

At a regular meeting of the Pulaski County Board of Supervisors held on Monday, June 27, 1994 at 7:00 p.m., at the Pulaski County Administration Building, Board Chambers, 143 Third Street, N.W., in the Town of Pulaski, Virginia, the following members were present: Jerry D. White, Chairman; Joseph L. Sheffey, Vice-Chairman; Dr. Bruce L. Fariss; Ira S. "Pete" Crawford; and Mason A. Vaughan, Sr.

1. Invocation

The invocation was given by Thomas J. McCarthy, Jr., County Attorney.

2. Additions to Agenda

3. Public Hearings:

- a. A request by James Mitchell for an amendment to the zoning map from Residential (R) to Residential (R2) to allow placement of a doublewide manufactured home on property identified on Pulaski County tax maps as parcel 47-17-3-7 located off Route 11, Lee Highway, and Route 1082, Oak Grove Avenue, in Oakwood Estates subdivision in the Ingles District.

The Chairman opened the public hearing on this matter. The following individuals spoke in opposition to the request by James Mitchell: Mr. Eugene Nuckols, Attorney for Appalachian Holiness Church Conference; Mr. David Bain, adjacent property owner; Mr. David Edwards, property owner in area; and Mr. Tommy Hall, also a property owner in the area. No further comments were received; therefore, the Chairman closed the public hearing.

On the motion of Mr. Sheffey, seconded by Mr. Crawford and carried, the Board of Supervisors denied the request of Mr. James Mitchell for an amendment to the zoning map from Residential (R) to Residential (R2) to allow placement of a doublewide manufactured home on property identified on Pulaski County tax maps as parcel 47-17-3-7 located off Route 11, Lee Highway, and Route 1082, Oak Grove Avenue, in Oakwood Estates Subdivision in the Ingles District, per the recommendation of the Planning Commission.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan and Mr. Sheffey.

Voting no: none.

- b. A request by Pulaski County Humane Society for a Conditional Use Permit to allow a commercial assembly hall at the former Holdren's Appliance store on property identified on Pulaski County tax maps as parcel 38-9-3 zoned Commercial (CM1) located off Route 114, Peppers Ferry Boulevard, in the Cloyd District.

The Chairman opened the public hearing on this matter. No public comments were received; therefore, the public hearing was closed.

On the motion of Mr. Crawford, seconded by Mr. Sheffey and carried, the Board approved the request by the Pulaski County Humane Society for a Conditional Use Permit to allow a commercial assembly hall at the former Holdren's Appliance store on property identified on Pulaski County tax maps as parcel 38-9-3 zoned Commercial (CM1) located off Route 114, Peppers Ferry Boulevard, in the Cloyd District.

Voting yes: Mr. Crawford, Mr. White, Mr. Vaughan, Mr. Sheffey.

Voting no: Dr. Fariss.

On the motion of Mr. Sheffey, seconded by Mr. Vaughan and carried, the Board of Supervisors in granting the above request is with the understanding the yard sales approval is to be reviewed annually by the Board of Supervisors.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan, and Mr. Sheffey.

Voting no: none.

- c. A request by Doris Williams for an amendment to the zoning map from Residential (R2) to Conditional Commercial (CM1) to operate Williams Marina Catering on property identified on Pulaski County tax maps as parcels 67-19-2,3,4 located off Route 661, Dunkard Road, and Barton Drive in Dunkard's Bottom-Lakeshore Subdivision in the Ingles District.

The Chairman opened the public hearing on this matter for public comments. No comments were received; therefore, the public hearing was closed.

On the motion of Dr. Fariss, seconded by Mr. Vaughan and carried, the Board of Supervisors approved the request by Doris Williams for an amendment to the zoning map from Residential (R2) to Conditional Commercial (CM1) to operate Williams Marina Catering on property identified on Pulaski County tax maps as parcels 67-19-2,3,4 located off Route 661, Dunkard's Bottom-Lakeshore Subdivision in the Ingles District.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan, and Mr. Sheffey.

Voting no: none.

