



**AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE  
POCAHONTAS LANDMARK CENTER AT 4290 ANDERSON HIGHWAY IN  
POWHATAN COUNTY, VIRGINIA, AND REMOTELY BY ELECTRONIC MEANS ON  
September 25<sup>th</sup>, 2023, AT 6:30 PM.**

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**Board of Supervisors Present:** David T. Williams, District 1,  
Steve W. McClung, District 2, Vice-Chair  
Mike W. Byerly, District 3, Chair  
Bill L. Cox, District 4,  
Karin M. Carmack, District 5,

**Board of Supervisors Absent:** None

**County Staff Present:** Bret Schardein, County Administrator  
Tom Lacheney, County Attorney  
Will Hagy, Deputy County Administrator  
Charla Schubert, Finance Director  
Mike Ciriello, Planning Director  
John Wood, IT/GIS Director  
Phil Warner, Fire and Rescue Chief  
Melissa Lowe, Human Resources Director  
Taylor Goodman, Fire and Rescue Deputy Chief  
Jeff Searfoss, Chief Deputy Sherriff

**Constitutional Officers Present:** None

**Guests Present:** None

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**1. Call to Order**

Chairman Byerly called the meeting to order at approximately 6:30 PM.

**2. Pledge of Allegiance**

Ms. Carmack led the pledge of allegiance.

**3. Invocation**



Mr. Williams led the invocation.

**4. Requests to Postpone Agenda Items and Additions, Deletions, or Changes in the order of presentation**

None.

**5. Formal Approval of Agenda**

Ms. Carmack motioned to **approve** the agenda as presented.

Mr. McClung seconded the motion.

Chairman Byerly, Ms. Carmack, Mr. McClung, Mr. Cox, and Mr. Williams voted AYE.

**VOTE 5-0**

**MOTION PASSED**

**6. County Administrator Updates**

Mr. Schardein thanked the Fire Department, Sherriff's Department, first responders, and electrical companies for their hard work during the storms over the weekend. He also mentioned that last year's budget was awarded the Distinguished Budget Presentation Award. He also reported that the Commissioner of Revenue, Treasurer, Sherriff, and Clerk of the Circuit Court received clean audits. He also said that Jane Lloyd would be featured on NBC 12 the following night at noon for the acts of kindness segment.

He then moved on to capital project updates. He said structural work is done, and HVAC continues to go well on the Village Building roof. He said the Fighting Creek Park covered bridge placement project is expected to wrap up on October 13<sup>th</sup>. He also said they will start pouring concrete for the Mitchell Road convenience center repairs on Wednesday.

**7. Proclamation**



**a. P-2023-07: 2023 Fire Prevention Week**

Mr. Hagy read the proclamation declaring October 8<sup>th</sup>, 2023, through October 24<sup>th</sup>, 2023, Fire Prevention Week. The Fire Department thanked the County for its support.

**8. Public Comment** (time limit 3 minutes per individual/5 minutes per group, 30 minutes total time limit that can be extended by the Board)

Chairman Byerly opened the public comment period.

Seeing no one wishing to speak, Chairman Byerly closed the public comment period.

**9. Consent Agenda**

**a. Minutes July 24th, 2023, Regular Meeting**

**b. Board of Elections Memorandum of Understanding**

**c. R-2023-32 Amending the Fiscal Year 2024 Powhatan County Operating Budget by Budgeting and Appropriating \$28,000 in Capital Projects Fund for Four (4) Voting Machines**

**d. R-2023-33 Amending the Fiscal Year 2023 Powhatan County Operating Budget by Budgeting and Appropriating \$14,259.72 in Grants Fund**

**e. R-2023-34 Amending the Fiscal Year 2023 Powhatan County Operating Budget by Budgeting and Appropriating \$47,103.32 in Capital Projects Fund**

**f. R-2023-35 Authorizing the County Administrator to execute a Regional Cooperative Partnership Agreement for Grant Funding from the Virginia Opioid Abatement Authority (OAA)**

Ms. Carmack motioned to **approve** the consent agenda as presented.

Mr. McClung seconded the motion.



Chairman Byerly, Ms. Carmack, Mr. McClung, Mr. Cox, and Mr. Williams voted  
AYE.

