



DANVILLE CITY COUNCIL REGULAR MEETING AGENDA

MUNICIPAL BUILDING

August 8, 2019

7:00 P.M.

PRESIDING: Alonzo L. Jones, Mayor

**CITY COUNCIL
MEMBERS:** James B. Buckner
L.G. "Larry" Campbell, Jr.
Dr. Gary P. Miller
Sherman M. Saunders

Fred O. Shanks, III
Adam J. Tomer
J. Lee Vogler, Jr., Vice Mayor
Madison J. Whittle

STAFF: Ken F. Larking, City Manager
Earl B. Reynolds, Jr., Deputy City Manager

W. Clarke Whitfield, Jr., City Attorney
Susan M. DeMasi, City Clerk

The City Council is the City of Danville's legislative body and is composed of nine Council members. Council members are elected to serve a four year term of office and elects one of its own to serve as Mayor and presiding officer for a two year term.

Time and Place of Meeting

The public is invited and encouraged to attend and participate in the City Council meetings. The City Council meets in the City Hall, Fourth Floor, Council Chambers at 7:00 p.m. on the first and third Tuesday of each month. All meetings of the Council are open to the public.

Communications from Visitors

Communication from Visitors is an opportunity for citizens to address Council on matters not on the agenda. Citizens who desire to speak on agenda items will be heard when the agenda item is considered. Each speaker shall clearly state his or her name and address. Each individual speaker shall have five uninterrupted minutes. A representative of a group may have up to ten uninterrupted minutes to make a presentation. The representative shall identify the group and a group may have no more than one spokesperson. Time will be kept using the electronic timer on the podium.

Guidelines for Public Hearings

For Public Hearings the applicant or his or her representative shall be the first speaker(s). There shall be a time limit of ten (10) minutes for the applicant's or his or her representative's presentation. The presiding officer shall then solicit comments from the public, asking those in favor of the proposal to speak first, and then those opposed to the proposal. Each speaker must clearly state his or her name and address. There shall be a time limit of three (3) minutes for each individual speaker. If the speaker represents a group, there shall be a time limit of five (5) minutes. A speaker representing a group shall identify the group at the

beginning of his or her remarks. A group may have no more than one spokesperson. The presiding officer may limit or preclude comment which is repetitive, redundant, cumulative, or irrelevant to the subject of the public hearing. After public comments have been received, in a land use case, the applicant or the representative of the applicant, at his or her discretion, may respond with a rebuttal. There shall be a five (5) minute time limit for rebuttal.

MEETING CALLED TO ORDER

ROLL CALL

INVOCATION - Dr. Gary P. Miller

PLEDGE OF ALLEGIANCE TO THE FLAG

COMMUNICATIONS FROM VISITORS

Citizens who desire to speak on matters not listed on the agenda will be heard at this time. Citizens who desire to speak on agenda items will be heard when the agenda item is considered.

MEETING MINUTES

- A. Consideration of Approval of Minutes from Regular Council Meeting held on July 2, 2019.
Council Letter Number CL - 2172.

APPOINTMENTS

- A. Consideration of Appointments to the Following Boards and Commissions.
Council Letter Number CL - 2159
 - 1. A Resolution Reappointing Robin Crews to the Commission of Architectural Review.
 - 2. A Resolution Reappointing Debra Hairston to the Community Improvement Council.
 - 3. A Resolution Appointing Janet Gwynn to the Community Improvement Council.
 - 4. A Resolution Appointing Adam Jones to the River District Design Commission.
 - 5. A Resolution Appointing Andrew Hessler to the River District Design Commission.
 - 6. A Resolution Appointing Ernecia Coles to the Social Services Advisory Board.

NEW BUSINESS

- A. Consideration of Granting a Special Use Permit at 401 Bridge Street.
Council Letter Number CL - 2161.
1. Public Hearing
 2. An Ordinance Granting a Special Use Permit for Residential Uses in a Structure with Non-Residential Use on the First Floor, and a Waiver of Density Requirements in Accordance with Article 3.L, Section C, Items 9 and 13 of Chapter 41 of the Code of the City of Danville, Virginia, 1986, as Amended, at 401 Bridge Street, Otherwise Known as Grid 2713, Block, 006, Parcel 000001 of the City of Danville, Virginia Zoning District Map.
- B. Consideration of Amending the Zoning Ordinance of the City of Danville, Virginia.
Council Letter Number CL - 2162.
1. Public Hearing
 2. An Ordinance Amending Chapter 41, Entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia, 1986, As Amended, more Specifically Article 3.I, Entitled "TO-C, Transitional Office", Section C, Entitled "Uses Permitted by Special Use Permit" by Adding Item 24 for Hotels and Motels.
- C. Consideration of Granting a Special Use Permit at 990 Main Street and 108 Holbrook Street.
Council Letter Number CL - 2163.
1. Public Hearing
 2. An Ordinance Granting a Special Use Permit for a Hotel in Accordance with Article 3.I, Section C, Item 24 of Chapter 41 of the Code of the City of Danville, Virginia, 1986, as Amended, at 990 Main Street and 108 Holbrook Street, Otherwise Known as Grid 1720, Block 009, Parcel 000001 and Grid 1716, Block 014, Parcel 000001 of the City of Danville, Virginia Zoning District Map.
- D. Consideration of Amending the Fiscal Year 2020 Budget Appropriation Ordinance for a Virginia Commission for the Arts Grant.
Council Letter Number CL - 2154.
- An Ordinance Amending the Fiscal Year 2020 Budget Appropriation Ordinance to Provide for a Virginia Commission for the Arts Grant in the Amount of \$4,500, and to Provide for the Local Share in the Amount of \$5,000 for a Total Grant of \$9,500.
- FIRST READING**
- E. Consideration of Amending the Fiscal Year 2020 Budget Appropriation Ordinance for a National Recreation and Parks Grant.
Council Letter Number CL - 2157.

An Ordinance Amending the Fiscal Year 2020 Budget Appropriation Ordinance to Provide for a National Recreation and Parks Association Grant Award in the Amount of \$110,000.

FIRST READING

- F. Consideration of the Donation of Parking Fines to the Danville Public Schools Education Foundation, Inc.
Council Letter Number CL - 2160.

An Ordinance Appropriating the Funds Collected from Parking Tickets Issued During the Month of July 2019 to the Danville Public Schools Education Foundation, Inc.

COMMUNICATIONS FROM:

- A. City Manager
- B. Deputy City Manager
- C. City Attorney
- D. City Clerk
- E. Roll Call

ADJOURNMENT

Council Letter

City of Danville, Virginia



CL-2172

Meeting Minutes Item #: A.

City Council Regular Meeting

Meeting Date: 08/08/2019

Subject: Consideration of Approval of Meeting Minutes

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 08/08/2019

SUMMARY

Consideration of Approval of Minutes from Regular Council Meeting held on July 2, 2019.

Attachments

[Meeting Minutes](#)

July 2, 2019

The Regular July meeting of the Danville City Council was held on July 2, 2019, at 7:00 p.m. in the Council Chambers located on the Fourth Floor of the Municipal Building. The following Council Members were present: James B. Buckner, Mayor Alonzo L. Jones, Dr. Gary P. Miller, Sherman M. Saunders, Fred O. Shanks, III, Vice Mayor J. Lee Vogler, Jr., and Madison J.R. Whittle (7). L.G. "Larry" Campbell Jr., and Adam J. Tomer were absent (2). *Mr. Shanks entered the meeting at 7:02 p.m.*

Staff Members present were: City Manager Ken F. Larking, Deputy City Manager Earl B. Reynolds, Jr., City Attorney W. Clarke Whitfield Jr., and City Clerk Susan M. DeMasi.

Mayor Jones presided.

INVOCATION AND PLEDGE OF ALLEGIANCE

The Invocation was given by Vice Mayor J. Lee Vogler, Jr., followed by the Pledge of Allegiance to the Flag.

COMMUNICATIONS FROM VISITORS

Mayor Jones recognized Jessie Barksdale, a member of the Airport Commission, who gave Council an update on the Airport Open House and Young Eagles Rally held on June 22, 2019, with a short video produced by Mark Aron. Mr. Barksdale noted it was a great day with 128 children completing free flights, and hundreds of others taking Airport tours at Averett Flight Center, Civil Air Patrol, and the Flight Tower; the Science Museum also participated with a Star Lab. Council Members thanked Marc Aron for the video, and thanked Mr. Adelman and Mr. Barksdale.

MINUTES

Upon **Motion** by Council Member Buckner and **second** by Council Member Whittle, Minutes of the Regular Council Meeting held on June 4, 2019 were approved as presented. Draft copies of the minutes had been distributed prior to the meeting.

NEW BUSINESS

PUBLIC HEARING – CONSIDERATION OF AUTHORIZING AN APPLICATION TO THE VIRGINIA DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION FOR GRANT FUNDS

Mayor Jones opened the floor for a Public Hearing regarding an Application to the Virginia Department of Rail and Public Transportation. Notice of the Public Hearing was published in the *Danville Register & Bee* on June 19, 2019 and June 23, 2019. No one present desired to be heard and the Public Hearing was closed.

Council Member Buckner **moved** for adoption of a Resolution entitled:

RESOLUTION NO. 2019-07.01

AUTHORIZING AN APPLICATION BY THE CITY TO THE VIRGINIA DEPARTMENT OF RAIL AND PUBLIC TRANSPORTATION FOR GRANTS FOR OPERATING AND CAPITAL COSTS FOR PUBLIC TRANSPORTATION FISCAL YEAR 2020.

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The Motion was **seconded** by Council Member Whittle and carried by the following vote:

VOTE: 7-0-2
AYE: Buckner, Jones, Miller, Saunders,
Shanks, Vogler and Whittle (7)
NAY: None
ABSENT: Campbell, Tomer (2)

**BUDGET APPROPRIATION – CONSIDERATION OF AMENDING THE FISCAL YEAR 2020
BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR STATE DEMONSTRATION
GRANT FUNDS RELATED TO REGIONAL BUS SERVICE**

Mayor Jones opened the floor for a Public Hearing regarding Grant Funds for Regional Bus Service. Notice of the Public Hearing was published in the *Danville Register & Bee* on June 19, 2019 and June 23, 2019. No one present desired to be heard and the Public Hearing was closed.

Upon **Motion** by Vice Mayor Vogler and **second** by Council Member Whittle, an Ordinance entitled:

ORDINANCE NO. 2019-07.01

AMENDING THE FISCAL YEAR 2020 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR STATE DEMONSTRATION GRANT ASSISTANCE FUNDS RELATED TO THE PROVISION OF REGIONAL BUS SERVICE BY THE DANVILLE TRANSIT SYSTEM TO HALIFAX AND PITTSYLVANIA COUNTIES IN THE AMOUNT OF \$183,275, CASH FARE REVENUES IN THE AMOUNT OF \$24,192 AND FOR THE LOCAL SHARE IN THE AMOUNT OF \$45,819 FOR A TOTAL APPROPRIATION OF \$253,286 AND APPROPRIATING THE SAME.

was presented by its **First Reading**, as required by City Charter, to lie over before final adoption.

**BUDGET APPROPRIATION – CONSIDERATION OF AMENDING THE FISCAL YEAR 2020
BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR STATE DEPARTMENT OF
AVIATION MAINTENANCE GRANT FUNDS**

Upon **Motion** by Council Member Saunders and **second** by Council Member Buckner, an Ordinance entitled:

ORDINANCE NO. 2019-07.02

AMENDING THE FISCAL YEAR 2020 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR STATE DEPARTMENT OF AVIATION MAINTENANCE GRANT FUNDS RELATED TO THE MAINTENANCE OF CERTAIN AIRPORT PROPERTIES IN THE AMOUNT OF \$100,000 AND FOR THE LOCAL SHARE IN THE AMOUNT OF \$52,750 FOR A TOTAL APPROPRIATION OF \$152,750 AND APPROPRIATING THE SAME.

was presented by its **First Reading**, as required by City Charter, to lie over before final adoption.

July 2, 2019

PUBLIC HEARING – CONSIDERATION OF REZONING FROM OT-R, OLD TOWN RESIDENTIAL TO TW-C, TOBACCO WAREHOUSE DISTRICT, PARCEL ID#S 22511 AND 26632

Mayor Jones opened the floor for a Public Hearing regarding Rezoning Parcels 22511 and 26632. Notice of the Public Hearing was published in the *Danville Register & Bee* on June 18, 2019 and June 25, 2019.

Mayor Jones recognized Bennis Butler, representing World Media, the parent company of the Register & Bee. The subject parcels adjoin the Register & Bee building on the west side and front on Franklin Street. The Register & Bee building only has twenty-seven parking spaces, this would permit the owner of the building to add additional parking spaces as the need arises. No one further desired to be heard and the Public Hearing was closed.

Council Member Buckner **moved** for adoption of an Ordinance entitled:

ORDINANCE NO. 2019-07.03

REZONING FROM OT-R OLD TOWN RESIDENTIAL TO TW-C TOBACCO WAREHOUSE DISTRICT PARCELS 22511 AND 26632, OTHERWISE KNOWN AS GRID 2718, BLOCK 019, PARCELS 000012 AND 000011 OF THE CITY OF DANVILLE, VIRGINIA ZONING DISTRICT MAP.

The Motion was **seconded** by Council Member Saunders and carried by the following vote:

VOTE: 7-0-2
AYE: Buckner, Jones, Miller, Saunders,
Shanks, Vogler and Whittle (7)
NAY: None
ABSENT: Campbell, Tomer (2)

PUBLIC HEARING – CONSIDERATION OF REZONING FROM N-C, NEIGHBORHOOD COMMERCIAL AND S-R, SUBURBAN RESIDENTIAL TO “CONDITIONAL” NT-R, NEO-TRADITIONAL RESIDENTIAL, PORTIONS OF PARCEL ID#S 59958 AND 51032

Mayor Jones opened the floor for a Public Hearing regarding Rezoning Parcels 59958 and 51032. Notice of the Public Hearing was published in the *Danville Register & Bee* on June 18, 2019 and June 25, 2019.

Mayor Jones recognized Kim Aldridge, Executive Director of the local Habitat for Humanity. Ms. Aldridge explained that St. Luke's United Methodist Church had donated approximately six to seven acres of land to them. They would like to see the property rezoned to give them the ability to build close to thirty homes. No one further desired to be heard and the Public Hearing was closed.

Vice Mayor Vogler **moved** for adoption of an Ordinance entitled:

ORDINANCE NO. 2019-07.04

REZONING FROM N-C NEIGHBORHOOD COMMERCIAL AND S-R SUBURBAN RESIDENTIAL TO “CONDITIONAL” NT-R NEO-TRADITIONAL RESIDENTIAL DISTRICT PARCELS 59958 AND 51032, OTHERWISE KNOWN AS GRID 2918, BLOCK, 004,

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PARCELS 000033 AND 000018 OF THE CITY OF DANVILLE, VIRGINIA ZONING DISTRICT MAP.

The Motion was **seconded** by Council Member Shanks and carried by the following vote:

VOTE: 7-0-2
AYE: Buckner, Jones, Miller, Saunders,
Shanks, Vogler and Whittle (7)
NAY: None
ABSENT: Campbell, Tomer (2)

PUBLIC HEARING – CONSIDERATION OF AMENDING THE ZONING ORDINANCE TO ALLOW FOR SHORT-TERM RENTALS OF ENTIRE HOMES WITHIN RESIDENTIAL DISTRICTS

Mayor Jones opened the floor for a Public Hearing regarding Amending the Zoning Ordinance for Short-Term Rentals of Homes. Notice of the Public Hearing was published in the *Danville Register & Bee* on June 18, 2019 and June 25, 2019. No one present desired to be heard and the Public Hearing was closed.