- d. A request by James Hopkins for an amendment to the zoning map from Residential (R1) to Residential (R2) to allow placement of a manufactured home as an additional residence on property identified on Pulaski County tax maps as parcel 12-1-131 located off Route 606, Parrott Mountain Road, and Route 687, Church Hill Lane, in the Cloyd District.

The Chairman opened the public hearing on this request for public comments. No comments were received; therefore, the public hearing was closed.

On the motion of Mr. Sheffey, seconded by Dr. Fariss and carried, the Board of Supervisors approved the request by James Hopkins for an amendment to the zoning map from Residential (R1) to Residential (R2) to allow placement of a manufactured home as an additional residence on property identified on Pulaski County tax maps as parcel 12-1-131 located off Route 606, Parrott Mountain Road, and Route 687, Church Hill Lane, in the Cloyd District.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan, Mr. Sheffey.

Voting no: none.

- e. A request by John Turner for an amendment to the zoning map from Residential (R3) to Residential (R2) to allow placement of two manufactured homes on property identified on Pulaski County tax maps as parcel 39-1-93 located off Route 622, Dudley Ferry Road, in the Fairlawn area of the Cloyd District.

The Chairman opened the public hearing on this request for public comments. No public comments were received; therefore, the public hearing was closed.

On the motion of Dr. Fariss, seconded by Mr. Sheffey and carried, the Board of Supervisors approved the request of John Turner for an amendment to the zoning map from Residential (R3) to Residential (R2) to allow placement of two manufactured homes on property identified on Pulaski

County tax maps as parcel 39-1-93 located off Route 622, Dudley Ferry Road, in the Fairlawn area of the Cloyd District.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan, and Mr. Sheffey.

Voting no: none.

- f. A request by Wanda Caldwell for an amendment to the zoning map from Residential (R3) to Conditional Residential (R2) to allow placement of a doublewide manufactured home on property located off Route 622, Dudley Ferry Road, and Route 604, Annie Akers Road, in the Fairlawn area of the Cloyd District.

The Chairman opened the public hearing on this request for public comments. Ms. Wanda Caldwell appeared before the Board and requested her request be approved. She advised the manufactured home would be a permanent dwelling and the area would be landscaped.

No further comments were received; therefore, the public hearing was closed.

On the motion of Mr. Sheffey, seconded by Dr. Fariss and carried, the Board of Supervisors approved the request of Wanda Caldwell for an amendment to the zoning map from Residential (R3) to Conditional Residential (R2) to allow placement of a doublewide manufactured home on property located off Route 622, Dudley Ferry road, and Route 604, Annie Akers Road, in the Fairlawn area of the Cloyd District.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan, Mr. Sheffey.

Voting no: none.

- g. A request by Draper Mountain LTD for a Conditional Use Permit to allow a mobile home park on a portion of property identified on Pulaski County tax records as parcel 97-1-32B zoned Agricultural (A1) located off Route 11, Lee Highway; Route 770, Milstead Place; and Rt. F044, Honaker Road, at the Hillsville Exit of Interstate 81 in the Draper District.

The County Administrator advised a letter had been received from Mr. John Beahm opposing this request. The Chairman opened the public hearing on this matter for public comments. No public comments were received; therefore, the public hearing was closed.

On the motion of Mr. Crawford, seconded by Dr. Fariss and carried, the Board of Supervisors denied the request of Draper Mountain LTD for a Conditional Use Permit to allow a mobile home park on a portion of the property identified on Pulaski County tax records as parcel 97-1-32B zoned Agricultural (A1) located off Route 11, Lee Highway; Route 770, Milstead Place; and Route F044, Honaker Road, at the Hillsville exit of Interstate 81 in the Draper District, per the recommendation of the Planning Commission.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan, Mr. Sheffey.

Voting no: none.

- h. A request by Willie W. Taylor for an amendment to the zoning map from Agricultural (A1) to Conditional Commercial (CM1) for an amusement park and a Conditional Use Permit to operate an amusement park on property identified on Pulaski County tax records as parcels 73-1-21, 21B located off Route 699, McFall Hollow Road, in the Draper District.

