or A-1 zoning district. However, within the A-1 Agricultural district, a private school may be permitted by the Buckingham County Board of Supervisors by a special use permit following the recommendations by the Planning Commission in accordance with this ordinance and the Code of Virginia. The Planning Commission may recommend and the Board may impose conditions to ensure protection of the district at the special use as permitted. The application and narrative are attached. And then you see the conditions are listed below for your review. I'll pass it back to you, Mr. Chairman to open the public hearing.

Below are conditions that you may consider attaching to the request if approved:

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
2. Right of ways and roadway shoulders shall not be used for parking.
3. The property shall be kept neat and orderly.
4. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.
5. Construction for the School shall begin within two (2) years of the time that the approval by the Board of Supervisors becomes final and non-appealable or this Special Use Permit shall become null and void.
6. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.
7. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.
8. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.
9. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable
10. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.
11. That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.

Miles: Thank you, Mr. Carter. So we'll go ahead and open this public hearing for this case. Mrs. Lann, do we have anyone signed up?

David Ball, District 3: Good evening, David Ball, District 3. In general, I was looking at this when it was proposed at the Planning Commission. And in general, the concern that I have is that there is so little here to protect the children. Now I know that the Amish have been moving into this area quite, quite a lot. And coming from an area that they were well established in but here in Virginia, we have to have a minimum standard to protect the health, welfare and safety of children. So having an outhouse with a stable. I think we have to consider that there is some statewide minimum standards for health, welfare and safety of children and I understand the nature of their culture and the background and how they came into existence. But by the same token, you know, in the 1920s, 30s, and 40s, that kind of schoolhouse might have been common here in the county. But nowadays, there's a lot more state and

federal regulations, things that over whelm what local county government might have to do with regards to the safety, health and welfare of kids. And from what I recall, looking at the plans, they were, there was no water. It was just an outhouse in combination with a stable. And somehow, I don't think that's taking into consideration what's in the best interest of children. Because we're responsible, you're responsible, the community is responsible to see to it that not only do they get a good education, which we trust that will provide, but their general welfare and safety is looked after. And I know that in their culture, it's a different standard, but they're living in our culture. And modern times everything is changing. And we have to be adapted to that. Thank you.

Miles: Thank you, Mr. Ball. Miss, Madam Clerk, any other?

Lann: That's it.

Miles: Okay. So I'll close the public hearing. Board members. It's time for approval of this permit. So what is your pleasure?

Chambers: Mr. Chairman, I make a motion we approve.

Matthews: I second.

Miles: Okay, as motion by Vice Chairman Chambers, seconded by Supervisor Matthews to approve Case 22-SUP305. . Anyone have any questions before we vote? All in favor please raise your hand. Supervisor Bryan? Supervisor Bryan do you have a question?

Bryan: Yes, sir. I do. You know, they listed the whole property on this. Should we just approve enough for the school house? Say two acres?

Miles: Mr. Carter, did you hear supervisor Brian?

Carter: Is the applicant here?

Miles: Is the applicant here tonight. Okay, could the applicant come to the podium, please? If you don't mind, sir. Thank you, sir, for being here, Mr. King. Did you hear the question from Supervisor Bryan perhaps instead of rezoning the entire property maybe rezone just enough for your purpose of the school?

King: Yes. If I understood Nicci correctly, we would just be rezoning the...it's about an acre for this. If I understood her correctly. I know it's listed on here that the property is 108.15 acres. She told us that would it would only be rezoning...the special use permit would include the area that we mapped off.

Miles: Okay, bear with us just one second. We're looking this up. Yes.

Matthews: Have you surveyed it off, the one acre?

King: I have not done a survey. It's usually done as a nine year lease.

Miles: So in your application, Mr. King, what you list as a parcel is Tax Map 35 Parcel 39 Lot A containing 108.15 acres. So I presume that you are seeking I mean, just according to your application, it does reflect that you're seeking an SUP for the entire Parcel. That's what I gather. Mr. Carter, do you have any?

Carter: I'm not seeing anything different, Mr. Chairman.

Miles: Okay. So it appears Mr. King that you're asking for rezoning of the entire 108 acre parcel. What Supervisor Bryan is asking is that would you be okay with a small portion that you would use for the purposes of that one room schoolhouse to be for the permit to be applicable to that?

King: Would it have to be surveyed off then?

Miles: That's a question that I cannot answer. Mr. Carter, do you know the answer to that? I'm not sure.

Chambers: It would have to be surveyed off wouldn't it?

Miles: I would think so. I would think so. Supervisor Allen?

Allen: We're not changing the district. I mean, you're not...

Miles: Right. This is just a special use permit.

Allen: Right. This is just a special use permit. We are just adding some more verbal.

Miles: Yeah, this is not a rezoning.

King: We wouldn't be able to use it for any other purpose, just because we got a special use permit. That's the only thing.

Miles: What it's zoned as of course...

Matthews: You could add two acres into the language, or one acre, whatever you think is.

King: That's what's mapped off.

Davis: Playground, area.

Matthews and Chambers: I would say two acres.

Miles: Would you be okay with that? That the special use permit you're seeking would be conditioned to just two acres of the 108 acre tract?

King: You would just put that as a condition.

Miles: Sure. Yes, sir.

King: It wouldn't have to be resurveyed or subdivided?

Miles: I think it would it would.

King: It would have to?

Miles: Yes. And that's just for the two acres not for the entire Parcel.

King: Yes. And I guess you realize we're up against the clock

Miles: Well, sure.

King: We are trying to get a school built.

Miles: I understand that.

King: And in order to resurvey and to subdivide that and you're...

Miles: And again, we're not rezoning anything. This is just a permit.

Chambers: It won't stop you from working on the school.

Miles: Right.

Allen: Nothing has changed. Just do the paperwork.

Matthews: How far down the driveway is it?

King: Actually it comes off the road. The map should show that. There's no entrance there yet.

Miles: Not yet.

Matthews: There's no entrance there yet? The landowner is Jonas Fisher, right?

King: Yes.

Matthews: All right. Is it on his property?

King: Yes.

Matthews: That's Jonas back there, right?

King: Sitting back there.

Matthews: Is it the same lot his house is on?

Chambers: On the other side the road.

Matthews: On the other side of the road? Okay, across the road. Have you put a driveway in yet?

King: We have to put one in. We haven't gotten the permit yet.

Matthews: Oh, so you haven't done any of that?

Frederick: I went to look at the site today. It was very good. (didn't record speaking from audience)

Matthews: What about signage on either side of the school? Since that's on the other side of the road? Is it gonna be signage required by the state on that?

Frederick: Not required.

Miles: So I guess the options are here, just move forward as a special use permit, which ...

Chambers: That's my motion.

Miles: Okay. So, alright, so going back to the motion is to approve the permit, approve the special use permit, in other words. So let's go ahead and vote on that. Supervisor Allen?

Allen: So you're adding the two acre survey, that's what you want to do? You just need to add it to...

Miles: That's the pleasure of the board. So we have so we would add that condition.

Carter: Okay. Before you guys vote, on page 166, it talks about three fourths of an acre.

Miles: On page 166. Could you read what it says Mr. Carter?

Carter: He's got a drawing of his project. And he's got the layout of the project. And he just talks about the approximate footage and acreage that goes along with it.

Miles: So okay. So then I think we're good then. I think we're good with the permit the way it's been presented to us. Okay, so there is a motion. It's been seconded to go forward with the permit, as is with the existing conditions. Is everyone ready to vote? All in favor?

Bryan: Mr. Chairman, I have a question.

Miles: Yes, sir, Supervisor Bryan.

Bryan: All right. So what we're basically voting on then is, we're not voting on redistricting the entire 108 acres. We're only voting on probably less than an acre.

Miles: That is correct. So it's not a rezoning request Supervisor Bryan, it's a special use permit in the A-1 district only applicable to what you put about a three quarter acre parcel of that 108.15 acre parcel.

Bryan: Okay.

Miles: All in favor, please. raise your hand. Aye. Supervisor Bryan, how do you vote?

Bryan: Yes.

Miles: Okay. The motion carries. So thank you, Mr. King.

Vice Chairman Chambers moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve 22-SUP305 for Jonathan King for a private one room school house.

Re: Public Hearing: Case 22-SUP306 Lauren and Anne Marie Prinsloo, Air BnB Bed and Breakfast, Campsites and Event Center with events

Miles: Our next public hearing is for Case Number 22-SUP 306. Landowner/applicant, Lauren and Anne Marie Prinsloo. And I apologize for mispronouncing your name. Mr. Carter, did you want to address this?

Carter: Mr. Chairman, this is located on Tax Map 41 Parcel 11 containing approximate 235.62 acres and located on 781 Bransford Road Arvonnia, Virginia in the Marshall magisterial district. Currently the property is sold as Agricultural, A-1. The applicant wishes to obtain a special use permit for the purpose of operating Air B&B Bed and Breakfast, campsite and Event Center with events to include but not limited to weddings, reunions, business functions, with up to 1500 attendees. The landowners and applicants are Lauren and Anne Marie Prinsloo. This property is A-1. Once again, the zoning ordinance does not permit an Air B&B Bed and Breakfast with campsites and event center as permitted by right uses in an A-1 zoning district. The Zoning Ordinance requires an Air B&B Bed and Breakfast, and or campground and Event Center obtain a special use permit. The submitted application and narrative are attached. You can see in your packet there are 14 conditions listed. Is the owner here tonight?

Below are conditions that you may consider attaching to the request if approved:

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
2. The facility shall meet all safety requirements of all applicable building codes.
3. That commencement of the facility shall begin within two years of the approval by the Board of Supervisors or this special use permit shall be null and void.

4. Right of ways and roadway shoulders shall not be used for parking. Ample parking for occupants shall be supplied on premises.
5. The Sheriff's Office shall be notified three weeks prior to any event inviting or expecting 200 or more persons.
6. The property shall be kept neat and orderly.
7. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.
8. No person shall stage, promote, or conduct any musical or entertainment festival in the County unless there shall have been first obtained from the board a special use permit approving a request for event center for musical or entertainment festival to include, but not limited to, music, car shows, live concerts. Further application must be made for such special entertainment permits in writing on forms provided for the purpose and filed in duplicate with the clerk of the board at least 21 days before the date of such festival/event hosting between 201 and 2000 people. Such applications shall have attached thereto and made a part thereof plans, statements, approvals and other document required by this section. A copy of such applications shall be sent by certified mail by the clerk to each member of the board the day such applications are filed. The board shall act on such applications within ten days from the filing of the same. If granted, the permit shall be issued in writing on a form for the purpose and mailed by the clerk to the applicant at the address indicated. If denied, the refusal shall be in writing and the reasons for such denial stated therein, and mailed by the clerk to the applicant at the address indicated. Such permit shall not be issued unless the following conditions are met and the following plans, statements, and approvals submitted to the board with application:
 - A. The application for special entertainment permit shall have attached to it a copy of the ticket or badge of admission to the festival, containing the date and time of the festival, together with a statement by the applicant of the total number of tickets to be offered for sale, and the best reasonable estimate by the applicant of the number of persons expected to be in attendance.
 - B. A statement of the name and address of the promoters of the festival, the financial backing of the festival, and the names of all persons or groups who will perform at the festival.
 - C. A plan for adequate sanitation facilities and garbage, trash, and sewage disposal for persons at the festival. This plan shall meet the requirements of all state and local statutes, ordinances, and regulations and shall be approved by the Virginia Department of Health.
 - D. A plan for providing food and water for the persons at the festival. This plan shall meet the requirements of all state and local statutes, ordinances, and regulations and shall be approved by the Virginia Department of Health.
 - E. A plan for adequate parking facilities and traffic control in and around the festival area.
 - F. A plan for adequate medical facilities for persons at the festival, approved by the County Director of Emergency Services.