Vice Mayor Vogler **moved** for adoption of an Ordinance entitled:

ORDINANCE NO. 2019-07.05

AMENDING CHAPTER 41, ENTITLED “ZONING ORDINANCE” OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED, MORE SPECIFICALLY ARTICLE 2, ENTITLED “GENERAL REGULATIONS”, VARIOUS SUB-ARTICLES AND SECTIONS OF ARTICLE 3, ENTITLED “ZONING DISTRICTS”, AND ARTICLE 15, ENTITLED “DEFINITIONS”, SECTION B, ENTITLED “DEFINITIONS” TO ALLOW FOR SHORT-TERM RENTALS OF AN ENTIRE HOME WITHIN RESIDENTIAL DISTRICTS.

The Motion was **seconded** by Council Member Buckner.

Council Member Shanks asked Senior Planner Bryce Johnson to summarize the changes with regard to homes as short terms rentals. Mr. Johnson explained the entire home may be rented on a short-term basis; staff and the Planning Commission are recommending that it be by Special Use Permit. Staff did recommend some safety requirements with the Planning Commission, based on what other cities are doing. Mr. Shanks noted the question he was most concerned about was where a special exception permit was and was not required. Mr. Johnson stated the special use permit would be required in all residential districts and was not required in the transitional districts where bed and breakfasts are allowed by right.

Council Member Saunders requested Mr. Johnson explain if the City was going to collect tax on the property, how will it do that on a short term rental and why are there short term rentals in residential neighborhoods. Mr. Johnson explained this has come up before where people are renting out their homes, similar to a hotel room except it was in a residential house. This was making the process a little clearer for people who want to do that, to make it consistent with City regulations in terms of safety as well as recording taxes. The Planning Commission did recommend that City Council look at how they want to tax it; right now it was taxed with the hotels, but they didn't know if Council wanted to look at it separately.

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Vice Mayor Vogler noted what was being discussed was an opportunity that was based in the private sector to potentially revitalize neighborhoods in the City. Other localities have allowed for this, and there are numerous examples of neighborhoods that were completely revitalized by people being able to rent homes in this manner. There are a number of events happening in this area that fill up the hotels; people need somewhere to stay, and there are a growing number of people who prefer an authentic experience when they stay somewhere. Allowing a property owner to have that ability is a good thing. This was getting the City in line with where most of the localities have been for a long time. If anyone wants to see what these types of projects can do, drive down Plum Street and see what one citizen has done. Mr. Vogler noted he was in favor of this item.

Mr. Shanks noted since the special exemption permit was in place, he was in favor of this item. Plum Street was an excellent example of how a neighborhood can be transformed. Mr. Shanks stated what bothers him was this Council recently approved bed and breakfasts without a special exception permit and that was wrong. If someone owns a home, they should have the opportunity to present their thoughts to Council with regard to development that occurs in a residential neighborhood. Mr. Shanks noted he does not understand how Council passed the last one, and wants to make sure the City planning staff, members of Council and other members of the community understand that personal property rights should be protected; that was what the Zoning Law was all about. Council made a big mistake and he would like to see that undone.

Council Member Whittle questioned if the Commissioner of Revenue had reviewed this item and Mr. Johnson noted staff had been discussing this with him throughout the process, and he was fine with it. Council Member Miller questioned someone who wanted to rent out their house for a year to someone and Mr. Johnson explained that would be ordinary residential rental. The short term rentals being discussed stipulate less than a month. Dr. Miller asked what that person's obligation was to the City, who rents it out for a year, do they pay tax and Mr. Johnson noted it would just be the property tax; to his knowledge there is no separate tax for that.

The **Motion** was carried by the following vote:

VOTE: 7-0-2
AYE: Buckner, Jones, Miller, Saunders,
Shanks, Vogler and Whittle (7)
NAY: None
ABSENT: Campbell, Tomer (2)

PUBLIC HEARING – CONSIDERATION OF GRANTING A SPECIAL USE PERMIT AT 500 PLUM STREET FOR SHORT-TERM HOME RENTAL

Mayor Jones opened the floor for a Public Hearing regarding a Special Use Permit at 500 Plum Street. Notice of the Public Hearing was published in the *Danville Register & Bee* on June 18, 2019 and June 25, 2019.

Mayor Jones recognized RJ Lackey representing the applicant with regard to a short term rental. The applicant owns a house on Plum Street where he lives, they were at Council about a year ago about a piece of property beside him that he was renting. Mr. Davis bought another house, tore it down and has a building permit for another house to rent out on Airbnb. No one further desired to be heard and the Public Hearing was closed.

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Council Member Buckner **moved** for adoption of an Ordinance entitled:

ORDINANCE NO. 2019-07.06

GRANTING A SPECIAL USE PERMIT FOR A SHORT-TERM HOME RENTAL IN ACCORDANCE WITH ARTICLE 3.E, SECTION C, ITEM 29 OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA 1986 AS AMENDED AT 500 PLUM STREET, OTHERWISE KNOWN AS GRID 2710, BLOCK 006, PARCEL 000008 OF THE CITY OF DANVILLE, VIRGINIA ZONING DISTRICT MAP.

The Motion was **seconded** by Council Member Whittle and carried by the following vote:

VOTE: 7-0-2
AYE: Buckner, Jones, Miller, Saunders,
Shanks, Vogler and Whittle (7)
NAY: None
ABSENT: Campbell, Tomer (2)

CONSIDERATION OF AMENDING THE RULES OF PROCEDURE FOR DANVILLE CITY COUNCIL

Council Member Buckner **moved** for adoption of a Resolution entitled:

RESOLUTION NO. 2019-07.02

AMENDING THE RULES OF PROCEDURE FOR THE COUNCIL OF THE CITY OF DANVILLE, VIRGINIA.

The Motion was **seconded** by Council Member Shanks and carried by the following vote:

VOTE: 7-0-2
AYE: Buckner, Jones, Miller, Saunders,
Shanks, Vogler and Whittle (7)
NAY: None
ABSENT: Campbell, Tomer (2)

COMMUNICATIONS

There were no communications from the City Manager, Deputy City Manager, City Attorney or City Clerk.

ROLL CALL

Vice Mayor Vogler noted a citizen brought to his attention an article about a program in Las Vegas; for a limited amount of time they are taking the parking tickets that have accumulated in the City and allowing citizens, rather than paying the parking ticket, donate school supplies up to or greater than the amount of the parking ticket. The citizen asked if that was something Danville could do. City Attorney Clarke Whitfield explained Virginia is a state that, unless they have the authority to do it, they can't do it. Nevada recently passed a law and have partially become a Home Rule State which means in regard to localities, as long as they don't specifically prohibit it, they can do it. In Virginia, the City can't actually take something other than money for parking tickets, however, the City could make a donation to a charitable

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organizations. It would have to be a situation where City Council would appropriate the money, take the fines from a defined period of time, and donate that to an organization such as the Danville Public Education Foundation, and they would then buy the supplies. Libraries are different, they are left up to the locality as to how they want to do those; if Council wanted to include that, people could pay their library fines with school supplies and that wouldn't require Council action. Vice Mayor Vogler noted he hopes Council can have this discussion and asked the City Manager the amount of parking ticket revenue brought in last year and Mr. Larking stated it was about \$960 last July.

Mr. Vogler asked the City Manager to provide an update on flood damage, and repairs on the Riverwalk. Mr. Larking noted Tropical Storm Michael created several million dollars of damage to public infrastructure; some was repaired quickly, such as electrical infrastructure. There are still multiple items on the list to do including the Riverwalk Trail; the bridge behind Public Works got washed out and was not able to be reused. It had to be reengineered which takes some time and that should be finished in December. There was a culvert on the Riverwalk Trail on Barker's Branch near the bypass, it has been washed out a couple of times, the last time was a huge washout and there wasn't a good way to repair it. It was requiring an extensive amount of work and was projected to be in place in December. There are many other projects throughout the City that staff was waiting for approvals from various Federal and State agencies. They are working with FEMA to get all the reimbursements possible, but FEMA will not reimburse for certain projects on major roadways, such as Memorial Drive. The FHWA, the Federal Highway Administration, will provide funding for that and the City has to go through a separate process. Staff believes it will be about twelve months before they are completely finished with everything that has been damaged. Mr. Vogler wished everyone a Happy Fourth of July.

Council Member Whittle noted the Rotary has done the Field of Honor and encouraged citizens to go and see it; they did a fantastic job. Mr. Whittle asked citizens to check on their neighbors in the extreme heat. Council did get a thank you from the DLSC at their awards banquet last week; they are appreciative of the increase in the funding. Mr. Whittle wished everyone a Happy Fourth of July.

Council Member Buckner reminded citizens of the Fourth of July festivities happening in the Carrington Pavilion with fireworks beginning at dark, and wished everyone a fun and safe Fourth of July.

Council Member Miller noted last week the wife of the Senate Majority leader announced as a lobbyist for the City of Norfolk for the Casino bill. Other cities are taking this very seriously, with a lot of jockeying for position. The citizens will decide if the City has casinos or off track betting but was afraid if Danville does not get in the game and aren't represented by a lobbyist, they will be left behind. Last week he was in Memphis and on the Mississippi River, at night from 8 to 11, they have a light show on all the bridges and believes the City could do something like that in Danville. Music on Main next week is the Cruise Control Band, he was sponsoring them and invited citizens to attend, and wished everyone a Happy Fourth of July.

Council Member Saunders noted it was always great to see Mr. Barksdale. The Young Eagles Program was very good; it was always good to invest in the young people, and special thanks to Mr. Barksdale and Mr. Adelman for putting that together. On July 13th, Hoops Don't Shoot was having a banquet at the River Church; Angie Dickerson and her board of volunteers are doing a great job with the young people, keeping them in school and out of trouble, and hopes everyone can attend the event. Mr. Saunders wished everyone a Happy Fourth of July.

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Council Member Shanks wished everyone a Happy Fourth of July.

City Manager Ken Larking noted the fireworks display this year, like last year, will be shot from the Main Street Bridge. If citizens want a good viewing point, there are a lot of great places to watch it including a limited number of spaces available on the future park site that Parks & Recreation was selling as a fundraiser to help pay for the park.

Mayor Jones recognized Marc Adelman and thanked him for all he has done to help the Airport Commission. There has been a lot going on this summer with tennis camps, police academy for the youth, the Airport, Rock Da Block and a number of people hiring young people during the summer, and hopes it continues. Mayor Jones wished citizens a safe and Happy Fourth of July.

The meeting adjourned at 7:48 p.m.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Council Letter

City of Danville, Virginia



CL-2159

Appointments Item #: A.

City Council Regular Meeting

Meeting Date: 08/08/2019

Subject: Consideration of Appointments to Boards and Commissions

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 08/08/2019

SUMMARY

Consideration of Appointments to the following Boards and Commissions

1. Commission on Architectural Review
2. Community Improvement Council
3. River District Design Commission
4. Social Services Advisory Board

Attachments

Resolutions

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2019 – _____._____

**A RESOLUTION REAPPOINTING ROBIN D. CREWS AS A MEMBER OF THE
COMMISSION OF ARCHITECTURAL REVIEW.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Robin D. Crews be, and she is hereby reappointed as a member of the Commission of Architectural Review to serve as such for a five year term commencing September 1, 2019 and ending December 31, 2024.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2019 – _____._____

**A RESOLUTION REAPPOINTING DEBRA HAIRSTON AS A MEMBER OF
THE COMMUNITY IMPROVEMENT COUNCIL.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Debra Hairston be, and she is hereby reappointed as a member of the Community Improvement Council to serve as such for a Two Year term commencing September 1, 2019 and ending August 31, 2021.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2019 – ____.

**A RESOLUTION APPOINTING JANET GWYNN AS A MEMBER OF THE
COMMUNITY IMPROVEMENT COUNCIL.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Janet Gwynn be, and she is hereby appointed as a member of the Community Improvement Council to serve as such for a Two Year term commencing September 1, 2019 and ending August 31, 2021.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2019 – _____._____

A RESOLUTION APPOINTING ADAM JONES AS A MEMBER OF THE RIVER DISTRICT DESIGN COMMISSION.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Adam Jones be, and he is hereby appointed as a member of the River District Design Commission to serve as such for a four-year term commencing September 1, 2019 and ending October 31, 2023.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2019 – _____._____

**A RESOLUTION APPOINTING ANDREW HESSLER AS A MEMBER OF THE
RIVER DISTRICT DESIGN COMMISSION TO FILL AN UNEXPIRED TERM.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Andrew
Hessler be, and he is hereby appointed as a member of the River District Design
Commission to fill an unexpired term ending October 30, 2020.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2019 – _____._____

**A RESOLUTION APPOINTING ERNECIA COLES AS A MEMBER OF THE
SOCIAL SERVICES ADVISORY BOARD FILL AN UNEXPIRED TERM.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Ernesia
Coles be, and she is hereby appointed as a member of the Social Services Advisory Board
to fill an unexpired term of Brandi Williamson ending June 30, 2022.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Council Letter

City of Danville, Virginia



CL-2161

New Business Item #: A.

City Council Regular Meeting

Meeting Date: 08/08/2019

Subject: Request for a Special Use Permit for Residential Uses in a Structure with Non-Residential Uses on the First Floor

From: Kenneth C. Gillie, Jr., Community Development Director

COUNCIL ACTION

Business Meeting: 08/08/2019

SUMMARY

A request has been filed by Bridge Street Lofts LLC, requesting a Special Use Permit for residential uses in a structure with non-residential use on the first floor, and a waiver of density requirements in accordance with Article 3.L, Section C, Items 9 and 13 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended at 401 Bridge Street, otherwise known as Grid 2713, Block 006, Parcel 000001 of the City of Danville, Virginia Zoning District Map. The applicant is proposing to develop fifty-two (52) residential units with first floor commercial space, and a waiver of all density and parking requirements.

BACKGROUND

Bridge Street Lofts LLC, the applicant, is proposing to redevelop a vacant building at 401 Bridge Street. The first floor will contain commercial space; multifamily residential dwellings will be on all floors. The property is located in the TW-C, Tobacco Warehouse Commercial District.

The request is similar to previous requests for mixed-use developments in the River District. There have yet to be any negative impacts from the mixed use developments, even though they each required a Special Use Permit without related conditions. The only conditions for the permits have been to address density and potential impacts from unrequired parking, which may be requested separately.

At their meeting on July 8, the Planning Commission voted 6-0 (Commissioner Wilson was absent) to recommend approval of the request, subject to the following conditions:

1. There shall be no more than fifty-five (55) multifamily residential units; and
2. There shall be bike parking sufficient for a total of six (6) bicycles, preferably covered.

RECOMMENDATION

It is recommended that City Council adopt an ordinance granting a Special Use Permit for residential uses in a structure with non-residential use on the first floor, and a waiver of density requirements in accordance with Article 3.L, Section C, Items 9 and 13 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended at 401 Bridge Street, otherwise known as Grid 2713, Block, 006, Parcel 000001 of the City of Danville, Virginia Zoning District Map, subject to the following conditions:

1. There shall be no more than fifty-five (55) multifamily residential units; and
2. There shall be bike parking sufficient for a total of six (6) bicycles, preferably covered.

