

TO: The Honorable Board of Supervisors

FROM: F. Craig Meadows, County Administrator
L. Carol Edmonds, Assistant County Administrator

DATE: October 9, 2012

SUBJECT: AGENDA REPORT

I. CALL TO ORDER

II. INTO CLOSED MEETING

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711 (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body

1. Texas Hollow Road Property

III. OUT OF CLOSED MEETING

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

IV. CERTIFICATION OF CLOSED MEETING

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

NAYS

ABSENT DURING VOTE

ABSENT DURING MEETING

V. INVOCATION

VI. PLEDGE OF ALLEGIANCE

VII. DELEGATION

A. VIRGINIA DEPARTMENT OF TRANSPORTATION

David Clarke, VDOT Residency Administrator, will update the Board of Supervisors on road issues/concerns in Montgomery County.

B. FRIENDS OF THE HUCKLEBERRY

Representatives from the Friends of the Huckleberry will provide a presentation on the Huckleberry Trail.

C. FRIENDS OF THE RIVERS OF VIRGINIA (FORVA) - PROPOSED HARVEY LEE PRICE PARK

Representative from the Friends of the Rivers of Virginia will make a presentation on their plans for a proposed park in the Prices Fork area of Montgomery County.

VIII. PUBLIC ADDRESS

IX. ADDENDUM

X. CONSENT AGENDA

XI. OLD BUSINESS

A. SUBJECT: ORDINANCE – AFD 3 RENEWAL

**ORD-FY-13-
AN ORDINANCE RENEWING
AGRICULTURAL AND FORESTAL DISTRICT (AFD-3) LITTLE RIVER
CONSISTING OF APPROXIMATELY 1716.6 ACRES
IN THE RINER MAGISTERIAL DISTRICT (DISTRICT D)
WITHIN MONTGOMERY COUNTY, VIRGINIA**

WHEREAS, Balcor Corporation, Bernard and Bessie Cox, Donald and Wayne Cox, Harry and Gail Groot, Charles G. Hall, Drayton Mabry, Theodore and Edith Marshall, Allen Phillips, William Phillips, River Haven Farms, Inc., Denny Wells and Judy Nixon, Burman White, Margaret and Cecil Morris, Alma Hester Jones, Richard and Melissa Obiso, John W. Shanklin, John R. Shanklin, Richard Wade Hurst III, Joe Diamond, Sr., and Cynthia Creighton have filed applications for the renewal of AFD-3, which Agricultural and Forestal District was created by an ordinance adopted on the 27th day of October, 1980; renewed by an ordinance adopted on the 25th day of October, 2004; and

WHEREAS, The existing AFD-3 members were notified by U.S. Mail concerning the renewal of the current term and asked to file an application to continue the district; and

WHEREAS, The applications were referred to the Agricultural and Forestal District Advisory Committee and said Committee has reviewed the application and reported its findings and recommendations on August 28, 2012; and

WHEREAS, The Planning Commission did publish notice of the pendency of the applications on June 28, 2012, July 5, 2012, August 30, 2012, and September 6, 2012, in The Roanoke Times, The Burgs section, a newspaper of general circulation within Montgomery County, Virginia; and

WHEREAS, The Planning Commission held a public meeting on September 12, 2012; and

WHEREAS, The Planning Commission forwarded the applications with its findings and recommendation for approval to the Board of Supervisors on September 14, 2012; and

WHEREAS, The Board of Supervisors, after proper notice, held its public hearing on September 24, 2012.

NOW, THEREFORE, BE IT ORDAINED, By the Board of Supervisors of Montgomery County, Virginia, as follows:

1. That the conservation, protection and encouragement of the development and improvement of its agricultural and forestal land for the production of food and other agricultural and forestal products is vital to the public interest, and that the conservation and protection of these lands as a valued natural and ecological resource as well as economic and environment resource of major importance is also in the public interest.
2. That this Agricultural and Forestal District, AFD-3, has been reviewed and is hereby continued and renewed for a term of eight years terminating on December 31, 2020, in accordance with the provisions of Title 15.2, Chapter 36, Sections 15.2-4300 through 15.2-4314 Code of Virginia, 1950, as amended.
3. That said District as renewed shall consist of approximately 1716.6 acres in the Little River Agricultural and Forestal District of Montgomery County, and shall include the following parcels:

PARCEL	OWNER1	ACREAGE	STATUS	OUTLIER
028950	BALCOR CORP.	94.44	AFD 3 Renewal	No
004053	BERNARD AND BESSIE COX	96.90	AFD 3 Renewal	No
027795, 027794, 004052, 029043	DONALD AND WAYNE COX	201.08	AFD 3 Renewal	No
016315, 016311, 016310, 016314	HARRY AND GAIL GROOT	84.60	AFD 3 Renewal	No
007824, 007828	CHARLES G. HALL ET AL	44.80	AFD 3 Renewal	No
011669	DRAYTON MABRY	34.10	AFD 3 Renewal	No
011812	THEODORE AND EDITH MARSHALL	106.30	AFD 3 Renewal	No
014083	ALLEN PHILLIPS	78.78	AFD 3 Renewal	No
014467	WILLIAM PHILLIPS ET AL	97.79	AFD 3 Renewal	No
016035	RIVER HAVEN FARMS INC	178.18	AFD 3 Renewal	No
020589, 020591, 020590	DENNY WELLS AND JUDY NIXON	66.36	AFD 3 Renewal	No
020715, 020717, 020718	BURMAN WHITE ET AL	190.60	AFD 3 Renewal	No

028952	MARGARET AND CECIL MORRIS	6.22	AFD 3 Renewal	No
016293	BURMAN WHITE ET AL	57.83	ADDITION	No
009892	JONES ALMA HESTER	60.85	AFD 5 to AFD 3	Yes
033486, 033487, 120176	OBISO RICHARD J. AND OBISO MELISSA L.	12.973	ADDITION	Yes
023453	SHANKLIN JOHN W	17.12	AFD 5 to AFD 3	Yes
016841	SHANKLIN JOHN W	182.745	AFD 5 to AFD 3	Yes
016842	SHANKLIN JOHN WILLIAM	19.64	AFD 5 to AFD 3	Yes
016843	SHANKLIN JOHN WILLIAM	34.95	AFD 5 to AFD 3	Yes
023893	SHANKLIN JOHN ROBERT	43.4	AFD 5 to AFD 3	Yes
110302	HURST WADE RICHARD III	2.03	AFD 5 to AFD 3	Yes
120347	DIAMOND JOE D SR	2.979	AFD 5 to AFD 3	Yes
160318	CREIGHTON CYNTHIA L	2	AFD 5 to AFD 3	Yes
Total acreage for 2012-2020:		1716.6 acres		

4. That the “outlier parcels”, denoted in the listing shown above are specifically included in AFD 3 (Little River), per Section 15.2-4305 of the Code of Virginia, for their agricultural and forestal significance to Montgomery County.
5. That these parcels may qualify for land use value assessment provided the parcels meet the criteria of Section 58.1-3230 and 58.1-3233 of the Code.
6. That the owners of land within said District shall not terminate the District except in accordance with Section 15.2-4314 of the Code.
7. That lawful termination of any owner’s association of the District shall not serve to terminate the existence of the District but the District shall continue in effect until the review required by Section 15.2-4311 of the Code.

8. That all County ordinances and regulations shall be applicable within said District provided such ordinance and regulations are consistent with the Agricultural and Forestal Districts Act. Further, the Planning Commission is hereby advised that it is the intent of the Board of Supervisors that land use planning decisions or ordinances enacted to implement same shall take into account the special status of both land adjacent to said District and land lying within said District.
9. That an exception for secondary roads either within or along the boundary of said District is hereby created, and consequently, there is hereby excepted from said District a strip of land extending twenty-five (25) feet on both sides of the center line of all existing secondary roads within or along the boundary of said District from this ordinance.
10. That the landowners of said District who do not already have either a conservation plan for agricultural and or a forestry management plan for forest lands shall apply to the appropriate agency for the preparation of such a plan within one year of the establishment of the district.

This ordinance shall take effect upon its adoption.

ISSUE/PURPOSE: AFD-3 renewal.

