

Town of New Market
Council Agenda
Council Chambers
Arthur L. Hildreth, Jr., Municipal Building
Monday, November 20, 2023 at 6:30 p.m.

SPECIAL MESSAGE TO THE PUBLIC:
INTERESTED CITIZENS NOT WISHING TO ATTEND THE MEETING IN PERSON
MAY UTILIZE OUR LIVESTREAM BY ACCESSING THE TOWN OF NEW MARKET
VIRGINIA YOUTUBE CHANNEL:

<https://tinyurl.com/u427jww>

TENTATIVE AGENDA

Call to order and establishment of a quorum

Approval of the Agenda

Consent Agenda:

1. Minutes from the October 16th, 2023 Meeting of the New Market Town Council
2. Minutes from the October 28th, 2023, Work Session of the New Market Town Council
3. Minutes from the November 6th, 2023, Joint Public Hearing of the New Market Town Council and the New Market Planning Commission.
4. Minutes from the November 8th, 2023, Closed Session of the New Market Town Council
5. Financial Statements for October 2023

Public Hearing: Public Hearing regarding the proposed new Town Charter.

Citizen Comments and Petitions:

- 1) Jeff Mongold, New Market Volunteer Fire & Rescue Department

Committee Reports: None

Staff Reports: Public Works Monthly Report – J.D. Fadley
Planning Department Monthly Report – Nathan Garrison
Public Safety Monthly Report – Chief Chris Rinker
Events & Marketing Monthly Report – Savannah Frazier

Action Items:

1. Discussion and consideration of Resolution #254-Resolution of the Town Council of the Town of New Market, Virginia Requesting A New Town Charter.
2. Discussion and consideration of the proposed text amendment to Article XIV-Supplementary Regulations, Section 70-128 (d) to decrease the setbacks for accessory buildings from 10 feet to 5 feet for districts in the following districts: R-1, R-2, R-2A, and R-3.
3. Discussion and consideration of the Department of Historic Resources' request.
4. Discussion and consideration of the request for support for the Health Resources & Services Administration Rural Health Network Development Planning Grant.

Mayor's Comments:

Council Comments:

Staff Comments:

Closed Meeting: none

Adjournment

1 **Minutes of the New Market**
2 **Town Council Meeting**
3 **Monday, October 16, 2023**
4 **6:30 pm**
5

6 The New Market Town Council met in the Council Chambers of the Arthur L.
7 Hildreth, Jr. Municipal Building on Monday, October 16, 2023 with the following
8 members present: Mayor Larry Bompiani, Vice-Mayor Peggy Harkness, Bob King, and
9 Peter Hughes, Scott Wymer, and Janice Hannah. Daryl Watkins was absent.

10
11 Town Attorney – Jason Ham
12 Town Manager-Nathan Garrison
13 Town Treasurer – Teresa Green
14

15 Mayor Bompiani called the meeting to order at 6:30 p.m. and established a
16 quorum with 6 members present. The Pledge of Allegiance was recited in unison.
17 Mayor Bompiani welcomed all visitors and guests.
18

19 **Approval of the Agenda:**
20

21 **Mr. Hughes moved to approve the agenda as presented. Mr. Wymer**
22 **seconded the motion. With no further discussion, the motion carried with a**
23 **unanimous 5-0 vote.**
24

25 Mrs. Hannah	Aye	Mr. King	Aye
26 Mr. Watkins	Absent	Mrs. Harkness	Aye
27 Mr. Hughes	Aye	Mr. Wymer	Aye

28
29
30 **Consent Agenda:**
31

32 **Mr. King moved to approve the Consent Agenda which included the minutes**
33 **from the September 18th, 2023 meeting of the New Market Town Council/Public**
34 **Hearing/Closed Session and the Financial Statements for September 2023. Mrs.**
35 **Hannah seconded the motion, with no further discussion, the motion carried with a**
36 **unanimous vote of 5-0.**
37

38 Mrs. Hannah	Aye	Mr. King	Aye
39 Mr. Watkins	Absent	Mrs. Harkness	Aye
40 Mr. Hughes	Aye	Mr. Wymer	Aye

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45 **Public Hearing: None**
46

47 **Citizen Comments and Petitions: None**
48
49

50 **Committee Reports:**

51 Mr. Jeff Mongold, representative of the New Market Fire and Rescue Volunteer
52 Department, gave a report and power point presentation on the monthly call volume,
53 recruitment and retention, training, and community engagements. Mr. Mongold gave an
54 overview of equipment costs ranging from vehicles, fire suppression equipment and
55 accessories, fire equipment gear and other costs that incur. Mr. Mongold discussed the
56 comprehensive planning for the next 25 years and the expenditures for equipment that
57 will need to be replaced. Mr. Mongold reiterated that the volunteers help to raise funds to
58 purchase equipment, and are looking for other avenues such as grants to help supplement.
59 Mr. Mongold talked about the challenges of replacing equipment. Mrs. Hannah inquired
60 about Shenandoah County’s financial contribution for the past five years. Mr. Mongold
61 did not have an exact amount, but did list that they do pay for the diesel, career staff, and
62 insurance. Mr. Mongold will research this more and report back to council.

63

64 **Staff Reports:**

65

66 **1. Public Works Department Monthly Report – Mr. J. D. Fadley**

67 Mr. Fadley gave a power point presentation summarizing the projects on which
68 his department had worked over the past month. The Public Works Department repaired a
69 6” water main at 141 W. Lee Highway, a 2” water main repair 215 East Old Cross Road.
70 There were no sewer system repairs to report. The Public Works staff have worked on
71 trimming trees, removal of trees at maintenance shop to make room for the new facility,
72 helping with events, prepared all vehicles for snow season, and helped with events at the
73 Community Center. Staff have started putting up lights in the park, and continued
74 maintenance of all community park shelters, bathrooms and landscape. The Water
75 Department staff replaced 48 filters, and rebuilt 96 isolation valves and replaced 1056 O-
76 rings in CMF #1. This work saved approximately \$19,000 by doing the work in house.
77 Water Department staff replaced two pressure transducers at the water plant and
78 completed EDMR reporting system and lean and copper notifications. They worked on
79 fire hydrant painting. A copy of Mr. Fadley’s report is on file with the minutes.

80

81 **2. Planning Department Monthly Report – Nathan Garrison**

82 Mr. Garrison reported a permit approved at 154 Confederate St. for a roof porch.
83 The Planning Commission met and there will be a joint public hearing scheduled for
84 November 6th to take public comment on a potential text amendment to reduce accessory
85 building setbacks from ten feet to five feet.

86

87 **3. Public Safety Monthly Report – Chief Chris Rinker**

88 Chief Rinker gave a power point presentation highlighting the statistics for the
89 month of September 2023. Chief Rinker reported that the total calls for service for the
90 month was 385 and for the year is 3407, and community policing efforts to include 151
91 extra patrols, 14 foot patrols and 1 Facility K9. Chief Rinker reported some notable
92 events such as Chief Rinker being selected as an executive board member of the Virginia
93 CIT Coalition. Chief Rinker attended the regional academy executive retreat. The police
94 department provided police presence during Cross Roads Music Fest. Officer Collins and
95 Officer Eastep attended Duty to Intervene training, and Sgt. Smoot attended the Virginia
96 Crime Clinic Association Conference in Virginia Beach. Benelli attended the
97 Shenandoah Memorial Pediatric. Chief Rinker acknowledge Sgt. Smoot’s Silver medal of

98 Valor at the Valor Public Safety Awards for his superb command presence and leadership
99 during an intense call. A copy of Chief Rinker’s report is on file with the minutes.

100

101

102 **4. Events & Marketing Monthly Report – Ms. Savannah Frazier**

103 Ms. Savannah Frazier gave a power point presentation that highlighted the events
104 that happened over the past month. She reported that the Fall Festival event, the
105 Downtown Music & Shopping event, and the last Movie Night in the Park were cancelled
106 due to rain, but the Cross Roads Music Fest had a great turn out with good weather. Ms.
107 Frazier discussed the upcoming events for October and the planning of events for later on
108 in the year. Mayor Bompiani asked about the interest of the Christmas parade, and Ms.
109 Frazier reported that they have started reaching out and there the interest is there. A copy
110 of Ms. Frazier’s presentation is on file.

111

112

113 **Action Items:**

114

115 The first action item was a discussion and consideration of Resolution #253 a
116 resolution of the Town Council of the Town of New Market, Virginia to adopt
117 the 2023 Northern Shenandoah Valley Regional Hazard Mitigation Plan. Mr.
118 Garrison informed council that this plan comes up every five years which is a
119 jurisdictional requirement from FEMA at the regional level. It identifies
120 natural hazards and risks the region may have and gives strategies and action
121 items that can be implemented. By approving this plan, it allows the Town of
122 New Market to apply for disaster recovery funds, instead of waiting for
123 Shenandoah County to apply on our behalf. This has been approved in the past.
124 The Northern Shenandoah Valley Regional Commission will be working with
125 all jurisdictions in the region to have this adopted. Mr. Hughes requested that
126 the next time this is revised for the council to have more details during this
127 process. Mr. Garrison explained that this plan is a recommendation for all of
128 the jurisdictions and is not a town specific plan. Mr. Ham, the Town attorney,
129 stated that Shenandoah County approved this document and it is a good plan to
130 implement to allow for disaster recovery funds if needed.

131

132 **Mrs. Harkness made a motion to accept Resolution #253, as presented in**
133 **the packet. Mr. Wymer seconded the motion, with no further discussion**
134 **the motion passed on the following 5-0 roll call vote:**

135

136 Mrs. Hannah	Aye	Mr. King	Aye
137 Mr. Watkins	Absent	Mrs. Harkness	Aye
138 Mr. Hughes	Aye	Mr. Wymer	Aye

139

140

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143 **Mayor’s Comments: none**

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147 **Council Comments: none**

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149 **Staff Comments:**

150 Mrs. Smoot informed council of the Eagle Scout project that would be installed on
151 Sunday, October 22nd at 5pm. This is a little free library, and encouraged council
152 members to attend if they were available.

153

154 Mr. Garrison reported that the office is back up to full staff. Mrs. Smoot attended a
155 clerk’s conference which was beneficial. Mr. Garrison thanked the staff for their warm
156 welcome, and making his first month easy.