Attachments

Ordinance

Planning Backup

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2019____.____

AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR RESIDENTIAL USES IN A STRUCTURE WITH NON-RESIDENTIAL USE ON THE FIRST FLOOR, AND A WAIVER OF DENSITY REQUIREMENTS IN ACCORDANCE WITH ARTICLE 3.L, SECTION C, ITEMS 9 AND 13 OF CHAPTER 41 OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED, AT 401 BRIDGE STREET, OTHERWISE KNOWN AS GRID 2713, BLOCK, 006, PARCEL 000001 OF THE CITY OF DANVILLE, VIRGINIA ZONING DISTRICT MAP.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of PLSUP20190000240, filed by Bridge Street Lofts LLC, requesting a Special Use Permit for residential uses in a structure with non-residential use on the first floor, and a waiver of density requirements in accordance with Article 3.L, Section C, Items 9 and 13 of Chapter 41 of the Code of the City of Danville, Virginia, 1986, as amended, at 401 Bridge Street, otherwise known as Grid 2713, Block, 006, Parcel 000001 of the City of Danville, Virginia Zoning District Map be, and is hereby, received subject to the following conditions:

1. There shall be no more than fifty-five (55) multifamily residential units; and
2. There shall be bike parking sufficient for a total of six (6) bicycles, preferably covered.

AND BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by Council, PLSUP20190000240, filed by Bridge Street Lofts LLC, requesting a Special Use Permit for residential uses in a structure with non-residential use on the first floor, and a waiver of density requirements in accordance with Article 3.L, Section C, Items 9 and 13 of Chapter 41 of the Code of the City of Danville, Virginia, 1986, as amended, at 401 Bridge Street, otherwise known as Grid 2713, Block,

006, Parcel 000001 of the City of Danville, Virginia Zoning District Map be, and is hereby,
granted and approved, subject to the following conditions:

1. There shall be no more than fifty-five (55) multifamily residential units; and
2. There shall be bike parking sufficient for a total of six (6) bicycles, preferably covered.

APPROVED:

MAYOR

ATTEST:

CLERK

Approved as to Form and
Legal Sufficiency:

City Attorney



City of Danville
427 Patton Street, Suite 208
Danville VA, 24541
Phone: (434) 799-5260

City Planning Commission

MEMORANDUM

DATE: JULY 8, 2019
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
SUBJECT: SPECIAL USE PERMIT REQUEST

REQUEST:

Special Use Permit application PLSUP20190000240, filed by Bridge Street Lofts LLC on behalf of 401 Bridge Street LLC, requesting a Special Use Permit for residential uses in a structure with non-residential use on the first floor, and a waiver of density requirements in accordance with Article 3.L, Section C, Items 9 and 13 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended at 401 Bridge St, otherwise known as Grid 2713, Block, 006, Parcel 000001 of the City of Danville, Virginia Zoning District Map. The applicant is proposing to develop fifty-two (52) residential units with first floor commercial space, and a waiver of all density and parking requirements.

RECOMMENDATION:

The Planning Commission voted 6-0 (Commissioner Wilson was absent) to recommend approval of the request subject to the following conditions:

- 1) There shall be no more than fifty-five (55) multifamily residential units;
and
- 2) There shall be bike parking sufficient for a total of six (6) bicycles,
preferably covered.

Michael W. Searce (BWT)

Mr. Michael Searce, Chairman

RESPONSES:

Seven (7) notices were sent to property owners within three hundred (300) feet of the property.
Zero (0) property owners returned statements.

COMMENTS:

No comments were received.



City of Danville
427 Patton Street, Suite 208
Danville VA, 24541
Phone: (434) 799-5260

City Planning Commission

City Planning Commission
Meeting of July 8, 2019

Subject:

Special Use Permit application PLSUP20190000240, filed by Bridge Street Lofts LLC on behalf of 401 Bridge Street LLC, requesting a Special Use Permit for residential uses in a structure with non-residential use on the first floor, and a waiver of density requirements in accordance with Article 3.L, Section C, Items 9 and 13 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended at 401 Bridge St, otherwise known as Grid 2713, Block, 006, Parcel 000001 of the City of Danville, Virginia Zoning District Map. The applicant is proposing to develop fifty-two (52) residential units with first floor commercial space, and a waiver of all density and parking requirements.

Background:

Bridge Street Lofts LLC, the applicant, is proposing to redevelop a vacant building at 401 Bridge St. The first floor will contain commercial space. Multifamily residential dwellings will be on all floors. The property is located in the TW-C, Tobacco Warehouse Commercial District.

A Special Use Permit is required to allow residential uses with first floor commercial uses in this district. A Special Use Permit may also be granted to waive the density requirement of twenty-four (24) dwellings per acre, and allow the requested fifty-two (52) units on the approximately half acre of land. In the TW-C District, parking is not required for commercial uses with 20,000 sq. ft. or less. As part of the Special Use Permit, the applicant wishes this parking waiver to be intact for all on-site uses.

The site was originally developed as a downtown storage warehouse. Records suggest the property has not been in use for several years. The most recent activity was in 2014, when the current property owner obtained building permits for redevelopment. However, the permits have since been voided due to inactivity.

The request is similar to previous requests for mixed-use developments in the River District. There have yet to be any negative impacts from the mixed use developments, even though they each required a Special Use Permit without related conditions. The only conditions for the permits have been to address density and potential impacts from unrequired parking, which may be requested separately.

Seven (7) notifications were sent to surrounding property owners within 300 feet of the subject property. A full report will be presented to Planning Commission on July 8, 2019.

Recommendation:

The Planning staff recommends the City Planning Commission recommend approval of Special Use Permit application PLSUP20190000240, filed by Bridge Street Lofts LLC on behalf of 401 Bridge Street LLC, requesting a Special Use Permit for residential uses in a structure with non-residential use on the first floor, and a waiver of density requirements in accordance with Article 3.L, Section C, Items 9 and 13 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended at 401 Bridge St, otherwise known as Grid 2713, Block, 006, Parcel 000001 of the City of Danville, Virginia Zoning District Map, subject to the following conditions:

1. There shall be no more than fifty-five (55) multifamily residential units; and
2. There shall be bike parking sufficient for a total of six (6) bicycles, preferably covered.

This would allow mixed-use development at 401 Bridge St. The density cap is to prevent unlimited density, but also permit some flexibility in the requested number of units. The bicycle parking is to help offset the waived parking requirement and deal with increased multimodal transportation demand associated with downtown revitalization.

Additionally, staff recommend that Planning Commission consider amending the Zoning Ordinance during a work session. The amendment could address switching mixed-use development to be By Right rather than by Special Use Permit, in the downtown districts.

City Planning Commission Options:

1. Recommend approval of Special Use Permit application PLSUP20190000240 as submitted.
2. Recommend approval of Special Use Permit application PLSUP20190000240 subject to conditions by staff.
3. Recommend approval of Special Use Permit application PLSUP20190000240 subject to conditions by the Planning Commission.
4. Recommend denial of Special Use Permit application PLSUP20190000240 as submitted.
5. Tabling of Special Use Permit application PLSUP20190000240 by Planning Commission.

And (optional)

1. Request a work session to discuss a Zoning Code Amendment regarding uses in the TW-C, Tobacco Warehouse Commercial and CB-C, Central Business Commercial Districts.
2. Request a public hearing for consideration of a Zoning Code Amendment regarding uses in the TW-C, Tobacco Warehouse Commercial and CB-C, Central Business Commercial Districts.
3. Do nothing.

Attachments:

- A. Application
- B. Property Ownership/Zoning Map
- C. Data Sheet
- D. Existing Land Use Map (2015 Aerial)

CITY OF DANVILLE

SPECIAL USE PERMIT APPLICATION

TO THE CITY PLANNING COMMISSION AND THE HONORABLE CITY COUNCIL:

Application is hereby made for the Special Use Permit as described below:

INFORMATION TO BE PROVIDED BY THE PLANNING DIVISION

APPLICATION IS HEREBY MADE FOR A SPECIAL USE PERMIT TO AUTHORIZE THE FOLLOWING

USE: Mixed-Use → Multifamily residential above commercial;
→ density waiver for apartment units

CASE NUMBER: PLSUP20190000240

EXISTING ZONING: TW-C, Tobacco Warehouse

PROPOSED ZONING: No change

TAX MAP NUMBER: PIN 24374

RECEIVED BY: Bryce Johnson

DATE FILED: June 17, 2019

PLANNING COMMISSION DATE: July 8, 2019

CITY COUNCIL DATE: August 8, 2019

INFORMATION TO BE PROVIDED BY THE APPLICANT
(PLEASE TYPE OR PRINT)

Exact legal description of property (Attach if insufficient space).

City of Danville Tax Parcel # 24374

Gross Area/Net Area: 0.47 acre Property Address: 401 Bridge Street

Property Location: N S E W Side of: Bridge Street

Between: Newton and Wilson

Proffered Conditions (if any, please attach): —

EXPLANATION OF REQUEST:

1. PROPOSED USE FOR THE SPECIAL USE PERMIT:

Please provide a site plan with the following information:

- Proposed use of the land: size and location of structures with dimensions to lot lines. - *existing*
- Vehicular circulation system with points of ingress and egress. - *NA*
- Existing on-site buildings, separation dimensions and paved areas. - *existing*
- Location and dimensions of all parking and loading areas, including the number of off-street parking and loading spaces provided. - *NA*
- Net acreage. *0.47*
- Gross and net square footage of building (s) (proposed and existing). *57,000 / 57,000*
- Required landscaping and buffer areas. - *NA*

Please provide a brief description of the proposed development:

*(52) apartments + 3,000 sq ft commercial space.
Applicant requests specific relief from any and all
density and parking requirements.*

PRESENT OWNER (S) OF ALL PROPERTIES INCLUDED IN APPLICATION (PLEASE TYPE OR PRINT):

1. NAME: *401 Bridge Street LLC* TELEPHONE: *703-567-6923*
MAILING ADDRESS: *3179 Wilson Boulevard, Arlington, VA 22201*
SIGNATURE: *[Signature]* DATE: *6/17/19*
SIGNATURE: *—* DATE: *—*
EMAIL ADDRESS: *erik@wishneff.com*

APPLICANT (PLEASE TYPE OR PRINT):

If the applicant is not the property owner, written authorization from the property owner must accompany this application.

NAME: *Bridge Street Lofts LLC* TELEPHONE: *804-925-0109*
MAILING ADDRESS: *3210 Chamberlayne Avenue, Richmond, VA 23227*
EMAIL ADDRESS: *ross.fick@gmail.com*
SIGNATURE: *[Signature]* DATE: *6/17/19*

Parcel ID: 24374
Address: 401 BRIDGE ST
Owner: 401 BRIDGE STREET LLC
925 MEADOW CT
WINCHESTER, VA 22601
Mail-To: 401 BRIDGE STREET LLC
925 MEADOW CT
WINCHESTER, VA 22601



Value Information

Land / Use:	\$20,600
Improvement:	\$309,700
Total:	\$330,300.00

Additional Information

State Code:	4431 Storage Warehouse	Approx Acres:	0.47
Land Use:	Commercial	Legal Description:	95.66 FT NO 1C (.472AC) BRIDGE ST
Tax Map:	2713-006-000001.000	Zone:	TWC Tobacco Warehouse Comm

Notes:

Storage Warehouse (Vacant)Additional interest in this lot by deed to Benton, Michael G. & Phyllis Crews w/sur, recd 12/14/06 as Inst# 06-5999 & cons. \$2,900. DB 04-6309: 3 lists. (Map 95-1-4)

Building

Building Information - 1

Property Class:	Commercial	Finished Square Feet:	48,557
Style:	No Data	Basement Square Feet:	0
Year Built:	0	Total Rooms:	0
Condition:	No Data	* Bathrooms are not included in total room count.	
Story Height:	No Data		
Bedrooms:	0		
Dining Rooms:	0		
Family Rooms:	0		
Living Rooms:	0		
Full Bath:	0		
Half Bath:	0		
Features:		Size:	
Brick, Solid		100 %	
Freight Power #		2 Unit	
Dry Sprinklers		100 %	
No HVAC		100 %	
Sprinklers		100 %	

Building Information - 2

Property Class:	Commercial	Finished Square Feet:	48,557
Style:	No Data	Basement Square Feet:	0
Year Built:	0	Total Rooms:	0
Condition:	No Data	* Bathrooms are not included in total room count.	
Story Height:	No Data		
Bedrooms:	0		
Dining Rooms:	0		
Family Rooms:	0		
Living Rooms:	0		
Full Bath:	0		
Half Bath:	0		
Features:		Size:	
Sprinklers		100 %	
No HVAC		100 %	
Brick, Solid		100 %	

Improvements

Bldg #:	Improvement:	Size:
1	Canopy	1

Land

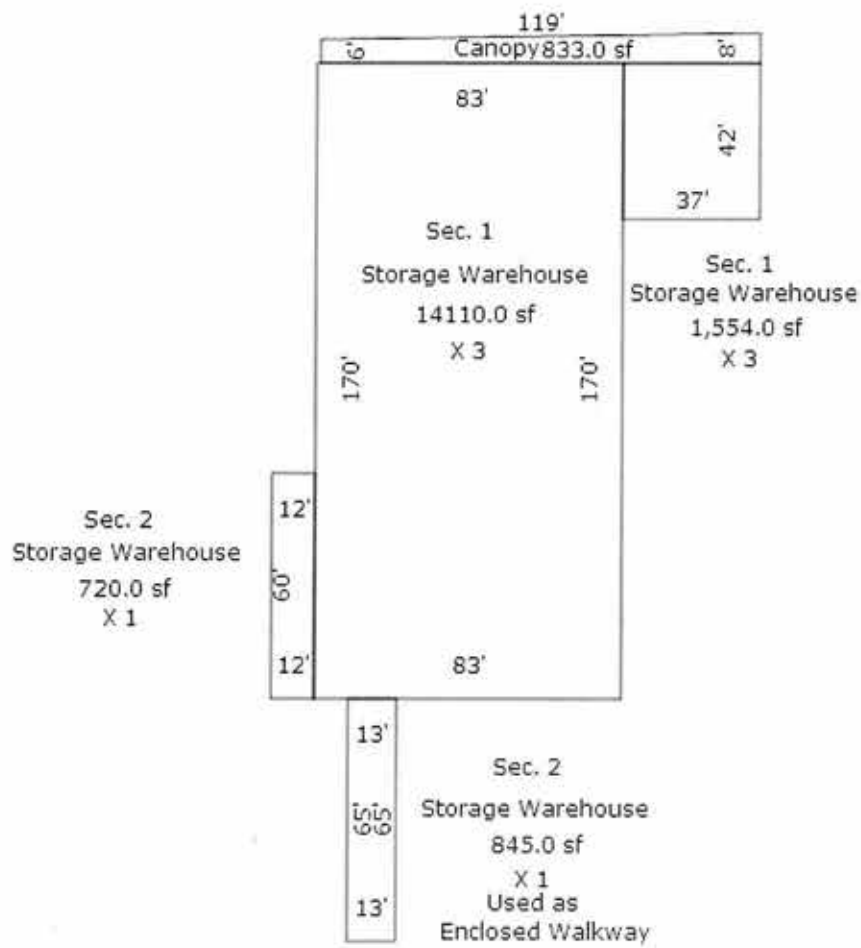
Land Code:	CSF100 Per Sq Ft 1	Rate:	\$1
Acres:	0.47	Adj. Rate:	\$1
Sq. Ft.:	20,560	Base Value:	\$20,560
Front:	0	Adj. Amount:	\$40
Effective Front:	0	Value:	\$20,600
Depth:	0		

