

**Agenda  
Board of Supervisors  
Montgomery County, Virginia**

**Adjourned Meeting  
Monday, September 23, 2013  
7:30 p.m. Regular Meeting**

**I. CALL TO ORDER**

**II. INVOCATION**

**III. PLEDGE OF ALLEGIANCE**

**IV. PUBLIC HEARINGS**

1. 2025 Montgomery County Comprehensive Plan Amendment  
**SHAH Development (Agent: Gay and Neel, Inc.) requests an amendment to the Montgomery County 2025 Comprehensive Plan to change the policy map designation of approximately 8 acres of the former Elliston-Lafayette Elementary School property located at 5201 Tango Lane** and further identified as Tax Map No. 060-1-A (Parcel ID 070690) from Planned Light Industrial/Commercial to Medium Density Residential or Mixed Use. In addition, the Montgomery County Planning Commission wishes to also consider the following surrounding parcels for amendment from Planned Light Industrial/Commercial to Medium Density Residential or Mixed Use: 9694 Roanoke Rd., Tax #59-A-66 (Parcel ID 020467); 9700 Roanoke Rd., Tax #60-1-1B (Parcel ID 020585); 5221 Tango Ln., Tax #60-1-1C (Parcel ID 003238), 9820 Roanoke Rd., Tax #60-1-1L (Parcel ID 029253); 6120 North Fork Road., Tax #60-1-1F (Parcel ID 015704); and 5216 Tango Ln., Tax #60-1-1D,1E (Parcel ID 013183) in the Shawsville Magisterial District (District C).
  
2. 2025 Montgomery County Comprehensive Plan Amendment  
**Montgomery County Planning Commission request for an amendment to the 2025 Montgomery County Comprehensive Plan to change the policy map designation of approximately 8.33 acres designation of the former Prices Fork Elementary School property located at 4237 Prices Fork Road** and identified as Tax Map No. 052-A 50 (Parcel ID 070688) from Civic in the Prices Fork Village plan to Mixed Use in the Prices Fork Magisterial District (District E).

3. Rezoning Request – Cary Hopper  
**Request by Cary Hopper (Agent: Gay and Neel, Inc.) to rezone approximately 1.606 acres from Agricultural (A-1) to Multiple Family Residential (RM-1), with possible proffered conditions, to allow two multifamily dwelling units in the form of one duplex and one triplex.** The property is located **1534 Gallimore Street**; identified as Tax Parcel Nos. 090-C 2 5C and 090-C 2 5A, (Account Nos. 130812 and 070735) in the Riner Magisterial District (District D). The property currently lies in an area designated as Village Expansion in the 2025 Comprehensive Plan and further described as Medium Density Residential within the Riner Village Plan with a proposed gross density of four (4) dwelling units per acre.

**Public Hearings Numbers 4-9 represent minor changes. Number 4 addresses a minor inconsistency in the zoning ordinance and Numbers 5-9 represent small state enabling legislative changes that need to be incorporated into the County Zoning Ordinance.**

4. Ordinance Amendment- Chapter 10, Entitled Zoning, Section 10-22  
**An ordinance amending Chapter 10, entitled Zoning of the Code of the County of Montgomery, Virginia, by amending Section 10-22 to clarify that sawmill, temporary use is a by-right use and sawmill is a use allowable by special use permit in C-1 Conservation district.**
5. Ordinance Amendment- Chapter 10, Entitled Zoning, Section 10-41 (2A)  
**An ordinance amending Chapter 10, entitled Zoning of the Code of the County of Montgomery, Virginia, by amending Section 10-41 (2A) by amending the definition of temporary family health care structure to comply with changes in the state enabling legislation.**
6. Ordinance Amendment- Chapter 10, Entitled Zoning, Section 10-43(5)  
**An ordinance amending Chapter 10, entitled Zoning of the Code of the County of Montgomery, Virginia, by amending Section 10-43 (5) by adding cemeteries to the list of uses that shall require a minimum ten (10) percent tree canopy plan shown on the final site plan in order to comply with state law change.**
7. Ordinance Amendment- Chapter 10, Entitled Zoning, Section 10-51  
**An ordinance amending Chapter 10, entitled Zoning of the Code of the County of Montgomery, Virginia, by amending Section 10-51 to clarify the voting requirements for action taken by the Board of Zoning Appeals.**
8. Ordinance Amendment- Chapter 10, Entitled Zoning, Section 10-54(1)  
**An ordinance amending Chapter 10, entitled Zoning of the Code of the County of Montgomery, Virginia, by amending Section 10-54 (1)(d) by adding military installation to the list of places proposed zoning amendments shall be referred to for comment in order to comply with state law change.**