157

158 Chief Rinker thanked Mr. Garrison for his leadership within his first month.

159

160

161 **Closed Session:**

162

163 **At 7:18 p.m., Mrs. Harkness made a motion to enter into a Closed Session in order**
164 **to consult with legal counsel regarding specific legal matters requiring the provision**
165 **of legal advice by our attorney as authorized by section 2.2-3711(A)(8) of the state**
166 **code. The subject matter of the meeting is to discuss the New Market Town Charter**
167 **and Voluntary Settlement Agreement matters regarding annexation. Mrs. Hannah**
168 **seconded the motion which passed on the following 5-0 unanimous roll call vote:**

169

170 Mrs. Hannah	Aye	Mr. King	Aye
171 Mr. Watkins	Absent	Mrs. Harkness	Aye
172 Mr. Hughes	Aye	Mr. Wymer	Aye

173

174

175

176 **At 8:40 p.m., Mr. Hughes made a motion to return from Closed Session and read**
177 **aloud the following Certification Resolution: With respect to the just-concluded**
178 **closed session, and to the best of each member’s knowledge, (i) only public business**
179 **matters lawfully exempted from open meeting requirements under The Virginia**
180 **Freedom of Information Act and (ii) only such public business matters as were**
181 **identified in the motion by which the closed meeting was convened were heard,**
182 **discussed or considered in the meeting by the Town Council. Mr. King seconded**
183 **the motion which carried on the following 5-0 unanimous roll call vote:**

184

185 Mrs. Hannah	Aye	Mr. King	Aye
186 Mr. Watkins	Absent	Mrs. Harkness	Aye
187 Mr. Hughes	Aye	Mr. Wymer	Aye

188

189

190 **Adjournment:**

191

192 **With no further business to discuss, at 8:42 p.m. Mr. Wymer made a motion**
193 **to adjourn the meeting. Mr. Hughes seconded the motion, with no further**
194 **discussion the motion passed on a unanimous 5-0 voice vote.**

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N. Garrison, Town Clerk

Larry Bompiani, Mayor

Draft

**Minutes of the New Market
Town Council Work Session
Saturday, October 28, 2023
Council Chambers of the New Market Town Office
9418 John Sevier Road
8:00 a.m.**

On October 28, 2023, the New Market Town Council met in the Council Chambers of the New Market Town Office. The following members were present: Mayor Larry Bompiani, Janice Hannah, Peggy Harkness, Bob King, Daryl Watkins and Peter Hughes. Council member Scott Wymer was absent. Staff members present were Nathan Garrison, Chief Chris Rinker, Savannah Frazier, Teresa Green, JD Fadley, and Amber Smoot.

Mayor Larry Bompiani established a quorum with one member absent. Mayor Bompiani opened the Special Called Work session at 8:01 a.m.

Mr. Garrison started the meeting with a group discussion of the positive topics that the Town has had this year. Council members and staff both added their positive remarks such as lights in the park, forward momentum with several projects, the daycare improvements, new maintenance equipment and building, Benelli-Facility Dog and work with ARPA.

Mr. Garrison and Council Members discussed several topics:

- VSA Amendment with a recap events to include the Community Meeting facilitated by the Berkley Group and what the next steps are. Discussion of creating a community outreach group with ideas of how best to engage our community to help educate and receive feedback.
- ARPA funds discussion on what has been expended and what is left for future projects. Since the new Public Works Facility was financed one hundred percent, it opened up more funds to be used for other projects. Discussion on timeline for use, and how best to utilize the funds.
- Police Department update about grant funding received to purchase a new vehicle which will allow the current Chief's vehicle to replace the older administrative vehicle. Discussion of programs to increase the surveillance of the main intersection at Congress Street.
- Discussion of upgrades to water meters to allow better readings, maintenance, and efficiency of staff.
- VDOT traffic studies, the pros and cons of the Town owning the streets, and the Rt. 211 sidewalk projects.
- Water Improvement Project,

- Rebel Park and discussion on needing to update usage agreement and designate roles of responsibility and have it in writing.
- The Community Center progress to include a new RFP to engage new applicants for a consultant to help with the planning/engineering & architectural review, cost estimates. Discussion on when and how to engage with the community on best uses, involving the committee.
- Discussion of the Façade Enhancement and the future of the program.
- Discussion about the Virginia Main Street program and how we want to utilize this to help the downtown.
- Discussion about the New Market Fire and Rescue Department

The work session was adjourned at 12:33 p.m.

Draft

1 **Minutes of the Special Called Meeting**
2 **of the New Market Town Council**
3 **Joint Public Hearing with the New Market Planning Commission**
4 **Monday, November 6th, 2023**
5 **6:30 pm**
6

7 The New Market Town Council met in the Council Chambers of the Arthur L.
8 Hildreth, Jr. Municipal Building on Monday, November 6, 2023 with the following
9 members present: Mayor Larry Bompiani (arriving at 18:37), Vice-Mayor Harkness,
10 Bob King, Peter Hughes, and Daryl Watkins. Council Members Scott Wymer and Janice
11 Hannah were absent.

12
13 Town Manager/Zoning Administrator – Nathan Garrison
14 Administrative Assistant – Amber Smoot
15

16 At 6:30 p.m., Planning Commission Chairman Larry Hale called the Planning
17 Commission meeting to order and established a quorum with four members present.
18

19 The minutes from the previous Planning Commission meeting were approved
20 with edits given to the Administrative Assistant.
21

22 Planning Commission Chairman Larry Hale then opened the Planning
23 Commission’s portion of the joint public hearing at 6:35 p.m. to receive public comment
24 on a text amendment recommendation to Article XIV-Supplementary District
25 Regulations, Section 70-128 (d) to decrease the setbacks for accessory buildings for
26 districts R-1, R-2, R2-A, and R-3.
27

28 **At 6:36 p.m., Vice Mayor Harkness opened the Special Called Meeting of the**
29 **New Market Town Council and established a quorum with four members present**
30 **and she opened the Town Council’s portion of the joint public hearing.**
31

32 Mr. Hale opened the floor for public comment. There was no public comment.
33

34 At 6:37 p.m. Vice Mayor Harkness closed Town Council’s portion of the joint
35 public hearing.
36

37 **At 6:49 p.m., Mr. Hughes made a motion to adjourn the Special Called**
38 **Council Meeting. Mrs. Harkness seconded the motion which passed on a**
39 **unanimous 4-0 voice vote of Council Members.**
40
41
42

43 _____
44 Larry Bompiani, Mayor
45

Nathan Garrison, Town Clerk

**Minutes of the New Market
Special Called
Town Council Meeting
Wednesday, November 8, 2023
6:30 pm**

The New Market Town Council met in the Council Chambers of the New Market Town Office on Wednesday, November 8, 2023, at 6:30 p.m. with the following members present: Mayor Larry Bompiani, Peggy Harkness, Peter Hughes, Daryl Watkins, Bob King, and Janice Hannah. Council member Scott Wymer was absent.

Mayor Bompiani called the meeting to order at 6:30 p.m. and established a quorum with one member absent.

The only item on the agenda was a Closed Meeting.

Closed Meeting:

At 6:31 p.m. Mrs. Harkness made a motion to recess into Closed Session to consult with legal counsel regarding specific legal matters requiring the provision of legal advice by our attorney, as authorized by section 2.2-3711(A)(8) of the state code. The subject matter of the meeting is the New Market Town Charter. Mr. Hughes seconded the motion which carried on the following unanimous 5-0 roll call vote:

Mr. Wymer	absent	Mr. Hughes	Aye
Mrs. Hannah	Aye	Mr. King	Aye
Mr. Watkins	Aye	Mrs. Harkness	Aye

At 7:34 p.m., Mr. Hughes made a motion to return from Closed Session by reading aloud the following Certification Resolution: With respect to the just concluded closed session, and to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements under The Virginia Freedom of Information Act and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the Town Council. Mrs. Hannah seconded the motion which passed on the following unanimous 5-0 roll call vote:

Mrs. Harkness	Aye	Mr. Watkins	Aye
Mr. King	Aye	Mrs. Hannah	Aye
Mr. Hughes	Aye	Mr. Wymer	absent

Adjournment:

At 7:35 p.m. Mr. Hughes made a motion to adjourn the meeting. Mrs. Hannah seconded the motion which carried on a unanimous 5-0 voice vote.

Larry Bompiani, Mayor

Nathan Garrison, Town Clerk

**Financial Statement Notes for
Period Ending October 31, 2023**

GENERAL FUND

- 481-001 American Rescue Plan (ARPA)**
Current month's expenditures include engineering costs for the East Lee Highway Sidewalk Project and pool improvement costs.
- 481-002 ARPA Law Enforcement Equipment Grant**
Current month's expenditures include the costs of cradles for the TOUGHBOOKS previously purchased.
- 496-001 Capital Outlay – Public Works**
Current month's expenditures include the costs of a tandem axle dump truck. Costs are split between General Fund and Enterprise Fund.
- 496-001 Capital Outlay – Contingency**
Current month's expenditures reflect the fees paid to The Berkley Group, LLC for Community Input Facilitation.

WATER / SEWER FUND

- 760-006 RLF Force Main / Pump Station**
Current month's expenses reflect the semi-annual principal payment on the VRA General Obligation Bond, Series 2010.
- 771-007 Capital Outlay – Water Contingency**
Current month's expenses reflect the costs of accessories for the Public Works' vehicle purchased the previous fiscal year.
- 771-000 Capital Outlay – Water Department**
Current month's expenses reflect the costs of filters and o-rings, a Meter ID, Pipe Classification & Public Display Tool and ½ of the costs of the tandem axle dump truck referenced above.

