

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

O-11-12

At the regular meeting of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 9th day of October, 2012:

Present:	Vote:
C. Thomas Tiller, Jr.	Aye
Ron Stiers	Aye
W.R. Davis, Jr.	Aye
Thomas W. Evelyn	Aye
James H. Burrell	Aye

Motion was made by Mr. Davis, which carried 5:0, to adopt the following ordinance:

**AN ORDINANCE TO ADOPT THE
NEW KENT COUNTY VIRGINIA
COMPREHENSIVE PLAN**

WHEREAS, the Code of Virginia requires the preparation and adoption of a comprehensive plan by all localities in the Commonwealth; and

WHEREAS, Section 15.2-2230 of the Code of Virginia requires that a County's Comprehensive Plan be reviewed by the local planning commission at least once every five years to determine whether it is advisable to amend the plan; and

WHEREAS, the New Kent County Comprehensive Plan was last adopted by the New Kent County Board of Supervisors on the 4th day of August, 2003, and was amended by Ordinance O-16-05 (adding Utility Service Areas) and Ordinance O-02-10 (incorporating an updated Public Facilities Map); and

WHEREAS, it was determined by the Board of Supervisors at their work session on May 27, 2009, that the New Kent County Comprehensive Plan should be reviewed and updated; and

WHEREAS, this Comprehensive Plan review process has been ongoing since 2009 and has incorporated five public information workshops/sessions held in the fall of 2010 and the spring of 2011; and

WHEREAS, a series of professional studies and work sessions involving the New Kent County Planning Commission, several consultants, and the County staff resulted in the drafting of the proposed plan entitled "Vision for 2040"; and

WHEREAS, the first draft entitled "Vision for 2040" was submitted to the Planning Commission and the Board of Supervisors in April 2010; and

WHEREAS, the New Kent County Planning Commission held three work sessions to discuss public comments and the draft update; and

WHEREAS, the New Kent County Planning Commission held a duly advertised public hearing on June 20, 2011; and

WHEREAS, following this public hearing the Planning Commission certified the draft Comprehensive Plan "Vision for 2040" (with a 9:1:1 vote) to the New Kent County Board of Supervisors; and

WHEREAS, the Vision for 2040 Comprehensive Plan update was advertised for public hearing in full accord with applicable provisions of the Code of Virginia before the Board of Supervisors on July 20, 2011, and the Board deferred action on the Comprehensive Plan; and

WHEREAS, a work session with the Board of Supervisors was held in August of 2011 where the Board proposed edits to the Comprehensive Plan update and sent the edits back to the Planning Commission for their consideration; and

WHEREAS, on October 17, 2011, the New Kent County Planning Commission considered and rejected the Board's edits, except the following:

- The title of the Comprehensive Plan will be "New Kent County Comprehensive Plan" (followed by the date of adoption).
- The section and goal referring to "reducing greenhouse gas emissions by 80% by the year 2050" will be replaced with "reducing greenhouse gas emissions by the year 2050", without a specific percentage; and

WHEREAS, several additional work sessions were held by the Board of Supervisors during the winter months of 2011 in which the Board deferred action until the 2012 Board of Supervisors took office; and

WHEREAS, on March 12, 2012, the Board of Supervisors held another public hearing to receive public comments on the draft plan, and then deferred action; and

WHEREAS, on July 11, 2012, the Board of Supervisors held a work session where they proposed several additional changes to the draft plan, including the

removal of text, maps, and appendices regarding UDA's (Urban Development Areas);
and

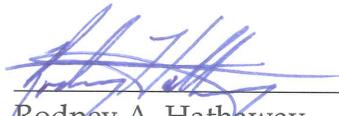
WHEREAS, the proposed changes were referred to the Planning Commission at a public hearing on August 20, 2012, and the Planning Commission voted 8:0:1 to accept the Board's recommended changes, forwarding a recommendation for adoption of the New Kent County Comprehensive Plan;

NOW THEREFORE BE IT ORDAINED this, the 9th day of October 2012, by the New Kent County Board of Supervisors, that the New Kent County Comprehensive Plan update (dated and amended October 9, 2012) is hereby adopted.

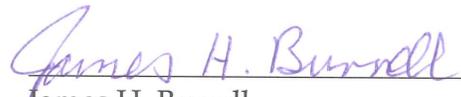
BE IT FURTHER ORDAINED by the Board of Supervisors that the New Kent County Planning Commission, consultants from Kimley-Horn & Associates, Springsted Inc., and The Cox Company, and the County staff be, and they hereby are, commended for their service to the citizens of New Kent County in preparing this Comprehensive Plan update.

BE IT FURTHER ORDAINED by the Board of Supervisors that those citizens of the County who participated during the public review process be, and they hereby are, commended for their efforts and dedication to the future of New Kent County.

BE IT FURTHER ORDAINED that the Comprehensive Plan herein amended and adopted shall become immediately effective.



Rodney A. Hathaway
Acting County Administrator



James H. Burrell
Chairman