

May 10, 2023

The Regular Meeting of the Rockingham County Board of Supervisors was held on Wednesday, May 10, 2023, at 3:00 p.m., at the Rockingham County Administration Center, Harrisonburg, Virginia.

The following members were present:

- DEWEY L. RITCHIE, Election District #1
- SALLIE WOLFE-GARRISON, Election District #2
- RICK L. CHANDLER, Election District #3
- WILLIAM B. KYGER, JR., Election District #4

MICHAEL A. BREEDEN, Election District #5 was absent.

Also present:

BRYAN F. HUTCHESON, Sheriff

- STEPHEN G. KING, County Administrator
- THOMAS H. MILLER, JR., County Attorney
- CASEY B. ARMSTRONG, Assistant County Administrator for Economic Development
- PATRICIA D. DAVIDSON, Assistant County Administrator for Finance & Operations
- RHONDA H. COOPER, Director of Community Development
- KIRBY W. DEAN, Director of Parks & Recreation
- PAULA A. GREENHAGEN, Director of Human Resources
- JEREMY C. HOLLOWAY, Fire & Rescue Chief
- ROSS C. MORLAND, Director of Engineering
- PHILIP S. RHODES, Director of Public Works
- ANN MARIE RITCHIE, Director of Court Services
- DUSTY L. MOYER, Deputy Director of Technology
- RACHEL A. SALATIN, Deputy Director of Community Development
- KELLY S. GETZ, Zoning Administrator
- DYLAN L. NICELY, Land-Use Planner
- MOLLY S. BARNETT, Deputy Clerk

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CALL TO ORDER
PLEDGE OF ALLEGIANCE
INVOCATION.

Chairman Ritchie called the meeting to order at 3:00 p.m.

Supervisor Kyger provided the invocation, and Director of Community Development Cooper led the Pledge of Allegiance.

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APPROVAL OF MINUTES.

Supervisor Kyger recalled his absence from the April 26, 2023, regular meeting, and announced that he had listened to the recording and gained a full understanding of conversations that occurred during public hearings. Mr. Kyger stated he could clearly and objectively vote on the tabled items from the April 26 meeting.

On motion by Supervisor Chandler, seconded by Supervisor Wolfe-Garrison, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved the minutes of the regular meeting of April 26, 2023.

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REMOVAL FROM THE TABLE.

On behalf of Supervisor Breeden, on motion by Supervisor Wolfe-Garrison, seconded by Supervisor Chandler, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board removed SUP22-2334 Nectar Solar, LLC from the table.

Supervisor Wolfe-Garrison made a motion for denial on behalf of Supervisor Breeden. The motion was seconded by Supervisor Chandler. Board members held a brief discussion concerning stormwater runoff and the removal of trees.

Carried by a roll call vote of 3 to 1, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – NAY; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board denied SUP22-2334 Nectar Solar, LLC, 321 East Main Street, Charlottesville, VA 22902, a large solar energy facility located on the west side of Honeysuckle Road (Route 980) approximately 180 feet south of Rockingham Pike (Route 981).

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board removed SUP23-0164 Barbara S. Wheatley from the table.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a roll call vote of 3 to 1, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – NAY; WOLFE-GARRISON – AYE; the Board approved, with conditions, SUP23-0164 Barbara S. Wheatley, 3436 Buffalo Drive, Rockingham VA, event center located on the east side of Buffalo Drive (Route 238) approximately 2.25 miles north of Smithland Road (Route 720).

Conditions:

1. Use shall be in substantial accordance with the site plan submitted with the application.
2. The use and structure shall comply with all applicable federal, state, and local regulations.
3. There shall be no amplified music outside of the event center shown on the site plan.
4. Events shall be limited to no more than 200 guests.
5. Event hours will comply with the supplemental standards of the Rockingham County Zoning Ordinance.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board removed SUP23-0329 Melanie Tomasi from the table.