The Chairman opened the public hearing on this matter for public comments. Mr. Charles Hare, son-in-law of Willie Taylor, appeared before the Board of Supervisors and explained the details of the proposed development for an amusement park. Mr. Harold asked the Board to approve the request of Willie Taylor. Mr. Dennis Jackson, Mr. Ralph Hancock, Dr. R.B. Holliman and Charlie Keag appeared before the Board and expressed opposition to this request. No further comments were received; therefore, the public hearing was closed.

On the motion of Dr. Fariss, seconded by Mr. Sheffey and carried, the Board of Supervisors denied the request of Willie W. Taylor for an amendment to the zoning map from Agricultural (A1) to Conditional Commercial (CM1) for an amusement park and Conditional Use Permit to operate an amusement park on property identified on Pulaski County tax records as parcels 73-1-21, 21B, located off Route 699, McFall Hollow Road, in the Draper District.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,  
Mr. Sheffey.

Voting no: none.

#### 4. Highway Matters:

Assistant Virginia Department of Transportation Resident Engineer John Thompson met with the Board on the following:

##### a. Follow-up from previous Board meetings:

##### 1. Request for Speed Limit Study on Route 812, Pepperell Way

Mr. Thompson advised the study had been completed on Route 812 and the speed limit would be posed at 35 mph.

##### 2. Request for Speed Limit Study on Route 636, Black Hollow Road

The Chairman indicated the board's reluctance to request a speed limit study at the request of one individual. It was suggested the other residents possibly be polled to determine interest of other residents.

##### 3. Route 672, Lowman's Ferry Road, Speed Study Request

Mr. Crawford made a motion to request VDOT to conduct a speed limit study on Route 672, Lowman's Ferry Road in the vicinity of the Lowman's Ferry Bridge to the Shiloh area. Motion was seconded by Mr. Sheffey. The following vote was recorded.

Voting yes: Mr. Crawford, Mr. Sheffey.

Voting no: Dr. Fariss, Mr. White, Mr. Vaughan.

On the motion of Mr. Crawford, seconded by Dr. Fariss, and carried, the Board of Supervisors requested VDOT to conduct a formal speed study from Route 100, Possum Hollow Road, to Route 693, Lead Mines and Julia Simpkins Road.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan,  
Mr. Sheffey.

Voting no: none.

##### b. Recommendation to Delete Sherwood Forest as a Rural Addition

Mr. Morgan advised the recommendation was made based on the lack of available right of way.

On the motion of Dr. Fariss, seconded by Mr. Vaughan and carried, the Board of Supervisors approved the recommendation of staff to delete Sherwood Forest as a rural addition.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan, Mr. Sheffey.

Voting no: none.

c. Notice of Construction Funding from Highway Commissioner Gehr

Mr. Thompson reported an increase in construction funding of about \$50,000 is projected for FY-95.

d. Volvo GM Road Expansion Improvements

On the motion of Mr. Crawford, seconded by Mr. Sheffey and carried, the Board of Supervisors adopted the following resolution regarding the Volvo-GM road expansion improvements:

RESOLUTION

WHEREAS, the Board of Supervisors of Pulaski County, Virginia, in their efforts to promote industry and induce Volvo GM Heavy Truck Corporation to maintain and expand their manufacturing operations in Pulaski County, Virginia, which will greatly contribute to the public good and welfare of the citizens of Pulaski County, has, with its staff, studied the access roads to the Volvo GM Heavy Truck Corporation and possible alternative routes which could be used to improve such access; and

WHEREAS, after careful consideration of all factors involved, it is the opinion of the Board of Supervisors of Pulaski County, Virginia, that the best plan for improving road access to the Volvo GM Heavy Truck Corporation manufacturing plant, is to utilize and expand the existing highway system as currently located; and

WHEREAS, the Board of Supervisors of Pulaski County, Virginia, believes that any relocation of the entrance roadways from existing locations to alternate locations would be costly and inefficient;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Pulaski County, Virginia, in open session at its regularly scheduled meeting on Monday, June 27, 1994, that it does strongly endorse improvement of the access highway system to the Volvo GM Heavy Truck Corporation manufacturing plant along existing access roadways and right-of-way without relocation of any portion of said access highway system.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan, Mr. Sheffey.

