



Augusta County Board of Supervisors  
Staff Briefing  
Monday, October 24, 2022 – 1:30 PM  
Government Center Main Board Room

## **CALENDAR**

[Updated calendar  
Calendar.pdf](#)

### 1. **ECONOMIC DEVELOPMENT**

- a. [Report by Economic Development Staff.  
October Worksession Economic Development.pdf](#)
- b. [Resolution to support Hershey Chocolate of Virginia's Industrial Access Railroad Track  
Funds Application  
Hershey Chocolate Resolution.pdf](#)

### 2. **VDOT ROADS**

- a. [Report by VDOT.  
VDOT.pdf](#)

### 3. **FIRE AND RESCUE**

- a. [Report by Fire-Rescue Staff.  
ACFR September 2022 Report.pdf](#)

### 4. **JENNINGS BRANCH EASEMENT ALTERNATIVE**

- a. [Discuss the Jennings Branch Easement Alternative.  
Jennings Branch Easement Alternative.pdf](#)

### 5. **QUARTERLY FINANCIAL REPORT**

- a. [Discuss the Quarterly Financial Report.  
BOS Quarterly Report .pdf](#)

### 6. **LEGISLATIVE PACKAGE**

- a. [Discuss draft updates.  
Legislative Package Update.pdf](#)

### 7. **BOARDS & COMMISSIONS/COMMITTEES**

- a. [Discuss required Boards & Commissions and Committees.  
B&C-Committees.pdf](#)

### 8. **PLANNING COMMISSION/PUBLIC HEARINGS**

[Discuss the following:](#)

- a. [A request to rezone from Single-Family Residential to General Business approximately  
1.18 acres owned by Urbane Venture and located at 2590 Jefferson Highway in  
Waynesboro in the Wayne District. The Planning Commission recommends approval  
of the request with proffers.  
Urbane Venture-Rezoning.pdf](#)

- b. A request to rezone from Attached Residential to General Agriculture approximately 2.97 acres and Attached Residential to Single-Family Residential approximately 2.66 acres totaling approximately 5.6 acres owned by Augusta Developments, LLC located on Maury Mill Road in the North River District. The Planning Commission recommends approval of the request with written proffers.  
Augusta Development-Rezoning.pdf
- c. Domestic Chicken Ordinance  
Domestic Chicken Ordinance.pdf

9. **WAIVERS**

10. **MATTERS TO BE PRESENTED BY THE BOARD**

11. **MATTERS TO BE PRESENTED BY STAFF**

12. **CLOSED SESSION**

- a. Closed Session  
Closed Session.pdf
-



**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: CALENDAR**

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Accept

**EXECUTIVE SUMMARY:**

NOTICE OF PUBLIC MEETINGS

DATE	TIME	EVENT/PLACE **	
OCT 20	11:00 A.M. 1:30 P.M.	ECONOMIC DEVELOPMENT AUTHORITY AUGUSTA COUNTY SERVICE AUTHORITY	SHULL
OCT 24	10:30 A.M. 11:00 A.M. 1:30 P.M.	BOARD OF SUPERVISORS-PUBLIC SAFETY COMMITTEE BOARD OF SUPERVISORS-ECON DEVELOPMENT COMMITTEE-CANCELLED BOARD OF SUPERVISORS-STAFF BRIEFING	SHULL & SEATON WELLS & SLAVEN ALL MEMBERS
OCT 25	8:45 A.M. 2:00 P.M.	DEPT OF SOCIAL SERVICES SHENANDOAH VALLEY ANIMAL SERVICE CENTER OWNERS' MTG	
OCT 26	7:00 P.M.	BOARD OF SUPERVISORS MEETING	ALL MEMBERS
OCT 27	7:00 P.M.	BROADBAND COMMITTEE	CARTER
NOV 2	10:00 A.M.	METROPOLITAN PLANNING ORGANIZATION	SEATON
NOV 3	9:30 A.M. 1:30 P.M.	BOARD OF ZONING APPEALS STAFF BRIEFING BOARD OF ZONING APPEALS	
NOV 7	1:30 P.M.	COMMUNITY POLICY MANAGEMENT TEAM	
NOV 8	7:00 P.M.	PLANNING COMMISSION-CANCELLED	
NOV 9	3:00 P.M. 7:00 P.M.	ORDINANCE COMMITTEE BOARD OF SUPERVISORS MEETING	CARTER & MORELLI ALL MEMBERS
NOV 15	10:00 A.M. 10:00 A.M. 5:30 P.M.	HEADWATERS SOIL & WATER CONSERVATION DIST. VALLEY PROGRAM FOR AGING SERVICES COMMUNITY ACTION PROGRAM STAUNTON-AUGUSTA-WAYNESBORO	SEATON & CARTER
NOV 16	7:00 P.M.	PARKS & RECREATION COMMISSION	MORELLI
NOV 17	1:30 P.M.	AUGUSTA COUNTY SERVICE AUTHORITY	SHULL
NOV 21	10:30 A.M. 11:00 A.M. 1:30 P.M. 7:00 P.M.	BOARD OF SUPERVISORS-PUBLIC SAFETY COMMITTEE BOARD OF SUPERVISORS-ECONOMIC DEVELOPMENT COMMITTEE BOARD OF SUPERVISORS-STAFF BRIEFING RECYCLING COMMITTEE	SHULL & SEATON WELLS & SLAVEN ALL MEMBERS MORELLI
NOV 22	8:45 P.M. 2:00 P.M. 7:00 P.M. 7:00 P.M.	DEPT OF SOCIAL SERVICES SHENANDOAH VALLEY ANIMAL SERVICE CENTER OWNERS' MTG AUG. COUNTY EMERGENCY SERVICES OFFICERS ASSOC. BOARD OF SUPERVISORS MEETING	ALL MEMBERS
DEC 1	9:30 A.M. 1:30 P.M.	BOARD OF ZONING APPEALS STAFF BRIFING BOARD OF ZONING APPEALS	
DEC 5	1:30 P.M.	COMMUNITY POLICY MANAGEMENT	
DEC 6	2:00 P.M.	JAIL AUTHORITY	
DEC 7	10:00 A.M.	METROPOLITAN PLANNING ORGANIZATION	SEATON
DEC 13	7:00 P.M.	PLANNING COMMISSION	
DEC 14	3:00 P.M. 6:00 P.M. 7:00 P.M.	ORDINANCE COMMITTEE AUDIT COMMITTEE BOARD OF SUPERVISORS MEETING	CARTER & MORELLI CARTER & MORELLI ALL
DEC 15	1:30 P.M.	AUGUSTA COUNTY SERVICE AUTHORITY	SHULL
DEC 20	10:00 A.M. 10:00 A.M. 5:30 P.M.	VALLEY PROGRAM FOR AGING SERVICES HEADWATERS SOIL & WATER CONSERVATION DIST COMMUNITY ACTION PROGRAM STAUNTON-AUGUSTA-WAYNESBORO	SEATON & CARTER
DEC 21	7:00 P.M.	PARKS & RECREATION COMMISSION	MORELLI
DEC 27	2:00 P.M.	SHENANDOAH VALLEY ANIMAL SERVICES CENTER OWNERS' MEETING	

DATE: Oct 20, 2022

**\*\*All meetings are at the Government Center unless otherwise noted**



**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: ECONOMIC DEVELOPMENT**

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Accept

**EXECUTIVE SUMMARY:**

# Economic Development

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Monthly Board of Supervisors Report  
September 2022 Activities

**Unemployment Rate**

**Business Licenses Issued**

**Scorecards**

**Economic Development Authority**

**Mill Place Commerce Park**

**Shenandoah Valley Partnership**

**Partner Agency Interaction**

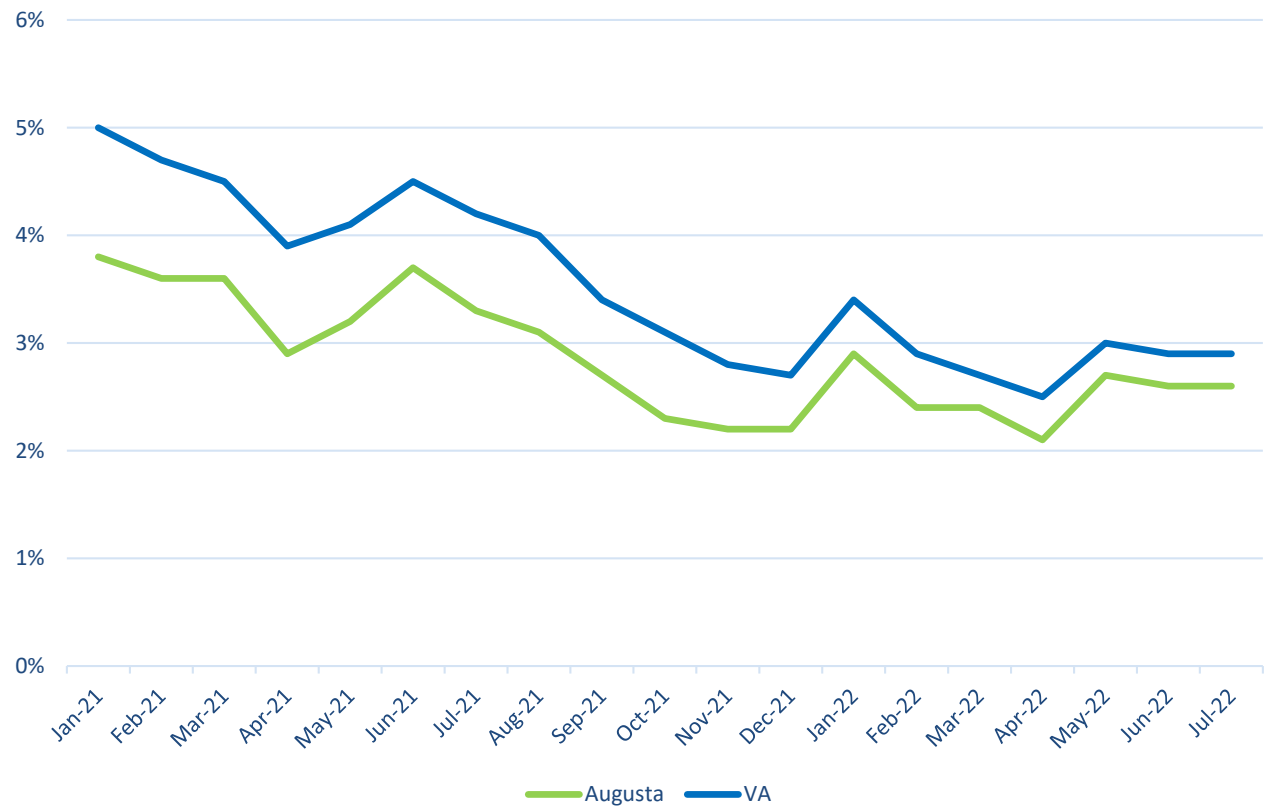
**Special Projects, Marketing Initiatives & Events**

**Recent Media**



# Unemployment Rate

Unemployment Rates



## August Unemployment

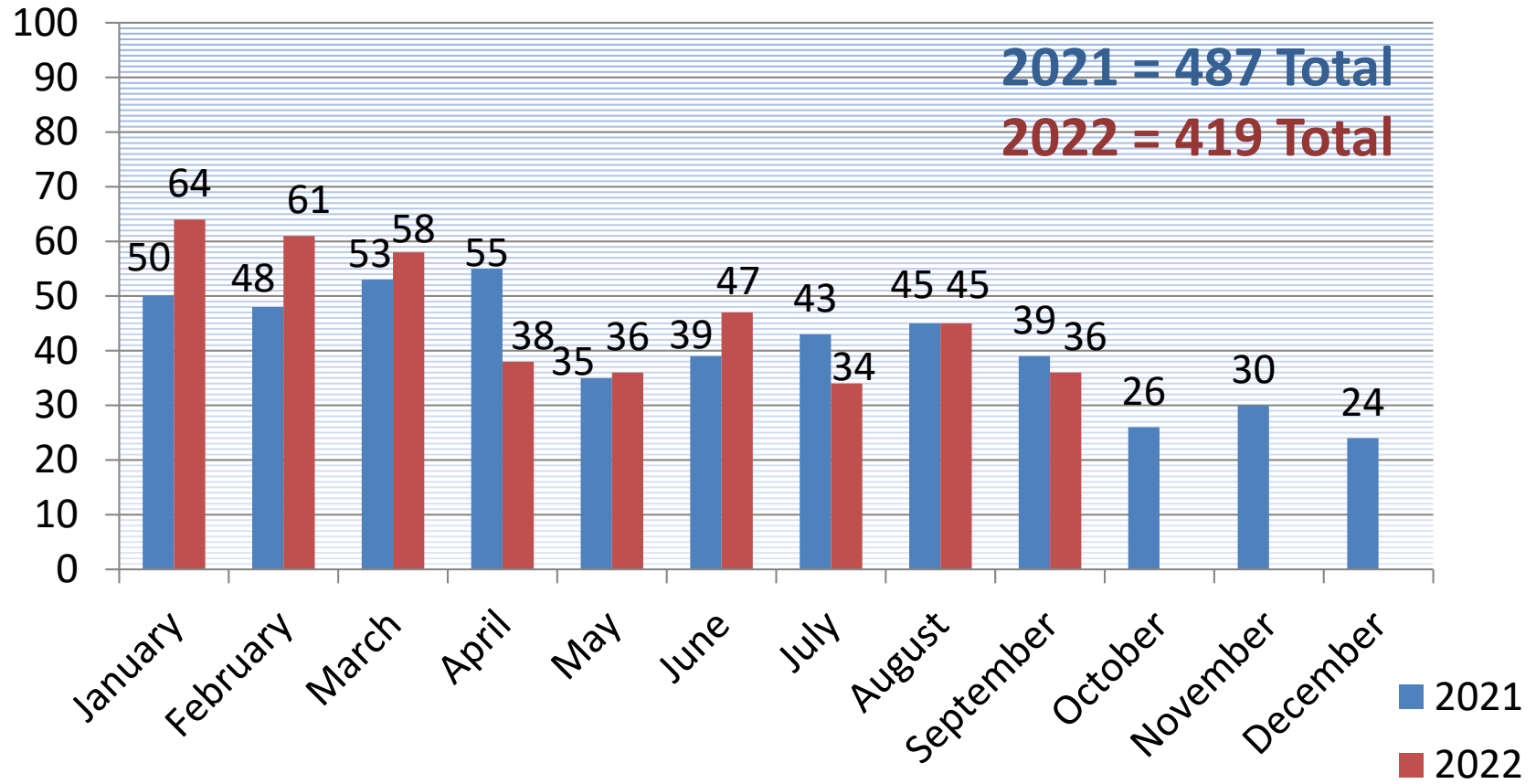
Augusta County: 2.9%  
Virginia: 3.2%

## Augusta Workforce

Labor Force: 37,080  
Employed: 36,008  
Unemployed: 1,072



# Business Licenses



# Lead Generation

## Lead Generation 2022

Travel Outreach	2022 YTD	2021 Total
Marketing Missions	5	6
Familiarization Tours	1	2
Virtual Events	3	4
VEDP Staff Tours	1	0

Leads		
SVP & VEDP	16	18
Direct	4	9
Expansions	2	5

Prospect Visits		
SVP & VEDP Leads	5	4
Direct Leads	1	4
Expansions	3	4

Announcements		
Expansions	0	0
New Companies	1	1
Capital Investment	\$166,000,000	\$37,000,000
Jobs Created	500	52
Jobs Retained	0	0

*Announced Projects (YTD):	Investment	Jobs
Amazon	\$ 166,000,000	500



# Marketing

## Marketing Scorecard

Google Analytics	Sep-22	YTD 2022
<b>AugustaVABusiness.com</b>		
Users	1,216	15,115
Page Views	2,008	35,609
<b>VisitAugustaCounty.com</b>		
Users	300	4,292
Page Views	583	9,772

Outreach Audiences		
<b>Newsletter</b>		
Audience		371
Open Rate		49%
<b>Facebook</b>		949
<b>Instagram</b>		1,524



# Economic Development Authority

Meets January, April, July, October – unless a special meeting is called

Last meeting: October 20, 2022

Next meeting: January 19, 2023

## Augusta Small Business Loan Fund Update

- October 2022 - 2 loans approved for Augusta County businesses



**AUGUSTA**  
ECONOMIC DEVELOPMENT

*Small Business  
Big Plans.*

WE'RE HERE TO HELP YOUR BUSINESS START,  
RELOCATE, OR GROW IN AUGUSTA COUNTY.

Augusta County works hard to reduce the uncertainty and red tape for new and existing businesses. Our services are free and confidential.

**OUR SERVICES**

- Company location or relocation
- Company start-up
- Company expansion
- Data research
- Connecting you to workforce, government, and community contacts

**SMALL BUSINESS LOANS**

Let us help you boost your idea from plan to reality with an Augusta County small business loan. Loans available up to \$20,000 with terms of 1-5 years. Our small business loans can be packaged with other creative financing or traditional bank loans.

**TO QUALIFY FOR THE LOANS...**

**LOCATE YOUR CURRENT OR FUTURE BUSINESS IN AUGUSTA COUNTY**  
Check with Augusta County Government Center departments for business license, zoning, building, planning, engineering, tax information and more.

**COMPLETE BUSINESS PLAN**  
Work with the Small Business Development Center or the Staunton Creative Community Fund to prepare a solid business plan.

**REQUEST LOAN FUND APPLICATION**  
Contact the Augusta County Economic Development Office or Staunton Creative Community Fund to learn more about the loan fund application program.



This program is administered through a partnership with the Staunton Creative Community Fund.







# Mill Place Commerce Park

CAVA held their groundbreaking ceremony in Mill Place on October 5



**CAVA**



# Shenandoah Valley Partnership

Lead Generation Committee Meeting – 9/16

Site Selectors Guild Fall Forum – 9/19-9/21

Upcoming:

Fundraising Campaign

Updating 60-second Martin Site marketing video

Attending PLMA Private Label Trade Show in November



# Partner Agency Interaction

## SVTP

- Monthly Meeting 9/1
- Marketing Committee 9/20

BRCC Community Breakfast 9/8

Farm2Fork Affair Planning Meetings 9/9, 9/21

Shenandoah Beerwerks Trail Meeting 9/13

SAW Education Coalition Regional Advisory Board 9/14

CEO Consortium Meeting - SVWDB Organization Transition 9/14

Virginia Rural Leadership Institute 9/15 – 9/17

GART Meeting 9/19



# Partner Agency Interaction

VEDA Fall Conference 9/21 – 9/23

Public Relations Council Luncheon 9/27

Shenandoah Community Capital Fund Meeting 9/27

Existing Business Visits

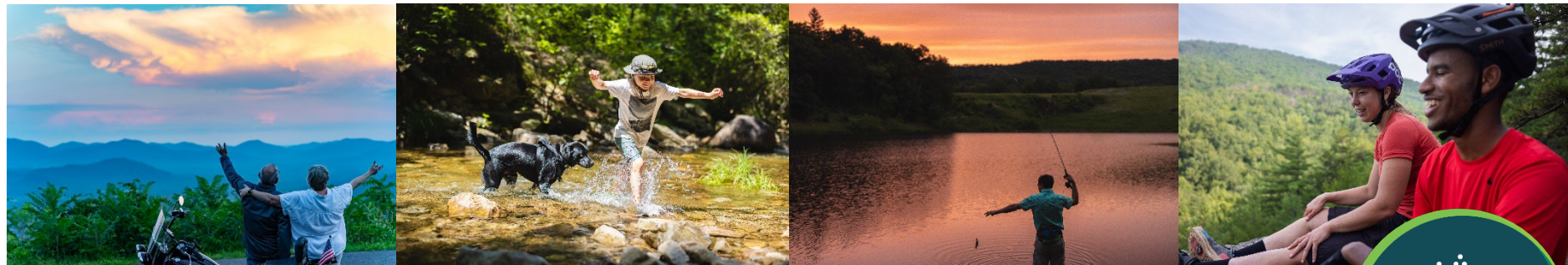
- Daikin 9/12



# Special Projects, Marketing Initiatives & Events

## Upcoming:

- Farm2Fork Affair – March 2023
- Existing Employers video – Fall/Winter 2022
- ARPA VTC Tourism Recovery Program
  - Official Guide Reprinting VA & Welcome Center Distribution
  - SNP Trust Overlook Maintenance and Signage
  - Update [visitaugustacounty.com](http://visitaugustacounty.com); Kick-off meeting 10/12
  - Tourism Video Shoots – First shoot 10/19



# Recent Media

- SBRT grant funding to provide fee-free counseling to small business owners in the Valley, *Augusta Free Press* (September 6)
- County brewery awards; Oktoberfest; Top 10 fall fest list — The buzz, *News Leader* (September 12)
- Shenandoah Valley Airport has new carrier service to start in November, *Daily News Leader* (September 21)
- Shenandoah Valley Airport partners with new carrier for flights to Charlotte, *News Virginian* (September 22)
- This Mother-Daughter Team Is On A Mission To Bring Back Heirloom Mums, *Southern Living* (September 23)
- Hershey celebrates 40 years in Stuarts Draft by launching scholarship program, *WHSV* (September 28)





**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: ECONOMIC DEVELOPMENT**

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Discuss

**EXECUTIVE SUMMARY:**



**OFFICE OF ECONOMIC DEVELOPMENT**  
County of Augusta, Virginia  
18 Government Center Lane, P. O. Box 590  
Verona, Virginia 24482-0590  
(540) 245-5619

**REBEKAH S. CASTLE**  
**DIRECTOR OF ECONOMIC DEVELOPMENT**

**TO:** The Chair and Members of the Board of Supervisors

**FROM:** Rebekah S. Castle, Economic Development Director

**COPY:** Tim Fitzgerald, County Administrator

**DATE:** October 18, 2022

**RE:** Resolution to support Hershey Chocolate of Virginia's Industrial Access Railroad Track Funds Application

With Hershey's multiple expansions over the past few years, the company has a need for a rail expansion due to increased product. Hershey is applying for Industrial Access Railroad Track Funds from the Virginia Department of Rail and Public Transportation. The application will request \$450,000 in state funds.

As part of the application process, commercial and industrial facility applicants are asked to provide resolutions from respective Boards to ensure localities know a company is applying for these state funds.

Hershey Chocolate of Virginia has requested a resolution in support of this application. The application is due by November 6.

A suggested motion is provided below:

*I move to authorize the Chair of the Augusta County Board of Supervisors to execute the resolution in support of Hershey Chocolate of Virginia's Industrial Access Railroad Track Funds application.*

**RESOLUTION OF THE BOARD OF SUPERVISORS  
OF AUGUSTA COUNTY, VIRGINIA**

**WHEREAS**, Hershey Chocolate of Virginia, Inc. has expressed its commitment to the Augusta County Board of Supervisors to expand its commercial, business, or industrial operations in Stuarts Draft, Augusta County; AND,

**WHEREAS**, Hershey Chocolate of Virginia, Inc. and its operation will require rail access; AND,

**WHEREAS**, the Officials of Hershey Chocolate of Virginia, Inc., have reported to Augusta County, their intent to apply for Industrial Access Railroad Track Funds from the Commonwealth of Virginia's Department of Rail and Public Transportation in the amount of \$450,000; AND,

**WHEREAS**, Hershey Chocolate of Virginia, Inc., has requested that the Augusta County Board of Supervisors provide a Resolution supporting its application for said funds which are administered by the Virginia Department of Rail and Public Transportation.

**NOW THEREFORE, BE IT RESOLVED THAT THE BOARD OF SUPERVISORS OF AUGUSTA COUNTY, VIRGINIA**, hereby endorses and supports the application of Hershey Chocolate of Virginia, Inc., for \$450,000 in Industrial Access Railroad Track Funds AND,

**BE IT FURTHER RESOLVED**, that the Augusta County Board of Supervisors hereby makes known its desire and intent to support the Commonwealth Transportation Board in providing the maximum financial assistance to Hershey Chocolate of Virginia, Inc., for the purpose of expanding its industrial facility in Stuarts Draft, Augusta County.

ADOPTED: \_\_\_\_\_

\_\_\_\_\_  
Chair, Board of Supervisors of  
Augusta County, Virginia

\_\_\_\_\_  
CLERK



**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: VDOT ROADS**

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Accept

**EXECUTIVE SUMMARY:**

VDOT Report  
October 24, 2022

Mr. Wells (Beverly Manor)

- Interstate 81 – Third lane widening from Exit 221 to Exit 225 – Three Design-Build Teams have been shortlisted. Technical proposals are due back in January, and pricing is due in February 2023.
- RTE 612 (Laurel Hill Rd) – Traffic Engineering is conducting a speed zoning study on Rte. 612 east of Verona from the end of the existing 45 MPH zone in the vicinity of the subdivision west of Lewis Creek to a point east of Rt 788 (Old Laurel Hill Rd). This section is approximately 1.5 miles long and includes two horizontal curves and a mixture of residential and business use.
- RTE 608 (Tinkling Spring Rd) - Traffic engineering speed study review to assess potential of establishing a posted speed limit from the end of the existing 40 mph zone north of RTE 340 to a point north of the intersection of RTE 609 (Old Draft Rd), through the area of The Cheese Shop.
- RTE 635 (Barterbrook Rd) – Bridge over I-81 will be replaced as part of I-81 southbound auxiliary lane project. Closure of bridge proposed during construction, requiring detour of Barterbrook Road traffic. Beginning to acquire R/W, plan to advertise in 2023.
- RTE 262 North (Woodrow Wilson Parkway) east of RTE 11 – Shenandoah Valley Railroad will perform emergency railroad crossing repairs the weekend of November 4<sup>th</sup> through November 6<sup>th</sup> weather permitting
- RTE 262 – Asphalt resurfacing from the I-81 Bridge to RTE 613 has been completed, some punch list items remain.
- RTE 637 (Jericho Rd) – Rural Rustic pipe installation and stone placement scheduled to begin this fall.
- RTE 647 (Christian Creek Rd) - Asphalt overlay from RTE 11 to the west side of I-81 Bridge has been completed.
- RTE 935 (Expo Rd) - scheduled for plant mix overlay has been completed
- Beginning fall brush cut from R/W to R/W on the Primary systems.
- Grading, placing stone where needed on various gravel roads as needed.