Supervisor Chandler noted that the applicants had made changes to their proposal based on a concern from a neighboring property owner.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a roll call vote of 3 to 1, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – NAY; WOLFE-GARRISON – AYE; the Board approved, with conditions, SUP23-0329 Melanie Tomasi, 1838 Power Dam Road, McGaheysville, VA 22840, event center located on the southwest side of the intersection of Power Dam Road (Route 651) and Cemetery Road (Route 843).

Conditions:

1. Use shall be in substantial accordance with the site plan submitted with the application.
2. The use and structure shall comply with all applicable federal, state, and local regulations.
3. The west side of the existing house shall not be used for a reception or ceremony site.

- 4. Any temporary structures placed on the east side of the existing house shall be set back a minimum of 60 feet from the center of Power Dam Road.

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COUNTY ATTORNEY.

Mr. Miller explained Mossy Rock Lane is both a public and private road that borders the Technology Park, and there is confusion in the public record concerning its use. This requires a confirmation of easement clarifying what is public use, which has been drafted by Clark & Bradshaw, he said. Mr. Miller recommended authorizing Administrator King to endorse the deed as this clarification is in the County’s best interest.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Kyger, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board authorized Administrator King to sign the Deed of Confirmation clarifying the Mossy Rock Lane easement.

Mr. Miller noted a public hearing for an Elkton Boundary Line Agreement will be held at the regular meeting of May 24, 2023. He explained that Elkton Town Council previously held a public hearing, and has approved the agreement with a revised plat.

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COMMUNITY DEVELOPMENT STAFF REPORT.

Ms. Cooper stated staff requested the Board’s support to take several projects to the pre-application phase of revenue sharing. She stated this does not oblige the County in any way; rather, it decides whether the projects are worthy through a pre-screening process. She explained after County staff receive the screening results it would determine which projects to submit for formal applications.

Ms. Cooper said the first revenue sharing project was submitted and approved for funding for the intersection of Cross Keys Road (Route 276) and Port Republic Road (Route 253). However, tapers were not accounted for in the initial project cost, so an application is needed for the addition of tapers to the turn lanes.

Ms. Cooper stated for the project at the intersection of Brocks Gap Road (Route 259) and Runions Creek Road (Route 612), the County contribution would be around \$100,000, but she pointed out none of the official cost estimates have been prepared. She indicated this project would convert the existing taper into a turn lane and add a taper further east.

The next project is connecting Crowe Drive to Walton Way. Ms. Cooper indicated the County would rely heavily on Virginia Department of Transportation (VDOT) to price out that project after determining the alignment of the road.

Supervisor Wolfe-Garrison mentioned at the opposite end of Crowe Drive is a proposal from VDOT and the City of Harrisonburg to reconstruct the intersection of Route 11 and Pleasant Valley Road. She inquired about possible project coordination and asked if one negated the need for the other.

Ms. Cooper responded that further discussions with VDOT will occur before a formal application is submitted in August. Administrator King added that both projects are necessary, and there would be coordination with the City surrounding the timing. After further discussion, Ms. Cooper reiterated that supporting projects in the pre-application phase is not binding.

Ms. Cooper stated the next project is on Spotswood Trail (Route 33) at Rockingham Park Way, and may be considered the most urgent. This restricted crossing U-turn was submitted as a SmartScale project last year and fell just short of recommendation for movement to the Commonwealth Transportation Board’s (CTB) final list, she said. Ms. Cooper indicated more information would be available after June 1, when the CTB takes action.

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DIRECTOR OF PARKS AND RECREATION’S STAFF REPORT.

Mr. Dean gave a video presentation about Rockingham Park activities and Kid’s Fishing Day, which took place in April. He remarked that recreation is more important than ever, as behavioral problems and mental health issues are highly prevalent in children. Mr. Dean emphasized the value of having children mentally and physically engaged outdoors, and thanked the Board for their support.

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ADOPTION AND APPROPRIATION OF FISCAL YEAR 2023-2024 BUDGET.

