

## ACCOMACK COUNTY PLANNING COMMISSION MINUTES OF OCTOBER 14, 2015

At a meeting of the Accomack County Planning Commission held on the 14<sup>th</sup> day of October 2015, in the Accomack County Administration Building Board Chambers, Room #104, in Accomac, Virginia.

### 1. CALL TO ORDER

#### A. MEMBERS PRESENT AND ABSENT

##### **Planning Commission Members Present:**

Mr. David Lumgair, Jr., Chairman  
Mr. Spyridon Papadopoulos, Vice-Chairman  
Mr. Leander Roberts, Jr.  
Mr. C. Robert Hickman  
Mr. Lynn Gayle  
Mr. Stephen Corazza  
Mr. Brantley Onley  
Mr. Roy Custis  
Mrs. Angela Wingfield

##### **Planning Commission Members Absent:**

None

##### **Others Present:**

Mr. Rich Morrison, Director of Planning and Community Development  
Ms. Kristen Tremblay, Assistant Planner  
Mrs. Hollis Parks, Administrative Assistant

#### B. DETERMINATION OF A QUORUM

There being a quorum, Chairman Lumgair called the meeting to order at 7:00 p.m.

### 2. ADOPTION OF AGENDA

**On a motion made by Mr. Hickman and seconded by Mr. Corazza, the Planning Commission voted to adopt the agenda.**

### 3. PUBLIC COMMENT PERIOD (not a public hearing)

Chairman Lumgair opened the floor for the public comment period and the following persons signed up to speak:

#### ▪ **Jay Ford**

Mr. Jay Ford – Executive Director of Virginia Eastern Shorekeeper – signed up to speak to the Planning Commission concerning the poultry ordinance review. Mr. Ford thanked the Planning Commission and staff for work done on the ordinance to-date. He did however note that he had concerns with the fact that the public health issue was not being addressed at the same time as setbacks, landscaping, and other issues

## ACCOMACK COUNTY PLANNING COMMISSION MINUTES OF OCTOBER 14, 2015

and requested that the Planning Commission consider discussing and recommending changes to benefit the public health concerns with the present recommendations.

### 4. MINUTES

#### A. September 9, 2015

**On a motion made by Mr. Onley and seconded by Mr. Corazza, the Planning Commission voted to approve the minutes of the September 9, 2015 regular meeting.**

#### B. September 23, 2015

**On a motion made by Mr. Papadopoulos and seconded by Mr. Gayle, the Planning Commission voted to approve the minutes of the September 23, 2015 work session.**

### 5. OLD BUSINESS [PART I]

#### A. Poultry Ordinance Review

Mr. Morrison briefly updated the Planning Commission on the recent Poultry Ordinance revisions, as discussed at the September 23, 2015 work session, and asked if the Commission had any interest in discussing a minimum size requirement for buffers. He stated that he was hopeful that the Planning Commission would be ready to schedule a public hearing on the matter following its discussion.

The Planning Commission first wanted to discuss Mr. Ford's concern regarding public health concerns spoke about during the public comment period. After a very brief discussion, the Commission agreed that it would address the public health concerns at a later date when more time was available to research and discuss it.

Ms. Tremblay spoke briefly of the changes made to the ordinance since the work session and noted that a revised draft was placed on the dais prior to the Planning Commission meeting for review.

The Planning Commission's discussion of the revised draft commenced and the following concerns were noted and/or changes made:

1. Page 1, Improved Subdivision definition: Where the definition states "and/or," remove the "and" so that the definition states: "... final plat approval from the County or consists of ten (10) or more lots..."
2. Page 2, Poultry Grower definition: Re-word the definition to clarify that the person who signs the permit or record is the person responsible.

*– TO BE CONTINUED FOLLOWING THE PUBLIC HEARING –*

## ACCOMACK COUNTY PLANNING COMMISSION MINUTES OF OCTOBER 14, 2015

### 6. 7:30 P.M. PUBLIC HEARING

#### A. **Joint Land Use Study Comprehensive Plan Amendments (Round One)**

Chairman Lumgair opened the public hearing to afford interested persons the opportunity to speak or to present written comments regarding Round One of the Joint Land Use Study Comprehensive Plan Amendments; no one signed up or requested to speak.

Chairman Lumgair closed the public hearing and stated that the matter would be discussed further after the Poultry Ordinance Discussion concluded.

### 7. OLD BUSINESS [PART II]

#### A. **Poultry Ordinance Review (continued)**

The Planning Commission re-opened the discussion regarding changes to make to the draft ordinance. Mr. Morrison noted two additional handouts on the dais; one handout regarding vegetative buffer recommendations and also, a letter from Ms. Eileen Kirkwood regarding ordinance suggestions. A copy of all handouts may be obtained from the Planning and Community Development Department. The list from above continues below:

3. Page 3, Setbacks, Item F: Change “For poultry houses” in two instances to “For Confined Poultry Operations (CPO).”
4. Page 3, Setbacks, Item F: Change the setback requirement from five hundred (500) feet to six hundred (600) feet in two instances.
5. Page 3, Setbacks: Add an additional item, either “g” or “f-1,” for unimproved subdivisions with a 400-foot setback.
6. Page 4, Landscaping: Add a requirement that three (3) rows of vegetative buffer are required at the tunnel end of all poultry houses.
7. Create a definition for “unimproved subdivision” and incorporate language that states preliminary plats must be approved prior to the effective date of the ordinance.

Staff committed to making the suggested changes and bringing a revised draft back to the Planning Commission at its next meeting.

**On a motion made by Mr. Hickman and seconded by Mr. Corazza, the Planning Commission voted to schedule a public hearing on the Poultry Ordinance for its November 4, 2015 meeting.**

#### B. **Joint Land Use Study Implementation Plan (Round Two)**

The Planning Commission began a brief discussion on the implementation plan included in the packet. It decided to send the plan to the Board of Supervisors.

**ACCOMACK COUNTY PLANNING COMMISSION MINUTES OF OCTOBER 14, 2015**

**On a motion made by Mr. Corazza and seconded by Mr. Gayle, the Planning Commission voted to send the Joint Land Use Study Implementation Plan prepared by staff to the Board of Supervisors.**

**8. NEW BUSINESS**

No new business to conduct at this time.

**9. OTHER MATTERS**

**A. Staffing Report**

Mr. Morrison informed the Planning Commission that Hollis Parks, the Administrative Assistant for the department, has accepted a position with LJT & Associates at Wallops and this will be her last meeting.

The Planning Commission congratulated Ms. Parks and thanked her for her work.

**B. Poultry Litter Health Concern**

The Planning Commission requested that staff invite Dr. Matson from the Health Department or his designee to attend a future meeting to discuss public health.

**10. NEXT MEETING**

There is no Planning Commission work session scheduled for October. The next regular Planning Commission meeting is scheduled for Wednesday, November 4, 2015 at 7:00 p.m. in the Accomack County Board Chambers, Room 104, in Accomac.

**11. ADJOURNMENT**

**On a motion made by Mr. Papadopoulos, the Planning Commission voted to adjourn the meeting.**

The meeting was adjourned at 9:05 p.m.

---

David Lumgair, Jr., Chairman

---

Hollis Parks, Administrative Assistant