

May 14, 2024

County of Greene, Virginia

THE GREENE COUNTY BOARD OF SUPERVISORS MET ON TUESDAY, MAY 14, 2024, BEGINNING AT 5:30 P.M. IN PERSON IN THE COUNTY ADMINISTRATION BUILDING MEETING ROOM

Present were: Marie Durrer, Chair
Davis Lamb, Vice Chair
Steve Catalano, Member
Tim Goolsby, Member
Francis McGuigan, Member

Staff present: Cathy Schafrik, County Administrator
Jim Frydl, Director of Planning & Zoning
Kim Morris, Deputy Clerk
Kelley Kemp, County Attorney
Dan Chipman, Director of Finance
Melissa Meador, Director of Emergency Services
Terry Beigie, Grant Writer

RE: CLOSED MEETING

Ms. Kemp read the proposed resolution for Closed Meeting.

WHEREAS, the Board of Supervisors of Greene County desires to discuss in Closed Meeting the following matter(s):

- Discussion, consideration, or interviews of prospective candidates for employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body concerning the County Administrator.
- Consultation with legal counsel employed or retained by the public body and briefings by staff members pertaining to actual or probable legal litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body, regarding specific legal matters, namely, an appeal to the BZA.

WHEREAS, pursuant to: §2.2-3711(A)(1) and (A)(7) of the Code of Virginia, such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Greene County does hereby authorize discussion of the aforesated matters in Closed Meeting.

Upon motion by Davis Lamb, second by Tim Goolsby and unanimous roll call vote, the Board entered into Closed Meeting.

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

RE: OPEN MEETING

Upon motion by Steve Catalano, second by Davis Lamb and unanimous roll call vote, the Board returned to open meeting.

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

By unanimous roll call vote, members certified that only public business matters lawfully exempted from the open meeting requirement and only such matters as identified by the motion to enter into closed meeting were discussed.

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

RE: PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE

The Chair opened the meeting with the Pledge of Allegiance followed by a moment of silence.

RE: ADOPTION OF AGENDA

Upon motion by Steve Catalano, second by Tim Goolsby and unanimous roll call vote, the agenda was adopted.

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

RE: MATTERS FROM THE PUBLIC

Ms. CJ Jordan said that we now have a budget. She thanked government officials for their support in obtaining funding. See also thanked the "Greene County Gatekeepers" for making phone calls and sending letters to advocate for the county's needs.

Mr. Bill Zutt was given an extra 3 minutes to speak from Ms. Diane Zutt. He read an email that he sent to the Board outlining concerns about a zoning certification letter issued to the property owner in March. The letter allowed for unlimited wedding and celebratory events of up to 400 people each, with amplified outdoor music. Bill Zutt argued that the existence of the letter was not revealed until an April Planning Commission meeting. He and Victor Rosenberg attempted to file an appeal on May 10th but were denied by the zoning administrator. Bill Zutt argued that due process was not followed. He also argued that a homeowner seeking a small variance would have to go through a more public process than what the property owner went through to get approval for the large winery events. Finally, he quoted language from the Albemarle County land use handbook about the BZA's role in hearing appeals and said that it is not staff's role to reject or dismiss an appeal or refuse the process.

Mr. Victor Rosenberg spoke in support of the appeal that he and Bill Zutt had attempted to file regarding the zoning certification for the Beard Mountain Vineyards property. He said that when they tried to file the appeal on May 10th, the Deputy Director of Zoning refused to accept the appeal paperwork and fee, claiming it was not filed within 30 days of the zoning certification decision. Rosenberg said he was prevented from entering the county building and advised the appeal was being rejected. When they explained the zoning certification letter's existence was not known until recently, the appeal was still not accepted. Rosenberg requested that the Board of Supervisors direct the zoning administrator to withdraw the denial letter from May 13th and issue a letter accepting the appeal that was filed on May 10th, to follow the proper appeal process outlined in the zoning ordinance.

Mr. Patrick Willenborg Patrick Willenborg spoke about concerns with traffic on Beasley Road. He noted that since 2014, six lodging/tourist facility units have been approved on the road, increasing traffic. However, alternate routes like Route 33 have lower speed limits and more enforcement, turning Beasley Road into an unenforceable high-speed bypass. In 2021 and 2022, the county and VDOT were notified of rising traffic, speeding, and accidents on Beasley Road related to school traffic and commercial vehicles avoiding Route 33. VDOT conducted a speed study in July 2022 when schools were out and increased the speed limit to 40 mph. Willenborg

requested the county ask VDOT to lower the speed limit and add traffic calming signs on Beasley Road, given increased development and traffic in the area.

Mr. Ken Copeland spoke in support of the appeal that he and other property owners had attempted to file regarding the zoning certification for the Beard Mountain Vineyards property. He argued that the zoning certification decision was not made available to the public. He and his wife only obtained a copy of the certification letter on April 22nd after specifically requesting it from staff. Copeland also noted that in a March 27th letter to adjoining property owners, the zoning certification was not mentioned or was there time allowed for public comment. The certification also was not included in the online materials for the April 17th Planning Commission meeting. Copeland requested the board overrule staff's decision and send the appeal to the BZA for proper process to be followed.

Mr. Scott Mingledorff spoke in support of the appeal that several county residents had attempted to file regarding the zoning certification for the Beard Mountain Vineyards property. He argued that the authority for oversight should be with the BZA, not the zoning administrator since the zoning administrator's decision was being challenged in the appeal. Mingledorff cited sections of the county code that state appeals shall be submitted to the BZA care of the zoning administrator. He requested the Board of Supervisors direct the zoning administrator to transmit the appeal to the BZA as required by the county code, so that the specified appeal process could be followed. Mingledorff also questioned if a list of zoning certification letters had ever been made public.

Ms. Gwen Baker, via Zoom, asked when the Board members pictures will be put on the website. Ms. Durrer said that the pictures were taken this evening and will be posted as soon as possible.

RE: OLDER AMERICAN MONTH PROCLAMATION

Ms. Durrer read a proclamation of the Board of Supervisors declaring May as Older Americans Month and thanked Ms. Marta Keane for all that she does for Greene's older residents. Ms. Keane shared some of the most recent events that our residents were part of and thanked the Board for their support.

Upon motion by Davis Lamb, second by Steve Catalano and unanimous roll call vote, the Board adopted the proclamation as presented. (See Attachment "A")

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

RE: PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE ZONING ORDINANCE ARTICLE 16-19 TEMPORARY EVENTS

Mr. Frydl gave a brief introduction about proposed changes to Article 16-19 of the zoning ordinance regarding temporary events. He explained that the Board of Supervisors had asked the Planning Commission and Planning Department to revise sections of the zoning ordinance. The Planning Commission held three public work sessions and a public hearing on the revisions. Mr. Frydl said the proposed changes aim to clarify regulations and provide clearer guidelines and expectations for event organizers. It also clarifies who is responsible for additional security, medical, and other costs associated with large events. He said the changes are intended to consolidate information that was previously split between the zoning ordinance and county code.

The Public Hearing was opened.

Mr. Scott Mingledorff spoke in opposition to the proposed revisions to the county's zoning ordinance regarding temporary events. He said the changes would remove the ability for private citizens to directly challenge violations of outdoor amplified music rules and that the changes relieved event promoters of responsibility for financing traffic control, instead assigning it to the sheriff's department and taxpayers. Mr. Mingledorff argued these changes would negatively impact the rights of county residents and increase costs for taxpayers. He urged the Board to reject the ordinance revision, particularly the aspects removing enforcement provisions from the county code.

Mr. Bill Zutt spoke in opposition to the proposed revisions to the county's zoning ordinance regarding temporary events. He echoed the concerns raised by Scott Mingledorff. Zutt said the permitting authority would move from the Board to the Zoning Administrator. He argued that if the current ordinance is not broken, there is no need to fix it. Zutt urged the board to reject the ordinance revisions.

Mr. Ken Copeland echoed opposition to the proposed revisions.

The Public Hearing was closed.

Mr. McGuigan expressed concerns about some aspects of the proposed changes to the temporary event permit process. He believed the changes could rob individuals of their rights and the Board of Supervisors of its ability to police events. Mr. McGuigan suggested keeping the current permit process in place, citing the importance of quality and individual responsibility in event planning. He recommended the board deny the ordinance revision at a minimum until issues could be addressed.

Mr. Lamb noted the proposed change to lower the threshold for a required permit from 50 people to 10 people. He said his family alone is bigger than 10 people. He pointed out the requirement that parcels hosting events must be 5 acres or larger, or multiple contiguous lots equaling 5 acres. He said he did not fully understand this.

He noticed the exemption for events under 100 people was changed from the current ordinance. He questioned if this was a misprint or if the threshold was actually changing.

Mr. Catalano expressed agreement with the concerns raised about the proposed changes to the temporary event ordinance. Specifically, he echoed concerns about bonds and fees, noting that having "skin in the game" makes event organizers more accountable. Catalano said these events can easily get out of hand, especially regarding emergency services, and that costs should not be borne by taxpayers but by event operators. He agreed with reverting back to the previous ordinance until issues could be worked out.

Ms. Durrer agreed with concerns about fees noting that the bond requirement is the most important aspect to her.

Upon motion by Steve Catalano, second by Davis Lamb and unanimous roll call vote, the Board denied the ordinance revisions as presented. (See Attachment "B")

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

RE: SKYLINE CAP UPDATE

Mr. Simon Fiscus, Executive Director, provided an overview and update on Skyline CAP agency which helps low income, elderly, and disabled individuals. He explained that they serve over 1400 individuals across 17 counties annually, with over 400 individuals served in Greene County. They operate 45 different programs focused on education, housing, and finances for those in need. Their housing choice voucher program supports over 250 vouchers of which 130 are currently in use. They also have an affordable housing program which has expanded from one unit in 2009 to ten units in 2022 with plans to continue growing. The Head Start program serves 40 children ages 3-4 with a focus on early education, health screenings, and positive teacher-child relationships. The Family Support Center offers parenting classes, health services, and a reading program where kids read over 6500 books so far this year. Funding comes from various sources like state/local/federal grants and donations.

The Board thanked Mr. Fiscus for all they did for our community and thanked him for his presentation.

RE: PROPOSED UPDATES TO COUNTY CODE

Mr. John Rife of Taxing Authority Consulting Services (TACS) was present to discuss proposed changes to the Greene County Code. He explained that TACS focuses only on collecting unpaid accounts owed to Virginia governmental entities. They represent about 115 Virginia cities,

counties, and towns. Their approach prioritizes contacting individuals before litigation to work out payment plans. TACS works on a contingency fee basis, only getting paid if they collect what is owed. He proposed amending Greene County ordinances to include an add-on fee provision which allows attorneys or collection agencies to be added when referred for collection. He explained a modification which would cap the penalty for nonpayment not to exceed the assessed tax. He said that we could enact the provisions of Virginia Code Section 2.2-614.1 to recover the convenience fee and add a fee of \$35 for returned checks. He also recommends revisions that would reduce the penalty to 5% after the first 30 days for delinquent meals and lodging tax. Lastly, he said that we could bring our ordinance in line with the State Code allowing for violations greater than \$1,000 to be classified as a Class 1 misdemeanor.

The Board thanked Mr. Rife for his presentation.

RE: DISCUSSION REGARDING WATER & SEWER TOWNHALL

Ms. Schafrik proposed holding a town hall meeting to discuss the county's water infrastructure projects. She suggested reviewing the decades-long history, outlining work done to date, and highlighting goals and projected construction timelines. She also proposed discussing upcoming compliance issues and prioritizing potential projects. Ms. Schafrik said experts from WW Associates, Davenport, the DEQ, and VDH could present information and answer questions publicly. She provided a sample agenda and proposed holding the meeting on June 13th at 6pm at the high school to allow enough space. She thought recording the meeting could help inform those unable to attend.

Mr. Catalano expressed concerns about moving forward with the proposed Water and Sewer Town Hall meeting. He said there has been a lot of different versions and information about the project floating around, and the board needs to identify clear goals and come to a common understanding before engaging the public. He suggested the board first have a series of dedicated meetings to talk about issues like financing options, phasing plans, and questions they have. Catalano wanted to avoid just regurgitating old presentations and instead get organized with their own discussion as a board.

It was the consensus of the Board that the town hall meeting be put off until a later date and that a recurring item be placed on the agenda for project discussion and updates.

RE: CONSENT AGENDA

Item d. Approval of Reassessment contract with Pearson Appraisal was removed from the consent agenda to be discussed and voted on separately.

Upon motion by Steve Catalano, second by Davis Lamb, and unanimous roll call vote, the Board approved the consent agenda.

