

Chapter 12 Conservation Easement Program

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Chapter 12 Conservation Easement Program

[HISTORY: Adopted by the Board of Supervisors of Clarke County June 18, 2002]

§ 12-1. Articles of Incorporation

- A. The name of the Authority is the Clarke County Conservation Easement Authority. The address of its principal office is 102 North Church Street, Berryville, Virginia 22611.
- B. The Authority is created under the Public Recreational Facilities Authorities Act, Chapter 56 of Title 15.2 (§ 15.2-5600 Public Recreational Facilities Authorities Act, et seq.), Code of Virginia.
- C. The participating locality is Clarke County, Virginia.
- D. The names, addresses, and terms of office of the initial members of the Board of Directors of the Authority are:

| Name | Address | Term |
|---------------------|--|----------|
| Michael Hobert | P.O. Box 588 Berryville, VA 22611 | 12/31/02 |
| Tom McFillen | 117 Rosemont Circle Berryville, VA 22611 | 4/30/03 |
| Winkie MacKay-Smith | 1038 Carters Line Road White Post, VA 22663 | 12/31/04 |
| John Bieschke | P.O. Box 61 White Post, VA 22663 | 12/31/03 |
| David Weiss | P.O. Box 349 Berryville, VA 22611 | 12/31/03 |
| Randy Buckley | P.O. Box 1 White Post, VA 22663 | 12/31/04 |
| Jane Radford | 2008 Morgans Mill Road Bluemont, VA 20135 | 12/31/02 |

- E. The purposes of the Authority are to acquire and/or receive conservation easements, by purchase, gift, or other conveyance; to hold and enforce conservation easements conveyed to it; to administer the Clarke County Conservation Easement Purchase Program pursuant to Chapter 72 Conservation Easement Purchase Program of the Clarke County Code; and to exercise any powers authorized by the Public Recreational Facilities Authorities Act.

§ 12.2. Board of Directors

The powers of the Authority shall be exercised by a Board of Directors of seven (7) members, appointed by the Board of Supervisors, to be comprised of one (1) member from the Board of Supervisors, one (1) member from the Planning Commission, and five (5) Clarke County citizen members. At the first meeting of the Board of Supervisors each calendar year, beginning 2003,

the Board shall appoint one (1) member from the membership of the Board of Supervisors for a term of one (1) year beginning January 1; one (1) member from the Planning Commission for a one (1) year term beginning May 1; and a member or members to fill expiring citizen member terms, for a term of three (3) years beginning January 1.

§ 12-3 Co-Holding of Easements

[Added 07-09-18]

The county and the authority shall be co-holders of all conservation easements acquired and/or received by the Authority. In addition, where advisable the Authority shall seek an additional public body, as defined in the Virginia Open-Space Land Act, or, as permitted by law, other federal or state agency or private organization, to be an additional co-holder.

Amendments Chapter 12

2007-09-18

CC-07-07 add section 12-3 Co-holding of Easements.