JUSTIFICATION: The AFD-3 is up for renewal for another 8 year term. The AFD Advisory Committee and the Planning Commission after reviewing the application recommends renewing the AFD-3 for another eight year term.

B. SUBJECT: ORDINANCE – AFD 4 RENEWAL

**ORD-FY-13-
AN ORDINANCE RENEWING
AGRICULTURAL AND FORESTAL DISTRICT (AFD-4) SILVER LAKE RD.
CONSISTING OF APPROXIMATELY 1504 ACRES
IN THE RINER MAGISTERIAL DISTRICT (DISTRICT D)
WITHIN MONTGOMERY COUNTY, VIRGINIA**

WHEREAS, Childress Farms, Inc., Floyd Childress Jr., William Chrisman, Curtis Crockett, Linda Crockett, Todd Linkous and Chelista Linkous, Philip Nolen, William McPeak, James Charlton, Archie Cromer, Jr. and Ruth Cromer, James Page, Grayson Page, Dellas and Janis Young, and Charlton Cromer have filed applications for the renewal of AFD-4, which Agricultural and Forestal District was created by an ordinance adopted on the 27th day of October, 1980; renewed by an ordinance adopted on the 25th day of October, 2004; and

WHEREAS, The existing AFD-4 members were notified by U.S. Mail concerning the renewal of the current term and asked to file an application to continue the district; and

WHEREAS, The applications were referred to the Agricultural and Forestal District Advisory Committee and said Committee has reviewed the application and reported its findings and recommendations on August 28, 2012; and

WHEREAS, The Planning Commission did publish notice of the pendency of the applications on June 28, 2012, July 5, 2012, August 30, 2012, and September 6, 2012, in The Roanoke Times, The Burgs section, a newspaper of general circulation within Montgomery County, Virginia; and

WHEREAS, The Planning Commission held a public meeting on September 12, 2012; and

WHEREAS, The Planning Commission forwarded the applications with its findings and recommendation for approval to the Board of Supervisors on September 14, 2012; and

WHEREAS, The Board of Supervisors, after proper notice, held its public hearing on September 24, 2012.

NOW, THEREFORE, BE IT ORDAINED, By the Board of Supervisors of Montgomery County, Virginia, as follows:

1. That the conservation, protection and encouragement of the development and improvement of its agricultural and forestal land for the production of food and other agricultural and forestal products is vital to the public interest, and that the conservation and protection of these lands as a valued natural and ecological resource as well as economic and environment resource of major importance is also in the public interest.
2. That this Agricultural and Forestal District, AFD-4, has been reviewed and is hereby continued and renewed for a term of eight years terminating on December 31, 2020, in accordance with the provisions of Title 15.2, Chapter 36, Sections 15.2-4300 through 15.2-4314 Code of Virginia, 1950, as amended.
3. That said District as renewed shall consist of approximately 1504 acres in the Silver Lake Rd. Agricultural and Forestal District of Montgomery County, and shall include the following parcels:

PARCEL	OWNER	ACRES	STATUS	OUTLIER
003388, 130056,	CHILDRESS FARMS INC	472.56	AFD 4 Renewal	NO

130057				
021935	FLOYD CHILDRESS JR	7.214	AFD 4 Renewal	NO
003423, 003425	WILLIAM CHRISMAN	130.50	AFD 4 Renewal	NO
032136	CURTIS CROCKETT	36.571	AFD 4 Renewal	NO
004337	LINDA CROCKETT	95.4604	AFD 4 Renewal	NO
011704	TODD LINKOUS	14.228	AFD 4 Renewal	NO
011082	TODD AND CHELISTA LINKOUS	0.46	AFD 4 Renewal	NO
032135	PHILLIP NOLEN ET AL	112.84	AFD 4 Renewal	NO
001423	MCPEAKE WILLIAM D	131	AFD 5 to AFD 4	YES
001424	MCPEAKE WILLIAM D	64	AFD 5 to AFD 4	YES
003342	CHARLTON JAMES	72.87	AFD 5 to AFD 4	NO
004387	CROMER ARCHIE E JR	9.182	AFD 5 to AFD 4	NO
014003	PAGE JAMES C	25.96	AFD 5 to AFD 4	NO
019286	PAGE GRAYSON FRANKLIN	67.63	AFD 5 to AFD 4	NO
021644	YOUNG DELLAS A & JANIS C LE	65.68	AFD 5 to AFD 4	YES
021645	YOUNG DELLAS A & JANIS C LE	8.37	AFD 5 to AFD 4	YES
021936	CROMER ARCHIE E JR & RUTH C LE	10.2	AFD 5 to AFD 4	NO
021937	CROMER CHARLTON A	16.635	AFD 5 to AFD 4	NO
023766	PAGE JAMES CASTLE	111.117	AFD 5 to AFD 4	NO
150537	CROMER CHARLTON A	45.795	AFD 5 to AFD 4	NO
160321	CROMER CHARLTON A	5.868	AFD 5 to AFD 4	NO
Total Acreage (Renewals, Transfers, and Outlying Properties) for 2012-2020 term			1504 acres	

