

**King and Queen County  
Board of Supervisors Meeting**

**Monday, April 8, 2019**

**7:00 P.M.**

**King and Queen County Courts and Administration Building  
General District Courtroom**

**“Minutes of the Meeting”**

Chairman Burns called the meeting to order with all members present except Ms. Alsop and Mrs. Morris. Mr. Bailey provided the invocation followed by the Pledge of Allegiance to the Flag of the United States.

**APPROVAL AND SIGNING OF THE FEBRUARY 19, 2019, FEBRUARY 25, 2019,  
MARCH 11, and MARCH 19<sup>th</sup>, 2019 MINUTES OF THE BOARD**

A motion was made by Mr. Simpkins, seconded by Mr. Bailey to approve the February 19<sup>th</sup>, February 25<sup>th</sup>, March 11<sup>th</sup> and March 18<sup>th</sup> minutes of the Board.

AYES: J. M. BURNS, J. L. SIMPKINS, R. F. BAILEY

NAYS: NONE

NOT PRESENT: S. C. ALSOP, D. H. MORRIS

**APPROVAL AND SIGNING OF THE APRIL 2019 WARRANTS AND  
APPROPRIATIONS**

A motion was made by Mr. Simpkins and seconded by Mr. Bailey to approve the April 2019 warrants and Appropriations, subject to audit.

AYES: J. M. BURNS, J. L. SIMPKINS, R. F. BAILEY

NAYS: NONE

NOT PRESENT: S. C. ALSOP, D. H. MORRIS

**PUBLIC COMMENT PERIOD**

Chairman Burns opened the public comment period advising that comments during this time are for items not on the agenda, and further asked that those wishing to speak to please come forward stating their name and district and limit their comments to three (3) minutes.

After hearing no comments, the public comment period was closed.

## **SCHOOL SUPERINTENDENT AND SOCIAL SERVICES MONTHLY REPORTS**

### **SCHOOLS**

Superintendent of Schools Carol Carter was present providing an update on school issues, advising of the following:

- Provided a handout to the Board
- Advised that the average daily attendance for March was 766, which includes 165 Vava students
- Invited the Board to attend the May 17<sup>th</sup> School Board Meeting where they would be recognizing Dorinda Mercer
- Invited the Board to attend the Military Ball that will be held at the Boogaard Center and also to the Prom that will be held on May 4<sup>th</sup>, at the same location.
- Advised that all three (3) schools submitted proposals on the USBA Showcase for success and all three were accepted
- Advised of a grant for bus replacement where a grant will give \$20,000 for each bus and is asking for two (2) buses with cost between \$170,000 and \$180,000.00. With rebates she is asking that the Board approve between \$130,000 and \$140,000.00 for the two (2) buses and that acceptance of grant needs to be done within 90 days from receipt of notification.

Mrs. Carter advised that buses 5 and 8 would be replaced. Currently there are 25 buses in their fleet, seven (7) are spare buses and one (1) is used by the athletic department.

The Board did not take any action of Mrs. Carters Request for the two (2) new buses.

### **SOCIAL SERVICES DEPARTMENT**

Director of Social Services Betty Dougherty was not present at the meeting, as she had requested to be excused from the meeting as they were calling for severe storms and she lives quite a distance away.

## **APPOINTMENTS/REAPPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS**

### **WETLANDS BOARD**

Tabled - appointment would be to fill the unexpired term of Mr. Robert Gibson (12.14.20)

Regular term is for 5 years.

**QUIN RIVERS – THREE (3) YEAR TERM**

Lisa Gibson with Quin Rivers advised in a letter that Mrs. Betty Dougherty has resigned from the Quin Rivers Board of Directors and that a resident in the lower end of the County, Lynn Vogel has expressed interest in serving.

Quin Rivers is requesting that the board approve Ms. Vogel as the County Representative in Mrs. Dougherty’s place for a three (3) year term.

During this time, discussion was made that Quin Rivers was not included within the proposed County Budget and that the Board may want to wait on this.

A motion was made by Mr. Bailey and seconded by Mr. Simpkins to table appointment.