- a. Minutes of previous meeting
- b. Approval to extend RSA lease for 60 days
- c. Update TOT resolution to correct effective date to July 1, 2024 (See Attachment "C")

- e. Acknowledgement of DEQ Consent Order (See Attachment “D”)
- d. Approval of DEQ Draft Permit No. VPA01547(See Attachment “E”)
- e. Approval of MOU for hay cutting service at the Stanardsville Sewer Plant (See Attachment “F”)
- f. Resolution to accept and appropriate \$1,450.60 for Law Library Fees (See Attachment “G”)
- g. Resolution to accept and appropriate \$39,774.84 for the Next Gen Grant Fund (See Attachment “H”)
- h. Resolution to accept and appropriate \$2,958.01 for Exceptional Circumstances payments for Social Services (See Attachment “I”)

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

RE: APPROVAL OF REASSESSMENT CONTRACT WITH PEARSON APPRAISAL

Mr. McGuigan asked for clarification about the contract section that read the county will pay Pearson \$450 per day or \$40 per permit to measure and list new construction for taxation. Ms. Schafrik said that she would check into the difference and asked for the Board’s approval to sign the contract once this question is sorted out due to time constraints. The Board agreed.

Upon motion by Steve Catalano, second by Davis Lamb and unanimous roll call vote, the Board approved the contract with the discussed amendment. (See Attachment “J”)

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

RE: ADOPTION OF THE GREENE COUNTY BUDGET FOR FY24-25

Ms. Schafrik and the Board discussed the final changes that were made to the budget including substituting a Deputy for the Animal Control Officer that was discussed for the Sheriff’s Office, the funds for the reassessment and also that any remaining funds be placed in contingency. Any funds spent from contingency must have Board approval.

Upon motion by Steve Catalano, second by Francis McGuigan and unanimous roll call vote, the Board approved the FY24-25 Budget as presented. (See Attachment “K”)

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

RE: BUDGET DISCUSSION REGARDING CAPITAL IMPROVEMENT PROJECTS

The Board agreed to fund new scales at the Solid Waste Facility and the vehicles recommended for fleet replacement as CIP using the fund balance.

Upon motion by Steve Catalano, second by Francis McGuigan and unanimous roll call vote, the Board approved using fund balance to replace the scales at the Solid Waste Facility and to fund the vehicles needed for the fleet replacement program.

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

RE: BOARD LIAISON REPORTS

Mr. Goolsby said that he attended the Thomas Jefferson Planning District Commission meeting and said that most Counties are still getting through the budget process.

RE: COUNTY ADMINISTRATOR'S UPDATE

Ms. Schafrik said that the courthouse renovation began in April and is about a third complete, with improvements already visible on the outside. She said that the animal shelter concrete and deficiencies are being addressed in three phases to safely move dogs during repairs. She also said that the two unused trailers by the courthouse are being sold on the public surplus website. She said that a "Day in the Park" event is planned for June 25th at the county park. Ms. Schafrik said that the county website will receive upgrades like improved search and a flexible format and should go live on June 20th. Lastly, she thanked those who attended the successful Justin Tooley Memorial powerlifting event on May 4th, which will become an annual occurrence.

RE: OTHER ITEMS FROM THE BOARD

Mr. McGuigan moved that the Board pass a resolution (See Attachment "K"), which he read, regarding the issues that were raised during Matters from the Public about the appeal to the BZA regarding the Zoning Administrator's determination allowing the Beard Winery. Mr. Lamb made a second to Mr. McGuigan's motion. Mr. Catalano asked for legal advice from the County Attorney. Ms. Kemp stated that she was unable to give legal advice regarding this issue in Open Meeting as she felt there were two parties that could bring suit against the County. Mr. Catalano also asked if, procedurally, the Board could even vote on anything that was brought up under Other

Items from the Board. Ms. Kemp referred to the Bylaws and said that they could not unless an exception is made by unanimous consent of the Board. Mr. McGuigan moved that the bylaws be suspended so that the Board could vote on this matter. Mr. Catalano agreed, but said they needed to go into Closed Meeting to discuss the legal ramifications.

RE: CLOSED MEETING

Ms. Kemp read the proposed resolution to enter into Closed Meeting.

WHEREAS, the Board of Supervisors of Greene County desires to discuss in Closed Meeting the following matter(s):

- Consultation with legal counsel employed or retained by the public body and briefings by staff members pertaining to actual or probable legal litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body, regarding specific legal matters, namely, an appeal to the BZA.

WHEREAS, pursuant to: §2.2-3711(A)(1) and (A)(7) of the Code of Virginia, such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Greene County does hereby authorize discussion of the aforesated matters in Closed Meeting.

Upon motion by Davis Lamb, second by Steve Catalano and unanimous roll call vote, the Board entered into Closed Meeting.

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

RE: OPEN MEETING

The Board returned to Open Meeting.

By unanimous roll call vote, members certified that only public business matters lawfully exempted from the open meeting requirement and only such matters as identified by the motion to enter into closed meeting were discussed.

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

RE: POLICY REGARDING APPEALS TO THE BZA

Mr. McGuigan withdrew the motion to adopt the resolution he previously read.

Upon motion by Francis McGuigan, second by Steve Catalano and unanimous roll call vote, the Board agreed to enact a policy, which shall be retroactive, that county officials are not empowered to make decisions regarding BZA appeals and that all appeals, whether procedurally sufficient or not, must be forwarded to the BZA.

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.

RE: ADJOURN

Upon motion by Steve Catalano, second by Davis Lamb and unanimous roll call vote, the Board meeting was adjourned.

Recorded vote:	Marie Durrer	-	Yes
	Davis Lamb	-	Yes
	Tim Goolsby	-	Yes
	Francis McGuigan	-	Yes
	Steve Catalano	-	Yes

Motion carried.



Marie Durrer, Chair
Greene County Board of Supervisors



Cathy Schafrik, Clerk
Greene County Board of Supervisors

Older Americans Month 2024

PROCLAIMING MAY AS OLDER AMERICANS MONTH

WHEREAS, May is Older Americans Month, a time for us to recognize and honor older adults in Greene County, and their immense influence on every facet of American society; and

WHEREAS, Greene County recognizes how, through their wealth of life experience and wisdom, older adults guide our younger generations and carry forward abundant cultural and historical knowledge; and

WHEREAS, Greene County recognizes that older Americans improve our community through intergenerational relationships, community service, civic engagement, and many other activities; and

WHEREAS, Greene County benefits when people of all ages, abilities, and backgrounds have the opportunity to participate and live independently; and

WHEREAS, Greene County must ensure that older Americans have the resources and support needed to stay involved in their communities, reflecting our commitment to inclusivity, connectedness; and

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of May, 2024, the Greene County Board of Supervisors does hereby proclaim May 2024 to be Older Americans Month. We urge all residents to recognize the profound impact of meaningful interactions and social connections on the well-being and health of older adults in our community.

Motion: Davis Lamb
Second: Steve Catalano

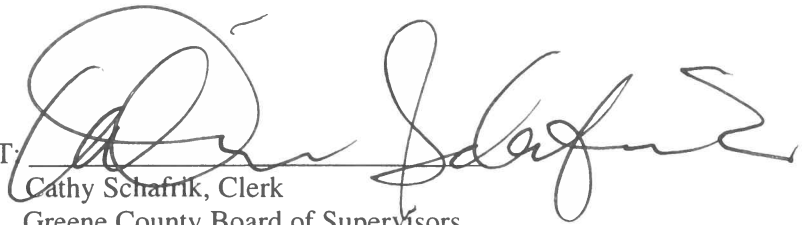
Votes:

Goolsby: Yes
Durrer Yes
Lamb: Yes
McGuigan: Yes
Catalano Yes



Marie Durrer, Chair
Greene County Board of Supervisors

ATTEST:



Cathy Schafrik, Clerk
Greene County Board of Supervisors

O-2023-011

AN ORDINANCE (O-2023-011) TO AMEND VARIOUS SECTIONS OF TEXT OF THE ZONING ORDINANCE, IN ARTICLE 16-19, TEMPORARY EVENTS ZONING PERMIT AND GREENE COUNTY CODE, CHAPTER 10-31, FOR PURPOSES OF CORRECTION, MODIFICATION, AND ELABORATION OF THE DISTRICT AND GENERAL REGULATIONS. OR#23-003

WHEREAS, Sections 15.2-1427 and 15.2-1433 of the Code of Virginia, 1950, as may be amended from time to time, enable a local governing body to adopt, amend and codify ordinances or portions thereof; and

WHEREAS, Sections 15.2-2280, 15.2-2285, and 15.2-2286 of the Code of Virginia, 1950, as amended, enables a local governing body to adopt and amend zoning ordinances; and

WHEREAS, it is desired to amend Article 16-19 of the Greene County Zoning Ordinance and Chapter 10-31 of the Greene County Code; and

WHEREAS, this amendment of the Greene County Zoning Ordinance is required to serve the public necessity, convenience, general welfare, and good zoning practice pursuant to Section 15.2-2286(A)(7) of the Code of Virginia, as amended; and

WHEREAS, on March 20, 2024 the Greene County Planning Commission held public hearings on this matter, and all of those who spoke on this topic were heard; and

WHEREAS, on March 20, 2024, the Greene County Planning Commission voted (5-0) to recommend to the Board of Supervisors approval of the request to amend Article 16-19 of the Greene County Zoning Ordinance and Chapter 10-31 of the Greene County Code; and

WHEREAS, the Greene County Board of Supervisors caused to be published a notice of public hearing on this matter in the Greene County Record on May 2nd and May 9th; and

WHEREAS, the full text of this amendment was available for public inspection in the Greene County Administration Building, Room 226, 40 Celt Road, Stanardsville, Virginia 22973.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF GREENE that the adoption of the modifications of Article 16-19 of the Greene County Zoning Ordinance and Chapter 10-31 of the Greene County Code are denied and the existing ordinance is in effect.

ADOPTED BY THE GREENE COUNTY BOARD OF SUPERVISORS ON MAY 14, 2024.

Motion: Steve Catalano

Second: Davis Lamb

Votes:

Votes:

Durrer: Yes

Lamb: Yes

Goolsby: Yes

McGuigan: Yes

Catalano: Yes



Marie Durrer, Chair
Greene County Board of Supervisors

ATTEST: 

Cathy Schafrik, Clerk
Greene County Board of Supervisors

**AN ORDINANCE AMENDING THE GREENE COUNTY CODE OF ORDINANCES TO
AMEND SECTIONS OF CHAPTER 66, ARTICLE VI – TRANSIENT OCCUPANCY
TAX, SECTION 271 LEVY OF TAX RATE**

WHEREAS, Sections 15.2-1427 and 15.2-1433 of the Code of Virginia, 1950, as may be amended from time to time, enable a local governing body to adopt, amend, and codify ordinances or portions thereof; and

WHEREAS, Section 58.1-3819 of the Code of Virginia, as may be amended from time to time, enables a local government to levy a transient occupancy tax on hotels, motels, boarding houses, travel campgrounds, and other facilities offering guest rooms for lodging for fewer than 30 days; and

WHEREAS, the Greene County Board of Supervisors wishes to increase the transient occupancy tax rate from 5% to 8% on short term lodging; and

WHEREAS, the proper advertisement and public hearing was conducted as required by law; and

WHEREAS, the full text of this amendment was available for public inspection in the County Administrator's Office, Greene County Administration Building, 40 Celt Road, Stanardsville, Virginia 22973; and

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF GREENE that the Code of the County of Greene is amended as follows:

CODE OF THE COUNTY OF GREENE, VIRGINIA

Sec. 66-271. Levy of tax; rate.

In addition to all other taxes and fees of any kind now or hereafter imposed by law, a tax is hereby levied and imposed on hotels, motels, boardinghouses, travel campgrounds and other facilities offering guestrooms rented out for continuous occupancy for fewer than 30 consecutive days. The rate of this tax shall be eight percent (8%) of the amount of charge for the occupancy of any room or space occupied.

Three percent of the total tax revenue shall go to a recreation center fund and restricted to the construction of a recreation center complex.

In all other respects the Code of the County of Greene shall remain unchanged and be in full force and effect.

This amendment shall take effect July 1, 2024.

Adopted this 23rd day of April, 2024.

Motion: Steve Catalano
Second: Davis Lamb

Recorded Vote:

Steve Catalano	<u>Yes</u>
Marie C. Durrer	<u>Yes</u>
Tim Goolsby	<u>Yes</u>
Davis Lamb	<u>Yes</u>
Francis McGuigan	<u>Yes</u>



Marie C. Durrer, Chair
Greene County Board of Supervisors

ATTEST: 

Cathy Schafrik, Clerk
Greene County Board of Supervisors



Commonwealth of Virginia

VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY

VALLEY REGIONAL OFFICE

P.O. Box 3000, Harrisonburg, Virginia 22801

(540) 574-7800

Located at 4411 Early Road, Harrisonburg, Virginia

www.deq.virginia.gov

Travis A. Voyles
Secretary of Natural and Historic Resources

Michael S. Rolband, PE, PWD, PWS Emeritus
Director
(804) 698-4020

Brandon D. Kiracofe
Regional Director

**VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY
ENFORCEMENT ACTION - ORDER BY CONSENT
ISSUED TO
GREENE COUNTY
FOR
RAPIDAN WASTEWATER TREATMENT PLANT
VPDES Permit No. VA0090948**

SECTION A: Purpose

This is a Consent Order issued under the authority of Va. Code § 62.1-44.15, between the Department of Environmental Quality and Greene County, regarding the Rapidan WWTP, for the purpose of resolving certain violations of the State Water Control Law and the applicable permit and regulation.