Ms. Davidson recalled that Mr. King had presented the proposed budget at the April 26, 2023, meeting, and the tax rates were adopted March 22, 2023. Ms. Davidson stated that since the proposal, two changes had been made to the budget, the first being the addition of a public safety technician position in the technology department with an estimated salary and benefits of \$75,000. The second change came from the Opioid Abatement Authority match funds, which Ms. Davidson said were received after the budget proposal. She indicated these funds would prevent a supplemental appropriation after July 1.

Ms. Davidson stated this brought the general fund to \$187,289,366, and the budget total to \$518,958,328.

In response to questions from Chairman Ritchie, Mr. King said a public safety technician would mitigate technology issues relating to Fire & Rescue and the Sheriff’s department and their handheld communication devices. He elaborated that this technician would serve as a bridge between Technology and Fire & Rescue, and the need justifies creating the position. Chief Holloway confirmed technology needs within Fire & Rescue have greatly increased.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Chandler, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board adopted and appropriated the fiscal year 2024 annual budget, as amended.

**COUNTY OF ROCKINGHAM, VIRGINIA
ADOPTED BUDGET FOR THE FISCAL YEAR
COMMENCING JULY 1, 2023**

REVENUES	
	ADOPTED
	FY 2023-24
<u>GENERAL FUND</u>	
General Property Taxes	118,475,500
Other Local Taxes	18,015,000
Other Local Revenue	15,999,492
State Revenue	19,969,430
Federal Revenue	1,787,064
Balance Carried Forward	13,042,880
TOTAL GENERAL FUND	187,289,366
Capital Projects Fund	10,440,000
Apparatus Replacement Fund	2,000,000
Debt Service Fund	13,200,000
Tourism Fund	2,052,770
Asset Forfeiture Fund	121,400
H'burg Rockingham Soc Services District	23,032,124
H'burg Rockingham Children's Services Act	13,400,000

Self-Funded Health Insurance Plan Fund	37,226,440
Self-Funded Dental Insurance Plan Fund	1,361,460
Laird L Conrad Law Library Fund	34,391
Economic Development Authority	1,007,000
Emergency Medical Services Transp Fund	1,750,000
Water & Sewer Utilities Fund	13,659,817
Lilly Subdivision Sanitary District	30,950
Smith Creek Water & Waste Auth	520,182
Countryside Sanitary District	8,725
Solid Waste Fund	10,271,566
Lake Shenandoah Stormwater Control Authority	275,703
School Operating Fund	172,055,317
School Cafeteria Fund	6,285,000
School Capital Projects Fund	15,480,000
Massanutten Technical Center Fund	7,456,117
TOTAL REVENUES	518,958,328

EXPENDITURES	
	ADOPTED
	FY 2023-24
<u>GENERAL FUND</u>	
General Government Administration	8,705,636
Judicial Administration	7,382,429
Public Safety	43,251,006
Public Works	4,836,192
Human Services	2,971,018
Parks, Recreation & Cultural	2,718,098
Community Development	3,906,803
Contributions	550,063
Contingency	425,000
Other Benefits	80,000
Transfers to Other Funds	112,463,121
TOTAL GENERAL FUND	187,289,366

Capital Projects Fund	10,440,000
Apparatus Replacement Fund	2,000,000
Debt Service Fund	13,200,000
Tourism Fund	2,052,770
Asset Forfeiture Fund	121,400
H'burg Rockingham Soc Services District	23,032,124
H'burg Rockingham Children's Services Act	13,400,000
Self-Funded Health Insurance Plan Fund	37,226,440
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Solid Waste Fund	10,271,566

Lake Shenandoah Stormwater Control Authority	275,703
School Operating Fund	172,055,317
School Cafeteria Fund	6,285,000
School Capital Projects Fund	15,480,000
Massanutten Technical Center Fund	7,456,117
TOTAL EXPENDITURES	518,958,328

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FEE COMPENDIUM FISCAL YEAR 2023-2024.

Ms. Davidson stated for the FY23-24 Fee Compendium, the Community Development Department identified credit card fees were listed as 2.5 percent, but actually vary based on the transaction. She explained the language was changed to remove the 2.5 percent figure, and simply indicate the credit card fee varies per transaction. With this change, the fee compendium is ready for adoption, she said.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Chandler, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board adopted the FY2023-2024 Fee Compendium.