BALANCE SHEET WITH BUDGET COMPARISON
AS OF OCT 31, 2023

Account Number

A S S E T S

CASH

101000000	CASH ON HAND	400.00
10200-002	CASH - PRIMIS	9684.78
10200-003	CASH - PRIMIS MONEY MARKET	150.57
10200-004	CASH - TRUIST MONEY MARKET	3444603.60
10200-005	CASH - TRUIST	144272.89
10200-006	LOAN ESCROW ACCOUNT	124577.39
105000000	MUNC BLDG PERPETUAL FUND	67823.45

TOTAL CASH 3791512.68

OTHER ASSETS

10700-001	ALLOWANCE FOR UNCOLLECT TAXES	(37698.75)
107000000	TAXES RECEIVABLE	315395.90
11500-001	ALLOWANCE FOR UNCOLLECT TRASH	(6352.33)
115000000	ACCOUNTS RECEIVABLE	154030.39
118000000	PREPAID EXPENSES	47689.21
119000000	ADVANCE TO WATER/SEWER FUND	177508.00

TOTAL OTHER ASSETS 650572.42

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TOTAL ASSETS 4442085.10

LIABILITIES & SURPLUS/DEFICIT

LIABILITIES

201000000	ACCOUNTS PAYABLE	12752.67
204000000	VRS WITHHOLDING	672.36
20500-002	DEFERRED PROPERTY TAXES	289673.89
20500-004	UNEARNED REVENUE, JULY 4	(100.00)
20500-005	MISC PAYROLL WITHHOLDINGS	(22.18)
20500-006	UNEARNED REV - EVENTS/MARKETNG	1518.34
20500-007	UNEARNED REV - CROSSROADS FEST	1583.57
20500-009	UNEARNED REV - PARK EQUIPMENT	1072.93
20500-011	UNEARNED REV - MISC TRANS	470.82
20500-012	UNEARNED REV - ARPA FUNDS	1473296.82
20500-013	UNEARNED REV - NMCC DONATIONS	1800.00
20500-015	UNEARNED REV - PD/NNO	12230.60
205000000	INSURANCE WITHHOLDING	49.94
211000000	TAXES - PREPAYS	439.86

UNAUDITED

BALANCE SHEET WITH BUDGET COMPARISON
AS OF OCT 31, 2023

Account Number

	TOTAL LIABILITIES	1795439.62
	SURPLUS/DEFICIT	
251000000	GENERAL FUND BALANCE	1380872.63
25200-001	RESERVE FOR FUTURE CAP PROJECT	363298.98
	CURRENT SURPLUS/DEFICIT	902473.87
	TOTAL SURPLUS/DEFICIT	2646645.48
	TOTAL LIABILITIES AND SURPLUS	4442085.10

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UNAUDITED

INCOME STATEMENT WITH BUDGET COMPARISON
FOR THE PERIODS ENDING OCT 31, 2023

	CURRENT	* * * * *	Y E A R	T O -	DATE * * * * *	THIS MTH-	Y-T-D
	MONTH	ACTUAL	ANNUAL BUDGET	% OF BUDGET	LAST YEAR	LAST YEAR	

INCOME							
31100-001	CURRENT REAL ESTATE TAX	2185.89	4414.76	301500.00	1.46	492.24	1593.54
31100-002	CURRENT PERSONAL PROPERTY T	1660.95	49676.42	187000.00	26.56	1473.10	49438.88
316000000	CURRENT UTILITY TAX	4363.37	33212.40	108000.00	30.75	9564.64	26391.66
319000000	PENALTY/INT. DELINQUENT TAX	258.20	1204.42	5000.00	24.09	984.60	2359.37
321000000	BUSINESS AND PROFESSIONAL L	20.00	162.33	55000.00	.30	2017.44	2285.21
322000000	MOTOR VEHICLE LICENSE	379.41	2502.42	40000.00	6.26	652.18	3483.50
323000000	CIGARETTE TAX	0.00	30750.00	120000.00	25.63	15000.00	22842.60
33500-004	STATE SHARED SALES TAX	12324.84	53440.38	130000.00	41.11	14069.60	52736.42
33500-006	ROLLING STOCK TAX	0.00	6.87	.00	.00	.00	6.48
33500-013	STATE SHARED BANK STOCK TAX	0.00	.00	24000.00	.00	.00	.00
33500-014	POLICE DEPARTMENT STATE AID	13765.00	13765.00	47612.00	28.91	.00	13187.71
33500-017	FIRE PROGRAM FUNDS	0.00	.00	15000.00	.00	.00	.00
33500-019	VDOT SNOW REMVL CONTRACT FU	0.00	.00	25000.00	.00	.00	.00
33500-020	AUTO RENTAL TAX	453.13	2570.23	4000.00	64.26	445.43	2564.74
33500-021	LOCAL LAW ENFORCEMENT BLK G	0.00	.00	.00	.00	.00	989.00
33500-024	DMV GRANT	0.00	.00	.00	.00	.00	743.18
33500-025	POLICE DONATIONS - REVENUES	500.00	1672.99	1500.00	111.53	.00	1100.00
33500-029	VDOT GRANT E LEE HWY SIDEWA	0.00	.00	175000.00	.00	.00	.00
33500-035	VML RISK MANAGEMENT GRANT	0.00	.00	2000.00	.00	.00	.00
33500-043	AMERICAN RESCUE PLAN (ARPA)	0.00	11750.00	1364813.00	.86	27636.72	191091.25
33500-044	NMCC PLANNING GRANT	0.00	.00	50000.00	.00	.00	.00
33500-046	P2P VEHICLE SHARE	0.00	40.88	.00	.00	.00	.00
35100-001	COURT FINES & FORFEITURES	418.00	2814.31	7000.00	40.20	799.26	3004.25
35100-002	K-9 DONATIONS	0.00	.00	1000.00	.00	.00	.00
35100-004	TRASH COLLECTION	15351.55	61040.71	179000.00	34.10	13438.49	54790.03
36100-001	INTEREST ON SAVINGS-MUNC BL	184.01	739.14	1500.00	49.28	131.64	274.69
361000000	INTEREST ON SAVINGS	6813.00	25367.81	65000.00	39.03	2704.65	5102.51
36200-001	INSURANCE RECOVERY	0.00	11685.26	.00	.00	.00	.00
362000000	SALE OF PROPERTY/EQUIPMENT	0.00	.00	10000.00	.00	.00	.00
36300-002	CAPITAL RESERVES	0.00	.00	40000.00	.00	.00	.00
363000000	MISCELLANEOUS REVENUE	318.00	488.25	2500.00	19.53	321.92	483.35
36500-001	TRANSIENT OCCUPANCY TAX	20196.81	62977.40	140000.00	44.98	13335.17	54298.70
365000000	MEALS TAX	54180.34	245611.92	526000.00	46.69	57067.38	237280.91
368000000	ZONING & SUBDIVISION FEES	410.00	675.00	1715.00	39.36	210.00	400.00
37000-001	MISCELLANEOUS (PARK)	0.00	.00	1500.00	.00	.00	.00
37100-001	EQUIPMENT LOAN PROCEEDS	0.00	190000.00	177000.00	107.34	.00	.00
371000000	CONSTRUCTION LOAN PROCEEDS	0.00	840000.00	654800.00	128.28	.00	.00
384000000	POOL	350.00	19625.14	35000.00	56.07	.00	13612.63
390000000	USER FEES	95.00	1465.00	10000.00	14.65	100.00	1850.00
39100-001	NMCC RENTALS	500.00	2775.00	.00	.00	555.00	2710.00
39200-001	CROSSROADS FEST MUSIC SERIE	1224.97	4076.96	10000.00	40.77	.00	3544.15

UNAUDITED

INCOME STATEMENT WITH BUDGET COMPARISON
FOR THE PERIODS ENDING OCT 31, 2023

	CURRENT MONTH	* * * * * ACTUAL	Y E A R T O - ANNUAL BUDGET	DATE * * * * * % OF BUDGET	THIS MTH- LAST YEAR	Y-T-D LAST YEAR
39200-002 FAIRWAY 5K	0.00	.00	.00	.00	325.00	325.00
392000000 MARKETING & EVENTS REVENUE	150.00	1565.00	500.00	313.00	180.00	505.00
TOTAL INCOME	136102.47	1676076.00	4517940.00	37.10	161504.46	748994.76
EXPENSES						
GENERAL GOVERNMENT						
41300-001 TOWN COUNCIL/PLANNING SALAR	0.00	.00	17300.00	.00	.00	.00
41300-002 ADMINISTRATIVE SALARIES	7266.55	21697.05	101400.00	21.40	10209.58	46958.10
41300-003 FRINGE BENEFITS	4373.82	5605.70	46600.00	12.03	4562.28	18883.68
41300-004 CONTINUING EDUCATION	0.00	1065.00	6500.00	16.38	730.01	2452.47
41300-007 SHENANDOAH TRAVEL COUNCIL	0.00	.00	5000.00	.00	.00	.00
41300-009 PRINTING/BINDING/STATIONARY	599.05	1518.80	5500.00	27.61	.00	653.88
41300-010 ADVERTISING	461.32	1290.12	5000.00	25.80	1086.60	1594.12
41300-011 MISCELLANEOUS	36.41	1041.84	2500.00	41.67	327.95	542.29
41300-012 VRSA INSURANCE	0.00	10491.25	42500.00	24.69	2285.50	10606.50
41300-013 TOWN COUNCIL ELECTIONS	0.00	.00	3000.00	.00	.00	.00
41300-020 DRPT DEMO PROGRAM GRANT	0.00	.00	12000.00	.00	.00	9953.00
TOTAL GENERAL GOVERNMENT	12737.15	42709.76	247300.00	17.27	19201.92	91644.04
FINANCIAL ADMINISTRATION						
41500-001 SALARIES	7786.27	40141.70	97300.00	41.26	7308.03	32266.67
41500-002 FRINGE BENEFITS	3405.12	13308.24	45500.00	29.25	3463.55	13873.90
41500-003 ATTORNEY FEES	3377.69	11228.66	25000.00	44.91	1926.80	7091.76
41500-004 AUDIT FEES	0.00	.00	13000.00	.00	.00	.00
41500-005 UTILITIES (TOWN HALL)	789.19	4045.19	17000.00	23.80	1203.25	5068.71
41500-006 CONTRACTUAL SERVICES	8278.54	22349.56	49000.00	45.61	1644.01	3167.41
41500-007 NEWSLETTER	750.00	3469.01	7800.00	44.47	685.13	2714.20
41500-008 POSTAGE	808.10	1118.14	4250.00	26.31	1071.97	1071.97
41500-009 PRINTING & STATIONARY	0.00	.00	.00	.00	.00	1284.16
41500-010 OFFICE SUPPLIES	356.97	845.62	4000.00	21.14	86.87	1195.39
41500-011 MISCELLANEOUS	24.20	58.93	1000.00	5.89	25.00	193.82
41500-029 BANK FEES	1083.34	6183.56	12000.00	51.53	1071.22	3428.09
415000000 PART-TIME SALARIES	0.00	484.58	11544.00	4.20	468.01	2756.01
TOTAL FINANCIAL ADMINISTRA	26659.42	103233.19	287394.00	35.92	18953.84	74112.09
POLICE DEPARTMENT						
42100-001 SALARIES	31189.01	138955.79	392200.00	35.43	31863.71	135114.92
42100-002 FRINGE BENEFITS	14918.46	59784.74	178100.00	33.57	13862.79	55344.49
42100-003 COMMUNICATIONS	45.01	847.28	7850.00	10.79	527.40	2125.11

