

# Spotsylvania County Planning Commission

---

---

Holbert Building Board Room, 9104 Courthouse Road, Spotsylvania VA 22553

**MINUTES:** March 6, 2019

**Call to Order:** Ms. Carter called the meeting to order at 7:00 p.m.

**Members Present:**

Richard Thompson	Courtland
Howard Smith	Livingston
Jennifer Maddox	Berkeley
Michael Medina	Salem
Mary Lee Carter	Lee Hill
C. Travis Bullock	Battlefield

**Members Absent:** Gregg Newhouse Chancellor

**Staff Present:** Paulette Mann, Planning Commission Secretary  
Wanda Parrish, AICP, Director of Planning  
Alexandra Spaulding, Senior Assistant County Attorney

---

---

## Organization of the Commission

### Election of Officers

#### Chairman of the Commission

On a motion by Ms. Carter and passed 6-0, the Commission voted to re-elect Gregg Newhouse as Chairman.

#### VOTE:

Ayes: 6 Mr. Medina, Mr. Smith, Mr. Thompson, Mr. Bullock, Ms. Maddox, and Ms. Carter  
Nays: 0  
Absent: 1 Mr. Newhouse  
Abstain: 0

#### Vice-Chairman of the Commission

On a motion by Mr. Bullock and passed 6-0, the Commission voted to re-elect Mary Lee Carter as Vice-Chairman.

#### VOTE:

Ayes: 6 Mr. Medina, Mr. Smith, Mr. Thompson, Mr. Bullock, Ms. Maddox, and Ms. Carter  
Nays: 0

Absent:1 Mr. Newhouse  
 Abstain: 0

**Adoption of 2019 Meeting Schedule**

On a motion by Mr. Smith and passed 6-0, the Commission voted to adopt the following 2019 meeting schedule:

2019 Month	Meeting Dates
February	6 and 20
March	6 and 20
April	3 and 17
May	1 and 15
June	5 and 19
July	17
August	7 and 21
September	4 and 18
October	2 and 16
November	6 and 20
December	4 and 18
<b>2020 Month</b>	
January	15
February	5

**VOTE:**

Ayes: 6 Mr. Medina, Mr. Smith, Mr. Thompson, Mr. Bullock, Ms. Maddox, and Ms. Carter  
 Nays: 0  
 Absent: 1 Mr. Newhouse  
 Abstain: 0

**Announcements:** None

**Review & Approval of minutes:**

**Motion and vote:** Mr. Thompson made a motion, seconded by Mr. Smith to approve the minutes of January 16, 2019. The motion passed 6-0.

**Unfinished Business:**

**Substantially in Accord Transmittal to Board of Supervisors**

**sPower Sites A, B, & C Substantially in Accord with the Comprehensive Plan Finding**

Ms. Parrish explained that the Code of Virginia requires that the Planning Commission communicate its findings to the governing body, indicating its approval or disapproval with written reasons therefor. The draft letter included in your packets is proposed to be the form of that communication.

Staff recommends that the Planning Commission authorize Ms. Carter, Vice-Chairperson, to sign in absence of Mr. Newhouse, Chairman, to sign the letter to the Board of Supervisors that conveys the Commission's findings and reasons for those findings in the Substantially in Accord review for the three sPower sites.

On a motion by Ms. Maddox and passed 5-1, the Commission voted to forward the draft letter signed by the Chairman to the Board of Supervisors

**VOTE:**

Ayes: 5        Mr. Medina, Mr. Bullock, Ms. Maddox, Mr. Smith and Ms. Carter  
 Nays: 1        Mr. Thompson  
 Absent: 1      Mr. Newhouse  
 Abstain: 0

**Closed Meeting**

At a meeting of the Spotsylvania County Planning Commission held on March 6, 2019. on a motion by Mr. Smith, seconded by Mr. Thompson and passed 6-0, the Commission adopted the following resolution:

**To Adjourn into Closed Session**

WHEREAS, the Spotsylvania County Planning Commission desires to adjourn into Closed Session for consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel, specifically relating to Planning Commission policies and procedures; and

WHEREAS, pursuant to Va. Code §2.2-3711(A)(7) (1950, as amended), such discussions may occur in Closed Session.

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Planning Commissioners do hereby authorize discussion of the aforesated matters.

At a meeting of the Spotsylvania County Planning Commission held on March 6, 2019, on a motion by Mr. Thompson, seconded by Mr. Smith and passed 6-0, the Commission adopted the following resolution:

**Return to Open Meeting**

WHEREAS, the Spotsylvania County Planning Commission has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Va. Code §2.2-3712(D) (1950, as amended), requires a certification by this Commission that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Planning Commission hereby returns to open meeting and certifies, by roll call vote, that to the best of each member’s knowledge only public business matters lawfully exempted from the open meeting requirements of the Freedom of Information Act and identified in the motion to go into Closed Meeting were heard, discussed or considered in the Closed Meeting.

**New Business:**

Mr. Medina questioned that in light of the proposed new proffer laws, would that mean that cases would potentially have to be reviewed using three different proffer laws.

Ms. Parrish stated that yes, that is correct. She mentioned that we have one case that was submitted prior to July 1, 2016 called Towns at Point Seanna and would fall under the old proffer law.

**Public Comment:** None

**Adjournment:**

**Motion and vote:** Mr. Thompson made a motion, seconded by Mr. Smith to adjourn. The motion passed 6-0.

The meeting adjourned at approximately 8:00 p.m.

— *Paulette Mann* \_\_\_\_\_  
 Paulette L. Mann

\_\_\_ April 3, 2019 \_\_\_\_\_  
 Date