Transfers

Deed	Page	Sale Price	Sale Date	Previous Owner	Owner
D 12	4257	\$795,500	12/28/2012	REMINGTON PROFESSIONAL BUILDINGS LLC	401 BRIDGE STREET LLC
D 06	6288	\$675,000	12/29/2006	BENTON MICHAEL G	REMINGTON PROFESSIONAL BUILDINGS LLC
D 04	6309	\$345,000	12/1/2004	DIBRELL BROTHERS INC	BENTON MICHAEL G & PHYLLIS CREWS
D 613	390	\$0	4/27/1979	<i>No Data</i>	<i>No Data</i>

Assessments

Year	Land	Use	Improvements	Total
2018	\$20,600	\$0	\$309,700	\$330,300
2017	\$20,600	\$0	\$310,700	\$331,300
2016	\$20,600	\$0	\$310,700	\$331,300
2015	\$20,600	\$0	\$297,100	\$317,700
2014	\$20,600	\$0	\$297,100	\$317,700
2013	\$20,600	\$0	\$279,900	\$300,500
2012	\$21,300	\$0	\$279,900	\$301,200
2011	\$21,300	\$0	\$298,000	\$319,300
2010	\$21,300	\$0	\$298,000	\$319,300
2009	\$21,300	\$0	\$342,400	\$363,700
2008	\$21,300	\$0	\$342,400	\$363,700
2007	\$21,300	\$0	\$139,100	\$160,400
2006	\$41,600	\$0	\$301,200	\$342,800
2005	\$39,500	\$0	\$193,200	\$232,700
2004	\$19,300	\$0	\$79,800	\$99,100
2003	\$19,300	\$0	\$60,900	\$80,200
2002	\$19,300	\$0	\$60,900	\$80,200
2001	\$21,400	\$0	\$35,400	\$56,800
2000	\$21,400	\$0	\$35,400	\$56,800



Sketch by Apex/Medina™

DANVILLE

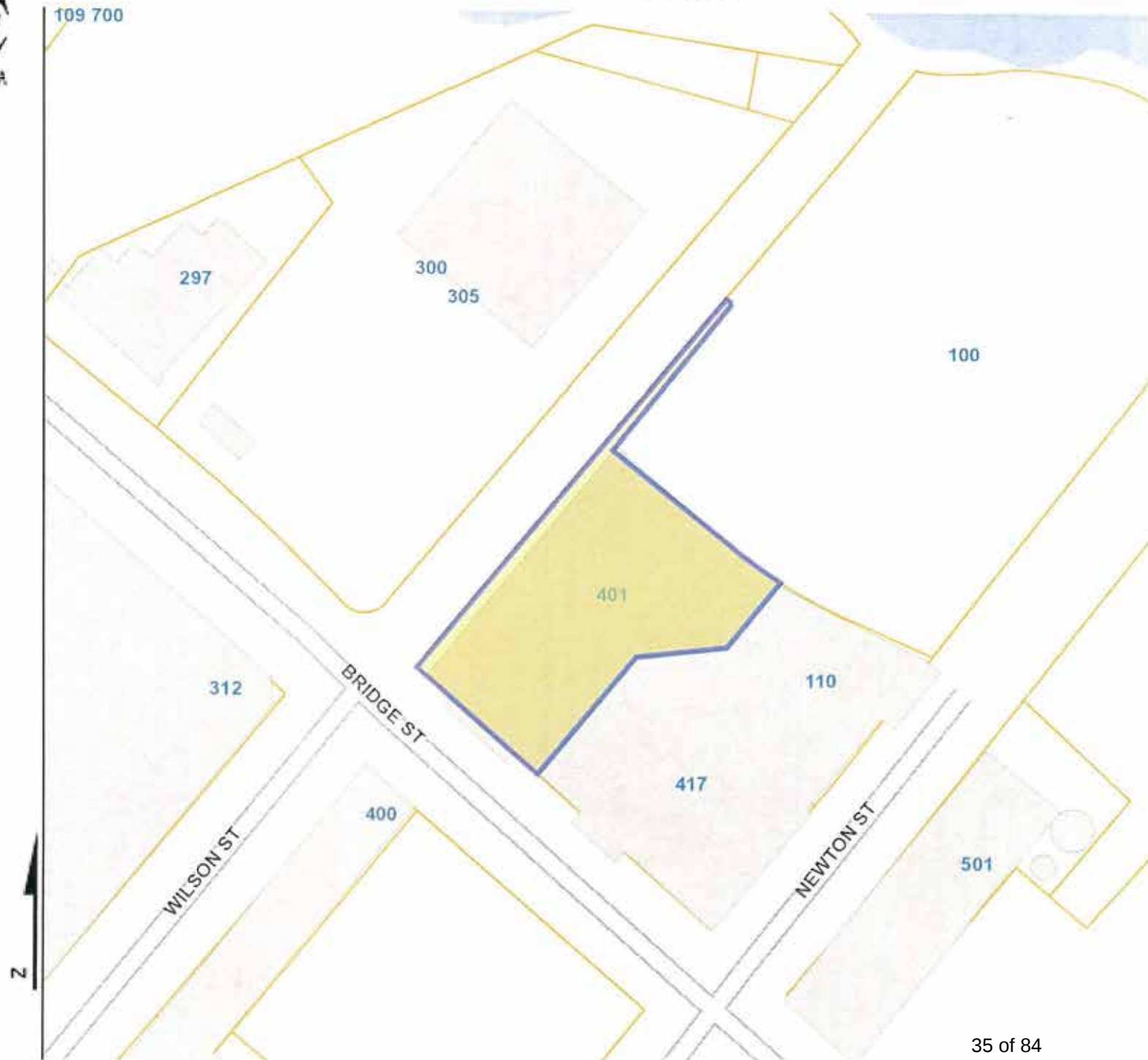
VIRGINIA

- Buildings
- Parcels
- Street Names
- House Numbers

Parcel ID: 24374

Information contained on this map is to be used for reference purposes only. The City of Danville is not responsible for any inaccuracies herein contained. The City of Danville makes no representation of warranty as to this map's accuracy, and in particular, it's accuracy in labeling, dimensions, contours, property boundaries, or placement or location of any map features. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.

Date: 6/17/2019



SPECIAL USE PERMIT REQUEST
DATA SHEET

PUBLIC HEARING DATES: Planning Commission at 3pm on July 8, 2019
City Council (tentative) at 7pm on August 6, 2019

LOCATION OF PROPERTY: 401 Bridge St

PRESENT ZONE: TW-C, Tobacco Warehouse Commercial District

PROPOSED ZONE: No Change

ACTION REQUESTED: Apartments above commercial space, and a waiver of any density requirements to permit fifty (50) apartment units

PRESENT USE OF PROPERTY: Vacant structure

PROPOSED USE OF PROPERTY: Multifamily residential (second and third floors) and commercial (first floor)

FUTURE LAND USE DESIGNATION: Mixed use (both residential and commercial uses)

PROPERTY OWNER (S): 401 Bridge Street LLC

NAME OF APPLICANT (S): Bridge Street Lofts LLC

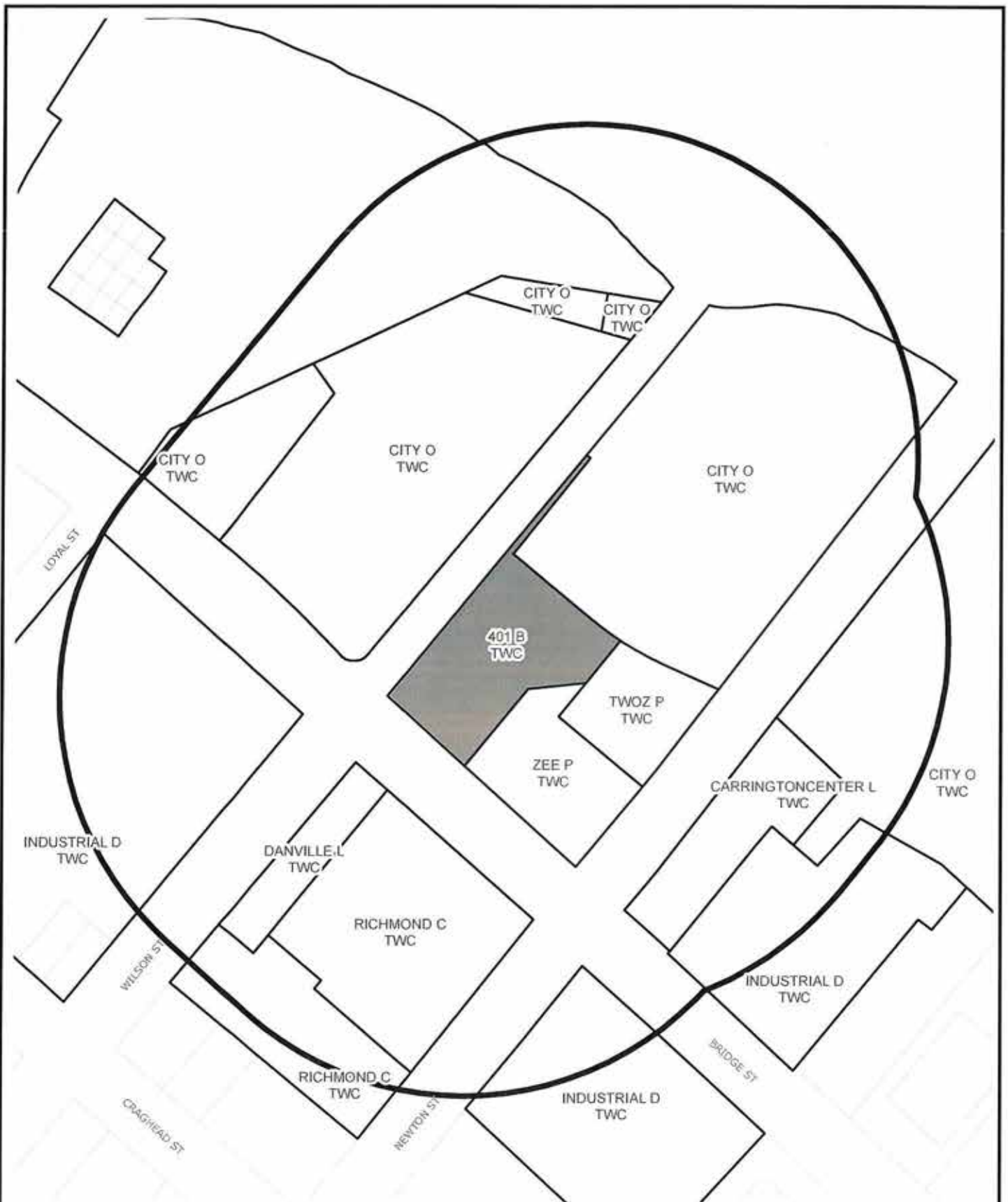
PROPERTY BORDERED BY: Mixed use on all sides
Public use and Riverwalk Trail to the north

ACREAGE: 0.47 acres (20,473.2 sq. ft.)

CHARACTER OF VICINITY: Mixed use including residential and commercial uses

INGRESS AND EGRESS: Bridge St. and Wilson St.

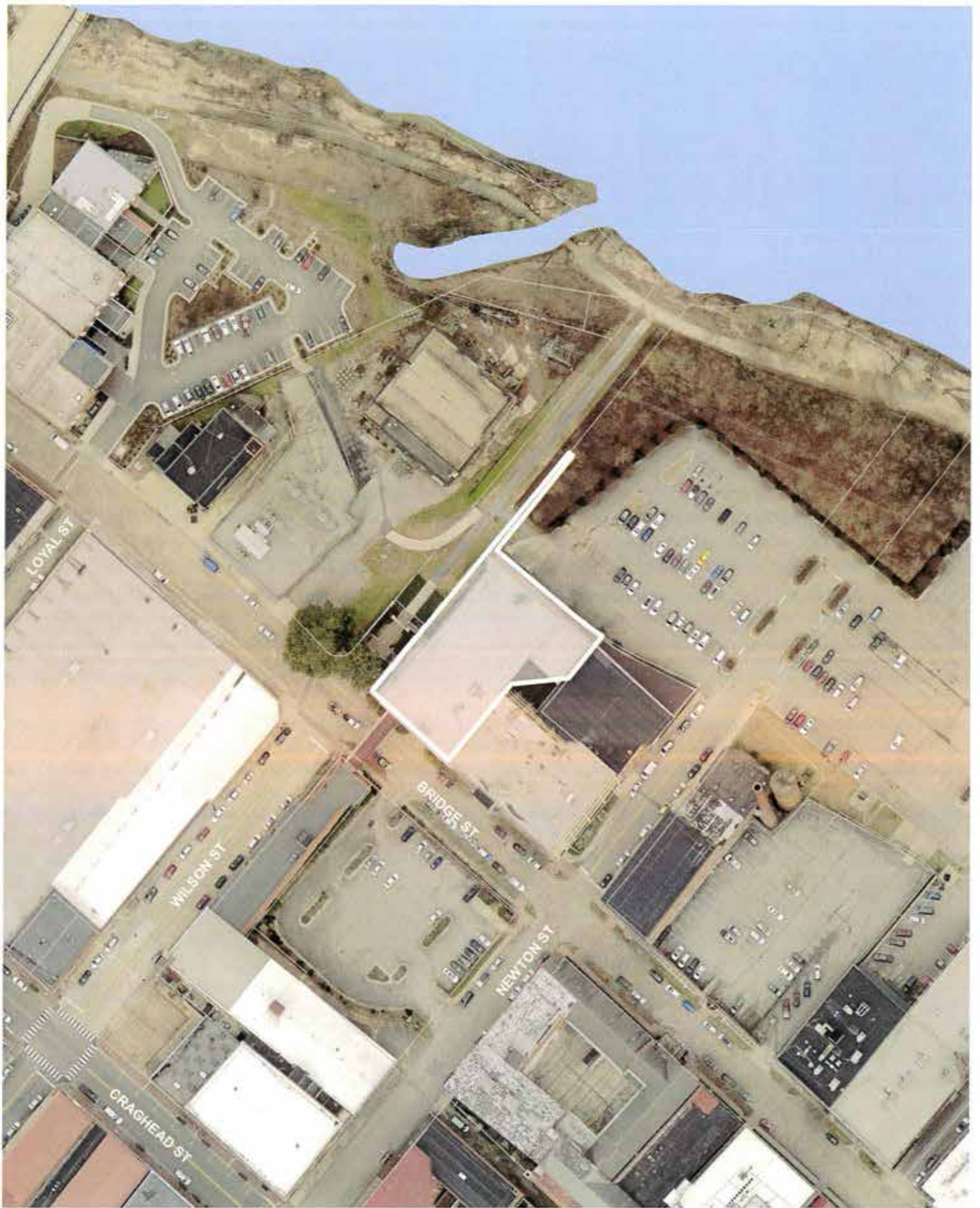
TRAFFIC VOLUME: Low (both Bridge St. and Wilson St.)



SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY

Prepared by:
Planning Division
6/18/2019

Disclaimer: Information contained on this map is to be used for reference purposes only. The City of Danville is not responsible for any inaccuracies herein contained. The City of Danville makes no representation of warranty as to this map's accuracy, and in particular, its accuracy in labeling, dimensions, contours, property boundaries, or placement or location of any map features thereon. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.