**PUBLIC HEARING – TUCKERS BEACH RECREATION PARK, LLC – ZA17-01, CUP17-01 AND SP17-01**

County Administrator Thomas Swartzwelder provided background information and proof of publication where advertisement was made in the March 20<sup>th</sup> and March 27<sup>th</sup> issues of the Rappahannock Times and Tidewater Review and in one issue of the Country Courier on the following:

**ZA17-01 TUCKERS RECREATION PARK, LLC – REQUESTING APPROVAL OF A ZONING TEXT AMENDMENT TO ALLOW FOR A CAMPSTORE AND OTHER CAMPGROUND ACCESSORY USES APPROVED BY CUP IN THE AGRICULTURAL ZONING DISTRICT.**

**CUP17-01 AND SP17-01, TUCKERS RECREATION PARK, LLC – REQUESTING APPROVAL OF A CONDITIONAL USE PERMIT (CUP17-01) AND LEVEL 3 SITE PLAN (SP17-01) FOR A CAMPGROUND WITH ASSOCIATED CAMPGROUND ACCESSORY USES.**

The subject property is located at the end of Tuckers Road, State Route 666, in the Buena Vista Magisterial District, County Tax Map Number 1623-131L-383-2.

It was also noted that the Planning Commission held a public hearing on March 4<sup>th</sup> on the above stated request.

The Planning Commission is recommending approval of ZA17-01, accepting staffs recommendation as presented with the zoning text amendment recommendations, and CUP17-01 and SP17-01.

**ZA17-01, TUCKERS RECREATION PARK, LLC**

Chairman Burns opened the public hearing on ZA17-01. Mr. Blaire Wilson, Design consultant was present and asked that the request be approved as it is critical to Mr. Tuckers project.

After hearing no further comments, the public comment period was closed.

A motion was made by Mr. Bailey and seconded by Mr. Simpkins to approve ZA17-01, accepting the recommendation for approval as presented, and to amend Special Use Section 6, as well.

AYES: J. M. BURNS, J. L. SIMPKINS, R. F. BAILEY

NAYS: NONE

NOT PRESENT: S. C. ALSOP, D. H. MORRIS

### **CUP17-01 AND SP17-01 – TUCKERS RECREATION PARK, LLC**

Chairman Burns opened a public hearing on CUP17-01 and SP17-01 – Tuckers Recreation Park, LLC. Mr. Tucker is requesting approval of a Conditional User Permit (CUP17-01) and Level 3 Site Plan (SP17-01) for a campground with associated campground accessory uses. The subject property is located at the end of Tuckers Road, State Route 666, in the Buena Vista Magisterial District, County Tax Map Number 1623-131L-383-2.

The floor was open for public comment. After hearing no comments, the public hearing was closed.

Mr. Simpkins questions the proposed conditions that were recommended by Staff.

A motion was made by Mr. Bailey and seconded by Mr. Simpkins to approve CUP17-01 and SP17-01 with conditions approved by the Planning Commission with staff recommendations.

Conditions:

1. Campsites shall be for the occupancy of camping units as defined by the Code of King and Queen County.
2. No campsite shall be used as a permanent place of residence.
3. No mobile homes shall be permitted on campsites.
4. Any permanent outdoor lighting will be limited to security lighting and parking area illumination. All outdoor lighting shall comply with the Code of King and Queen County, Article 22-Outdoor Lighting.
5. The entrance onto State Route 666 shall be maintained according to Virginia Department of Transportation requirements.
6. There shall be no encroachment into any Chesapeake Bay Preservation Area Resource Protection Areas or buffers except as permitted by the Code of King and Queen County.
7. All federal, state and county approvals shall be obtained prior to any site construction activity or issuance of any required King and Queen County permits.

8. RV's placed on the site in a designated flood zone must be on site for fewer than 180 consecutive days, be fully licensed and ready for highway use (wheels jacking system in place for quick disconnect), with no attached additions.
9. Additions such as decks, steps, porches, sheds, carports will not be permitted on any campsite as adequate parking space needs to be maintained at all times.
10. No parking permitted in the roadway or drive aisles at any time. Roadways and drive aisles shall remain unobstructed at all times to allow for safe ingress and egress of EMS and fire department vehicles. The roadways and drive isles shall be 24-feet in width. Trees and shrubs adjacent to the roadways and drive aisles shall be pruned and maintained to keep the 24-foot wide vehicular travel way clear of vegetation. Any vegetation overhanging above the travel way shall be pruned to a clear height of 14-feet above the travel way surface.
11. Stormwater basin spillway outlets, piping, rip-rap and other drainage features located within the RPA shall require mitigation plantings and a Water Quality Impact Assessment.
12. Campsites will be maintained with lawn grass or similar vegetation as the surface cover. Campsites shall not be paved with asphalt, concrete, aggregate or other impermeable surfacing materials.
13. A hydrant or fire department connection will be provided at the existing hydropneumatic water tank on the well lot for EMS and fire department use for servicing the campground and surrounding areas. Waterworks improvements shall be completed in accordance with the Virginia Department of Health Office of Drinking Water Waterworks Construction Permit No. 401918.
14. 911 Markers for EMS and fire department use will be required for the identification of each campsite. Such markers shall be similar to those used for 911 addressing throughout the county and shall conform to County code requirements.
15. The 100-foot Resource Protection Area buffer shall be delineated and marked with permanent signage at intervals not to exceed 100-feet between signs along the limits of RPA for the entire site to avoid damage to the buffer and prohibited activities within the buffer.
16. No campsite shall be made available for rental, occupancy or use until improvements required to support the campsite, as shown on the approved Level 3 site plan, are installed, completed and issued certificates of operation by applicable regulatory agencies. Improvements shall include, but shall not be limited to driveway access, permanent stabilization of disturbed land areas, Chesapeake Bay Preservation Area Resource Protection Area buffer restoration plantings, storm drainage and stormwater management facilities, the service building designated to accommodate the campsite, waterworks effective storage and water distribution system facilities, and wastewater collection, treatment and disposal septic drainfield facilities.
17. All DEQ inspection results/reports must be provided to the locality as they are completed during and after construction of the site.