SECTION B: Definitions

Unless the context clearly indicates otherwise, the terms in this Consent Order have the meanings assigned to them in Va. Code § 62.1-44.2 *et seq.* and the Virginia Pollutant Discharge Elimination System (VPDES) Permit Regulation at 9 VAC 25-31-10.

SECTION C: Findings of Fact and Conclusions of Law

1. Greene County is a political subdivision of the Commonwealth of Virginia. Greene County is a "person" within the meaning of Va. Code § 62.1-44.3.
2. Greene County owns and operates the Rapidan WWTP (Plant or Facility) located at 201 Progress Place, Ruckersville, Virginia, which treats sewage and other municipal wastes

for the residents and businesses of Greene County, and then discharges the treated wastewater.

3. VPDES Permit No. VA0090948 (Permit) was reissued under the State Water Control Law and VPDES Permit Regulation to Greene County on December 1, 2022, and expires on November 30, 2027. The Permit allows Greene County to discharge treated wastewater from the Facility to the Rapidan River in strict compliance with the terms and conditions of the Permit.
4. The Rapidan River is located in the Rappahannock River Basin, Section 4, Class III, Special Standards: none. The Rapidan River is listed in DEQ's 305(b) report as impaired for the recreation use due to E. coli. It is included in the *Upper Rapidan River Basin Bacteria TMDL for the Upper Rapidan River Watershed*.
5. On June 13, 2023, in accordance with a Withdrawal and Transition Agreement between Greene County and the Rapidan Service Authority (RSA), Greene County assumed responsibility for operation and maintenance of the Facility. July 11, 2023, correspondence from Greene County to DEQ stated that the RSA and Greene County operated the Plant in conjunction with one another until June 26, 2023, at which time Greene County became the sole operator of the Facility.
6. In submitting its DMRs, as required by the Permit, Greene County has indicated that it failed to monitor or exceeded discharge limitations contained in Part I(A) of the Permit, as described in the table below:

Parameter	Observations - DMR Monitoring Period and Relevant Reported Monitoring Results							Legal Req.
	06/23	07/23	08/23	09/23	11/23	12/23	02/24	
E. coli average concentration (mg/L)					197	440		126
Total recoverable copper average concentration (µg/L)	No data							6.2
Total recoverable copper maximum concentration (µg/L)	No data							6.2
Total recoverable zinc average concentration (µg/L)	No data	81.3	88.7				126	60
Total recoverable zinc maximum concentration (µg/L)	No data	81.3	88.7				126	60
Ammonia-N maximum concentration (mg/L)				20.4				7.0

7. On August 29, 2023, VRO issued Warning Letter (WL) No. W2023-08-V-1008 to Greene County, citing incomplete DMR data for June 2023, as described in the table above. Greene County had provided an explanation for the incomplete data at the time of DMR submittal.
8. On August 29, 2023, Greene County notified DEQ of an unauthorized discharge of domestic wastewater from Facility Pump Station 7, located at 8764 Seminole Trail, Ruckersville, to an unnamed tributary of Preddy Creek. The unauthorized discharge was reportedly the result of a power failure and a lack of fuel for the pump station generator.
9. On November 16, 2023, VRO issued Notice of Violation (NOV) No. W2023-11-V-0001 to Greene County, citing the June 2023 incomplete DMR data and the July through September 2023 violations of permitted effluent limits, described in paragraph C(6), above. The NOV also cited the August 29, 2023, unauthorized discharge, described in paragraph C(8), above. While not cited in a WL or NOV, the November 2023, December 2023, and February 2024 violations of permitted effluent limits, described in paragraph C(6), above, are also covered by this Order.
10. On December 6, 2023, a meeting was held between DEQ and Greene County to discuss the violations cited in the November 16, 2023, NOV.
11. On January 11, 2024, Greene County notified DEQ of an unauthorized discharge of domestic wastewater from Facility Pump Station 7 to an unnamed tributary of Preddy Creek. The unauthorized discharge was reportedly the result of failure of both the primary and spare pumps. While not cited in a WL or NOV, the January 11, 2024, unauthorized discharge is also covered by this Order.
12. The Permit, at Part I, Section A, sets forth the final effluent parameter limits.
13. The Permit, at Part I, Section A, states that effluent monitoring shall be conducted once per month for the parameters of total recoverable copper and total recoverable zinc.
14. Va. Code § 62.1-44.5 states, in part: “Except in compliance with a certificate or permit issued by the Department..., it shall be unlawful for any person to... discharge into state waters sewage, industrial wastes, other wastes, or any noxious or deleterious substances....”
15. 9 VAC 25-31-50 also states that, except in compliance with a VPDES permit, or another permit, it is unlawful to discharge into state waters sewage, industrial wastes or other wastes.
16. Va. Code § 62.1-44.15(5a) states that a VPDES permit is a “certificate” under the statute.

17. The Department has issued no permits or certificates to Greene County for discharges from the Facility other than VPDES Permit No. VA0090948.
18. The Rapidan River and Preddy Creek are surface waters located wholly within the Commonwealth and are “state waters” under State Water Control Law.
19. Based on the monthly DMRs and the August 29, 2023, and January 11, 2024, reports of unauthorized discharges to state waters submitted to DEQ by Greene County, the Department concludes that Greene County has violated the Permit, Va. Code § 62.1-44.5, and 9 VAC 25-31-50, by discharging treated and untreated sewage and municipal wastes from the Plant while concurrently failing to comply with the conditions of the Permit, as described in paragraphs C(6), C(8), and C(11), above.
20. In order for Greene County to complete its return to compliance, DEQ staff and representatives of Greene County have agreed to the Schedule of Compliance, which is incorporated as Appendix A of this Order.

SECTION D: Agreement and Order

Accordingly, by virtue of the authority granted it in Va. Code §§ 62.1-44.15, the Department orders Greene County, and Greene County agrees to:

1. Perform the actions described in Appendix A of this Order; and
2. Pay a civil charge of \$6,908.30 within 30 days of the effective date of the Order in settlement of the violations cited in this Order.

Payment shall be made by check, certified check, money order or cashier’s check payable to the “Treasurer of Virginia,” and delivered to:

Receipts Control
Department of Environmental Quality
Post Office Box 1104
Richmond, Virginia 23218

Greene County shall include its Federal Employer Identification Number (FEIN) with the civil charge payment **and** shall indicate that the payment is being made in accordance with the requirements of this Order for deposit into the Virginia Environmental Emergency Response Fund (VEERF). If the Department has to refer collection of moneys due under this Order to the Department of Law, Greene County shall be liable for attorneys’ fees of 30% of the amount outstanding.

SECTION E: Administrative Provisions

1. The Department may modify, rewrite, or amend this Order with the consent of Greene County for good cause shown by Greene County, or on its own motion pursuant to the Administrative Process Act, Va. Code § 2.2-4000 *et seq.*, after notice and opportunity to be heard.
2. This Order addresses and resolves only those violations specifically identified in Section C of this Order and in NOV No. W2023-11-V-0001, dated November 16, 2023, and WL No. W2023-08-V-1008, dated August 29, 2023. This Order shall not preclude the Department or the Director from taking any action authorized by law, including but not limited to: (1) taking any action authorized by law regarding any additional, subsequent, or subsequently discovered violations; (2) seeking subsequent remediation of the facility; or (3) taking subsequent action to enforce the Order.
3. For purposes of this Order and subsequent actions with respect to this Order only, Greene County admits the jurisdictional allegations, findings of fact, and conclusions of law contained herein.
4. Greene County consents to venue in the Circuit Court of the City of Richmond for any civil action taken to enforce the terms of this Order.
5. Greene County declares it has received fair and due process under the Administrative Process Act and the State Water Control Law and it waives the right to any hearing or other administrative proceeding authorized or required by law or regulation, and to any judicial review of any issue of fact or law contained herein. Nothing herein shall be construed as a waiver of the right to any administrative proceeding for, or to judicial review of, any action taken by the Department to modify, rewrite, amend, or enforce this Order.
6. Failure by Greene County to comply with any of the terms of this Order shall constitute a violation of an order of the Department. Nothing herein shall waive the initiation of appropriate enforcement actions or the issuance of additional orders as appropriate by the Department or the Director as a result of such violations. Nothing herein shall affect appropriate enforcement actions by any other federal, state, or local regulatory authority.
7. If any provision of this Order is found to be unenforceable for any reason, the remainder of the Order shall remain in full force and effect.
8. Greene County shall be responsible for failure to comply with any of the terms and conditions of this Order unless compliance is made impossible by earthquake, flood, other acts of God, war, strike, or such other unforeseeable circumstances beyond its control and not due to a lack of good faith or diligence on its part. Greene County shall demonstrate that such circumstances were beyond its control and not due to a lack of good faith or diligence on its part. Greene County shall notify the DEQ Regional Director verbally within 24 hours and in

writing within three business days when circumstances are anticipated to occur, are occurring, or have occurred that may delay compliance or cause noncompliance with any requirement of the Order. Such notice shall set forth:

- a. the reasons for the delay or noncompliance;
- b. the projected duration of any such delay or noncompliance;
- c. the measures taken and to be taken to prevent or minimize such delay or noncompliance;
and
- d. the timetable by which such measures will be implemented and the date full compliance will be achieved.

Failure to so notify the Regional Director verbally within 24 hours and in writing within three business days, of learning of any condition above, which the parties intend to assert will result in the impossibility of compliance, shall constitute a waiver of any claim to inability to comply with a requirement of this Order.

9. This Order is binding on the parties hereto and any successors in interest, designees and assigns, jointly and severally.
10. This Order shall become effective upon execution by both the Director or his designee and Greene County. Nevertheless, Greene County agrees to be bound by any compliance date which precedes the effective date of this Order.
11. This Order shall continue in effect until:
 - a. the Director or his designee terminates the Order after Greene County has completed all of the requirements of the Order;
 - b. Greene County petitions the Director or his designee to terminate the Order after it has completed all of the requirements of the Order and the Director or his designee approves the termination of the Order; or
 - c. the Director or Department terminates the Order in his or its sole discretion upon 30 days' written notice to Greene County.

Termination of this Order, or any obligation imposed in this Order, shall not operate to relieve Greene County from its obligation to comply with any statute, regulation, permit condition, other order, certificate, certification, standard, or requirement otherwise applicable.

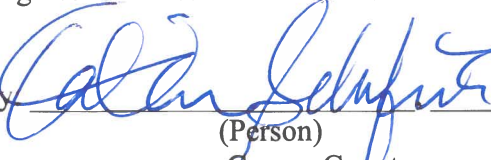
12. Any plans, reports, schedules or specifications attached hereto or submitted by Greene County and approved by the Department pursuant to this Order are incorporated into this Order. Any non-compliance with such approved documents shall be considered a violation of this Order.
13. The undersigned representative of Greene County certifies that he or she is a responsible official authorized to enter into the terms and conditions of this Order and to execute and legally bind Greene County to this document. Any documents to be submitted pursuant to this Order shall also be submitted by a responsible official of Greene County.
14. This Order constitutes the entire agreement and understanding of the parties concerning settlement of the violations identified in Section C of this Order, and there are no representations, warranties, covenants, terms or conditions agreed upon between the parties other than those expressed in this Order.
15. By its signature below, Greene County voluntarily agrees to the issuance of this Order.

And it is so ORDERED this _____ day of _____, 2024.

Brandon Kiracofe, Regional Director
Department of Environmental Quality

Consent Order
Greene County
Rapidan WWTP
VPDES Permit No. VA0090948
Page 8 of 9

Greene County voluntarily agrees to the issuance of this Order.

Date: May 15, 2007 By:  County Administrator
(Person) (Title)
Greene County

APPENDIX A SCHEDULE OF COMPLIANCE

Greene County agrees to implement the following actions within the specified timeframes:

1. By December 31, 2025, complete installation of an alum feed system for the Facility and make the system fully operational.
2. By March 31, 2026, comply with all final effluent limits set forth by the current Permit.
3. Submit quarterly progress reports to DEQ. The reports shall be received by no later than the 10th day of the month following the quarter (e.g., the report for the reporting period April 1, 2024, through June 30, 2024, shall be due by July 10, 2024). The reports shall contain:
 - a. A summary of all work completed, in accordance with this Order, since the previous quarterly progress report;
 - b. A summary of work anticipated to be completed, in accordance with this Order, during the upcoming quarter; and
 - c. A statement regarding anticipated issues, if any, that may hinder compliance with this Order.