Mr. Slaven (North River)

- RTE 11 (Lee Highway) – Based on a traffic engineering speed study, the existing 45 MPH speed limit ending just north of Rt 781 (Bald Rock Rd) north of Verona will be extended to the north for approximately three quarters of a mile, through the area of commercial/industrial and residential development. UPDATE: The 45 mph signs for the extended speed limit have been installed.
- RTE 809 (Iron Works Rd) at intersection or RTE 42 (Scenic Highway) – an additional STOP AHEAD sign will be installed on Iron Works Rd on the approach to the stop sign at RTE 42, and rumble strips are also planned on this approach. In addition, a large double arrow warning sign will be installed on the east side of RTE 42 facing stopped traffic on the Iron Works Rd approach.
- RTE 11/256/I-81 Exit 235 – A citizen information meeting/open house was held on Monday, March 7 at Blue Ridge Community College to present various improvement options developed during a recent study. Smart Scale application for RTE 256 bridge widening has been submitted.
- RTE 766 (Reeves Rd) – Rural Rustic project asphalt base from intersection with RTE 764 (Towers Rd) to top of the hill to begin October 19<sup>th</sup> with surface treatment scheduled the week of October 24<sup>th</sup> weather permitting.
- RTE 748 (Flint Hill Rd) – Reviewed a citizen request to reduce the speed limit from 35 MPH to 25 MPH. Based on review of crash history (no crashes) and roadway alignment and characteristics, a reduction in the speed limit is not recommended.
- RTE 731 (Natural Chimney Rd) - Mill and Fill various locations of wash board pavement has been postponed until spring 2023.
- RTE 731 (Mt Solon) - Three 36” CMP cross pipes are being reviewed by Environmental for a future pipe lining operation.
- RTE 613 (Spring Hill Rd) – Speed limits will be reviewed on corridor from RTE 42 to RTE 607.
- Beginning Fall brush cut from R/W to R/W on the Primary systems.
- Grading and placing stone where needed on various gravel roads as needed.

Mrs. Carter (Pastures)

- RTE 601 (Estaline Valley Rd) Pipe replacements at several locations has been completed
- RTE 42 (Craig St) – Temporary shoulder widening and ditch repairs have been completed. A more permanent solution will be coordinated with the Town at the time of their
- RTE 262 (Woodrow Wilson Pkwy) – Beginning design plans to extend 4-lane section from RTE 613 (Old Greenville Rd) to RTE 252 (Middlebrook Ave). Field Inspection plans being completed now, plan to advertise spring 2023.
- RTE 811 (Augusta Springs Rd) - Tree trimming state forces scheduled for this fall weather permitting.
- RTE 601 (Estaline Valley Rd) - Tree trimming with state forces will be continuing through the Fall
- Beginning fall brush cut from R/W to R/W on the Primary systems.
- Grading and placing stone where needed on various gravel roads as needed.

Mr. Garber (Middle River)

- Interstate 81 – Weyers Cave Truck Climbing Lanes - northbound and southbound from approximate milepost 234 to milepost 238; includes acceleration and deceleration lane extensions in the northbound direction and deceleration lane extension in the southbound direction at the Exit 235 interchange. Public Hearing was held on July 27, 2022 at Blue Ridge Community College. Tentative project advertisement date late 2024.
- RTE 256 (Weyers Cave Rd) – Traffic engineering study is being conducted to assess potential extension of existing 45 mph speed limit at Weyers Cave farther east to the area of the Community Center. UPDATE: Study complete. The 45 mph speed limit will be extended to a point just east of RTE 847 (Valley Church Rd).
- RTE 612 (New Hope/ Crimora Rd) - 15” CMP crossline pipe replacement at two locations has been scheduled for October 25<sup>th</sup> and 26<sup>th</sup>. Public notice has been issued for temporary road closure from 8:30am to 3:00pm both days.
- RTE 616 (Dam Town Rd) Shoulder stone has been placed from RTE 926 (River Rd) to RTE 608 (New Hope Rd)
- RTE 786 (Eakle Rd) - Pipe replacement and shoulder repairs west of RTE 608 has been scheduled for repair this fall.
- RTE 276 (Keezletown Rd) - Asphalt overlay from Weyers Cave to Augusta/ Rockingham Co line has been completed.
- RTE 363 (Blue Ridge College Entrance) is scheduled for asphalt overlay by October 21<sup>st</sup> weather permitting
- Beginning fall brush cut from R/W to R/W on the Primary systems.
- Grading and placing stone where needed on various gravel roads as needed.

Dr. Seaton (Wayne)

- RTE 794 (Sangers Ln) - 2<sup>nd</sup> Phase of the Rural Rustic project surface treatment overlay has been completed
- Woodrow Wilson Ave – Design plans for additional lane into Wilson Complex are being developed. Stakeholder meeting will be scheduled soon to discuss maintenance of traffic during construction.
- RTE 1308 (Lea Dr) – Asphalt leveling will be completed this month.
- RTE 611 (Dooms Crossing Rd) – Dooms Crossing South River access point is being reviewed to see if additional signing is needed in area.
- Beginning fall brush cut from R/W to R/W on the Primary systems.
- Grading and placing stone where needed on various gravel roads as needed.

Mr. Morelli (South River)

- RTE 664 (Mt Torrey Rd), RTE 814 (Love Rd) and RTE 610 (Howardsville Turnpike) – Truck restriction and advisory signing is being reviewed on these routes. A large No Tractor Trailer symbol sign with the message THRU TRACTOR TRAILERS PROHIBITED has been installed on Rt 664 (Reeds Gap Rd) just after the turn is made at the intersection with Rt 814 (Love Rd). This sign confirms and reinforces the existing tractor trailer restriction sign at this intersection.
- RTE 913 (Dodge St) – Columbia Gas has completed pavement patches on utility cuts. Overall asphalt scratching by state forces will be completed this Fall.
- RTE 639 (Wayne Ave) – Two potential improvement options are being considered. Cost estimates and sketches have been provided to the County Engineer. VDOT is revising estimates based on current market rates.
- Beginning fall brush cut from R/W to R/W on the Primary systems.
- Grading and placing stone where needed on various gravel roads as needed.

Mr. Shull (Riverheads)

- RTE 1205 (Old Greenville Rd) - Ditch line repairs and asphalt leveling scheduled for October 20-21 weather permitting
- RTE 11 (Lee-Jackson Hwy) - Several large Ash trees from RTE 675 to RTE 853 SBL have been removed.
- RTE 11 (Lee Jackson Hwy) Pothole/Sinkhole repair in south bound lane in front of Pilot scheduled for October 19th weather permitting
- RTE 652 (University Farm Rd) - Asphalt scratching and pot hole repairs scheduled to be completed this fall weather permitting.
- RTE 666 (Lofton Rd) - intersection of RTE 608 (Cold Springs Rd) - pipe replacement of crossline pipe as weather permits.
- RTE 654 (White Hill Rd) - Asphalt overlay from RTE 340 to RTE 652 has been completed and shoulder stone placed
- RTE 675 (Broadhead School Rd) - Tree trimming and brush removal has been completed. Rock check dams will be installed in ditch lines to help reduce drainage concerns in the area of Callison Mill Rd.
- RTE 909 (Johnson Drive) - Asphalt overlay from RTE 340 to End State Maintenance has been completed and shoulder stone has been placed.
- Beginning fall brush cut from R/W to R/W on the Primary systems.
- Grading and placing stone where needed on various gravel roads.



**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: FIRE AND RESCUE**

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Accept as information

**EXECUTIVE SUMMARY:**



## *AUGUSTA COUNTY FIRE-RESCUE*

County Government Center  
18 Government Center Lane  
P.O. Box 590, Verona, VA 24482

Main Office Line: (540) 245-5624 - Fax Line: (540) 245-5356  
[www.co.augusta.va.us](http://www.co.augusta.va.us)

### **AUGUSTA COUNTY FIRE-RESCUE REPORT September 2022**

- Fire Agency Dispatches 652 ( 497 Incidents)
- Rescue Agency Dispatches 1180 (1017 Incidents)
- Total Combined Dispatches 1832 (1514 Incidents)
- 94 Combined Dispatches Turned Over to Next Due Agencies, 56 due to being on another call

#### **Training Division**

- ACFR Recruit School (EMT) – 8 students (568 student hours)
- CPR Classes – 9 students (36 student hours)
- Volunteer Officer Training – 30 students (90 student hours)
  - Total Students – 47 students
  - Total Student Hours – 694 student hours
  - Total Teaching Hours – 105 hours
  - Other Instructor Hours – 60 hours
  - Total Hours Worked in Field – 62.5 hours
  - Total Incident Responses - 2

EMERGENCY CALLS RECEIVED THROUGH ECC  
MONTHLY REPORT FOR 2022

	January	February	March	April	May	June	July	August	September	October	November	December			
FIRE & RESCUE COMPANIES	Monthly Calls	Monthly Calls	Monthly Calls	Monthly Calls	Monthly Calls	Monthly Calls	Monthly Calls	Monthly Calls	Monthly Calls	Monthly Calls	Monthly Calls	Monthly Calls	Total Calls	% of Fire or Rescue Total	% of Combined Total
Staunton - SS1	17	15	13	12	6	10	16	10	9				108	1.81%	0.65%
Staunton - SS2	14	9	8	8	4	7	14	5	6				75	1.26%	0.45%
1 - Waynesboro	12	10	13	7	18	11	13	15	14				113	1.90%	0.68%
2 - Deerfield	8	10	5	3	6	13	7	5	5				62	1.04%	0.37%
3 - Middlebrook	9	15	14	10	16	6	11	12	7				100	1.68%	0.60%
4 - Churchville	40	24	25	25	28	27	35	30	30				264	4.43%	1.59%
5 - Weyers Cave	70	45	40	64	51	47	47	33	50				447	7.50%	2.69%
6 - Verona	57	68	61	76	41	41	54	67	53				518	8.69%	3.12%
7 - Stuarts Draft	44	39	54	47	46	41	49	50	48				418	7.01%	2.52%
8 - Craigsville	20	14	11	13	14	12	12	9	9				114	1.91%	0.69%
9 - Dooms	39	46	62	56	58	53	38	46	39				437	7.33%	2.63%
10 - Augusta County	106	114	99	112	93	89	114	102	120				949	15.91%	5.71%
11 - Preston L. Yancey	83	85	77	71	84	90	84	82	96				752	12.61%	4.53%
12 - Raphine	11	7	15	18	20	17	9	18	13				128	2.15%	0.77%
14 - Swoope	38	39	30	26	25	29	43	30	33				293	4.91%	1.76%
15 - Bridgewater	8	8	4	6	6	8	11	8	5				64	1.07%	0.39%
17 - Clover Hill	1	2	0	0	0	0	1	1	1				6	0.10%	0.04%
18 - New Hope	23	26	24	15	8	15	19	12	18				160	2.68%	0.96%
19 - Wilson	23	16	23	21	23	13	23	26	19				187	3.14%	1.13%
20 - Grottoes	20	13	23	11	11	15	14	12	9				128	2.15%	0.77%
21 - Mt. Solon	17	15	17	7	12	19	14	19	15				135	2.26%	0.81%
25 - Riverheads	54	36	47	53	64	38	47	48	49				436	7.31%	2.62%
80 - Walkers Creek	3	5	1	3	1	5	2	3	1				24	0.40%	0.14%
SVRA	0	0	0	0	2	0	0	0	1				3	0.05%	0.02%
Goshen	5	1	2	3	1	0	0	0	0				12	0.20%	0.07%
South River	2	0	3	0	0	1	0	1	0				7	0.12%	0.04%
Wintergreen	2	4	2	4	3	2	4	0	2				23	0.39%	0.14%
R1 - W'boro First Aid	86	91	98	89	104	89	79	101	76				813	7.63%	4.89%
R2 - Deerfield R.S.	15	6	9	8	12	9	12	14	10				95	0.89%	0.57%
R4 - Churchville R.S.	115	90	89	94	95	102	112	123	93				913	8.57%	5.50%
R5 - Staunton/Augusta R.S.	176	158	134	153	147	163	192	162	155				1440	13.52%	8.67%
R6 - Stuarts Draft R.S.	253	189	164	187	181	179	180	235	178				1746	16.39%	10.51%
*Special Events - Reserve Amb	0	0	0	0	1	0	3	0	2				6	0.06%	0.04%
R11 - Preston L. Yancey	230	189	199	219	229	216	253	240	243				2018	18.95%	12.15%
R15 - Bridgewater R.S.	17	11	10	12	14	13	15	19	18				129	1.21%	0.78%
R16 - Craigs/Augusta Spr.	50	38	35	39	37	46	46	60	35				386	3.62%	2.32%
R18 - New Hope	75	56	53	47	50	39	52	60	64				496	4.66%	2.99%
R20 - Grottoes R.S.	47	36	49	39	37	40	31	40	39				358	3.36%	2.15%
R21 - Mt. Solon R.S.	37	23	26	19	24	33	29	44	33				268	2.52%	1.61%
R25 - Riverheads	150	116	92	108	126	102	102	152	112				1060	9.95%	6.38%
R26 - Weyers Cave R.S.	121	77	91	106	86	91	97	94	112				875	8.22%	5.27%
Augusta Health Transport	0	0	0	0	0	0	0	0	0				0	0.00%	0.00%
Wintergreen	1	5	2	3	5	6	5	10	10				47	0.44%	0.28%
<b>FIRE TOTALS</b>	726	666	673	671	641	609	681	644	652	0	0	0	5963	35.89%	
<b>RESCUE TOTALS</b>	1373	1085	1051	1123	1148	1128	1208	1354	1180	0	0	0	10650	64.11%	
<b>TOTAL EMERGENCY DISPATCHES</b>	2099	1751	1724	1794	1789	1737	1889	1998	1832	0	0	0	16613	100.00%	
<b>TOTAL EMERGENCY INCIDENTS</b>	1656	1409	1375	1440	1482	1451	1544	1647	1514				13518		

CALLS TURNED OVER TO NEXT  
DUE AGENCIES  
MONTHLY REPORT FOR 2022

		January	February	March	April	May	June	July	August	September	October	November	December	Total Turned Over On Another Call	Total Turned Over Not On Another Call	Total Calls Turned Over	% of Total On Another Call	% of Total Not on Another Call	% of Total Calls Turned Over
FIRE & RESCUE COMPANIES	TOTAL CALLS	CALLS TURNED OVER TO NEXT DUE	CALLS TURNED OVER TO NEXT DUE	CALLS TURNED OVER TO NEXT DUE	CALLS TURNED OVER TO NEXT DUE	CALLS TURNED OVER TO NEXT DUE	CALLS TURNED OVER TO NEXT DUE	CALLS TURNED OVER TO NEXT DUE	CALLS TURNED OVER TO NEXT DUE	CALLS TURNED OVER TO NEXT DUE	CALLS TURNED OVER TO NEXT DUE	CALLS TURNED OVER TO NEXT DUE	CALLS TURNED OVER TO NEXT DUE						
Staunton - SS1	108	0	0	0	0	0	0	0	0	0						0	0.0%	0.0%	0.0%
Staunton - SS2	75	0	0	0	0	0	0	0	0	0						0	0.00%	0.0%	0.00%
1 - Waynesboro	113	0	0	0	0	0	0	0	0	0						0	0.0%	0.0%	0.0%
2 - Deerfield	62	1	0	0	0	0	0	1	0	0				2		2	0.0%	3.2%	3.2%
3 - Middlebrook	100	0	0	0	0	0	0	0	0	0						0	0.0%	0.0%	0.0%
4 - Churchville	264	3	4	1	6	6	3	7	8	10				2	46	48	0.8%	17.4%	18.2%
5 - Weyers Cave	447	0	0	0	0	1	0	2	3	1					7	7	0.0%	1.6%	1.6%
6 - Verona	518	0	2	6	7	5	5	2	7	6				2	38	40	0.4%	7.3%	7.7%
7 - Stuarts Draft	418	1	0	0	0	0	1	1	0	0					3	3	0.0%	0.7%	0.7%
8 - Craigsville	114	0	0	0	0	0	0	0	0	0						0	0.0%	0.0%	0.0%
9 - Dooms	437	1	1	0	1	2	1	0	1	0				3	4	7	0.7%	0.9%	1.6%
10 - Augusta County	949	3	3	3	4	1	0	5	1	3				19	4	23	2.0%	0.4%	2.4%
11 - Preston L. Yancey	752	1	1	1	1	0	1	0	0	3				4	4	8	0.5%	0.5%	1.1%
12 - Raphine	128	3	1	0	0	0	2	0	0	2					8	8	0.0%	6.3%	6.3%
14 - Swoope	293	0	1	3	1	2	2	5	1	4				1	18	19	0.3%	6.1%	6.5%
15 - Bridgewater	64	0	0	0	0	1	0	0	0	0				1		1	1.6%	0.0%	1.6%
17 - Clover Hill	6	0	0	0	0	0	0	0	0	0						0	0.0%	0.0%	0.0%
18 - New Hope	160	2	3	7	2	1	4	2	3	3				2	25	27	1.3%	15.6%	16.9%
19 - Wilson	187	1	0	4	3	0	0	0	0	0					8	8	0.0%	4.3%	4.3%
20 - Grottoes	128	0	0	0	0	0	0	0	0	0						0	0.0%	0.0%	0.0%
21 - Mt. Solon	135	4	0	0	0	1	1	0	0	0					6	6	0.0%	4.4%	4.4%
25 - Riverheads	436	7	6	16	7	3	1	3	8	2				3	50	53	0.7%	11.5%	12.2%
80 - Walkers Creek	24	1	0	0	0	0	0	0	0	0					1	1	0.0%	4.2%	4.2%
SVRA	3	0	0	0	0	0	0	0	0	0						0	0.0%	0.0%	0.0%
Goshen	12	0	0	0	0	0	0	0	0	0						0	0.0%	0.0%	0.0%
South River	7	0	0	0	0	0	0	0	0	0						0	0.0%	0.0%	0.0%
Wintergreen	23	0	0	0	0	0	0	0	0	0						0	0.0%	0.0%	0.0%
R1 - W'boro First Aid	813	6	3	3	5	4	2	2	1	1				27		27	3.3%	0.0%	3.3%

R2 - Deerfield R.S.	95	0	1	2	2	0	1	0	0	0				6	6	0.0%	6.3%	6.3%	
R4 - Churchville R.S.	913	8	3	4	4	5	1	8	6	6			32	13	45	3.5%	1.4%	4.9%	
R5 - Staunton/Augusta R.S.	1,440	12	6	3	10	4	6	4	3	6			54		54	3.8%	0.0%	3.8%	
R6 - Stuarts Draft R.S.	1,746	18	15	9	11	16	8	11	20	18			86	40	126	4.9%	2.3%	7.2%	
*Special Events - Reserve Amb	6	0	0	0	0	0	0	0	0	0					0	0.0%	0.0%	0.0%	
R11 - Preston L. Yancey	2,018	6	2	4	9	5	22	8	7	5			67	1	68	3.3%	0.0%	3.4%	
R15 - Bridgewater R.S.	129	1	0	2	4	2	0	0	0	1			3	7	10	2.3%	5.4%	7.8%	
R16 - Craigs/Augusta Spr.	386	1	3	2	2	1	1	2	2	2			16		16	4.1%	0.0%	4.1%	
R18 - New Hope	496	10	3	4	3	4	1	4	3	4			27	9	36	5.4%	1.8%	7.3%	
R20 - Grottoes R.S.	358	1	3	2	0	3	4	5	3	4			24	1	25	6.7%	0.3%	7.0%	
R21 - Mt. Solon R.S.	268	2	0	1	2	0	0	0	0	0			1	4	5	0.4%	1.5%	1.9%	
R25 - Riverheads R.S.	1,060	9	8	3	6	9	8	5	16	7			71		71	6.7%	0.0%	6.7%	
R26 - Weyers Cave R.S.	875	7	2	5	10	9	3	6	4	5			51		51	5.8%	0.0%	5.8%	
Augusta Health Transport	0	0	0	0	0	0	0	0	0	0					0	0.0%	0.0%	0.0%	
Wintergreen	47	0	0	0	0	0	1	1	0	1			2	1	3	4.3%	2.1%	6.4%	
<b>FIRE TOTALS</b>	5,963	28	22	44	32	23	21	28	32	34	0	0	0	37	224	261	0.6%	3.8%	4.4%
<b>RESCUE TOTALS</b>	10,650	81	49	44	68	62	58	56	65	60	0	0	0	461	82	543	4.3%	0.8%	5.1%
<b>TOTAL CALLS TURNED OVER TO NEXT DUE</b>	16,613	109	71	85	100	85	79	84	97	94	0	0	0	498	306	804	3.0%	1.8%	4.8%

COMPANY	DATE	LOCATION	CALL TYPE	REASON FOR NEXT DUE RESPONSE
C10	9/1/2022 10:19:27 AM	164/TINKLING SPRING RD	TRAFFIC CRASH	ON ANOTHER CALL
C10	9/6/2022 5:33:48 PM	JEFFERSON HWY/DESPER HOLLOW RD	TRAFFIC CRASH	ON ANOTHER CALL
C10	9/26/2022 4:45:27 PM	EAKLE RD	STRUCTURE FIRE	E101 not on any other call/SQD10 on this call
C11	9/4/2022 11:32:44 PM	WARWICK LN	ALTERED LEVEL OF CONSCIOUSNESS	C11 ON ANOTHER CALL/R11 ON THIS CALL
C11	9/20/2022 12:53:57 AM	OLD WHITE BRIDGE RD	DIFFICULTY BREATHING	C11 NOT ON ANY OTHER CALL/R11 ON THIS CALL
C11	9/28/2022 1:11:35 PM	CHOWNING CIR	UNRESPONSIVE/UNCONSCIOUS	C11 ON ANOTHER CALL/R11 ON THIS CALL
C12	9/24/2022 7:12:40 AM	COLD SPRINGS RD	DIFF BREATHING & SPEAKING	NOT ON ANY OTHER AUGUSTA COUNTY CALL
C12	9/25/2022 2:10:31 PM	2100 I 81 N	TRAFFIC CRASH	NOT ON ANY OTHER AUGUSTA COUNTY CALL
C14	9/11/2022 3:47:52 PM	SPRING CREST LN	POSSIBLE STRUCTURE FIRE - 1ST	ON ANOTHER CALL
C14	9/13/2022 8:09:51 AM	ROLLING THUNDER LN	FIRE ALARM - 1ST	NOT ON ANY OTHER CALL
C14	9/22/2022 4:48:44 AM	PARKERSBURG TPKE	DIFF BREATHING & SPEAKING	NOT ON ANY OTHER CALL
C14	9/23/2022 7:22:58 PM	BUFFALO GAP HWY	VEHICLE FIRE	NOT ON ANY OTHER CALL
C18	9/5/2022 7:20:43 PM	PINE TOP RD	UNRESPONSIVE/UNCONSCIOUS	C18 NOT ON ANY OTHER CALL/R18 ON THIS CALL
C18	9/25/2022 11:59:30 PM	BARNHART RD	CHEST PAINS	C18 NOT ON ANY OTHER CALL/R18 ON THIS CALL
C18	9/27/2022 11:04:27 AM	BATTLEFIELD RD	SEIZURES	C18 NOT ON ANY OTHER CALL/R18 ON THIS CALL
C25	9/6/2022 7:09:50 AM	LEE-JACKSON HWY/COCHRANS MILL RD	ODOR INVESTIGATION	ON ANOTHER CALL
C25	9/21/2022 3:25:54 PM	LEE-JACKSON HWY	ALTERED LEVEL OF CONSCIOUSNESS	NOT ON ANY OTHER CALL
C4	9/1/2022 5:20:35 PM	HOTCHKISS RD	UNKNOWN MEDICAL EMERGENCY	C4 NOT ON ANY OTHER CALL/R4 ON THIS CALL
C4	9/3/2022 11:41:10 PM	WAYBURN ST	ALTERED LEVEL OF CONSCIOUSNESS	C4 NOT ON ANY OTHER CALL/R4 ON THIS CALL
C4	9/5/2022 10:53:55 AM	BEAR ST	CHEST PAINS	C4 NOT ON ANY OTHER CALL/R4 ON THIS CALL
C4	9/7/2022 9:04:58 PM	UNION CHURCH RD	UNRESPONSIVE/UNCONSCIOUS	C4 NOT ON ANY OTHER CALL/R4 ON THIS CALL
C4	9/15/2022 3:43:18 PM	PARKERSBURG TPKE	MEDICAL ALERT	C4 NOT ON ANY OTHER CALL/R4 ON ANOTHER CALL
C4	9/20/2022 6:11:25 PM	BUFFALO GAP HWY	SEIZURES	C4 NOT ON ANY OTHER CALL/R4 ON THIS CALL
C4	9/23/2022 5:44:31 PM	PARKERSBURG TPKE	DIFF BREATHING & SPEAKING	C4 NOT ON ANY OTHER CALL/R4 ON THIS CALL
C4	9/23/2022 6:44:14 PM	MOFFETT BRANCH RD	ALTERED LEVEL OF CONSCIOUSNESS	C4 NOT ON ANY OTHER CALL/R4 ON THIS CALL
C4	9/24/2022 2:09:58 AM	PARKERSBURG TPKE	TRAFFIC CRASH	C4 NOT ON ANY OTHER CALL/R4 ON THIS CALL
C4	9/30/2022 12:30:57 PM	BUFFALO GAP HWY	TRAFFIC CRASH	C4 NOT ON ANY OTHER CALL/R4 ON THIS CALL
C5	9/24/2022 4:38:23 PM	TRIANGLE DR	CHEST PAINS	NOT ON ANY OTHER CALL
C6	9/7/2022 8:37:21 PM	2310 I 81 N	TRACTOR TRAILER ACCIDENT	NOT ON ANY OTHER CALL
C6	9/10/2022 3:09:58 PM	LEE HWY	CHEST PAINS	NOT ON ANY OTHER CALL
C6	9/14/2022 6:09:07 AM	TODD RD	FALL, NOT INJURED/LIFT ASST	NOT ON ANY OTHER CALL
C6	9/15/2022 2:26:36 AM	SMITTY DR	LIFTING ASSISTANCE	NOT ON ANY OTHER CALL
C6	9/17/2022 10:29:42 AM	AUGUSTA ST	CHEST PAINS	NOT ON ANY OTHER CALL
C6	9/17/2022 12:22:51 PM	SMITTY DR	LIFTING ASSISTANCE	NOT ON ANY OTHER CALL
R1	9/11/2022 1:17:34 AM	E SIDE HWY	DIFFICULTY BREATHING	ON ANOTHER CALL
R11	9/11/2022 10:03:30 AM	MICAH CT	BLEEDING: MEDICAL (NON TRAUMA)	ON ANOTHER CALL
R11	9/15/2022 1:46:00 PM	BOLTON PL	CARDIAC EMERGENCY	ON ANOTHER CALL
R11	9/23/2022 10:26:37 AM	WATERFORD LOOP	PEDIATRIC - UNRESPONSIVE	ON ANOTHER CALL
R11	9/27/2022 3:46:30 PM	S MEDICAL PARK DR	SICK/ILLNESS SYMPTOMS	ON ANOTHER CALL
R11	9/29/2022 12:24:53 PM	NEW BRUNSWICK RD	ABDOMINAL PAIN	ON ANOTHER CALL
R15	9/30/2022 4:49:49 PM	LANDINGS LN	FALL	NOT ON ANY OTHER AUGUSTA COUNTY CALL
R16	9/2/2022 1:47:03 PM	N CHESTNUT AVE	STROKE	ON ANOTHER CALL
R16	9/17/2022 8:00:49 PM	W VILLAGE CIR	SEIZURE DISORDER	ON ANOTHER CALL
R18	9/3/2022 9:40:00 PM	PATTERSON MILL RD	UNRESPONSIVE/UNCONSCIOUS	ON ANOTHER CALL
R18	9/7/2022 12:08:31 PM	8TH ST - GROTTOS	UNRESPONSIVE/UNCONSCIOUS	ON ANOTHER CALL
R18	9/26/2022 4:32:07 PM	EAKLE RD	STRUCTURE FIRE	ON ANOTHER CALL
R18	9/30/2022 3:06:27 PM	BATTLEFIELD RD	FALL, NOT INJURED/LIFT ASST	ON ANOTHER CALL

