

MOTION:

September 23, 2014

SECOND:

Regular Meeting

Res. No. 14-

RE: TRANSFER, BUDGET AND APPROPRIATE \$3,000 IN PROFFER FUNDS TO THE HISTORICAL COMMISSION FOR THE PURCHASE AND INSTALLATION OF ONE HISTORICAL MARKER AT THE MADDOX CEMETERY – COLES MAGISTERIAL DISTRICT

ACTION:

WHEREAS, \$3,000 has been contributed by the developer as a proffered/conditioned obligation to provide funds for a historical marker and is available in the Public Facilities proffer account; and

WHEREAS, the Historical Commission is charged with identifying and promoting the history of Prince William County in support of the Comprehensive Plan's goal to protect and preserve the history of the County; and

WHEREAS, the Historical Commission requests the proffer funds to purchase and install a historical marker to further the goals of the Comprehensive Plan to identify and promote the history of Prince William County; and

WHEREAS, staff recommends use of these collected funds for the stated purpose;

NOW, THEREFORE, BE IT RESOLVED that the Prince William Board of County Supervisors does hereby transfer, budget and appropriate \$3,000 in Proffer Funds to the Historical Commission for the purchase and installation of one historical marker at the Maddox Cemetery as follows:

Decrease:

<u>Fund</u>	<u>Subfund</u>	<u>County Proffer</u>	<u>Acct. Description</u>	<u>Amount</u>
10	150	900150	2221-009005 – Proffer-Public Facility	\$3,000

Transfer To and Budget and Appropriate:

Revenue:

<u>OCA</u>	<u>Description</u>	<u>Obj Lvl 3</u>	<u>Description</u>	<u>Amount</u>
900150	County	1160 – Proffers	Gifts and Donations From Private Sources	\$3,000

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Expenditures:

<u>OCA</u>	<u>Description</u>	<u>Obj Lvl 3</u>	<u>Description</u>	<u>Amount</u>
900150	County	9001 – Proffers	Transfer to General Fund	\$3,000

Increase Revenues:

<u>OCA</u>	<u>Description</u>	<u>Obj Lvl 3</u>	<u>Description</u>	<u>Amount</u>
090563	Historical Commission	1905	Transfer from General Fund – Proffers	\$3,000

Increase Expenses:

<u>OCA</u>	<u>Description</u>	<u>Obj Lvl 3</u>	<u>Description</u>	<u>Amount</u>
090563	Historical Commission	3450	Repairs/Parks & Grounds	\$3,000

Votes:

Ayes:

Nays:

Absent from Vote:

Absent from Meeting:

For information:

Planning Director
County Attorney
Finance Director
CIP Coordinator

ATTEST: _____
Clerk to the Board




Melissa S. Peacor
County Executive

COUNTY OF PRINCE WILLIAM
OFFICE OF EXECUTIVE MANAGEMENT
1 County Complex Court, Prince William, Virginia 22192-9201
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September 5, 2014

TO: Board of County Supervisors

FROM: Christopher M. Price 
Director of Planning

THRU: Melissa S. Peacor
County Executive

RE: Transfer, Budget, and Appropriate \$3,000 in Proffer Funds to the Historical Commission for the Purchase and Installation of One Historical Marker at the Maddox Cemetery – **Coles Magisterial District**

I. Background is as follows:

- A. Historical Marker Program – This program has been administered locally by the Historical Commission in coordination with the Virginia Department of Historic Resources and the Virginia Department of Transportation for many years.
- B. Proffer Accepted – The following funds were contributed as a proffered obligation associated with the following rezoning case:
- | <u>Rezoning Case Number/Name:</u> | <u>Proffer Amount:</u> |
|---|------------------------|
| Rezoning #PLN2005-00256, Hope Hill Crossing | \$3,000 |
- C. Relevant Historical Marker – The Hawkins Estates (Hope Hill Crossing) proffer provides for a contribution for the purpose of erecting a sign on the existing cemetery site as shown on the Master Zoning Plan. The referenced cemetery is known as the Maddox Cemetery and is located on a 1.6 acre parcel near the intersection of Hope Hill Avenue and Papillon Place. The Historical Commission's approved text for this marker is found in Attachment A.
- D. Public Facilities Proffer Fund – As of August 1, 2014, the public facilities proffer account contains approximately \$84,877.

II. Current Situation is as follows:

- A. Proffer Funds – The developer has contributed \$3,000 to the County which has been deposited in the County’s public facilities proffer account.
- B. Relevance to Historical Commission Activity – The Historical Commission is charged with identifying and promoting the history of Prince William County and is requesting to use the proffered funds for the fabrication and installation of the referenced historical marker.
- C. Current Cost of Historic Markers – A historical marker generally costs approximately \$3,000 for fabrication and installation.
- D. Board Action Requested – Board of County Supervisors’ authorization is requested to transfer, budget and appropriate \$3,000 in proffer funds to the Historical Commission for the purchase and installation of one historical marker at the Maddox Cemetery.

III. Issues are as follows:

- A. Service Level/Policy Issues – Does the use of these funds further the policies of the Comprehensive Plan?
- B. Fiscal Impact – Are these funds available in the County’s proffer account?
- C. Legal – Is the intended use of the funds in compliance with the proffered conditions?
- D. Timing – Is the timing of the allocation important?

IV. Alternatives beginning with the staff recommendation are as follows:

- A. Transfer, Budget, and Appropriate \$3,000 in proffer funds to the Historical Commission for the purchase and installation of one historical marker at the Maddox Cemetery.
 - 1. Service Level/Policy Issue – The installation of the marker will further the comprehensive plan strategies to identify and promote the history of Prince William County.
 - 2. Fiscal Impact – Funds in the amount of \$3,000 have been deposited in the appropriate account and would be utilized as intended by the applicable proffer statement for the Hope Hill Crossing rezoning approval.