The FY2023-2024 Fee Compendium is attached to and made a part of these minutes.

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FINANCE DEPARTMENT.

Ms. Davidson indicated the County issued an Invitation to Bid to establish a contract for the replacement of the Domestic Hot Water system at the Harrisonburg/Rockingham Regional Jail. The bid closed April 28, 2023, with two responses, she said. Ms. Davidson said after review, staff recommended awarding the contract to Blauch Brothers, Inc. for an estimated total project cost of \$234,980.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Kyger, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board awarded a contract to Blauch Brothers for the replacement of the Domestic Hot Water system at the Harrisonburg/Rockingham Regional Jail for \$234,980.

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VIRGINIA ASSOCIATION OF COUNTIES (VACo)

Supervisor Kyger recalled the VACo Board of Directors met last week and discussed the statewide issue of retaining volunteer and career personnel in fire and rescue. Mr. Kyger said he put forth Chief Jeremy Holloway to serve on the VACo study committee for potential legislation and action.

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COMMITTEE APPOINTMENTS.

On motion by Supervisor Kyger, seconded by Supervisor Chandler, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board reappointed Cathleen Welsh to the Blue Ridge Community College Board for a term to expire on June 30, 2027.

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CLOSED MEETING.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Chandler, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board recessed the meeting from 4:38 p.m. to 5:04 p.m., for a closed meeting pursuant to Section 2.2-3711.A(1), Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; and 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 the business’ or industry’s interest in locating or expanding its facilities in the community.

MOTION: SUPERVISOR WOLFE-GARRISON RESOLUTION NO: 23-09
SECOND: SUPERVISOR CHANDLER MEETING DATE: May 10, 2023

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Rockingham County Board of Supervisors 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 2.2-3712 of the Code of Virginia requires a certification by this Board of Supervisors that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Rockingham County Board of Supervisors 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 convening the Closed Meeting were heard, discussed, or considered by the Board of Supervisors.

VOTE:
AYES: CHANDLER, KYGER, RITCHIE, WOLFE-GARRISON
NAYS: NONE
ABSENT: BREEDEN

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RECESS.

At 5:05 p.m., Chair Ritchie recessed the meeting for dinner.

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ORDINANCE ENACTING SECTION 1-7.1.

Mr. Miller explained that under Virginia state code, localities can charge fees for different types of filings in courts. This ordinance would create a fee for filings in Rockingham County courts which would go to a fund for maintenance and repair of courthouses, he said. In response to a question from Supervisor Wolfe-Garrison, Mr. Miller stated the cost of courthouse maintenance is split with the City of Harrisonburg.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board adopted the following ordinance:

**ORDINANCE ENACTING
SECTION 1-7.1
OF THE CODE OF ORDINANCES
OF
ROCKINGHAM COUNTY, VIRGINIA**

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF ROCKINGHAM COUNTY, VIRGINIA:

That Section 1-7.1 "Courthouse Construction, Renovation, and Maintenance Fee" be and hereby is enacted as follows:

Section 1-7.1

There is hereby assessed. Pursuant to Virginia Code Section 17.1-281, the sum of two dollars as part of the costs in (i) each civil action filed in the Rockingham County district and circuit courts and (ii) each criminal or traffic case in the Rockingham County district and circuit court in which the defendant is charged with a violation of any statute or ordinance. This assessment shall be collected by the clerk of court in which the action is filed and remitted to the treasurer of Rockingham County.

This ordinance shall be effective from the 1st day of July, 2023.

Adopted the 10th day of May, 2023.

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PUBLIC HEARINGS - SPECIAL USE PERMITS.

SUP23-0289 JEFFREY NEFF.

Zoning Administrator Getz presented the following request:

SUP23-0289 Jeffrey Neff, 1171 Lime Kiln Drive, Rockingham, VA 22802, for a dwelling, manufactured home located on the south side of Lime Kiln Drive (Private) approximately 0.67 mile east of Buffalo Drive (Route 238). Zoned RR-1 (Residential or Recreational District). Tax Map # 95-(A)- L94A. Election District 3.

