

AGENDA

Tuesday, June 11, 2013
4:00 p.m.

4:00 CALL MEETING TO ORDER

CLOSED SESSION

Code of Virginia, Section 2.2-3711 – **A.5 Industrial/Business Prospects**; discussion concerning a business or industry considering expansion with no previous announcement being made, and **A.7 Legal**; discussion with legal counsel and staff pertaining to actual or probable litigation.

5:00 CALL MEETING TO OPEN SESSION

Invocation and Pledge of Allegiance

ADOPTION OF AGENDA

Adopt the agenda and the additional agenda as presented

MINUTES OF PREVIOUS MEETINGS

Request adoption of the May 14 and May 23, 2013 minutes **(pg. 5-54)**

FINANCIAL STATUS

Charlie Atkins – Inform the Board of the County's financial status

PAYMENT OF INVOICES

Consideration of appropriations and accounts payable as listed on the additional agenda

5:15 CITIZENS TIME

NEW BUSINESS

Sally Morgan – Introduction of Businesses in Smyth County

Consideration of FY13-14 County Budget – May 14, 2013 public hearing

Consideration of deed modifications for Chilhowie Farmer’s Market – Michelle Clayton, County Attorney

Rich Valley Fair festival permit application – Michael Carter, County Administrator

Planning Commission Recommendations (pg. 55-59)

Recommendation on Charles Melvin Thweatt – Special Use Permit to develop “Mini-Warehouse” in the Industrial District: With no discussion, at approximately 7:30 p.m. Mrs. Harris made a motion to recommend the Board of Supervisor’s approve Mr. Thweatt’s application to allow him to develop “Mini-Warehouses” on his property addressed as 5735 and 5781 Atkins Tank Road, in Atkins, (Tax Map Nos. 48B-1-1, 48B-1-2, 48B-1-3, 48B-1-4, 48B-1-5, 48B-1-6, 48B-6-2, 48B-A-1, 48B-6-1 and 48B-A-4). Mr. Venable seconded the motion and the following vote was recorded.

Ayes:	6	Venable, Davidson, Wassum, Pugh, Harris and Frazier
Abstain:	1	Sparks

Recommendation on Randall and Carl Taylor – Special Use Permit (Accessory Building above 150ft² in size, without a main building): At approximately 7:30 p.m. Mr. Frazier turned the meeting back over to Mr. Sparks, Chairman. After more discussion, including the following: (1) Mr. Seymour’s acknowledgement that to date, there have been no problems with race cars at Mr. Taylor’s; (2) the fact that Mr. Taylor’s property is zoned the same as Mr. Seymour’s; and, (3) while there are deed restrictions on Mr. Seymour’s property, they are not applicable to Mr. Taylor’s. Ms. Harris made a motion to approve Mr. Taylor’s application with the following restriction: No motor vehicle shall be parked or stored outside of the garage on this lot unless the same shall be properly registered, inspected, and tagged for legal operation on the highways on the Commonwealth of Virginia. Mr. Davidson seconded the motion and the following vote was recorded.

Ayes:	7	Venable, Davidson, Wassum, Sparks, Pugh, Harris and Frazier
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6:30 Public Hearing – Smyth County/Chilhowie Enterprise Zone (Virginia Enterprise Zone #51) amendments

Notice of Public Hearing

The Smyth County Board of Supervisors, in accordance with section 15.2-1427 (F) of the Code of Virginia, will hold a public hearing on Tuesday, June 11, 2013 at 6:30 p.m., or soon thereafter, in the Board of Supervisors Meeting Room at the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia.

The purpose of the hearing is to receive comments on changes to the Smyth County/Chilhowie Enterprise Zone (Virginia Enterprise Zone #51). The changes, presented on September 11, 2012 at a public hearing, apply to County Code Article IX – Sections 23-278, 23-279 and 23-280, and relate primarily to the enterprise zone incentive eligibility requirements for the economic stimulus grant and the reduction of user fees on water/sewer and building permits.

The text of the proposed amendments is on file and can be viewed at the County Administrator's Office at 121 Bagley Circle, Marion, Virginia. Any questions regarding the proposed changes can be directed to Sally Morgan at 276-783-7000, Ext. 206 or smorgan@smythcounty.org.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in this hearing should contact Clegg Williams, Smyth County ADA Coordinator, at (276) 783-3298 ext. 227 at least forty eight (48) hours prior to the hearing.

Done by order of the Smyth County Board of Supervisors
Michael L. Carter, County Administrator

OLD BUSINESS

1. Collection of delinquent taxes. **(8-10-04)**
2. Referred to the Water and Sewer Counsel, proceed with legal documents to provide uncollectable names and accounts from the Water and Sewer Department to other water providers in the county. **(2-10-09)**
3. Nuisance complaint against a property owned by Joseph F. Ellis, Jr. – The Board voted to leave the matter on the Old Business agenda until the conclusion of a civil case is resolved. (*Civil case filed March 6, 2009*). At that time, the nuisance issue will be revisited. Mr. Patton Graham (Mr. Ellis' Attorney) will update the Board on the civil case as it progresses. **(4-14-09)**
4. Financial Discussion. **(2-9-10)**
5. Town of Marion's boundary line adjustment request **(10-25-11)**
6. Mega-Site Project **(11-17-11)**
7. Request for Designation of a Special Project Area by Virginia Outdoors Foundation **(2-12-13)**
8. Reaffirmation of Virginia Sovereignty **(3-12-13)**

Supervisor Comment Time

PLEASE NOTE UPCOMING MEETINGS:

Industrial Development Authority – Wednesday, June 19, 2013 – 3:30 p.m.

BOS/PC Joint Ordinance Committee Meeting – Tuesday, June 25, 2013 – 3:00 p.m.

CONTINUE MEETING