During the interim period prior to commencement of construction/installation activities, progress reports shall also include comprehensive updates regarding preliminary development for the alum feed system, including but not limited to: status of system design, status and acquisition of funding, advertisement for bids, award of contract, system manufacturing lead times, etc.

4. Within 14 days of each deadline specified above, submit to the DEQ Valley Regional Office a written notice of compliance, or noncompliance, with the schedule item. In the case of noncompliance, the notice shall include the cause of the noncompliance, any remedial actions taken, and the probability of meeting the specified deadline for the next scheduled item.

Unless otherwise specified in this Order, Greene County shall submit all requirements of Appendix A of this Order to:

Francesca Wright
Enforcement Specialist
VA DEQ – Valley Regional Office
4411 Early Road
Harrisonburg, Virginia 22801
francesca.wright@deq.virginia.gov



COMMONWEALTH of VIRGINIA
DEPARTMENT OF ENVIRONMENTAL QUALITY

Permit No. VPA01547

Effective Date: TBD
Expiration Date: TBD + 10 Years

AUTHORIZATION TO MANAGE POLLUTANTS UNDER THE
VIRGINIA POLLUTANT ABATEMENT PERMIT
AND
THE VIRGINIA STATE WATER CONTROL LAW

In compliance with the provisions of the State Water Control Law and the Permit Regulation adopted pursuant thereto, the following owner is authorized to manage pollutants in conformity with the application, plans, specifications and supporting data submitted to the Department of Environmental Quality and other conditions set forth in this permit.

Owner: **County of Greene**
Facility Name: **Stanardsville WWTP**
County: **Greene**
Facility Location: **315 Maple Creek Road, Stanardsville, VA 22973**

The authorized pollutant management shall be in accordance with this cover page, Part I – Monitoring Requirements and Special Conditions and Part II – Conditions Applicable to All VPA Permits, as set forth herein.

Keith A. Showman, Water Permits Manager
Valley Regional Office

Date:

A. LIMITATIONS AND MONITORING REQUIREMENTS

During the period beginning with the permit's effective date and lasting until the permit's expiration date, the permittee is authorized to manage pollutants at the wastewater treatment facility and land application fields listed in Part I.B.1.

1. MUNICIPAL WASTEWATER – The pollutants shall be limited and monitored as specified below:

<u>PARAMETERS</u>	<u>LIMITATIONS</u>	<u>MONITORING REQUIREMENTS</u>	
		<u>Frequency</u>	<u>Sample Type</u>
Total Volume Generated (MG)	NL	Continuous	Measured
Volume to Each Spray Zone (MG)	See Part I.B.13	Continuous	Measured
pH (SU) ^c	6.0 – 12.0	1/Day	Grab
BOD ₅ (mg/L)	60	1/Quarter	Composite
Total Residual Chlorine (TRC) ^c	≥ 2.0	1/Day	Grab
TKN (mg/L)	NL	1/Quarter	Composite
Ammonia-N (mg/L)	NL	1/Quarter	Composite
Nitrate-N (mg/L)	NL	1/Quarter	Composite
Plant Available Nitrogen (PAN)(lb/gal)	NL	1/Quarter	Calculated
PAN Applied to Each Spray Zone (lb/acre)	See Part I.B.9	1/Quarter	Calculated
Total Phosphorus (mg/L)	NL	1/Quarter	Composite
Phosphate (P ₂ O ₅)(lb/gal)	NL	1/Quarter	Calculated
P ₂ O ₅ Applied to Each Spray Zone (lb/acre)	See Part I.B.9	1/Quarter	Calculated
Chlorides (mg/L)	NL	1/Quarter	Composite

NL = No limitation, monitoring required

Composite = A representative composite sample shall be comprised of at least four volume average or weight average grab samples composited over a daily operating period.

- The design flow of this treatment facility is 0.18 MGD. See Part I.B.3 for additional requirements related to facility flows.
- Samples taken in compliance with the monitoring requirements specified above shall be taken prior to irrigation.
- Monitoring for pH and TRC shall be performed each day that wastewater is land applied.
- Except for pH monitoring, which is to be reported as a range, the permittee shall report the quarterly average for BOD, TKN, Ammonia-N, Nitrate-N, Total Phosphorus, and Chlorides should more than one sample be taken.

2. SOIL – The soil from each site listed in Part I.B.1 shall be monitored by the permittee as specified below:

<u>PARAMETERS</u>	<u>LIMITATIONS</u>	<u>MONITORING REQUIREMENTS</u>
Soil pH (SU)	NL	Frequency 1/Year Sample Type Composite
Available Phosphorus (mg/kg)	NL	Composite
Cation Exchange Capacity (meq/100 g)	NL	Composite
Exchangeable Potassium (mg/kg)	NL	Composite
Hydraulic Conductivity (in/hr)	NL	1/5 Years Measured

NL = No limitation, monitoring required
Composite = Soil composite samples shall be representative of the soil types delineated by the SCS Soil Survey (or the equivalent). Samples shall be taken at 0-6 inches soil depth for each application site. Sampling shall be performed as outlined in the approved Operation and Maintenance Manual.

3. GROUNDWATER – The groundwater shall be monitored by the permittee as specified below:

<u>PARAMETERS</u>	<u>LIMITATIONS</u>	<u>MONITORING REQUIREMENTS</u>
Static Water Level (0.01 ft) °	NL	Frequency 1/Quarter Sample Type Measured
pH (SU)	NL	Grab
Total Organic Carbon (mg/L)	NL	Grab
Chlorides (mg/L)	NL	Grab
Total Dissolved Solids (mg/L)	NL	Grab
Nitrate-N (mg/L)	NL	Grab
Conductivity (mmhos/cm)	NL	Grab

NL = No limitation, monitoring required

- Samples taken in compliance with the monitoring requirements shall be taken at the ground water monitoring wells included in the approved Groundwater Monitoring Plan.
- At least 3 well volumes of ground water shall be withdrawn immediately prior to sampling each monitoring well.
- The static water level shall be measured prior to bailing well water for sampling.

B. OTHER REQUIREMENTS AND SPECIAL CONDITIONS

1. Approved Sites –Wastewater for land treatment authorized by this permit shall be applied to only approved sites identified in the table below.

<u>Site (Spray Zone)</u>	<u>Net Acres</u>
A	18.33
B	20.88
C	13.02

2. Stormwater Discharge Exception – All pollutant management activities covered under this permit shall maintain no point source discharge of pollutants to surface waters except in the case of a storm event greater than the 25-year, 24-hour storm. The operation of the facilities of the owner permitted herein shall not contravene the Water Quality Standards, as adopted and amended by the Board, or any provision of the Water Control Law.
3. Indirect Dischargers – The permittee shall provide adequate notice to DEQ of any substantial change in quantity or quality of pollutants being introduced into the sewage treatment works authorized by this permit, and any anticipated impact the change may have on the treatment works.
4. 95% Capacity Reopener – A written notice and a plan of action for ensuring continued compliance with the terms of this permit shall be submitted to DEQ when the monthly average influent flow to the wastewater treatment facility reaches 95 percent of the design capacity authorized in this permit for each month of any three consecutive month period. The written notice shall be submitted within 30 days and the plan of action shall be received at DEQ no later than 90 days from the third consecutive month for which the flow reached 95 percent of the design capacity. The plan shall include the necessary steps and a prompt schedule of implementation for controlling any current or reasonably anticipated problem resulting from high influent flows. Failure to submit an adequate plan in a timely manner shall be deemed a violation of this permit.
5. Reliability Class – The permitted treatment works shall meet Reliability Class II requirements.
6. Licensed Operator – The permittee shall employ or contract at least one Class III licensed wastewater works operator for this facility. The license shall be issued in accordance with Title 54.1 of the Code of Virginia and the regulations of the Board for Waterworks and Wastewater Works Operators. The permittee shall notify DEQ- in writing whenever he is not complying or has grounds for anticipating he will not comply with this requirement. The notification shall include a statement of reasons and a prompt schedule for achieving compliance.
7. Materials Handling/Storage – Any and all product, materials, industrial wastes, and/or other wastes resulting from the purchase, sale, mining, extraction, transport, preparation, and/or storage of raw or intermediate materials, final product, by-product or wastes, shall be handled, disposed of, and/or stored in such a manner and consistent with Best Management Practices so as not to permit a discharge of such product, materials, industrial wastes, and/or other wastes to State waters, except as expressly authorized by this permit.

8. Operation and Maintenance (O&M) Manual – The permittee shall maintain a current O&M Manual for the wastewater treatment works that is in accordance with Virginia Pollutant Abatement Permit Regulation, 9VAC25-32.

The O&M Manual and subsequent revisions shall include the manual effective date and meet Part II.K.2 and Part II.K.4 Signatory Requirements of the permit. Any changes in the practices and procedures followed by the permittee shall be documented in the O&M Manual within 90 days of the effective date of the changes. The permittee shall operate the treatment works/pollutant management system in accordance with the O&M Manual and shall make the O&M Manual available to DEQ personnel for review during facility inspections. Within 30 days of a request by DEQ, the current O&M Manual shall be submitted to DEQ for review and approval.

The O&M Manual shall detail the practices and procedures which will be followed to ensure compliance with the requirements of this permit. This manual shall include, but not necessarily be limited to, the following items, as appropriate:

- a. Techniques to be employed in the collection, preservation, and analysis of wastewater, soil, and ground water samples;
 - b. Discussion of Best Management Practices, if applicable;
 - c. Procedures for handling, storing, and disposing of all wastes, fluids, and pollutants characterized in Part I.B.7 that will prevent these materials from reaching state waters. List type and quantity of wastes, fluids, and pollutants (e.g. chemicals) stored at this facility;
 - d. Discussion of treatment works design, treatment works operation, routine preventative maintenance of units within the treatment works, critical spare parts inventory and record keeping;
 - e. Plan for the management and/or disposal of waste solids and residues;
 - f. Hours of operation and staffing requirements for the plant to ensure effective operation of the treatment works and maintain permit compliance;
 - g. List of facility, local, and state emergency contacts;
 - h. Procedures for reporting and responding to any spills/overflows/treatment works upsets;
 - i. Nutrient Management Plan;
 - j. Irrigation Schedule;
 - k. Sludge Management Plan; and
 - l. Groundwater Monitoring Plan.
9. Nutrient Management Plan (NMP) – Within 90 days of the effective date of this permit, the permittee shall submit a NMP for the land treatment sites identified in Part I.B.1. The NMP shall be:
- a. Prepared by a nutrient management planner certified by the Department of Conservation and Recreation (DCR) as stipulated in 4VAC50-85-10 et seq.,
 - b. Written in accordance with criteria stipulated in 4VAC50-85-10 et seq., and
 - c. Submitted by the permittee to DEQ not less than 60 days prior to initiating land treatment activities authorized by this permit.
10. Irrigation Schedule – Wastewater land application rates shall not exceed 0.25 in/hour, 1.0 in/day, and 2.0 in/week or the rates specified in the approved irrigation schedule whichever is more limiting. The irrigation schedule shall be included as part of the O&M Manual and shall be an enforceable part of this permit. Any changes to the irrigation schedule must be submitted to DEQ for approval.

11. Sludge Management Plan (SMP) Requirement – The permittee shall conduct all sewage sludge use or disposal activities in accordance with the SMP approved with the reissuance of this permit. Any proposed changes in the sewage sludge use or disposal practices or procedures followed by the permittee shall be documented and submitted to DEQ for approval 90 days prior to the effective date of the changes. Upon approval, the SMP shall be included as part of the O&M Manual and shall be an enforceable part of this permit. This permit may be modified or, alternatively, revoked and reissued to incorporate limitations/conditions necessitated by substantive changes in sewage sludge use or disposal practices.
12. Groundwater Monitoring Plan (GWMP)
- The permittee shall continue sampling and reporting in accordance with the previously submitted GWMP. The purpose of this plan is to determine if the system integrity is being maintained and to indicate if activities at the site are resulting in violations of the Board's Ground Water Standards. The GWMP shall be included as part of the O&M Manual and shall be an enforceable part of the permit. Any changes to the plan must be submitted for approval to DEQ. A current GWMP shall be maintained for this project.
 - The permittee shall submit an evaluation of the groundwater monitoring data with the Annual Summary Report no later than February 19th of each year. The evaluation shall include a summary of the past year's data, a statistical analysis of the data, and a statement as to whether groundwater impacts are occurring. The evaluation must be prepared and signed by either a Professional Engineer or Professional Geologist. If the evaluation indicates that groundwater impacts are occurring, the permittee shall submit a risk analysis and a corrective action plan by June 30th of the same year. The plan shall set forth the steps to be taken by the permittee to ensure that the contamination source is eliminated or that the contaminated plume is contained on the permittee's property. Once approved, this plan shall be incorporated into the permit by reference and shall become an enforceable part of this permit.
 - All monitoring wells must be constructed and maintained to prevent surface water contamination and ensure representative samples can be collected on a year-round basis.
13. Rate Adjustment – Municipal wastewater land application rates shall be adjusted as follows:

<u>Slope</u>	<u>Application Rate Reduction</u>
0% - 5%	0%
≥5% - < 8%	20%
≥8% - 12%	40%
No application to slopes > 12%	

14. Freeboard Requirement – The permittee shall ensure that all wastewater storage facilities maintain (i) a minimum freeboard of two feet at all times, and (ii) no point source discharge of pollutants to surface waters with the exception noted in Part I.B.1. Should the two-foot freeboard not be maintained and result in an unauthorized discharge or noncompliance, the permittee shall report the unauthorized discharge or noncompliance to DEQ in accordance with Part II.G or Part II.I, respectively.
15. Maintenance of Grass Vegetative Covers – The permittee shall establish a vegetative cover (i) consisting of grass species and varieties specified in the most current approved NMP (see Part I.B.9) for the land treatment sites identified in Part I.B.1, and (ii) prior to any application of pretreated wastewater to these sites. The planted vegetation shall be maintained to cover 60 percent or more of the ground surface at the sites.