R20	9/3/2022 3:08:40 PM	JESSICA ST	DIFFICULTY BREATHING	ON ANOTHER CALL
R20	9/9/2022 1:31:57 PM	BRANDON LN	ALLERGIC REACTION	ON ANOTHER CALL
R20	9/15/2022 12:03:56 PM	THOROFARE RD	ALS REQUEST	ON ANOTHER CALL
R20	9/21/2022 6:15:38 PM	S JOLLETT LN	CHEST PAINS	ON ANOTHER CALL
R25	9/9/2022 2:57:16 PM	WHITE OAK GAP RD	FALL	ON ANOTHER CALL
R25	9/11/2022 3:14:27 PM	LEE-JACKSON HWY	UNRESPONSIVE - NOT BREATHING	ON ANOTHER CALL
R25	9/14/2022 10:34:38 AM	EIDSON CREEK RD	FALL	ON ANOTHER CALL
R25	9/16/2022 9:08:03 AM	2105 I 81 S	UNKNOWN SITUATION	ON ANOTHER CALL
R25	9/21/2022 3:24:05 PM	LEE-JACKSON HWY	ALTERED LEVEL OF CONSCIOUSNESS	ON ANOTHER CALL
R25	9/23/2022 6:07:40 PM	LAKE DR	STROKE	ON ANOTHER CALL
R25	9/23/2022 10:22:14 PM	2117 I 81 S	TRAFFIC CRASH	ON ANOTHER CALL
R26	9/1/2022 3:33:55 PM	SOUTH VALLEY PIKE/OAKWOOD DR_ ROCKIN	HAZARDOUS MATERIAL INCIDENT	ON ANOTHER CALL
R26	9/7/2022 12:22:09 PM	FORT DEFIANCE RD	INJURY	ON ANOTHER CALL
R26	9/18/2022 3:50:08 PM	22390 I 81 N - MT CRAWFORD	TRAFFIC CRASH	ON ANOTHER CALL
R26	9/19/2022 9:32:47 AM	OAKLAND FARM RD	UNRESPONSIVE - NOT BREATHING	ON ANOTHER CALL
R26	9/20/2022 6:08:41 AM	CAPTAIN SHANDS RD	MEDICAL ALERT	ON ANOTHER CALL
R4	9/3/2022 12:55:55 PM	PARKERSBURG TPKE	MEDICAL ALERT	ON ANOTHER CALL
R4	9/15/2022 4:13:26 PM	PARKERSBURG TPKE	MEDICAL ALERT	ON ANOTHER CALL
R4	9/18/2022 5:11:40 PM	OAK HILL SCHOOL RD	COMPLICATIONS	ON ANOTHER CALL
R4	9/18/2022 11:44:25 PM	LISMORE LN	POSSIBLE STRUCTURE FIRE - DLOC	R4 NOT ON ANY OTHER CALL/C4 ON THIS CALL
R4	9/23/2022 7:20:33 PM	BUFFALO GAP HWY	VEHICLE FIRE - WITH EXPOSURES	ON ANOTHER CALL
R4	9/27/2022 8:49:26 AM	CHURCHVILLE AVE	ACCIDENT INVOLVING AN ANIMAL	R4 NOT ON ANY OTHER CALL/C4 ON THIS CALL
R5	9/2/2022 8:44:55 PM	RIVER VIEW DR	CHEST PAINS	ON ANOTHER CALL
R5	9/4/2022 5:27:30 AM	CEDAR LN	FALL, NOT INJURED/LIFT ASST	ON ANOTHER CALL
R5	9/14/2022 8:42:04 PM	FIELDHAVEN PL	FALL	ON ANOTHER CALL
R5	9/21/2022 8:58:35 PM	LEE-JACKSON HWY	RENAL/KIDNEY EMERGENCY	ON ANOTHER CALL
R5	9/27/2022 8:50:41 AM	CHURCHVILLE AVE	ACCIDENT INVOLVING AN ANIMAL	ON ANOTHER CALL
R5	9/27/2022 7:37:30 PM	TECHNOLOGY DR	ALTERED MENTAL STATUS	ON ANOTHER CALL
R6	9/1/2022 12:13:47 PM	MONTAGUE CT	FALL	ON ANOTHER CALL (WALK IN TO THE STATION)
R6	9/2/2022 2:52:33 AM	DRAFT AVE	CHEST PAINS	NOT ON ANY OTHER CALL
R6	9/3/2022 5:13:31 AM	PATTON FARM RD	DIFFICULTY BREATHING	NOT ON ANY OTHER CALL
R6	9/3/2022 10:49:25 AM	STUARTS DRAFT HWY	DIFFICULTY BREATHING	NOT ON ANY OTHER CALL
R6	9/4/2022 7:26:47 AM	MT VERNON RD	CHEST PAINS	NOT ON ANY OTHER CALL
R6	9/4/2022 1:32:09 PM	OLD WHITE HILL RD	HYPOTENSIVE EPISODE	NOT ON ANY OTHER CALL
R6	9/11/2022 7:53:30 PM	BRIGHT LN	UNRESPONSIVE/UNCONSCIOUS	ON ANOTHER CALL
R6	9/12/2022 11:56:38 AM	STUARTS DRAFT HWY	DIFFICULTY BREATHING	ON ANOTHER CALL
R6	9/13/2022 12:04:27 PM	2080 I 81 N	FIRE-TRACTOR TRAILER	ON ANOTHER CALL
R6	9/15/2022 4:20:42 PM	STUARTS DRAFT HWY	SYNCOPEAL/NEAR FAINTING	ON ANOTHER CALL
R6	9/16/2022 11:07:34 AM	MT VERNON RD	CHEST PAINS	ON ANOTHER CALL
R6	9/18/2022 3:38:04 PM	FOREST SPRINGS DR	FALL, NOT INJURED/LIFT ASST	ON ANOTHER CALL
R6	9/19/2022 2:38:00 PM	DECEMBER DR	ALTERED MENTAL STATUS	ON ANOTHER CALL
R6	9/20/2022 3:22:35 PM	INDIAN RIDGE RD	PAIN ( NON TRAUMATIC)	ON ANOTHER CALL
R6	9/20/2022 6:47:51 PM	STEEP HILL LN	SICK/ILLNESS SYMPTOMS	NOT ON ANY OTHER CALL
R6	9/21/2022 2:26:58 AM	PATTON FARM RD	DIFFICULTY BREATHING	NOT ON ANY OTHER CALL
R6	9/23/2022 11:00:34 AM	MONTAGUE CT	SICK/ILLNESS SYMPTOMS	ON ANOTHER CALL
R6	9/27/2022 3:16:59 PM	JANUARY DR	ABDOMINAL PAIN	ON ANOTHER CALL
WINT	9/30/2022 10:01:55 AM	MOUNT TORREY RD	DIABETIC EMERGENCY	ON ANOTHER CALL

Weekend	29
6 a - 6 p	45
6 p - 6 a	20
Combinded Total	94

CAREER CALLS ANSWERED  
2022 FIGURES

CAREER	NAME	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEPT	OCT	NOV	DEC	CAREER	AGENCY	TOTAL
														YEARLY TOTAL	YEARLY TOTAL	CAREER %
CO-11	Preston L. Yancey Fire	82	85	76	70	84	90	83	82	92				744	752	98.94%
CO-11	City of Waynesboro	4	2	2		3	2	1	3	2				19		2.55%
R-11	Preston L. Yancey Rescue	222	187	193	210	224	194	245	232	236				1,943	2,018	96.28%
R-11	City of Waynesboro	12	3	4	4	5	1	8		1				38		1.96%
CO-18	New Hope Fire	14	16	13	10	6	9	11	6	7				92	160	57.50%
CO-18	Extended Run Area			1						1				2		2.17%
CO-18	City of Waynesboro	1			2					2				5		5.43%
CO-18	City of Staunton													0		0.00%
R-18	New Hope Rescue	65	53	47	44	46	38	48	57	59				457	496	92.14%
R-18	Extended Run Area	2		1	1	2	2	1		1				10		2.19%
R-18	City of Waynesboro	2				1								3		0.66%
R-18	City of Staunton							1						1		0.22%
R-6	Stuarts Draft Rescue	84	68	70	81	65	71	68	94	76				677	1,746	38.77%
R-6	City of Staunton													0		0.00%
R-6	City of Waynesboro				1		2							3		0.44%
R-6	Extended Run Area													0		0.00%
R-16	Craigsville-Augusta Springs	49	35	33	37	36	45	43	58	33				369	386	95.60%
R-16	Rockbridge County	4	1	1		1	1	2	3	1				14		3.79%
CO-9	Dooms Fire	11	21	30	26	21	26	20	25	24				204	437	46.68%
CO-9	City of Waynesboro	1		3	3		3	3		1				14		6.86%
CO-6	Verona Fire	25	33	28	42	21	19	22	32	19				241	518	46.53%
CO-6	City of Staunton		1						2					3		1.24%
CO-3	Middlebrook	6	8	9	8	5	1	6	5	3				51	100	51.00%
CO-3	Extended Run Area													0		0.00%
CO-2	Deerfield Fire	2	8	4	3	5	11	6	3	4				46	62	74.19%
CO-2	Highland County													0		0.00%
CO-2	Extended Run Area								1	1				2		4.35%

RS-2	Deerfield Rescue	15	5	7	6	12	8	12	14	10				89	95	93.68%
RS-2	Highland County													0		0.00%
RS-2	Extended Run Area					2	2		1	1				6		6.74%
CO & R-4	Churchville Fire	21	13	17	10	11	10	17	14	11				124	264	46.97%
CO & R-4	Highland County													0		0.00%
CO & R-4	Extended Run Area													0		0.00%
CO & R-4	City of Staunton		4	1										5		4.03%
CO & R-4	Churchville Rescue	99	86	80	84	89	99	95	112	84				828	913	90.69%
CO & R-4	Highland County													0		0.00%
CO & R-4	Extended Run Area	1	2	2		1								6		0.72%
CO & R-4	City of Staunton	20	17	9	13	5	14	15	14	17				124		14.98%
CO & R-21	Mount Solon Fire	12	4	6	3	3	7	5	3	2				45	135	33.33%
CO & R-21	Rockingham County					2								2		4.44%
CO & R-21	Mount Solon Rescue	2	9	13	9	13	12	14	25	17				114	268	42.54%
CO & R-21	Rockingham County						3	1	1	2				7		6.14%
R-25	Riverheads Rescue	141	108	89	102	117	94	97	136	105				989	1,060	93.30%
R-25	Rockbridge County	3	5	6	3	5	9	2	2	5				40		4.04%
R-25	City of Staunton	10	5	3	1	3	4	6	8	1				41		4.15%
R-26	Weyers Cave Rescue	114	74	86	96	77	87	91	90	107				822	875	93.94%
R-26	Rockingham County	39	24	32	27	22	39	39	41	44				307		37.35%
R-26	City of Staunton													0		0.00%
CO-10	Augusta County	103	111	97	108	92	89	109	100	116				925	949	97.47%
CO-10	City of Staunton	35	37	23	40	29	25	31	39	34				293		31.68%
TOTAL MONTHLY ACFR CAREER CALLS ANSWERED		1067	924	898	949	927	910	992	1088	1005	0	0	0	8760	11,234	77.98%

24/7 Stations

FIGURES REPRESENT CALLS DURING HOURS CAREER ARE ASSIGNED TO STATIONS  
2022 FIGURES

CAREER	NAME	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEPT	OCT	NOV	DEC	YEARLY TOTAL
CO-11	Preston L. Yancey Fire	83	85	77	71	84	90	84	82	96	0	0	0	752
	Call Turned Over/Cancelled Prior to Response/Standby	1	0	1	1	0	1	1	0	4				9
	Career Only	80	80	69	69	84	86	83	79	91				721
	Career and Volunteer	2	5	7	1	0	3	0	3	1				22
	Volunteer Only	0	0	0	0	0	0	0	0	0				0
RES-11	Rescue 11	230	189	198	219	229	216	253	240	243	0	0	0	2017
	Call Turned Over/Cancelled Prior to Response/Standby	8	2	5	9	5	22	8	8	7				74
	Career Only	221	183	193	209	223	194	245	232	235				1935
	Career and Volunteer	1	4	0	1	1	0	0	0	1				8
	Volunteer Only	0	0	0	0	0	0	0	0	0				0
CO-18	New Hope Fire	23	26	24	15	8	15	19	12	18	0	0	0	160
	Call Turned Over/Cancelled Prior to Response/Standby	2	4	7	2	1	4	2	3	3				28
	Career Only	9	9	10	5	5	7	4	3	5				57
	Career and Volunteer	5	7	3	5	1	2	7	3	2				35
	Volunteer Only	7	6	4	3	1	2	6	3	8				40
RES-18	New Hope Rescue	75	56	53	47	50	39	52	60	64	0	0	0	496
	Call Turned Over/Cancelled Prior to Response/Standby	10	3	6	3	4	1	4	3	5				39
	Career Only	65	53	47	44	46	38	47	57	59				456
	Career and Volunteer	0	0	0	0	0	0	1	0	0				1
	Volunteer Only	0	0	0	0	0	0	0	0	0				0
RES-6	Stuarts Draft Rescue	104	86	78	93	78	77	78	115	91	0	0	0	800
	Call Turned Over/Cancelled Prior to Response/Standby	9	11	4	3	5	1	6	9	10				58
	Career Only	72	60	54	72	49	63	50	80	73				573
	Career and Volunteer	12	8	16	9	16	8	18	14	3				104
	Volunteer Only	11	7	4	9	8	5	4	12	5				65
RES-16	Craigsville-Augusta Springs	50	38	35	39	37	46	46	60	35	0	0	0	386
	Call Turned Over/Cancelled Prior to Response/Standby	1	3	2	2	1	1	3	2	2				17
	Career Only	49	35	33	37	36	45	43	58	33				369
	Career and Volunteer	0	0	0	0	0	0	0	0	0				0
	Volunteer Only	0	0	0	0	0	0	0	0	0				0
CO-9	Dooms Fire	22	22	35	26	22	27	21	25	24	0	0	0	224
	Call Turned Over/Cancelled Prior to Response/Standby	1	1	3	0	0	0	0	0	0				5
	Career Only	14	18	23	23	11	23	20	17	12				161
	Career and Volunteer	7	3	7	3	10	3	0	8	12				53
	Volunteer Only	0	0	2	0	1	1	1	0	0				5
CO-6	Verona Fire	26	33	30	43	21	22	24	34	21	0	0	0	254
	Call Turned Over/Cancelled Prior to Response/Standby	0	0	0	1	0	0	0	0	0				1
	Career Only	11	14	16	21	11	11	5	18	9				116
	Career and Volunteer	14	19	12	21	10	8	17	14	10				125
	Volunteer Only	1	0	2	0	0	3	2	2	2				12
CO-3	Middlebrook Fire	6	8	9	8	5	1	6	5	4	0	0	0	52
	Call Turned Over/Cancelled Prior to Response/Standby	0	0	0	0	0	0	0	0	0				0
	Career Only	5	7	8	7	5	1	4	4	3				44
	Career and Volunteer	1	1	1	1	0	0	2	1	0				7
	Volunteer Only	0	0	0	0	0	0	0	1	1				1
CO-2	Deerfield Fire Department	8	10	5	3	6	13	7	5	5	0	0	0	62
	Call Turned Over/Cancelled Prior to Response/On Rescue	1	0	0	0	0	0	1	0	0				2
	Career Only	1	1	0	0	1	0	3	1	2				9
	Career and Volunteer	1	7	4	3	4	11	3	2	2				37
	Volunteer Only	5	2	1	0	1	2	0	2	1				14
RES-2	Deerfield Rescue Squad	15	6	9	8	12	9	12	14	10	0	0	0	95
	Call Turned Over/Cancelled Prior to Response/Standby	0	1	2	2	0	1	0	0	0				6
	Career Only	15	5	7	6	12	8	12	13	8				86
	Career and Volunteer	0	0	0	0	0	0	0	1	2				3
	Volunteer Only	0	0	0	0	0	0	0	0	0				0
CO-4	Churchville Fire Department	40	24	25	25	28	27	35	30	30	0	0	0	264
	Call Turned Over/Cancelled Prior to Response/On Rescue	3	4	1	6	6	3	7	8	11				49
	Career Only	3	7	11	5	4	6	6	6	5				53
	Career and Volunteer	18	6	6	5	7	4	11	8	6				71
	Volunteer Only	16	7	7	9	11	14	11	8	8				91
RES-4	Churchville Rescue Squad	115	90	89	94	95	102	112	123	93	0	0	0	913
	Call Turned Over/Cancelled Prior to Response/Standby	8	2	5	4	5	0	10	6	7				47
	Career Only	93	85	73	73	76	89	85	93	75				742
	Career and Volunteer	6	1	7	11	13	10	10	19	9				86
	Volunteer Only	8	2	4	6	1	3	7	5	2				38
CO-10	Augusta County	106	114	99	112	93	89	114	102	120	0	0	0	949
	Call Turned Over/Cancelled Prior to Response/Standby	3	3	2	4	1	0	5	2	4				24
	Career Only	91	96	83	86	79	81	93	91	100				800
	Career and Volunteer	12	15	14	22	13	8	16	9	16				125
	Volunteer Only	0	0	0	0	0	0	0	0	0				0
CO-21	Mount Solon Fire Department	6	7	7	4	6	7	7	12	4	0	0	0	60
	Call Turned Over/Cancelled Prior to Response/On Rescue	2	0	0	0	0	0	0	0	0				2
	Career Only	0	2	1	0	0	1	0	2	1				7
	Career and Volunteer	2	2	5	3	3	6	5	1	1				28
	Volunteer Only	2	3	1	1	3	0	2	9	2				23
RES-21	Mount Solon Rescue Squad	15	11	13	13	15	13	14	28	17	0	0	0	139
	Call Turned Over/Cancelled Prior to Response/Standby	1	1	0	0	0	0	0	0	0				2
	Career Only	9	4	3	2	6	0	3	7	6				40
	Career and Volunteer	3	5	10	7	7	12	11	18	11				84
	Volunteer Only	2	1	0	4	2	1	0	3	0				13
RES-25	Riverheads Rescue	150	116	92	108	126	102	102	152	112	0	0	0	1060
	Call Turned Over/Cancelled Prior to Response/Standby	9	8	3	6	9	8	5	16	7				71
	Career Only	141	108	89	102	117	94	97	136	105				989
	Career and Volunteer	0	0	0	0	0	0	0	0	0				0
	Volunteer Only	0	0	0	0	0	0	0	0	0				0
RES-26	Weyers Cave Rescue	121	77	91	106	86	91	97	94	112	0	0	0	875
	Call Turned Over/Cancelled Prior to Response/Standby	7	3	5	10	9	4	6	4	5				53
	Career Only	114	74	86	96	77	87	91	90	107				822
	Career and Volunteer	0	0	0	0	0	0	0	0	0				0
	Volunteer Only	0	0	0	0	0	0	0	0	0				0
YTD TOTAL OF CALLS DURING HOURS CAREER ARE ASSIGNED TO STATIONS														<b>9558</b>



**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: JENNINGS BRANCH EASEMENT ALTERNATIVE**

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Discuss

**EXECUTIVE SUMMARY:**



**COUNTY OF AUGUSTA**  
COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF COMMUNITY DEVELOPMENT  
P.O. BOX 590  
COUNTY GOVERNMENT CENTER  
VERONA, VA 24482-0590



**MEMORANDUM**

**ENGINEERING DIVISION**

To: Board of Supervisors  
From: Morgan Shrewsbury  
Date: October 19, 2022  
Re: Jennings Branch Easement Alternative

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The staff has been working on the Easement needed to conduct the Jennings Branch Stream Restoration project through the DuPont National Resource Damage Assessment and Restoration Program (NRDAR). The representatives for the Fisher Auto Parts have declined to give the County an easement for the property along the Jennings Branch for stream restoration. As a counter, they offered to sell the easement area to us for the cost of the easement. The area in question is part of tax map 34A-(1)-26 and is 50 ft. from the stream bank equaling 0.158 acres of land. The offer by the NRDAR funding is \$5,166.71, calculated by taking half of the assessed land value (\$63,400 for 0.970 acres).

Staff is bringing this issue before the Board of Supervisors to determine if the County should use NRDAR funding to buy the property that will be used for the Jennings Branch Stream Restoration.

Attached is the rejected easement and land data used to calculate these numbers.

**DEED OF EASEMENT**

**Exempted from recordation tax pursuant to  
Va. Code § 58.1-811(A)(3) and  
from Circuit Court Clerk's fee under § 17.1-266.**

Return to: James R. Benkahla  
Office of the County Attorney  
Augusta County, Virginia  
18 Government Center Lane  
Verona, Virginia 24482

Tax Map Reference No: 34A 1 18

Consideration: \$5,166.71

THIS DEED OF EASEMENT is entered into this \_\_\_\_ day of \_\_\_\_\_, 2021, by and between FISHER AUTO PARTS INC, Grantor ("Grantor"), and the COUNTY OF AUGUSTA, VIRGINIA, a political subdivision of the Commonwealth of Virginia, Grantee ("County" or "Grantee") (the designations "Grantor" and "Grantee" refer to Grantor and Grantee and their respective successors and assigns):

**WITNESSETH:**

WHEREAS, the Virginia Open-Space Land Act, Section 10.1-1700, *et seq.*, of the Code of Virginia (1950), as amended ("Va. Code") ("Open-Space Land Act"), defines land held for conservation purposes as open-space land and authorizes public bodies to acquire interests in land for those purposes; and

WHEREAS, Grantor is the owner in fee simple of real property situated in Augusta County, Virginia, identified as Tax Map Number 34A-(1)-26, containing approximately \_\_\_\_\_ acres and more particularly described on Exhibit A attached hereto ("Property"), having acquired the Property by Deed dated [insert], from [insert], recorded in the Clerk's Office of the Circuit Court of Augusta County, Virginia ("Clerk's Office") in Deed Book \_\_\_\_\_, at page \_\_\_\_\_ ("Deed").