4. That the “outlier parcels”, denoted in the listing shown above are specifically included in AFD 4 (Silver Lake Rd.), per Section 15.2-4305 of the Code of Virginia, for their agricultural and forestal significance to Montgomery County.
5. That these parcels may qualify for land use value assessment provided the parcels meet the criteria of Section 58.1-3230 and 58.1-3233 of the Code.
6. That the owners of land within said District shall not terminate the District except in accordance with Section 15.2-4314 of the Code.
7. That lawful termination of any owner’s association of the District shall not serve to terminate the existence of the District but the District shall continue in effect until the review required by Section 15.2-4311 of the Code.

Trust, Barry Kemp, Michael and Kathryn Kenley, David Kittinger, Danny and Donna Layne, George Lucas, Phillip and Jennifer McClellan, Robert and Susan Miller, Julia Milton, Joshua and Kimberly Mitcham, Robert and Amelie Mitchell, Robert Mitchell and Melissa Rice, Mary and Bryce North, Michael Payne, Edwin Keith Phillips Rev. Trust, Phillips Family Trust, Oscar E. Phillips Heirs, Robert Phillips, Glazier and Carol Piland, Karen K. Poff, Sandra Prillaman et al, Frank and Linda Quesenberry, Quince Farm, Joseph and Debra Reed, Donald Robinson and Donald Robinson, Jr., Clifford Scholds and Sheree Ammirata, James R. Shelton, St. Mary Investments LLC, Laura Ellen Teany, Henry and Frances Tieleman, and Winters Living Trust have filed applications for the renewal of AFD-5 on July 18, 2012, which Agricultural and Forestal District was created by an ordinance adopted on the 2nd day of March, 1981; renewed by an ordinance adopted on the 25th day of October, 2004; and

WHEREAS, The existing AFD-5 members were notified by U.S. Mail concerning the renewal of the current term and asked to file an application to continue the district; and

WHEREAS, The applications were referred to the Agricultural and Forestal District Advisory Committee and said Committee has reviewed the application and reported its findings and recommendations on August 28, 2012; and

WHEREAS, The Planning Commission did publish notice of the pendency of the applications on June 28, 2012, July 5, 2012, August 30, 2012, and September 6, 2012, in The Roanoke Times, The Burgs section, newspaper of general circulation within Montgomery County, Virginia; and

WHEREAS, The Planning Commission held a public meeting on September 12, 2012; and

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WHEREAS, The Board of Supervisors, after proper notice, held its public hearing on September 24, 2012.

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1. That the conservation, protection and encouragement of the development and improvement of its agricultural and forestal land for the production of food and other agricultural and forestal products is vital to the public interest, and that the conservation and protection of these lands as a valued natural and ecological resource as well as economic and environment resource of major importance is also in the public interest.

2. That this Agricultural and Forestal District, AFD-5, has been reviewed and is hereby continued and renewed for a term of eight years terminating on December 31, 2020, in accordance with the provisions of Title 15.2, Chapter 36, Sections 15.2-4300 through 15.2-4314 Code of Virginia, 1950, as amended.