Maintenance of the planted vegetative shall also include, at a minimum, fertilization in accordance with the most current approved NMP for the sites, and liming, reseeding, and control of other grasses and weeds at the sites. Vegetative covers consisting of hay crops shall be harvested in a timely and regular manner, removed from the sites, and utilized for a suitable purpose.

At the request of the permittee, DEQ may waive this condition for changes to the vegetative cover (e.g., from grasses to row crops) or tillage practices (e.g., from no-till to till, etc.) at the land treatment sites, provided the permittee (i) revises the NMP to include these changes and management practices to prevent any subsequent increase in runoff from and erosion at the sites, and (ii) submits revisions to the NMP reflecting these changes according to procedures described in Part I.B.9.

16. Setbacks – The following setbacks shall apply to land treatment sites identified in Part I.B.1 and receiving pretreated wastewater limited and monitored in accordance with Part I.A.1.

- a. The following minimum setback distances shall be maintained from the land treatment sites to the features noted below:

Feature Requiring Setback	Minimum Setback Distance (Feet)
Potable water supply wells and springs and public water supply intakes	200
Nonpotable water supply wells	10
Occupied dwellings	200
Property lines and areas accessible to the public	100
Surface waters*	50
All improved roadways	25
Rock outcrops (with the exception of limestone outcrops)	25
Limestone rock outcrops and sinkholes**	50
Artificial agricultural drainage ditches***	50

* Surface waters include, but are not limited to, wetlands.

** Wastewater shall not be applied in such a manner that would cause it to be discharged to sinkholes that may exist in the area.

*** Applicable to artificial agricultural drainage ditches installed primarily to lower the seasonal high-water table of the soils and where ground slopes are less than two percent.

- b. Setbacks specified in Part I.B.16.a may be reduced as follows:

(1) Up to but not exceeding 50% from occupied dwellings and areas accessible to the public if the permittee can demonstrate that alternative measures shall be implemented to provide an equivalent level of public health protection. Such measures shall include, but are not limited to, irrigation with the wastewater by methods that minimize aerosol formation (e.g., low trajectory nozzles for spray irrigation or above-ground drip irrigation), installation of permanent physical barriers to prevent migration of aerosols from the land treatment sites, or any combination thereof. Written consent of affected landowners shall be required to reduce setback distances from occupied dwellings.

(2) Up to 100 % from property lines with written consent from adjacent landowners.

- (3) To but not less than 100 feet from potable water supply wells and springs, or public water supply intakes if the permittee proposes increased disinfection of the wastewater to be applied to the land treatment sites that is equivalent to disinfection of Level 1 reclaimed water in accordance with 9VAC25-740-70, and there are no other constituents of the wastewater present in quantities sufficient to be harmful to human health.
 - (4) To but not less than 25 feet from surface waters, including wetlands, where reclaimed water shall be applied by methods that minimize aerosol formation (e.g., low trajectory nozzles for spray irrigation, above-ground drip irrigation); or permanent physical barriers are installed to prevent the migration of aerosols from the land treatment sites.
 - c. All minimum setback distances in Part I.B.16.a or established in accordance with Part I.B.16.b shall be measured horizontally and where more than one setback distance may apply, the greater distance shall govern.
 - d. Not less than 90 days prior to implementing reduced setbacks from the land treatment sites, the permittee shall submit proposed setback distance and additional supporting information specified in Part I.B.16.b to DEQ for review and approval. Where increased disinfection of the wastewater to be applied to the land treatment sites (i) is proposed as an alternative measure to reduce setbacks during the permit term, and (ii) shall be equivalent to disinfection of Level 1 reclaimed water in accordance with 9VAC25-740-70, modification of the permit to include Level 1 reclaimed water disinfection standards shall be required. In this case, implementation of the reduced setbacks shall not commence until the permit modification is issued by DEQ.
17. Operational Requirements for Wastewater Irrigation – For all land treatment of wastewater, the following are required:
- a. There shall be no irrigation with wastewater under the following conditions:
 - (1) When the ground is saturated, frozen or covered with ice or snow, and during periods of rainfall; or
 - (2) During winds of sufficient strength to cause overspray or drifting of aerosols into or beyond the setback areas of the land treatment sites established in accordance with Part I.B.16.
 - b. The chosen method of wastewater irrigation shall minimize human contact with the wastewater.
 - c. Wastewater shall be prevented from coming into contact with drinking fountains, water coolers, or eating surfaces.
18. Winter Wastewater Irrigation – In addition to operational requirements for wastewater irrigation specified in Part I.B.17, winter wastewater irrigation of land treatment sites identified in Part I.B.1 shall:
- a. Occur at only sites planted with cool season grasses identified in the most current approved nutrient management plan for the sites (see Part I.B.9), and following three consecutive days of minimum daily temperatures exceeding 25 degrees Fahrenheit and maximum daily temperatures exceeding 40 degrees Fahrenheit; or
 - b. For all other sites, not occur between November 15th and March 1st.
19. Wastewater Application or Irrigation Systems – Application or irrigation systems used for land treatment of wastewater shall be designed, installed, and adjusted to:
- a. Provide uniform distribution of wastewater over the land treatment site at volumes and rates that comply with Part I.B.10,
 - b. Prevent ponding or pooling of wastewater at the land treatment site,
 - c. Facilitate maintenance and harvesting of the land treatment site and preclude damage to the application or irrigation system from the use of maintenance or harvesting equipment,
 - d. Prevent aerosol carry-over from the land treatment site to areas beyond the minimum buffer zones described in Part I.B.16, or be otherwise operated in accordance with Part I.B.21; and
 - e. Prevent clogging from algae or suspended solids.

Any wastewater runoff shall be confined to the land treatment site.

20. Prohibited Crops – The cultivation and harvest of crops that will be consumed raw by humans is prohibited on the land treatment sites identified in Part I.B.1.
21. Restrictions for Public Access, Crops and Livestock – Based on the level of disinfection required for the pretreated wastewater that will be applied to land treatment sites identified in Part I.B.1 and reflected by the limitations and monitoring requirements specified in Part I.A of this permit, the following restrictions shall apply:
 - a. There shall be no public access to the land treatment sites.
 - b. Worker contact with the pretreated wastewater applied to the land treatment sites shall be minimized unless increased disinfection of the pretreated wastewater is provided.
 - c. For the application of pretreated wastewater to food crops eaten raw, excluding root crops, there shall be no direct contact (or indirect contact via aerosol carry) between the pretreated wastewater and edible portions of the crop.
 - d. The following shall be prohibited on land treatment sites receiving pretreated wastewater unless increased disinfection of the pretreated wastewater is provided.
 - (1) Grazing by milking animals on the land treatment sites for 15 days after the application of pretreated wastewater ceases, and
 - (2) Harvesting, retail sale or allowing access by the general public to ornamental nursery stock or sod farms for 14 days after the application of pretreated wastewater ceases.

* If during the permit term the permittee proposes to increase disinfection of the pretreated wastewater to be applied to the land treatment sites (e.g., increase from Level 2 to Level 1 reclaimed water disinfect standards in accordance with 9VAC25-740-70), modification of the permit to include more stringent disinfection standards shall be required. In this case, all restrictions of Part I.B.14 that may be affected by increased disinfection of the wastewater shall remain in effect until the permit modification is completed.
22. Quarterly Summary Report – A summary report of the previous quarter’s wastewater land application activities shall be submitted to DEQ by the 10th of the following month. Reports shall include the following:
 - a. Results of wastewater monitoring performed during the previous quarter in accordance with Part I.A.1 of the permit reported on the electronic monitoring report (A2);
 - b. Land application field information describing the wastewater applied to each field during the previous quarter reported on the electronic monitoring report (A3);
 - c. Results of groundwater monitoring performed during the previous year in accordance with Part I.A.3 of the permit reported on the electronic monitoring report (A5); and
 - d. A summary of staff gauge readings at the storage pond demonstrating freeboard maintenance during the previous quarter reported on the electronic monitoring report (A6).
23. Annual Summary Report – An annual summary report shall be prepared and submitted to DEQ no later than February 19 of each year, covering the previous year’s land application activities. Reports shall include:
 - a. Results of soil monitoring performed during the previous year in accordance with Part I.A.2 of the permit reported on the electronic monitoring report (A4);
 - b. A summary of the agronomic practices which occurred during the preceding growing season including but not limited to the timing and number of crop harvestings, estimate of total crop yield removed from the site, any lime and/or fertilizer additions made to the site (describe type and quantities), and reseeding or planting; and
 - c. A general statement of past system performance and the status of the permitted facilities with regard to complying with VPA Permit requirements.

- d. Any monitoring data required by Part I.A that were not submitted during the reporting calendar year.
- e. The annual report shall be certified and signed in accordance with Part II.K.

24. Electronic Submittal Attestation Statement – When submitting a report via email, the following statement shall be included in the email.

I, representative official's or authorized representative's name, hereby declare that I am submitting the attached documents under my signature for the purposes of compliance with the reporting requirements of VPA Permit No. VPA01547. With the transmission of this email, I attest that the above statement is true and valid to the best of my knowledge.

C. CLOSURE REQUIREMENTS

1. By **December 31, 2027**, the permittee shall cease the land application of wastewater.
2. By **December 31, 2027**, the permittee shall submit to DEQ a Facilities Closure Plan. The plan shall address the following information as a minimum: Verification of elimination of sources; final disposition of residual wastewater and solids; final disposition of structures, equipment, piping and appurtenances; site grading, and erosion and sediment control; restoration of site vegetation; access control; fill materials; and proposed land use (post-closure) of the site. The plan must be approved by the DEQ prior to implementation. Once approved, the plan shall become an enforceable part of this permit and closure shall be implemented in accordance with the approved plan.
3. By **December 31, 2029**, the permittee shall complete closure in accordance with the approved plan.
4. No later than 14 days following closure completion, the permittee shall submit to DEQ written notification of the closure completion date and a certification of closure in accordance with the approved plan.

CONDITIONS APPLICABLE TO ALL VPA PERMITS

A. Monitoring

1. Samples and measurements taken as required by this permit shall be representative of the monitored activity.
2. Monitoring shall be conducted according to procedures listed under Title 40 Code of Federal Regulations Part 136, unless other procedures have been specified in this permit.
3. The permittee shall periodically calibrate and perform maintenance procedures on all monitoring and analytical instrumentation at intervals that will insure accuracy of measurements.
4. Samples taken as required by this permit shall be analyzed in accordance with 1VAC30-45, Certification for Noncommercial Environmental Laboratories, or 1VAC30-46, Accreditation for Commercial Environmental Laboratories except for the following:
 - a. Field sample testing and measurements performed at the site where the sample is taken, are not subject to the requirements of 1VAC30-45 or 1VAC30-46; and
 - b. Tests, analyses, measurements or monitoring, using protocols established pursuant to §10.1-104.2 to determine soil fertility, animal manure nutrient content, or plant tissue nutrient uptake for the purposes of nutrient management.

B. Records

1. Records of monitoring information shall include:
 - a. The date, exact place, and time of sampling or measurements;
 - b. The name of the individual(s) who performed the sampling or measurements;
 - c. The date(s) and time(s) analyses were performed;
 - d. The name of the individual(s) who performed the analyses;
 - e. The analytical techniques or methods used, with supporting information such as observations, readings, calculations and bench data; and
 - f. The results of such analyses.
2. The permittee shall retain records:
 - a. Of all monitoring information, including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation, copies of all reports required by this permit, and records of all data used to complete the application for this permit, for a period of at least 3 years or in the case of activities regulated under Part IX of the Virginia Pollution Abatement Permit Regulation (9VAC25-32-10 et seq.), at least five years from the date of the sample, measurement, report or application. This period of retention may be extended by request of the Board at any time.
 - b. Related to biosolids data and information specified in agreements between generator, owner, agents, landowners and farmers. These records shall be described and maintained for a minimum period of five years or the duration of the permit or subsequent revisions if longer than five years.