G. A plan for adequate fire protection for persons at the festival, approved by the County Director of Emergency Services.

H. A statement specifying whether any outdoor lights or lighting is to be utilized, and if so, a plan showing the location of such lights and shielding devices or other equipment to prevent unreasonable glow beyond the property on which the festival is located.

I. A statement that no music shall be played, either by mechanical device or live performance, in such a manner that the sound emanating from the performance shall be unreasonably audible beyond the property on which the festival is located.

J. Music shall not be rendered nor entertainment provided between the hours of 9pm and 11am each day.

K. No person under the age of 18 shall be admitted to any festival unless accompanied by a parent or guardian, who shall remain with the minor at all times.

L. Applicant to provide certified letters of event for 201-2000 attendees 21 days prior to event.

M. Applicant is allowed to host up to four events, per calendar year, for attendance between 201 and 2000 people.

9. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.

10. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.

11. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.

12. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable.

13. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.

14. That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.

Miles: Okay first of all what we're going to do and we've got some conversations going on so if you could please, we've got some people who actually can't hear who were sitting here.

Lann: No one signed up to speak.

Miles: So I will open and close the public hearing. The applicant is here if there are any questions for them from the Board members. I see you are nodding your head, Supervisor Matthews, do you have a question?

Matthews: Yes sir.

Miles: Okay, so if the applicant could please come to the podium. Before you start, Mr. Carter?

Carter: Do you want to open the public hearing first?

Miles: I already did. I opened and closed it. Yes, sir. We have no public commenters.

Prinsloo: Good evening.

Matthews: Could you give us a pronunciation on your name, please?

Prinsloo: My name is pronounced like a washing machine, you've got the high rinse. I'm the low rinse. So. Okay. My last name is Prinsloo.

Matthews: We had, we've had several of these special use permits come up in the last couple of months on campsites and a tent event sites and different things across the county. And we had one last month and I asked this specific question, #1, that's going to really impact our law enforcement, #1 when you have 1500 people in a rural setting, and I'm not real familiar...what road do you live on again?

Prinsloo: We live on Bransford Road.

Matthews: Ranson Road?

Prinsloo: Bransford.

Matthews: And that's in Arvonias district?

Prinsloo: Arvonias, correct sir.

Allen: Turn by Penlan Road, go down Penlan Road and turn on Bransford.

Matthews: Okay. Plus, that being a rural road like that, if when you have that many people traveling that type of road, not just from the sheriff's department standpoint, but our EMS services, also the people that are traveling and driving that road and the residence on that road, the people that applied last month, actually cut their number down some so do you really, have you done any demographics or any type of survey or study that would justify you to have something like this? Or you just want it? Is that just kind of how it is?

Prinsloo: So just like last month, and I think it was the Turners. So yes, we had that conversation and yes, I mean, 1500 sounds quite significant. However, when you start looking at something like this, do

we do a pumpkin patch or Halloween maze, that number becomes really insignificant, real fast. So but when you're talking about big events, like a wedding, or let's say you have some kind of a concert or something like that, then that becomes a problem. Or a challenge, let's say a challenge. And as we state in the packet, when you go over 300 people, you have to notify the Sheriff's Department. And then same case, when we start going bigger and bigger, obviously because you go over 300, the sheriff will be notified.

Matthews: But you've limited yourself to four of those events a year. Correct?

Prinsloo: Right.

Matthews: Okay. I guess my next question would be, you know, you're talking about what kind of campsites are you talking about? Is it dry camping or?

Prinsloo: Four Dry campsites.

Matthews: I don't think I saw that in the in the application. Is it in the application?

Prinsloo: It's in the application, yes.

Matthews: Alright.

Allen: I'm thinking the last meeting we had we talked about 200.

Miles: Yes, we said 200.

Allen: It says 200 and then you call the police?

Prinsloo: I think it's 300.

Miles: It's 200 in the conditions.

Prinsloo: Okay. I thought it was 300.

Allen: We talked about both. We talked one time it was 300. Last meeting I was in they said it was 200.

Miles: Supervisor Matthews.

Matthews: We had an event here in the county that was a fundraiser for our fire departments across the county. And Mr. Davis may be able to answer this question, but how many people do you think we're that there? 2800 Okay, so I don't know of any other event in the county, other than the truck pull that is going to bring 3000 people to Buckingham County. So what are you going to do that's gonna bring 3000 or 1500 people into Buckingham County? I'm just curious.

Prinsloo: Now you are asking me to give him my business secrets away.

Matthews: Don't worry, I'm not gonna start an Air B&B or campground.

Prinsloo: Like I mentioned, so if we have like a pumpkin patch, so we've got 235 acres. We've got 1-10 acre lot that specifically lends itself to doing a maze or something like that. Big events like 1500 people. The thoughts are on the table, you know, for a concert or something like that. We have spoken to several people that really says the venue really leans into a like a bluegrass concert or something like that. Something like that could come up really, really good. You could piggy back off something like the tractor pull. If you say hey, the tractor pulls this week, next week or something else, so it could really do... there is quite a bit of things. Buckingham County leans into something like that. I'll give you an example. So we were very privileged to be able to have my daughter's wedding last year over Halloween and we basically gave away close to \$70,000 of business to counties around us. It could have stayed right here. So what we're trying to do same with some of the other Air B&B people, it's gonna be really beneficial.

Matthews: I looked at your plan, your site plan and what are you going to use for... I mean, when I picture an Air B&B, I picture a residence, like across the street, I had a nice two story home or something. What do you use it for your Airbnb?

Prinsloo: So we are very blessed with the property that we purchased. There's actually three dwellings on it. One of them is the original farmhouse. And then there is the cottage that they actually raised the kids in. That's excluding the main property house, the main house and we've been very privileged to have a Mr. Bryant on our property so he could actually speak to you he actually came to the farm. But Mr. Bryant knows you come to the farm you have to actually work. So but yeah, so we have three dwellings on the property, which is the original farm house, the cottage, and then the main house. And we will be turning those into Airbnb, not the main house yet. I need to live somewhere.

Matthews: How many people will that house? I mean, how many will it sleep or what are you looking at?

Prinsloo: So the farm house will, it's got two bedrooms, it's got four rooms in total. But our plan is to turn the farm house into a two bedroom Airbnb or it will become the bride's quarters for weddings, a cottage will become the groom's quarters. It's got two bedrooms as well.

Miles: Whatever number we come up with, let's just make sure we're consistent because there are two or three references. I know in condition 8, you know, notify the clerk of the board at least 21 days for the event festival. So on and so on. Also if it includes with numbers like 201 or 2000 people but so that 2000 is obviously not reflective of the 1500 we're dealing with right now. Whatever, just for staff clerical, whatever number we come up with that just needs to be reflected in the conditions. Supervisor Matthews anything else?

Matthews: I got a couple more questions. What do you do for a living now?

Prinsloo: I'm an enterprise architect working for Navy Federal Credit Union, IT person. I'm a full time farmer as well on the side. Cattle on the farm. We are in the process of setting up a farmer's market garden. We've done significant in environmental practices that we've implemented on the farm using the USDA process of doing quite a bit of environmental stuff so.

Miles: Make sure you speak into the mic. I have a question for you. But just because we the board has the Board has treated similar special use permits that are very similar in terms of the maximum number and off the top of my head. I don't remember the maximum number that we did that we did the Turner's or that we did the gentleman on 24. But whatever we do, I would say we need to be consistent in terms of what we are our practice I would say that so what number was approved Mr. Carter for the for the Turner SUP?

Carter: 1500

Allen: All of them have been 1500.

Miles: Okay. Supervisor Bryant, did you have something sir?

Matthews: I got one of the questions.

Miles: Okay. So I'll return to you Supervisor Bryant. Supervisor Matthews?

Matthews: I know you have some well and septic on your property to supply these three residences, but how many campsites total?

Prinsloo: At this point in time, we don't really have a set number for that because we have 235 acres of which half of that sits in our forest area that's at the back so it leads to quite a bit of we will not definitely not overrun my forest, because I hunt it as well so but the campsite will be very limited. Not to impact any of our environmental practices.

Matthews: Well, if we allow these campsites, we're just allowing you to do whatever you want to do. So I think we need to come up with a number don't you think.

Miles: For the total attendance, Supervisor Matthews?

Matthews: For the campsite.

Davis: A number for the campsites.

Miles: Oh, sure. I mean, but number would you...?

Prinsloo: I mean, at this point in time, we haven't done really a study on what we will do, or how many we will need but I mean, I'm definitely not going to overrun my property with campers and those types of things. It would be definitely be a complimentary type of practice for when we have weddings and stuff like that, because that was kind of the thing that a lot of these young people wanted to do. When we did have that wedding so.

Chambers: I look at this way, he got more acres than the others got. What is it, 200 and some acres? You got acres there, I don't see no problem with it.

Miles: Any other Board members have any questions of the applicant?

Matthews: Well the Turner's also had a separate septic system for people to dump their raw sewage?

Bryant: No they don't either.

Matthews: Well that is what he said.

Bryant: No. He didn't say that.

Miles: Okay. Anyway, so. Any other questions of the gentleman? Thank you for being here, Sir. We appreciate you.

Prinsloo: Thank you very much.

Miles: So, in terms of action on SUP 22-306, is there a motion to that? Is there a motion to that?

Chambers: I so move to approve it.

Allen: Second.

Miles: All right. The motion by Vice Chairman Chambers, seconded by Supervisor Allen is to approve this permit as presented. Anyone have any questions for you vote? Supervisor Davis?

Davis: I've got something. I think we need approximate number more or less, somewhere about how many campsites. 60 or whatever. I mean, just some type of number. Everybody else has had some sort of a max.

Miles: Some sort of max. Is that what you're thinking Supervisor Davis?

Davis: Will 60 be enough?

Prinsloo: More than enough.

Miles: Okay, so if we go on, what do you... hold on one second, Supervisor Allen.

Allen: What do you have in mind?

Miles: Sir, would you return to the podium so we can accurately get your...

Allen: If we are going to make this change, you might do what you want. Get what you want.

Miles: So in terms of the number of campsites, the max, Supervisor Davis was asking, and I know the number 60 came up.

Prinsloo: I mean, 60 is a massive number, right? I mean, there's just no way I'm going to allow 60 cars going into of my forest. Make it 25.

Miles: 25. Okay, and you'd be comfortable with that.

Prinsloo: Absolutely.

Allen: Add that to the list.

Miles: So we'll add that to the conditions, no more than 25 campsites.

Prinsloo: I'd just like to echo, be consistent when you guys do this. Right. So I would say go back to the previous people that asked, and please enforce that number on them as well. Please just be consistent.