UNAUDITED

INCOME STATEMENT WITH BUDGET COMPARISON
FOR THE PERIODS ENDING OCT 31, 2023

	CURRENT MONTH	* * * * * ACTUAL	Y E A R T O - ANNUAL BUDGET	DATE * * * * * % OF BUDGET	THIS MTH- LAST YEAR	Y-T-D LAST YEAR	
42100-004	AUTO REPAIR	189.98	2016.20	7500.00	26.88	40.90	164.63
42100-005	FUEL	1465.68	4193.34	19500.00	21.50	1338.92	4582.63
42100-006	CONTINUING EDUCATION	163.59	4844.70	12000.00	40.37	.00	5195.65
42100-007	SUPPLIES/MATERIALS/EVIDENCE	40.44	4085.71	16500.00	24.76	8758.36	9276.74
42100-009	UNIFORMS	52.00	52.00	6500.00	.80	1693.03	3681.83
42100-010	MISCELLANEOUS	0.00	36.42	1250.00	2.91	455.27	541.78
42100-011	TECHNOLOGY	203.88	946.98	10500.00	9.02	.00	.00
42100-012	K-9 EXPENSE	109.12	312.64	2000.00	15.63	.00	.00
42100-025	POLICE DONATIONS - EXPENDIT	500.00-	1854.89	2500.00	74.20	.00	2150.48
42100-029	VRSA RISK SHARING GRANT	0.00	.00	2000.00	.00	2354.41	2354.41
42100-030	CONTRACTUAL SERVICES	99.00	7213.95	13500.00	53.44	2543.70	9629.84
42100-031	INSURANCE RECOVERY EXPENSES	0.00	11410.72	.00	.00	.00	.00
421000000	PART-TIME SALARIES	304.00	304.00	6500.00	4.68	.00	.00
	TOTAL POLICE DEPARTMENT	48280.17	236859.36	678400.00	34.91	63438.49	230162.51
	STREETS RECON & MAINTENANCE						
43100-001	SALARIES	12119.36	56121.72	160100.00	35.05	15620.13	72782.77
43100-002	FRINGE BENEFITS	6071.85	25306.81	75900.00	33.34	7969.21	32968.70
43100-003	MECHANICAL	2601.06	4974.56	20000.00	24.87	42.67	3422.39
43100-004	FUEL EXPENSES	1632.21	5400.96	20000.00	27.00	2226.48	5893.73
43100-005	SNOW REMOVAL	0.00	.00	5000.00	.00	.00	.00
43100-006	UTILITIES	361.95	1810.94	15000.00	12.07	1415.92	3642.15
43100-007	STREET LIGHTS	0.00	4265.88	27000.00	15.80	2184.72	8559.94
43100-008	REPAIRS/SUPPLIES (GEN MAINT	649.11	1816.22	20000.00	9.08	1102.10	4199.08
43100-009	REPAIRS/SUPPLIES (TOWN HALL	720.40	1042.73	10000.00	10.43	590.84	3650.26
43100-010	UNIFORMS	763.49	1745.48	6000.00	29.09	295.64	1141.82
43100-012	MISCELLANEOUS	759.01	759.01	2000.00	37.95	.00	1447.87
43100-013	HOUSEKEEPING (TOWN HALL)	300.00	1050.00	3600.00	29.17	468.75	1068.75
431000000	PART-TIME SALARIES	800.00	10090.75	24700.00	40.85	.00	5452.38
	TOTAL STREET RECON AND MAI	26778.44	114385.06	389300.00	29.38	31916.46	144229.84
	SANITATION						
43200-003	WASTE COLLECTION	11436.84	45626.86	134000.00	34.05	10739.60	42647.12
43200-004	MISC (FUEL SURCHARGE)	0.00	.00	1000.00	.00	.00	.00
43200-005	LANDFILL FEES	3129.12	7272.92	43660.00	16.66	3533.69	10233.93
	TOTAL SANITATION	14565.96	52899.78	178660.00	29.61	14273.29	52881.05
	CULTURE/RECREATION						
45100-001	COMMUNITY SUPT: DONATIONS	0.00	7469.68	15000.00	49.80	263.72	9147.25
45100-002	COMMUNITY SUPT: PUBLIC SAFE	245.00	4024.41	15000.00	26.83	1363.94	6772.94

UNAUDITED

INCOME STATEMENT WITH BUDGET COMPARISON
FOR THE PERIODS ENDING OCT 31, 2023

	CURRENT MONTH	***** ACTUAL	Y E A R T O - ANNUAL BUDGET	DATE ***** % OF BUDGET	THIS MTH- LAST YEAR	Y-T-D LAST YEAR
45100-003 ECONOMIC DEVELOPMENT	0.00	.00	5000.00	.00	.00	.00
45100-004 TOWN WIDE ENHANCEMENT PROJE	214.29	754.29	.00	.00	.00	356.00
45100-006 MARKETING & EVENTS	1975.28	10131.19	45380.00	22.33	726.75	7964.38
45100-007 CROSSROADS FEST MUSIC SERIE	3632.00	9621.97	10540.00	91.29	2079.42	15880.09
45100-009 FTREWORKS	0.00	.00	803.00	.00	.00	6580.00
TOTAL CULTURE/RECREATION	6066.57	32001.54	91723.00	34.89	4433.83	46700.66
PARKS & RECREATION						
46100-001 POOL SALARIES	0.00	25398.38	33100.00	76.73	.00	20803.53
46100-002 FRINGE BENEFITS	0.00	1942.95	2550.00	76.19	.00	1647.39
46100-003 PARK UTILITIES	38.13	390.12	3500.00	11.15	189.62	788.24
46100-004 POOL EXPENSES: UTILITIES	160.53	2855.01	8000.00	35.69	602.81	3756.95
46100-005 POOL EXPENSES: CONCESSIONS	275.77	3093.01	5200.00	59.48	347.85	1839.68
46100-006 POOL EXPENSES: REPAIRS & SU	167.77	4874.45	8000.00	60.93	150.44	2095.04
46100-007 POOL EXPENSES: POOL CHEMICA	0.00	4130.09	12000.00	34.42	.00	1226.02
46100-008 PARK SUPPLIES & MAINTENANCE	2903.27	4146.67	20000.00	20.73	4399.17	8482.88
46100-010 FUEL	0.00	.00	.00	.00	.00	962.26
46100-011 MISCELLANEOUS	0.00	.00	500.00	.00	.00	.00
46100-014 NMCC UTILITIES	153.64	999.16	10000.00	9.99	466.77	1748.22
46100-015 NMCC SUPPLIES/MAINTENANCE	344.99	344.99	6000.00	5.75	241.09	2869.61
46100-016 NMCC MISCELLANEOUS	0.00	.00	500.00	.00	.00	.00
TOTAL PARKS & REC	4044.10	48174.83	109350.00	44.06	6397.75	46219.82
CARES ACT EXPENSES						
TOTAL CARES ACT EXPENSES	0.00	.00	.00	.00	.00	.00
AMERICAN RESCUE PLAN (ARPA)						
48100-001 AMERICAN RESCUE PLAN (ARPA)	11490.00	23240.00	1364813.00	1.70	27636.72	201091.25
48100-002 ARPA LAW ENFORCE EQ GRANT	876.06	24061.11	.00	.00	.00	.00
TOTAL ARPA EXPENSES	12366.06	47301.11	1364813.00	3.47	27636.72	201091.25
DEBT SERVICE						
49500-002 GEN OBLIG BOND SERIES 2023	0.00	24000.00	30000.00	80.00	.00	.00
49500-003 LOAN PAYMENT - PW EQUIP	0.00	.00	24200.00	.00	.00	.00

UNAUDITED

INCOME STATEMENT WITH BUDGET COMPARISON
FOR THE PERIODS ENDING OCT 31, 2023

CURRENT MONTH	***** ACTUAL	***** Y E A R T O - DATE ***** ANNUAL BUDGET	***** % OF BUDGET	THIS MTH- LAST YEAR	Y-T-D LAST YEAR

TOTAL DEBT SERVICE	0.00	24000.00	54200.00	44.28	.00

UNAUDITED

INCOME STATEMENT WITH BUDGET COMPARISON
FOR THE PERIODS ENDING OCT 31, 2023

	CURRENT MONTH	* * * * * ACTUAL	Y E A R T O - ANNUAL BUDGET	DATE * * * * * % OF BUDGET	THIS MTH- LAST YEAR	Y-T-D LAST YEAR

CAPITAL OUTLAY						
49600-001 PUBLIC WORKS	41250.00	66000.00	1006800.00	6.56	6368.91	31753.75
49600-005 COMMUNITY PARK IMPROVEMENTS	0.00	.00	55000.00	.00	.00	50.00
49600-006 CONTINGENCY	6037.50	6037.50	15000.00	40.25	.00	.00
49600-011 PARK IMPROVEMENTS CARRYOVER	0.00	.00	40000.00	.00	.00	.00
496000000 ADMINISTRATIVE	0.00	.00	.00	.00	950.00	38427.14

TOTAL CAPITAL OUTLAY	47287.50	72037.50	1116800.00	6.45	7318.91	70230.89
=====						
TOTAL EXPENSES	198785.37	773602.13	4517940.00	17.12	193571.21	957272.15
=====						
PROFIT OR LOSS	62682.90-	902473.87	.00	.00	32066.75-	208277.39-

UNAUDITED

BALANCE SHEET WITH BUDGET COMPARISON
AS OF OCT 31, 2023

Account Number

A S S E T S

CASH

141000000	CASH ON HAND	300.00
14200-002	CASH - PRIMIS	130959.51
14200-003	CASH - PRIMIS MONEY MARKET	35192.23
14200-004	CASH - TRUIST MONEY MARKET	170538.43
14200-005	CASH - TRUIST	80027.38
14200-006	LOAN ESCROW ACCOUNT	204960.87

