

A regular meeting of the Westmoreland County Planning Commission was held on June 7, 2010, in the A. T. Johnson Alumni Museum, located at 18849 Kings Highway in Montross, VA. Those members present were John Muenzen, Elwood Carey, Richard Moncure and John Felt. Robert Fink, Director, Planning & Zoning and Thomas Bondurant, Jr., County Attorney were also present.

CALL TO ORDER

Chairman Felt called the meeting to order at 1:33 p.m. The roll was called and a quorum was declared.

PRIOR MINUTES

Chairman Felt asked if everyone had received a copy of the May 2010 minutes. He then asked if there were any additions or corrections. Mr. Carey moved that the minutes be approved as submitted. Mr. Moncure seconded the motion; it carried with a unanimous vote.

COMMISSION'S CONCERNS

Chairman Felt questioned the advertising of an event on Mr. Iannarill property. Mr. Fink stated the event was under investigation to determine if Mr. Iannarilli was or was not in violation.

CASE # 1006-CBAE-03- REQUEST BY MARGUERITE & GEORGE VOLZ; EDWARD VOLZ, TRUSTEE, 11705 VALLEY ROAD, FAIRFAX, VA 22033 AND RAPHAEL PARKER & RHODERICK PARKER, 754 LEEDSTOWN ROAD, COLONIAL BEACH, VA - TO ALLOW THE BRIDGING AND CROSSING OF A PERENNIAL STREAM AND ITS RPA BUFFER WITH A PIVOT IRRIGATION SYSTEM FOR AGRICULTURAL PURPOSES AND TO ALLOW THE USE OF GRASSES ONLY AS THE VEGETATIVE COVER IN THE BUFFER AREA, ON PROPERTY DESCRIBED AS TAX MAP# 29-26 (1846 LEEDSTOWN ROAD), AND MORE SPECIFICALLY DESCRIBED AS "VOLZ FARM," WASHINGTON MAGISTERIAL DISTRICT.

Mr. Fink presented the case to the Commission. After discussion, Mr. Muenzen moved to approve Case # 1006-CBAE-03 with the amended conditions:

1. The proposed development shall conform to the Remediation Plan designed by Allison Baird & Sehl, P.C. and dated April 8, 2010, and the erosion and sediment control techniques in the design shall be incorporated in the construction of the stream crossings as submitted. Provided, however, that the vegetation used in the buffer shall follow the specific recommendation in the Mr. Brann's letter of April 22, 2010, rather than the more general planting information of the Remediation Plan. Provided that the buffer as established shall be maintained. Maintenance of the vegetation on the slope can be done by hand to allow clearance by the irrigation system.
2. Any changes made to the approved site plan or construction on site or failure to abide by these requirements or conditions will result in the immediate revocation of this approval.

3. The proposed development and farm operations shall conform with the approved Soil and Water Quality Conservation Plan, or any approved updated versions thereof.
4. This Exception to the Chesapeake Bay Act shall be granted approved for 365 days from the date of the Commission's determination. The owner is required to obtain all applicable permits within this time period. Should the owner fail to obtain these permits, this Chesapeake Bay Act Exception shall be ~~declared~~ null and void.
5. The buffer vegetation shall be fully established and the SWQCP implemented on or before May 19, 2011. Site development shall be completed within two years of approval of the exception.
6. No additional development will be permitted on the property except in compliance with the Zoning Ordinance.
7. The owner or his agent shall furnish to the Westmoreland County Land Use Administration certification by the Clerk of the Circuit Court of the Deed Book number and page number upon which the Chesapeake Bay Act Exception and all conditions have been recorded. The Deed Book number and page number must be placed on all copies of the CBAE approval prior installation of the stream crossings.
8. The CBAE shall become effective one day after the Westmoreland County Land Use office receives notification of recordation.

Mr. Carry seconded the motion, it carried with a 3 to 1 vote. Mr. Moncure voting "no".

CASE # 1006-MSE-01 - REQUEST BY WALTER B. TAYLOR III, KINSALE FOUNDATION CHAIRMAN, P.O. BOX 129, KINSALE, VA 22488 AND TOMMY LEWIS, COPLÉ VFD- TO CONSIDER A MAJOR SPECIAL EVENT FOR A FIREWORKS DISPLAY TO BE SHOWN ON JULY 3, 2010 (RAIN DATE, JULY 4, 2010) ON PROPERTY DESCRIBED AS TAX MAP # 56-37A AND ON THE KINSALE BRIDGE, RT. 608, AN AUDIENCE AREA. (193 KINSALE BRIDGE ROAD), COPLÉ MAGISTERIAL DISTRICT.

Mr. Fink presented the case to the Commission. After discussion, Mr. Carey moved to recommend approval of Case # 1006-MSE-01 to the Board of Supervisors with the amended conditions:

1. The special event shall conform to the plan shown on Exhibit A2 and A16.
2. Any changes made to the approved site plan or failure to abide by these requirements or the conditions of approval will result in the immediate revocation of this approval.
3. The sponsors will provide six trash cans and litter control during the event and litter cleanup after the event.
4. Signs are limited to three on-site signs: one advertising the event and two for ingress and egress control. (This is not intended to apply to signs for other activities occurring in the community nor for VDOT traffic control signs.)
5. The sponsors will provide fire and ambulance vehicles on each bank of the river so that response is not slowed while the bridge is closed.

6. Volunteer Fire District volunteers will direct marina and restaurant traffic onto the businesses, while directing visitors for the fireworks or other activities to the off-street parking and portable restrooms that will be provided.
7. The sponsors will maintain their liability insurance.
8. Approval of the bridge closure must be received prior to the event.
9. Fireworks must be handled and the vicinity of the fireworks firing must be controlled as stated in the fireworks permit application, as required by the Virginia Statewide Fire Prevention Code, and as conditioned in this approval. Only designated members of the Cople Volunteer Fire District may be in the vicinity of the launch site.

Mr. Muenzen seconded, the motion carried with a unanimous vote.

OTHER MATTERS:

ADJOURNMENT

There being no other business to come before the Board, Mr. Carey moved that they adjourn. Mr. Moncure seconded and the motion carried by unanimous vote with the meeting adjourning at 3:00 p.m.