Miles: Okay, thank you, for sure. Thank you, sir. So there's a motion and a second to approve this and we'll add this as an amended motion with a 25. Is everyone okay with that? 1500 is well, and the 1500 is already in there. When you get over 200 is when you would notify law enforcement. All right. Any questions? All in favor, please raise your hand Aye. Those opposed. Supervisor Bryan how do you vote sir?

Bryan: Aye.

Miles: That carries unanimously with that case.

Vice Chairman Chambers moved, Supervisor Allen seconded and was unanimously carried by the Board to approve 22-SUP306 Lauren and Anne-Marie Prinsloo for Air B&B, with campsites and event center with a maximum of 1500 people, maximum of 25 campsites, and over 200 people must contact law enforcement.

Re: Public Hearing: Case 22-ZMA307 Piedmont Companies

Miles: The next item is K.3. the next hearing rather is K.3. Case 22-ZMA307 with regards to Piedmont Companies. Mr. Carter, would you introduce this before we open the hearing please?

Carter: Yes, Mr. Chairman, this is part of Tax Map 69 Parcel 49 containing approximately 96.25 Acres. Piedmont Companies to purchase two acres from the Stoltzfus', who the landowners are. It is located 25766 North James Madison highway in New Canton, Virginia in the Marshall magisterial district. It is currently zoned A-1. The request is for a zoning map amendment for Pima companies requesting to rezone from A-1 to B-1 for the purpose of building and operating a Family Dollar Tree. And the landowners are Elam Stoltzfus, Emma Stoltzfus, Eli Stoltzfus, and Jacob Stoltzfus. The applicant is Piedmont Companies. Piedmont Companies seeks to build and operate a Family Dollar

Tree on two acres to be purchased. This proposal is located within the Gold Hill Village Center which is characterized by medical clinic, several small automotive related businesses and convenience stores. A low to moderate income apartment complex and several churches. The area is currently not served by public water and sewer. A larger residential component can be greatly accentuate the nucleus of buildings that are beginning to form in this village center. As in other village centers, land use policies that cluster residential neighborhoods serving commercial uses within his village center should be considered provide the adequate water and sewer are available. This is a rezoning so there was no conditions for you to look at.

Miles: Right. This is the zoning map amendment. So thank you, Mr. Carter. Mrs. Lann do we have anyone signed up for public hearing?

Lann: We have one. David Ball District 3.

Miles: Open public hearing.

Allen: You going to open the public hearing?

Miles: Yes. I've opened the public hearing. Thank you, Supervisor Allen. Mr. Ball. Thank you, sir.

David Ball, District 3: Good evening, David Ball again, District 3. And the issue that I have brought up because of the traffic flow here. And this was an issue that was discussed at the Planning Commission was the fact that the entrances with a 55 mile an hour speed limit do not work. So they were talking about a unified entrance, maybe for both properties. And I've stated to VDOT, which it seems to be reasonable. Because that whole area is developing, is developing for commercial is to adjust the speed limit for that section of Route 15. It makes sense that, you know, if you're going to have all these businesses and all this activity, that the speed limit needs to be adjusted to 35, which accommodates everybody having their own entrance. But if it's 55 miles an hour, I mean, we all know that there are a lot of people with heavy feet, and it's gonna be 55-60- 65-70. But if you have a speed limit, it's enforceable. And you're gonna have law enforcement enforce speed in that area. State troopers will. I'm sure the County deputies will. But that for this area is the main concern. And that's the flow of traffic. So you really seriously want to have an adjustment to this speed limit. And I know it can get done. Thank you.

Miles: Thank you, Mr. Ball. Is the applicant present, sir? I'll close the public hearing if he was he was the only person who was signed up. So I'll close the public hearing.

Allen: There is more discussion to have maybe we need to have it in the public hearing if you want.

Miles: So if you'd come up, please. Did you have any other comment you'd like to add about the proposed project with this, sir?

Lawrence Bearden: My name is Lawrence Bearden and we submitted an independent traffic study to DOT. Actually Steve Snell. He's on vacation and so Scott's here. And he's reviewed it. And the indication is, is that we've prepared the driveway properly, according to DOT records. And the

recommendation is that we keep the DOT informed as we have. And we're going to provide proper septic and wells on the site. And we're going to conform to all rules and regulations. We don't enter into these projects lightly. And we would appreciate your support.

Miles: Okay. But before we start taking questions from the Board, let me ask Mr. Frederick, if you'd come up and maybe speak to the entrance/speed, that was... yes...and the distances as well with this proposed project and I would appreciate you speak directly to mic so people can hear you please, sir.

Frederick: So like he said, it was submitted to Steve, the original site plan was submitted to Steve a while back and Steve reviewed it and requested the traffic study and that was supplied and all the counts and data in that traffic study. I looked it over. I think I got it on Friday and looked it over later that evening. I didn't see anything of major concern. I certainly don't review them all the time, like Steve does, but I hadn't heard back from him. I think the fact that he requested it was, you know, very wise on his part in the fact that it was submitted and no, no real red flags and it is a good sign. I had talked to Supervisor Allen earlier today and spacing on the existing driveway to the south, I think also meets the required spacing for driveways of 660 feet.

Allen: That's if you use the driveway this they are now right now. Right now they are talking about putting in a different driveway. So for to work the 660 feet, you have to use the driveway that's there, and y'all share the driveway. If not, you have to build a driveway right there at your driveway. And then you have to build one up the road further. That's just something for y'all to agree on. That's the last we talked about

Miles: Supervisor Davis, did you have a question?

Davis: That was my question about the distance between the two driveways.

Allen: 660 feet.

Miles: Okay. Any other questions of Mr. Scott? Yes, sir, Supervisor Matthews.

Matthews: Is there gonna be three driveways or two driveways?

Allen: Well, they want to have three driveways. What I was trying to get if they went to two driveways that they could use the one that is there now and just make it a public driveway. And both of them use it and all they have to do for the store was turn left.

Matthews: So are you asking this VDOT is that something that can work or...

Allen: I've already talked to him about it. The distance is 772 the one they got right now.

Frederick: That would be something that would have to be worked out between all those property owners and included in the site plan.

Matthews: Okay. What about the there's been some concern on the speed limit? Did that study address the speed limit through there if you did these two driveways?

Frederick: Mr. Bearden, do you want to speak on what the study contained. I'd hate to misspeak.

Bearden: I don't go through these in detail when we submit them to DOT. I have a question here. The study addresses the two driveways so I don't know why we should have to combine with a private drive which is not used that much. I believe the study does address that we could have a driveway at this entrance which we presented early on. We talked to Steve Snell about it.

Miles: Supervisor Allen?

Allen: Well, you got another public hearing right here and that's gonna be the other one. That's on the same property and is the same property. He needs to get two acres off of that property.

Bearden: I only need one. But there's an existing one.

Allen: Is it?

Bearden: There's an existing driveway but I need a driveway.

Allen: Yes. And I know you wrote it down. But what I was saying, no harm to you, what I'm saying is when VDOT was here last time and they said it's got to be 660 feet between each driveway. So we had three driveways. It's over 1300 feet apart all the way around.

Miles: Mr. Frederick, can you...

Allen: But if you put yours and his together, come on up here...

Miles: Mr. Allen, is this the landowner?

Allen: Yeah. He's the landowner and he's come to the meeting.

Elam Stoltzfus: Good evening. My name is Elam Stoltzfus. I just want you to know, Danny, I had Daryl out and I have a plan, where I will put in a commercial driveway that will not affect their driveway at all.

Allen: Yeah, but it's got to be 660 feet from...

Stoltzfus: I have an approved entrance.

Allen: From who?

Stoltzfus: From DD.

Miles: From VDOT in other words?

Stoltzfus: Yes.

Allen: Okay. I didn't get that. I'm sorry.

Stoltzfus: I tried to tell you that last time, but I guess...

Allen: Well Daryl hadn't told me that. I'll call back and talk to him but I mean my understanding was that it had to be 660 feet apart.

Stoltzfus: I have that. Yes.

Allen: Your driveway, yes. Your driveway is 670 feet from the Central Virginia. So you're good. But if he puts another one in between y'all, then that changes everything.

Stoltzfus: No, Daryl went off of his proposed driveway. Not of the existing driveway.

Miles: I see. So he factored in this project, okay.

Stoltzfus: My driveway will get will be moved down to about straight across from the school driveway. So I would just make a little loop down to that.

Miles: Supervisor Allen, does that...

Allen: He'll have to use your driveway.

Stoltzfus: He's not using my driveway.

Allen: That's not 660 feet according to... I mean, he's over top of Daryl.

Bearden: I think what the gentleman is saying here, not to confuse anyone, he's gonna not use the driveway that he has now and move his driveway down so it complies with mine. And if you want to make the ruling subject to him moving his driveway, so I can keep my driveway where it is.

Allen: That's the problem. Your driveway is 169 feet from the edge of the property line. And according to the measurements, driveway he's got right now is 670 feet just barely passed where you got to have it.

Stoltzfus: Right, but the commercial driveway from understanding is the private driveway does not affect the distance to commercial driveway. That is between...

Allen: No it doesn't. That's where he would have to put his commercial is in your private driveway.

Davis: Danny, if you look where the turning lanes starts, it's starting at the edge of his driveway that exists now where the turning lane is starting to come on to the property. So that's where the measurement from right?

Allen: Not by the...

Miles: Mr. Frederick? Could you address that, what Supervisor Allen and Davis have noted?

Frederick: So like I said last meeting for the spacing, it's at that mile per hour speed limit, it's for a full commercial driveway entrance with right in, right out, left in, left out. The spacing on those required is 660 feet. Okay, that's the best my understanding. Then there are other options still, have go right in, right out driveway, where you can't make lefts. That takes 300 feet off that distance down to 360 feet. And then that's after those options don't work. You can go to interconnectivity where one driveway would serve more than one thing. But so it's it's not like they're limited. But yes, strictly yes and no, there are options. But...

Chambers: But what I don't understand...

Miles: Yes, Vice Chairman Chambers.

Chambers: I don't see no problem with the speed limit. Right there at the chip mill there, that's a 55 mile an hour zone. So that's not a reduced speed limit is it?

Allen: No.

Chambers: Well, that's no problem with the speed limit. Look at how many trucks going in there a day. I don't see no problem with the speed limit.

Allen: You know, they are turning left going cross it.

Miles: Alright, are there any other questions regarding this project for these gentlemen? Any other concern or question you'd like to ask the three?

Allen: Concerning your driveway in the right place? Like I said, the measurements that they were told me that your private driveway right now is 10 feet beyond what you need. Okay, be no driveways in between your driveway and back to the health center. That's my understanding. And then if he puts a driveway at your private driver now, then you'd have to go down another 660 feet and you said, yeah, you'd be right close to the school.

Matthews: How close is it to the health center?

Chambers: He said DD came out and approved it so it shouldn't be no problem.

Miles: Did you wanna respond to that sir as a landowner?

Stoltzfus: So I talked to DD about the proposed driveway and he said he wrote off on their proposed driveway, so I don't know.

Miles: Right, in his recommendation for approval, he factored in the proposed project in other words.

