

BOARD OF SUPERVISORS MINUTES

SEPTEMBER 12, 2023

At a Worksession of the Orange County Board of Supervisors held on Tuesday, September 12, 2023, beginning at 4:30 p.m., in the Meeting Room of the Public Safety Building, 11282 Government Center Drive, Orange, Virginia. Present: R. Mark Johnson, Chairman; Lee H. Frame, Vice Chairman; James K. White; Keith F. Marshall; and Crystal D. Hale. Also present: Glenda E. Bradley, Deputy County Administrator; Thomas E. Lacheney, County Attorney; and Alyson A. Simpson, Chief Deputy Clerk.

RE: STA 23-01 (VARIOUS COUNTY-INITIATED SUBDIVISION TEXT AMENDMENTS)

Josh Frederick, Planning and Zoning Services Manager, explained that several amendments to the Subdivision Ordinance had previously been initiated for Planning Commission consideration, namely related to record plats, lot shape, pipestems, lot orientation, lot frontage, and the like. He noted that the Planning Commission had recommended denial during its Public Hearing in early June. Mr. Frederick also added that, following the Board's worksession on the matter in late June, staff had considered the comments received and had made edits to reflect the concerns of the Board. He presented the current version of the proposed text amendment language for the Board's discussion.

Discussion ensued among the Board regarding: use of the term "conventional" to describe subdivisions and removing that term from the proposed amendment language; and the reason for pipestems having a maximum length in residential zoning, but removing that maximum length from agricultural zoning, questioning whether a maximum length should be required for both or removed for both.

On the motion of Mr. Marshall, seconded by Mr. White, which carried by a vote of 5-0, the Board authorized staff to advertise for and schedule the public hearing for STA 23-01 on September 26, 2023.

Ayes: Johnson, White, Marshall, Hale, Frame. Nays: None.

RE: DRIVEWAY STANDARDS AND ROAD MAINTENANCE AGREEMENT REQUIREMENTS

Josh Frederick, Planning and Zoning Services Manager, indicated that staff was requested to prepare this agenda item as it related to two-lot driveways and the requirement for road maintenance agreements. He explained that, while two-lot driveways did not have construction standards, the Subdivision Ordinance classified them as private roads, which triggered the requirement for a road maintenance agreement. Mr. Frederick stated this was not the original intent for driveways when the rewrite of the Subdivision Ordinance was adopted in 2018, but this discrepancy was created with the amendments to the Ordinance in June 2022. He presented potential text amendment language, which would address this discrepancy, for the Board's discussion.

Discussion ensued among the Board regarding: whether the definition of private road needed to be addressed; the fact it was not the intent of the Board to require road maintenance agreements for driveways; the history of changes to driveways and private road standards; road maintenance agreement requirements for family subdivisions; and desired changes to the potential text amendment language.

By consensus, the Board requested that staff make changes to the proposed amendment language to be presented for discussion again at the next meeting on September 26, 2023.

RE: ADJOURN

There being no further business to discuss, the Board concluded its Worksession at 5:04 p.m.

R. Mark Johnson, Chairman

Theodore L. Voorhees, County Administrator