2019 AERIAL VIEW OF AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
6/18/2019

Disclaimer: Information contained on this map is to be used for reference purposes only. The City of Danville is not responsible for any inaccuracies herein contained. The City of Danville makes no representation of warranty as to this map's accuracy, and in particular, its accuracy in labeling, dimensions, contours, property boundaries, or placement or location of any map features thereon. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.

Council Letter

City of Danville, Virginia



CL-2162

New Business Item #: B.

City Council Regular Meeting

Meeting Date: 08/08/2019

Subject: Request for a Zoning Code Amendment to Permit Hotels by Special Use Permit in the TO-C, Transitional Office Commercial District

From: Kenneth C. Gillie, Jr., Community Development Director

COUNCIL ACTION

Business Meeting: 08/08/2019

SUMMARY

A request has been filed to amend Chapter 41 entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia 1986, more specifically Article 3.I entitled "TO-C, Transitional Office", Section C, entitled "Uses Permitted by Special Use Permit" by adding Item 24 for hotels and motels.

BACKGROUND

Mid-Atlantic Prospects, the applicant, is proposing to redevelop two (2) medical office buildings into a hotel at 990 Main Street and 108 Holbrook Street. As proposed, the hotel will contain up to forty (40) suites. This use is currently not permitted in the TO-C Transitional Office District in which the properties are located. Therefore, the applicant is requesting to allow hotels by Special Use Permit in this zoning district. The applicant is also requesting a Special Use Permit for the development.

The Zoning Ordinance currently defines hotels and motels as follows:

"A building or portion thereof or a group of buildings which provide sleeping accommodations in six (6) or more separate units or rooms for transients on a daily, weekly, or similar short-term basis for reasonable monetary compensation, whether such establishment is designated as a hotel, inn, automobile court, motel, motor lodge, tourist cabin, tourist court, tourist home or otherwise. A hotel or motel shall be deemed to include any establishment which provides residential living accommodations for transients on a short-term basis, such as an apartment hotel, but not to include a homeless shelter."

Hotels and motels are currently permitted by right in most commercial districts, and most industrial districts. The use is not permitted in any residential district, the N-C Neighborhood Commercial District, TO-C Transitional Office District, or the LED-I Light Economic Development Industrial District.

The *Danville 2030: Comprehensive Plan* contains a goal of promoting heritage tourism, such as related to the historic district in which the subject parcels are located. Although there are local hotel options, a preliminary study for the City's Department of Economic Development indicates that there are insufficient short-term rental options. Additional hotels may be needed to meet current and future demand for tourists and other visitors.

At their July 8 meeting, the Planning Commission voted 6-0 (Commissioner Wilson was absent) to

recommend approval of the request.

RECOMMENDATION

It is recommended that City Council adopt an ordinance amending Chapter 41 entitled “Zoning Ordinance” of the Code of the City of Danville, Virginia 1986 more specifically Article 3.I entitled “TO-C, Transitional Office”, Section C entitled “Uses Permitted by Special Use Permit” by adding Item 24 for hotels and motels.

Attachments

Ordinance

Planning Backup

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2019-____.____

AN ORDINANCE AMENDING CHAPTER 41, ENTITLED "ZONING ORDINANCE" OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED, MORE SPECIFICALLY ARTICLE 3.I, ENTITLED "TO-C, TRANSITIONAL OFFICE", SECTION C, ENTITLED "USES PERMITTED BY SPECIAL USE PERMIT" BY ADDING ITEM 24 FOR HOTELS AND MOTELS.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the report of the City Planning Commission recommending approval of an amendment to Chapter 41, entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia, 1986, as amended, Article 3.I, entitled "TO-C, Transitional Office", Section C, entitled "Uses Permitted by Special Use Permit" by adding Item 24 for hotels and motels, be, and the same is hereby, received; and

BE IT FURTHER ORDAINED that in consideration of said report and the Public Hearing this day held by Council that Article 3.I, entitled "TO-C, Transitional Office", Section C, entitled "Uses Permitted by Special Use Permit" of Chapter 41, entitled "Zoning Ordinance", of the Code of the City of Danville, Virginia, 1986, as amended, be and the same is hereby, amended and reordained to read as follows:

CHAPTER 41. ZONING ORDINANCE

Article 3.I: - TO-C, Transitional Office

C. – Uses Permitted by Special Use Permit.

24. Hotel/motel

APPROVED:

MAYOR

ATTEST:

CLERK

Approved as to Form and
Legal Sufficiency:

City Attorney



City of Danville

427 Patton Street, Suite 208
Danville VA, 24541
Phone: (434) 799-5260

City Planning Commission

MEMORANDUM

DATE: JULY 8, 2019
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
SUBJECT: ZONING CODE AMENDMENT REQUEST
REQUEST:

Request to amend Chapter 41 entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia 1986 more specifically Article 3.I entitled "TO-C, Transitional Office", Section C entitled "Uses Permitted by Special Use Permit" by adding Item 24 for hotels and motels.

RECOMMENDATION:

The Planning Commission voted 6-0 (Commissioner Wilson was absent) to recommend approval of the request.

Michael H. Searce (BWS)

Mr. Michael Searce, Chairman



City Planning Commission

City Planning Commission
Meeting of July 8, 2019

Subject:

Request to amend Chapter 41 entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia 1986 more specifically Article 3.I entitled "TO-C, Transitional Office", Section C entitled "Uses Permitted by Special Use Permit" by adding Item 24 for hotels and motels.

and

Special Use Permit application PLSUP20190000241, filed by Mid-Atlantic Prospects LLC requesting a Special Use Permit for a hotel in accordance with Article 3.I, Section C, Item 24 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended at 990 Main St and 108 Holbrook St, otherwise known as Grid 1720, Block 009, Parcel 000001 and Grid 1716, Block, 014, Parcel 000001. The applicant is seeking to redevelop existing office buildings into a boutique hotel site.

Background:

The applicant is proposing to redevelop two (2) medical office buildings into a hotel at 990 Main St. and 108 Holbrook St. As proposed, the hotel will contain up to forty (40) suites. This use is currently not permitted in the TO-C, Transitional Office District in which the properties are located. Therefore, the applicant is requesting to allow hotels by Special Use Permit in this zoning district. The applicant is also requesting a Special Use Permit for the development.

The Zoning Ordinance currently defines hotels and motels as follows:

A building or portion thereof or a group of buildings which provide sleeping accommodations in six (6) or more separate units or rooms for transients on a daily, weekly, or similar short-term basis for reasonable monetary compensation, whether such establishment is designated as a hotel, inn, automobile court, motel, motor lodge, tourist cabin, tourist court, tourist home or otherwise. A hotel or motel shall be deemed to include any establishment which provides residential living accommodations for transients on a short-term basis, such as an apartment hotel, but not to include a homeless shelter.

Hotels and motels are currently permitted by right in most commercial districts, and most industrial districts. The use is not permitted in any residential district, the N-C Neighborhood Commercial District, TO-C Transitional Office District, or the LED-I Light Economic Development Industrial District. Hotels and motels are required to provide one (1) parking space per rental unit, one space per employee on shift, and additional parking as needed for other on-site uses (ex: eating and assembly uses).

The *Danville 2030: Comprehensive Plan* contains a goal of promoting heritage tourism, such as related to the historic district in which the subject parcels are located. Although there are local hotel options, a preliminary study for the City's Department of Economic Development indicates that there are insufficient short-term rental options. Additional hotels may be needed to meet current and future demand for tourists and other visitors.

Thirty-five (35) notifications were sent to surrounding property owners within 300 feet of the subject property. A full report will be presented to Planning Commission on July 8, 2019.

Recommendation (Code Amendment):

The Planning staff recommend the City Planning Commission recommend approval of an amendment of the Zoning Ordinance to Article 3.I entitled "TO-C, Transitional Office", Section C entitled "Uses Permitted by Special Use Permit" by adding Item 24 for hotels and motels. The amendment will read as follows:

Article 3.I: - TO-C, Transitional Office

C. – Uses Permitted by Special Use Permit.

24. Hotel/motel

The Code Amendment would allow hotels and motels by Special Use Permit in the TO-C, Transitional Office Commercial District. The use of a Special Use Permit will allow the use to be evaluated on a case-by-case basis. Associated conditions should aim to maintain the district's purpose as a transitional district between residential and commercial districts.

City Planning Commission Options (Code Amendment):

1. Recommend approval of the requested code amendment
2. Recommend approval of the requested code amendment with modifications by City Planning Commission
3. Recommend denial of the requested code amendment
4. Table the requested code amendment

Recommendation (Special Use Permit):

The Planning staff recommends the City Planning Commission recommend approval of Special Use Permit application PLSUP20190000241, filed by Mid-Atlantic Prospects LLC requesting a Special Use Permit for a hotel in accordance with Article 3.I, Section C, Item 24 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended at 990 Main St and 108 Holbrook St, otherwise known as Grid 1720, Block 009, Parcel 000001 and Grid 1716, Block, 014, Parcel 000001, subject to the following conditions:

1. The property owner or applicant shall restructure the existing parking to comply with current (2019) parking regulations specifically regarding landscaping, buffers, and trees; and
2. Guest occupancy shall be limited to a maximum total of forty-five (45) rental units for both properties combined.

The Special Use Permit would allow for the properties to be redeveloped into a hotel. The recommended conditions bring the parking into compliance, match the applicant's conceptual plans, and place a reasonable density limit on the use.

City Planning Commission Options (Special Use Permit):

1. Recommend approval of Special Use Permit application PLSUP20190000241 as submitted.
2. Recommend approval of Special Use Permit application PLSUP20190000241 subject to conditions by staff.
3. Recommend approval of Special Use Permit application PLSUP20190000241 subject to conditions by the Planning Commission.
4. Recommend denial of Special Use Permit application PLSUP20190000241 as submitted.
5. Tabling of Special Use Permit application PLSUP20190000241 by Planning Commission.

Attachments:

- A. Application
- B. Property Ownership/Zoning Map
- C. Data Sheet
- D. Existing Land Use Map (2015 Aerial)

CODE CHANGE AMENDMENT

TO THE CITY PLANNING COMMISSION AND THE HONORABLE CITY COUNCIL
Application is hereby made for the Code Change Amendment as described below:

INFORMATION TO BE PROVIDED BY THE PLANNING DIVISION

CASE NUMBER: DATE FILED: June 19, 2019
RECEIVED FROM: By Bryce Johnson
SECTION AFFECTED: Article 3.1, Section C → TO-C District, Special Use Permit
PLANNING COMMISSION DATE/ACTION: July 8, 2019
CITY COUNCIL DATE/ACTION: August 6, 2019 (Tentative)

INFORMATION TO BE PROVIDED BY THE APPLICANT

Zoning Code Section: ARTICLE 3.1: TO-C, TRANSITIONAL OFFICE; SECTION C. - USES PERMITTED BY SPECIAL USE PERMIT
REQUEST: TO ADD HOTELS AND MOTELS AS A PERMITTED USE UNDER THIS SECTION (SPECIAL USE PERMIT)

Purpose for proposed amendment:

THIS CHANGE WILL ALLOW A 35-40 UNIT BOUTIQUE HOTEL CONCEPT WITH A VACANT COMMERCIAL BUILDING. THE BUILDING IS LOCATED IN CLOSE PROXIMITY TO ALEXANDER UNIVERSITY AND SOUTH HEATH AND THERE ARE CURRENTLY NO LODGING OPTIONS WITHIN WALKING DISTANCE. BOTH WELCOME A LARGE NUMBER OF VISITORS TO OUR COMMUNITY ON AN ANNUAL BASIS. (108 HOLBROOK STREET & 990 MAIN STREET)

PRESENT OWNER(S) OF ALL PROPERTIES INCLUDED IN APPLICATION:

I. NAME (PLEASE PRINT OR TYPE): MID-ATLANTIC PROSPECTS LLC

ADDRESS: PO BOX 586
REANOCK, VA 24004

EMAIL:

TELEPHONE:

SIGNATURE:

2. NAME (PLEASE PRINT OR TYPE): _____

ADDRESS:

TELEPHONE:

SIGNATURE:

APPLICANT (If the applicant is not the property owner, written authorization from the property owner must accompany this application).

NAME (PLEASE PRINT OR TYPE): _____

ADDRESS:

EMAIL:

TELEPHONE:

SIGNATURE:



CITY OF DANVILLE

SPECIAL USE PERMIT APPLICATION

TO THE CITY PLANNING COMMISSION AND THE HONORABLE CITY COUNCIL:
Application is hereby made for the Special Use Permit as described below:

INFORMATION TO BE PROVIDED BY THE PLANNING DIVISION

APPLICATION IS HEREBY MADE FOR A SPECIAL USE PERMIT TO AUTHORIZE THE FOLLOWING

USE: Hotel

PL SUP 20190000241

CASE NUMBER: ↓ EXISTING ZONING: TO-C, Transitional Office

PROPOSED ZONING: No Change TAX MAP NUMBER: PID 21382 + 21383

RECEIVED BY: Bryce Johnson DATE FILED: June 20, 2019

PLANNING COMMISSION DATE: July 8, 2019 CITY COUNCIL DATE: August 6, 2019
(Tentative)

INFORMATION TO BE PROVIDED BY THE APPLICANT
(PLEASE TYPE OR PRINT)

Exact legal description of property (Attach if insufficient space).

Gross Area/Net Area: 1.41 ACRES Property Address: 990 MAIN ST. & 108 HOLBROOK ST.

Property Location: N S E (W) Side of: MAIN STREET

Between: DIAMBER STREET and HOLBROOK STREET

Proffered Conditions (if any, please attach): _____

EXPLANATION OF REQUEST:

1. PROPOSED USE FOR THE SPECIAL USE PERMIT:

Please provide a site plan with the following information:

- Proposed use of the land: size and location of structures with dimensions to lot lines.
- Vehicular circulation system with points of ingress and egress.
- Existing on-site buildings, separation dimensions and paved areas.
- Location and dimensions of all parking and loading areas, including the number of off-street parking and loading spaces provided.
- Net acreage.
- Gross and net square footage of building (s) (proposed and existing).
- Required landscaping and buffer areas.

Please provide a brief description of the proposed development:

TO CONVERT THIS COMMERCIAL BUILDING INTO A 35-40
FULL SUITE BOUTIQUE HOTEL. EXTERIOR IMPROVEMENTS WILL
INCLUDE ADDING LANDSCAPING TO EXISTING PARKING LOT. (AS SHOWN
IN ATTACHED NOTE THIS IS A CONCEPTUAL DRAWING*)

PRESENT OWNER (S) OF ALL PROPERTIES INCLUDED IN APPLICATION (PLEASE TYPE OR PRINT):

1. NAME: MID-ATLANTIC PROSPECTS LLC TELEPHONE: _____

MAILING ADDRESS: PO BOX 586; ROANOKE, VA 24004

SIGNATURE: _____ DATE: _____

SIGNATURE: _____ DATE: _____

EMAIL ADDRESS: _____

APPLICANT (PLEASE TYPE OR PRINT):

If the applicant is not the property owner, written authorization from the property owner must accompany this application.