Stoltzfus: It is what I understood. I might be mistaken. I might be misquoting as well. I'm not sure. But that was my understanding that he measured from where their proposed driveway is to where mine has to go.

Miles: Do you all want to get more information or continue on with this?

Bryant: Get these measurements on it and see what it looks like? Okay.

Allen: His drawing says 600. I mean, 169 feet from the property of the health center. But that's not quite far enough.

Bryant: Just get a drawing of the driveways coming out on 15 and see what you've got there.

Miles: Yes, sir. So I'm addressing the Board now. So do you all would you all rather table this until we get some more information from the applicant with regards and VDOT with regards to a drawing of the...or a schematic of the driveways in and out.

Chambers: What do you want to table it for?

Frederick: Another thing that can be done, I should've mention a second ago, but you can get a waiver based off the existing driveways spacing in the corridor. I think I said this last month too. Where you would check a certain size section of that corridor and measure off all the driveways facing and see if 660 feet if the driveways that are out there are spacing less than that, you can apply to be at that same spacing. There's that option too.

Miles: What's the pleasure of the Board with regards to this?

Carter: Mr. Chairman?

Miles: Hold one second, Mr. Carter?

Carter: Since they have so many options do you want to make it pending VDOT approval? That way once VDOT approves it, you guys are in the clear.

Davis: I think we should go ahead and approve it. It's in my district. I make a motion that we approve it per VDOT's approval on the driveway and go on.

Miles: Okay, so the motion is by Supervisor Davis, seconded by Vice Chairman Chambers, to approve this zoning map amendment, pending VDOT approval with regards to ingress and egress or driveways,

in other words. So does anyone have any questions for you vote? All in favor, please raise your hand aye. Those opposed? Supervisor Bryan, how do you vote?

Bryan: Aye.

Miles: Okay. Thank you, gentlemen. The motion carries.

Supervisor Davis moved, Vice Chairman Chambers seconded and was unanimously carried by the Board to approve Case 22-ZMA307 Piedmont Companies pending VDOT approval on entrances.

Re: Public Hearing: Case 22-ZTASUP309 J. Aaron Revere

Miles: The next case for a public hearing is Case 22-ZTASUP309. Landowner is James Madison Highway. The applicant is J. Aaron Revere. And so before we open the public hearing, I'll ask Mr. Carter to please introduce this case to the Board.

Carter: Yes, sir Mr. Chairman. This property is Tax Map 125 Parcel 5 Lot 5 containing approximately .9 acres located at the Buckingham Center Drive, Dillwyn, Virginia, which is Curdsville Magisterial district. Zoning right now is currently B-1. The applicant is requesting add a zoning text amendment to a list of special uses in a Business B-1 zoning district for the production of natural gas storage and distribution and apply for special use permit for that purpose. The property is currently zoned B-1. The landowner is James Madison Highway LLC. And the applicant is Aaron Revere. It is located James Madison Highway which is Tiger Fuel who is requesting this zoning text amendment and special use permit for the purpose of storage and distribution of natural gas. This request will enable better regional service to local customers, residential and commercial. Below the conditions you may consider attaching to the request if this was approved. The 11 conditions are in your packet and I turn it over to you, Mr. Chairman.

Below are conditions that you may consider attaching to the request if approved:

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
2. Right of ways and roadway shoulders shall not be used for parking.
3. The property shall be kept neat and orderly.
4. That commencement of the facility shall begin within two years of the approval by the Board of Supervisors or this special use permit shall be null and void.
5. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.
6. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.

7. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.

8. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.

9. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable

10. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.

11. That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.

Miles: Okay. Thank you, Mr. Carter. We'll go ahead and open the public hearing. Mrs. Lann, are there any speakers signed up?

Lann: No sir.

Miles: There are no speakers signed up. So I'll go ahead and close the public hearing. Board members what is your pleasure with regards to this case?

Matthews: I move to approve this.

Bryant: I second it.

Miles: Okay, motion has been made by Supervisor Matthews, seconded by Supervisor Bryant to approve this zoning text amendment. Any questions before we vote? All in favor please raise your hand. Those opposed? Supervisor Bryan, how do you vote? Supervisor Bryan, how do you vote? Okay, so we'll continue on with that. That is approved on a six to zero vote.

Bryan: Mr. Chairman, I had a malfunction here. I vote aye to that.

Miles: Ok. So the vote is 7-0.

Supervisor Matthews moved, Supervisor Bryant seconded and was unanimously carried by the Board to approve 2-ZTASUP309 for J. Aaron Revere for LP and Natural Gas Storage and Distribution.

Re: Public Hearing: Case 22-SUP310 Brian Shaw

Miles: In terms of K.5. Case 22-SUP310. This is a special use permit public hearing with regards to Mr. Lee, the applicant is Brian Shaw. Before we open the public hearing, Mr. Carter, would you please introduce this case for #5?

Carter: Mr. Chairman, this is located on Tax Map 132. Parcel 4, contain approximate 2.91 acres located at 2626 West James Anson highway and it's in the James River magisterial district only currently as A-1. The request is the applicant wishes to obtain a special use permit for the purpose of operating a convenience/general store. Landowner is Shah Lee LLC and the applicant is Brian Shaw. The zoning ordinance does not permit a convenience/general store as permitted by right use in Agricultural A-1 zoning district. However, within the A-1 Agriculture district a convince/general store may be permitted by the Buckingham County Board of Supervisors by a special use permit following recommendations by the Planning Commission in accordance with this ordinance and the Code of Virginia. The Planning Commission may recommend and the Board may impose conditions to ensure protection of the district at the special use permit is approved. This location/building served as a grandfathered general store in the past, but it's not operating at a time period greater than two years that's losing the grandfather status and necessitated the use of a special use permit application. Below are their 11 conditions. Turning back over to you, Mr. Chairman.

Below are conditions that you may consider attaching to the request if approved:

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
2. Right of ways and roadway shoulders shall not be used for parking.
3. The property shall be kept neat and orderly.
4. That commencement of the facility shall begin within two years of the approval by the Board of Supervisors or this special use permit shall be null and void.
5. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.
6. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.
7. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.
8. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.

9. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable

10. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.

11. That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.

Miles: Thank you, Mr. Carter. I'll go and open the public hearing. Mrs. Lann. Has anyone signed up?

Lann: No sir.

Miles: There is no one signed up. So I'll close the public hearing. So returning to board consideration with regards to the special use permit what is the pleasure of the board?

Chambers: I make a motion to approve.

Allen: Second.

Miles: A motion has been made by Vice Chairman Chambers, seconded by Supervisor Allen to approve the special use permit. Any questions before we vote? All in favor please raise your hand Aye. Those opposed? Supervisor Bryan, how do you vote?

Bryan: Aye.

Miles: Supervisor Brian votes aye. This permit carries, Seven to zero.

Vice Chairman Chambers moved, Supervisor Allen seconded and was unanimously carried by the Board to approve Case 22-SUP310 Brian Shaw for operating a convenience/general store.

Re: Public Hearing: Case 22-SUP311 Elam, Emma, Jacob and Eli Stoltzfus

Miles: Our last public hearing tonight on this matter is Case Number 6, Case 22-SUP311. Mr. Carter before we open the public hearing, sir, if you would please introduce this to the Board.

Carter: This property is located Tax Map 69 Parcel 49. Contains approximately 99.6 acres located 25766 North James Madison Highway, New Canton, Virginia and it's the Marshall Magisterial district. The zoning currently is A-1 applicant wish to obtain a special use permit for the purpose operating no agricultural based business, feed and supplies. The land owners are Elam Stoltzfus, Emma Stoltzfus, Jacob Stoltzfus and Eli Stoltzfus. Applicant is Elam Stoltzfus. Property is zoned A-1. The zoning ordinance does not permit agricultural based business, feed and supplies as a permitted use by right use Agriculture A-1 zoning district. However, within the A-1 Agricultural District, an Agricultural Based Business, Feed and Supplies may be permitted by the Buckingham County Board of Supervisors by special use permit following the recommendation by the Planning Commission, in accordance with this

ordinance in the Code of Virginia. The Planning Commission may recommend and the Board may impose conditions to ensure protection of the district if the special use permit is approved. Those 11 conditions are listed in your packet. I go to you Mr. Chairman.

Below are conditions that you may consider attaching to the request if approved:

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
2. Right of ways and roadway shoulders shall not be used for parking.
3. The property shall be kept neat and orderly.
4. That commencement of the facility shall begin within two years of the approval by the Board of Supervisors or this special use permit shall be null and void.
5. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.
6. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.
7. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.
8. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.
9. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable
10. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.
11. That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.

Miles: Thank you, Mr. Carter. I will go ahead and open the public hearing with regards to this case. Mrs. Lann, is anyone signed up?

Lann: No one has signed up.

Miles: Okay. I will close the public hearing. So what is the board's pleasure with regards to this case?

Davis: I move that we pass it.

Chambers: Second.

Miles: Supervisor Davis moves, Vice Chairman Chambers seconds that this permit be approved. Yes, sir. Supervisor Matthews.

Matthews: Isn't this same property we just had discussion on while ago.

Miles: It's similar.

Matthews: So should we put the per VDOT approval.

Miles: Sure we can do that. Is that okay, Supervisor Davis? So the amended motion would be to approve the permit but with a contingency of approval from VDOT with regards to the driveways. Any questions before we vote? All in favor, please raise your hand aye? Those opposed? Supervisor Bryan, how do you vote?

Bryan: Aye.

Miles: Okay, that passes unanimously. That permit is approved.

Supervisor Davis moved, Vice Chairman Chambers seconded and was unanimously carried by the Board to approve Case 22-SUP311 Elam Stoltzfus for Agricultural Based Business, Feed and Supplies pending VDOT Approval on Driveways.

Re: Zoning Continuation of Case 21-SUP298 Ike Yoder

Miles: So moving to item L. Zoning Matters Mrs. Edmondston is not present. L.1 is continuation of Case 21-SUP298. A public hearing was held on July 11. Mr. Yoder, is the applicant present tonight? Okay will the applicant please come to the podium just in case any supervisor has any questions? And in your packet, gentlemen, there are a few amended conditions in there and Supervisor Matthews did you want to note those before we go any further sir?

Below are conditions that you may consider attaching to the request if approved:

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
2. Right of ways and roadway shoulders shall not be used for parking.
3. The property shall be kept neat and orderly.
4. Hours of operation will be 6am to 6pm Monday through Friday, and 6am to Noon Saturday.
5. Signs, per MUTCD (Manual on Uniform Traffic Control Devices) standards and approved per VDOT, shall be placed at the commercial entrance (as indicated on drawings provided by Maxey and Associates) to indicate Commercial Truck Traffic on Crumtown Road Route 609, approximately a quarter mile

before and after entrance. All signage shall adhere to local, state, and federal guidelines. Applicant will work directly with VDOT Area Resident Engineer to ensure appropriate measures taken.

6. Commercial entrance to be constructed using concrete apron, not gravel/aggregate.

7. Sound should be no greater than 70 dB at State Route 609 Crumpton Road, which is referred to as southern property line.

8. Debarker to be constructed under roof, on concrete pad, in an effort to mitigate and muffle sound created by this equipment.

9. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.

10. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.

11. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.

12. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.

13. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable

14. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.

15 That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.

Matthews: Yes, pretty simple, but there would be **condition number 5, 6, 7 and 8 were added**. Keeps back the integrity of that piece of property and the citizens around it. So they're pretty self-explanatory if you want to read those things, Mr. Mr. Yoder, agreed to those things very easily. So he wants to maintain that integrity just like the rest of the citizens do. So.

Miles: Does any Board member have any question of Mr. Yoder? Okay, so what is the Board's pleasure with regards to this case.

Matthews: I'd like to see this project approved.

Miles: Is that in the form of a motion Supervisor Matthews?

Matthews: Yes it is.

Miles: Okay. Is there a second?

Chambers: Second.

Miles: Motion by Supervisor Matthews, seconded by Vice Chairman Chambers to approve Case 21-SUP 298. Does anyone have any questions before we vote? All in favor please raise your hand. aye, if you're in favor? Those opposed? Supervisor Bryan, how do you vote, sir?

Bryan: Aye.

Miles: Thank you. That motion carries Seven to zero. Thank you, sir, for being here.

Supervisor Matthews moved, Vice Chairman Chambers seconded and was unanimously carried by the Board to approve Case 21-SUP298 Ike Yoder for a sawmill with amended conditions.

Re: Zoning Matters: Introduction of Case 22-SUP304 John Yoder-Sawmill

Miles: Our next zoning matter is introduction of Case 22-SUP304. For the next three we need to set public hearings for the September meeting with these three cases. The first one is L.2 Case introduction of Case 22-SUP304. This is a special use permit. Would the Board like to hear from Mr. Carter as to introducing those or would you like to set public hearings?

Property Information: Tax Map 65, Parcel 13, containing approximately 154 acres, located at 2750 Ranson Road Dillwyn, VA 23936, Slate River Magisterial District.

Zoning District: Agricultural District (A-1)

Request: The Applicant wishes to Obtain a Special Use Permit for the Purpose of Operating a Sawmill. The Applicant is asking the Board of Supervisors to hold a Public Hearing for this request.

Background/Zoning Information: This property is located at 2750 Ranson Road Dillwyn VA 23936, Slate River Magisterial District. The landowner and applicant is John Yoder. This property is zoned Agriculture (A-1). The Zoning Ordinance does not permit a Commercial Sawmill as a Permitted by Right Use Agricultural A1 Zoning District. However, Within the A-I Agricultural District, a Commercial Sawmill may be permitted by the Buckingham County Board of Supervisors by a Special Use Permit following recommendation by the Planning Commission in accordance with this ordinance and the Code of Virginia. The Planning Commission may recommend and the Board may impose conditions to ensure protection of the district if the Special Use Permit is approved. The submitted application and narrative are attached.

Below are conditions that you may consider attaching to the request if approved:

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
2. Right of ways and roadway shoulders shall not be used for parking.

3. The property shall be kept neat and orderly.
4. Hours of operation would be 6am to 6pm, Monday through Saturday.
5. Operation of the sawmill shall begin within two (2) years of the time that the approval by the Board of Supervisors becomes final and non-appealable or this Special Use Permit shall become null and void.
6. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.
7. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.
8. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.
9. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.
10. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable
11. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.
12. That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.
13. Applicant must install a privacy fence to obscure the proposed sawmill from view at the edge of Ranson Road.

This case was introduced to the Planning Commission on April 25, 2022, and a Public Hearing held on June 27, 2022. The Planning Commission asked for more information from the Applicant, Mr. Yoder, regarding traffic count and safety. Mr. Yoder answered questions and his engineer, Andy Klepac, Hurt & Proffitt, was present to address issues. The Planning Commission voted 5-2, with a recommendation of approval to the Board of Supervisors.

Chambers: I move we set the public hearing for September.

Miles: Okay, is there a second?

Bryant: Second.

Miles: Okay, motion by Vice Chairman Chambers, seconded by Supervisor Bryant to schedule a public hearing in September at our regular board meeting at 6pm for Case 22-SUP304. Any questions on that

before we vote? All in favor please raise your hand aye? Those opposed? Supervisor Bryan, how do you vote?

Bryan: Aye.

Miles: The motion carries Seven to zero with regards to a public hearing in September.

Vice Chairman Chambers moved, Supervisor Bryant seconded and was unanimously carried by the Board to approve to set a public hearing Case 22-SUP304 for John Yoder for a Saw Mill at the September 12, 2022 meeting.

Re: Zoning Matters: Introduction to Case 22-ZTASUP312 Northam Manufacturing and Firearm Sales LLC

Miles: The next case is L.3 Introduction of Case 22-ZTASUP312. This has this is in regards to a special use permit and zoning text amendment. This is again merely an introduction to set a public hearing at the September meeting.

Property Information: Tax Map 208, Parcel 1, containing approximately 26.13 acres, located at 255 Deer Run Road Farmville VA 23901, Curdsville Magisterial District.

Zoning District: Agricultural District (A-1)

Request: The Applicant wishes to add a Zoning Text Amendment for the Manufacturing and Sales of Ammunition, Firearms, and Accessories, to a list of Special Uses in an Agricultural A1 Zoning District and Apply for a Special Use Permit for that purpose. The Applicant is asking the Board of Supervisors to hold a Public Hearing for this request.

Background/Zoning Information: This property is located at 2599 Deer Run Road Farmville VA 23901, Curdsville Magisterial District. The landowners are Eric and Janet Winslow and the Applicant is Northam Manufacturing & Firearm Sales LLC, Angela Winslow. This property is zoned Agricultural (A-1). Currently, this is a use not provided for in The Zoning Ordinance, however the applicant has made application to add this use through a Zoning Text Amendment; Manufacturing and Sales of Ammunition, Firearms, and Accessories to a list of Special Uses in an Agricultural A1 Zoning District. The Applicant is applying for a Special Use Permit for this purpose. This use may be permitted by the Buckingham County Board of Supervisors by a Zoning Text Amendment and a Special Use Permit following recommendation by the Planning Commission in accordance with this ordinance and the Code of Virginia. The Planning Commission may recommend and the Board may impose conditions to ensure protection of the district if the Zoning Text Amendment and the Special Use Permit is approved. The application and narrative are attached.

Below are conditions that you may consider attaching to the request if approved:

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
2. Right of ways and roadway shoulders shall not be used for parking.

3. The property shall be kept neat and orderly.
4. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.
5. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.
6. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.
7. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.
8. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable
9. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.
10. That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.

This case was introduced to the Planning Commission on June 27, 2022 and a Public Hearing held July 25, 2022. The Planning Commission voted unanimously to present this case to the Board of Supervisors with a recommendation of approval.

Miles: So what is the pleasure of the board?

Allen: So moved.

Matthews: I'd like to set a public hearing for that please.

Miles: Okay, so motion by Supervisor Allen, seconded by Supervisor Matthews to set a September public hearing for Case 22- ZTASUP312. Any questions before we vote? All in favor please raise your hand indicating aye? Those opposed? Supervisor Bryan, how do you vote sir?

Bryan: Aye.

Miles: The Motion carries unanimously seven to zero for our September public hearing.

Supervisor Allen moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve to set a public hearing for Case 22-ZTASUP312 for Manufacturing and Sales of Ammunition, Firearms and Accessories at the September 12, 2022 meeting.

Re: Zoning Matters: Introduction of Case 22-ZTASUP314 Joel King

Miles: And lastly, item L.4 Introduction of Case 22-ZTASUP314. This has to do with a special use permit and a zoning text amendment. Staff is asking that we hold the public hearing at our September meeting if you also choose for this. Is there a motion to that effect?

Property Information: Tax Map 95, Parcel 9, containing approximately 66.79 acres, located at 5136 Slate River Mill Road, Maysville Magisterial District.

Zoning District: Agricultural District (A-1)

Request: The Applicant wishes to obtain a Special Use Permit for the Purpose of Operating Commercial Repair Shop and a Zoning Text Amendment for a Rental Yard and a Special Use Permit for these purposes. The Applicant is asking the Board of Supervisors to hold a Public Hearing for this request.

Background/Zoning Information: This property is located at 5136 Slate River Mill Road Dillwyn VA 23936, Maysville Magisterial District. The landowner and applicant is Joel S King. This property is zoned Agriculture (A-1). The Zoning Ordinance does not permit a Commercial Repair Shop as a Permitted by Right Use Agricultural A1 Zoning District. However, Within the A-I Agricultural District, a Commercial Repair Shop may be permitted by the Buckingham County Board of Supervisors by a Special Use Permit following recommendation by the Planning Commission in accordance with this ordinance and the Code of Virginia. The Planning Commission may recommend and the Board may impose conditions to ensure protection of the district if the Special Use Permit is approved. The Zoning Ordinance does not currently provide a use for Commercial Rental Yard in an Agricultural A1 Zoning District, this is requested by way of a zoning text amendment to a list of special uses permitted in Agricultural A1 Zoning District. He is requesting a special use permit for these purposes. The application and narrative are attached for review.

Below are conditions that you may consider attaching to the request if approved:

1. That all federal, state and local regulations, ordinances and laws be strictly adhered to.
2. Right of ways and roadway shoulders shall not be used for parking.
3. The property shall be kept neat and orderly.
4. That commencement of the facility shall begin within two years of the approval by the Board of Supervisors or this special use permit shall be null and void.
5. That the applicant pursues a commercial solid waste container and follow the County Solid Waste Ordinance.

6. That all documentation submitted by the applicant in support of this special use permit request becomes a part of the conditions except that any such documentation that may be inconsistent with these enumerated conditions shall be superseded by these conditions.
7. Nothing in this approval shall be deemed to obligate the County to acquire any interest in property, to construct, maintain or operate any facility or to grant any permits or approvals except as may be directly related hereto.
8. The County Zoning Administrator and one other County staff member, as appointed by the County Administrator, shall be allowed to enter the property, with proper notice, if a complaint is registered against the property for noncompliance with this permit. Any complaints not solely related to this permit will be given to the appropriate department or agency.
9. In the event that any one or more of the conditions is declared void for any reason whatever, such decision shall not affect the remaining portion of the permit, which shall remain in full force and effect, and for this purpose, the provisions of this are hereby declared to be severable
10. That any infraction of the above mentioned conditions could lead to a stop order and discontinuation of the special use permit, if it be the wishes of the Board of Supervisors.
11. That the applicant(s) and landowner(s) understands the conditions and agrees to the conditions.

This case was introduced to the Planning Commission on June 27, 2022 and a Public Hearing held July 25, 2022. The Planning Commission voted unanimously to present this case to the Board of Supervisors with a recommendation of approval.

Bryan: So moved, Mr. Chairman.

Miles: The senior supervisor, Supervisor Bryan moves and it's been seconded by Supervisor Allen to set the public hearing for September with regard to this case. Any questions before we vote? All in favor please raise your hand indicating aye. Those opposed? Supervisor Bryan.

Bryan: That will be Aye Sir.

Miles: The case carries seven to zero to set the public hearing in September.