C. Reporting Monitoring Results

1. The permittee shall submit the results of the monitoring required by this permit as specified in Part I.B. of this permit.
2. Monitoring results shall be reported on forms provided or specified by the Department.
3. If the permittee monitors any pollutant specifically addressed by this permit, at a sampling location specified in this permit, more frequently than required by this permit using test procedures approved under Title 40 of the Code of Federal Regulations Part 136 or using other test procedures approved by the U.S. Environmental Protection Agency or using procedures specified in this permit, the results of this monitoring shall be included in the calculation and reporting of the data submitted on the reporting form specified by the Department.
4. If the permittee monitors any pollutant that is not required to be monitored by this permit, at a sampling location specified in this permit, and uses test procedures approved under Title 40 of the Code of Federal Regulations Part 136 or using other test procedures approved by the U.S. Environmental Protection Agency, or using procedures specified in this permit, the results of this monitoring shall be included in the calculation and reporting of the data submitted on the reporting form specified by the Department.
5. Calculations for all limitations which require averaging of measurements shall utilize an arithmetic mean unless otherwise specified in this permit.

D. Duty to Provide Information

1. The permittee shall furnish to the Department, within a reasonable time, any information which the Board may request to determine whether cause exists for modifying, revoking and reissuing, terminating this permit, or to determine compliance with this permit. The permittee shall also furnish to the Department, upon request, copies of records required to be kept by the permittee.
2. Plans, specifications, maps, conceptual reports and other relevant information shall be submitted as requested by the Board prior to commencing construction.

E. Compliance Schedule Reports

Reports of compliance or noncompliance with, or any progress reports on, interim and final requirements contained in any compliance schedule of this permit shall be submitted no later than 14 days following each schedule date.

F. Unauthorized Discharges

Except in compliance with this permit, or another permit issued by the Board, it shall be unlawful for any person to:

1. Discharge into state waters sewage, industrial wastes, other wastes, or any noxious or deleterious substances; or
2. Otherwise alter the physical, chemical or biological properties of such State waters and make them detrimental to the public health, or to animal or aquatic life, or to the use of such waters for domestic or industrial consumption, or for recreation, or for other uses.

G. Reports of Unauthorized Discharges

Any permittee who discharges or causes or allows a discharge of sewage, industrial waste, other wastes or any noxious or deleterious substance into or upon State waters in violation of Part II.F.; or who discharges or causes or allows a discharge that may reasonably be expected to enter State waters in violation of Part II.F., shall notify the Department of the discharge immediately upon discovery of the discharge, but in no case later than 24 hours after said discovery. A written report of the unauthorized discharge shall be submitted to the Department, within five days of discovery of the discharge. The written report shall contain:

1. A description of the nature and location of the discharge;
2. The cause of the discharge;
3. The date on which the discharge occurred;
4. The length of time that the discharge continued;
5. The volume of the discharge;
6. If the discharge is continuing, how long it is expected to continue;
7. If the discharge is continuing, what the expected total volume of the discharge will be; and
8. Any steps planned or taken to reduce, eliminate and prevent a recurrence of the present discharge or any future discharges not authorized by this permit.

Discharges reportable to the Department under the immediate reporting requirements of other regulations are exempted from this requirement.

H. Reports of Unusual or Extraordinary Discharges

If any unusual or extraordinary discharge including a bypass or upset should occur from a treatment works and the discharge enters or could be expected to enter State waters, the permittee shall promptly notify, in no case later than 24 hours, the Department by telephone after the discovery of the discharge. This notification shall provide all available details of the incident, including any adverse affects on aquatic life and the known number of fish killed. The permittee shall reduce the report to writing and shall submit it to the Department within five days of discovery of the discharge in accordance with Part II.I.2. Unusual and extraordinary discharges include but are not limited to any discharge resulting from:

1. Unusual spillage of materials resulting directly or indirectly from processing operations;
2. Breakdown of processing or accessory equipment;
3. Failure or taking out of service some or all of the treatment works; and
4. Flooding or other acts of nature.

I. Reports of Noncompliance

The permittee shall report any noncompliance which may adversely affect State waters or may endanger public health.

1. An oral report shall be provided within 24 hours from the time the permittee becomes aware of the circumstances. The following shall be included as information which shall be reported within 24 hours under this paragraph:
 - a. Any unanticipated bypass; and
 - b. Any upset which causes a discharge to surface waters.
2. A written report shall be submitted within 5 days and shall contain:
 - a. A description of the noncompliance and its cause;
 - b. The period of noncompliance, including exact dates and times, and if the noncompliance has not been corrected, the anticipated time it is expected to continue; and
 - c. Steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance.
3. The Board may waive the written report on a case-by-case basis for reports of noncompliance under Part II.I if the oral report has been received within 24 hours and no adverse impact on State waters has been reported.
4. The permittee shall report all instances of noncompliance not reported under Parts II.I.1. or 2., in writing, at the time the next monitoring reports are submitted. The reports shall contain the information listed in Part II.I.2.

NOTE: The immediate (within 24 hours) reports required in Parts II.G, H and I shall be made to the Department's Valley Regional Office at VRO.SSO-UD@deq.virginia.gov. During normal working hours (8:30 am to 4:30 pm Monday through Friday), if email is unavailable, the reports may be made at 540-574-7800. Outside normal working hours, if email is unavailable, the reports may be made at 540-820-3449. For emergencies, the Virginia Department of Emergency Services maintains a 24-hour telephone service at 800-468-8892.

J. Notice of Planned Changes

1. The permittee shall give notice to the Department as soon as possible of any planned physical alterations or additions to the design or operation of the pollutant management activity.
2. The permittee shall give at least 10 days advance notice to the Department of any planned changes in the permitted facility or activity which may result in noncompliance with permit requirements.

K. Signatory Requirements

1. Applications. All permit applications shall be signed as follows:
 - a. For a corporation: by a responsible corporate officer. For the purpose of this section, a responsible corporate officer means: (i) A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy- or decision-making functions for the corporation, or (ii) the manager of one or more manufacturing, production, or operating facilities employing more than 250 persons or having gross annual sales or expenditures exceeding \$25 million (in second-quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures;
 - b. For a partnership or sole proprietorship: by a general partner or the proprietor, respectively; or
 - c. For a municipality, state, federal, or other public agency: By either a principal executive officer or ranking elected official. For purposes of this section, a principal executive officer of a public agency includes: (i) The chief executive officer of the agency, or (ii) a senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency.

2. Reports, etc. All reports required by permits, and other information requested by the Board shall be signed by a person described in Part II.K.1., or by a duly authorized representative of that person. A person is a duly authorized representative only if:
 - a. The authorization is made in writing by a person described in Part II.K.1.;
 - b. The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility or activity such as the position of plant manager, operator of a well or a well field, superintendent, position of equivalent responsibility. (A duly authorized representative may thus be either a named individual or any individual occupying a named position.); and
 - c. The written authorization is submitted to the Department.
3. Changes to authorization. If an authorization under Part II.K.2 is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of Part II.K.2 shall be submitted to the Department prior to or together with any reports, or information to be signed by an authorized representative.
4. Certification. Any person signing a document under Parts II.K.1 or 2 shall make the following certification:
 "I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

L. Duty to Comply

The permittee shall comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the State Water Control Law. Permit noncompliance is grounds for enforcement action; for permit termination, revocation and reissuance, or modification; or denial of a permit renewal application. Compliance with a permit during its term constitutes compliance, for purposes of enforcement, with the State Water Control Law.

M. Duty to Reapply

If the permittee wishes to continue an activity regulated by this permit after the expiration date of this permit, the permittee shall apply for and obtain a new permit. All permittees with a currently effective permit shall submit a new application at least 180 days before the expiration date of the existing permit, unless permission for a later date has been granted by the Board. The Board shall not grant permission for applications to be submitted later than the expiration date of the existing permit.

N. Effect of a Permit

This permit does not convey any property rights in either real or personal property or any exclusive privileges, nor does it authorize any injury to private property or invasion of personal rights, or any infringement of Federal, State or local law or regulations.

O. State Law

Nothing in this permit shall be construed to preclude the institution of any legal action under, or relieve the permittee from any responsibilities, liabilities, or penalties established pursuant to any other state law or regulation or under authority preserved by Section 510 of the Clean Water Act. Except as provided in permit conditions on "bypassing" (Part II.U.), and "upset" (Part II.V.) nothing in this permit shall be construed to relieve the permittee from civil and criminal penalties for noncompliance.

P. Oil and Hazardous Substance Liability

Nothing in this permit shall be construed to preclude the institution of any legal action or relieve the permittee from any responsibilities, liabilities, or penalties to which the permittee is or may be subject under Sections 62.1-44.34:14 through 62.1-44.34:23 of the State Water Control Law.

Q. Proper Operation and Maintenance

The permittee shall be responsible for the proper operation and maintenance of all treatment works, systems and controls which are installed or used to achieve compliance with the conditions of this permit. Proper operation and maintenance includes effective plant performance, adequate funding, adequate staffing, and adequate laboratory and process controls, including appropriate quality assurance procedures.

R. Disposal of Solids or Sludges

Solids, sludges or other pollutants removed in the course of treatment or management of pollutants shall be disposed of in a manner so as to prevent any pollutant from such materials from entering State waters.

S. Duty to Mitigate

The permittee shall take all reasonable steps to minimize or prevent any pollutant management activity in violation of this permit which has a reasonable likelihood of adversely affecting human health or the environment.

T. Need to Halt or Reduce Activity not a Defense

It shall not be a defense for a permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity in order to maintain compliance with the conditions of this permit.

U. Bypass

1. Prohibition - Bypass means intentional diversion of waste streams from any portion of a treatment works. A bypass of the treatment works is prohibited except as provided herein.
2. Anticipated Bypass - If the permittee knows in advance of the need for a bypass, he shall notify the Department promptly at least 10 days prior to the bypass. After considering its adverse effects the Board may approve an anticipated bypass if:
 - a. The bypass will be unavoidable to prevent loss of human life, personal injury, or severe property damage ("Severe Property Damage" means substantial physical damage to property, damage to the treatment facilities which causes them to become inoperable, or substantial and permanent loss of natural resources which can reasonably be expected to occur in the absence of a bypass. Severe property damage does not mean economic loss caused by delays in production); and
 - b. There are no feasible alternatives to bypass such as the use of auxiliary treatment facilities, retention of untreated waste, or maintenance during normal periods of equipment downtime. However, if bypass occurs during normal periods of equipment downtime or preventive maintenance and in the exercise of reasonable engineering judgment the permittee could have installed adequate backup equipment to prevent such bypass, this exclusion shall not apply as a defense.
3. Unplanned Bypass - If an unplanned bypass occurs, the permittee shall notify the Department as soon as possible, but in no case later than 24 hours, and shall take steps to halt the bypass as early as possible. This notification will be a condition for defense to an enforcement action that an unplanned bypass met the conditions in paragraphs U.2.a and b and in light of the information reasonably available to the permittee at the time of the bypass.

V. Upset

A permittee may claim an upset as an affirmative defense to an action brought for noncompliance. In any enforcement proceedings a permittee shall have the burden of proof to establish the occurrence of any upset. In order to establish an affirmative defense of upset, the permittee shall present properly signed, contemporaneous operating logs or other relevant evidence that shows:

1. That an upset occurred and that the cause can be identified;
2. That the permitted facility was at the time being operated efficiently and in compliance with proper operation and maintenance procedures;
3. That the 24-hour reporting requirements to the Department were met; and
4. That the permittee took all reasonable steps to minimize or correct any adverse impact on State waters resulting from noncompliance with the permit.

W. Inspection and Entry

Upon presentation of credentials, any duly authorized agent of the Board may, at reasonable times and under reasonable circumstances:

1. Enter upon any permittee's property, public or private and have access to records required by this permit;
2. Have access to, inspect and copy any records that must be kept as part of permit conditions;
3. Inspect any facility's equipment (including monitoring and control equipment) practices or operations regulated or required under the permit; and
4. Sample or monitor any substances or parameters at any locations for the purpose of assuring permit compliance or as otherwise authorized by the State Water Control Law.

For purposes of this section, the time for inspection shall be deemed reasonable during regular business hours, and whenever the facility is involved in managing pollutants. Nothing contained herein shall make an inspection unreasonable during an emergency.

X. Permit Actions

Permits may be modified, revoked and reissued, or terminated for cause upon the request of the permittee or interested persons, or upon the Board's initiative, to reflect the requirements of any changes in the statutes or regulations. If a permittee files a request for a permit modification, revocation, or termination, or files a notification of planned changes, or anticipated noncompliance, the permit terms and conditions shall remain effective until the request is acted upon by the Board. This provision shall not be used to extend the expiration date of the effective VPA permit. If this permit is continued in accordance with 9VAC25-32-130, this permit will remain effective and enforceable.