3. That said District as renewed shall consist of approximately 6599.4 acres in the Riner Agricultural and Forestal District of Montgomery County, and shall include the following parcels:

PARCEL	OWNER(S)	ACRES	NOTES	OUTLIER
000603	ALLEY RICHARD S & ALLEY ALICE H	8.2009	Renewal	NO
007821	ARMISTEAD JEFFERSON D & ARMISTEAD ANNE	31.042	Renewal	NO
100452	BAKER EDWARD A & BAKER JUDITH	148.8269	Renewal	NO
000591	BAKER EDWARD A & BAKER JUDITH	34.5	Addition	NO
001664	BISHOP MICHAEL DAVID	10.4	Renewal	NO
001665	BISHOP MICHAEL DAVID	50.5	Renewal	NO
001733	BISHOP MICHAEL DAVID	137.25	Renewal	NO
031122	BISHOP MICHAEL DAVID	57.804	Renewal	NO
032307	BISHOP MICHAEL DAVID	29.25	Renewal	NO
140389	BOWMAN DARRELL S & BOWMAN KAREN E	26.703	Renewal	NO
140390	BOWMAN ROBERT R & BOWMAN JUDY N	17	Renewal	NO
019798	BOWMAN ROBERT R & BOWMAN JUDY N	144.31	Addition	NO
013594	BURKE ALLAN C & BURKE SHERRY B	0.096	Renewal	NO
006283	BURKE ALLAN C & BURKE SHERRY B	29.384	Addition	NO
140087	CHANDLER LARRY SCOTT	23.8	Renewal	NO
140089	CHESSER CLARKE BRENDA & CLARKE JAMES W	24.237	Renewal	NO
021661	COX WILBERT W & COX DONALD J	65.975	Renewal	NO
130788	FEATHER J F C/O ALLAN C BURKE	0.5	Renewal	NO
018268	FIVE POINTS LIMITED PARTNERSHIP	8	Renewal	NO
018275	FIVE POINTS LIMITED PARTNERSHIP	71.578	Renewal	NO
007866	GEORGE B HALL FARM LLC	106	Renewal	NO
007867	GEORGE B HALL FARM LLC	46	Renewal	NO

007870	GEORGE B HALL FARM LLC	154.548	Renewal	NO
015608	GREEAR JOHN DARIN & GREEAR TABITHA DAWN	1.297	Renewal	NO
140571	GREEAR JOHN DARIN & GREEAR TABITHA DAWN	112.51	Renewal	NO
007517, 150100	GREEAR JOHN DARIN & GREEAR TABITHA DAWN	333.3429	Addition	NO
140085	HALE DWAYNE D & HALE SHERRY S	21.506	Renewal	NO
014290	HALE GREGORY C & HALE SUSAN D	93.671	Renewal	NO
016996	HALL LINDA ALICE & C/O LINDA H KEITH	15	Renewal	NO
016999	HALL LINDA ALICE & C/O LINDA H KEITH	55.081	Renewal	NO
009458	HYLTON ELIZABETH AFTON	243.08	Renewal	NO
130222	HYLTON KENNETH RAY	72.7	Renewal	NO
140161	JANICE H MILESKI REV TRUST C/O JANICE H MILESKI TRUSTEE	13.423	Renewal	NO
140086	KEMP BARRY C	21.686	Renewal	NO
031664	KENLEY MICHAEL C & KENLEY KATHRYN P	6.0998	Renewal	YES
031039	KITTINGER DAVID T	156.212	Renewal	NO
009078	KITTINGER DAVID T	6.9824	Addition	NO
003305	LAYNE DANNY T & LAYNE DONNA B	71.844	Renewal	YES
011544	LUCAS GEORGE K ETAL	452.08	Renewal	NO
030710	LUCAS GEORGE K	5.22	Renewal	NO
130786	MCCLELLAN PHILLIP W & MILLER- MCCLELLAN JENNIFER L	53.7438	Renewal	NO
012728	MILLER ROBERT K & MILLER SUSAN M	136.42	Renewal	YES
019111	MILLER ROBERT K	79.457	Addition	NO
018589	MILTON JULIA S	259	Renewal	NO
018597	MILTON JULIA S	552.5	Renewal	NO
160253	MITCHAM JOSHUA ALLAN & MITCHAM KIMBERLY M	4.3386	Renewal	YES
012839	MITCHELL ROBERT DRAYTON & MITCHELL AMELIE EWBANK	22.5	Renewal	NO
012840	MITCHELL ROBERT DRAYTON & MITCHELL AMELIE EWBANK	211.3514	Renewal	YES
027600	MITCHELL ROBERT DRAYTON &	9	Renewal	YES