Supervisor Bryan moved, Supervisor Allen seconded and was unanimously carried by the Board to approve to set a public hearing for Case 22-ZTASUP314 Joes King for Zoning Text Amendment and Special Use Permit for Commercial Repair Shop and a rental yard for the September 12, 2022 meeting...

Re: Sheriff: Consider request for payment of annual funding support for Piedmont Regional Narcotics and Gang Enforcement Task Force in the amount of \$3,600

Miles: Moving on to Item M now on our agenda, Department, Agency Reports Items of Consideration. We have three matters with regards to our Sheriff's Department. The first matter is item M.1 from the

Sheriff's Department Consider requests for payment of annual funding support from the Piedmont Regional Narcotics and Gang Enforcement Task Force in the amount of \$3,600.

SUBJECT: SHERIFF FUND-ASSET FORFEITURE-STATE (3-105-024020-0010)

Dear Mr. Carter,

Enclosed, please find an invoice dated July 20, 2022 from the Virginia State Police requesting annual funding in support of the Piedmont Regional Narcotics and Gang Enforcement Task Force in the amount of \$3,600 for the upcoming 2022-2023 fiscal year. Please accept this letter as my intent to address the Board of Supervisors and respectfully request funds located in the Sheriff Fund-Asset Forfeiture-State be utilized for this purpose. I ask for their consideration in this matter and if you have any questions, feel free to call me in my office at (434) 969-1772. I thank you in advance for your time and consideration.

Sincerely,

William G. Kidd Jr.
Sheriff, Buckingham County

Chambers: So moved.

Matthews: Second.

Miles: Motion by Vice Chairman Chambers, seconded by Supervisor Matthews to grant this request regarding these funds for M.1. Any questions before we vote? All in favor please raise your hand, aye. Any opposed? Supervisor Bryan? How do you vote?

Bryan: Aye.

Miles: The Motion carries unanimously seven to zero.

Vice Chairman Chambers moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the request to fund Piedmont Regional Narcotics and Gang Enforcement Task force in the amount of \$3,600 to come from the Sheriff Fund-Asset Forfeiture-State.

Re: Sheriff: Consider request for transfers and reimbursements to achieve a net surplus of \$2,283

Miles: The next item is M.2.under the Sheriff, Consider requests for transfers and reimbursements to achieve a net surplus of \$2,283.

SUBJECT: BUDGET YEAR 2021-2022 REIMBURSEMENTS

Dear Honorable Board Members,

The end of the fiscal year is upon us and I appreciate your due diligence in administering sound fiscal judgement over the county's overall budget. I personally would like to thank each of you for your continued support of my office. As we enter into a new budget year, and in an effort to balance the past, I respectfully request the below transfers and reimbursements to achieve a net surplus of \$2,283. If you have any questions concerning this request, please feel free to call me in my office at (434) 969-1772. I thank you in advance for your time and consideration in this request.

Sincerely,
William G. Kidd, Jr.
 William G. Kidd Jr.
 Sheriff, Buckingham County

General Fund - Miscellaneous

AMOUNT	TRANSFER TO	DESCRIPTION
\$45,000	Line Item #1100 (Salaries & Wages)	Comp Board \$3k Bonuses Reimbursement (Received 11/2021)
\$3,443	Line Item #2100 (FICA)	Comp Board \$3k Bonuses Reimbursement (Received 11/2021)
\$234	Line Item #6010 (Police Supplies)	Local Sheriff Fees
\$790	Line Item #6010 (Police Supplies)	Sold Property-Sheriff Auction (Received 11/4/21, Ticket #94-0001)
\$11,884	Line Item #6010 (Police Supplies)	Fees & Commission-Sheriff Auction (Received 11/4/21, Ticket #1256-0001)
\$858	Line Item #6010 (Police Supplies)	Proceeds from Sheriff Calendars (Received 12/17/21)
\$610	Line Item #6010 (Police Supplies)	Sold Property-Sheriff (Received 9/10/21, Ticket #870001)
\$1,152	Line Item #6010 (Police Supplies)	Sold Property-Sheriff (Received 3/29/22)
\$1,000	Line Item #6010 (Police Supplies)	Sold Property-Sheriff (Received 6/23/22)
\$64,971	TOTAL TRANSFERRED	

Selective Enforcement Grant - DMV State (3-203-034040-0099)

AMOUNT	TRANSFER TO	DESCRIPTION
\$2,159	Line Item #6010 (Police Supplies)	Speed Enforcement Grant-Equipment (Received 12/24/21)
\$1,330	Line Item #6010 (Police Supplies)	Alcohol Enforcement Grant-Equipment (Received 12/24/21)
\$3,489	TOTAL TRANSFERRED	

Grants Reimbursement

AMOUNT	TRANSFER TO	DESCRIPTION
\$832	Line Item #6011 (Uniforms & Wearing Apparel)	BVP Grant-DOJ (Federal) (Received 8/3/21)
\$1,270	Line Item #6011 (Uniforms & Wearing Apparel)	BVP Grant-DOJ (Federal) (Received 8/3/21)
\$2,102	TOTAL TRANSFERRED	

Chambers: So moved.

Bryan: Second.

Miles: Is there a second? It's been properly moved and seconded by the Vice Chairman Chambers seconded by the Senior Supervisor, Supervisor, and Bryan...the very senior supervisor... Any other question?

Bryan: That would be Supervisor Chambers, sir.

Miles: Any other questions before we vote? All in favor please raise your hand, aye. Those opposed. Supervisor Bryan?

Bryan: Aye, sir.

Vice Chairman Chambers moved, Supervisor Bryan seconded and was unanimously carried by the Board to approve the requested transfers for the Sheriff's Department Budget.

Re: Sheriff: Consider requested budget adjustments

Miles: The next item and we'll ask the sheriff probably to speak to this is item M.3 Consider requested budget adjustments and there's a two page memorandum in your packet with regards to that. So Sheriff, thank you for being here.

Sheriff Kidd: Thank you for having me.

Miles: Did you want to address that, sir? If you don't mind?

Kidd: Yes, sir. Since taking office, I've enjoyed the liberty of being able to work within the confines of my budget to confront up and coming challenges. However, this year poses significant changes that I feel warrant your input. I want to record to reflect that this Board has and continues to support County law enforcement, as demonstrated in the past, and I appreciate it regardless of what other people say. The current budget has been kind of crazy because we had to wait for the comp board to come up with their figures and get the money to the County. And they took a conservative approach waiting for to see what was gonna happen. I understand that. I got several concerns when looking over my budget. There are several line items that kind of fell short this time, vehicle fuel for one thing, part time and full time salaries and wages. Meeting with the county staff over these matters, general consensus was agreed upon to leave the vehicle fuel alone, for now. Currently I'm budgeted for \$50,000. With last year's expenditures exceeding well over 60,000. And if prices were low, then. But that's probably something I'm gonna have to address later on. So you'll be aware of it. Part time salaries. The overall consensus was that part time salaries and wages would need an infusion of funds. An additional eight new dispatcher position were requested because of state mandates. Only two were provided which I understand that. It was agreed upon these new positions would be subsidized by a reduction in part time salary. So since we asked for some new ones and only got two that's going to change things. I must continue to rely upon part timers to overfill the voids. Previously I was budgeted 155,000. This line was reduced by 50,000. It is a current rate of 105,000 was not going to be sufficient to supply the needed

manpower. I'm asking for 37,500 in addition to that 105,000. That will probably get me where I need to be.

Miles: If we'll pause for a second. We'll take this one by one, if it's okay Sheriff. So Mr. Carter, do you have any comment on that from a budgetary standpoint with regards to our budget, the sheriff's budget?

Carter: No, sir. Mr. Chairman. The sheriff is that exactly right. He had requested 8 dispatchers. We only budgeted for two at that time. So he will have a shortfall in part time. So I agree with his recommendation for \$37,500

Miles: We will need a motion on that. I'll wait until Vice Chairman Chambers returns. So just so we'll tee that up if you would continue in terms of the comp board I think is what's next.

Davis: \$37,500?

Miles: Yes, sir. Okay, so let's go ahead and move that since the Vice Chairman is back. So is there a motion with regards to the request for part time for 37,500?

Davis: I'll make a motion.

Miles: Is there a second?

Matthews: Second.

Miles: Supervisor Davis moves and it's been seconded by Supervisor Matthews to grant the request regarding part time employment with regards to the \$37,500 number. Is there any questions before we vote? All in favor please raise your hand aye.

Chambers: What are you voting on?

Miles: I'm sorry, Vice Chairman, what we're voting on is...Please record your vote by raising your hand. Any opposed? Supervisor Bryan, how do you vote?

Bryan: Aye.

Miles: Okay, the motion carries. Unanimously, seven zero.

Supervisor Davis moved, Supervisor Matthews seconded and was unanimously carried by the Board to adjust the Sheriff's Department Part Time Salary budget an additional \$37,500.

Miles: All right. Continuing Sheriff. I think we're on to \$100 per year from the comp board. Is that right?

Kidd: It's a little more complicated than that. The comp board or the state itself self-directed that starting pay for deputies to increase to \$42,000 which I've got two in the academy now that's gonna

when they come out, that's what you're going to be making and so what I'm asking for here is the ability to take this comp board money that they just infused into it and kind of correct it for these guys that's been on for a little while longer and add to it. It really doesn't affect the county budget at all. It's actually 81 cents cheaper from what I understand. Looking at the figures, is that what yall came up with?

Carter: I don't know off top of my head.

Kidd: You don't know. Okay. Actually, the county money won't go up any, it's just I'm able to take the comp board money and readjust the salaries so these guys have a little cushion between them to thank them for staying.

Bryan: Sheriff Kidd?

Miles: Supervisor Bryan.

Bryan: Sheriff Kidd, I hate to interrupt, but, you know, does this make it equitable for, you know, the young kids that are coming in today that, you know, start out with that low basic salary? You know, kind of give them an incentive to stay with the Sheriff's Department?

Kidd: Yes, sir. That's why we see it.

Bryan: You know, I don't want this going to pad somebody's salary that's going to retire in, you know, two, three years. I would rather see it go for retention more than anything else. Because, you know, you've done a fantastic job, you know, for the county. You know, I know, its tough hiring deputies, you know, in lieu of all the social events in the county, but, you know, we need to retain what we have to keep them here and away from going somewhere else.

Kidd: Yes, sir.

Miles: So let me let me ask a question real quick. Mr. Carter, could you address this from a budgetary standpoint? And if you had a recommendation as to where we went with this in terms of because I know we had a pretty large ask?

Carter: Yes. The finance committee met last week and discuss some of the sheriff's requests. What we took from that meeting was that there were a couple different pots of money in that request. Comp board did approve I think, Mr. Chairman Miles was saying the comp board did approve \$100 per year for existing comp board positions. That's something that I think the Finance Committee last week recommended we do right now because the comp board is approving that funds right now. And so that's something that's coming to them, is due to them. The only question we have with that is that in the past, we've always given that to all local law enforcement. So it made no difference if one person was a comp board employee versus a locally funded county employee. Kevin ran those numbers and we just we had with like, \$11,000 I think when we add those people in.

Miles: The County slots? Okay.

Carter: Yeah, it was like 13,000. So once again, from that meeting, I think the finance committee recommendation was go ahead and prove that 13,000 to get those to those deputies now. Kevin says its \$13,045 to be exact.