WHEREAS, Grantee is purchasing an open-space easement, as defined in Va. Code § 10.1-1700, across the Property in accordance with the terms of the DuPont Waynesboro - South River/South Fork Shenandoah River/Shenandoah River Natural Resource Damage Assessment and Restoration ("NRDAR"): Restoration Plan/Environmental Assessment ("Restoration Plan"), as approved by the United States District Court for the Western District of Virginia, Harrisonburg Division, in the Consent Decree ("Consent Decree") entered on July 28, 2017, in *United States, et al. v. E.J. du Pont de Nemours and Company*, Civil Action No. 5:16CV-82; and

WHEREAS, the United States Department of the Interior, acting by and through the United States Fish and Wildlife Service, and the Commonwealth of Virginia (collectively, "Trustees"), as further identified in the Consent Decree, approved restoration activities to be implemented on or near the Property to carry out the environmental replacement and restoration goals of the Restoration Plan and provided funding to Grantee from the DuPont Waynesboro NRDAR settlement fund for the restoration of the Property; and

WHEREAS, Grantee has submitted construction plans to the Trustees for such restoration activities titled “Jennings Branch Stream Restoration” completed by EGS & Associates, Inc. dated July 26, 2019, as it may be amended subject to the prior written consent of the Trustees (“Site Plan”), and a copy of which is on file with Augusta County at the Department of Community Development, 18 Government Center Lane, Verona, Virginia 24482; and

WHEREAS, the parties to this Deed of Easement recognize the need to promote and assure the protection of the restored area as a means of water quality preservation and desire to improve and maintain wildlife habitat (“Conservation Values”); and,

WHEREAS, the Property is suitable for stream restoration activities which will be performed by the County, and restoration activities will be implemented on the Property to restore and to provide channel stabilization and riparian restoration along approximately three thousand six hundred (3600) linear feet of Jennings Branch; and

WHEREAS, Grantor has agreed, on and subject to the terms and conditions set forth herein, to grant unto Grantee easements as hereinafter set forth; and

WHEREAS, Grantee is entering into this Deed of Easement pursuant to the authority found in the Code of Virginia §§ 10.1-1701 and 10.1-1703 (1950), as amended;

NOW THEREFORE, in consideration of the foregoing, in consideration of the mutual covenants herein, and in consideration of the premises and the sum of five thousand one hundred sixty-six and 71/100 DOLLARS (\$5,166.71), cash in hand paid, the receipt and sufficiency of which are hereby acknowledged, and the acceptance hereof by Grantor, Grantor does hereby GRANT and CONVEY unto Grantee a perpetual open-space easement (“Easement”), in gross, over the following parcels of real estate described to-wit:

#### **PROPERTY LEGAL DESCRIPTION**

The areas shown and designated as “Jennings Branch Stream Location” in the Site Plan (identified in the above Recitals), a copy of which is attached hereto as Exhibit B and made a part thereof. Such areas will be collectively referred to in this Deed of Easement as the “Easement Area.” Once construction is complete, a Construction Record Drawing showing the final placement of all instream structures will be recorded in the Clerk’s Office of the Augusta County Circuit Court and placed on file at the Department of Community Development, 18 Government Center Lane, Verona, Virginia 24482. Upon recording, the Construction Record Drawing will become part of the Property Legal Description herein and will amend the Easement Area without further action.

**PURPOSES.** The purposes of the Easement are as follows: to ensure that the Easement Area will be retained forever predominantly in its natural and scenic condition; to protect and improve water quality within Jennings Branch, to protect native plants, animals, or plant communities within the Easement Area; and to prevent any use of the Easement Area that will significantly impair or interfere with the Conservation Values described above, while allowing for traditional uses on the Property that are compatible with and not destructive of the Conservation Values.

The Easement is granted IN PERPETUITY to Grantee and its successors and/or assigns as may be determined by modification of the enabling statutes cited herein. The Easement may be assigned by Grantee or its successors and/or assigns only with the consent of Grantor or her heirs, successors, and assigns. The covenants and restrictions herein recited shall be binding on the heirs, successors, and assigns of both Grantor and Grantee.

Grantor, grantor's heirs, successors, personal representative(s), and assigns shall notify Grantee within sixty (60) days of the conveyance of the ownership of the Property and agree to inform any and all heirs, successors, personal representative(s), and assigns of the restrictions herein. In any deed conveying all of any part of the Easement, this Easement shall be referenced by Deed Book and Page Number in the deed of conveyance.

**GRANTEE'S RIGHTS.** The Easement shall include the right of Grantee, including its officers, employees and agents, to the following:

1. Grantee shall have full and free use of the Easement Area for the purposes named and shall have all rights and privileges reasonably necessary to the use of the Easement Area, including the right of reasonable access between the Property and public roads or private roads open to Grantee for any of the purposes of the Easement. Grantee shall use such means of access that are least harmful and/or inconvenient for Grantor. Grantee shall notify Grantor if the activities or the conditions within the Easement Areas are not in accordance with the provisions of this Deed of Easement.
2. Grantee shall have the right and easement of construction for the purpose of improving, restoring, and maintaining the creek bed and banks in the Easement Area. Grantee agrees to restore and repair any damages to the Property, whether inside or outside the Easement Area, which are caused by the construction or maintenance of the Easement Area. Grantor acknowledges that Grantee shall not be expected to restore the Property to the identical original condition, but rather as near thereto as is reasonably practicable, and that Grantor shall cooperate with Grantee in effectuating such restoration.
3. Grantee shall have the right to preserve and protect the Conservation Values and enforce the terms of this Easement, including the right to prevent any activity on or use the Easement Area that is inconsistent with the purpose of this Easement and to require the restoration of the Easement Area that may be damaged by any inconsistent activity or use of the Easement Area.

3.1 Grantee, its staff, agents, and representatives shall have the right to enter the Property, after prior notice to Grantor, for the purposes of: (a) performing activities associated with a stream restoration and stream buffer restoration project as described in the Site Plan; (b) inspecting the Easement Area to determine if Grantor is complying with the covenants and purposes of this Easement; (c) enforcing the terms of this Easement; (d) taking any and all actions with respect to

the Easement Area as may be necessary or appropriate, with or without an order of court, to remedy or abate violations of this Easement; (e) monitoring and research as described below; and (f) management of Invasive Plants and Animals as described below. Prior written notice is not required if Grantee is entering upon the Property because of an ongoing or imminent violation that could, in the sole discretion of Grantee, substantially diminish or impair the Conservation Values, as provided elsewhere herein. Such right of entry shall include the permanent right to cross other lands of Grantor for access to the Easement Area.

**3.2 Right of Entry for Restoration Activities.** Grantee's staff, representatives, associated nature resource management professionals, and contractors shall have the right to enter the Property after prior notice to Grantor, for the duration of the stream restoration and stream buffer project as defined in the Site Plan, for the purposes of: (a) planning and design of the stream restoration and stream buffer project as approved by Grantee; (b) construction and implementation of the stream restoration and stream buffer project approved by Grantee; (c) planting and establishment of riparian and stream buffers; (d) monitoring, maintenance, and corrective action of the stream restoration and stream buffer project and the vegetation plantings associated with the project. Such right of entry shall include the right to cross other lands of Grantor for access to the Easement Area.

**3.3 Monitoring and Research.** Grantee shall have the right, but not the obligation, to monitor the plant and wildlife populations, plant communities, and natural habitats in the Easement Area. Grantor shall cooperate with Grantee in establishing, at no expense to Grantor, a written monitoring and research plan to direct the monitoring of and research on plant and wildlife populations, plant communities, and natural habitats in the Easement Area. Grantor agrees that all monitoring activity, natural resource inventory, and assessment work or other natural resource research conducted by Grantor or others shall be reported to Grantee.

**3.4 Management of Invasive Plants and Animals.** Grantee shall have the right, but not the obligation, to control, manage, or destroy Invasive Plants and Animals that threaten the Conservation Values stated herein. Grantee will consult with Grantor prior to implementing such management activities. For purposes of this Easement, "Invasive Plants and Animals" means those plants included on the most current list of "Virginia Invasive Plant Species" and animals, including pests and pathogens, identified by the Virginia Department of Conservation and Recreation or, if such list(s) ceases to be published, any substantially similar list promulgated by the Commonwealth of Virginia or the United States government.

**3.5** Although this Easement in gross will benefit the public in the ways recited in this Deed of Easement, nothing herein shall be construed to convey a right to the public to access or use the Easement Area, and Grantor shall retain exclusive right to such access and use, subject only to the provisions recited herein.

4. **RESTRICTIONS.** Grantor hereby covenants for herself and her heirs, successors, and assigns that the following restrictions shall be observed in the use of the described Easement:

4.1 There shall be no disturbance of the water control structures or plantings installed by Grantee as part of the restoration activities. Fallen trees that are blocking stream channels, or trees with undermined root systems that are in imminent danger of falling, may be removed where streambank erosion is a current or potential problem that outweighs any positive effects the trees may have on the ecosystem of the stream.

4.2 The Easement Area shall be preserved in perpetuity in its natural state.

4.3 Construction of buildings within the Easement Area is prohibited; however, by way of example and not limitation, structures such as boardwalks, foot trails, wildlife management structures, observation decks, and picnic tables may be constructed with the advance written consent of, and according to designs approved by, Grantee.

4.4 In order to maintain the Conservation Values, indigenous vegetation shall be preserved, or allowed to evolve by natural succession where it does not exist, to the maximum extent possible. Grantor shall not remove, destroy, or cut native vegetation in the Easement Area, except as agreed to by Grantee. The target vegetative cover in the Easement Area shall be indigenous riparian forest with ground cover, shrub, and tree canopy layers.

4.5 Grantor may remove vegetation determined to pose a health or safety risk to users of the Easement Area or the lands of Grantor abutting the Easement Area. Grantor also may remove or control vegetation that is determined to be an invasive species. Before removing vegetation, Grantor shall confer with Grantee on the extent and method of vegetation removal.

4.6 Grantor shall not introduce Invasive Plants or Animals to the Easement area or water bodies occurring on the Property. However, such introduction may be approved in writing by Grantee to address a defined land management concern, such as short-term erosion mitigation using annual grasses. Notwithstanding the foregoing, Grantor shall have the right to remove Invasive Plants and Animals and diseased, dying, and dead trees, shrubs, or plants.

4.7 No stream crossings are permitted within the Easement Area, except as provided in Paragraphs 4.9 and 12 below.

4.8 No agricultural activities are permitted within the Easement Area, including without limitation, crop production, grazing, livestock or poultry production, viticulture, horticulture, silviculture, nurseries, orchards, and equine and equestrian activities.

4.9 No livestock crossing shall be constructed across the Easement Area without the prior approval of Grantee as to location, design, and construction and such crossing shall be maintained according to the standards established by Grantee. With the exception of this approved crossing, livestock are to be permanently excluded from the Easement Area.

4.10 Except as provided in the Site Plan and Paragraph 5 below, or as otherwise approved by Grantee, there shall be no ditching, draining, diking, filling, excavating, dredging, or removal of topsoil, sand, gravel, rock, minerals, or other materials. In addition, except as otherwise permitted under the Site Plan or this Easement, there shall be no change in the topography of the Easement Area or disturbance of the soil in any manner.

4.11 Mining in the Easement Area by any method, including without limitation (i) strip, surface, or subsurface mining (including the extraction or removal of gravel or similar materials, whether or not deemed “minerals” under the laws of the Commonwealth); (ii) dredging on or from the Easement Area; and (iii) drilling for oil, gas, or any natural resource is prohibited.

4.12 Except as otherwise provided herein and unless there is written approval of Grantee, there shall be no alteration, pollution, depletion, or extraction of surface water and natural water courses on the Property; and no activities shall be conducted on the Property that would be detrimental to water purity or that could alter the natural water level or flow in or over the Easement, including impoundments and ponds.

4.13 Notwithstanding the restrictions listed herein, access to the river for agricultural fishing, cattle exclusion alternative water supply, and water withdrawal for agricultural uses shall be permitted subject to Grantee’s written approval, which approval shall not be unreasonably withheld.

4.14 There shall be no dumping of trash, garbage, or other unsightly or offensive material, hazardous substances, or toxic waste on the Easement Area. The storage of biocides or other hazardous materials for use on the Easement Area is prohibited. There shall be no placement of underground storage tanks in, on, or under the Easement Area. Furthermore, there shall be no changing of the topography of the Easement Area through the placing of soil or other substance or material such as land fill or dredging spoils, nor shall activities be conducted on the Easement Area, or on the adjacent property owned by Grantor, that could cause erosion or siltation on the Easement Area. Notwithstanding the above restriction, temporary soil piles associated with construction activities expressly permitted under this Easement are permitted. Nothing in this paragraph shall prevent generally accepted agricultural or wildlife management practices, such as the creation of brush piles, composting, or the storage of operable farm machinery.

4.15 No part of the Easement Area may be converted or diverted from its open-space use except in accordance with the Open-Space Land Act, which does not permit

loss of open-space. In the event of a conversion, to the extent that any monetary consideration is received by Grantor as a result of a conversion or diversion of the Property as permitted herein, such monetary compensation shall be surrendered to Grantee for payment to the DuPont Waynesboro NRDAR settlement fund (or, in the event such account is no longer in existence, payment shall be submitted to the Commonwealth of Virginia Land Conservation Fund, or successor to such fund).

4.16 Grantor will not perform, nor knowingly allow others to perform, any act on or affecting the Property that is inconsistent with the purposes of this Easement. Nothing in this Easement shall require Grantor to take any action to restore the condition of the Property after any act of God or other event over which Grantor had no control, except in those cases when an act of God destroys an existing restoration and that destruction produces continuing deleterious impacts to the Conservation Values (e.g., dam failure and subsequent erosion). In that case, Grantor shall take steps in good faith to remedy the situation through appropriate corrective action. Grantor understands that nothing in this Easement relieves her of any obligation or restriction on the use of the Property or Easement Area imposed by law.

5. Grantor and Grantee have determined that aquatic restoration activities are consistent with the purposes of this Easement, and Grantor shall permit Grantee, its employees, agents, representatives, staff, and contractors to engage in restoration activities on the Easement Area, pertaining to without limitation stream banks, riparian areas, invasive plant infestations, or fire regimes. This may include without limitation grading, excavation, bank shaping or sloping, channel alteration, placing of in-stream structures within the channel, vegetation removal, and vegetation establishment. Prior to commencement of any restoration activities, Grantee shall have the plans and specifications for such restoration approved by and shall obtain all permits necessary for engaging in such activities from all local, state, and federal authorities with jurisdiction over such activities.
6. Neither the Easement Area nor any portion of it shall be included as part of the gross area of other property not subject to this Easement for the purposes of determining density, lot coverage, or open space requirements under otherwise applicable laws, regulations, or ordinances controlling land use and building density. No development rights that have been encumbered or extinguished by this Easement shall be transferred to any other lands pursuant to a transferable development rights scheme, cluster development arrangement or otherwise, except with prior written permission of Grantee.
7. The provisions of this Deed of Easement shall be deemed individual and severable, and the invalidity or partial invalidity or unenforceability of any one provision or any portion thereof shall not affect the validity or enforceability of any other provision thereof.
8. Grantor and Grantee agree that in the event Grantee acquires a fee interest in the

Easement, the Easement shall not merge into the fee interest but shall survive the deed and continue to encumber the Property.

9. **DISCRETIONARY CONSENT.** Grantee's consent for activities otherwise prohibited or Grantee's consent pursuant to the provisions of this Deed of Easement may be given under the following conditions and circumstances. If, owing to unforeseen or changed circumstances, any of the prohibited activities are deemed desirable by both Grantor and Grantee, Grantee may in its discretion give permission for such activities, subject to the limitations herein. Such requests for permission and permission for activities requiring Grantee's consent shall be in writing and shall describe the proposed activity in sufficient detail to allow Grantee to judge the consistency of the proposed activity with the purpose of this Easement. Grantee may give permission only if it determines, in its discretion, that such activities (i) do not violate the purpose of this Easement and (ii) either enhance or do not impair any significant Conservation Values associated with the Easement Area. Notwithstanding the foregoing, Grantee and Grantor have no right or power to agree to any activities that would result in the termination of this Easement.
10. **ENFORCEMENT.** If Grantee becomes aware of a violation of the terms of this Easement, Grantee shall give notice to Grantor of such violation and request corrective action sufficient to abate such violation and restore the Easement Area to a condition of compliance with the terms of this Easement. Grantor agrees that the Construction Record Drawing shall be deemed to provide objective information concerning the Easement Area's condition at the time of this grant. Failure by Grantor to abate the violation and take such other corrective action as may be requested by Grantee within thirty (30) days after receipt of such notice shall entitle Grantee to bring an action in a court of competent jurisdiction to enforce the terms of this Easement; to require the restoration of the Easement Area to its previous condition; to enjoin the non-compliance by *ex parte* temporary or permanent injunction in a court of competent jurisdiction; and/or to recover any damages arising from the noncompliance. Such damages, when recovered, may be applied by Grantee, in its discretion, to corrective action on the Easement Area. If the court determines that Grantor has failed to comply with this Easement, Grantor shall reimburse Grantee for any reasonable costs of enforcement, including costs of restoration, court costs, and reasonable attorney's fees, in addition to any other payments ordered by such court.

13.1 **Emergency Enforcement.** If Grantee, in its discretion, determines that circumstances require immediate action to prevent or mitigate significant damage to the Conservation Values, Grantee may pursue its remedies under this paragraph without prior notice to Grantor or without waiting for the period for cure to expire.

13.2 **Failure to Act or Delay.** Grantee does not waive or forfeit the right to take action as may be necessary to ensure compliance with this Easement by any prior failure to act, and Grantor hereby waives any defenses of waiver, estoppel, or laches with respect to any failure to act or delay by Grantee, its successors, and/or

assigns in acting to enforce any restriction or exercise any rights under this Easement.

**13.3 Violations Due to Causes Beyond Grantor's Control.** Nothing herein shall be construed to entitle Grantee to institute any enforcement proceedings against Grantor for any changes to the Easement Area due to causes beyond Grantor's control, such as changes caused by fire, flood, storm, earthquake, or the unauthorized wrongful acts of third persons. In the event of violations of this Easement caused by the unauthorized wrongful acts of third persons, Grantor agrees to cooperate fully in Grantee's enforcement of its rights under this Easement or otherwise against such third party.

11. **AMENDMENT OF EASEMENT.** This Easement may be amended only with the written consent of Grantor, Grantee, and the Trustees. Grantee and Grantor may amend this Easement to enhance the Conservation Values or add to the restrictions on the Easement Area, provided that no amendment shall affect this Easement's perpetual duration or reduce the Conservation Values. No amendment shall be effective unless documented in a notarized writing executed by Grantee and Grantor and recorded among the land records of the County of Augusta, Virginia. Any such amendment shall be consistent with the purposes of this Easement, and such amendment shall be consistent with the Open-Space Land Act.
12. **EXTINGUISHMENT OF EASEMENT.** Grantor hereby agrees that at the time of the conveyance of this Easement to Grantee, this Easement gives rise to a real property right, immediately vested in Grantee, with a fair market value of the Easement as of the date of the conveyance that is at least equal to the proportionate value that this Easement at the time of the conveyance bears to the fair market value of the Property as a whole at that time. That proportionate value of Grantee's property rights shall remain constant. When a change in condition takes place which makes impossible or impractical for any continued protection of the Easement Area for the purposes set forth herein, and the restrictions contained herein are extinguished by judicial proceeding, Grantee, upon a subsequent sale, exchange, or involuntary conversion of the Property, shall be entitled to a portion of the proceeds at least equal to that proportionate value of the Easement (minus any amount attributable to new improvements allowed under this Easement made as of the date of the sale, exchange, or conversion, which amount shall be reserved to Grantor). Grantee shall use its share of the proceeds in a manner consistent with the purposes set forth herein or for the protection of a relatively natural habitat of fish, wildlife, or plants or similar ecosystem.
13. **TITLE.** Grantor covenants and represents that Grantor is the sole owner and is seized of the Property in fee simple and has good right to grant and convey this Easement; that the Property is free and clear of any and all encumbrances, including but not limited to, any deeds of trust or mortgages not subordinated to this Easement, and that Grantee shall have the use of and enjoy all of the benefits derived from and arising out of this Easement.

14. **RE-RECORDING.** In order to ensure the perpetual enforceability of the Easement, Grantee is authorized to re-record this instrument or any other appropriate notice or instrument.
15. **SUBSEQUENT LIENS ON PROPERTY.** No provisions of this Easement should be construed as impairing the ability of Grantor to use the Property as collateral for subsequent borrowing, provided that any mortgage or lien arising from such a borrowing would be subordinate to this Easement.
16. In the event the Easement Area is utilized for a purpose inconsistent with this Easement and Grantee does not take action within a reasonable amount of time not to exceed twelve (12) months after initial notification to remedy the inconsistent use of and/or fails to restore the Easement Area to its condition, as is reasonably practicable, prior to the use inconsistent therewith, then Grantee shall be responsible for repaying to the DuPont Waynesboro NRDAR settlement fund (or, in the event such account is no longer in existence, paying to the Commonwealth of Virginia Land Conservation Fund or successor to such fund) a proportionate share of the funds provided by the Trustees for restoration work within the affected Easement Area as shown on the Site Plan. (For example, if ten (10) percent of the total land area in the Jennings Branch project fails to meet the terms as provided in the Easement, then Grantee will be responsible for paying back ten (10) percent of the grant monies allocated to the construction portion of the project.)
17. The provisions hereof shall be enforceable by any proceeding at law by Grantor or Grantee. Failure by any agency or owner to enforce any covenant or restriction contained herein shall in no event be deemed a waiver of the right to do so thereafter.
18. **INDEPENDENT LEGAL COUNSEL.** Grantor acknowledges and understands that the Office of the City Attorney, in preparing this Deed of Easement, solely represents the Grantee. Grantor represents that Grantor has had a chance to review this Deed of Easement and has had an opportunity to engage and consult separate independent legal counsel of Grantor's own choice concerning legal and other effects of the provisions of this Deed of Easement, the rights and interests waived and granted hereunder, and all other matters pertaining hereto.
19. **CONTROLLING LAW.** This Deed of Easement shall be construed according to the laws of the Commonwealth of Virginia, and any legal action with respect to this Deed of Easement shall be instituted and maintained only in state courts of the Commonwealth sitting in the County of Augusta. Any general rule of construction notwithstanding, Grantor and Grantee agree that this Easement will be liberally construed in favor of the conveyance to Grantee to protect the Conservation Values and to effect the purposes of this Deed of Easement.
20. **INTERACTION WITH OTHER LAWS.** This Easement does not permit any use

of the Property and/or Easement Area that is otherwise prohibited by federal, state, or local law or regulation. Compliance with this Deed of Easement in no way obviates, negates, supersedes, waives, or satisfies applicable federal, state, or local laws or regulations. In the event of any conflict between applicable federal, state, or local laws or regulations and the provisions of this Deed of Easement, the standard which more effectively protects and promotes the Conservation Values will prevail.

**21. RECITALS AND EXHIBITS.** All recitals set forth above and exhibits attached hereto are hereby incorporated into and made a part of this Deed of Easement.

WITNESS the follow signatures and seals.

[SIGNATURE PAGES FOLLOW]

\_\_\_\_\_ By: \_\_\_\_\_  
Date

STATE OF VIRGINIA  
COUNTY/CITY OF \_\_\_\_\_, to-wit:

The foregoing Deed was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_,  
2020 by \_\_\_\_\_, \_\_\_\_\_ of FISHER AUTO  
PARTS INC.

