

**BOARD OF SUPERVISORS MINUTES**

**FEBRUARY 23, 2021**

At a Worksession of the Orange County Board of Supervisors held on Tuesday, February 23, 2021, beginning at 4:00 p.m., in the Meeting Room of the Gordon Building, 112 West Main Street, Orange, Virginia. Present: James P. Crozier, Chairman; R. Mark Johnson, Vice Chairman; James K. White; Keith F. Marshall; and Lee H. Frame. Also present: Theodore L. Voorhees, County Administrator; Thomas E. Lachenev, County Attorney; and Alyson A. Simpson, Chief Deputy Clerk.

RE: PROFFERS

Thomas Lachenev, County Attorney, presented information to the Board regarding proffers. He explained that, as a general rule, conditions could not be placed on rezoning requests, but an applicant could voluntarily “proffer” conditions. Mr. Lachenev reviewed the various types of proffers, discussed cash proffers, and summarized conditions related to solar farms.

Discussion ensued among the Board regarding: simultaneous rezoning and SUP applications; the fact that proffers must be voluntary and must be received in writing ahead of a public hearing; the difference between proffers and conditions; use of development standards to guide rezonings; the initiation of development standards; the restrictive nature of proffers; use of residential cash proffers; use of commercial proffers; incentives at the State and Federal levels for solar development; carbon incentives; and the need to rename the projects from solar “farm” to another term.

The Board took the information regarding proffers under advisement, and there was no action taken at this time.

RE: ADJOURN

There being no further business to discuss, the Board concluded its Worksession and continued to its Regular Meeting at 4:55 p.m.

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James P. Crozier, Chairman

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Theodore L. Voorhees, County Administrator