AYES: J. M. BURNS, J. L. SIMPKINS, R. F. BAILEY  
NAYS: NONE  
NOT PRESENT: S. C. ALSOP, D. H. MORRIS

**PUBLIC HEARINGS:**  
**-OVER-ALL COUNTY BUDGET FOR FISCAL YEAR ENDING JUNE 30, 2020**  
**-PROPOSED LOCAL TAX RATES FOR CALENDAR YAER 2019**

**OVER-ALL COUNTY BUDGET FOR FY 2019/2020**

Chairman Burns opened a public hearing on the proposed FY20 King and Queen County Over-All County Budget.

County Administrator Thomas Swartzwelder verified proof of publication of notice of public hearing in the Rappahannock Times and Tidewater Review in their March 27<sup>th</sup> issues and in one issue of the Country Courier, and provided background information for the proposed Budget for Fiscal Year 2019/2020.

Chairman Burns opened the floor for comments, asking that those wishing to make comments, on the proposed budget to please come forward to the podium, stating their name and district they reside in and that their concerns will be considered by the Board of Supervisors.

After hearing no comments, the public hearing was closed.

It was noted that per the Code of Virginia, the budget will not be approved nor the levy be set at this meeting.

**PROPOSED TAX RATES FOR 2019**

Chairman Burns opened a public hearing on the proposed Local Tax Levy for the tax year 2019.

County Administrator Thomas Swartzwelder verified proof of publication in the March 27<sup>th</sup>, 2019 issues of the Rappahannock Times and Tidewater Review and in one issue of the Country Courier. No tax increase is proposed.

It was also noted that the PPTRA rate for calendar year 2019 is set at 50% that will be applied as a credit for qualifying vehicles.

Chairman Burns opened the public hearing. After hearing no comments, the public comment period was closed.

It was noted that the tax rates would not be adopted tonight. Per Code of Virginia the Budget and Tax rates cannot be adopted until at least 7 days after final public hearing.

**SET PUBLIC HEARING DATE - DISPOSITION OF COUNTY PROPERTY –  
BOHANNON INDUSRIAL PARK**

A motion was made by Mr. Bailey and seconded by Mr. Simpkins directing advertisement for public hearing to be held at the May 13, 2019 regular meeting of the Board of Supervisors pertaining to Disposition of county property, Bohannon Industrial Park to VPPSA – Tax Map#1623-135R-1056C

AYES: J. M. BURNS, J. L. SIMPKINS, R. F. BAILEY

NAYS: NONE

NOT PRESENT: S. C. ALSOP, D. H. MORRIS

**COUNTY ADMINISTRATOR’S COMMENTS**

**No Comments**

**BOARD OF SUPERVISORS COMMENTS**

Mr. Bailey had the following comment: Wished everyone a safe tip home.

Mr. Simpkins had the following comment: Asked that everyone be safe going home

Mr. Burns had the following comment: Wished everyone a safe trip home, as the weather was bad.

**IT IS ORDERED THAT THE BOARD BE ADJOURNED:**

A motion was made by Mr. Bailey and seconded by Mr. Simpkins to adjourn the meeting.

AYES: J. M. BURNS, J. L. SIMPKINS, R. F. BAILEY

NAYS: NONE

NOT PRESENT: S. C. ALSOP, D. H. MORRIS

---

James. M. Burns, Chairman

---

K. Diane Gaber, CMC, Deputy Clerk