

Caroline County Board of Supervisors Agenda Executive Summary

Meeting Date: February 9, 2021

Title: Unfinished Business - Revocation of SPEX-03-2019
VSC Associates, LLC, Owner/Applicant

(Check Mark)

Consent

Action

No Action (Information Only)

Resolution

Closed Meeting

Public Hearing

Ordinance

PowerPoint Presentation

Summary: At the August 11, 2020 meeting, the Board held a public hearing to consider revocation of SPEX-03-2019, which amended condition #19 of the previously approved Special Exception Permit, to allow the installation of an on-site sewage disposal system in lieu of connecting to County utilities.

The Board deferred action at the August 11th meeting to October 13th and again at the October 13th meeting for 130 days to give the Applicant time to comply.

A progress update is attached.

Budget Impact: N/A

Action(s) Requested of the Board of Supervisors: Take action as appropriate.

Presenter: Michael A. Finchum, Director, Planning & Community Development



STAFF REPORT

CAROLINE COUNTY BOARD OF SUPERVISORS

FEBRUARY 9, 2021 REGULAR MEETING

CASE NUMBER: REVOCATION OF SPEX-03-2019
CASE NAME: VIRGINIA SPORTS COMPLEX
LOCATION: 8217 COUNTY FAIR LANE
TAX MAP: 67-A-58
ZONING: RP, RURAL PRESERVATION
ACREAGE: 112 +/-
DISTRICT: REEDY CHURCH

THE BOARD OF SUPERVISORS HELD A PUBLIC HEARING ON AUGUST 11, 2020 TO CONSIDER THE REVOCATION OF SPEX-03-2019 AND THE TEMPORARY PUMP AND HAUL PERMIT WITH CAROLINE COUNTY. PURSUANT TO THE PUBLIC HEARING AND AFTER DISCUSSION OF THE MATTER, THE BOARD DEFERRED ACTION ON THE ITEMS UNTIL THE OCTOBER 13, 2020 MEETING.

OCTOBER 13, 2021 UPDATE

PRIOR TO THE OCTOBER 13, 2020 BOS MEETING, THE OWNER CONTRACTED WITH DRAINFIELD SOLUTIONS TO INSTALL THE ON-SITE DISPOSAL SYSTEM. THE BOARD OF SUPERVISORS DEFERRED ACTION FOR 130 DAYS, AT THE OCTOBER 13TH MEETING, TO GIVE THE APPLICANT TIME TO COMPLY WITH CONDITION #19.

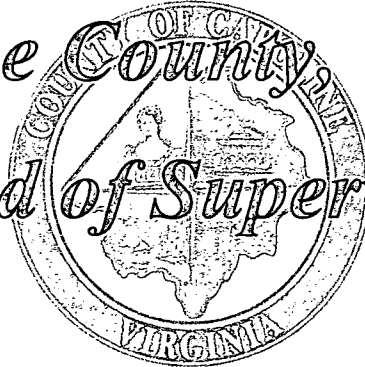
FEBRUARY 9, 2021 STAFF REPORT

WORK ON THE ONSITE DISPOSAL SYSTEM HAS NOT BEGUN DUE TO WEATHER CONDITIONS. CLEARING FOR THE SYSTEM AND INSTALLATION MUST OCCUR DURING DRY CONDITIONS. THE CONTRACTOR HAS THE PARTS NECESSARY FOR INSTALLATION WHEN WEATHER PERMITS.

ATTACHMENT: CONDITIONS FOR SPEX-03-2019

Caroline County Virginia

Board of Supervisors



Caroline County, VA



Jeffrey S. Black
Western Caroline District

Clayton T. Forehand
Madison District

Nancy L. Long
Port Royal District

Jeffery M. Sili
Bowling Green District

Floyd W. Thomas
Mattaponi District

Reginald L. Underwood
Reedy Church District

Charles M. Culley, Jr.
County Administrator

Special Exception Request: SPEX-03-2019

Applicant: VSC Associates, LLC (D. Shawn Mills)

Tax Map Numbers: 67-A-58

County of Caroline, To-Wit:

At a regular meeting of the Caroline County Board of Supervisors on Tuesday, May 14, 2019, in the Community Services Center, Auditorium, located at 17202 Richmond Turnpike, Milford, Virginia, at the hour of 7:30 p.m.