**VOTE 5-0**

**MOTION PASSED**

**10. Old Business**

- a. Continued from March 27<sup>th</sup>, 2023 – O-2023-02 23-01-AZ: The County 42 of Powhatan requests the amendment of the provisions set forth in Chapter 83 (Zoning Ordinance) Article VI (Village Growth Area Districts) Sec. 83-241 Permitted uses of Commerce Center (CC) and Sec. 83-242 Conditional uses of Commerce Center (CC) to amend the by right principal uses and conditional uses to include some Light Industrial (I-1) uses. This will allow applicants to pursue some Light Industrial (I-1) uses within the Commerce Center (CC) zoning district**

Mr. Schardein gave a brief overview.

Mr. Ciriello gave a presentation about industrial uses in commerce center. He went over the changes and new information since the last meeting.

Mr. McClung thanked Mr. Ciriello for making the presentation clear. Mr. Cox pointed out that "bottling/packaging plant" was not shown as one of the industrial uses. He noted that the "manufacturing, assembly, or fabrication light" and "metalworking, welding, and pipe" sections are also defined as "quiet boxes." He suggested that all three be added to the industrial uses. Ms. Carmack requested the elimination of woodworking and a helicopter landing pad. She added that the woodworking is noisy and dusty, which is not



something the County wants on Rte. 60. Mr. Cox agreed that the helicopter landing pad should be eliminated. The Board agreed to include "metalworking, welding, and pipe" as a CUP. They then agreed to include a "bottling/packaging plant" and "manufacturing, assembly, or fabrication light." They also agreed to eliminate "woodworking" and "helicopter landing pad."

Chairman Byerly asked Mr. Schardein to post this information on social media so the public could see what the County allows on Rte. 60. He also asked him to post the information on the last page of the Board's packet. Mr. Cox asked if the agricultural A-10 included a host of homes, and Mr. Ciriello confirmed this. Mr. Ciriello said that the Board could try to find out what the specific uses are. Mr. Cox pointed out that the County needs to add "commerce center" rather than "commercial and mixed-use" to the pattern book. Mr. Ciriello said that the pattern book would help to refine uses because it creates design standards.

## **11. New Business**

### **a. Initiate Subdivision Ordinance Amendment to address private road subdivisions.**

Mr. Lacheney gave a brief overview. He explained that the amendment would require all new subdivisions to have a single access point to the main road. He recommended that the County double advertise and have the Planning Commission review it at their meeting in November.

Mr. Cox asked that line #2 under subdivisions of land be changed to clarify that an additional access point can only be granted at the discretion of the Board. Ms. Carmack asked about the flag lot easements. Mr. Lacheney said that the only road that does not



need to come before the Board is in a family division. That is the only time that flag lots are permitted. He then clarified that the flag lot exception would allow a front property to get an easement for their neighbor in the back without appearing before the Board. The Board agreed to send the amendment to the Planning Commission.

**12. Public Comment** (time limit 3 minutes per individual/5 minutes per group, 30 minutes total time limit that can be extended by the Board)

Chairman Byerly opened the public comment period.

[Michelle Stinnett, 2889 Crews Lane](#), asked how much of the agricultural lands are zoned to be industrial solar and how much is being used for other things. She suggested that the Board post this information on social media.

Seeing no one else wishing to speak, Chairman Byerly closed the public comment period.

**13. County Attorney Comments**

None.

**14. County Administrator Comments**

None.

**15. Board Comments**

Mr. Cox said that there is zero A-20 zoning.

Chairman Byerly restated that Jane Lloyd was being featured on NBC 12 the following night at noon for the acts of kindness segment.

**16. Adjournment**

Chairman Byerly adjourned the meeting at approximately 7:10 PM.

POWHATAN COUNTY BOARD OF SUPERVISORS  
REGULAR MEETING  
September 25<sup>th</sup>, 2023



*Bret Schardein*

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**Bret Schardein, County Administrator**  
**Powhatan County Board of Supervisors**

*Michael W. Byerly*

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**Mike W. Byerly, Chairman**  
**Powhatan County Board of Supervisors**

**Recorded Vote:**

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<i>David T. Williams</i>	<i>Aye</i>
<i>Steve W. McClung</i>	<i>Aye</i>
<i>Michael W. Byerly</i>	<i>Aye</i>
<i>Bill L. Cox</i>	
<i>Karin M. Carmack</i>	<i>Aye</i>