At 6:10 p.m., Chair Ritchie opened the public hearing.

In response to a question from Supervisor Wolfe-Garrison, applicant Jeffrey Neff stated the adjacent property to the west of the subject parcel is owned by his father, Bill Neff.

Chair Ritchie closed the public hearing at 6:11 p.m.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved SUP23-0289 Jeffrey Neff, 1171 Lime Kiln Drive, Rockingham, VA 22802, for a dwelling, manufactured home located on the south side of Lime Kiln Drive (Private) approximately 0.67 mile east of Buffalo Drive (Route 238).

SUP23-0321 KENNY MOORE

Mr. Getz reviewed the following request:

SUP23-0321 Kenny Moore, 812 Michael Lane, Elkton, VA 22827, for a meat processing facility located on the north side of Spotswood Trail (Route 33) approximately 0.25 mile west of Independent Road (Route 829). Zoned A-2 (General Agricultural District). Tax Map #130-(A)- L34B. Election District 5.

If this request is approved, Mr. Getz noted that no holding pens or slaughtering will be on site.

At 6:14 p.m., Chairman Ritchie opened the public hearing.

Douglas Hammer, business partner of the applicant, reiterated that only meat processing and packaging will occur at the facility. There would be no live animals kept or slaughtering happening on site, he said.

In response to question from Board members, Mr. Hammer stated that one person would work as a meat cutter with a maximum of five to seven cows processed per week. Mr. Hammer noted that traffic in and out of the site would be minimal. He said custom exempt processing means that the owners cannot use the facility as a retail storefront; rather, all meat is purchased elsewhere and brought in for processing.

Chairman Ritchie closed the public hearing at 6:21 p.m.

On behalf of Supervisor Breeden, on motion by Supervisor Kyger, seconded by Supervisor Chandler, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved, with conditions, SUP23-0321 Kenny Moore, 812 Michael Lane, Elkton, VA 22827, for a meat processing facility located on the north side of Spotswood Trail (Route 33) approximately 0.25 mile west of Independent Road (Route 829).

Conditions:

1. Use shall be in substantial accordance with the site plan submitted with the application.
2. The use and structure shall comply with all applicable federal, state, and local regulations.
3. A row of 5-6' evergreen trees (thuja green giant arborvitae or comparable) spaced 8' on center, shall be planted along the length of the rear of the property and maintained for as long as the use continues.

SUP23-0339 BROTHERS CRAFT BREWING.

Mr. Getz presented the following request:

SUP23-0339 Brothers Craft Brewing, 800 North Main Street., Harrisonburg, VA 22801, for a craft brewery located on the south side of Spotswood Trail (Route 33) approximately 0.7 mile east of Cross Keys Road (Route 276). Zoned A-2 (General Agricultural District). Tax Map #126-(A)- L69. Election District 5.

Mr. Getz stated Brothers Craft Brewing is a local company established in Harrisonburg since 2012, and they wish to move their production and retail facility to the County. He indicated a building would be constructed with the intent to host live music and events, and production is limited to fifteen barrels of beer per year, he said. Mr. Getz noted although there are still questions on vehicle trips per day and the possibility of a turn lane, the Virginia Department of Transportation (VDOT) has no objections.

Chairman Ritchie opened the public hearing at 6:27 p.m.

Ed Blackwell of Blackwell Engineering appeared on behalf of the applicant. Mr. Blackwell stated the property will have public water and sewer. He added that the applicants are working with VDOT to align the entrance with an existing crossover on Spotswood Trail (Route 33).

Owner Jason Shifflett explained that Brothers Craft Brewing manufactures and packages products in house which are then distributed across Virginia. He said truck traffic related to distribution would be low. Other local beverages would be sourced in addition to their products, and he explained the brewery intends to have programming and events throughout the year. Mr. Shifflett stated the main driving factor for the request is the desire to bring a destination style brewery to the County.