TOTAL CASH

621978.42

OTHER ASSETS

14700-001	ALLOWANCE FOR UNCOLLECT A/R	(74372.39)
147000000	WATER & SEWER RENTS RECEIVABLE	334430.02
155000000	ACCOUNTS RECEIVABLE	11696.52
158000000	PREPAID EXPENSES	34001.69
15900-001	BROADWAY WWTP PROJECT	2250000.00
15900-002	LAND	632375.55
159000000	PIPELINE AND PUMPSTATION	5203155.19
160000000	OFFICE EQUIPMENT	51882.46
16100-001	WATER & SEWER LINE EQUIPMENT	204205.64
16100-002	WATER & SEWER LINE EQUIP A/D	(138742.63)
161000000	WATER AND SEWER LINES	5311169.72
16200-001	WELL EQUIPMENT	68137.40
16200-002	WELL EQUIPMENT A/D	(66713.48)
162000000	WELLS AND EQUIPMENT	539137.79
163000000	WATER STORAGE TANK	189152.25
164000000	FILTRATION PLANT	3033524.47
16500-001	CONSTRUCTION IN PROGRESS	630756.60
165000000	SEWAGE DISPOSAL PLANT	3273868.27
166000000	TRUCKS	138829.43
16700-001	ACCUM DEP - WATER & SEWER LINE	(2682921.16)
16700-002	ACCUM DEP - WELL & EQUIP	(343828.06)
16700-003	ACCUM DEP - WATER TANK	(143703.31)
16700-004	ACCUM DEP - FILTER PLANT	(1562765.50)
16700-005	ACCUM DEP - SEWER DISPOSAL PLT	(2586905.54)
16700-006	ACCUM DEP - EQUIPMENT, TRUCKS	(114227.64)
16700-007	ACCUM DEP - OFFICE EQUIP	(49432.51)
16700-008	ACCUM DEP - PIPELINE & PUMPSTA	(1245993.47)
16700-009	ACCUMULATED AMORTIZATION	(771429.97)
169000000	DEFERRED OUTFLOW OF RESOURCES	164734.00
170000000	DEFERRED OUTFLOWS - GLI	5895.00

UNAUDITED

BALANCE SHEET WITH BUDGET COMPARISON
AS OF OCT 31, 2023

Account Number

	TOTAL OTHER ASSETS	12295916.34
		=====
	TOTAL ASSETS	12917894.76
	LIABILITIES & SURPLUS/DEFICIT	
	LIABILITIES	
24100-003	A/P COMP ABSENCES	25790.62
241000000	ACCOUNTS PAYABLE	(85.68)
24200-001	WATER & SEWER OVERPAYS	46.86
242000000	WATER & SEWER DEPOSITS PAYABLE	35757.50
248000000	ACCRUED INTEREST PAYABLE	11146.88
249000000	DUE TO GENERAL FUND	177508.00
25000-003	2019 VRA LOAN PAYABLE	870000.00
25000-004	BOND PREMIUM (2019 VRA LOAN)	166337.29
25000-005	DEFERRED AMOUNT ON REFUNDING	46725.59
25100-002	2009 REVOLVING LOAN PAYABLE	942574.64
253000000	OPEB LIABILITY - GLI	17314.00
255000000	VRS NET PENSION LIABILITY	237792.00
256000000	DEFERRED INFLOW OF RESOURCES	176468.00
257000000	DEFERRED INFLOWS - GLI	6716.00

	TOTAL LIABILITIES	2714091.70
	SURPLUS/DEFICIT	
28100-001	RESERVE FOR FUTURE CAP PROJECT	125000.00
281000000	WATER AND SEWER FUND BALANCE	9829039.19
	CURRENT SURPLUS/DEFICIT	249763.87

	TOTAL SURPLUS/DEFICIT	10203803.06
		=====
	TOTAL LIABILITIES AND SURPLUS	12917894.76

UNAUDITED

INCOME STATEMENT WITH BUDGET COMPARISON
FOR THE PERIODS ENDING OCT 31, 2023

	CURRENT MONTH	* * * * * ACTUAL	* * * * * Y E A R T O - ANNUAL BUDGET	DATE * * * * * % OF BUDGET	THIS MTH- LAST YEAR	Y-T-D LAST YEAR
INCOME						
39100-001 SEWER SERVICE BILLING	104459.68	394649.44	1107700.00	35.63	85318.42	365474.52
391000000 WATER SERVICE BILLING	93226.58	350320.88	954000.00	36.72	77568.79	317716.24
39200-001 SEWER CONNECTION FEES	0.00	3000.00	3000.00	100.00	.00	.00
39200-002 WATER METER INCOME	0.00	.00	513.00	.00	.00	515.04
392000000 WATER CONNECTION FEES	0.00	2000.00	2000.00	100.00	.00	6000.00
393000000 CONNECTION FEES & RECONNECT	761.20	3214.90	6000.00	53.58	365.00	2846.88
39400-004 AMERICAN RESCUE PLAN ACT(AR	0.00	.00	.00	.00	26701.01	68431.81
394000000 INTEREST EARNED ON SAVINGS	963.64	2479.86	3000.00	82.66	62.94	379.10
39500-002 CAPITAL RESERVE FUNDS	0.00	.00	18707.00	.00	.00	.00
395000000 MISCELLANEOUS	0.00	3.46	.00	.00	.00	.00
39600-001 LOAN PROCEEDS - WATER TANK	0.00	.00	4030000.00	.00	.00	.00
39600-002 LOAN PROCEEDS - EQUIPMENT	0.00	315000.00	290000.00	108.62	.00	.00
397000000 WATER/SEWER PENALTIES	2614.35	9571.63	15000.00	63.81	1739.74	6164.20
399000000 TRASH COLLECTION FEES	0.00	.00	.00	.00	36.00	72.00
TOTAL INCOME	202025.45	1080240.17	6429920.00	16.80	191791.90	767599.79
EXPENSES						
WATER DEPARTMENT						
71000-001 SALARIES	13179.56	59679.83	174650.00	34.17	8076.50	37018.20
71000-002 FRINGE BENEFITS	6855.44	27923.39	85050.00	32.83	4204.17	17107.01
71000-003 WELL SYSTEM - UTILITIES	300.22	8434.24	44300.00	19.04	3510.04	13140.63
71000-004 WELL SYSTEM - REPAIRS	12.10	301.32	5000.00	6.03	2539.43	4306.88
71000-005 WELL SYSTEM - CHEMICALS	0.00	15745.84	27000.00	58.32	.00	.00
71000-006 WATER TREATMENT PLANT UTILI	273.98	8553.50	42000.00	20.37	3383.59	13876.04
71000-007 WATER METERS	2911.32	11171.50	12000.00	93.10	3180.00	5443.47
71000-008 TREATMENT PLANT SUP & MATLS	1299.23	1862.65	16000.00	11.64	4741.02	4787.00
71000-009 DISTRIBUTION SYSTEM SUPP &	1297.00	6257.32	22000.00	28.44	2459.18	12968.11
71000-010 VEHICLE REPAIRS & MAINTENAN	1635.17	2562.19	3000.00	85.41	70.00	1605.65
71000-011 FUEL	722.03	2448.47	6500.00	37.67	658.86	2199.28
71000-012 WATER TREATMENT REPAIRS & M	0.00	1797.92	12000.00	14.98	411.31	6309.48
71000-013 WATER TESTING (LAB)	424.06	904.87	6000.00	15.08	18.70	18.70
71000-014 ROAD CUTS AND REPAIRS	110.00	9993.86	30000.00	33.31	5289.18	14810.17
71000-015 UNIFORMS	440.88	709.25	1200.00	59.10	213.52	703.36
71000-016 OUTSIDE CONTRACTED LABOR	0.00	.00	9000.00	.00	920.00	2112.00
71000-017 MISCELLANEOUS	315.90	582.05	1000.00	58.21	36.15	256.96
71000-018 PERMITS & DUES	0.00	3673.00	4000.00	91.83	.00	3623.00
TOTAL WATER DEPARTMENT	29776.89	162601.20	500700.00	32.47	39711.65	140285.94

UNAUDITED

INCOME STATEMENT WITH BUDGET COMPARISON
FOR THE PERIODS ENDING OCT 31, 2023

	CURRENT MONTH	* * * * * ACTUAL	* * * * * Y E A R T O - ANNUAL BUDGET	DATE * * * * * % OF BUDGET	THIS MTH- LAST YEAR	Y-T-D LAST YEAR
WATER TREATMENT						
TOTAL WATER TREATMENT	0.00	.00	.00	.00	.00	.00
SEWER DEPARTMENT						
73000-001 SALARIES	8776.82	39867.58	114300.00	34.88	6849.46	30765.07
73000-002 FRINGE BENEFITS	4051.49	16539.23	49750.00	33.24	3171.83	12930.73
73000-003 LIFT STATION UTILITIES	182.22	3722.66	25000.00	14.89	1819.71	4257.41
73000-004 NF PUMP STATION UTILITIES	0.00	2379.76	25000.00	9.52	1206.39	4849.40
73000-005 COLLECTION SYSTEM SUPP/MAT	12.10	2521.75	12000.00	21.01	730.50	4873.77
73000-007 LIFT STATION REPAIRS/SUPPLI	0.00	180.96	5000.00	3.62	394.12	3486.90
73000-010 WATER TESTS (LAB)	0.00	.00	250.00	.00	.00	.00
73000-012 UNIFORMS	0.00	.00	500.00	.00	.00	.00
73000-013 VEHICLE REPAIR AND MAINT	0.00	.00	2000.00	.00	.00	51.00
73000-014 FUEL	0.00	.00	500.00	.00	.00	.00
73000-015 MISCELLANEOUS	444.94	444.94	1000.00	44.49	.00	.00
73000-016 PERMITS AND DUES	0.00	.00	500.00	.00	.00	.00
73000-017 BROADWAY TREATMENT COSTS	26454.58	82735.41	424000.00	19.51	34913.91	92400.01
TOTAL SEWER DEPARTMENT	39922.15	148392.29	659800.00	22.49	49085.92	153614.29
SEWAGE TREATMENT						
TOTAL SEWAGE TREATMENT	0.00	.00	.00	.00	.00	.00
ADMINISTRATIVE AND GENERAL						
75000-001 SALARIES	13747.79	65978.93	179800.00	36.70	15129.36	70317.05
75000-002 FRINGE BENEFITS	6338.23	20554.43	81800.00	25.13	6827.10	27776.39
75000-003 ATTORNEY FEES	3377.70	11228.66	25000.00	44.91	1926.80	7091.77
75000-004 AUDIT FEES	0.00	.00	13000.00	.00	.00	.00
75000-005 OFFICE SUPPLIES	294.14	501.91	4000.00	12.55	51.19	2068.19
75000-006 POSTAGE	432.73	2124.15	7500.00	28.32	734.53	2123.70
75000-007 VRSA INSURANCE	0.00	9860.25	42500.00	23.20	2285.50	10606.50
75000-008 CONTINUING EDUCATION	200.00	300.00	2500.00	12.00	100.00	100.00
75000-009 CONTRACTUAL SERVICES	7811.55	20132.70	51000.00	39.48	510.81	1182.81
75000-010 MISCELLANEOUS	0.00	.00	700.00	.00	.00	.00
75000-014 BANK FEES	1116.37	6044.46	12000.00	50.37	1185.46	4740.35
750000000 PART TIME SALARIES	0.00	484.58	11544.00	4.20	467.99	2755.99
755000000 AMERICAN RESCUE PLAN ACT (AR	0.00	.00	.00	.00	26701.01	68431.81
TOTAL ADMIN AND GENERAL	33318.51	137210.07	431344.00	31.81	55919.75	197194.56
DEBIT SERV - W & S BONDS						