Miles: Okay, so we would, so what would your recommendation be, to go forward with that part of the request, Mr. Carter?

Carter: Yes.

Miles: Okay. What's the board's ...

Matthews: So moved.

Chambers: Second.

Miles: The motion by Supervisor Matthews, seconded by Vice Chairman Chambers is to approve the portion of the request totaling roughly \$13...is that what you said?

Hickman: \$13.045.

Miles: 13,045 with regards to comp board positions and the county positions with regards to that \$100 per year of service funded by the comp board. It's been approved in the state budget. So, any questions on that? All in favor please raise your hand aye. Those opposed? Supervisor Bryan?

Bryan: Aye.

Miles: The motion carries unanimously seven to zero.

Supervisor Matthews moved, Vice Chairman Chambers seconded and was unanimously carried by the Board to approve the portion of the request totally \$13,045 regarding the Comp Board and County positions approved by the Comp Board of \$100 per year of service.

Miles: Mr. Carter, then the second part of the requests.

Carter: Like I said we worked last week on trying to figure out our resolution for those other requests that Sheriff made. I think the finance committee is still working on that. You guys have those documents in front of you. We will work on that and figure out some kind of compromise with the sheriff's office. I would like for Billy and Brent be part of that in the future.

Miles: Okay. Is the board okay with that if the committee on finance continues to study the last part of the sheriff's request?

Bryan: So I'll make a motion, Mr. Chairman, that we let the Finance Committee along with Brent and the Sheriff and Mr. Carter, continue with those negotiations.

Matthews: Second.

Miles: Okay, the motion by Supervisor Bryan, second by Supervisor Matthews that we continue to send this matter or continue to allow the committee on finance to consider this matter. Any questions before we vote? All in favor please raise your hand aye. Those opposed, no. Supervisor Bryan, how do you vote sir?

Bryan: Aye, sir.

Miles: Okay. The motion is unanimous. Sheriff, thank you for being here. Thank you.

Supervisor Bryan moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve for the Finance Committee to work with Sheriff Kidd and Brent Uzdanovics on the remaining budget adjustment requests.

Kidd: Just a side note. Drug Task Force, I got a report here from last year, they took \$88,862 worth of drugs off the street.

Miles: That's good news. Thank you. Really good news. Appreciate you.

Re: Buckingham County Youth League: Official vote from phone poll to donate \$5,000 to the Youth League for travel expenses of the Buckingham County 2022 Coach Pitch State Champions to go to the World Series in Dothan, Alabama. Update: Coach Pitch team took 3rd Place in the World Series and brought home the Sportsmanship Award

Miles: The next item is Item M.5 with regards to the Buckingham County Youth League. We do need to record an official vote to donate the \$5,000 to the Youth League travel expenses from Buckingham during their 2022 Coach Pitch state championship to the World Series to Dothan Alabama. Hope I'm pronouncing that right. Just as an update coach pitch team took their place in World Series and brought home the Sportsmanship Award. So we're really proud of those young folks. So is there a motion to...

Allen: So moved.

Matthews: Second.

Miles: A motion by a Supervisor Allen, second by Supervisor Matthews to officially allocate that money \$5,000 into record that. Any questions before we vote? All in favor.

Bryan: Mr. Chairman?

Miles: Yes, sir, Supervisor Bryan.

Bryan: I went to Dothan, Alabama to see those kids play and their heads were up. They were very positive. The parents and all the coaches and the supporters were very thankful of the Board for supporting them. And I am so proud that they came home third place and with the sportsmanship trophy. So I fully support this.

Miles: Thank you. Is everyone ready to vote? All in favor please raise your hand aye. Those opposed? Supervisor Bryan, how do you vote, sir?

Bryan: Aye.

Bryant: Sportsmanship trophy is an important one. It shows well for Buckingham County.

Miles: Okay, the motion carries seven zero.

Supervisor Allen moved, Supervisor Matthews seconded and was unanimously carried by the Board to officially vote for the record the results from the phone poll vote, of donating \$5,000 for the Coach Pitch team for Buckingham County

Miles: And on that note, I think it'd be prudent for the Board to honor those young folks if you all see fit during the next meeting.

Matthews: So moved.

Miles: Is there a second?

Chambers: Second.

Miles: Motion by Supervisor Matthews, seconded by Vice Chairman Chambers to come up with certificates to honor the young folks involved in the 2022 Coach Pitch State Championship.

Chambers: And the coaches.

Miles: And the coaches. Thank you. Vice Chairman Chambers. Any questions? All in favor please raise your hand indicating aye. Those opposed? Supervisor Bryan, how do you vote?

Bryan: Aye.

Miles: The motion passes seven to zero the honor the team. Thank you.

Supervisor Matthews moved, Vice Chairman Chambers seconded and was unanimously carried by the Board to honor the Buckingham County Coach Pitch 2022 State Champions at the September meeting.

Re: Personnel Committee

Miles: Next item is Item M.6. Personnel Committee report that is under separate cover.

Re: County Attorney Matters

Miles: In terms of county attorney matters. There are no county attorney matters at this time. County administrator's report Mr. Carter?

Re: Finance Committee recommendations regarding prioritization of American Rescue Plan Act (ARPA) funds received.

Carter: Mr. Chairman, we skipped M.4. So I'll do that one as well.

Miles: I apologize. Yeah, so we can return to M.4. My bad, my mistake on that. The Committee on Finance has some recommendations on him for with regards to prioritizing the ARPA funds. Thank you, Mr. Carter.

Carter: Just one of the things that finance committee was working on or waiting on. We were waiting for a second allocation of that ARPA money. We got the first half last year and we've been waiting this year to get the second half. We finally received that in July. If you remember we got about 3.3 total. So we got 1.6 million last year and another 1.6 something this year. Now that we got those funds, the Finance Committee met and looked at prioritizing those funds on how we want to spend them. As you recall, during the budget process, there was a onetime expense we left our budget so we can use these federal funds to purchase. So a lot of those big ticket items are listed below on your sheet. And those also if you remember out of that \$3.2 million we are doing that RISE project with Central Virginia Electric to get high speed internet to the county. We haven't paid those funds yet because they haven't asked for them. But we've committed 1.5 million to it. The finance committee makes these following recommendations for the use of those ARPA funds just as a start. We have a new solid waste truck. We have an estimate of that is \$301,847. We have a purchase of a new squad vehicle which is estimated \$300,697. And we also have in their purchase of a new county vehicle which I think will be at \$30,000. So those are the things that we know we need to come up with quick because I think the lead time on any vehicle right now is way out there like over a year. So when you get these things in a queue and get them ordered so they can come into the county. The finance committee will continue to meet and discuss the remaining funds and how they should be spent. We have some ideas on what we want to spend them on. We've got to get some kind of pricing on them before we bring them back to the full board.

Bryan: Mr. Chairman?

Miles: Yes, Mr. Bryan, Supervisor Bryan, excuse me.

Bryan: Mr. Carter, I'd like to bring attention to our aging radios system as well. If we can look at you know, maybe upgrading that as well. You know, it's about that time, you know, the Millennium where we have to start looking at our radios too, to protect our deputies and our EMS folks as well.

Carter: Yes, sir. Mr. Bryan that is one of the things on our list that we're looking at. So we have that on our list of things.

Miles: Yeah. Supervisor Bryan, the committee has brought that up in terms of consideration. So.

Bryan: Okay, thank you.

Miles: Yes, sir. Supervisor Bryan. Thank you. So is there a motion with regards to the Finance Committee recommendation for the three vehicles with ARPA money?

Allen: So moved.

Bryan: So moved, Mr. Chairman.

Matthews: Second.

Miles: The motion by Supervisor Allen, seconded by Supervisor Matthews, is to go ahead and adopt the committee recommendation. Any questions? All in favor please raise your hand aye. Those opposed, No? Supervisor Bryan, how do you vote?

Bryan: Aye.

Miles: The Motion carries unanimously, thank you.

Supervisor Allen moved, Supervisor Matthews seconded and was unanimously carried by the Board to approve the Finance Committee's recommendation of purchasing a solid waste truck, rescue squad and a county vehicle with the ARPA Funds received this year and the finance committee meet on considering the rest of the funds.

Matthews: These things were prioritized. We just didn't pick them out of a hat. So these things were important.

Re: County Administrator's Report

Budget:

Miles: And continuing with our agenda. Mr. Carter, thank you for noting that I accidentally skipped that. In terms of O, County Administrator's Report,

Carter: The first thing I have is something that alert you to back in the spring during the budget season. As the sheriff mentioned earlier, during the budget time the state hadn't adopted their budget yet, so we just kind of went with some conservative numbers. We were hoping that we will get a lot more money from the state when they finalize their budget. And the school system did. So good news is that they did, and they're gonna get more money. They're gonna get about \$1.9 million more than what was budgeted in our budget. There's a there's a state code that says, you know, Code Section 15.2- 2507 that says that if we increase our budget, more than 1%, which in our case have been \$673,000, we had to have another public hearing to add these funds to our budget.

Allen: I'll make a motion that we go ahead and have a public hearing in September.

Miles: Is there a second to that?

Bryant: Second.

Miles: The motion has been made by Supervisor Allen, seconded by Supervisor Bryant to hold a September public hearing with regards to the budget adjustment coming from the School Board. Is there any questions on that motion? All in favor please raise your hand indicating aye. Those opposed? Supervisor Bryan, how do you vote?

Bryan: Aye.

Miles: That's seven to zero. The motion carries unanimously to hold a September public hearing. Next item Mr. Carter. O.2.

Metal Mining Ordinance:

Carter: As you just heard tonight about the goldmine ordinance that me and the County Attorney have been looking at. You've heard many comments tonight about the rights based ordinance they proposed to the county. I and the County Attorney put some information in your packet showing where we are on that ordinance. I'll point out some of the highlights of what was in your packet. Only thing is that you know, which we know that the State of Virginia abandoned uranium mining several years ago. This is only a ban on mining by State of Virginia. The ban is in effect of what the state did, is not is not...a ban in effect in quotation air quotes, but it's not as how the state code labeled it. The ordinance concerning banning the mining of metals in Buckingham County presented by the Friends of Buckingham is based on the same claim of right that was used by the Town of Halifax. At this time we don't feel we can put that in the Buckingham County ordinance because this claim of right will put them in a different position if we were called upon to defend such an ordinance.

Miles: Mr. Carter, could you speak a little bit closer to the mic? They can't hear you the back.