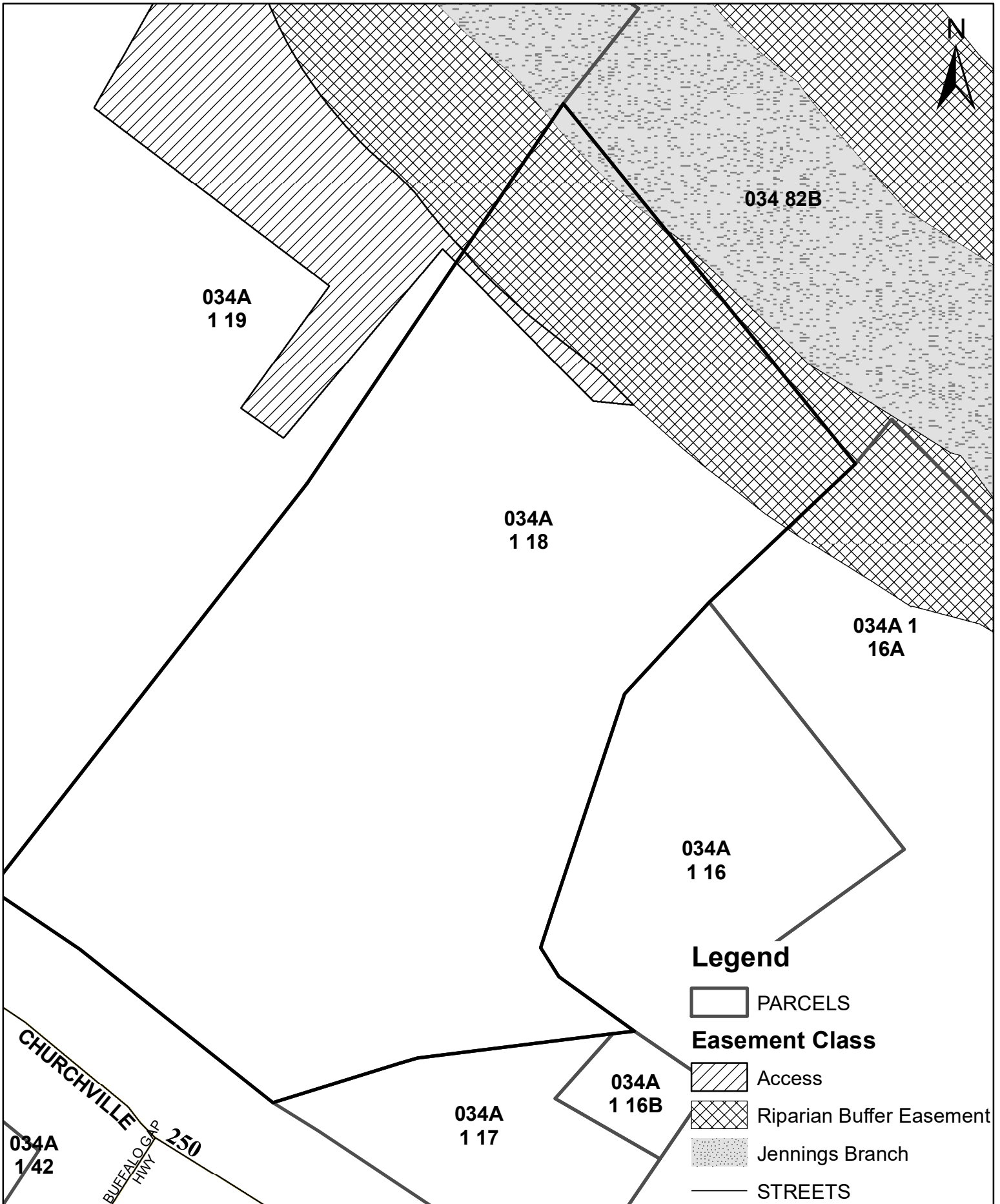
\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

**ACCEPTED:** \_\_\_\_\_  
Gerald Garber, Chair  
Augusta County Board of Supervisors

**APPROVED AS TO FORM:**  
  
\_\_\_\_\_  
James R. Benkahla, Esq.  
County Attorney for Augusta County

# Exhibit A



July 26, 2019

BASIC ADMINISTRATIVE REPORT (BAR)						
RIGHT OF WAY ACQUISITION						
AUGUSTA COUNTY, VIRGINIA						
Project, Parcel and Ownership Information						
Parcel No.						
Project No.				County:	AUGUSTA	
Federal Project No.	(JB Number from Acceptance)					
UPC No.						
Parcel Address	3815 CHURCHVILLE AVE					
Parcel City, State and Zip	Churchville, VA, 24421					
Owner Name	FISHER AUTO PARTS INC					
Owner Address	P O BOX 2246					
Owner City, State, and Zip	STAUNTON	VA	24402			
Agent Name	Morgan Shrewsbury					
Zoning, Use and Assessment Information						
Tax Map #	034A 1 18			Assessed Land	\$	63,400
Zoning	GB			Assessed Improvements	\$	149,600
Current Use	COMMERCIAL			Total Assessed Value	\$	213,000
Parcel Size Before Acquisition	0.970	Acre		Parcel Size After Acquisition	0.812	Acre
ESTIMATE OF JUST COMPENSATION						
ITEM		UNIT	SIZE	UNIT VALUE	% VALUE APPLIED	ESTIMATED VALUE
Easement		ACRE	0.158	\$ 65,360.82	50%	\$ 5,166.71
Value of Land and Easements						\$ 5,166.71
Value of Improvements (List and Comment Below)						\$ -
Cost to Cure Items (Explanation and Calculation Below)						\$ -
<b>TOTAL ESTIMATED VALUATION</b>						<b>\$ 5,166.71</b>
<b>Comments, Explanations and Calculations (e.g. if any, area of residue acquired)</b>						
Easements consist of access and riparian buffer area listed in the Deed of Easement. Land Value is based on the Real Estate Assessed Value.						
Signatures and Date Approved for Acquisition						
Agent Signature						
Date						
Manager Signature						
Date Approved						
Land prices are based on appraised value as shown by County records.						

**Account Information**

Account Information

Parcel #      Edit Tax Map Parcel Status

Record #    Needs Supplemental Create Date

Unit  Unit Type

Pre Dir  Post Dir

Property Location

City County Zip

State Country

Owner Name

Attached Parent   Visited

Parcel ID

Cross Street 1

Cross Street 2

Unfreeze Parcel

Acreage

Primary Use

Parent Map

District Code

Assessing Neighborhoods

Res NBHD  Comm Nbhd  Condo Nbhd

Property Use  Class

Current Assessment

Code	Type Description	Type	Total Assessed	Total Proposed As
420	Building	Building	\$134,600	\$134,600
420	Land	Land	\$63,400	\$73,400
420	Outbldg	Outbldg	\$15,000	\$15,000
<b>Total Value</b>			<b>\$213,000</b>	<b>\$223,000</b>

Condo Main

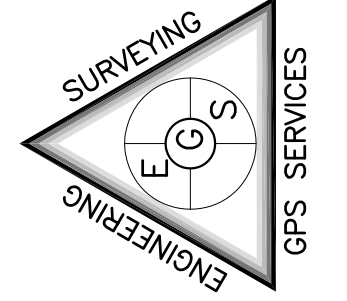
Complex ID

Description

Complex #

Associated Parcels

Associated PID  Associated Percent



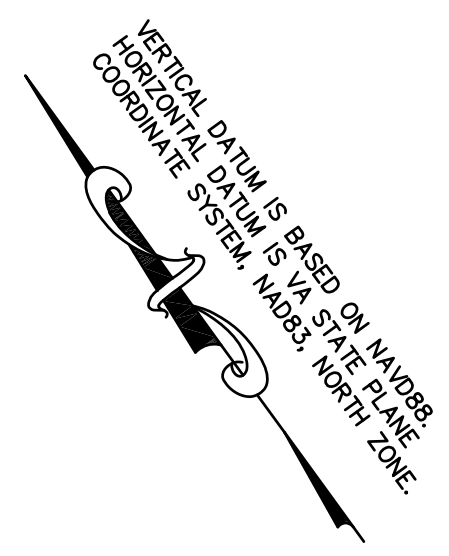
SITE PLAN FOR  
JENNINGS BRANCH  
STREAM RESTORATION  
PASTURES DISTRICT  
CHURCHVILLE, VA

**EROSION AND SEDIMENT CONTROL LEGEND**

CE	3.02		CONSTRUCTION ENTRANCE
SF	3.05		SILT FENCE
TO	3.30		TOPSOILING
TS	3.31		TEMPORARY SEEDING
PS	3.32		PERMANENT SEEDING
MU	3.35		MULCHING
B/M	3.36		EROSION CONTROL BLANKETS TREATMENT-1
LCG			LIMITS OF CLEARING AND GRADING

**NOTE:**  
ACCESS ROADS AND STAGING AREAS TO BE RESTORED TO THEIR EXISTING CONDITIONS.  
1. LOOSEN COMPACTED TOPSOIL WITH DEEP CHISEL-PLOWS.  
2. RE-GRADE TO REMOVE RUTS.  
3. RESTORE DRAINAGE WHERE THEY CROSS LOW AREAS.  
4. CULTIVATE AND PLANT WITH PASTURE MIX.

THIS TOPOGRAPHIC SURVEY WAS COMPLETED UNDER THE DIRECT AND RESPONSIBLE CHARGE OF THOMAS P. RIEGEL, P.E., FROM AN ACTUAL GROUND SURVEY MADE UNDER MY SUPERVISION.  
THE IMAGERY AND/OR ORIGINAL DATA WAS OBTAINED ON 2/28/2012.  
THIS MAP AND DIGITAL GEOSPATIAL DATA, INCLUDING METADATA, MEETS MINIMUM ACCURACY STANDARDS UNLESS OTHERWISE NOTED.  
BOUNDARY LINES SHOWN ARE BASED ON AVAILABLE GIS DATA.



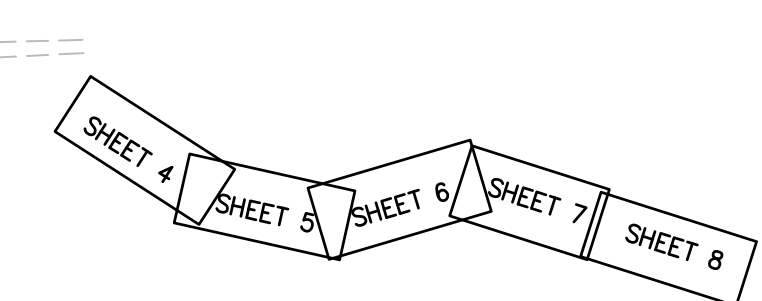
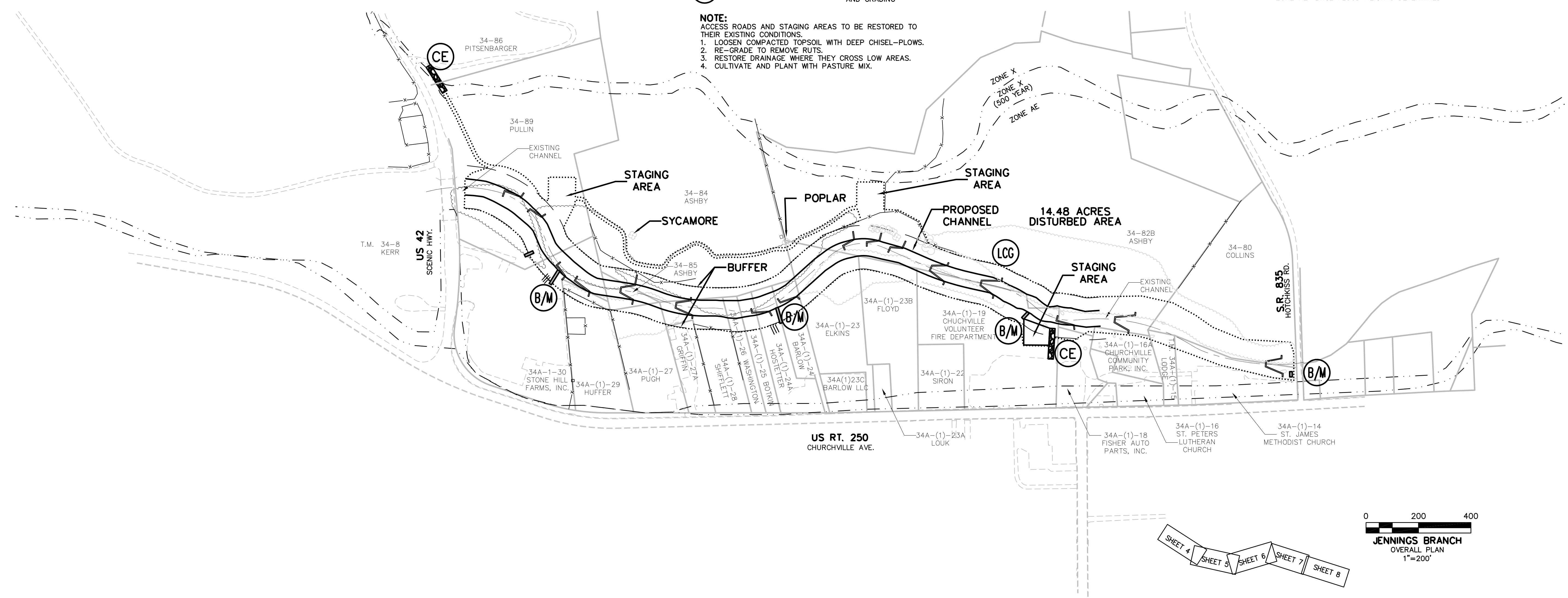
EXISTING	PROPOSED	CONTOURS
1415.0	1414.5	14.0
1414.5	14.5	

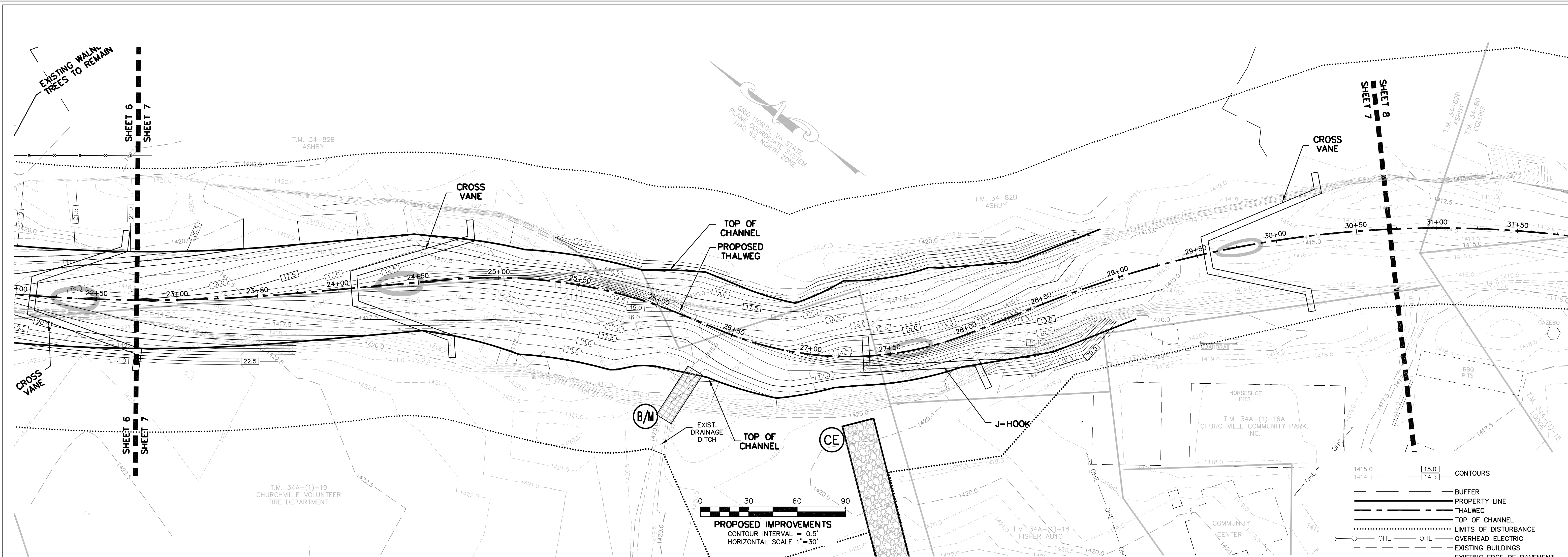
  

	BUFFER
	PROPERTY LINE
	THALWEG
	TOP OF CHANNEL
	LIMITS OF DISTURBANCE
	OHE
	EXISTING BUILDINGS
	EXISTING EDGE OF PAVEMENT
	EXISTING FENCE
	EXISTING STORM SEWER
	FEMA BOUNDARY

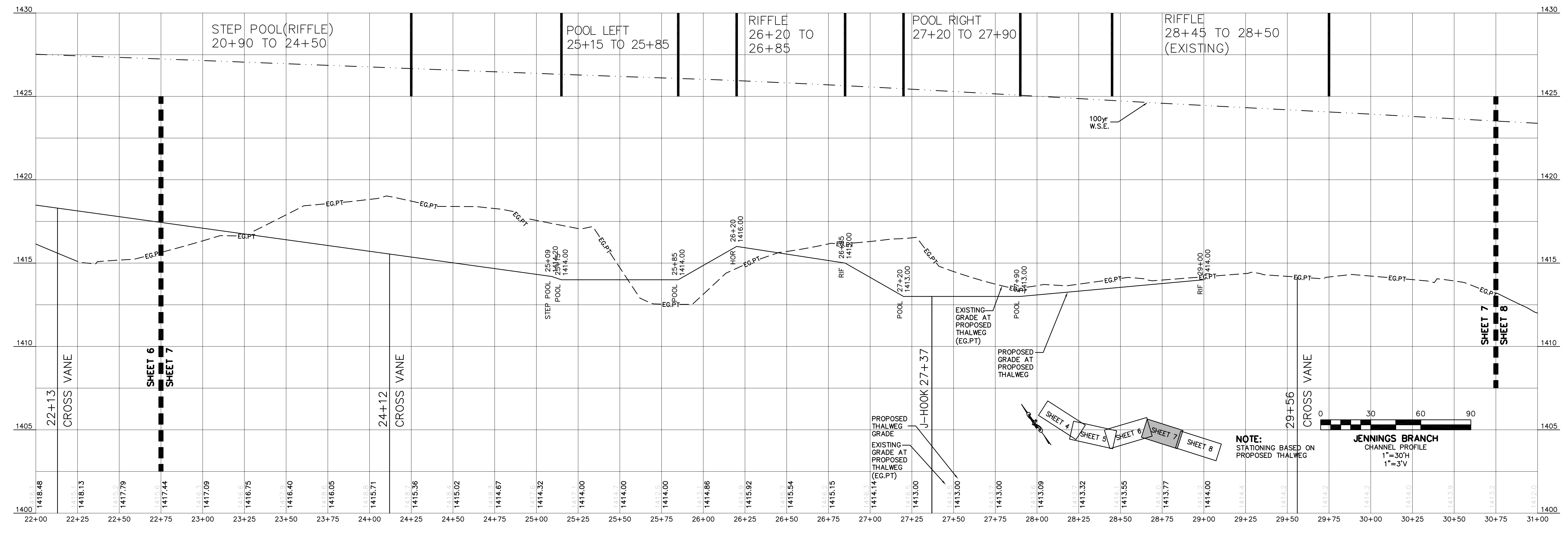
ZONE X - AREAS DETERMINED TO BE OUTSIDE THE 2% ANNUAL CHANCE FLOODPLAIN.  
ZONE X 500 YEAR- AREAS OF 2% ANNUAL CHANCE FLOOD; AREAS OF 1% ANNUAL CHANCE FLOOD WITH AVERAGE DEPTHS OF LESS THAN 1 FOOT OR WITH DRAINAGE AREAS LESS THAN 1 SQUARE MILE; AND AREAS PROTECTED BY LEVEES FROM 1% ANNUAL CHANCE FLOOD.  
ZONE AE- BASE FLOOD HEIGHTS DETERMINED





**PROPOSED IMPROVEMENTS**  
 CONTOUR INTERVAL = 0.5'  
 HORIZONTAL SCALE 1"=30'

- 15.0  
14.5
- CONTOURS
- BUFFER
- PROPERTY LINE
- THALWEG
- TOP OF CHANNEL
- LIMITS OF DISTURBANCE
- OHE
- OHE
- EXISTING BUILDINGS
- EXISTING EDGE OF PAVEMENT
- EXISTING FENCE
- EXISTING STORM SEWER



**NOTE:**  
 STATIONING BASED ON  
 PROPOSED THALWEG

**JENNINGS BRANCH**  
 CHANNEL PROFILE  
 1"=30'H  
 1"=30'V

<p><b>EGS &amp; Assoc., Inc.</b>          15 Terry Street          Staunton, VA 24401          Tele: 540-885-8844          Fax: 540-885-8847</p>	<p>DATE: JULY 26, 2019</p> <p>SCALE: 1"=30'</p> <p>7 OF 16</p>															
<p><b>REVISIONS</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>NO.</th> <th>DATE</th> <th>COMMENTS</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>		NO.	DATE	COMMENTS												
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**SITE PLAN FOR**  
**JENNINGS BRANCH**  
**STREAM RESTORATION**  
**PASTURES DISTRICT**  
**CHURCHVILLE, VA**



**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: QUARTERLY FINANCIAL REPORT**

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Discuss

**EXECUTIVE SUMMARY:**

**COUNTY OF AUGUSTA**  
**Quarterly Financial Report**  
**Revenue and Expenditures-General Fund**  
**For the Quarter Ended September 2022**

REVENUES							
Description	Budget	Actual	Balance to Collect	Percent (%) Collected	Explanation	Prior Year YTD Actual	Percent (%) Collected
Property Taxes	75,428,193.00	2,953,094.20	72,475,098.80	4%		2,587,617.78	4%
Local Taxes	20,333,080.00	4,986,618.28	15,346,461.72	25%	Increases in sales, lodging and meals tax	4,276,307.25	24%
Permits	634,000.00	195,157.07	438,842.93	31%	Building, electrical, & plumbing permit revenue up over last year 1st quarter	151,701.82	24%
Fines & Forfeitures	291,150.00	56,311.85	234,838.15	19%	County Fines and forfeitures down over last year's first quarter	73,753.54	22%
Use of Money & Property	704,684.00	447,897.03	256,786.97	64%	Interest on deposits continues to rebound with increasing rates	157,124.58	23%
Charges for Services	2,753,959.00	485,777.25	2,268,181.75	18%		460,326.14	18%
Miscellaneous	5,000.00	35,165.87	(30,165.87)	703%	Opioid settlement funds revised, not budgeted	582.10	12%
Recovered Costs	159,900.00	58,319.52	101,580.48	36%	MRRJ paying fiscal agent fee monthly now vs. annually as transitions windsdown	12,107.81	5%
State Revenue	12,170,239.00	2,162,109.43	10,008,129.57	18%		2,073,986.24	17%
Federal Revenue	947,129.00	15,938.75	931,190.25	2%		6,850.03	1%
Transfers	1,300,256.00	315,315.24	984,940.76	24%		360,549.52	30%
	<u>114,727,590.00</u>	<u>11,711,704.49</u>	<u>103,015,885.51</u>			<u>10,160,906.81</u>	

EXPENDITURES							
Department	Budget	Actual	Unencumbered	Percent (%) Spent	Explanation	Prior Year YTD Actual	Percent (%) Spent
Board of Supervisors	162,667.00	42,561.06	120,105.94	26%	OPEB Valuation expense incurred earlier in FY	35,753.51	22%
County Admin	1,072,913.00	329,736.65	743,176.35	31%	timing of annual payments	275,523.76	29%
Human Resources	323,102.00	81,740.68	241,361.32	25%		73,901.79	26%
County Attorney	507,498.00	103,123.64	404,374.36	20%	decreases in contract services over prior year	118,445.54	23%
Commissioner of Revenue	1,163,779.00	263,266.35	900,512.65	23%		252,681.31	24%
Reassessment	535,185.00	1,125.32	534,059.68		This dept is only used during periods of reassessment	-	
Treasurer	652,436.00	184,467.23	467,968.77	28%		184,246.09	31%
Central Accounting	427,415.00	103,632.76	323,782.24	24%		107,988.95	27%
IT	1,085,354.00	325,858.40	759,495.60	30%	increase due to network security, PT wages offset by transfer from Capital(ERP project)	218,046.34	24%
Registrar	450,663.00	124,343.28	326,319.72	28%	Primary election expenses	84,776.92	24%
Circuit Court	192,965.00	51,030.17	141,934.83	26%		43,558.40	25%
General District Clerk	13,241.00	2,517.67	10,723.33	19%		1,439.84	22%
Magistrate	4,457.00	582.34	3,874.66	13%		725.15	16%
Clerk of Circuit Court	1,181,482.00	331,990.99	849,491.01	28%	large state library grant expense paid out in FY23	265,085.68	25%
Commonwealth Attorney	1,815,996.00	428,018.35	1,387,977.65	24%	vacancy savings in first quarter FY23	463,338.18	30%
Sheriff	9,140,719.00	2,429,776.30	6,710,942.70	27%		2,061,538.89	27%
ECC	2,277,330.00	651,561.21	1,625,768.79	29%		647,674.37	30%
Fire & Rescue	10,698,832.00	2,527,103.46	8,171,728.54	24%		2,175,029.30	25%
Emergency Services Volunteer	1,952,919.00	218,763.99	1,734,155.01	11%	increases in maintenance contracts and auditing costs	150,109.90	8%
Fire & EMS Training	623,159.00	115,655.54	507,503.46	19%	Pay and Reclaim	100,297.08	17%
J&D Court	40,617.00	3,112.89	37,504.11	8%		4,859.44	27%
Court Services	4,436.00	1,100.45	3,335.55	25%	decrease in telephone services	1,944.79	46%
Juvenile & Probation	2,846,265.00	670,096.50	2,176,168.50	24%	timing of contribution payments	642,335.50	27%
Building Inspections	449,106.00	110,358.81	338,747.19	25%	decrease due to retirement payout in 1st quarter FY22	121,328.36	29%
Animal Control	567,816.00	232,957.10	334,858.90	41%	SVASC contributions being paid quarterly now based on budget	125,268.96	26%
Emergency Management	99,492.00	27,665.74	71,826.26	28%	New Dept in FY22 revised	-	
Highways & Roads	20,000.00	6,416.08	13,583.92	32%	timing of supply orders, increase in costs for sign supplies	1,662.59	10%
Street Lights	121,000.00	29,745.39	91,254.61	25%		28,331.65	23%
Sanitation & Waste	2,388,530.00	480,094.54	1,908,435.46	20%	cost for waste hauling is up due to fuel costs	451,146.09	20%
Recycling	158,600.00	37,651.01	120,948.99	24%	fuel costs are up when compared to last FY first quarter	26,714.53	16%
Maintenance	2,245,021.00	638,290.68	1,606,730.32	28%		640,403.25	31%
Health Department	628,127.00	144,780.75	483,346.25	23%	contributions billed quarterly	134,345.00	23%
Tax Relief of Elderly	363,115.00	-	363,115.00	0%		-	0%
Parks & Rec	930,685.00	249,530.67	681,154.33	27%	Pay & Reclaim	187,502.52	23%
Library	1,678,937.00	441,493.75	1,237,443.25	26%		424,155.94	27%
Community Development	1,241,098.00	289,954.49	951,143.51	23%	vacancy savings in first quarter FY23	316,437.16	28%
Tourism	361,767.00	203,704.95	158,062.05	56%	Tourism rebounding after pandemic	168,960.48	77%
Economic Development	330,304.00	141,543.99	188,760.01	43%		140,846.21	45%
Extension	141,194.00	1,437.45	139,756.55	1%		903.20	1%
Agricultural Outreach	6,760.00	-	6,760.00	0%		-	0%
Other Operational	1,314,636.00	473,991.35	840,644.65	36%	timing of annual payments	632,765.92	48%
Contributions	493,160.00	189,291.50	303,868.50	38%	contributions are paid quarterly, or semi-annually	115,515.50	25%
Contingencies	55,000.00	2,415.00	52,585.00	4%		71,042.01	6%
Transfers	63,959,812.00	15,756,329.34	48,203,482.66	25%	timing of transfers	20,100,417.69	32%
	<u>114,727,590.00</u>	<u>28,448,817.82</u>	<u>86,278,772.18</u>			<u>31,597,047.79</u>	

Scheduled from Revenue and Expenditure Summary for General Fund.

