

NEW ALDIE AGRICULTURAL AND FORESTAL DISTRICT ORDINANCE
January 3, 2018
As adopted July 12, 2017

I. PURPOSE

It is hereby declared to be the policy of the County of Loudoun to conserve, protect, and to encourage the development and improvement of its agricultural and forestal lands for the production of food and other agricultural and forestal products. It is also the policy of the County of Loudoun to conserve and protect agricultural and forestal lands as valued natural and ecological resources which provide essential open spaces for clean air sheds, as well as for aesthetic purposes. It is the purpose of this Ordinance to provide a means by which agricultural and forestal land may be protected and enhanced as a viable segment of the County's economy and as an economic and environmental resource of major importance, pursuant to Title 15.2, Chapter 43 of the Code of Virginia (1950), as amended.

II. CREATION OF DISTRICT

The New Aldie Agricultural and Forestal District (hereinafter referred to as the "District") is hereby created for a period of four (4) years, beginning January 3, 2018, in accordance with the provisions of Title 15.2, Chapter 43, Sections 15.2-4300 through 15.2-4314, Code of Virginia (1950) as amended.

The District shall consist of 1,617.39 acres more or less and include the following 22 parcels:

PIN	TAX MAP	OWNERS NAME	ACRES
359363143000	89/10B	CANTACUZENE, MELISSA M	61.01
360166099000	89/15	WITHERS, TUCKER	21.63
360265863000	89/14	WITHERS, TUCKER	1.07
394267556000	75/9/WL	GULLAND, EUGENE D	55.8
394269821000	75-23	GULLAND, EUGENE D	156.34
394288964000	75/23A	GULLAND, EUGENE D	75
396264807000	89/1	BRIAR PATCH LLC	46.45
396281634000	89/6A	BLEAKLEY, NEIL M & BONNIE TRUSTEES	8.17
396287236000	89/8C	BEECHER, DOUGLAS J & MANDANA PARSAZAD	1.61
396290952000	89/8B	DOUGLASS, SARAH L TEE	14.49
396295883000	89/4/F	NICHOLS, STEPHEN G & MOLLIE C	32.98
396385665000	89/7	DOUGLASS, SARAH L TEE	27.54
429276024000	74/19A	WIND FIELDS FARM LLC	324.18
430397624000	75/22	INSTITUTE CORP	512.54
432376182000	88/19/3	ROSENBERG, JEREMY & CHARLOTTE CO-TEES	18.39
432387423000	88/10/1	BURKE, JOHN W III & AYRES, JUDITH E TEES	21.32
432479430000	88/1/B	CLARK, LARRY D & LAURA G R/S	18.45
432489904000	88/9/3	BALDWIN, JEFFRY B & MARLENE M	21.44
465289850000	74/18	TEMPLETON, CHARLES S & JOANNA TEES	29.12
465305755000	74/19	WIND FIELDS FARM LLC	140.04

465396098000	74/A/1/A	ZIOBRO, CATHERINE & JOHN H R MILLS	24.89
465397945000	74/A/1/B	ZIOBRO, CATHERINE L & JOHN H R MILLS	4.93

Pursuant to the July 12, 2017, renewal of the District, the following parcels withdrew from the New Aldie Agricultural and Forestal District Ordinance:

PIN	Tax Map Number	Owner	Acreage
359265195000	89/10c	CARNEY, WILLIAM N & VIRGINIA M R/S	10.00

On July 12, 2017, the following parcel containing at least five (5) but less than twenty (20) acres was NOT RENEWED in the New Aldie Agricultural and Forestal District Ordinance due to failure to properly reapply:

PIN	Tax Map Number	Owner	Acreage
464101439000	74/A/1/G	KIRSCHENBAUER, GEORGE	10.12

III. EFFECT OF DISTRICT

- A. All provisions of the Loudoun County Zoning and Subdivision Ordinances shall be applicable within the District, but only to the extent that such ordinances are not in conflict with the purposes of Title 15.2, Chapter 43 of the Code of Virginia (1950) as amended. All land use planning decisions, special exceptions and variances affecting any parcel of land within or adjacent to the District shall take into account the existence of the District and purposes and policies of this Ordinance. Any subdivisions or adjustments to parcels within the District shall meet the current zoning requirements or a minimum of fifty (50) acres, whichever is greater. Subdivision through clustering is prohibited for the term of the District. All subdivision of land or adjustments to parcels within the District other than in accordance with the provisions of this Ordinance is hereby deemed to be in conflict with the purposes and policies established by this Ordinance.
- B. Land used in agricultural and forestal production within the District shall automatically qualify for an agricultural or forestal value assessment on such land pursuant to Section 15.2-4312 of the Code of Virginia (1950), as amended, if the requirements for such assessment contained therein are satisfied, whether or not the Loudoun County Land Use Assessment Ordinance is in effect.
- C. All other applicable provisions of Title 15.2, Chapter 43 of the Code of Virginia (1950), as amended, are incorporated in this Ordinance and made a part hereof.

IV. REVIEW OF ORDINANCE

The Board of Supervisors shall initiate review of the District at least ninety (90) days prior to January 2, 2022, in order to determine whether to terminate, modify or continue the District. The Board shall request the recommendations of the Planning Commission and the Agricultural District Advisory Committee in conducting such review.

V. DISCONTINUANCE OF ASSOCIATION IN DISTRICT

Any owner of land lying in the District may request, in writing, termination and withdrawal of his property in accordance with Section 15.2-4314 of the Code of Virginia (1950), as amended. If denied favorable action by the Board of Supervisors the landowner shall have an immediate right of appeal de novo to the circuit court. The termination of any owner's association in the District for any reason shall not in itself serve to terminate the existence of the District.

Any heir at law or devisee of any owner of land lying within the District shall as a matter of right, be entitled to withdraw from the District within two (2) years of the date of death of the owner and upon written notice of withdrawal to the Board of Supervisors and the Commissioner of the Revenue.

When the District is reviewed by the Board of Supervisors at the end of the four (4) year period, land within the District may be withdrawn by filing a written notice before the Board of Supervisors acts to continue, modify or terminate the District.