Present

- Clay Forehand, Chairman
- Jeff Black
- Nancy Long
- Floyd Thomas
- Reginald Underwood

Absent

- Jeff Sili, Vice Chairman

On a motion by Supervisor Underwood, seconded by Supervisor Thomas the following amendment to a special exception was approved:

SPEX-03-2019 – VSC Associates, LLC (D. Shawn Mills), Owner/Applicant Request an amendment to a Special Exception Permit in accordance with Article XVII and Article IV, Section 5.19 of the Caroline County Zoning Ordinance, on tax map #67-A-58, consisting of 112 acres, more or less, zoned RP, Rural Preservation. This property is located at 8217 County Fair Lane, Ruther Glen, Reedy Church Voting District. **Proposed Use:** An amendment of a previously approved special exception permit (SPEX-02-2013), specifically to modify Condition #19 to allow an on-site sewage disposal system in lieu of connecting to the County sewer system & address facility improvements.

“Committed To Service, Dedicated To The People”

212 North Main Street, P. O. Box 447, Bowling Green, Virginia 22427

(804)633-5380 – Telephone (804)633-4970 – Fax

www.co.caroline.va.us

Condition 19, as amended, reads as follows:

A Facility Improvement Plan for the reinvestment of capital funds for the physical redevelopment of the fields and/or other athletic facilities and the timing thereof shall be approved by the Board of Supervisors within thirty (30) days of the approval of this amendment. Upon approval by the Board, an on-site sewage disposal system shall be designed, constructed, approved and operational within 180 days of the facility improvement plan. If either the facilities plan is not approved or it is determined that on-site sewage disposal option is not approvable, then the public sewer connection shall be completed by the owner within twelve (12) months of either the denial of the plan or the on-site sewer determination, whichever is applicable.

Voting yea: Black, Forehand, Long, Thomas, Underwood

SIGNATURES ON ATTACHED PAGE

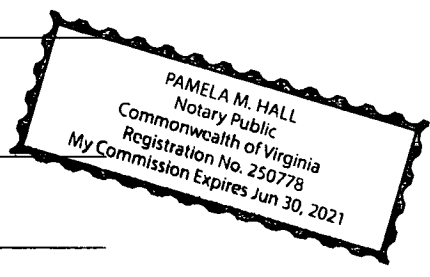
CLERK: Am Culp
State of: Virginia
County of: Caroline

The foregoing instrument was acknowledged before me this 21st day of February, 2020, by Charles M. Culley, Jr., County Administrator, on behalf of the Caroline County Board of Supervisors.

Pamela M. Hall
(Signature of Notary Public)

Notary Public # 250778

My Commission Expires: 6/30/2021



APPLICANT: [Signature]
Signature

State of: Virginia
County of: Caroline

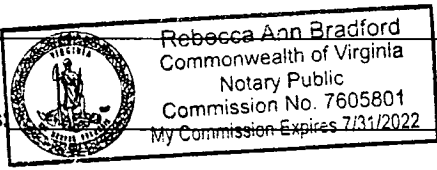
The foregoing instrument was acknowledged before me this 28 day of February, 2020, by Shawn Mills, on behalf of

VSC Associates, LLC

[Signature]
(Signature of Notary Public)

Notary Public # _____

My Commission Expires _____



INSTRUMENT # 200000799
RECORDED CAROLINE CIRCUIT COURT CLERK'S OFFICE
Feb 28, 2020 AT 09:27 am
SUSAN W. MINARCHI, CLERK by DPB