9. Ordinance Amendment – Chapter 10, Entitled Zoning, Section 10-55  
**An ordinance amending Chapter 10, entitled Zoning of the Code of the County of Montgomery, Virginia, by amending Section 10-55 by amending certain procedures before the Board of Zoning Appeals to comply with state law change.**
  
10. Ordinance Amendment- Chapter 10, Entitled Zoning, Section 10-21 through 10-26, Section 10-41 and Section 10-61- Amateur Radio Towers  
**An Ordinance Amending Chapter 10, Entitled Zoning of The Code of The County of Montgomery Virginia By Amending Sections 10-21 through 10-36, Section 10-41 and Section 10-61 by Creating a New Amateur Radio Tower Use Defined as a Structure on which Antenna is Installed for the Purpose of Transmitting and Receiving Amateur Radio Signals** allowable by right under certain use limitations in A-1 Agricultural, C-1 Conservation, R-R Rural Residential, R-1, R-2, R-3 Residential, GB General Business, CB Community Business, M-1 Manufacturing, M-L Manufacturing Light, Pin Planned Industrial, PUD-COM and PUD-RES Planned Unit Development Districts and allowable by Special Use Permit under certain use limitations in A-1 Agricultural, C-1 Conservation, R-R Rural Residential, R-1, R-2, R-3 Residential, GB General Business, CB Community Business, M-1 Manufacturing, M-L Manufacturing Light, PIN Planned Industrial, PUD-COM, RM-1 Multiple Family Residential, PUD-TND Planned Unit Development-Traditional Neighborhood Development, Traditional Neighborhood Development Infill and PMR Planned Mobile Home Residential Park districts.
  
11. Ordinance Amendment- Chapter 10, Entitled Zoning, Section 10-21 through 10-36, Section 10-41 and 10-61 – Park and Ride Lots  
**An ordinance amending Chapter 10, entitled Zoning of the Code of the County of Montgomery Virginia by amending Sections 10-21 through 10-36, Section 10-41 and Section 10-61 by amending the definition of park and ride lot** to include parking for other short term traveling purposes in addition to work allowable by right under certain use limitations if the lot has fifty or less parking spaces in GB General Business, CB Community Business, M-1 Manufacturing, M-L Manufacturing-Light, PUD-TND Planned Unit Development-Traditional Neighborhood Development, Traditional Neighborhood Development Infill, PIN Planned Industrial, PUD-COM Planned Unit Development-Commercial and PUD-RES Planned Unit Development- Residential districts and park and ride lot allowable by special use permit with more than fifty parking spaces in GB General Business, CB Community Business, M-1 Manufacturing, M-L Manufacturing-Light, PUD-TND Planned Unit Development-Traditional Neighborhood Development, Traditional Neighborhood Development Infill, PIN Planned Industrial, PUD-COM Planned Unit Development-Commercial and PUD-RES Planned Unit Development-Residential districts and park and ride lot allowable by special use permit in A-1 Agricultural, C-1 Conservation, R-R Rural Residential, R-1, R-2, R-3 Residential, RM-1 Multiple-Family Residential and PMR Planned Mobile Home Residential Park districts.

**V. PUBLIC ADDRESS**

**VI. ADDENDUM**

**VII. CONSENT AGENDA**

**VIII. NEW BUSINESS**

- A. Issuance of Revenue Bonds by the Economic Development Authority for the Virginia Tech Foundation, Inc.
- B. School Operating Fund – Carryover of FY 13 Year-End Balance
- C. Resolution of Appreciation – Gerard W. Higgins, NRV Regional Water Authority

**IX. INTO WORK SESSION**

- 1. Emergency Operations Plan
- 2. Consolidated Site Hours of Operation
- 3. State Disability Program Changes
- 4. Legislative Priorities for 2014

**X. OUT OF WORK SESSION**

**XI. COUNTY ATTORNEY’S REPORT**

**XII. COUNTY ADMINISTRATOR’S REPORT**

**XIII. BOARD OF SUPERVISORS’ REPORTS**

**XIV. OTHER BUSINESS**

## **XV. ADJOURNMENT**

### **FUTURE MEETINGS**

Regular Meeting

**Wednesday, October 16, 2013**

6:30 p.m. – Closed Meeting Items

7:30 p.m. Regular Agenda

Adjourned Meeting

Monday, October 28, 2013

6:30 p.m. – Closed Meeting Items

7:30 p.m. Regular Agenda

Regular Meeting

**Wednesday, November 13, 2013**

6:30 p.m. – Closed Meeting Items

7:30 p.m. Regular Agenda

Adjourned Meeting

Monday, November 25, 2013

6:30 p.m. – Closed Meeting Items

7:30 p.m. Regular Agenda

Regular Meeting

Monday, December 16, 2013

6:30 p.m. – Closed Meeting Items

7:30 p.m. Regular Agenda