**COUNTY OF AUGUSTA**  
**Quarterly Financial Report**  
**Revenue and Expenditures by Fund**  
**For the Quarter Ended September 2022**

<b>REVENUE</b>								
<u>Fund</u>	<u>Budget</u>	<u>Actual</u>	<u>Balance to Collect</u>	<u>Percent (%) Collected</u>	<u>Explanation</u>	<u>Prior Year YTD Actual</u>	<u>Percent (%) Collected</u>	
11 General	114,727,590.00	11,488,285.30	103,239,304.70	10%	Sales, Meals and Lodging taxes increased over prior YTD collections	10,160,906.81	9%	
12 Fire Revolving	364,822.00	-	364,822.00	0%		-	0%	
13 Asset Forefeiture	12,300.00	7,824.03	4,475.97	16%	Revenue is dependant upon seizure disbursements	13,808.04	29%	
14 EDA	402,400.00	1,877.37	400,522.63	0%		-	0%	
15 Revenue Recovery	1,985,000.00	523,411.03	1,461,588.97	26%		459,706.01	26%	
20 CARES/ARPA	37,156.00	7,396,043.99	(7,358,887.99)		budget will be adjusted in revised for 2nd ARPA tranche	9,310.45	0%	
23 VPA	14,419,765.00	2,782,996.70	11,636,768.30	19%	could be a timing issue of receiving state funds	3,178,568.79	23%	
24 CSA	5,500,000.00	706,155.17	4,793,844.83	13%		517,402.09	10%	
41 School	130,204,938.00	26,561,502.39	103,643,435.61	20%		28,454,827.83	24%	
43 Cafeteria	4,497,255.00	281,290.41	4,215,964.59	4%		561,065.12	10%	
44 School Capital	43,803,653.00	483,082.68	43,320,570.32	0%		546,413.06	0%	
45 Debt	8,180,811.00	5,719,694.00	2,461,117.00	70%	timing of debt payments	6,150,851.40	79%	
47 Head Start	3,768,156.00	160,684.83	3,607,471.17	4%		130,707.52	4%	
48 Governor's School	1,981,169.00	115,629.50	1,865,539.50	6%		55,054.50	3%	
70 County Capital	11,750,619.00	993,195.62	10,757,423.38	8%	Prior year had the sale of Ladd	3,133,743.04	40%	
	<u>341,635,634.00</u>	<u>57,221,673.02</u>	<u>284,413,960.98</u>			<u>53,372,364.66</u>		

<b>EXPENDITURES</b>								
<u>Fund</u>	<u>Budget</u>	<u>Actual</u>	<u>Unencumbered</u>	<u>Percent (%) Spent</u>	<u>Explanation</u>	<u>Prior Year YTD Actual</u>	<u>Percent (%) Spent</u>	
11 General	114,727,590.00	28,225,398.63	86,502,191.37	25%	Timing of annual payments, implementation of Pay & reclass	31,597,047.79	29%	
12 Fire Revolving	605,000.00	1,000,000.00	(395,000.00)	165%	disbursement of loan funds early in fiscal year(2021 & 2022)	530,987.58	88%	
13 Asset Forefeiture	48,000.00	32,116.41	15,883.59	67%	expenditure will use fund balance	10,044.91	21%	
14 EDA	402,400.00	1,877.37	400,522.63	0%		1,892.07	0%	
15 Revenue Recovery	1,985,000.00	483,797.92	1,501,202.08	24%	timing of the quarterly disbursements	551,650.13	31%	
20 CARES/ARPA	8,083,025.00	1,799,377.45	6,283,647.55	22%		731.97		
23 VPA	14,419,765.00	2,440,685.46	11,979,079.54	17%		3,178,184.71	23%	
24 CSA	5,500,000.00	621,345.03	4,878,654.97	11%		831,377.57	16%	
41 School	130,204,938.00	27,080,637.43	103,124,300.57	21%		24,461,650.51	21%	
43 Cafeteria	6,700,858.00	1,162,721.63	5,538,136.37	17%		857,367.87	16%	
44 School Capital	27,930,759.00	1,971,190.44	25,959,568.56	7%	Middle school projects	840,210.43	57%	
45 Debt	8,180,811.00	5,589,991.51	2,590,819.49	68%	timing of debt payments	6,150,851.05	79%	
47 Head Start	3,768,156.00	789,174.47	2,978,981.53	21%		664,529.65	22%	
48 Governor's School	1,981,169.00	346,292.16	1,634,876.84	17%		297,121.03	16%	
70 County Capital	12,825,855.00	1,543,461.94	11,282,393.06	12%		2,166,691.62	28%	
	<u>337,363,326.00</u>	<u>73,088,067.85</u>	<u>264,275,258.15</u>			<u>72,140,338.89</u>		

Scheduled from Revenue and Expenditure Summary by Fund.



**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: LEGISLATIVE PACKAGE**

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Discuss

**EXECUTIVE SUMMARY:**

# **AUGUSTA COUNTY BOARD OF SUPERVISORS**



**Legislative Issues, Priorities, and Proposals  
2023 Session**

**10/24/2022 DRAFT**



## Augusta County Facts

The County of Augusta was formed in 1738 and named for Augusta, Princess of Wales and the mother of King George, III. The original western boundary of the County was the western edge of Virginia, which at that time was the Mississippi River. The present boundaries of the county were set in 1790. Situated in the Shenandoah Valley of Virginia, the County of Augusta is at the juncture of Interstates 64 and 81, and the headwaters of the James River and the Potomac River basins. It is 150 miles southwest of the nation’s capital, Washington, D.C., 100 miles west of the state capital, Richmond, and 85 miles north of the City of Roanoke. Within the boundaries of the County of Augusta are the independent cities of Staunton, founded in 1747, and Waynesboro, founded in 1801.

Although primarily a rural county, Augusta County’s 2021 population was 77,487. Augusta County enjoys a diversified economy, with manufacturing accounting for approximately 22.7% of the jobs in the County. Manufacturing employs approximately 6,100 of 35,300 plus workers in the County’s labor force and makes up approximately 3.5% of the total local property taxes. The County is home to several well-known industries, such as Hershey Chocolate, McKee Foods (Little Debbie), Nibco and Daikin.


Agriculture is a large portion of the overall economy of the County. Augusta County is one of the top producers of many commodities in the state and this wealth of production overflows into many other industries of the County; including farm equipment manufacturers and dealers, transportation, energy, retail, and the ever growing agri-tourism business. The unemployment rate for the County decreased from 5.8% in 2020 to 3.5% in 2021. The County’s rate remains lower than the State and national unemployment rates.

Population 2021	77,487
Median Age	45-49
Student Population	9,745
Real property tax rate – CY2022	\$.63 per hundred
Machinery and tools tax rate – CY2022	\$2.00 per hundred
Assessed value of taxable real property – 2021	\$8,176,382,000
Personal property tax rate – CY2022	\$2.60 per hundred
State reimbursement for personal property taxes	\$4,296,000
FY2022 General Government Budget	\$93,180,465
FY2022 School System Budget	\$177,906,407
General Government employees	540
School System employees	1,585
FY2021 Debt service per capita	\$909
Schools	9 (E) 4 (M) 5 (H)
Voting Precincts	28

# AUGUSTA COUNTY BOARD OF SUPERVISORS

## Legislative Issues, Priorities, and Proposals

### 2023 Session



#### Thank you for 2022 Actions:

- Special legislation to proceed with Augusta County Courthouse Referendum.
- Actions to transfer state responsible inmates to Department of Corrections.
- Budgetary actions to have a study and assessment completed by both the Library of Virginia and Virginia Court Clerk's Association of the records that were preserved from the 1930s to the 1990s through a process called cellulose acetate.

#### Priority Legislative Issues for the 2023 General Assembly Session:

- **Behavioral Health – Emergency Orders:**

**Support** funding for regional crisis stabilization and de-tox center. **Support** efforts to address census pressures at state hospitals through near-term funding measures that will enable all state hospitals to receive admissions of individuals subject to temporary detention orders without delays. **Support** competitive salaries and training for state hospital direct care staff. In addition, ongoing efforts to support community-based crisis services must continue.

- **Improve Interstate 81/64 Corridor:**

**Support** designation of Federal and State funding for the construction of a third lane on the shared section of Interstates 81 and 64 through Augusta and Rockbridge Counties. The section of interstate between mile markers 191 and 222 is among the most heavily travelled in Virginia as it is part of a major shipping artery for the eastern United States. There have been more than 1,000 vehicle crashes, with nearly 400 injuries and 10 fatalities in the last five years. Local public safety have provided approximately 6,000 hours in response time over a three year period. Detours interrupt daily travel for the citizens and commerce of our businesses.

- **Extend LEOS Benefits to Animal Control:**

The County recognizes that duties of animal control officers are hazardous, dealing with animals, people, and situations, like law enforcement officers. Animal Control works with the local Sheriff's office on calls, such as drug busts, that include animals. County animal control does not fall under the control of the Sheriff's office and therefore, according to State law, is not eligible for LEOS benefits. Animal Control officers take an oath and are sworn

by a circuit court clerk under Section 49-1 of the VA Code. This is the same oath as law-enforcement officers.

Augusta County would **support** the introduction of legislation that would include allowing duly sworn animal control officer to be eligible to receive Virginia's hazardous duty benefits under Title 51.1-138, Paragraph B of Virginia Code.

- **Extend LEOS Benefits to Emergency Communications Telecommunicators:**

The Standard Occupational Classification (SOC) is one of several classification systems established by the federal government to ensure coordination of federal statistical activities. Reclassification at the federal level, through the Bureau of Labor Statistics is key to changing the conversation about what it means to work in 9-1-1. Currently, Public Safety Telecommunicators are classified in the BLS' Standard Occupation Classification System as a clerical occupation, alongside secretaries and commercial dispatchers such as those for trash collection services.

The Association of Public Safety Communications Official's (APCO) argues that classification within the Office and Administrative Support major group is inappropriate given the stress, training, and life-saving nature of the tasks performed by Public Safety Telecommunicators. Unlike non-emergency dispatchers, Public Safety Telecommunicators receive calls from people whose lives are in danger. Whether answering a phone call to 9-1-1 or a call for assistance from a first responder over the radio, the Public Safety Telecommunicator is responsible for actions that can mean the difference between life and death.

Augusta County would **support** the introduction of legislation that would include allowing Public Safety Telecommunicators to be eligible to receive Virginia's hazardous duty benefits under Title 51.1-138, Paragraph B of Virginia Code.

- **Remove Augusta County language in 27-23.1: NEW**

**Support** removal of the following sentence from the Establishment of fire zones and Fire/EMA Companies Virginia Code section: However, any property located in Augusta County that has qualified for an agricultural or forestal use value assessment pursuant to Article 4 (58.1-3229) of Chapter 32 of Title 58.1 may not be included within such a zone or district and may not be subject to such tax. A large portion of the County falls in this category, and removal of this language will allow flexibility in establishing a fire district if the Board chooses to do so in the future. The tax would support growth in fire and rescue services in the County.

- **Oppose Change in Local Government Sovereign Immunity:**

**Oppose** any substantive change in local governments’ present defenses of qualified immunity and sovereign immunity, including bringing counties under the Virginia Tort Claims Act.

- **Utility Scale Solar Facilities:**

The treatment of solar projects continues to be an issue for some Virginia localities. Augusta County continues to see great interest in the placement of large solar facilities in our urban service areas where we expect to see growth in industry, commercial and residential projects. Investments have been made for the necessary utilities for growth, such as electric, gas, water and sewer and even rail. In order to experience some measure of return on investment, consideration should be given to allow localities to levy Machinery and Tools taxation on any project greater than 25 megawatts.

- **Support Change in School Composite Index Formula to Use-value Assessments:**

Support legislation to adjust the calculation of the local Composite Index for public school funding by directing the Department of Education to adjust its funding calculations for the local ability to pay by using the use-value assessment of real property, instead of the true value, in localities that have adopted use-value taxation. Seventy-five counties and nineteen independent cities have local agricultural use value ordinances. By putting this in place, the Commonwealth can align its goals across programmatic areas, supporting a strong agricultural economy while also accepting responsibility for its fair share of public education funding.

## **END OF PRIORITIES**

### **Taxation:**

- **Legislation with Local Fiscal Impact:**

VACo supports legislation or other measures providing additional time for localities to review legislation that may have an impact on local revenues or expenditures.

- **Oppose Change to Machinery & Tools and Business, Professional and Occupational Tax Structure:**

While neither of these taxes is particularly “popular” with various constituencies, unless and until the Commonwealth enacts replacement revenue sources for local governments, the two above-referenced taxes must stay in place as options for local governments. It is irresponsible to further add to the real property tax burden on constituents by eliminating more diverse revenue sources for local governments. A loophole in the BPOL is growing by

virtue of the buying up of doctors' practices by untaxed (not-for-profit) hospitals. Not only do local governments forego real property taxes on these hospitals and their expansions, but now, the impact on BPOL is becoming yet one more burden to be offset by residential real property taxes. Augusta County would stand to lose the following revenue if the following taxes were eliminated, constituting an 12-cent increase to the real estate tax rate:

Machinery & Tools	\$5,282,000
Business License	4,336,000
Total	<u>\$9,618,000</u>

- **Appeals of Tax Assessments:**

**Oppose** proposals to make major changes to the current appeals processes for real or tangible personal property assessments, such as changes to the assessor's presumption of correctness or the role of the State Tax Commissioner with respect to the valuation of property.

- **Communications Sales and Use Tax Revenues:**

**Oppose** any further diversion of Communications Sales and Use Tax Trust Fund dollars beyond the uses already specified in statute (administration of the tax and the telephone relay center; franchise fees owed to localities). These revenues should be held in trust for localities and not diverted for general state purposes. Language adopted in the 2018-2020 biennium budget and continues in the 2021 Appropriations Act provides for an additional diversion of funds to the State General Fund and these funds would otherwise flow to localities. Communications Tax revenue for Augusta County has shown a \$514,000 or 22% drop since 2018.

**Support** updating the Communications Sales and Use Tax (CSUT) to ensure that it reflects the modern telecommunications landscape, which has evolved since the CSUT took effect in January 2007.

- **Recordation Tax Distribution to Localities:**

**Support** the restoration of state recordation tax revenues distributed to counties and cities for use of transportation or public education purposes. Oppose any efforts to divert existing dedicated regional transportation revenues to areas and purposes outside of that region unless additional dedicated funding sources are provided to hold such funding harmless. Augusta County averaged \$200,000 in State recordation tax collections, all of which have been reduced through legislation and the remainder diverted by 2020 General Assembly action to the Hampton Road transit system.

**Oppose Unfunded Initiatives Pushed to Local Tax Burden:**

- **Mandates:**

Mandates from the General Assembly come to local governments in two forms:

-Issues that local governments have to perform which they are not currently performing (this item means additional expenditures in local budgets); and

-Issues which involve revenue reductions either by cutting state revenue that has historically been shared with local government (example – ABC profits), or the abolition/altering of local revenues (example – car tax, BPOL, machinery and tools tax).

Workgroups considering local mandates and local fiscal stress need to be bold in their recommendations for the 2022 Session and include reduction of financial burdens on local governments.

- **State Funding for Any New State Initiatives:**

The Commonwealth should bear 100% of the cost for any service or program mandated by the state.

- **State Funding for Mandated and Shared Programs:**

The state has enacted programs which are overseen at the state level and administered at the local level and concurrently required the localities to fund increasingly larger shares of the expenses of these programs, whether directly or through re-defining terms within the formulas used to compute such funding requirements. The state needs to fund its true and responsible share of these programs including:

- education, including:

- \*sufficient funding for K-12

- \*sufficient funding for the SOQs

- \*additional funding for school construction;

- public libraries;

- constitutional officers and their offices;

- area agencies on aging;

- community service boards;

- mental health and intellectual disability programs and facilities;

- funding for local EMS and Rescue Squad training; and

- the mandated replacement of election equipment.

- **State Funding for Circuit Court Clerk Pay Parity:**

Staff retention has become very challenging for many employers, including the Circuit Court Clerks. Circuit Court Clerks' offices compete with other government agencies, and particularly District Courts, for personnel. Unlike District Court Clerks, Circuit Court Clerks are not funded through the Judicial Branch. Instead, Circuit Court Clerks' offices are funded under the Secretary of Administration via the Compensation Board, and are constitutional officers. Budget requests for Circuit Court Clerks' offices are often considered separately from those of the Office of Executive Secretary who

fund District Court Clerks. Even though Circuit Court Clerks' are funded under different agencies, it is crucial for Circuit Court Clerks' staff to receive the same compensation as those in District Courts to remain competitive and to reward the staff who currently serve. We ask the General Assembly to provide pay parity between the Circuit Court Clerks and the General District Court Clerks in the upcoming session.

## **Land Management:**

- **Land-Use Decisions:**

Local land use decisions should remain at the local level without unreasonable or arbitrary state constraints.

- **Storm Water Regulations:**

We also **support** legislation to:

- Amend Section 62.1-44.15:28 of the Code of Virginia to give localities the ability to waive the state's portion of the VSMP fees if a locality waiver policy has been implemented by a locality and approved by the Board. We also request a new locality/state workload analysis to justify the state's portion from the storm water permit fee. The new analysis should address long-term responsibilities placed on localities that previous studies ignored.
- We **support** adequate funding to enable local governments to meet ongoing costs associated with local storm water management programs that became effective on July 1, 2014. It is critical for the state to evaluate the effectiveness of the fee structure as outlined in the Virginia Storm Water Management Permit regulations because these fees are the PRIMARY source of revenue for funding local storm water management programs. As such, we support legislation to Amend Section 62.1-44.15:28.9.a of Virginia's Storm Water Management Law such that it would distribute a maximum of 10 percent of statewide storm water fees revenue to the Virginia Storm Water Management Fund with the remaining 90 percent remaining with local governments.
- Amend Section 62.1-44.15:33 of the Code of Virginia to mandate that the State Water Control Board permit localities to consider long-term maintenance costs of a Best Management practice when approving a local storm water program.

- **Water and Wastewater:**

**Support** We support adequate funding of the state Water Quality Improvement Fund grants to localities for wastewater nutrient removal consistent with the Chesapeake Bay TMDL.

**Support** efforts to enhance hiring and retention of water and wastewater operators including licensure reciprocity.

**Support** relief from obsolete or overly burdensome regulations impacting municipal water and wastewater infrastructure.

- **Large Utility Projects:**

**Support** adequate direction and resources for the Department of Environmental Quality (DEQ) to provide monitoring and enforcement of Erosion and Sediment Control and Storm water requirement by entities constructing large-scale utility projects, for example, pipelines and utility scale solar facilities. DEQ should conduct a review of the annual standards, specifications and construction general permit requirements for these projects to determine if they are providing adequate protection of water quality and natural resources.

- **Siting of Transmission Lines:**

**Support** requiring utilities to seek input from localities and property owners before any actions to construct, modify or enlarge transmission facilities.

- **Maintain Public Sector Role in Onsite Sewer Program**

**Support** an onsite sewage program at the Virginia Department of Health (VDH) that protects public health and the environment in all regions of the Commonwealth. The Commonwealth should give special focus to addressing the challenge of failing septic systems and allow localities authority to develop and implement policies that support the state's program. We support the private sector providing onsite sewage system design, installation and repair services, as long as the services can be provided at affordable rates and in a timely manner, and as long as VDH continues to provide these direct services as well.

- **Broadband/Wireless Telecommunications:**

**Support** efforts to expand broadband capabilities in underserved and rural areas including strengthening local authority to deploy broadband directly or through public-private partnerships. Efforts to enhance the deployment of new technologies must include expansion of high-speed service to rural areas. **Oppose** legislation further attempting to bypass, limit, or otherwise further restrict the local zoning, permitting and review process for telecommunications infrastructure, including fee structures. These proposed bills will allow a proliferation of proprietary towers that will stifle competition, especially for smaller companies trying to compete in the telecommunications industry resulting in higher bills for citizens.

- **Statewide locational approach to siting of solar energy facilities and energy storage facilities:**

**Support** the designation of priority areas statewide – such as brownfields, greyfields, and capped landfills – for development of utility scale solar energy facilities and energy storage facilities.

- **Marijuana Sales and Land Use:**

Augusta County requests that the determination of permitting and zoning regulations for commercial marijuana sales uses be left up to local governments with minimal state interference. Augusta County supports allowing localities to place a referendum on the ballot to allow voters to make the decision as to whether retail sales of marijuana will be permitted in the jurisdiction for the first five years upon legalization of commercial marijuana sales.

- **Single Family Residential Zoning and Housing Affordability:**

**Oppose** bills that would require all Virginia localities to permit various types of “missing middle” housing in all zoning districts, essentially abolishing single-family residential zoning. While Augusta County is in full support of providing safe and affordable housing and recognizes the importance of developing “missing middle” housing statewide, the decision of what types of housing should be permitted under certain zoning designations is a highly context-sensitive situation. Requiring localities that are predominantly rural in nature – like Augusta County – to adhere to zoning policies that are better suited for urbanized areas with high population density does not allow planners to make land use decisions that are compatible with that area’s density, geography, utilities, and transportation infrastructure. In a county as large as Augusta County, the provision of water and sewer services that would support higher density housing is limited to certain areas, and may not be able to support higher density even where existing unless extremely costly investments are made. The County is unique in that over 90 percent of its land is zoned “General Agriculture.” Along with all agricultural uses, this zoning permits a variety of housing types to be developed by-right or with administrative approval, including accessory dwelling units, multiple single-family dwellings on the same lot, and manufactured or mobile homes. Augusta County currently has nine existing or planned developments that are either income-restricted or otherwise designated as affordable. In addition, one-third of Augusta County’s rezoning requests in 2021 have encompassed multi-family or mixed-use development, all of which have been approved.

- **Transportation Infrastructure Investment:**

**Support** continued increases of state funding for transportation infrastructure improvements. As Augusta County’s economy is heavily reliant on exports of manufactured goods and agricultural products, maintaining a

safe, reliable, and adequate transportation network is critical in ensuring high quality of life and continued economic development.

- **Dam Safety:**

**Support** sufficient state and federal funding for the repair and maintenance of flood control dams. The County has completed six rehabilitation projects in the last twenty years and will partner with state and federal agencies to complete a future project if funding is available.

## **Local Government Operations:**

- **Annexation:**

The General Assembly needs to end annexation in all parts of the Commonwealth of Virginia. The General Assembly should guarantee “599” funding increases to all localities with police departments.

- **Overtime Compensation Rate (VAC 9.1-701):**

If expanded, this has the same effect on businesses and local governments as collective bargaining; Augusta County **opposes** such action.

- **Election Costs and Districts:**

**Support** legislation that would increase state investments in elections, including funding and support for primaries, voting equipment, personnel and voting places. Cost reduction solutions include requiring parties to pay for primary elections, having one date for primary elections, using printed ballots, establishing countywide voting places and other similar measures. The state must continue to share in the costs of such elections or require those who use the primary election processes for nomination to share or bear costs. The state should provide adequate funding to localities for optical scan and other voting equipment and registrar costs.

**Support** legislation to minimize or eliminate split voting precincts and to streamline a process to address situations in which census boundaries do not align with locally drawn or commonly adhered to boundaries.

- **Public Notice Requirements:**

Augusta County **supports** legislation that would permit localities to forego the requirement of publishing certain public notices in newspapers having general circulation in the locality and instead meet the requirement by posting such notices online only. The cost to the Community Development Department for FY22 was \$12,277 for such mandated public notices. Augusta County continually hears from citizens stating they no longer get a local paper. They now rely on the signs we post on the property and agendas we post on our website. Local papers are often under a national conglomerate and therefore unable to run the ads in a timely manner.

- **Reform and Restructuring:**

The Reform and Restructuring Commission was strong in their recognition of the need to analyze legislation for its local impact, whether financial or otherwise; legislation must not move forward that has not been well analyzed and the state fiscal share appropriated. We **support** legislation or other measures providing additional time for localities to review bills that may have an impact on local revenues or expenditures. The General Assembly needs to examine carefully short-term and long-term effects on state government and local governments, particularly with respect to state and local budgets. Many of the ideas that have been forwarded seem to have merit; however, the methods by which the concepts are proposed to be implemented have to be carefully reviewed for long-term effectiveness, efficiency and fairness.

**Support** continued state funding for the local costs associated with Medicaid expansion, such as local eligibility workers. Any and all additional requirements for local departments of social services, health departments, etc., need to be fully and responsibly funded by the state and/or federal government after the implementation year.

- **Children's Services Act:**

**Support** continued study of use of Children's Services Act pool funds to support special education needs: to include the ability of local school divisions to serve children with disabilities, to include flexibility in use of state pool funds to serve children with high-level needs in local or regional programs tailored to meet those needs, and additional support for special education wraparound services to help support children in the community. Augusta County spent \$3.4 million on Special Education Alternative Day Placements in FY2021 and sees benefit in local public day placement programs which would allow for the following:

- Children would remain in the community where they reside
- Local school personnel could track the progress of the child
- Children could return to school more quickly because of local monitoring
- Community services could be provided to families and children beyond the day placement
- Savings could be achieved through shorter length of stay
- Savings in how services are delivered allows savings for Virginia taxpayers
- Regional public programs could be more efficient than private placements

**Support** state assistance to localities with contracting for CSA services to improve localities' ability to negotiate with providers of these services, such as private day placements.

- **Consider Impact of Fees for Jails: NEW**

Senate Bill 441 and House Bill 665 directed the Virginia Department of Corrections (VADOC) to organize a work group to make recommendations regarding the reduction or elimination of fees charged to inmates in state correctional facilities. As a member of a regional jail, Augusta would need to make up 35.5% of funding of such fees or around \$400,000. Some fees offset the cost of the service received (telephone for use of tablets to communicate, medical co-pay for services received, work release for program costs).