UNAUDITED

INCOME STATEMENT WITH BUDGET COMPARISON
FOR THE PERIODS ENDING OCT 31, 2023

	CURRENT MONTH	* * * * * ACTUAL	* * * * * Y E A R T O - ANNUAL BUDGET	DATE * * * * * % OF BUDGET	THIS MTH- LAST YEAR	Y-T-D LAST YEAR
76000-006 RLF FORCE MAIN/PUMP STATION	62838.30	62838.30	126000.00	49.87	62838.30	62838.30
76000-011 VRA GEN OBLIGN SERIES 2019B	0.00	132293.75	151769.00	87.17	.00	124856.25
76000-013 LOAN - MISC EQUIPMENT	0.00	.00	36300.00	.00	.00	.00
TOTAL DEBIT SERV W & S	62838.30	195132.05	314069.00	62.13	62838.30	187694.55
CAPITAL OUTLAY						
77100-001 SEWER DEPARTMENT	0.00	.00	185000.00	.00	.00	.00
77100-006 CIVIL ENGINEERING	0.00	.00	25000.00	.00	.00	.00
77100-007 WATER CONTINGENCY	677.50	677.50	10000.00	6.78	.00	.00
77100-008 SEWER CONTINGENCY	0.00	.00	10000.00	.00	.00	.00
77100-015 SEWER DEPARTMENT CARRYOVER	0.00	.00	18707.00	.00	15670.10	15670.10
771000000 WATER DEPARTMENT	92957.90	186463.19	4275300.00	4.36	4130.49	31000.49
TOTAL CAPITAL OUTLAY	93635.40	187140.69	4524007.00	4.14	19800.59	46670.59
DEPRECIATION						
TOTAL DEPRECIATION	0.00	.00	.00	.00	.00	.00
TOTAL EXPENSES	259491.25	830476.30	6429920.00	12.92	227356.21	725459.93
PROFIT OR LOSS	57465.80-	249763.87	.00	.00	35564.31-	42139.86

UNAUDITED

**RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF
NEW MARKET, VIRGINIA REQUESTING A NEW TOWN CHARTER**

WHEREAS, on November 20, 2023, the Town of New Market, Virginia (the "Town") held a public hearing preceded by public notice concerning the Town’s request for a new Town charter, which is attached as **Exhibit A** (the “Charter”); and

WHEREAS, the Town has concluded that the proposed Charter is appropriate and would like to proceed with obtaining the new Charter.

NOW, THEREFORE, BE IT RESOLVED, the New Market Town Council respectfully requests that the General Assembly of the Commonwealth of Virginia provide the new Town Charter as described in **Exhibit A** to this resolution.

This Resolution will take effect immediately upon its adoption.

Adopted: November 20, 2023

Mayor

CERTIFICATE

I certify that I am the Clerk of the Town of New Market, Virginia, and that the foregoing is a true copy of a Resolution of the Town Council of the Town of New Market, Virginia Requesting a New Town Charter adopted by the Council of the Town of New Market, Virginia, on November 20, 2023, upon the following vote:

NAME	AYE	NAY	ABSTAIN	ABSENT
Larry Bompiani, Mayor ¹				
Peggy Harkness, Vice Mayor				
Janice Hannah				
Peter Hughes				
Bob King				
Daryl Watkins				
Scott Wymer				

Date: November 20, 2023

[SEAL]

ATTEST: _____
Clerk, Town Council of
Town of New Market, Virginia

¹ Votes only in the event of a tie.

EXHIBIT A

TOWN CHARTER – TOWN OF NEW MARKET, VIRGINIA

CHAPTER 1 – INCORPORATION AND BOUNDARIES

1.1 Incorporation; general powers.

Be it enacted by the General Assembly of Virginia, that the inhabitants of the territory in the County of Shenandoah, contained within the boundaries prescribed and defined in the section immediately following, shall continue to be, and they are hereby declared to be, a body politic and corporate, in fact and in name, under the name and style of the Town of New Market, (the “Town”) and as such shall have and exercise all the powers conferred by and be subject to all the laws of the Commonwealth of Virginia now in force or that may hereafter be enacted for the government of towns, so far as the same are not inconsistent with the provisions herein.

1.2. Town boundaries.

The boundaries of the Town shall remain as now established unless changed in accordance with applicable law.

CHAPTER 2 – GENERAL POWERS

2.1. General grant of powers.

The Town of New Market shall have and may exercise all powers which are now or hereafter may be conferred upon or delegated to towns under the Constitution and laws of the Commonwealth of Virginia, as fully and completely as though such powers were specifically enumerated herein, and no enumeration of particular powers by this Charter shall be held to be exclusive, and shall have, exercise and enjoy all the rights, immunities, powers and privileges, and be subject to all the duties and obligations now appertaining to and incumbent on the Town as a municipal corporation.

(a) Powers exercised by governing body.

All powers vested in the Town by this charter shall be exercised by its governing body unless expressly provided to the contrary. Such powers shall include those not expressly prohibited by the Constitution and general law of the Commonwealth, and which are necessary or desirable to secure and promote the general welfare of the Town's inhabitants and the safety, health, peace, good order, comfort, convenience, morals, trade, commerce, and industry of the Town and the Town's inhabitants, and the enumeration of specific powers shall not be construed or held to be exclusive or as a limitation upon any general grant of power, but shall be construed and held to be in addition to any general grant of power. The exercise of the powers conferred under this section is specifically limited to the area within the corporate limits of the Town, unless

otherwise conferred in the applicable sections of the Constitution and general laws, as amended, of the Commonwealth.

2.2. Financial powers.

(a) Generally.

In accordance with the Constitution of Virginia and the United States Constitution, the Town may raise through annual taxes and assessments on property, persons, and other subjects of taxation that are not prohibited by law such sums of money as in the judgment of the Town are necessary to pay the debts, defray the expenses, accomplish the purposes, and perform the functions of the town, in such manner as the council deems necessary or expedient. The Town shall impose no tax on its bonds.

(b) Assessments for local improvements.

The Town may impose special or local assessments for local improvements and enforce payment thereof, subject, however, to such limitations prescribed by the Constitution of Virginia as may be in force at the time of the imposition of such special or local assessments.

(c) Water, light, and sewerage rates; rates and charges for public utilities or services, etc., operated, etc., by Town.

The Town may establish, impose, and enforce water, light, and sewerage rates and rates and charges for public utilities, or other service, products, or conveniences, operated, rendered, or furnished by the Town and assess, or cause to be assessed, water, light, sewerage, and other public utility rates and charges directly against the owner or owners of the buildings, or against the proper tenant or tenants, and in the event that such rates and charges shall be assessed against a tenant, then the council may, by an ordinance, require of such tenant a deposit of such reasonable amount as may be by such ordinance prescribed before furnishing such services to such tenant.

2.3. Contractual powers; gifts; grants.

(a) Acquisition of property generally; holding, selling, leasing, etc., Town property.

The Town may acquire, by purchase, gift, devise, condemnation, or otherwise, property, real and personal, or any estate or interest therein, within or without the Town or the Commonwealth of Virginia and for any of the purposes of the Town.

(b) Debts and evidence of indebtedness.

The Town may contract debts, borrow money, and make and issue evidence of indebtedness.

(c) Gifts.

The Town may accept or refuse gifts, donations, bequests, or grants of any kind from any source, absolutely or in trust, which are related to the Town's powers, duties, and functions, or for educational, charitable, or other public purposes, and do all the things and acts necessary to carry out the purposes of such gifts, grants, bequests, and devises, with power to manage, maintain, operate, sell, lease, or otherwise handle or dispose of the same, in accordance with terms and conditions of such gifts, grants, bequests, and devises. The Town shall also have the authority to make appropriations of public funds, of personal property or any real estate and donations to any charitable institution or association, located within its respective limits or outside its limits if such institution or association provides services to residents of the Town.

2.4. Operational powers.

(a) Generally.

The Town may provide for the organization, conduct, and operation of all departments, offices, boards, commissions, and agencies of the Town, subject to such limitations as may be imposed by this charter or otherwise by law, and may establish, consolidate, abolish, or change departments, offices, boards, commissions, and agencies of the Town and prescribe the powers, duties, and functions thereof, except where such departments, offices, boards, commissions, and agencies or the powers, duties, and functions thereof are specifically established or prescribed by charter or otherwise by law.

(b) Records and accounts.

The Town shall provide for the control and management of the Town's affairs and shall prescribe and require the adoption and keeping of such books, records, accounts, and systems of accounting by the departments, boards, commissions, or other agencies of the Town necessary to give full and true accounts of the affairs, resources, and revenues of the Town and the handling, use, and disposal thereof.

(c) Expenditure of money.

The Town may expend money of the Town for all lawful purposes.

(d) Construction, maintenance, etc., of improvements, buildings, etc., for use and operation of Town departments.

The Town may construct, maintain, regulate, and operate public improvements of all kinds, including municipal and other buildings, comfort stations, markets, and all buildings and structures necessary or appropriate for the use and proper operation of the various departments of the Town, and may acquire by condemnation or otherwise all land, riparian, and other rights and easements necessary for such improvements, or any of them.

2.5. Utilities; public improvements.

(a) Water works and water supply.

The Town may own, operate, and maintain water works and acquire in any lawful manner in any county of the Commonwealth of Virginia such water, lands, property rights, and riparian rights as the council may deem necessary for the purpose of providing the Town with an adequate water supply, and of piping or conducting the same; lay all necessary mains and service lines, either within or without the corporate limits of the Town, and charge and collect water rents therefor; erect and maintain all necessary dams, pumping stations, and other works in connection therewith; make reasonable rules and regulations for promoting the purity of the Town water supply and protecting it from pollution and for this purpose exercise full police powers and sanitary patrol over all lands comprised within the limits of the watershed tributary to any such water supply wherever such lands may be located in the Commonwealth of Virginia; impose and enforce adequate penalties for the violation of any such rules and regulations and prevent by injunction any pollution or threatened pollution of such water supply and any and all acts likely to impair the purity thereof; and for the purpose of acquiring lands, interest in lands, property rights, and riparian rights or materials for any such use, exercise all powers of eminent domain provided by the laws of the Commonwealth of Virginia. For any of the purposes aforesaid, the Town may, if the council shall so determine, acquire by condemnation, purchase, or otherwise any estate or interest in such lands or any of them in fee.

(b) Streets; parks, playgrounds, etc.; infrastructure; vehicles.