Carter: I'm sorry. Having ruled out that path, we sought the final authority in the Code of Virginia to allow the county to adopt an ordinance to prohibit the mining of metals, in general specific metals such as gold. But Virginia has only delegated a very limited role to local government in the mining area. It can be summarized as set on the Code of Virginia at Section 45.2-1227, "Local standards and regulations waiver of application of chapter, review for strict compliance with the chapter. A. Any locality may establish standards and adopt regulations dealing with the same subjects dealt with in this chapter so long as such standards and regulations are no less stringent than those adopted by the Director." So as you heard tonight, some people say the county cannot adopt an ordinance that's more stringent than what the states has put out. So we adopt, if we adopt any ordinance, you have to have a parallel with the state's content and cannot be any more stringent than the state's regulations. The state does not have a prohibition against metal mining. Thus is seems of little benefit to adopt a parallel ordinance right now. But please be aware of General Assembly House Bill 2213 that requires a study of goldmining. And it requires that the work group include the Virginia Council on Environmental Justice and appropriate stakeholders, including experts in mining, hydrology, toxicology and other fields, environmental organizations, representatives of potential affected communities and localities with significant deposit gold, the residents of Native American communities in such localities. The bill

further provides that workgroups shall evaluate the impacts of goldmining on public health, safety and welfare, evaluate whether existing air and water quality regulations are sufficient to protect air and water quality from mining and process of gold including an evaluation of impacts of different leaching and tailings management techniques on downstream communities. Evaluate whether existing bonding reclamation closure and long term monitoring for sites for such mining process are sufficient. Finally requires that I reports its findings to the General Assembly by December 1, 2022. So the state is doing that study. We may, we're saying we may want to wait until that study is done. Because when the state comes out with that study that's going to kind of give you your guide on what can be done and what can't be done. Up to the board, if you want us to, to continue looking at that and wait for that study to comes out or do you want us to continue moving forward and try to find something that can be a temporary placeholder until then. Mr. Chairman. I think you are on one of those committees. You might know more about this than me.

Miles: Well, I do serve on the on the committee that was that was birthed by House Bill 2213. And so you know, in what, three months, this study will be complete. And, in the original House Bill 2213, they did call for a ban on gold mining but fortunately, or unfortunately, depending on which side you stand on, the Senate took that ban out and just said do the study first and the next year, which is the upcoming General Assembly year. Once they get this study in their hands and once the committee finishes it and the note to several of you in the room have been to those committee meetings, and I encourage people to please show up to this meeting, because they are very important. Because next year, depending on what the study finds, next year, this year, in January, the General Assembly may outright ban gold mining. And so, you know, with the study, because I know at the end of next month, we're going to start seeing some of the draft report language. I mean, personally, I'd like to see that study completed first. I'll take if we only have three more months, and then go from there something and I'm just speaking for myself, Supervisor Miles, something definitely needs to be put in place. But I would like to see that study done. And because the General Assembly may say, you know what, we're gonna go ahead and ban it statewide. And so maybe just see what they, I mean, I don't wait and see is not accurate for the General Assembly, but it is for the study. So that's, that would be my approach. Because again, the General Assembly could get the report in January and say you know we are going to go ahead and ban it outright. I mean, that's what the intent was in the original bill. So that would be my recommendation. Any other supervisor want to add anything, but something definitely needs to happen?

Matthews: We are showing that we're working on something, but I think instead of having to do it twice, why we don't see what the state comes up with. If it's not sufficient, then you know, we will have to step in and do what we need to do even though we can't make it any more stringent than what the state says.

Bryant: I'd say we let it ride until we find out what this committee comes up with.

There were outbursts from the audience.

Miles: Please. What I would, I think most importantly here, if more people please show up to this committee meetings, because that's the purpose of the committee is to consider all this and...

More outburst from the audience.

Miles: Mrs. McManus, please and so if you know if more people can show up and be there but that's something we can't control. So any other questions before we vote?

Chambers: From what I hear most people want us to pass something to stop it now.

More outburst from audience.

Bryant: We can't adopt an ordinance that overrides state laws.

More outbursts from audience.

Miles: Please guys, please, please. This is our time to deliberate. Please respect that. So is there any action?

Matthews: We've shown that we're willing to take the action but we'd like to have all the information gathered before we decide that.

Miles: Okay. All right. So that being the case, we'll move on. Thank you Mr. Carter for that update.

Re: Informational Items

Miles: In terms of item P informational items. You do have the July 2022 building permit report, CRC items of interest is #2. #3 is Auditor of Public Accounts with regards to the Clerk of Circuit Court, an item from Department of Emergency Services, Gene Stewart of new 988 suicide prevention hotline. So any questions on that before we move on?

Re: Other Board Matters

Allen: Solar Policy

Miles: If not, Other Board Matters, if any? Yes, sir. Supervisor Allen.

Allen: I've got some. We have a solar panel policy right now.

Miles: Right. That's under consideration.

Allen: That's under consideration. I would like to add the acreage that we had talked to y'all, but I know somebody said something about doing 1. 1% ain't but 3745 acres. But what I looked at online, it would take 4,300 acres. But if we set it to 4,500 acres, when and if you approved the Dominion, if you approved it, that would be the last one. That would take the 4,500 acres and then he wouldn't be no more solar panels in Buckingham.

Matthews: 4500, is that what you are saying?

Allen: That's my opinion would be put into 4500 on that policy. So we wouldn't have to worry about this no more.

Miles: Any other board members have any comment on that in terms of the, again, that policy is still proposed? It has not been voted on yet. But what Supervisor Allen, in addition to the megawatt, is that what you want to...

Allen: Add the acreage, right.

Miles: Okay.

Allen: It can be either one.

Miles: Whichever would be greater, I guess. Right. So do we want to take that up tonight? Or do we want to...

Allen: That's fine with me.

Miles: Mr. Carter?

Carter: I'm writing down your suggestions. I mean, whatever you want to put in that policy. It's your policy. So if you want to do 4,500, we can put that in there.

Matthews: That'd be or 4500 or 750 megawatts?

Carter: We can do either or.

Davis: Whichever one we reach first that's...

Miles: Right, whichever is greater. And whichever one is reached first, so.

Allen: Yeah, and what I see and what I've figured out myself would have 4500 acres if,

Miles: If the Ponds were to be approved.

Allen: Exactly.

Davis: We don't want another Charlotte County. 800 megawatts. 20,000. Acres. No, no.

Miles: Any...so

Allen: I make a motion to add it to it. So whatever yall think.

Miles: What's your motion Supervisor Allen?

Allen: I make a motion to add 4,500 acres to the solar power policy that we already had.

Miles: Okay. Is there a second to that?

Davis: I'll second it.

Miles: Hold on one second. So there was a motion on the floor made by Supervisor Allen, seconded by Supervisor Davis. Supervisor Matthews, do you have a question?

Matthews: 4,500 or 750 megawatts whichever is greater.

Miles: Right. Right Supervisor Allen.

Allen: Yeah. Right now the acreage is not on there. I just want to throw that out there.

Miles: Okay. Any input Mr. Carter on for we vote on this? Okay. Is everyone ready to vote? All in favor, please raise your hand. Aye. Those opposed? No. Supervisor Bryan, how do you vote?

Bryan: Aye.

Miles: Okay. The motion carries Seven to zero.

Supervisor Allen moved, Supervisor Davis seconded and was unanimously carried by the Board to add 4,500 acres to the solar policy.

Bryan's appointment:

Miles: Supervisor Allen, did you have anything else? I know you said you had a few, a couple items rather.

Allen: I don't know if Supervisor Bryan wants to do a vote tonight.

Miles: Okay, Supervisor Bryan, I'll call on you. Yes, sir. I'll recognize Supervisor Bryan.

Bryan: Members of the Board. At a previous meeting, I advised you that I will be resigning from the Board of Supervisors then solicited resumes from individuals in my district who might be interested in replacing me. I now have a firm timeline on my resignation, and a recommendation for my replacement. I've been honored to serve the citizens of my district and the citizens of Buckingham County and appreciate the confidence that citizens have placed in me. I've always tried to do what I consider to be in the best interest of the county and not just what a few people might want. But things change and I am retiring and will not be in the county as much as I want to be. Accordingly, I am resigning from my position as Supervisor for District 2 effective August 31, 2022 at the end of the day. As to my replacement. I received four resumes. I've reviewed each of them carefully. I appreciate the answers that these citizens took to provide me information for my consideration. I have not attached any litmus tests to my selection. And certainly my successor is free to vote as he chooses, he or she. However, there are

two projects that if I stayed, I would anticipate voting in favor of. One is the solar application to Dominion. And the second is the mixed use project, Residential and Commercial, light industrial. I would ask that my successor give careful consideration to casting the vote consistent with my thoughts on those two projects to continue what I believe in is an important path for money generated for the county. But in the end, he or she is free to vote as their conscience leads them. To delay no longer, after careful consideration and reflection, I move that you appoint Cameron Gillam to serve as Supervisor for District 2 along with his appointments to the committee's I am assigned until the position can be filled by the citizens at the next eligible general election in November 2023. May not be known, but Mr. Gillam is a lifelong resident of the county. He has a bachelor's degree from Longwood University in Business Administration. He's been actively involved in the family business here in the county, which has recently closed. He has given his time and energy to the activities with the youth of the county and continues to support many good costs. He is engaged with people in his district, and I feel that he would make an excellent supervisor. Again, thank you for allowing me to serve the residents of District 2 and the residents of Buckingham County.

Miles: Thank you, Supervisor Bryan. Is there a second to the motion?

Matthews: Second.

Miles: The motion by Supervisor Bryan, seconded by Supervisor Matthews to appoint Mr. Cameron Gillam as his successor to begin on the first day of September, 2022 per the motion. Does anyone have any questions before we vote? All in favor, please record your vote aye by raising your hand. Those opposed? No. Supervisor Bryan, how do you vote?

Chambers: He made the motion.

Miles: He's got to vote.

Bryan: Aye.

Miles: Motion carries 7 to 0 to appoint Mr. Gillam to the board.

Supervisor Bryan moved, Supervisor Matthews seconded and was unanimously carried by the Board to appoint Cameron Gilliam as the District 2 Supervisor effective September 1, 2022.

Miles: Are there any other Board matters at this time? If not, we'll continue to item our Executive Closed Session.

Re: Executive Closed Session

Miles: The motion by Vice Chairman Chambers, seconded by Supervisor Allen to enter into closed session under Code of Virginia 2.2-3711.A.30. Any questions for we vote? All in favor raise your hand indicating Aye. Those opposed, no? Supervisor Bryan, how do you vote?

Bryan: Aye.

Miles: The motion is unanimous. We will now enter into executive closed session.

Vice Chairman Chambers moved, Supervisor Allen seconded and was unanimously carried by the Board to enter into Executive Closed Session under Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body. §2.2-3711.A.30

Re: Return to Regular Session and Certification

Miles: We have a motion by Supervisor Matthews, seconded by Supervisor Allen to return to regular open session. Are there any questions? All in favor raise your hand aye. Those opposed, no. Supervisor Bryan, how do you vote?

Bryan: In my last vote, I vote yes.

Supervisor Matthews moved, Supervisor Allen seconded and was unanimously carried by the Board to return to regular session and certification that to the best of each Board member's knowledge only business matters related to the codes of which the executive meeting was convened was discussed or considered in the closed executive session.

Miles: So we're back in open session.

Re: Action as a result of closed session

Miles: For action as a result of closed session as Chairman I appoint to replace Supervisor Davis on the Solar Committee, I appoint Vice Chairman Chambers to join Supervisor Matthews on that committee.

Re: Adjournment

Miles: We stand adjourned. Thank you.

There being no further business to discuss, Chairman Miles declared the August 8, 2022 meeting of the Buckingham County Board of Supervisors adjourned.

ATTEST:

Karl R. Carter
County Administrator

T. Jordan Miles, III
Chairman