NAME: _____ TELEPHONE: _____

MAILING ADDRESS: _____

EMAIL ADDRESS: _____

SIGNATURE: _____ DATE: _____

EMAIL: BrentGcochran@gmail.com

TELEPHONE: 540-597-6914
SIGNATURE: Brent G. Cochran

2. NAME (PLEASE PRINT OR TYPE): Brent G. Cochran

ADDRESS: P.O. Box 586
Roanoke, VA 24004

TELEPHONE:
SIGNATURE:

APPLICANT (If the applicant is not the property owner, written authorization from the property owner must accompany this application).

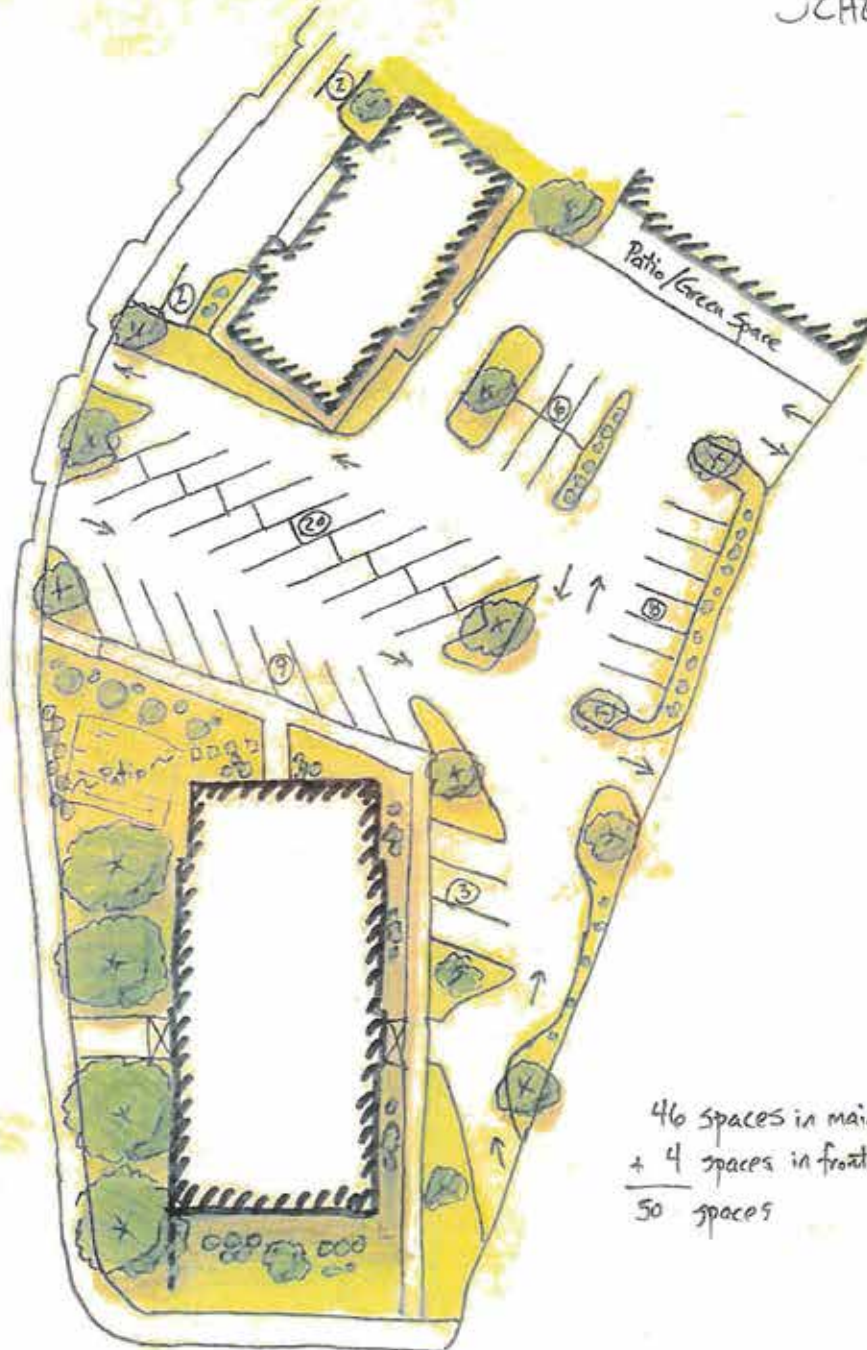
NAME (PLEASE PRINT OR TYPE): _____

ADDRESS:

EMAIL:

TELEPHONE:
SIGNATURE:

SCHEME 1



46 spaces in main lot
+ 4 spaces in front of 108 Holbrook St.
50 spaces

SCHEME 2



45 spaces in main lot
 + 4 spaces in front of 108 Hollbrook

 49 spaces

SPECIAL USE PERMIT REQUEST
DATA SHEET

PUBLIC HEARING DATES: Planning Commission at 3pm on July 8, 2019
City Council (tentative) at 7pm on August 6, 2019

LOCATION OF PROPERTY: 990 Main St. and 108 Holbrook St.

PRESENT ZONE: TO-C, Transitional Office Commercial

PROPOSED ZONE: No Change

ACTION REQUESTED: Code amendment for hotel/motel by Special Use Permit, and Special Use Permit for hotel/motel

PRESENT USE OF PROPERTY: Unused, previously office space

PROPOSED USE OF PROPERTY: Boutique Hotel

FUTURE LAND USE DESIGNATION: Community Commercial

PROPERTY OWNER (S): Mid-Atlantic Properties LLC

NAME OF APPLICANT (S): Mid-Atlantic Properties LLC

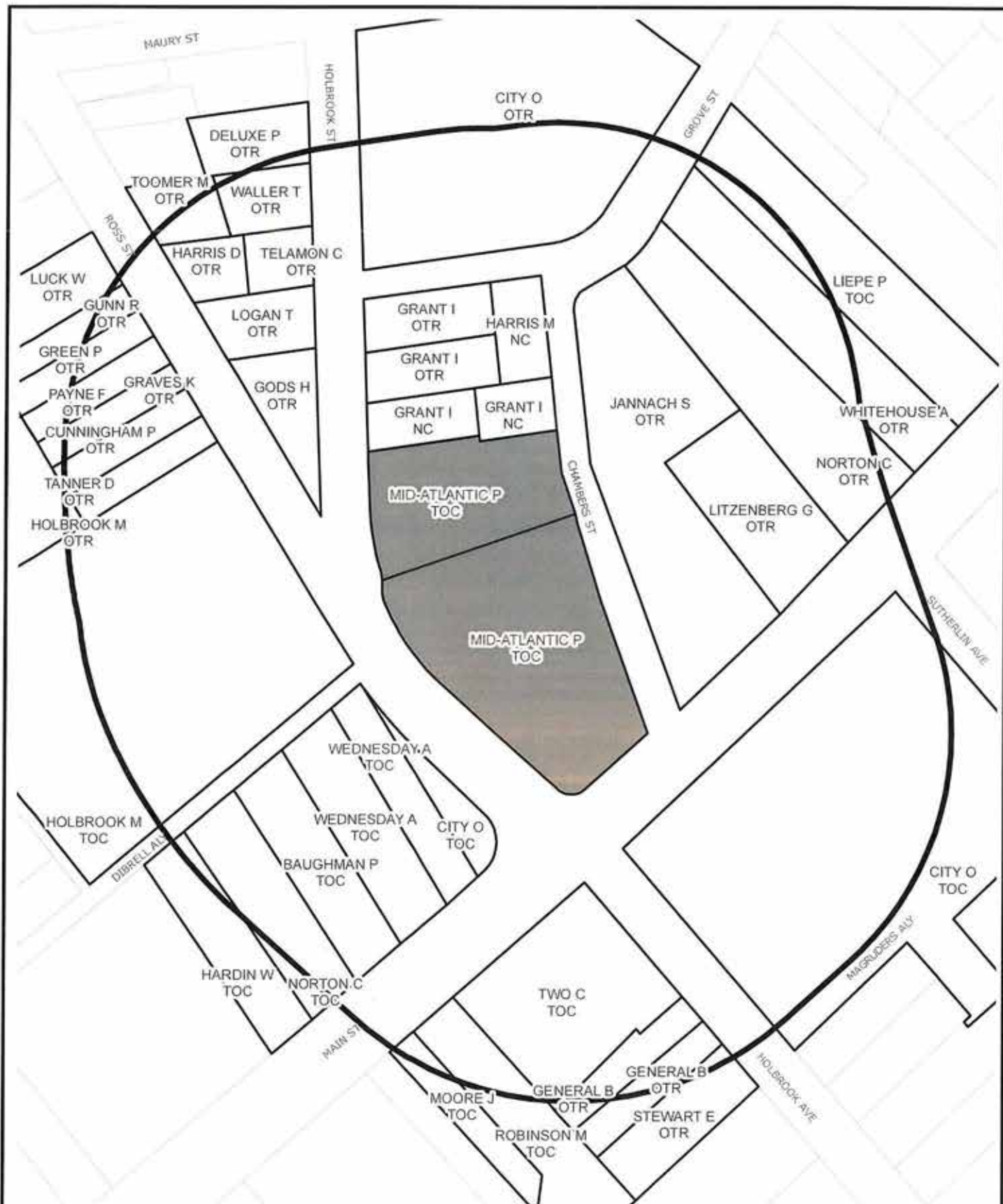
PROPERTY BORDERED BY: Mix of residential and commercial to the north, south, and west; residential to the east

ACREAGE: 990 Main St: 0.93 acres (40,510.8 sq. ft.)
108 Holbrook St: 0.48 acres (20,908.8 sq. ft.)
Total: 1.41 acres (61,419.6 sq. ft.)

CHARACTER OF VICINITY: Medium density (buildings are relatively close together) commercial and residential

INGRESS AND EGRESS: Main St. and Holbrook St.

TRAFFIC VOLUME: Medium (Main St.) and Low (Holbrook St.)



SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY

Prepared by:
Planning Division
6/19/2019

Disclaimer: Information contained on this map is to be used for reference purposes only. The City of Danville is not responsible for any inaccuracies herein contained. The City of Danville makes no representation of warranty as to this map's accuracy, and in particular, its accuracy in labeling, dimensions, contours, property boundaries, or placement or location of any map features thereon. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.



2019 AERIAL VIEW OF AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
6/19/2019

Disclaimer: Information contained on this map is to be used for reference purposes only. The City of Danville is not responsible for any inaccuracies herein contained. The City of Danville makes no representation of warranty as to this map's accuracy, and in particular, its accuracy in labeling, dimensions, contours, property boundaries, or placement or location of any map features thereon. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.

Council Letter

City of Danville, Virginia



CL-2163

New Business Item #: C.

City Council Regular Meeting

Meeting Date: 08/08/2019

Subject: Request for a Special Use Permit for a Hotel at 990 Main Street and 108 Holbrook Street

From: Kenneth C. Gillie, Jr., Community Development Director

COUNCIL ACTION

Business Meeting: 08/08/2019

SUMMARY

A request has been filed by Mid-Atlantic Prospects LLC requesting a Special Use Permit for a hotel in accordance with Article 3.I, Section C, Item 24 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended at 990 Main Street and 108 Holbrook Street, otherwise known as Grid 1720, Block 009, Parcel 000001 and Grid 1716, Block 014, Parcel 000001. The applicant is seeking to redevelop existing office buildings into a boutique hotel site.

BACKGROUND

The applicant is proposing to redevelop two (2) medical office buildings into a hotel at 990 Main Street and 108 Holbrook Street. As proposed, the hotel will contain up to forty (40) suites. This use is currently not permitted in the TO-C, Transitional Office District in which the properties are located. Therefore, the applicant is requesting to allow hotels by Special Use Permit in this zoning district. The applicant is also requesting a Special Use Permit for the development.

The *Danville 2030: Comprehensive Plan* contains a goal of promoting heritage tourism, such as related to the historic district in which the subject parcels are located. Although there are local hotel options, a preliminary study for the City's Department of Economic Development indicates that there are insufficient short-term rental options. Additional hotels may be needed to meet current and future demand for tourists and other visitors.

At their July 8 meeting, the Planning Commission voted 6-0 (Commissioner Wilson was absent) to recommend approval of the request, subject to the following conditions:

1. The property owner or applicant shall restructure the existing parking to comply with current (2019) parking regulations specifically regarding landscaping, buffers, and trees; and
2. Guest occupancy shall be limited to a maximum total of forty-five (45) rental units for both properties combined.

RECOMMENDATION

It is recommended that City Council adopt an ordinance granting a Special Use Permit for a hotel in accordance with Article 3.I, Section C, Item 24 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended at 990 Main Street and 108 Holbrook Street, otherwise known as Grid 1720, Block 009, Parcel 000001 and Grid 1716, Block 014, Parcel 000001, subject to the following conditions:

1. The property owner or applicant shall restructure the existing parking to comply with current (2019) parking regulations specifically regarding landscaping, buffers, and trees; and
2. Guest occupancy shall be limited to a maximum total of forty-five (45) rental units for both properties combined.

Attachments

Ordinance

Planning Backup

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2019____.____

AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A HOTEL IN ACCORDANCE WITH ARTICLE 3.I, SECTION C, ITEM 24 OF CHAPTER 41 OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED, AT 990 MAIN STREET AND 108 HOLBROOK STREET, OTHERWISE KNOWN AS GRID 1720, BLOCK 009, PARCEL 000001 AND GRID 1716, BLOCK, 014, PARCEL 000001 OF THE CITY OF DANVILLE, VIRGINIA ZONING DISTRICT MAP.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of PLSUP20190000241, filed by Mid-Atlantic Prospects, LLC requesting a Special Use Permit for a hotel in accordance with Article 3.I, Section C, Item 24 of Chapter 41 of the Code of the City of Danville, Virginia, 1986, as amended, at 990 Main Street and 108 Holbrook Street, otherwise known as Grid 1720, Block 009, Parcel 000001 and Grid 1716, Block, 014, Parcel 000001, of the City of Danville, Virginia Zoning District Map, is hereby received, subject to the following conditions:

1. The property owner or applicant shall restructure the existing parking to comply with current (2019) parking regulations specifically regarding landscaping, buffers, and trees; and
2. Guest occupancy shall be limited to a maximum total of forty-five (45) rental units for both properties combined.

AND BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by Council, PLSUP20190000241, filed by Mid-Atlantic Prospects, LLC requesting a Special Use Permit for a hotel in accordance with Article 3.I, Section C, Item 24 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended, at 990 Main Street and 108 Holbrook Street, otherwise known as Grid 1720, Block 009, Parcel 000001 and Grid 1716, Block, 014, Parcel 000001, of the City of Danville,

Virginia Zoning District Map, is hereby granted and approved, subject to the following conditions:

1. The property owner or applicant shall restructure the existing parking to comply with current (2019) parking regulations specifically regarding landscaping, buffers, and trees; and
2. Guest occupancy shall be limited to a maximum total of forty-five (45) rental units for both properties combined.

APPROVED:

MAYOR

ATTEST:

CLERK

Approved as to Form and
Legal Sufficiency:

City Attorney



City of Danville

427 Patton Street, Suite 208
Danville VA, 24541
Phone: (434) 799-5260

City Planning Commission

MEMORANDUM

DATE: JULY 8, 2019
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
SUBJECT: SPECIAL USE PERMIT REQUEST

REQUEST:

Special Use Permit application PLSUP20190000241, filed by Mid-Atlantic Prospects LLC requesting a Special Use Permit for a hotel in accordance with Article 3.I, Section C, Item 24 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended at 990 Main St and 108 Holbrook St, otherwise known as Grid 1720, Block 009, Parcel 000001 and Grid 1716, Block, 014, Parcel 000001. The applicant is seeking to redevelop existing office buildings into a boutique hotel site.

