



**APPOMATTOX COUNTY
COMMUNITY DEVELOPMENT DEPARTMENT**

P.O. Box 863, Appomattox, VA 24522 Phone: (434) 352-2637

www.AppomattoxCountyVA.gov

A RESOLUTION GRANTING A

CONDITIONAL USE PERMIT (CUP160509) IN THE FALLING RIVER DISTRICT FOR DANNY R. MOON (PROPERTY OWNER), NEW ENERGY VENTURES LLC (APPLICANT) TO LOCATE A SOLAR FARM OFF OF RICHMOND HIGHWAY IN SPOUT SPRING, VIRGINIA

WHEREAS, Danny R. Moon (Property Owner), New Energy Ventures LLC (Applicant) has applied for a conditional use permit to operate a solar farm off of Richmond Highway, near Depot Lane. The property zoning is A-1, Agricultural Zoning District. The property is further identified as Tax Map Identification Number 63 (A) 17 is located on the south side of Richmond Highway near the intersection of Depot Lane in the Spout Spring community; and

WHEREAS, the land use "Solar Farm (Resource Extraction)" is a conditional use within the A-1, Agricultural Zoning District; and

WHEREAS, the petition was referred to the Planning Commission, which held a duly advertised and noticed public hearing on September 14, 2016, and the Planning Commission received no opposing comments from the general public; and

WHEREAS, the Planning Commission, weighed these comments and found for reason of public necessity, convenience, general welfare, and good zoning practice, to recommend approval of the Conditional Use Permit petition with three conditions; and

WHEREAS, condition number 1 states "The project will generally conform to the sketch drawing marked as "Exhibit A" and submitted with the petition August 26, 2016. "; and

WHEREAS, condition number 2 states "All applicable local, state, and federal laws will be followed as necessary."; and

WHEREAS, condition number 3 states "At the end of the project "life cycle", all equipment, including panels, mounts, etc. will be removed and the property returned to its previous state as productive farmland."; and

WHEREAS, the petition has been duly advertised and noticed for Public Hearing before the Board of Supervisors on October 17, 2016, with said Public Hearing being held and comments received; and

WHEREAS, the Board of Supervisors finds that the proposed use is consistent with the comprehensive plan, the zoning ordinance, and good zoning practice and would generally promote the health, safety, and general welfare of the public;

NOW, THEREFORE BE IT RESOLVED, the Board of Supervisors hereby grants CUP16-0509-Danny R. Moon (property owner), New Energy Ventures LLC (applicant) to locate a solar farm in concurrence with the recommendation of the Planning Commission.

Adopted: October 17, 2016

Samuel E. Carter, Chairman

ATTEST:

Susan M. Adams
Clerk, Board of Supervisors