Y. Transfer of Permits

1. Permits are not transferable to any person except after notice to the Department. The Board may require modification or revocation and reissuance of the permit to change the name of the permittee and to incorporate such other requirements as may be necessary. Except as provided in Part II.Y.2., a permit may be transferred by the permittee to a new owner or operator only if the permit has been modified to reflect the transfer or has been revoked and reissued to the new owner or operator.
2. As an alternative to transfers under Part II.Y.1., this permit shall be automatically transferred to a new permittee if:
 - a. The current permittee notifies the Department at least 30 days in advance of the proposed transfer of the title to the facility or property;
 - b. The notice includes a written agreement between the existing and new permittees containing a specific date for transfer of permit responsibility, coverage, and liability between them; and
 - c. The Board does not, within the 30-day time period, notify the existing permittee and the proposed new permittee of its intent to modify or revoke and reissue the permit. If this notice is not received, the transfer is effective on the date specified in the agreement mentioned in Part II.Y.2.b.

Z. Severability

The provisions of this permit are severable, and if any provision of this permit or the application of any provision of this permit to any circumstance, is held invalid, the application of such provision to other circumstances, and the remainder of this permit, shall not be affected thereby.

MEMORANUM OF UNDERSTANDING

This MEMORANDUM OF UNDERSTANDING (MOU) is entered into as of the 14th day of May, 2024 by and between the GREENE COUNTY BOARD OF SUPERVISORS (“County”) and DUSTIN CLAY.

WHEREAS, the County owns certain real property identified as Tax Map Numbers 38-A-39A consisting of 50.93 and 28-A-22A consisting of 88.52 acres located of Route 230 in Stanardsville, Virginia, and also known as the wastewater treatment facility; and

WHEREAS, said property consists of a wastewater treatment facility and a total of 139.45 acres of undeveloped land; and

WHEREAS, the undeveloped land becomes overgrown during the summer months; and

WHEREAS, Mr. Clay’s family owns property adjacent to said property; and

WHEREAS, Mr. Clay has expressed an interest in cutting the undeveloped land at no cost to the County; and

WHEREAS, the County has an interest in the land not becoming completely overgrown.

NOW, THEREFORE, the County and Mr. Clay agree that Mr. Clay will cut the unimproved property surrounding the Stanardsville Wastewater Treatment plant subject to the following conditions:

TERMS AND CONDITIONS

1. The term of this Agreement shall be for a period of one (1) year beginning on February 27, 2024, and ending on January 31, 2025.
2. Mr. Clay will cut the open field at the Wastewater Treatment facility. He will not be responsible for the weekly mowing around the building.
3. The property shall be cut at Mr. Clay’s discretion but shall in no way interfere with operations at the Wastewater Treatment facility.
4. Mr. Clay will cut the field a minimum of two (2) times during the summer season.
5. The County will mark testing areas or sprinkler heads that Mr. Clay needs to avoid when cutting.
6. Mr. Clay will be responsible for any damage done to County property while cutting.
7. Mr. Clay will be responsible for providing the appropriate equipment needed.

8. Mr. Clay may dispose of the hay or grass clippings as he chooses.
9. Mr. Clay will not charge the County for this service.
10. Either party may terminate this Agreement upon giving written notice to the other party.
11. This document contains the entire agreement between the parties and no additions thereto and no subtractions therefrom shall be valid unless in writing and executed by the parties to this Agreement.

WITNESS the following signatures and seals this the day and year first above written.


Marie Durrer, Chair

5/14/24
Date


Dustin Clay

5/14/24
Date

RESOLUTION TO ACCEPT AND APPROPRIATE ONE THOUSAND FOUR HUNDRED AND FIFTY DOLLARS AND SIXTY CENTS FOR LAW LIBRARY FEES

WHEREAS, Law Library Fees have been received; and

WHEREAS, the funds will be used for qualifying expenditures incurred during the period that begins on July 1 2023; and

WHEREAS, the following funds in the amount of **ONE THOUSAND FOUR HUNDRED AND FIFTY DOLLARS AND SIXTY CENTS** (\$1,450.60) needs to be accepted and appropriated to the 2023-2024 budget of the County of Greene, Virginia.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Supervisors of the County of Greene, Virginia that **ONE THOUSAND FOUR HUNDRED AND FIFTY DOLLARS AND SIXTY CENTS** (\$1,450.60) be appropriated to the 2023-2024 budget of the County of Greene, Virginia.

BE IT FURTHER RESOLVED that the County Administrator of the County of Greene, Virginia is authorized to make the appropriate accounting adjustments in the budget and to do all things necessary to give this resolution effect.

Adopted this 14th day of May 2024.

Motion: Steve Catalano

Second: Davis Lamb

Recorded Vote:

Steve Catalano Yes

Marie C. Durrer Yes

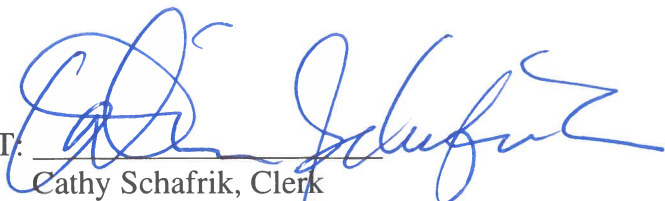
Francis McGuigan Yes

Tim Goolsby Yes

Davis Lamb Yes



Marie C. Durrer, Chair
Greene County Board of Supervisors

ATTEST: 

Cathy Schafrik, Clerk
Greene County Board of Supervisors

RESOLUTION TO ACCEPT AND APPROPRIATE THIRTY-NINE THOUSAND SEVEN HUNDRED AND SEVENTY-FOUR DOLLARS AND EIGHTY-FOUR CENTS FOR NEXT GEN GRANT FUNDS

WHEREAS, Virginia Department of Emergency Management (VDEM) passed; and

WHEREAS, the funds will be used for qualifying expenditures incurred during the period that begins on July 1, 2023; and

WHEREAS, the following funds in the amount of thirty-nine thousand seven hundred and seventy-four dollars and eighty-four cents (\$39,774.84) need to be accepted and appropriated to the 2023-2024 budget of the County of Greene, Virginia.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Supervisors of the County of Greene, Virginia that thirty-nine thousand seven hundred and seventy-four dollars and eighty-four cents (\$39,774.84) be appropriated to the 2023-2024 budget of the County of Greene, Virginia.

BE IT FURTHER RESOLVED that the County Administrator of the County of Greene, Virginia is authorized to make the appropriate accounting adjustments in the budget and to do all things necessary to give this resolution effect.

Adopted this 14th day of May 2024.

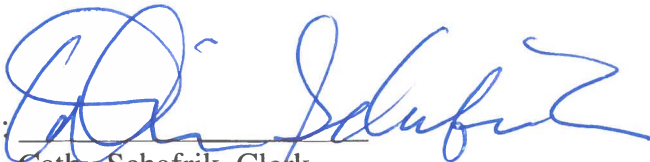
Motion: Steve Catalano
Second: Davis Lamb

Recorded Vote:

Steve Catalano	<u>Yes</u>
Marie C. Durrer	<u>Yes</u>
Francis McGuigan	<u>Yes</u>
Tim Goolsby	<u>Yes</u>
Davis Lamb	<u>Yes</u>



Marie C. Durrer, Chair
Greene County Board of Supervisors

ATTEST: 

Cathy Schafrik, Clerk
Greene County Board of Supervisors

RESOLUTION TO ACCEPT AND APPROPRIATE TWO THOUSAND NINE HUNDRED AND FIFTY-EIGHT DOLLARS AND ONE CENT FOR EXCEPTIONAL CIRCUMSTANCES PAYMENTS

WHEREAS, Exceptional Circumstances Payments have been received; and

WHEREAS, the funds will be used for qualifying expenditures incurred during the period that begins on July 1, 2023; and

WHEREAS, the following funds in the amount of **TWO THOUSAND NINE HUNDRED AND FIFTY-EIGHT DOLLARS AND ONE CENT** (\$2,958.01) needs to be accepted and appropriated to the 2023-2024 budget of the County of Greene, Virginia.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Supervisors of the County of Greene, Virginia that **TWO THOUSAND NINE HUNDRED AND FIFTY-EIGHT DOLLARS AND ONE CENT** (\$2,958.01) be appropriated to the 2023-2024 budget of the County of Greene, Virginia.

BE IT FURTHER RESOLVED that the County Administrator of the County of Greene, Virginia is authorized to make the appropriate accounting adjustments in the budget and to do all things necessary to give this resolution effect.

Adopted this 14th day of May 2024.

Motion: Steve Catalano
Second: Davis Lamb

Recorded Vote:

Steve Catalano	<u>Yes</u>
Marie C. Durrer	<u>Yes</u>
Francis McGuigan	<u>Yes</u>
Tim Goolsby	<u>Yes</u>
Davis Lamb	<u>Yes</u>



Marie C. Durrer, Chair
Greene County Board of Supervisors

ATTEST: 

Cathy Schafrik, Clerk
Greene County Board of Supervisors

CONTRACT
for
APPRAISAL SERVICES

THIS CONTRACT, made and entered into this 14th day of May, 2024, by and between County of Greene, Virginia, a political subdivision of the Commonwealth of Virginia (hereinafter referred to as “the County”), and Pearson’s Appraisal Services, Inc. (hereinafter referred to as “Pearson” or “the Company”).

WITNESSETH:

WHEREAS, pursuant to Virginia Code §58.1-3252, the Greene County Board of Supervisors has voted to carry out a general reassessment review of locally taxable and tax-exempt real estate in the County; and

WHEREAS, Pearson submitted a cost proposal for the services requested; and

WHEREAS, the Greene County Board of Supervisors has voted to award the reassessment review contract to Pearson; and

WHEREAS, the County and Pearson have reached an agreement for the Company to provide such services to the County and the parties desire that such agreement be reduced to writing.

NOW, THEREFORE, it is mutually agreed by and between the parties as follows:

I. SCOPE OF SERVICES

A. The Basic Services shall be performed by the Company in accordance with the terms of this Contract and shall consist of the following services:

- i. A full Multiple List Service (MLS) review of all 2023 and 2024 sales.

The MLS review will include all properties that closed or that are offered for sale

through November 2024. Corrections will be made to the existing tax office data from the MLS data to include correction of square footage, bath counts, major renovations, heating and air, large outbuildings, and additions.

- ii. Pearson will perform all data entry for the 2025 reassessment review.
- iii. Pearson will provide market sales studies.
- iv. Pearson will generate, print, and mail reassessment review notices. Greene County agrees to pay for the postage required for all mailings associated with the reassessment review project.
- v. Greene County agrees to schedule informal appeals hearings by telephone and Pearson agrees to conduct all informal appeal hearings. Pearson's will prepare change notices to property owners to notify them of the hearing outcome.
- vi. Pearson will assist the County with Board of Equalization hearings as needed.
- vii. Greene County agrees to provide Pearson a ninety (90) day extension to complete the 2025 assessment review.
- viii. Greene County will provide office space for Pearson staff.
- ix. Fred Pearson will serve as the Professional Assessor.

II. RESPONSIBILITY OF PARTIES

A. COMPANY RESPONSIBILITIES

1. The Company shall be solely responsible for coordination of the Project, including the work of the Company, the Commissioner of the Revenue and the County Administrator. If the Company becomes aware of any delay or problem that may hinder coordination among the various

entities, the Company shall immediately notify the County's project manager and take appropriate action to keep the Project on the approved schedule, as outlined in the Contract Documents.

2. The Company represents and warrants that its services will be performed in a manner consistent with generally accepted appraisal standards and practices and that it is familiar with all federal, state, and local laws, regulations, codes, and standards that are applicable at the time the Company renders its professional services. Should the Company fail to comply with applicable laws, regulations, codes, and standards, the Company hereby agrees to bear all resulting costs, including, but not limited to, the full cost of correcting its documents and the cost of changing the affected documents of the County.

4. The Company agrees to supply data entry personnel. The Company will supply the appraisal staff with normal tools of the trade, such as calculators, measuring tapes, and transportation.

5. The Company agrees to cooperate with the Commissioner of the Revenue's Office in assessing new construction and property splits during the reassessment, so as to avoid duplication of effort or omission by both offices.

B. COUNTY RESPONSIBILITIES

1. The County shall furnish to the Company one (1) complete set of the County's tax maps, showing the aerial photo overlay and access to any other pertinent data currently on hand in the County Real Estate Office, Community Development Office or Building Official's Office.