The Town may establish, maintain, improve, alter, vacate, regulate, and otherwise manage its streets, alleys, parks, playgrounds, and all of its public infrastructure and public works, in such manner as best serves the public interest, safety, and convenience; regulate, limit, restrict, and control the services and routes of and rates charged by vehicles for the carrying of passengers and property in accordance with general law; permit or prohibit poles and wires for electric, telephone, telegraph, television, and other purposes to be erected and gas pipes to be laid in the streets and alleys and prescribe and collect an annual charge for such privileges; and, subject to the provisions of franchise agreements, require the owner or lessees of any such poles or wires now in use or hereafter used to place such wires, cables, and accoutrements in conduits underground in accordance with the Town's prescribed requirements. The Town shall have all powers that are set forth in Virginia Code § 46.2-1222.1, as amended.

(c) Public utilities.

Subject to the provisions of the Constitution of Virginia, this charter, and general law, the Town may grant franchises for public utilities, reserving rights of transfer, renewal, extension, and amendment thereof.

(d) Collection and disposition of sewage, garbage, ashes, refuse, etc.; reduction and disposal plant.

The Town may collect and dispose of sewage, ashes, garbage, carcasses of dead animals, and other refuse; make reasonable charges therefor; acquire and operate reduction or any other plants for the utilization or destruction of such materials, or any of them; contract for and regulate the collection and disposal thereof, and require and regulate the collection and disposal thereof.

2.6. Nuisances; sanitary conditions, etc.

The Town may compel the abatement and removal of all nuisances within the Town; require all lands, lots, and other premises within the Town to be kept clean; regulate the keeping of animals, poultry, and other fowl therein; regulate the exercise of any dangerous or unwholesome business, trade, or employment therein; regulate the transportation of all articles through the streets of the Town; compel the abatement of smoke, dust, and unnecessary noise; compel the removal of grass and weeds from private and public property and snow from sidewalks; require the covering or removal of offensive, unwholesome, unsanitary, or unhealthy substances allowed to accumulate in or on any place or premises; require the filling in to the street level of the portion of any lot adjacent to a street where the difference in level between the lot and the street constitutes a danger to life and limb; require the raising or draining of the grounds subject to be covered by stagnant water and the razing or repair of all unsafe, dangerous, or unsanitary public or private buildings, walls, or structures; and remedy, repair, and secure any blighted or derelict building or structure within the Town in accordance with applicable law. The Town shall have all powers that are set forth in Virginia Code § 15.2-1127, as amended.

2.7. Police powers.

(a) The Town may exercise full police powers as provided by general law and establish and maintain a department or division of police.

(b) The Town may also do all things whatsoever necessary or expedient for promoting or maintaining the general welfare, comfort, education, morals, peace, government, health, trade, commerce, or industries of the Town or its inhabitants; prescribe any penalty for the violation of any Town ordinance, rule, or regulation or of any provisions of this charter, not exceeding the fine or sentence imposed by the laws of the Commonwealth of Virginia; pass and enforce all by-laws, rules, regulations, and ordinances that it may deem necessary for the good order and government of the Town, the management of its property, the conduct of its affairs, and the peace, comfort, convenience, order, morals, health, and protection of its citizens or their property; and do such other things and pass such other laws as may be necessary or proper to carry into full effect any power, authority, capacity, or jurisdiction that is or shall be granted to or vested in said Town, or in the council, court, or offices thereof, or which may be necessarily incident to a municipal corporation.

2.8. Miscellaneous powers.

(a) Removal or reconstruction of unsafe buildings, etc.; protection of public gatherings.

The Town may regulate the size, height, materials, and construction of buildings, fences, walls, retaining walls, and other structures hereafter erected in such manner as the public safety and conveniences may require; remove or require to be removed or reconstructed any building, structure, or addition thereto, which by reason of dilapidation, defect of structure, or other causes may have become dangerous to life or property, or which may have been erected contrary to law; and enact stringent and efficient laws for securing the safety of persons from fires in halls and buildings used for public assemblies, entertainments, or amusements.

(b) Fees for permits, etc.

The Town may charge and collect fees for permits to use public facilities and for public services and privileges.

(c) Cemeteries.

The Town may provide in or near the Town lands to be used as burial places for the dead; improve and care for the same and the approaches thereto; charge for and regulate the use of ground therein; and provide for the perpetual upkeep and care of any plot or burial lot therein. The Town is authorized to take and receive sums of money by gift, bequest, or otherwise, to be kept invested, and the income thereof is to be used for the perpetual upkeep and care of the said lot or plat for which the said donation, gift, or bequest shall have been made.

(d) Injunctive relief.

The Town may maintain a suit to restrain by injunction the violation of any ordinance, notwithstanding any punishment that may be provided for the violation of such ordinance.

CHAPTER 3 - ELECTED OFFICERS

3.1. Vesting of government.

The Town shall be governed by a Town council composed of six council members and a mayor.

3.2. Election and terms of officers; council as continuing body.

The mayor and council members shall each be a qualified voter within the Town, elected at large, and hold office for a term of four years. The council shall be a continuing body, and no measure pending before such body shall abate or be discontinued by reason of expiration of the term of office or removal of any or all of the members. The mayor and council in office at the time of adoption of this charter shall continue in office until the expiration of the terms to which they were elected or until their successors are elected and qualified. Accordingly, at the time of the U.S. presidential election in November of 2024, there will be an election for mayor and three

council positions and, in November 2026, there will be an election for the other three council positions.

3.3. Mayor.

The mayor shall have the following powers and duties:

(a) The mayor shall see that the bylaws and ordinances of the Town are fully executed and enforced. He shall preside over the meetings of the Town council and shall have the same right to speak therein as members of the Town council, but shall not vote except in the case of a tie. He shall have the power of veto over the ordinances and resolutions of the council, but such ordinances and resolutions may be passed over such veto by a two-thirds vote of the members of the Town council present and voting. He shall be recognized as the head of the Town council, and the head of the Town government for all ceremonial purposes. He shall perform such other duties consistent with his office as may be imposed by the council. In times of public danger or emergencies, he may take command of the police and maintain order and enforce laws, and for this purpose may deputize such assistant policemen as may be necessary.

(b) The mayor, or the person acting as mayor, shall authenticate with his or her signature every ordinance and resolution adopted by council, and such documents or instruments as council, this Charter, or the laws of the Commonwealth shall require.

(c) The mayor shall see that the duties of the various Town officers, agents, and employees are faithfully performed. The mayor shall have power to investigate their accounts and have access to all of their books and documents in their office.

3.4. Vice-Mayor, temporary presiding officer.

A vice mayor shall be elected by a majority of the council at its biennial organizational meeting to a term of two years. The vice mayor shall possess the powers and discharge the duties of the mayor during any period of absence or disability of the mayor. While serving in the place of the mayor, the vice-mayor may vote as a member of the Town council. If the vice mayor is also absent or unable to act, the council may choose another council member to possess the powers and discharge the mayor's duties during the period of the vice mayor and mayor's absence or disability. While serving in the place of the mayor, such council member may vote as a member of the Town council. The council may provide reasonable compensation to the vice mayor or other council member discharging the duties of the mayor pursuant to this section. Upon the adoption of this charter, the current vice mayor of the council shall serve as vice mayor until the next organizational meeting of the council.

3.5. Council

(a) Regular meetings. The Town council shall by ordinance fix the time of their regular meetings. The council may convene at such additional times as it may deem necessary in accordance with applicable law.

(b) Special meetings. A special meeting may be called by the mayor or by four or more council members, provided that the mayor and all council members are notified a reasonable period of

time prior to the meeting, or are present or sign a waiver, which may be signed after the meeting. No business shall be transacted at a special meeting except that for which it is called unless all members of the council are present or sign a waiver, which may be signed after the meeting.

(c) Quorum. Four members of the council shall constitute a quorum for the transaction of business. As the mayor does not vote, the mayor's attendance does not count towards the quorum requirement.

(d) Procedural rules. The council may adopt its own rules of order and procedure that govern meetings of the council.

3.6. Vacancies

Any vacancy occurring in the office of mayor or a council member shall be filled in accordance with general law.

CHAPTER 4 – OFFICERS APPOINTED BY COUNCIL

4.1. Appointments.

The Town council may appoint the following officers, who serve at the pleasure of the council:

(a) Town Manager. The Town Manager shall be responsible to the Town council for the proper administration of all affairs of the Town, for the control and management of all Town departments and property, for the appointment, supervision, discipline and dismissal of all Town employees, (except, with respect to Town council appointed officers, appointment and dismissal shall be by act of the Town council) for the preparation and implementation of an annual budget, for any other duties as prescribed by the council, and is vested with all the powers provided by the general laws of the Commonwealth of Virginia. The Town Manager shall also perform other duties and receive such compensation as the Town council may prescribe. The Town Manager may also hold the position of Town Clerk.

(b) Town Treasurer. The Town Treasurer shall keep the Town's books and accounts and collect all the taxes, revenues and assessments, which may be levied by the council and is vested with all the powers provided by the general laws of the Commonwealth of Virginia. The Town Treasurer shall also perform other duties and receive such compensation as the Town council may prescribe.

(c) Town Clerk. The Town Clerk shall attend the meetings of the council, keep a record of its proceedings, and shall generally perform such other acts and duties as the council may from time to time prescribe. The Town Clerk shall receive such compensation as the council may prescribe and may also hold the office of Town Treasurer so long as he or she is not a member of Town council.

(d) Town Attorney. The Town Attorney shall be an attorney at law licensed to practice under the laws of the Commonwealth of Virginia. The Town Attorney shall receive such compensation as may be determined by the council and shall have such duties as prescribed by the council.

(e) Chief of Police. The Chief of Police shall be the head of the Town of New Market Police Department, and be a law enforcement officer responsible for the enforcement of the criminal laws and such other duties prescribed by the laws of the Town and the Commonwealth of Virginia. The Chief of Police shall also perform other duties and receive such compensation as the Town council may prescribe. The Chief of Police shall have all powers that are now or may hereafter be provided to law enforcement officers and police chiefs by the Commonwealth of Virginia.

(f) Other officers. The Town council may appoint such other officers as may be necessary to conduct the business of the Town, prescribe their duties, and fix their compensation.

(g) The Town council may designate a person to act in an interim capacity for any of the foregoing officers during the absence or incapacity of such officer.

(h) All Town officers already in office at the time of the enactment of this Charter shall continue until further action of the Town council.

4.2. Removal of appointed officers.

Any officer appointed by the council may be removed at its pleasure. The council may fill any vacancy in any appointed office.