3. Legal – The intended use of these funds would be in accordance with the language contained within the applicable proffer statement.
4. Timing – The budget and appropriation of the proffer funds to the Historical Commission will allow the commission to have the historical marker fabricated and installed at the Mattox Cemetery.

B. Take no action

1. Service Level/Policy Issues – Inability to use available funds for the historical marker will not support the Cultural Resources Chapter of the Comprehensive Plan and the intent of these proffered funds.
2. Fiscal Impact – The funds would remain in the County's proffer account. This money was proffered/conditioned for the referenced project and cannot be used for other projects. Funds for the marker would need to be provided from another source.
3. Legal – None identified.
4. Timing – None identified.

- V. **Recommendation** is that the Board of County Supervisors accept Alternative A and approve the attached Resolution.

Staff Contact: Lisa Fink-Butler (x6839)

Attachments:

- A. Historical Commission Resolution 14-018 (Maddox Cemetery)
- B. Proffer Statement (Rezoning #PLN2005-00256)

Attachment A
Historical Commission Resolution

HISTORICAL COMMISSION RESOLUTION

MOTION: BURGESS **April 8, 2014**
Regular Meeting
Res. No. 14-018
SECOND: YANKEY
RE: ACCEPT THE LANGUAGE INCLUDED IN THIS RESOLUTION, WHICH IS AS PRESENTED AT THE APRIL 8, 2014, MEETING OF THE HISTORICAL COMMISSION, FOR THE MADDOX CEMETERY HISTORICAL MARKER
ACTION: APPROVED

WHEREAS, the Prince William County Historical Commission seeks to identify, preserve, protect and promote the history of Prince William County; and

WHEREAS, the following text was provided for review and accepted as presented at the April 8, 2014 meeting of the Historical Commission

MADDOX CEMETERY

Allison Maddox (ca. 1760-1843), a veteran of the Revolutionary War from Charles County, Maryland, purchased this property in 1810 from James E. Heath. The Maddox family cemetery, situated well inside the tract, is typical for a small farmstead of that period. Inscribed headstones date between 1826 and 1857, with the grave of Maddox's brother-in-law, Jesse Scott, being the earliest. The last inscribed tombstone marks Mrs. Ann Maddox's grave. Additional graves are marked with plain field stones. The Maddox family was known to have two or three slaves but their final resting place is uncertain. Robert G. Maddox, son of Allison and Ann, moved to Stafford County after selling this property to George Pitkin in 1859.

Prince William County Historical Commission – 2014

and;

WHEREAS, the Prince William County Historical Commission believes that the identification, preservation, protection and promotion of the history of Prince William County is well served by this action;

Attachment A
Historical Commission Resolution

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NOW, THEREFORE, BE IT RESOLVED, that the Prince William County Historical Commission does hereby accept the language included in this resolution, which is as presented at the April 8, 2014, meeting of the Historical Commission, for the Maddox Cemetery historical marker .

Votes:

Ayes: by acclamation

Nays: None

Absent from Vote: None

Absent from Meeting: Cunard, Smith, Van Derlaske, Wright

MOTION CARRIED

CERTIFIED COPY


Secretary to the Commission

Attachment B Proffer Statement

Proffer Statement/Hawkins Estates
January 13, 2005 as revised through September 6, 2005
REZ #PLN2005-00256

consistent with the Authority's oversizing policies in effect at the time of such connection(s).

10. CREATION OF HOMEOWNERS' ASSOCIATION:

- 10.1 **Homeowners Association.** A homeowners' or property owners' association (hereinafter "HOA") shall be created and shall be responsible for the maintenance and repair of all common areas located within the residential district, including any conservation areas which may be established in accordance herewith not dedicated to the county or others, for each area subject to their jurisdiction, together with such other responsibilities, duties and powers as are customary for such associations or as may be required for such HOA herein.
- 10.2 **HOA Responsibilities.** In addition to such other duties and responsibilities as may be assigned, an HOA shall have title to and responsibility for the perpetual maintenance of (i) all common open space areas not otherwise dedicated to public use (ii) the cemetery as shown on the MZP, and (iii) any private street or alleys.

11. CULTURAL RESOURCES

- 11.1. **Additional Archaeology Studies.** The Applicant shall retain a qualified professional to conduct Phase II, and if warranted by applicable state and federal regulations, a Phase III archaeology survey on the sites identified as 44PW1582 and 44PW1580 in the Phase I Archaeological Survey conducted by Cultural Resource Inc. One copy of the Survey shall be submitted to the Director of Planning for review, comment, and approval as a condition of final subdivision plan approval for the plan on which these sites are located.

- 11.2. **Sign.** Prior to and as a condition of the first subdivision plan approval on the Property, the Applicant shall contribute \$3,000.00 to the Prince William Board of County Supervisors for the purpose of erecting a sign on the existing cemetery site as shown on the MZP.

WAIVERS AND MODIFICATIONS

- 12.1. **Waivers and Modifications.** The development shall be subject to the attached waivers and modifications, entitled "Hawkins Estates Subdivision PMR Rezoning PWC PLN#2005-00256 Design Standards and Modifications," dated April 15, 2005, and revised through July 29, 2005. A summary of the waivers and modifications area as follows:

APPROVED
PROFFER/DEVELOPMENT PLAN
RECEIVED 6, 2005
Date
Signed
OFFICE OF PLANNING