**Other Items of Interest: Under Board Consideration**

- **Certificate of Public Need Program (COPN):**

The County supports Virginia's COPN program as an important component of the Commonwealth's health care policy and encourages the General Assembly to retain COPN in its current form with process reforms similar to those recommended by the state work group lead by the Secretary of Health and Human Resources in 2015. Legislation to deregulate COPN must be coupled with policies to promote access to care, ensure provision of essential health services, fund graduate medical education, and maintain the fiscal stability of Virginia's community hospitals.

- **Consider amendment to Virginia Code 2.2-2240.2:1d : NEW**

**Amend** Virginia Code § 2.2-2240.2:1 to allow sites of 50 contiguous acres or more be eligible for funding. The legislation would reduce from 100 acres to 50 acres the minimum acreage of sites eligible for site development grants under the Virginia Business Ready Sites Program. The change could be implemented on a statewide basis by amending clause (i) of subsection (A) or, alternatively, by adding GO Virginia Region 9, in which the County is located, to Regions 1 and 2, as regions in which the lower threshold applies. The Virginia Business Ready Sites Program is a discretionary program to promote development and characterization of sites to enhance the Commonwealth of Virginia's infrastructure and promote its competitive business environment. The program's goal is to identify and assess the readiness of potential industrial sites of at least 100 contiguous acres. The proposed amendment to the state code to decrease the required size of industrial sites from 100 to 50 contiguous acres would allow the County to seek such grants.

**END**



**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: BOARDS & COMMISSIONS/COMMITTEES**

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Discuss

**EXECUTIVE SUMMARY:**

**COUNTY OF AUGUSTA, VA.**

**BOARD OF SUPERVISORS**

JEFFRY A. SLAVEN  
North River

GERALD W. GARBER  
Middle River

PAM CARTER  
Pastures

G. L. "BUTCH" WELLS  
Beverley Manor

SCOTT SEATON  
Wayne

MICHAEL L. SHULL  
Riverheads

STEVE MORELLI  
South River



**TIMOTHY K. FITZGERALD – COUNTY ADMINISTRATOR**

**AUGUSTA COUNTY GOVERNMENT CENTER**

P.O. BOX 590, VERONA, VA 24482-0590

(540) 245-5610 FAX (540) 245-5621

coadmin@co.augusta.va.us

**MEMO**

**TO:** Timothy K. Fitzgerald, County Administrator  
**FROM:** Jennifer Whetzel, Deputy County Administrator  
**DATE:** October 18, 2022  
**RE:** Board Committees, Boards & Commissions

At the Board's Strategic Planning Session on October 7, 2022, staff was tasked with reviewing Board Committees and Boards and Commissions.

Board Committees

The direction of the Board was to receive a report on Board Committees, with the thought of removing unnecessary Committees so that all seven Board members receive information at the same time. The following Committees are required:

**Audit Committee** – The AICPA Auditing Standards Board (ASB) issued Statement on Auditing Standards (SAS) no. 114, *The Auditor's Communication With Those Charged With Governance*. The SAS establishes standards and provides guidance to auditors of financial statements on matters to be communicated to those charged with governance. SAS no. 114 requires communications to provide an overview of the planned scope and timing of the audit and significant findings from it. The statement also encourages auditors to use professional judgment in deciding to whom, among those charged with governance, they should communicate particular matters and requires them to evaluate the adequacy of that communication. The SAS was effective for fiscal year ending June 30, 2007. PBMares includes Audit Committee reporting and responsibilities in the annual arrangement letter. Representatives of the Audit Committee are appointed by the Chairman of the Board of Supervisors. Staff recommends continuation of the Audit Committee.

**CAPSAW** – Per the CAPSAW by-laws, one-third or five (5) of the members are representatives of the local government jurisdictions in CAPSAW's service area. The Board or Council of the respective local government shall select the governing body's member(s) to serve on the Board. Board of Supervisor representatives of the CAPSAW are appointed by the Chairman of the Board of Supervisors. Staff recommends continuation of the Board appointment as a Board and Commission item versus a Committee.

**MPO** – Per the SAWMPO by-laws, the voting membership of the SAWMPO shall be composed of the representatives, or their alternates, designated by and representing their respective

jurisdictions. Officers of the SAWMPO shall consist of a chair, a vice-chair, and secretary/treasurer. The chair and vice chair shall be elected officials and voting members. Staff recommends continuation of the Board appointment as a Board and Commission item versus a Committee.

All other Board Committees can be considered for elimination.

### Boards & Commissions

The County has many Boards and Commissions that are a requirement of local government operations, some being regional.

Upon review of the Boards and Commissions of the County, there are two that were created at the will of the Board and are not tied to a Virginia Code, County Code, or regional agreement: Recycling, and Broadband.

The Ag Industry Board is included in the County Code, related in part to the creation of an Agricultural Development Department, which has since been eliminated.

It is before the Board to consider future need for these three boards and commissions.



**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: PLANNING COMMISSION/PUBLIC HEARINGS**

Discuss the following:

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Discuss

**EXECUTIVE SUMMARY:**

**COUNTY OF AUGUSTA  
STAFF REPORT**

<b>SUMMARY OF REQUEST</b>	A request to rezone from Single-Family Residential to General Business approximately 1.18 acres (TMP 067H1 1 21) owned by Urbane Venture and located at 2590 Jefferson Highway in Waynesboro in the Wayne magisterial district. The property is located in an Urban Service Area of the Comprehensive Plan planned for future business development. The proposed general use of the property is an Airbnb.
<b>REZONING NUMBER</b>	22-19
<b>CURRENT ZONING</b>	Single-Family Residential
<b>VICINITY ZONING</b>	General Business to the East, Single-Family Residential to the North, West, and South
<b>CURRENT PROFFERS</b>	Not applicable
<b>PROPOSED PROFFERS</b>	The following uses are proffered to be prohibited, including: Adult businesses, as regulated in §25 310 and chapter 6-41 of the code (Ord. 04/23/08) Animal Care facilities, including, but not limited to kennels, veterinary clinics and hospitals, and animal shelters without outside runs, Banks and financial institutions, fast food restaurants, bowling alleys, indoor firing ranges, pool halls, theatres and auditoriums, Government facilities, including, but not necessarily limited to : libraries, post offices, and public safety facilities, hospitals and residential care facilities, industry support businesses, not involving bulk storage of fuels or other regulated substances; including but not necessarily limited to: welding and machine shops, laboratories, and prototype production plants, media related businesses, including but not necessarily limited to: printing and publishing businesses, radio, television and movie studios, cable TV offices, but excluding on-site towers, antennas, and other accessory equipment in excess of seventy-five feet (75') in height, parking lots or garages, park and ride lots, active and passive recreational facilities not utilizing outdoor lighting, transportation related uses, including but not limited to bus and railroad stations and taxi service, vehicle services including but not limited to car washes, vehicle and boat repair, vehicle and boat parts, off-site trailers, buildings, parking lots, and equipment

	material storage, cemeteries, limited outdoor storage, soil sifting and sales of materials generated on site.
<b>OVERLAY DISTRICTS</b>	Urban Service Area Overlay and Airport Overlay
<b>COMPREHENSIVE PLAN PLANNING POLICY AREA / FUTURE LAND USE DESIGNATION</b>	Urban Service Area/ Business
<b>SOILS</b>	This land is not in land use.
<b>OTHER INFORMATION</b>	
<b>SUMMARY OF STAFF RECOMMENDATION</b>	Staff recommends Approval.
<b>ALTERNATIVES</b>	<ul style="list-style-type: none"> <li>• Recommend <b>approval</b> of the rezoning</li> <li>• Recommend <b>denial</b> of the rezoning</li> </ul>

## **AGENCY COMMENTS**

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### **ENGINEER:**

#### Environment Ordinance Considerations

This property drains to South River which is listed on the Virginia DEQ 2018 and Draft 2020 Impaired Waters List. This impaired segment extends from the INVISTA discharge downstream to its confluence with Porterfield Run. The impaired uses are aquatic life, recreation and fish consumption, the specific impairments are violations of the general standard for benthics, E. coli, fecal coliform bacteria and mercury in fish tissue. The sources are municipal (Urbanized High Density Area) for the benthics impairment, agriculture, non-point sources and wildlife other than waterfowl for the bacterial impairments and contaminated sediment for the mercury impairment. Numerous TMDLs have been approved for this segment for each of the impairments and must be considered by the applicant.

Additionally, the Augusta County Comprehensive Plan lists the South River – Porterfield Run watershed as a Priority Watershed for Groundwater Protection due to the presence of karst features and the location of Source Water Assessment Program zones.

#### Overlay Ordinance Considerations

This property lies within the Airport Zone of the Airport Overlay District (APO) for the Waynesboro Eagles Nest Airport. The floor of the zone above the site is approximately 1587 Ft msl, and the highest grade on the site is approximately 1433 Ft msl, a difference of 154 Ft. Though unlikely to be proposed for a site of this size and nature, towers or other tall structures may be restricted.

This property lies within Zone X on the FEMA FIRM and therefore is outside the Special Flood Hazard Area and not subject to the Floodplain Overlay (FPO) Ordinance.

This property lies within of the Urban Service Overlay District (USO) and is therefore subject to the limitations on access to public streets contained in that ordinance.

This property lies outside of the Source Water Protection Overlay (SWPO)

#### Subdivision Ordinance Considerations

§21-9.1 Subsection B of the County Subdivision Ordinance addresses street layout and access to adjacent property. Development is required to connect to existing or planned streets and must also provide for access to adjacent property that is located with areas designated in the Comprehensive Plan as Urban Service or Community Development Areas. Redevelopment of this site to provide for interconnections to adjacent properties is encouraged.

#### **ZONING ADMINISTRATOR:**

The property is adjacent to a single-family residential dwelling in the rear. If the property is rezoned to General Business, the adjacent Single Family Residential zoned property could be impacted by increased traffic and lights which could be associated with permitted business uses such as gasoline retail outlets or fast food establishments. As expressed by the applicant, zoning would recommend there be proffered conditions limiting the permitted business uses so as to preclude some of the more impactful uses permitted by-right in General Business zoning. Staff knows that the applicant has interest in utilizing the property as a bed and breakfast and retail/coffee shop, art gallery space.

Zoning does not feel the adjacent General Business zoned property would be adversely affected by the change.

A site plan meeting the requirements of **Section 25-673** is required prior to any business development on the property and Outdoor lighting must meet all requirements of Article VI "Outdoor Lighting". The Zoning Ordinance requires a buffer yard to be provided adjacent to any property line not entirely zoned business or industrial subject to the "buffer yard" requirements in **Section 25-308**. Any parking areas to the side or rear of an established residential use in agriculture districts or residential zoned districts must be screened per the requirements of **Section 25-38**.

#### **AUGUSTA COUNTY SERVICE AUTHORITY:**

1. Water and sewer capacities are not reserved until system adequacy is determined (supply, treatment, transmission) and payment of the connection

fees has been received in accordance with Service Authority Policy. Augusta County Service Authority Policies and Procedures can be found at <http://acsawater.com/oppm>.

2. Any engineering evaluations and upgrades or extensions would be the responsibility of the owner/developer and are subject to Service Authority review and approval.
3. Investigation of available fire flow is recommended to ensure that the system is capable of providing the needed fire flow to comply with Chapter 24 of the Augusta County Code requirements for the proposed use of the property. Any upgrades or extensions would be the responsibility of the owner/developer and are subject to Service Authority review and approval.
4. 2590 Jefferson Highway is a current Service Authority water and sewer customer (5/8" meter). If any new fixtures are being added/proposed, the applicant must submit a meter sizing form to the Service Authority Engineering Department for evaluation. If the meter size needs to change/increase in size, costs would apply in accordance with the Service Authority's published Rate Schedule.
5. There is an existing 8" waterline along Jefferson Highway fronting the subject parcel.
6. There is an existing 8" sewer line running through the front portion of the subject parcel.

**AUGUSTA COUNTY FIRE-RESCUE:**

Fire-Rescue sees little to no impact on service delivery from this request. Fire-Rescue has no further comment.

**VIRGINIA DEPARTMENT OF TRANSPORTATION:**

<b>Traffic Data:</b>	<b><u>Rte. 250 Jefferson Hwy</u></b>	<b><u>Rte. 1006 Aero Dr</u></b>
	-AADT: 16,000 vpd (2021)	-AADT: 830 vpd (2021)
	-Speed Limit: 45 MPH	-Speed Limit: 25 MPH
	-K-factor: 0.086, Dir. Fact. 0.502	-K-factor: 0.121, Dir. Fact. 0.637
	-Funct. Class.: Minor Arterial	-Funct. Class.: Minor Collector

1. The requested rezoning would not warrant a Chapter 527 Traffic Impact Analysis.
2. During the potential rezoning review, VDOT understood the applicant wanted to convert the existing house to a bed and breakfast business. Has the proposed use changed? It appears that some of the proffered uses would generate more trips per day than the low volume entrance threshold of 50 vehicles per day (25

in/25 out). Because of the access limitations, it is recommended that the proposed use is specified. As previously noted on the potential rezoning review, the existing private entrance would be adequate for the request as a low volume commercial entrance. However, a more substantial redevelopment of the property to a more intense business use would not be viewed favorably since the entrance requirements would likely exceed that of a low volume commercial entrance and would thus be subject to access management spacing requirements.

3. If the adjacent parcel with the barn (accessed via Rte. 1054, Hannah Circle) is proposed to be an accompanying use of the business, VDOT recommends that the two driveways be connected to provide Interparcel connectivity.

**AUGUSTA COUNTY SCHOOL BOARD STAFF:**

The request for a change of approximately 1.18 acres from Single Family Residential to General Business would have no impact on these three (3) schools.

The table below indicates the enrollment as of December 4, 2020.

<b>School</b>	<b>Enrollment</b>	<b>Capacity</b>
Wilson Elementary (WES)	686	834
Wilson Middle (WMS)	676	750
Wilson High (WMHS)	817	900

**PLANNING STAFF COMMENTS:**

**Pros:**

1. The request complies with the Comprehensive Plan future land use map, which designates the property for Business use.
2. Public water and sewer already serve the property.
3. The proposed property use adheres to the existing pattern of commercial development along this section of U.S. 250.

**Cons:**

1. The existing entrance is approved by VDOT for low volume commercial use such as an Airbnb, however, more intense business uses would be subject to access management spacing.
2. The proposed property use may have adverse impacts on adjacent residential properties.

**Other Notes:**

1. *Community Engagement.* As required by state law, an advertisement was published in the newspaper for two consecutive weeks before the scheduled Planning Commission public hearing and signage was posted on the property. A notice of public hearing was posted on the County website, and staff also notified adjacent property owners via a mailing.
  
2. *Comprehensive Plan.* The proposed rezoning meets the following goals and policies of the Augusta County Comprehensive Plan:
  - a. Land Use and Development, Goal 1, Objective A, Policy 9: Location of Business Development. Larger scale, regional, and community businesses should be permitted in the Urban Service Area, where the majority of future population growth is expected to occur, and where the services and facilities necessary to support these businesses are located.
  
3. *Comprehensive Plan.* The proposed rezoning does not meet the following goals and policies of the Augusta County Comprehensive Plan:
  - a. Land Use and Development, Goal 2, Objective F, Policy 2: Road Access. Discourage direct access to arterial and collector roads from individual lots.

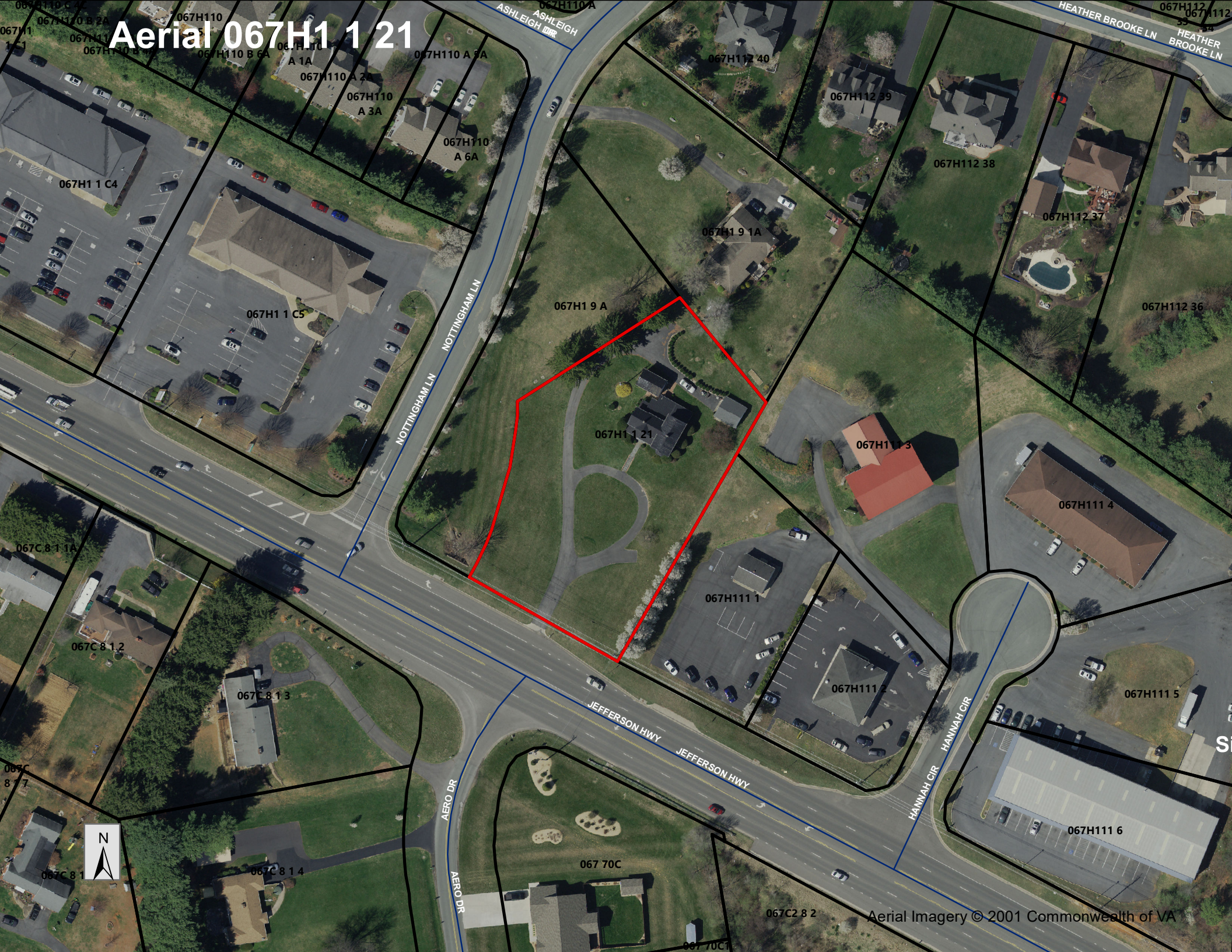
**RECOMMENDATION**

The request to rezone the property from Single-family Residential to General Business to use the dwelling as an Airbnb is compatible with the Comprehensive Plan, as it is in an Urban Service Area designated for future growth. The property being rezoned to General Business would be compatible with the adjacent developments to the east, west, and south zoned General Business. While there could be limitations with a medium or high-volume commercial operation entrance, the applicant is proposing to use the dwelling as an Airbnb, would be adequate for the request as a low volume commercial entrance. Staff recommends approval.

**PLANNING COMMISSION RECOMMENDATION**

The Planning Commission recommends approval of the rezoning request with the proposed proffers.

# Aerial 067H1 1 21



NOTTINGHAM LN

ASHLEIGH DR

JEFFERSON HWY

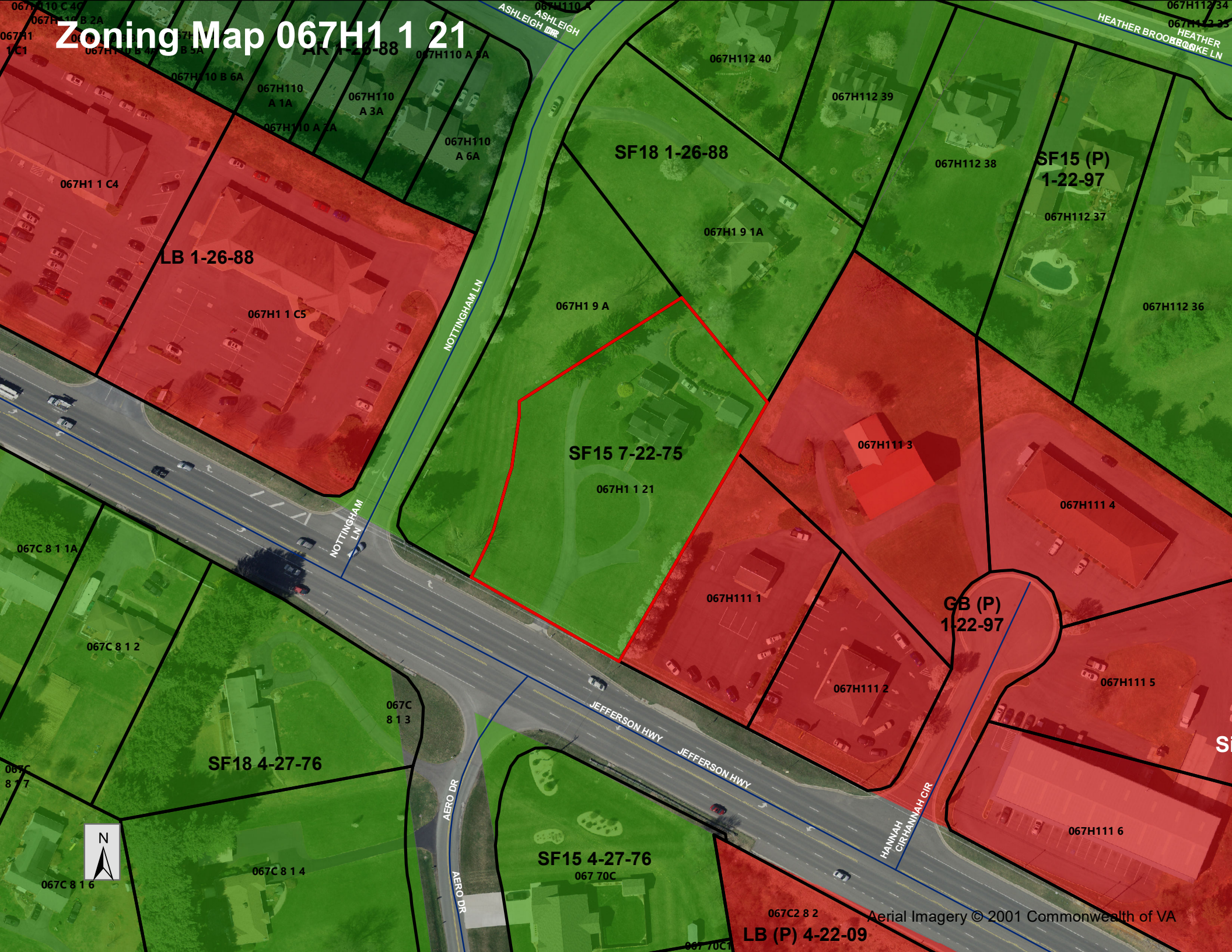
HEATHER BROOKE LN

HANNAH CIR

AERO DR



# Zoning Map 067H1 1 21



LB 1-26-88

SF18 1-26-88

SF15 7-22-75

SF15 (P)  
1-22-97

GB (P)  
1-22-97

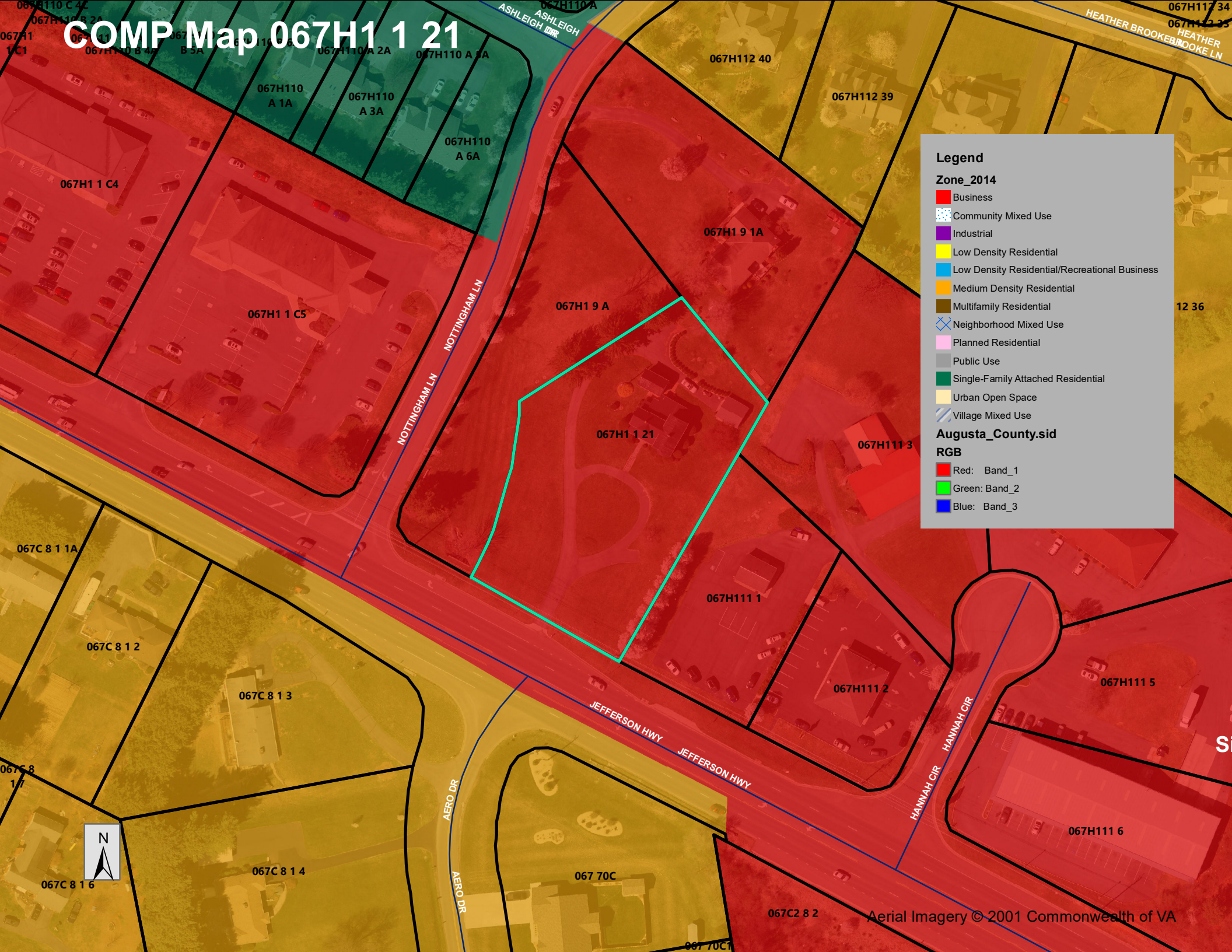
SF18 4-27-76

SF15 4-27-76

LB (P) 4-22-09



# COMP Map 067H1 1 21



**Legend**

**Zone\_2014**

- Business
- Community Mixed Use
- Industrial
- Low Density Residential
- Low Density Residential/Recreational Business
- Medium Density Residential
- Multifamily Residential
- Neighborhood Mixed Use
- Planned Residential
- Public Use
- Single-Family Attached Residential
- Urban Open Space
- Village Mixed Use