	MELISSA RICE			
025434	NORTH BRYCE EDWARD C/O MARY NORTH	50	Renewal	NO
013626	NORTH MARY HAYNE BALDWIN	35	Renewal	NO
016997	NORTH MARY HAYNE BALDWIN	47.972	Renewal	NO
003413	PAYNE JON MICHAEL	141.34	Renewal	NO
014141	PAYNE JON MICHAEL	9.45	Renewal	NO
014143	PAYNE JON MICHAEL	34	Renewal	NO
010170	PHILLIP EDWIN KEITH REV TR C/O CHILDRESS FARMS	94.589	Renewal	NO
014354	PHILLIPS FAMILY TRUST KENNETH W PHILLIPS TRUSTEE	53.893	Renewal	NO
014449	PHILLIPS OSCAR E C/O BURNITA P DAILEY	67.4	Renewal	YES
014448	PHILLIPS OSCAR E HEIRS C/O BURNITA P DAILEY	172.148	Renewal	YES
014434, 014435, 029927	PHILLIPS, ROBERT A.	374.05	Addition	YES
013598	PILAND GLAZIER B & PILAND CAROL S	10.561	Renewal	NO
010171	POFF KAREN KEITH C/O CHILDRESS FARMS	77.78	Renewal	NO
012633	PRILLAMAN SANDRA M CARMAN MILES STEELE	126.174	Renewal	NO
016402	PRILLAMAN SANDRA M ETAL	172.91	Renewal	NO
010157	QUESENBERRY FRANK E & QUESENBERRY LINDA G	24.923	Renewal	YES
019036	QUINCE FARM LLC C/O ROBERT L PRICE	81.088	Renewal	NO
016993	REED JOSEPH D & REED DEBORA S	2	Renewal	NO
016994	REED JOSEPH D & REED DEBORA S	1	Renewal	NO
016995	REED JOSEPH D & REED DEBORA S	19	Renewal	NO
016998	REED JOSEPH D & REED DEBORA S	69.304	Renewal	NO
006928	ROBINSON DONALD R & ROBINSON DONALD R JR	69.905	Renewal	NO
130787	ROBINSON DONALD R & ROBINSON DONALD R JR	47.1626	Renewal	NO
013599	SCHOLD S CLIFFORD JR & AMMIRATA SHEREE B	60.4831	Renewal	NO

017022	SHELTON JAMES R	148.083	Renewal	NO
021961	SHELTON JAMES ROBERT	1.78	Renewal	NO
130909	ST MARY INVESTMENTS LLC	23.4239	Renewal	NO
140132	ST MARY INVESTMENTS LLC	53.7249	Renewal	NO
000723	TEANY LAURA ELLEN C/O LAURA TEANY LEHMANN	51.12	Renewal	YES
019104	TEANY LAURA ELLEN C/O LAURA TEANY LEHMANN	111.462	Renewal	YES
019107	TEANY LAURA ELLEN C/O LAURA TEANY LEHMANN	6.3	Renewal	YES
019407	TIELEMAN HENRY W & TIELEMAN FRANCES E	11	Renewal	YES
019408	TIELEMAN HENRY W & TIELEMAN FRANCES E	62	Renewal	NO
013596	WINTERS LIVING TRUST C/O RAYMOND E JR & ANN S WINTERS TRS	25	Renewal	NO
013597	WINTERS LIVING TRUST C/O RAYMOND E WINTERS JR ETAL TRS	27.389	Renewal	NO
TOTAL ACREAGE FOR 2012-2020 (RENEWALS, ADDITIONS, AND OUTLYING PARCELS)		6599.4 acres		