Voting no: none.

e. Appointment of Road Viewers and Schedule of Road Viewers

The Board requested staff to prepare a list of potential roads to be viewed and present the list at the next Board of Supervisors meeting with the Road Viewers to be selected after a review of the list by the Board.

f. Other Matters

Mr. Sheffey inquired as to the schedule for repairing potholes. Mr.

Thompson advised VDOT is presently working on potholes in the county.

5. Citizen Comments

Mr. James McClanahan of Route 1118, Forest Square Road, appeared before the Board and inquired as to when his road would be named. He advised he had called and could get no response. Staff was requested to respond to Mr. McClanahan's comments by June 28, 1994.

6. Treasurer's Report

Treasurer Rose Marie Tickle met with the Board and presented the monthly trial balance report. The Board accepted the reports as presented by the Treasurer.

7. Veteran's Memorial Plan and Budget

Colonel Dallas Cox appeared before the Board of Supervisors and presented drawings of the proposed Veteran's Memorial planned for the lawn of the Old Courthouse. Colonel Cox answered questions from Board members regarding the eternal flame, possible problems getting into the Courthouse, and the possibility of vandalism to the eternal flame.

On the motion of Dr. Fariss, seconded by Mr. Sheffey and carried, the Board of Supervisors approved the Courthouses Committee recommendation for the construction of the Veteran's Memorial at an estimated budget of \$103,561.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan, Mr. Sheffey.  
Voting no: none.

8. Report on Assessment or Removal of Lighthouse Bridge Boathouses

Maynard Sayers, Commissioner of the Revenue, reported the Sheriff had obtained the names and addresses of all 18 boathouse owners. He further reported tax assessment would begin in 1994. Chairman White expressed appreciation to the Sheriff in obtaining the names of boathouse owners. The Board also requested a report on this matter be given periodically to the Board of Supervisors.

9. Reports from the County Administrator and Staff

a. Appointments

Appointments were deferred until following an executive session.

b. Property Owner Responsibility for Junk Car Compliance

Mr. McCarthy, County Attorney, reported he had prepared a draft ordinance for the board's review and consideration for a public hearing. The draft ordinance would add abandoned vehicles on private and public property to those requiring a license and those parked on public right-of-way to those that can be removed. The Board requested this matter be placed on the July agenda for scheduling of a public hearing.

c. Circuit Court Clerk Use of Supreme Court Computer System

Dr. Fariss expressed concerns regarding prior expenditures of county to automate the Clerk's records.

On the motion of Dr. Fariss, seconded by Mr. Crawford and carried, the Board of Supervisors denied the request of Circuit Court Clerk for an

additional \$4,800.00 for use of the Supreme Court computer system, and requested a recommendation on this matter and its relation to the overall county data processing operations be presented by the Data Processing Committee to the Board of Supervisors.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan, Mr. Sheffey.

Voting no: none.

d. Circuit Court Staff Funding

The County Administrator, reported Giles County had agreed to increase funding for the Circuit Court Secretary position to \$10,000 per year.

e. Regional Jail Resolution

On the motion of Mr. Vaughan, seconded by Mr. Sheffey and carried, the Board of Supervisors adopted the following resolution regarding funding for a regional jail:

RESOLUTION OF  
BOARD OF SUPERVISORS, PULASKI COUNTY, VIRGINIA

BACKGROUND

1. The New River Regional Jail Advisory Board has heretofore been appointed by the respective participating governmental jurisdictions to explore usefulness and feasibility of a regional jail to serve several jurisdictions, and to make recommendations related to the regional jail concept to the respective governing bodies.
2. The current participants in the New River Regional Jail Advisory Board (the "Board"), are Pulaski County, Giles County, Floyd County, Grayson County and the City of Radford, although other jurisdictions may apply for membership or apply to rejoin the same, to which the Board and the governmental jurisdictions would be receptive on terms and conditions mutually agreeable between the parties.
3. A draft of a "New River Valley Regional Jail Authority Agreement" has been prepared and submitted to the respective participants, and there is general agreement the regional jail, and its organizational structure and concept, as embodied therein, is reasonable and one which the participants desire to implement, provided adequate financing is available through the Commonwealth of Virginia and elsewhere.
4. Uncertainty has developed as to the formula for and the manner and method of funding by the Commonwealth of Virginia for its share of the capital costs of the Regional Jail Project, in addition to which there is currently underway a legislative study of jail financing through the Virginia General Assembly Joint Subcommittee on jail operational funding and cost effectiveness.
5. While the governing bodies of the jurisdictions currently providing membership on the Board are generally supportive of the organizational structure, the Regional Jail concept, and the other provisions of the draft of the New River Valley Regional Jail Authority Agreement (hereinafter "the Regional Jail Authority Agreement"), prudence requires that formal action of the respective governmental jurisdictions to approve and/or authorize the creation of such an

authority, and to authorize and be bound by the execution and delivery of the Regional Jail Authority Agreement, be deferred until the adjournment of the 1995 Regular Session of the General Assembly of Virginia in order that the Board can seek funding and approval of the project by the General Assembly, and be made aware of the funding pattern to be followed by the Commonwealth of Virginia.

6. To preserve the eligibility of the proposed authority for State and Federal funding, and/or other financing, the Board has requested that the respective participating jurisdictions authorize it to continue the work for which it was created, particularly as hereinafter identified, to meet various deadlines and to otherwise undertake the steps required to further the development of the regional jail concept.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pulaski County, Virginia, subject to the provisions set forth in the "Recitals" to this Resolution, and subject to the concurrence or agreement of all participating jurisdictions with the ultimate cost of the Regional Jail Project, that the New River Regional Jail Advisory Board is hereby authorized to proceed with the following, i.e.:

- A. To make application to the Farmer's Home Administration for a grant or financing for the local governments share of anticipated Project costs, subject to acceptance and approval by the Regional Jail Authority.
- B. To authorize, prepare and circulate as necessary a financial plan and addendum to the previously authorized Planning Study.
- C. To submit plans for the Regional Jail Project to the Virginia Department of Corrections, and to provide all other appropriate documentation for the Project, and to have agents or representatives to appear before and make presentations to the appropriate officer and/or officers of the Virginia Board of Corrections.
- D. To proceed with site identification and evaluation as a basis for its recommendations for locating the Regional Jail Project, which recommendation is anticipated to be for a site in Pulaski County, Virginia, within a road distance of five miles of Route 100 and U.S. Interstate Route 81.
- E. To recognize Carter Kaplan & Company and Wheat First Butcher Singer (jointly the "underwriter") as underwriter and financial advisor to the New River Regional Jail Advisory Board to develop data and formulate and submit for consideration a financing plan for the Project.
- F. To take such further or other actions, engage in such other activities, and otherwise to do, perform and accomplish such other tasks as are necessary or appropriate to achieve the foregoing and continuing the planning therefore.

BE IT FURTHER RESOLVED that nothing in this Resolution shall be deemed to bind this Board to execute the Regional Jail Authority Agreement or to join a Regional Jail Authority, and the right to decline membership in the New River Valley Regional Jail Authority is hereby reserved.

Dr. Fariss requested the Board be provided with available information

on cost of construction, operation, and financing for the proposed regional jail.

f. VACO Legislative Contact

Chairman Jerry White agreed to serve as VACO Legislative contact.

10. Items of Consent

On the motion of Mr. Vaughan, seconded by Mr. Crawford and carried, the Board of Supervisors approved the following items of consent unless otherwise noted.

Voting yes: Dr. Fariss, Mr. Crawford, Mr. White, Mr. Vaughan, Mr. Sheffey.  
Voting no: none.

a. Minutes of May 23, 1994

The Board approved the minutes of May 23, 1994 as presented.