**Augusta\_County.sid**

**RGB**

- Red: Band\_1
- Green: Band\_2
- Blue: Band\_3





**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: PLANNING COMMISSION/PUBLIC HEARINGS**

Discuss the following:

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Discuss

**EXECUTIVE SUMMARY:**

**COUNTY OF AUGUSTA  
STAFF REPORT**

<b>SUMMARY OF REQUEST</b>	A request to rezone from Attached Residential to General Agriculture approximately 2.97 acres and Attached Residential to Single-Family Residential approximately 2.66 acres totaling approximately 5.6 acres (TMP 036 105; 036 105B; 036A2 10 10A) owned by Augusta Developments, LLC located on Maury Mill Road in Verona in the North River magisterial district. The property is located in an Urban Service Area of the Comprehensive Plan planned for medium density residential development.
<b>REZONING NUMBER</b>	22-18
<b>CURRENT ZONING</b>	Attached Residential
<b>VICINITY ZONING</b>	General Agriculture to the west and east; Single-Family Residential to the north and south
<b>CURRENT PROFFERS</b>	<ol style="list-style-type: none"> <li>1. Prior to the issuance of a building permit for any dwelling unit on this property, a 6' solid vinyl privacy fence will be constructed along the property boundaries as generally depicted on the Rezoning Exhibit prepared by Balzer and Associates and dated 12-16-15. The fence shall be permanently maintained.</li> <li>2. No more than 42 units will be built on the 5.6 acres.</li> </ol>
<b>PROPOSED PROFFERS</b>	<ol style="list-style-type: none"> <li>1. Any division of lots shall ensure 100' of separation between primary homes within the subject parcels through a Deed Restriction defining a Development Area for each lot.</li> </ol>
<b>OVERLAY DISTRICTS</b>	Urban Service Overlay
<b>COMPREHENSIVE PLAN PLANNING POLICY AREA / FUTURE LAND USE DESIGNATION</b>	Urban Service Area/ Medium Density Residential
<b>SOILS</b>	This parcel is not in land use.
<b>OTHER INFORMATION</b>	
<b>SUMMARY OF STAFF RECOMMENDATION</b>	Staff recommends approval.
<b>ALTERNATIVES</b>	<ul style="list-style-type: none"> <li>• Recommend <b>approval</b> of the rezoning</li> <li>• Recommend <b>denial</b> of the rezoning</li> </ul>

## **AGENCY COMMENTS**

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### **ENGINEER:**

#### Environment Ordinance Considerations

This property drains to Middle River which is listed on the Virginia DEQ Draft 2014 Impaired Waters List. This impaired segment extends from Moffett Creek downstream to its confluence with Christians Creek. The impaired use is aquatic life, the specific impairments are violations of the General Benthics standard. Likely sources are Agriculture, Non-Point sources.

Likely sources are Agriculture, Non-Point sources.

Additionally, the Augusta County Comprehensive Plan lists the Middle River watershed as a Priority Watershed for Groundwater Protection due to the presence of karst features and the location of Source Water Assessment Program zones. While infiltration BMPs may not be advised due to the prevalence of karst, it is recommended that water quality treatment be provided onsite vs. purchasing offsite credits.

#### Overlay Ordinance Considerations

This property lies within of the Urban Service Overlay District (USO) and is therefore subject to the limitations on access to public streets contained in that ordinance.

This property lies outside of the Source Water Protection Overlay (SWPO), Airport Overlay District (APO) and Floodplain Overlay (FPO) Ordinance Districts.

#### Subdivision Ordinance Considerations

§21-9.1 Subsection B of the County Subdivision Ordinance addresses street layout and access to adjacent property. Development is required to connect to existing or planned streets and must also provide for access to adjacent property that is located with areas designated in the Comprehensive Plan as Urban Service or Community Development Areas.

### **ZONING ADMINISTRATOR:**

Zoning feels rezoning a portion of the parcel to Single Family Residential, would have less impact on the adjacent Single Family Residential zoned properties than the existing Attached Residential zoning. However, if a portion of the parcel or the entire parcel is rezoned General Agriculture the adjacent Single Family Residential zoned properties could be negatively impacted due to noise, dust, and odor associated with agricultural operations and Special Use Permits that could be obtained for business uses such as motor vehicle repair, dog kennels,

and junkyards. The rezoning should not have a negative impact on the adjacent General Agriculture zoned properties.

**AUGUSTA COUNTY SERVICE AUTHORITY:**

1. Water and sewer capacities are not reserved until system adequacy is determined (supply, treatment, transmission) and payment of the connection fees has been received in accordance with Service Authority Policy. Augusta County Service Authority Policies and Procedures can be found at <http://acsawater.com/oppm>.
2. Any engineering evaluations and upgrades or extensions would be the responsibility of the owner/developer and are subject to Service Authority review and approval.
3. Investigation of available fire flow is recommended to ensure that the system is capable of providing the needed fire flow to comply with Chapter 24 of the Augusta County Code requirements for the proposed use of the property. Any upgrades or extensions would be the responsibility of the owner/developer and are subject to Service Authority review and approval.
4. 63 Maury Mill Road (on TM# 36-105) is a current Service Authority water only customer. There is an existing 8" waterline along Maury Mill Road across from the subject parcels.
5. The closest existing sewer line (8") ends at the Maury Mill Road & Rolla Mill Road intersection approximately 245'± to the south east of the subject parcels.

**AUGUSTA COUNTY FIRE-RESCUE:**

Fire-Rescue sees little to no impact on service delivery from this request. Fire-Rescue has no further comment.

**VIRGINIA DEPARTMENT OF TRANSPORTATION:**

**Traffic Data: Rte. 813 (Maury Mill Rd)**

- AADT: 220 (2013)
- Speed Limit: 25 MPH
- K-factor: N/A, Dir. Factor: N/A
- Funct. Class: Local Road

1. VDOT has no objection to the change in zoning. The traffic generation is expected to decrease with the change.

2. If the property is developed for single family, VDOT would need to evaluate the entrance options from Maury Mill Road. Strip development is typically discouraged, so VDOT will likely require some form of shared access along Maury Mill Road. Any entrance will be required to meet sight distance requirements.

3. Another option for access is to develop a VDOT maintained roadway network. The property size may be problematic. Any street would need to be designed in accordance with VDOT Secondary Street Acceptance Requirements, including providing at least two connections to meet connectivity. A single cul-de-sac street would not meet the requirements.

**AUGUSTA COUNTY SCHOOL BOARD STAFF:**

The request for a change of approximately 5.6 acres from Attached Residential to Single Family Residential and Agriculture or Agriculture would have very little impact on these three (3) schools.

The table below indicates the enrollment as of March 7, 2022.

<b>School</b>	<b>Enrollment</b>	<b>Capacity</b>
Clymore Elem (CLES)	752	834
Stewart Middle (SMS)	513	720
Fort Defiance (FDHS)	721	900

**PLANNING STAFF COMMENTS:**

**Pros:**

1. Public water and sewer are available to serve the property.
2. Nothing was built on the property after the previous rezoning from GA to AR was approved in 2016.
3. The property is fenced in, following the proffer set in place from the 2016 rezoning approval.
4. Request is compatible with adjacent single family detached development on all four sides.
5. Property is located in an Urban Service Area where the County wants to encourage its future residential growth.
6. The request to rezone part of the parcel to Single-Family residential is compatible with the Comprehensive Plan as the area is planned for medium density, which allows four detached single-family dwellings per acre.
7. The request to rezone back to General Agriculture and to Single-Family lessens the impact of the three schools that the previous rezoning had on two of the three schools.

**Cons:**

1. Proposed use for three lots would result in strip development. See VDOTs comments above.

**Other Notes:**

1. *Community Engagement.* As required by state law, an advertisement was published in the newspaper for two consecutive weeks before the scheduled Planning Commission public hearing and signage was posted on the property. A notice of public hearing was posted on the County website, and staff also notified adjacent property owners via a mailing.
2. *Comprehensive Plan.* The proposed rezoning meets the following goals and policies of the Augusta County Comprehensive Plan:
  - a. Land Use, Goal 1, Objective B. Policy 1, A: Medium Density Residential: The property is designated as medium density residential in the Future Land Use Map. The proposed use for single-residential would meet the requirements for medium density residential, therefore it is not in compliance with the Comprehensive Plan for the county.
  - b. Land Use and Development, Goal 1, Objective B, Policy 1, A: Medium Density Residential areas should have densities between three and four dwelling units per acre.
  - c. Land Use and Development, Goal 1, Objective d, Policy 2: Neighborhood Identity. Going back to Single-Family residential would contribute to the established neighborhood that surrounds all sides of the property.

**RECOMMENDATION**

This property was approved in 2016 to be rezoned to Attached Residential with a proffer that there be a maximum of 42 townhouse units. The property is surrounded on all four sides by single family residential uses. Rezoning part of the parcel to Single-Family Residential and the other part back to General Agriculture would lessen the impacts that staff noted if rezoned to Attached Residential, and going to Single-family Residential will match the established neighborhood that surrounds the property. The Comprehensive Plan calls for the property to be Medium Density Residential, with single family detached homes at a density of 3- 4 units per acre. Public water and sewer are available to serve the property, and it is in an urban service area, where the county wants the majority of its residential growth to take place. There would be little impact to the three schools in the area. This request is compatible with the Comprehensive Plan and the surrounding development; therefore, staff recommends approval of the request.

**PLANNING COMMISSION RECOMMENDATION**

The Planning Commission recommends approval of the rezoning request with the proposed proffers.

# Aerial Map TMP 036 105 and 036A2 10A



036 105A

036 105

036 105B

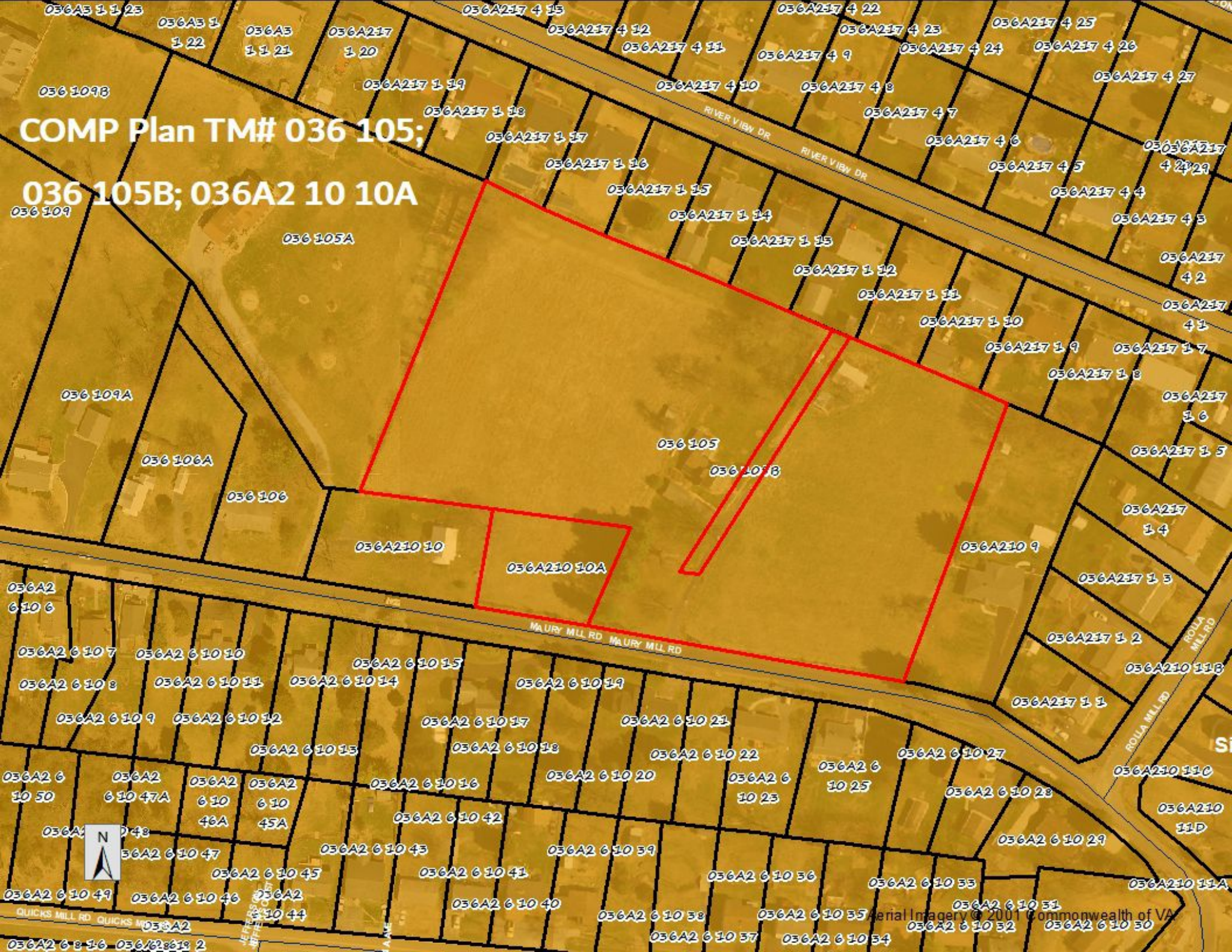
036A210 10A

036A210 10



COMP Plan TM# 036 105;

036 105B; 036A2 10 10A



# Zoning Map 036 105; 036 105B; 036A2 10 10A





**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: PLANNING COMMISSION/PUBLIC HEARINGS**

Discuss the following:

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Discuss

**EXECUTIVE SUMMARY:**

**§165-32.3 Backyard Chickens**

[Added 1-7-2020 by Ord. No. 2020-01]

A. Statement of intent: to allow the keeping of chickens on lots within the Rural Residential — Conservation (RR-C), Rural Residential — Agriculture (RR-A), Low-Density Residential (R-1), and Medium-Density Residential (R-2) Districts in order to promote and protect farming as a hobby and occupation within Shenandoah County. The goal of the permit and regulations is to protect the residential integrity of the surrounding community, health and safety of the residents, and allow the keeping of domestic backyard chickens.

B. The keeping of chickens on lots within those districts set forth in Subsection A shall be subject to certain requirements as set forth below:

(1) No more than the following number of chickens (with the exception of broiler chickens) shall be allowed on a lot or contiguous lots under the same ownership. The backyard chickens are only permitted as an accessory use to a single-family dwelling.

(a) For lots less than two acres in size, a flock of no more than 12 chickens shall be permitted at any one time.

(b) For lots two acres or more in size, a flock of no more than 24 chickens shall be permitted at any one time.

(2) No more than the following number of broiler chickens, bred specifically for meat, shall be allowed on a lot or contiguous lots under the same ownership. The broiler chickens are only permitted as an accessory use to a single-family dwelling.

(a) For lots less than two acres in size, a flock of no more than 12 broiler chickens shall be permitted at any one time.

(b) For lots two acres or more in size, a flock of no more than 24 broiler chickens shall be permitted at any one time.

(c) No more than two flocks per year will be permitted.

(3) Under no circumstances shall there be more than i) on lots, or contiguous lots under the same ownership, of less than two acres, 12 chickens of any type, or ii) on lots, or contiguous lots under the same ownership, of two acres or more, 24 chickens of any type.

(4) No more than one rooster is allowed at any one time. Guinea fowl, turkeys, and peacocks are prohibited.

[Amended 3-24-2020 by Ord. No. 2020-06]

- (5) Chickens shall not be allowed to roam free and shall be kept in a stationary or portable pen, coop, or fencing at all times.
- (6) Renters of property shall obtain written permission from the property owner or property management company prior to requesting a permit.
- (7) Chicken pens and coops shall be set back a minimum of 20 feet from the adjacent property lines shared by a different owner, and must not be located in any required front yard. Setback may be reduced to less than 20 feet but greater than or equal to five feet by mutual consent of the applicant and adjacent property owner. Consent shall be evidenced by written agreement.
- (8) Pens and coops shall not be located within 30 feet of private wells, stormwater drainage areas, perennial streams and springs.
- (9) All feed for the chickens shall be kept in secure containers and locations so as to deter rodents and other animals.
- (10) A management plan shall be submitted by the applicant to the Zoning Department. The submitted management plan shall include the following:
  - (a) A site sketch showing setbacks to the property lines and dimensions of the pen and coop.
  - (b) Number of chickens.
  - (c) Feed storage and location.
- (11) A zoning permit shall be required for the keeping of chickens.

## **Rockbridge**

**504.00 GARDENING AND CHICKENS** Gardening and the keeping of up to six (6) female chickens shall be exempt from Zoning Permit requirements in any district allowing residential uses provided that such gardening and keeping of female chickens shall not be objectionable by reason of odor, dust, noise, pollution, soil erosion, sedimentation, or drainage. Roosters shall not be allowed. The minimum acreage requirement for keeping chickens shall be one (1) acre and any structures and pens erected for such purpose shall be located in the rear yard, twenty (20) feet off of any side or rear property lines. The chickens shall be required to be contained within a pen at all times. (Sec. 504.00 Amended by Ord. of 3-28-11)

## **Waynesboro**

### **Sec. 14.9. –Limitations on keeping fowl.**

- (a) It shall be unlawful for any person to keep, permit, or allow any fowl within the corporate limits of the City, or to allow any fowl to run at large within the corporate limits of the City, except as specifically permitted below.
- (b) It shall only be lawful for a person to keep, permit, or allow chickens within the corporate limits of the City on a residentially used property. No chickens shall be allowed on apartments buildings grounds or manufactured housing park properties. Chickens shall not be permitted on any parcel of land that is within five hundred (500) feet or less from any poultry processing plant, poultry hatchery, poultry feed mill, poultry truck lot, poultry farm, or from a property where facilities are operated by the Virginia Department of Agriculture and Consumer Services. If any portion of a parcel is located in the prohibited five hundred (500) feet area described above, no chickens shall be kept on that entire parcel. Residents keeping chickens must also abide by the following terms and conditions:
  - (1) No more than sixteen (16) adult chicken hens shall be allowed for each residence. Chickens allowed under this Section shall only be raised for domestic purposes and no commercial use, such as selling eggs or selling chickens for meat, shall be allowed. Owners of more than 16 chickens

currently on their property in the City shall have until July 1, 2025 to come into compliance with this Section.

- (2) No roosters shall be allowed at any given time. Owners of roosters currently existing in the City shall have until July 1, 2025 to come into compliance with this Section.
- (3) There shall be no outside slaughtering of chickens.
- (4) All chickens must be kept at all times in securely and suitably fenced areas. No fenced area or pen for chickens shall be permitted closer than twenty-five (25) feet to any house or other building used for residential purposes by anyone other than the person maintaining such chicken or his immediate family. Chickens must be located in the rear yard. No fenced area or pen for chickens shall be permitted closer than twenty (20) feet from streams, tributaries, ditches, swales, storm-water management facilities, drop-inlets, or other storm drainage areas that would allow fecal matter to enter any City storm drainage system or stream. Enclosures for chickens shall be situated at least ten (10) feet from all property lines.
- (5) Every person maintaining any area for keeping chickens shall keep it in a neat and sanitary condition, free from refuse at all times, and must clean the area on a regular basis so as to prevent offensive odors.
- (6) All feed for chickens shall be kept in a secure container, impenetrable by rats or other animals, or in a location to prevent the attraction of rodents and other animals. The presence of rats or other animals shall be *prima facie*

evidence that such area is maintained in violation of this Section.

- (7) Chicken litter and waste shall not be deposited in any trash container that is collected by any public or private waste collector and shall be disposed of by composting on-site, collected by a *bona fide* poultry litter service, or bagged and taken to the landfill.
- (8) Any dead chickens shall not be deposited in any trash container that is collected by any public or private waste collector but shall be either composted or buried on-site or taken to the landfill. Further, all unexplained bird deaths shall be reported to the Virginia Department of Agriculture and Consumer Services prior to composting, burial, or transport to the landfill.
- (9) Any person violating this Section shall be guilty of a class 4 misdemeanor.

(State Code reference: Va. Code § 3.2-6544)

## Angela Michael

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**From:** Elizabeth Goodloe  
**Sent:** Thursday, October 20, 2022 2:01 PM  
**To:** Angela Michael  
**Subject:** FW: [EXTERNAL]CDD-INQ2022-1041 Backyard Chickens ordinance. CDD Online Inquiry

Here is Albemarle's response for their chicken ordinance.

Elizabeth

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**From:** CDD Inquiry <cddinquiry@albemarle.org>  
**Sent:** Thursday, October 20, 2022 1:58 PM  
**To:** Elizabeth Goodloe <egoodloe@co.augusta.va.us>  
**Subject:** [EXTERNAL]CDD-INQ2022-1041 Backyard Chickens ordinance. CDD Online Inquiry

Elizabeth M. Goodloe,  
Good afternoon and thank you for your inquiry.

In our [Rural Areas \(RA\)](#) district agriculture is a by-right use, and chickens are considered "agricultural". There is not a specific ordinance for chickens in the RA.

In the "Residential" zoning districts (R-1, R-2, etc) agricultural uses (including chickens) are not allowed.

The only thing remotely close to chickens that would be allowed in the "Residential" zoning districts is "Urban Beekeeping".

- Supplemental Regulations [5.1.63](#)
- Example of it being listed as by-right in one of the many Residential Districts: (R-1 district) [13.2.1 – By Right \(see #15\)](#).

Please note that Urban Beekeeping is not a by-right use in all of the Residential district (ex. R-15).

*Thank you for your email or voicemail requesting information from the Community Development Department (CDD). The CDD Inquiry Team will research your question and either email you our findings, forward your request to the appropriate Staff, or request additional information so that we can better assist you. Due to the research time often involved, and the high number of similar requests every week, we cannot give you an exact date as to when we can get the answer to you. It may be 2 weeks or more before you hear back from us, depending on the complexity of your inquiry. We will get this done as quickly as time allows.*

Be well,

**CDD Inquiry Team**

Community Development Department  
Albemarle County  
434 296-5832 ext 3440  
[cddinquiry@albemarle.org](mailto:cddinquiry@albemarle.org)

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**From:** Elizabeth Goodloe <[egoodloe@co.augusta.va.us](mailto:egoodloe@co.augusta.va.us)>  
**Sent:** Thursday, October 20, 2022 1:21 PM  
**To:** CDD Inquiry <[cddinquiry@albemarle.org](mailto:cddinquiry@albemarle.org)>  
**Subject:** CDD-INQ2022-1041 Backyard Chickens ordinance. CDD Online Inquiry



**COUNTY OF AUGUSTA  
STAFF REPORT**

**AGENDA SECTION: CLOSED SESSION**

**DEPARTMENT:**

**STAFF MEMBER:**

**DATE OF REQUEST:**

**REQUESTED ACTION FOR THE BOARD OF SUPERVISORS:**

Convene into Closed Session.

**EXECUTIVE SUMMARY:**

**CLOSED SESSION**

October 24, 2022

(In) MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_ VOTE: \_\_\_\_\_

(Out) \_\_\_\_\_

(Certify) \_\_\_\_\_

I move that the Board of Supervisors of Augusta County convene in closed session pursuant to:

**(1) the personnel exemption under Virginia Code § 2.2-3711 (A) (1)**  
[discussion, consideration or interviews of (a) prospective candidates for employment, or (b) assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific employees]:

- a. Boards & Commissions: Youth Commission, Ag & Forestal Dist., Ag Ind. Brd, Recycling, Broadband Committee, Parks & Recreation, Planning Commission.

**(2) the economic development exemption under Virginia Code § 2.2-3711 (A) (5)**  
[discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of its interest in locating or expanding its facilities in the county]:

- a. Proposed Office space, flex space, storage facilities, manufacturing facilities, utility and mixed use development.