In response to questions from Chairman Ritchie, Mr. Shifflett indicated the brewery does not function as a late-night venue, and all live music would end by 10:00 p.m. Concerning the remaining agricultural land in the parcel, Mr. Shifflett said the intent is to have the back field designated for runoff, possibly plant seasonal crops, and have open outdoor space for guests.

Veronica Avila, neighboring property owner, appeared in opposition and voiced concerns related to increased noise and traffic.

Candace Whetzel spoke in opposition, echoing similar concerns.

Barbara Rodeffer, neighboring property owner, expressed opposition to the parcel being used for a brewery instead of being kept as farmland.

Tim Liskey explained he owns and operates a dairy farm bordering the backside of the subject parcel. Mr. Liskey stated he was neither in favor nor opposed, and asked the applicants to be considerate and aware of those who surround their property.

At 7:05 p.m., Chairman Ritchie closed the public hearing.

On motion by Supervisor Kyger, seconded by Supervisor Wolfe-Garrison, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board tabled SUP23-0339 Brothers Craft Brewing, 800 North Main Street., Harrisonburg, VA 22801, for a craft brewery located on the south side of Spotswood Trail (Route 33) approximately 0.7 mile east of Cross Keys Road (Route 276).

SUP23-0357 ROCKINGHAM COUNTY.

Mr. Getz presented the following request:

SUP23-0357 Rockingham County, 20 East Gay Street, Harrisonburg, VA 22802, to exceed maximum building height limitations located on the north side of North Valley Pike (Route 11) approximately 0.35 mile west of Smithland Road (Route 720). Zoned I1 (Industrial District). Tax Map #94-A-L130, 94-(A)- L130A, & 94-(A)- L134. Election District 2.

Mr. Getz explained that removing building height restrictions will allow more flexibility and encourage property development.

At 7:10 p.m., Chair Ritchie opened the public hearing.

In response to a question from Kim Sandum, Mr. Getz clarified that while there is no cap on building height, it would have to go through plan review.

At 7:11 p.m., Chair Ritchie closed the public hearing.

On motion by Supervisor Wolfe-Garrison, seconded by Supervisor Kyger, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved SUP23-0357 Rockingham County, 20 East Gay Street, Harrisonburg, VA 22802, to exceed maximum building height limitations located on the north side of North Valley Pike (Route 11) approximately 0.35 mile west of Smithland Road (Route 720).

SUP23-0358 WESLEY FISHER.

Mr. Getz presented the following request:

SUP23-0358 Wesley Fisher, 3560 Friedens Church Road. Mt Crawford, VA, for a woodworking shop, located on the south side of Friedens Church Road (Route 682) approximately 0.12 mile east of Koiner Ford Road (995). Zoned A2 (General Agricultural). Tax Map #138-(A)- L78C. Election District 3.

At 7:13 p.m., Chairman Ritchie opened the public hearing.

Wesley Fisher stated the woodworking shop is a project to teach his sons a trade.

Chair Ritchie closed the public hearing at 7:14 p.m.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board approved SUP23-0358 Wesley Fisher, 3560 Friedens Church Road. Mt Crawford, VA, for a woodworking shop, located on the south side of Friedens Church Road (Route 682) approximately 0.12 mile east of Koiner Ford Road (995).

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RESIDENTIAL STRUCTURE AT 14152 TURLEYTOWN ROAD.

Mr. Getz reviewed a letter from Building Official Joe Shifflett which discussed the property at 14152 Turleytown Road in Broadway. Mr. Getz said there was previously a fire at this address, and upon inspection, Mr. Shifflett found catastrophic damage and recommended removal of the structure and contents.

On motion by Supervisor Chandler, seconded by Supervisor Kyger, and carried by a roll call vote of 4 to 0, voting recorded as follows: BREEDEN – ABSENT; CHANDLER – AYE; KYGER – AYE; RITCHIE – AYE; WOLFE-GARRISON – AYE; the Board authorized the Building Official to notify the property owner of 14152 Turleytown Road, Broadway, Virginia, that the structure and contents must be removed.

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ADJOURN.

Chairman Ritchie declared the meeting adjourned at 7:23 p.m.

Chairman