CHAPTER 5 – MISCELLANEOUS PROVISIONS

5.1. Severability.

If any clause, sentence, paragraph, or part of this charter shall for any reason be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of the charter but shall be confined in its operation to the clause, sentence, paragraph, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

5.2. Continuation of ordinances in effect.

All ordinances now in force in the Town, not inconsistent with this charter, shall be and remain in force until altered, amended, or repealed by the council.

5.3. Repeal of conflicting acts and charters.

All prior Town charters, and all acts and parts of acts in conflict with this charter are hereby repealed, provided, however, that nothing contained in this act shall be construed to invalidate or to in any manner affect the present existing indebtedness and liabilities of the Town, whether evidenced by bonded obligations or otherwise, or to relieve it of any part of its present obligation or liability on account of bond issues, liabilities, or debts of whatsoever nature or kind.



NOTICE OF PUBLIC HEARING

Notice is hereby given in accordance with Section 15.2-2204 of the Code of Virginia that the Town Council of the Town of New Market (the "Town") will consider whether to approve and the New Market Planning Commission will consider whether to recommend, a text amendment to Article XIV-Supplementary District Regulations, Section 70-128 (d) to decrease the setbacks for accessory buildings for the following districts: R-1 Residential, R-2 Residential, R-2A Residential, R-3 Residential. No other district regulations are proposed to change; however, clarification is proposed for the remaining districts as shown in this notice. A joint public hearing will be held in the Council Chambers of the Arthur L. Hildreth Municipal Building, 9418 John Sevier Road, New Market, Virginia, on Monday, November 6, 2023, at 6:30 p.m., or as soon thereafter as the matter may be heard, at which time interested persons will have the opportunity to speak and be heard concerning the text amendment. The details of the text amendment changes are as follows:

Article XIV-Supplementary District Regulations, Section 70-128 (d): No accessory buildings shall be erected within the following distances from any property line and from any other structure, unless specifically provided for elsewhere in this chapter:

1. R-1 Residential District. ~~Ten (10) feet.~~
Five (5) feet from property lines or ten (10) feet from other structures.
2. R-2 Residential District. ~~Ten (10) feet.~~
Five (5) feet from property lines or ten (10) feet from other structures.
3. R-2A Residential District. ~~Ten (10) feet.~~
Five (5) feet from property lines or ten (10) feet from other structures.
4. R-3 Residential District. ~~Ten (10) feet.~~
Five (5) feet from property lines or ten (10) feet from other structures.
5. B-1 Business District. ~~Five (5) feet.~~
Five (5) feet from property lines or other structures.
6. B-2 Business District. ~~Five (5) feet.~~
Five (5) feet from property lines or other structures.
7. M-1 Industrial District. ~~Ten (10) feet.~~
Ten (10) feet from property lines or other structures.
8. PRN District. As established in the approved Development Plan.
9. PRMH District. ~~Five (5) feet.~~
Five (5) feet from property lines or other structures.

Copies of the article being considered are available at the New Market Town Office, 9418 John Sevier Rd, New Market, Virginia. The Zoning Ordinance can be reviewed online at <https://www.newmarketvirginia.com/mayor-council/page/codes-ordinances>.

All public meetings are intended to be accessible to persons with disabilities in accordance with the Americans with Disabilities Act. A person requiring accommodation and/or auxiliary aids shall notify the Zoning Administrator at least five days prior to the scheduled meeting.

Nathan Garrison
Zoning Administrator



COMMONWEALTH of VIRGINIA

Department of Historic Resources

Travis A. Voyles
Secretary of Natural and Historic
Resources

2801 Kensington Avenue, Richmond, Virginia 23221

Julie V. Langan
Director
Tel: (804) 482-6446
Fax: (804) 367-2391
www.dhr.virginia.gov

October 16, 2023

VIA ELECTRONIC MAIL

Nathan Garrison, Town Planner
New Market Town Office
P.O. Box 58
New Market, VA 22844

RE: Bracken Tract, Town of New Market

Dear Mr. Garrison:

The Shenandoah Valley Battlefields Foundation (SVBF) has submitted an application to the Virginia Department of Historic Resources (DHR) to donate an historic preservation and open-space easement over a ± 160.345 -acre property known as the Bracken Tract (the "Property"). The easement will be held by the Virginia Board of Historic Resources and administered by staff at DHR. Located in Shenandoah County, the Property is comprised of seven tax parcels, all of which are currently owned by SVBF. Five of the seven tax parcels (± 57.848 acres) are within the boundaries of the Town of New Market:

103-A-058 (1.179 acres)	103-A-71A (47.135 acres)
103-A-069 (5.675 acres)	103-((5))-(A)-X (0.859 acres)
103-A-069C (3.0 acres)	

Two of the parcels are improved with a museum building, shed and paved parking lot (103-A-69C); and a barn (103-A-71A). The entire Property lies within the core area of the New Market Battlefield which has been given a Preservation Priority Rating of IV.1 Class B by the Civil War Sites Advisory Commission in the *Report on the Nations' Civil War Battlefields* (1993, as amended).

Western Region Office
962 Kime Lane
Salem, VA 24153
Tel: (540) 387-5443
Fax: (540) 387-5446

Northern Region Office
5357 Main Street
PO Box 519
Stephens City, VA 22655
Tel: (540) 868-7029
Fax: (540) 868-7033

Eastern Region Office
2801 Kensington Avenue
Richmond, VA 23221
Tel: (804) 367-2323
Fax: (804) 367-2391

Pursuant to Section 10.1-1701 of the Virginia Code, we want to ensure that donation of a perpetual historic preservation and open-space easement on the Property conforms to the revised *Planning New Market 2030* Comprehensive Plan (the “Plan”), adopted by the Town Council in July 2012. The Town Council considered proposed updates to Chapters 1-4 of the Plan in 2017. DHR reviewed the Plan, as available on the Town’s website, and identified the following policies and objectives in support of this proposed easement:

1. Parcels 103-A-69 and 103-A-71A are currently designated as Protected Battlefield (Current Land Use Map, page 35).
2. Parcels 103-A-58 and 103-((5))-(A)-X are currently designated as Open Space (Current Land Use Map, page 35).
3. Parcels 103-A-069 and 103-A-071A are within an AG/Forestral District (Future Growth Area Concept Plan Map, page 39).
4. Parcels 103-A-058 and 103-((5))-(A)-X lie within the Town of New Market’s Historic Overlay District.
5. None of the parcels are identified as being within a future growth area per New Market’s Future Growth Area Concept Plan Map (page 39).
6. Support for the preservation of open space within the Town of New Market can be found at pages 53-54 of the Plan (*DHR comments in italics*):
 - Goal: To identify and preserve the natural resources and scenic characteristics of the Town of New Market by providing for preservation of open space for residents and visitors to enjoy while maintaining the beauty of the natural environment as well as the unique scenic views from within the town.
 - Policy: Achieve a minimum of 75% open space within the town. This would include any green space within the town including all recreational green space, open lots, and agriculturally used land.
 - Policy: New Market will protect existing open space within the town limits through the development of recreation/conservation areas that will provide greenbelts and neighborhood recreation areas on land, which is unsuitable for other types of land use.
 - *The placement of an easement this Property would preserve ±57.848 acres of open space within the Town of New Market and help achieve the Town’s goal of 75% of open space within its boundary. Additionally, SVBF plans to install trails on the Property and open it for public access. SVBF is also working with the Virginia Military Institute (VMI) to connect future trails on the Property to VMI’s trail system.*
9. Support for the use of conservation easements to protect groundwater resources can be found at page 97 of the Plan:

Western Region Office
962 Kime Lane
Salem, VA 24153
Tel: (540) 387-5443
Fax: (540) 387-5446

Northern Region Office
5357 Main Street
PO Box 519
Stephens City, VA 22655
Tel: (540) 868-7029
Fax: (540) 868-7033

Eastern Region Office
2801 Kensington Avenue
Richmond, VA 23221
Tel: (804) 367-2323
Fax: (804) 367-2391

- In 2006 the Town worked with Shenandoah County and the Virginia Rural Water Association to develop a well head protection program in an effort to help safeguard the local water supply. It was determined that the wells needed to be protected from possible contamination which could be costly to correct, protect the health of the community who utilizes the public water service, and to ensure the quality of the groundwater for present, as well as future, users. Strategies include: working with Shenandoah County on development proposals so as not to threaten the water resources if located within the recharge areas of the wells, encouraging low-impact development strategies near the wells, and to protect the recharge areas by acquiring conservation easements. [similar language is also found at pages 25-26 of the Plan]
- *Parcel 103-A-71A surrounds one of the Town of New Market's well parcels (103-A-71D). Because the easement would prevent future development of the Property and protect water and forest conservation values, the quality of the groundwater at this well site will be protected for present and future generations.*

10. Support for historic preservation in general can be found at page 66 of the Plan:
 - Historic preservation and downtown revitalization projects tend to increase property values, create employment opportunities, and increase tourism.
 - *The preservation of the Property, a ±57.848-acre tract of land within the core area of the New Market Battlefield, will help increase tourism by protecting not only the battlefield, but also New Market's rural setting and cultural landscape.*
11. Support for the preservation of historic character in general can be found at:
 - [Page 6]: Goal: To retain the present general form and character of New Market, which can be described as "a compact small town in rural setting, with a historic main street, attractive residential areas, and in which the majority of residents are employed locally".
 - [Page 30] Goal: To preserve and enhance the beauty of the natural setting of New Market.
 - [Page 30] Policy: New Market will consider the beauty of its natural setting when reviewing proposals for land development and will develop a system to target and attract the types of growth that will preserve the special historic and environmental qualities of our picturesque community.
 - *An open-space and historic preservation easement on the Property will help preserve the rural setting and cultural landscape of the Town of New Market.*

DHR kindly asks that you respond to this letter in writing confirming that the proposed easement is consistent with the Town of New Market's current Plan as outlined above, or if different citations of the Plan are applicable to this Property.

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Should you have any questions or wish to discuss this topic in more detail, or if you would like to review a copy of DHR's battlefield easement template, please do not hesitate to contact me.

Thank you in advance for your assistance with this request.

Sincerely,



Karri Richardson
Easement Program Specialist
Office of Preservation Incentives
804.482.6094
karri.richardson@dhr.virginia.gov

cc: Keven Walker, Chief Executive Officer, SVBF
Dan Reinhart, Chief Operating Officer, SVBF
Jack Owens, Park Ranger – Resource Preservation, SVBF
Julie Langan, Director, DHR
Megan Melinat, Director, Preservation Incentives, DHR

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