RECOMMENDATION:

The Planning Commission voted 6-0 (Commissioner Wilson was absent) to recommend approval of the request subject to the following conditions:

- 1) The property owner or applicant shall restructure the existing parking to comply with current (2019) parking regulations specifically regarding landscaping, buffers, and trees; and
- 2) Guest occupancy shall be limited to a maximum total of forty-five (45) rental units for both properties combined.

Michael H. Scarce (BWT)

Mr. Michael Scarce, Chairman

RESPONSES:

Thirty-five (35) notices were sent to property owners within three hundred (300) feet of the property. Thirteen (13) property owners returned statements. Six (6) property owners are not opposed to the request (Litzenberg Grace Norris, Moore Jeffrey M & Cyndee Perdue, Graves Kenneth M, Robinson Micah C, Waller Tennie M, Harris Mark

T & Janice G). Five (5) property owners are opposed to the request (Baughman Phillip K & Frances, Jannach Stephan & Cardona Claudia, Harris Dennis T (Life) & Green Phyllis E (Fee) Cunningham Patricia Ann & Janie E, Green Phyllis H). Two (2) property owner did not state whether or not they oppose the request (Grant Irene D & Harris Mark T & Janice G, Grant Irene D).

COMMENTS:

"Great addition to main street" – Moore Jeffrey M & Cyndee Perdue (stated not opposed)

"The City Code is written to prevent this type of business in TOC zoned areas for a reason. Changing the Code and allowing a hotel in the OWE is in conflict with our efforts to improve the area. A hotel would also negatively impact residential property values." - Baughman Phillip K & Frances (stated opposed)

"Not enough information" - Grant Irene D & Harris Mark T & Janice G, Grant Irene D (returned, but did not state opposed or not opposed).



City of Danville

427 Patton Street, Suite 208
Danville VA, 24541
Phone: (434) 799-5260

City Planning Commission

City Planning Commission

Meeting of July 8, 2019

Subject:

Request to amend Chapter 41 entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia 1986 more specifically Article 3.I entitled "TO-C, Transitional Office", Section C entitled "Uses Permitted by Special Use Permit" by adding Item 24 for hotels and motels.

and

Special Use Permit application PLSUP20190000241, filed by Mid-Atlantic Prospects LLC requesting a Special Use Permit for a hotel in accordance with Article 3.I, Section C, Item 24 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended at 990 Main St and 108 Holbrook St, otherwise known as Grid 1720, Block 009, Parcel 000001 and Grid 1716, Block, 014, Parcel 000001. The applicant is seeking to redevelop existing office buildings into a boutique hotel site.

Background:

The applicant is proposing to redevelop two (2) medical office buildings into a hotel at 990 Main St. and 108 Holbrook St. As proposed, the hotel will contain up to forty (40) suites. This use is currently not permitted in the TO-C, Transitional Office District in which the properties are located. Therefore, the applicant is requesting to allow hotels by Special Use Permit in this zoning district. The applicant is also requesting a Special Use Permit for the development.

The Zoning Ordinance currently defines hotels and motels as follows:

A building or portion thereof or a group of buildings which provide sleeping accommodations in six (6) or more separate units or rooms for transients on a daily, weekly, or similar short-term basis for reasonable monetary compensation, whether such establishment is designated as a hotel, inn, automobile court, motel, motor lodge, tourist cabin, tourist court, tourist home or otherwise. A hotel or motel shall be deemed to include any establishment which provides residential living accommodations for transients on a short-term basis, such as an apartment hotel, but not to include a homeless shelter.

Hotels and motels are currently permitted by right in most commercial districts, and most industrial districts. The use is not permitted in any residential district, the N-C Neighborhood Commercial District, TO-C Transitional Office District, or the LED-I Light Economic Development Industrial District. Hotels and motels are required to provide one (1) parking space per rental unit, one space per employee on shift, and additional parking as needed for other on-site uses (ex: eating and assembly uses).

The *Danville 2030: Comprehensive Plan* contains a goal of promoting heritage tourism, such as related to the historic district in which the subject parcels are located. Although there are local hotel options, a preliminary study for the City's Department of Economic Development indicates that there are insufficient short-term rental options. Additional hotels may be needed to meet current and future demand for tourists and other visitors.

Thirty-five (35) notifications were sent to surrounding property owners within 300 feet of the subject property. A full report will be presented to Planning Commission on July 8, 2019.

Recommendation (Code Amendment):

The Planning staff recommend the City Planning Commission recommend approval of an amendment of the Zoning Ordinance to Article 3.I entitled "TO-C, Transitional Office", Section C entitled "Uses Permitted by Special Use Permit" by adding Item 24 for hotels and motels. The amendment will read as follows:

Article 3.I: - TO-C, Transitional Office

C. – Uses Permitted by Special Use Permit.

24. Hotel/motel

The Code Amendment would allow hotels and motels by Special Use Permit in the TO-C, Transitional Office Commercial District. The use of a Special Use Permit will allow the use to be evaluated on a case-by-case basis. Associated conditions should aim to maintain the district's purpose as a transitional district between residential and commercial districts.

City Planning Commission Options (Code Amendment):

1. Recommend approval of the requested code amendment
2. Recommend approval of the requested code amendment with modifications by City Planning Commission
3. Recommend denial of the requested code amendment
4. Table the requested code amendment

Recommendation (Special Use Permit):

The Planning staff recommends the City Planning Commission recommend approval of Special Use Permit application PLSUP20190000241, filed by Mid-Atlantic Prospects LLC requesting a Special Use Permit for a hotel in accordance with Article 3.I, Section C, Item 24 of Chapter 41 of the Code of the City of Danville, Virginia 1986, as amended at 990 Main St and 108 Holbrook St, otherwise known as Grid 1720, Block 009, Parcel 000001 and Grid 1716, Block, 014, Parcel 000001, subject to the following conditions:

1. The property owner or applicant shall restructure the existing parking to comply with current (2019) parking regulations specifically regarding landscaping, buffers, and trees; and
2. Guest occupancy shall be limited to a maximum total of forty-five (45) rental units for both properties combined.

The Special Use Permit would allow for the properties to be redeveloped into a hotel. The recommended conditions bring the parking into compliance, match the applicant's conceptual plans, and place a reasonable density limit on the use.

City Planning Commission Options (Special Use Permit):

1. Recommend approval of Special Use Permit application PLSUP20190000241 as submitted.
2. Recommend approval of Special Use Permit application PLSUP20190000241 subject to conditions by staff.
3. Recommend approval of Special Use Permit application PLSUP20190000241 subject to conditions by the Planning Commission.
4. Recommend denial of Special Use Permit application PLSUP20190000241 as submitted.
5. Tabling of Special Use Permit application PLSUP20190000241 by Planning Commission.

Attachments:

- A. Application
- B. Property Ownership/Zoning Map
- C. Data Sheet
- D. Existing Land Use Map (2015 Aerial)

CODE CHANGE AMENDMENT

TO THE CITY PLANNING COMMISSION AND THE HONORABLE CITY COUNCIL
Application is hereby made for the Code Change Amendment as described below:

INFORMATION TO BE PROVIDED BY THE PLANNING DIVISION

CASE NUMBER: _____ DATE FILED: June 19, 2019
RECEIVED FROM: By: Bryce Johnson
SECTION AFFECTED: Article 3.1, Section C → T-C District, Special Use Permit
PLANNING COMMISSION DATE/ACTION: July 8, 2019
CITY COUNCIL DATE/ACTION: August 6, 2019 (Tentative)

INFORMATION TO BE PROVIDED BY THE APPLICANT

Zoning Code Section: ARTICLE 3.1: T-C, TRANSITIONAL OFFICE; SECTION C. - USES PERMITTED BY SPECIAL USE PERMIT
REQUEST: TO ADD HOTELS AND MOTELS AS A PERMITTED USE UNDER THIS SECTION (SPECIAL USE PERMIT)

Purpose for proposed amendment:

THIS CHANGE WILL ALLOW A 35-40 UNIT BOUTIQUE HOTEL CONCEPT WITH A VACANT COMMERCIAL BUILDING. THE BUILDING IS LOCATED IN CLOSE PROXIMITY TO RYERST UNIVERSITY AND SOUTH HEATH AND THERE ARE CURRENTLY NO LODGING OPTIONS WITHIN WALKING DISTANCE. BOTH WELCOME A LARGE NUMBER OF VISITORS TO OUR COMMUNITY ON AN ANNUAL BASIS. (108 HOLBROOK STREET & 790 MAIN STREET)

PRESENT OWNER(S) OF ALL PROPERTIES INCLUDED IN APPLICATION:

1. NAME (PLEASE PRINT OR TYPE): MID-ATLANTIC PROSPECTS LLC

ADDRESS: PO BOX 586
REANOCK, VA 24004

EMAIL:

TELEPHONE:

SIGNATURE:

2. NAME (PLEASE PRINT OR TYPE): _____

ADDRESS:

TELEPHONE:

SIGNATURE:

APPLICANT (If the applicant is not the property owner, written authorization from the property owner must accompany this application).

NAME (PLEASE PRINT OR TYPE): _____

ADDRESS:

EMAIL:

TELEPHONE:

SIGNATURE:



CITY OF DANVILLE

SPECIAL USE PERMIT APPLICATION

TO THE CITY PLANNING COMMISSION AND THE HONORABLE CITY COUNCIL:

Application is hereby made for the Special Use Permit as described below:

INFORMATION TO BE PROVIDED BY THE PLANNING DIVISION

APPLICATION IS HEREBY MADE FOR A SPECIAL USE PERMIT TO AUTHORIZE THE FOLLOWING

USE: Hotel

PL SUP 20190000241

CASE NUMBER: ↓

EXISTING ZONING: TO-C, Transitional office

PROPOSED ZONING: No change

TAX MAP NUMBER: PID 21382 + 21383

RECEIVED BY: Bryce Johnson

DATE FILED: June 20, 2019

PLANNING COMMISSION DATE: July 6, 2019

CITY COUNCIL DATE: August 6, 2019
(Tentative)

INFORMATION TO BE PROVIDED BY THE APPLICANT
(PLEASE TYPE OR PRINT)

Exact legal description of property (Attach if insufficient space).

Gross Area/Net Area: 1.41 ACRES Property Address: 990 MAIN ST. & 108 HOLBROOK ST.

Property Location: N S E (W) Side of: MAIN STREET

Between: CHAMBER STREET and HOLBROOK STREET

Proffered Conditions (if any, please attach): _____

EXPLANATION OF REQUEST:

1. PROPOSED USE FOR THE SPECIAL USE PERMIT:

Please provide a site plan with the following information:

- Proposed use of the land: size and location of structures with dimensions to lot lines.
- Vehicular circulation system with points of ingress and egress.
- Existing on-site buildings, separation dimensions and paved areas.
- Location and dimensions of all parking and loading areas, including the number of off-street parking and loading spaces provided.
- Net acreage.
- Gross and net square footage of building (s) (proposed and existing).
- Required landscaping and buffer areas.

Please provide a brief description of the proposed development:

TO CONVERT THIS COMMERCIAL BUILDING INTO A 35-40
FULL SUITE BOUTIQUE HOTEL. EXTERIOR IMPROVEMENTS WILL
INCLUDE ADDING LANDSCAPING TO EXISTING PARKING LOT. (AS SHOWN
IN ATTACHED *NOTE* THIS IS A CONCEPTUAL DRAWING*)

PRESENT OWNER (S) OF ALL PROPERTIES INCLUDED IN APPLICATION (PLEASE TYPE OR PRINT):

1. NAME: MID-ATLANTIC PROSPECTS LLC TELEPHONE: _____

MAILING ADDRESS: PO BOX 586; ROANOKE, VA 24004

SIGNATURE: _____ DATE: _____

SIGNATURE: _____ DATE: _____

EMAIL ADDRESS: _____

APPLICANT (PLEASE TYPE OR PRINT):

If the applicant is not the property owner, written authorization from the property owner must accompany this application.

NAME: _____ TELEPHONE: _____

MAILING ADDRESS: _____

EMAIL ADDRESS: _____

SIGNATURE: _____ DATE: _____

EMAIL: Brentgcochran@gmail.com

TELEPHONE:
SIGNATURE:

540-597-6914

Brent G. Cochran

2. NAME (PLEASE PRINT OR TYPE):

Brent G. Cochran

ADDRESS:

P.O. Box 586

Roanoke, VA 24004

TELEPHONE:
SIGNATURE:

APPLICANT (If the applicant is not the property owner, written authorization from the property owner must accompany this application).

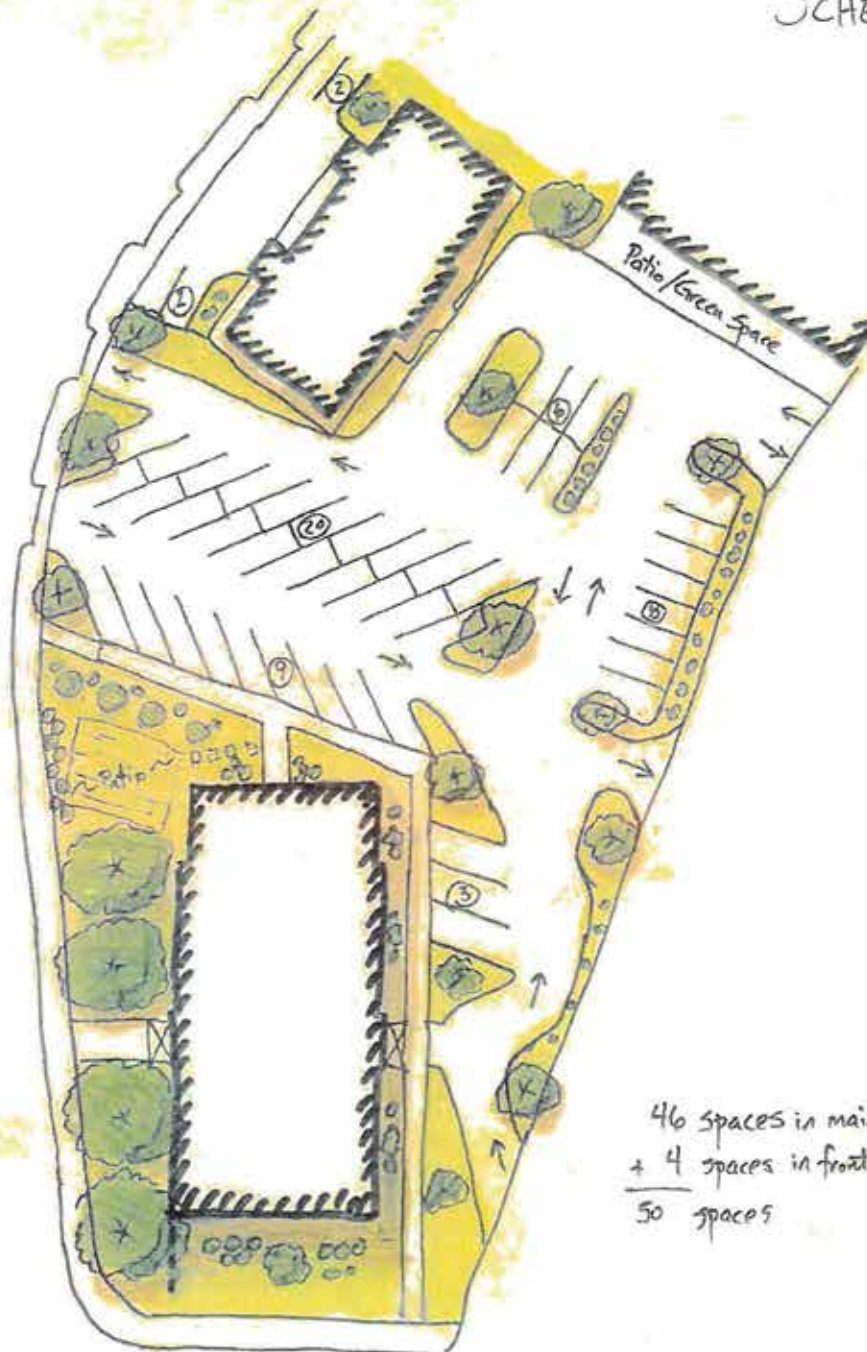
NAME (PLEASE PRINT OR TYPE):