4. That the “outlier parcels”, denoted in the listing shown above are specifically included in AFD 5 (Riner), per Section 15.2-4305 of the Code of Virginia, for their agricultural and forestal significance to Montgomery County.
5. That these parcels may qualify for land use value assessment provided the parcels meet the criteria of Section 58.1-3230 and 58.1-3233 of the Code.
6. That the owners of land within said District shall not terminate the District except in accordance with Section 15.2-4314 of the Code.
7. That lawful termination of any owner’s association of the District shall not serve to terminate the existence of the District but the District shall continue in effect until the review required by Section 15.2-4311 of the Code.
8. That all County ordinances and regulations shall be applicable within said District provided such ordinance and regulations are consistent with the Agricultural and Forestal Districts Act. Further, the Planning Commission is hereby advised that it is the intent of the Board of Supervisors that land use planning decisions or ordinances enacted to implement same shall take into account the special status of both land adjacent to said District and land lying within said District.

9. That an exception for secondary roads either within or along the boundary of said District is hereby created, and consequently, there is hereby excepted from said District a strip of land extending twenty-five (25) feet on both sides of the center line of all existing secondary roads within or along the boundary of said District from this ordinance.

10. That the landowners of said District who do not already have either a conservation plan for agricultural and or a forestry management plan for forest lands shall apply to the appropriate agency for the preparation of such a plan within one year of the establishment of the district.

This ordinance shall take effect upon its adoption.

ISSUE/PURPOSE: AFD-5 renewal.

JUSTIFICATION: The AFD-5 is up for renewal for another 8 year term. The AFD Advisory Committee and the Planning Commission, after reviewing the application, recommends renewing the AFD-5 for another eight year term.

XII. NEW BUSINESS

**A. SUBJECT: RESOLUTION OF APPRECIATION
ROBERT GRIBBEN – AGENCY ON AGING**

**R-FY-13-
RESOLUTION OF APPRECIATION
ROBERT GRIBBEN – AGENCY ON AGING**

WHEREAS, The New River Valley Agency on Aging provides a variety of services which help older persons to maintain their independence, enhance their quality of life, and maintain their dignity; and

WHEREAS, Robert E. Gribben represented Montgomery County on the NRV Agency on Aging as an alternate member from 1999-2000 and 2002-2003; and

WHEREAS, In 2003 *Robert E. Gribben* was appointed as a full member of the Agency on Aging and has served as Montgomery County's representative from 2003-2012; and

WHEREAS, The County recognizes the outstanding and dedicated service that *Robert E. Gribben* has rendered the citizens of Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to ***Robert E. Gribben***.

BE IT FURTHER RESOLVED, That the original of this resolution be presented to ***Robert E. Gribben*** and that a copy be made a part of the official Minutes of Montgomery County.

ISSUE/PURPOSE: Adopt a resolution of appreciation for Robert E. Gribben for his years of service on the NRV Agency on Aging.

JUSTIFICATION: Mr. Gribben has represented Montgomery County on the NRV Agency on Aging for several years. Mr. Gribben did not wish to be reappointed when his term expired on September 30, 2012. He recommended that his alternate, Deena Flinchum, be appointed as his replacement.

XIII. INTO WORK SESSION

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Legislative Priorities for 2013 (TAB **A**)
2. Transportation Issues
 - a. Six-Year Road Improvement Plan for Primary and Interstate Roads (TAB **B**)
 - b. Revenue Sharing Funds

XIV. OUT OF WORK SESSION

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

XV. COUNTY ATTORNEY'S REPORT

XVI. COUNTY ADMINISTRATOR'S REPORT

XVII. BOARD MEMBERS' REPORT

1. Supervisor Biggs
2. Supervisor Perkins
3. Supervisor Creed
4. Supervisor Gabriele
5. Supervisor Tuck
6. Supervisor Brown
7. Supervisor Politis

XVIII. OTHER BUSINESS

XIX. ADJOURNMENT

FUTURE MEETINGS

Community Meeting
Christiansburg Middle School
Monday, October 15, 2012
7:00 p.m.

Adjourned Meeting
Monday, October 22, 2012
6:00 p.m. Closed Meeting
7:00 p.m. Regular Meeting

Community Meeting
Blacksburg Library
Monday, October 29, 2012
7:00 p.m.

Regular Meeting
Wednesday, November 14, 2012
6:00 p.m. Closed Meeting
7:00 p.m. Regular Meeting