2. The County agrees to furnish adequate office space located within the County Office Building or reasonable proximity thereto. Adequate parking will also be furnished within a reasonable proximity of the Reassessment Office. Filing cabinets, all office furniture, miscellaneous office supplies, and telephone service, with a minimum of three lines, will be

furnished. The County will pay for all forms and print stock, including appraisal cards, reassessment notices, postage and photocopying. Adequate hardware and software will be supplied by the County, including maintenance and daily backups. Pearson will not be held responsible for any delays as a result of hardware or software problems of any kind supplied by the County.

3. The County shall have the right to require the Company to remove from the Project any person the County, in its discretion, considers to be unqualified or negligent, or the County, in its discretion, considers guilty of any misconduct in the performance of his duties. Any such person so removed shall not again be employed on the Project.

III. FEES

- A. Pearson will complete all appraisal review and clerical work for a total fee of Fifty-Five Thousand Dollars (\$55,000.00).
- B. In addition to the cost per parcel review, the County will pay Pearson Four Hundred and Fifty Dollars (\$450.00) per day or Forty Dollars (\$40.00) per permit to measure and list new construction for taxation.
- B. Statements will be submitted monthly, based on the number of parcels reviewed as of the billing date.
- C. The County assumes full responsibility for clerical assistance and all other costs for the Board of Equalization.

IV. TIMETABLE/SCHEDULE OF WORK

Time is of the essence in this Contract. Notwithstanding any provision of the Contract Documents to the contrary, the Company agrees to complete all appraisal review services and to transmit final copies of all files to the Commissioner of the Revenue no later than March 31, 2025.

Execution and delivery of this Contract by the County shall constitute notice for the Company to proceed.

V. INSURANCE AND INDEMNIFICATION

A. The Company agrees to indemnify, defend and save harmless the County, its officers, agents, and employees, from and against any and all demands, actions, causes of action, damages (whether direct, indirect, incidental or consequential costs, losses, claims, and expenses [including reasonable attorney's fees]) of any and every kind arising out of any and all acts, errors, or omissions of the Company, its subcontractors, agents, or employees, in performing services under this Contract.

B. The Company shall secure and maintain at its cost such insurance as will protect it and the County from claims under worker's compensation acts; claims for damages because of bodily injury, including personal injury, sickness or disease, or death of any of its employees or of any person other than its employees; claims for damages because of injury to, or destruction of, tangible property, including loss of use resulting therefrom; and claims arising out of the performance of professional services caused by any errors, omissions, or negligent acts for which it is liable. Commercial liability insurance limits of \$1,000,000 for each occurrence and \$2,000,000 in the aggregate will be maintained by Pearson.

VI. TERMINATION

A. This Contract may be terminated by the County upon the substantial failure of the Company to perform in accordance with all the terms herein, provided that the Company's failure to perform is through no fault of the County and shall continue for thirty (30) days after written notice thereof from the County specifying the nature and extent of such default.

This Contract may be terminated by the Company upon the substantial failure of the

County to perform in accordance with all the terms herein, provided that the County's failure to perform is through no fault of the Company and shall continue for thirty (30) days after written notice thereof from the Company specifying the nature and extent of such default.

B. The County agrees to pay the Company for services rendered through the date of termination or suspension, based upon the percentage of the Company's services completed as of the date of termination. Such payments shall be paid by the County upon the Company's delivery to the County of all data, drawings, reports, estimates, summaries, and such other information and materials as may have been accumulated by the Company in performing the services included in this Contract, whether completed or in progress. All amounts payable shall be subject to the County's right of offset.

VII. MISCELLANEOUS

A. The Company represents that all persons performing services herein are employees or agents of the Company. Such personnel shall not be employees of, nor have any contractual relationship with, the County, nor shall they hold themselves out as, or claim to be, officers or employees of the County. The Company further agrees that in the performance of its services hereunder, it shall be acting as an independent contractor and not as agent of the County.

B. Any legal action brought by either party to this Contract shall be subject to the exclusive jurisdiction of the Circuit Court of Greene County, Virginia and shall be brought only in such court. This Contract shall be governed by the laws of the Commonwealth of Virginia.

C. Discrimination: During the performance of this Contract, the Company agrees as follows:

(1) The Company will not discriminate against any employee or applicant for employment because of race, religion, color, national origin, sex, or sexual orientation, except where religion,

sex, sexual orientation or national origin is a bona fide occupational qualification reasonably necessary to the normal operation of the Company. The Company agrees to post in conspicuous places, available to employees and applicants for employment, notices setting forth the provisions of this non-discrimination clause.

(2) The Company, in all solicitations or advertisements for employees placed by or on behalf of the Company, will state that the Company is an equal opportunity employer.

(3) Notices, advertisements, and solicitations placed in accordance with federal law, rule, or regulation shall be deemed sufficient for the purpose of meeting the requirements of this section.

The Company will include the provisions of the foregoing subparagraphs (1), (2), and (3) in every subcontract or purchase order over \$10,000 so that the provisions will be binding upon each subcontractor or vendor.

D. Non-appropriation: All funds for payments after June 30 of the current fiscal year are subject to the availability of a County appropriation for this purpose. In the event of non-appropriation of funds by the County Board of Supervisors for the items under this Contract, the County will terminate this Contract on July 1, of the then current fiscal year. In the event funding for the payment of invoices is subject to the availability of federal or state funding and such federal or state funding is not made available, this Contract may be terminated effective the date of non-availability of funds for those items dependent on such funds.

E. This Contract represents the entire and integrated Contract between the County and the Company and supersedes all prior negotiations, representations, or agreements, either written or oral. This Contract may be amended only by written instrument signed by both the County and the Company.

F. The Commissioner of Revenue, or a designee, shall be the County's project manager,

and have sole authority to administer the terms of this Contract, and to execute amendments to the Contract after consultation with the County Attorney.

G. The County and the Company each binds itself, its partners, successors, and assigns to the other party to this Contract and to the partners, successors, and assigns of such other party, in respect to all covenants contained in this Contract. The Company shall not assign, sublet, or transfer any part of its interest in this Contract without the prior written consent of the County.

IN WITNESS WHEREOF, the parties hereto have made and executed this Contract on the date aforesaid.

COUNTY OF GREENE, VIRGINIA

By: _____

Cathy Schafrik County Administrator

Approved as to Form:

Kelley Kemp County Attorney

PEARSON'S APPRAISAL SERVICES, Inc.

By: Fred W. Pearson
Fred W. Pearson, Owner/Manager

and have sole authority to administer the terms of this Contract, and to execute amendments to the Contract after consultation with the County Attorney.

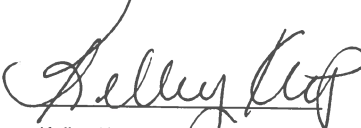
G. The County and the Company each binds itself, its partners, successors, and assigns to the other party to this Contract and to the partners, successors, and assigns of such other party, in respect to all covenants contained in this Contract. The Company shall not assign, sublet, or transfer any part of its interest in this Contract without the prior written consent of the County.

IN WITNESS WHEREOF, the parties hereto have made and executed this Contract on the date aforesaid.

COUNTY OF GREENE, VIRGINIA

By: 
Cathy Schafrik County Administrator

Approved as to Form:


Kelley Kemp County Attorney

PEARSON'S APPRAISAL SERVICES, Inc.

By: 
Fred W. Pearson, Owner/Manager

**RESOLUTION TO ADOPT THE FISCAL YEAR 2025 BUDGET
BEGINNING JULY 1, 2024—JUNE 30, 2025**

WHEREAS, the Board of Supervisors reviewed the proposed Fiscal Year 2025 Operating Budget during several budget work sessions; and

WHEREAS, the proposed tax rates were published in the Greene County Record on April 4, 2024, and April 11, 2024; and

WHEREAS, a synopsis of the proposed Fiscal Year 2025 Operating Budget was published in the Greene County Record on April 4, 2024, and April 11, 2024; and

WHEREAS, a public hearing was held on April 23, 2024, in the Greene County Administration Building, pursuant to the provisions of Section 15.2-2506 of the Code of Virginia; and

WHEREAS, at the public hearing on April 23, 2024, all those who wished to speak for or against the proposed budget were heard.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Supervisors of the County of Greene, Virginia adopts the Fiscal Year 2025 Budget in the amount of \$113,934,088, as detailed in Attachment A.

Adopted this 14th day of May 2024.

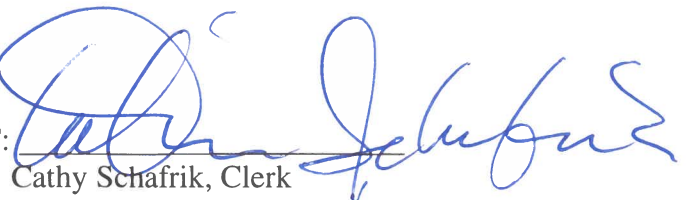
Motion: Steve Catalano
Second: Francis McGuigan

Recorded Vote:

Steve Catalano	<u>Yes</u>
Marie C. Durrer	<u>Yes</u>
Tim Goolsby	<u>Yes</u>
Davis Lamb	<u>Yes</u>
Francis McGuigan	<u>Yes</u>


Marie Durrer, Chair
Greene County Board of Supervisors

ATTEST:


Cathy Schafrik, Clerk
Greene County Board of Supervisors

<u>REVENUE ESTIMATES:</u>	<u>FY 2024-2025</u>
General Fund:	
From Local Sources	41,354,409
From the Commonwealth	4,605,026
From the Federal Government	498,490
 Subtotal General Fund	 46,457,925
 Appropriation from School Capital Fund	 1,538,015
 Total General Fund	 47,995,940
 Social Services Fund:	
From Local Sources	508,794
From the Commonwealth	1,162,958
From the Federal Government	806,723
 Total Social Services Fund:	 2,478,475
 CSA Fund:	
From Local Sources	853,771
From the Commonwealth	1,646,229
 Total CSA Fund	 2,500,000
 Solid Waste Fund	 3,308,684
 School Fund:	
From the Commonwealth	29,035,641
From the Federal Government	3,070,000
From Miscellaneous Revenue	250,000
Local Funds	19,526,802
Pandemic Federal Funds	743,075
 Total School Fund	 52,625,518
 School Construction Fund	 200,000
 Capital Projects Fund	 -
 Water Fund	 2,092,430

Sewer Fund	1,670,451
Capital Projects Fund-Water	
Capital Projects Fund-Sewer	
Non-Revenue/Use of Fund Balance	1,062,590
Total Proposed Revenue	113,934,088
Less Interfund Transfers	20,889,367
GRAND TOTAL - REVENUE	93,044,721

EXPENDITURE ESTIMATES:

FY 2024-2025

Board of Supervisors	119,061
County Administration	885,372
Legal/Professional Services	87,395
Auditing Services	91,400
Commissioner of Revenue	299,138
Reassessment of Taxable Property	55,000
County Treasurer	533,882
Computer Services	250,369
Vehicle Maintenance	1,261,517
Electoral Board/Officials	293,024
Courts	79,796
Clerk's Office	453,725
Victim Witness	119,511
Commonwealth's Attorney	526,324
Law Enforcement/Protection	5,467,204
School Resource Officer	194,687
E911 Operations Center	990,884
Fire Companies	871,500
Rescue Services	20,000
Other Fire & Rescue Services	58,788
State Fire Protection	5,450
Juvenile Detention	254,496
Regional Jail	1,416,509
Confinement of Prisoners	2,038
Inspections	421,608

Animal Shelter	156,586
Medical Examiner	200
Emergency Services	531,428
Emergency Medical Services	3,028,316
Animal Control	322,614
Refuse Disposal	9,500
Maintenance of Bldgs. & Grounds	1,300,788
Local Health Department	330,319
Mental Health Services	106,012
Jefferson Area Board for Aging	125,813
Emergency Shelter	4,000
Other Agencies	13,655
VA Piedmont College	6,847
Recreation Program	372,662
Jefferson-Madison Regional Library	446,053
Planning Dept./Local Commission	511,629
JAUNT	432,483
Skyline Cap	45,400
Zoning Board	4,547
Economic Development	269,053
Tourism	329,836
Soil/Water Conservation District	13,561
Stormwater Management	126,075
Cooperative Extension Program	83,793
Non-Departmental	265,441
Transfers	20,889,367
Debt Service	3,187,284
TOT Funds Set Aside for Future Recreation Center	324,000
 Total General Fund	 47,995,940
 Social Services Fund	 2,478,475
 CSA Fund	 2,500,000
 Solid Waste Fund	 3,308,684
 School Fund:	
General Operations	46,953,092
Capital Outlay	3,000,969
Debt Service	2,671,457
 Total School Fund	 52,625,518

School Construction Fund	200,000
Capital Projects Fund	1,062,590
Water Fund	2,092,430
Sewer Fund	1,670,451
Capital Projects Fund-Water	-
Capital Projects Fund-Sewer	-
Total Proposed Expenditures	113,934,088
Less Interfund Transfers	20,889,367
GRAND TOTAL - EXPENDITURES	93,044,721