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EMAIL:

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SIGNATURE:

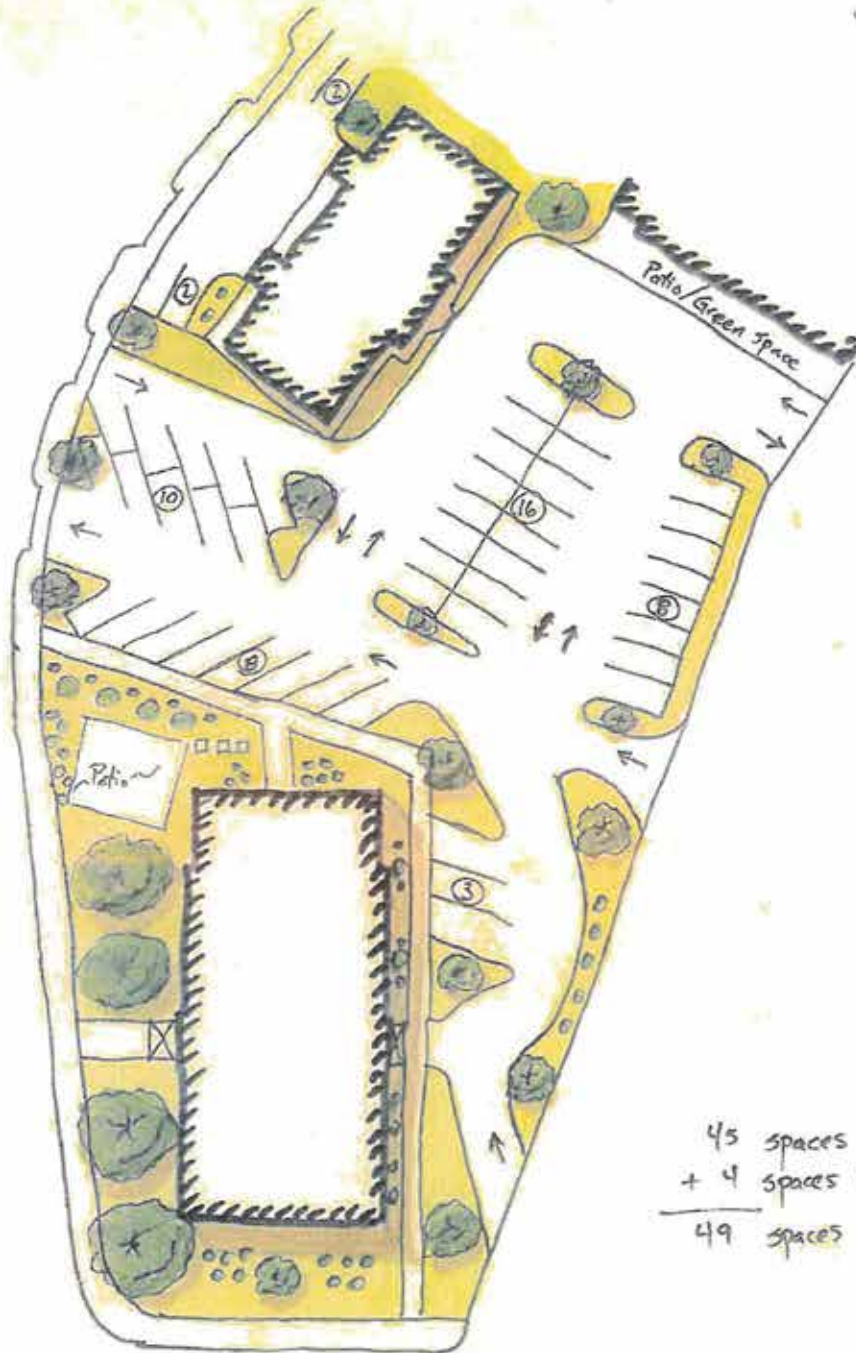
SCHEME 1



46 spaces in main lot
+ 4 spaces in front of 108 Holbrook St.

50 spaces

SCHEME 2



45 spaces in main lot
 + 4 spaces in front of 108 Holbrook

 49 spaces

SPECIAL USE PERMIT REQUEST
DATA SHEET

PUBLIC HEARING DATES: Planning Commission at 3pm on July 8, 2019
City Council (tentative) at 7pm on August 6, 2019

LOCATION OF PROPERTY: 990 Main St. and 108 Holbrook St.

PRESENT ZONE: TO-C, Transitional Office Commercial

PROPOSED ZONE: No Change

ACTION REQUESTED: Code amendment for hotel/motel by Special Use Permit, and Special Use Permit for hotel/motel

PRESENT USE OF PROPERTY: Unused, previously office space

PROPOSED USE OF PROPERTY: Boutique Hotel

FUTURE LAND USE DESIGNATION: Community Commercial

PROPERTY OWNER (S): Mid-Atlantic Properties LLC

NAME OF APPLICANT (S): Mid-Atlantic Properties LLC

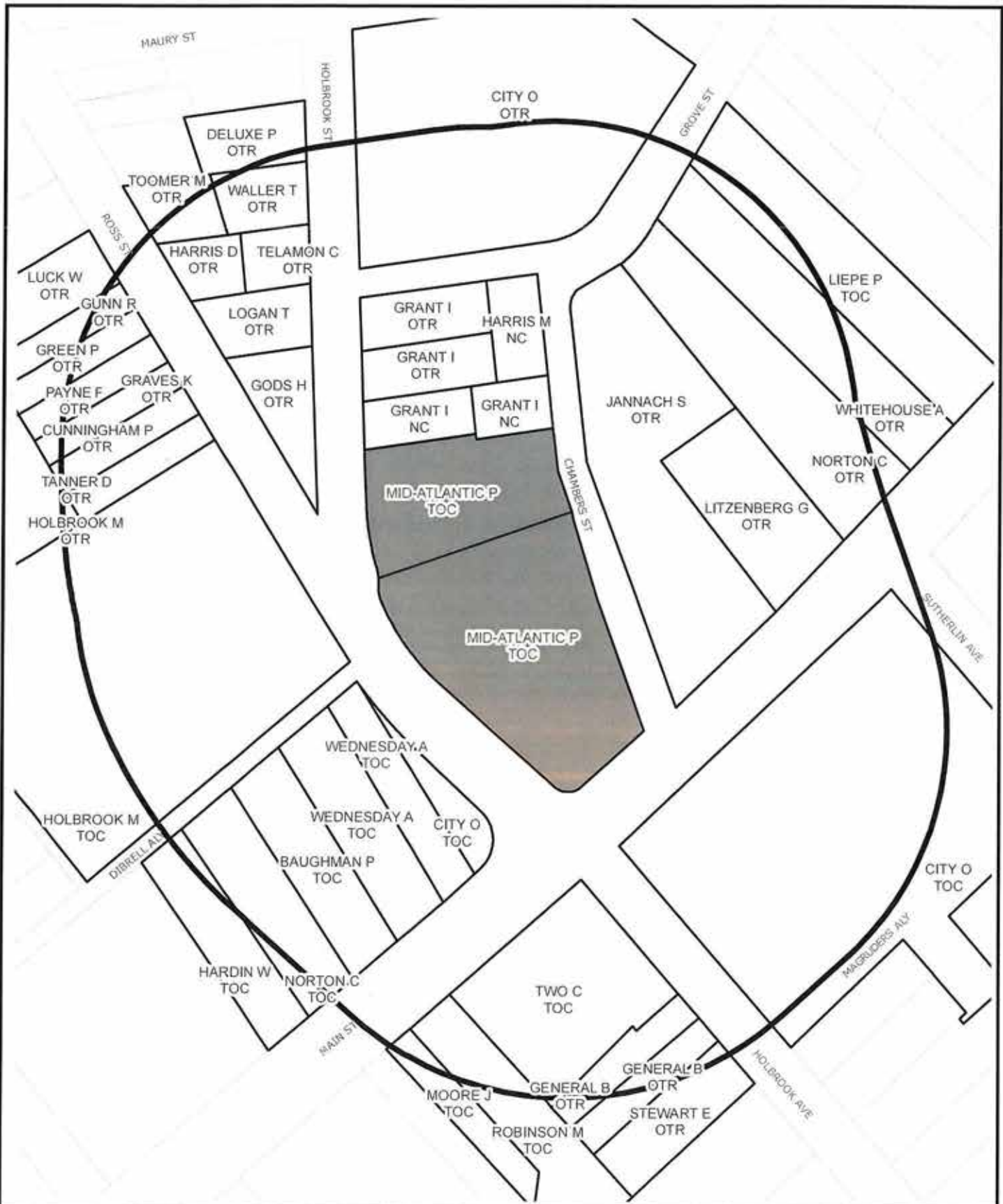
PROPERTY BORDERED BY: Mix of residential and commercial to the north, south, and west; residential to the east

ACREAGE: 990 Main St: 0.93 acres (40,510.8 sq. ft.)
108 Holbrook St: 0.48 acres (20,908.8 sq. ft.)
Total: 1.41 acres (61,419.6 sq. ft.)

CHARACTER OF VICINITY: Medium density (buildings are relatively close together) commercial and residential

INGRESS AND EGRESS: Main St. and Holbrook St.

TRAFFIC VOLUME: Medium (Main St.) and Low (Holbrook St.)



SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY

Prepared by:
Planning Division
6/19/2019

Disclaimer: Information contained on this map is to be used for reference purposes only. The City of Danville is not responsible for any inaccuracies herein contained. The City of Danville makes no representation of warranty as to this map's accuracy, and in particular, its accuracy in labeling, dimensions, contours, property boundaries, or placement or location of any map features thereon. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.



2019 AERIAL VIEW OF AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
6/19/2019

Disclaimer: Information contained on this map is to be used for reference purposes only. The City of Danville is not responsible for any inaccuracies herein contained. The City of Danville makes no representation of warranty as to this map's accuracy, and in particular, its accuracy in labeling, dimensions, contours, property boundaries, or placement or location of any map features thereon. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.

Council Letter

City of Danville, Virginia



CL-2154

New Business Item #: D.

City Council Regular Meeting

Meeting Date: 08/08/2019

Subject: Creative Communities Partnership Grant

From: William Sgrinia, Director of Parks, Recreation & Tourism

COUNCIL ACTION

First Reading: 08/08/2019

Final Adoption: 08/20/2019

SUMMARY

In the past, the City of Danville has participated in the Creative Communities Partnership Grant, formerly known as the Local Government Challenge Grants program, through the Virginia Commission for the Arts. The City has received notification from the Commission that a grant of \$4,500 has been awarded for Fiscal Year 2020.

BACKGROUND

The local match of \$5,000 has been provided in the FY 2020 Budget, General Fund Support Grants account. With these funds, assistance is provided to local arts organizations. Some of the local groups that have been assisted under this program over the years include: Danville Choral Arts Society, Danville Concert Association, Danville Museum of Fine Arts and History, Danville Festival in the Park, Inc., and the Danville Symphony Orchestra. The advertising for availability of funding and the submittal for funding requests will begin immediately. A public notice will be advertised in the Danville Register and Bee on Sunday, September 1, 2019 soliciting applications; agencies listed above will be sent letters advising them of the funding opportunity and informing them that they must complete an application. The applications are due back to the City no later than October 1, 2019. City staff reviews the applications and makes award recommendations to a local arts grant task force, who vote on the final awards. Award recipients are notified by letter of their grant amount and the funds must be spent prior to June 30, 2020.

RECOMMENDATION

It is recommended that City Council adopt the accompanying Ordinance providing funds for a Creative Communities Partnership Grant from the Virginia Commission for the Arts and the required local share.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2019____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A VIRGINIA COMMISSION FOR THE ARTS GRANT IN THE AMOUNT OF \$4,500, AND TO PROVIDE FOR THE LOCAL SHARE IN THE AMOUNT OF \$5,000 FOR A TOTAL GRANT OF \$9,500.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the Fiscal Year 2020 Budget Appropriation Ordinance be, and the same is hereby, amended by increasing revenues for a grant in the amount of \$4,500 from the Commonwealth of Virginia, Virginia Commission for the Arts, and the local share of the grant in the amount of \$5,000, all for its support of local arts, such funds to be appropriated in the Special Grants fund and to be as follows:

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Virginia Commission for the Arts		
Categorical Aid—State	60139000-47520	\$ 4,500
Transfer from General Fund	60139000-6101	5,000
TOTAL		<u>\$ 9,500</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Virginia Commission for the Arts	60139999-50	<u>\$ 9,500</u>

AND BE IT FURTHER ORDAINED that all other accounts and provisions of the Fiscal Year 2020 Budget Appropriations Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

APPROVED:

MAYOR

ATTEST:

CLERK

Approved as to Form and
Legal Sufficiency:

City Attorney

Council Letter

City of Danville, Virginia



CL-2157

New Business Item #: E.

City Council Regular Meeting

Meeting Date: 08/08/2019

Subject: NRPA Grant - Mentoring Youth Initiative

From: William Sgrinia, Director of Parks, Recreation & Tourism

COUNCIL ACTION

First Reading: 08/08/2019

Final Adoption: 08/20/2019

SUMMARY

The City of Danville has been selected by the National Recreation and Parks Association to receive a three year mentor and opioid prevention grant. The department was selected as one of five departments in the U.S., to develop and implement a youth Mentor program focused on ages 9-12 over the next three years. The department will work closely with NRPA and its grant resources to develop and implement the programs as well as with local partners.

BACKGROUND

The total funding for this project is \$110,000 over the course of three years. With these funds, assistance will be provided to department staff, travel and training, program resources, materials and supplies etc. The grant covers the following:

- One full-time grant specialist to oversee and implement the program;
- Implement after school focused mentoring program to children ages 9-12;
- Develop national model for mentoring and opioid awareness and reduction in youth; and
- Training, materials and supplies and other needs as seen fit for program.

RECOMMENDATION

It is recommended that City Council adopt the accompanying ordinance providing funds for the Mentoring Opportunities for Youth Initiative.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2019____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2020 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A NATIONAL RECREATION AND PARKS ASSOCIATION GRANT AWARD IN THE AMOUNT OF \$110,000.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the Fiscal Year 2020 Budget Appropriation Ordinance be, and the same is hereby, amended by increasing revenues for a grant in the amount of \$110,000 from National Recreation and Parks Association for its support of the Mentoring Youth Initiative program, funds to be appropriated in the Special Grants fund and to be as follows:

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
NRPA-Mentoring Youth Initiative	6515000	<u>\$110,000</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
NRPA-Mentoring Youth Initiative	6515000	<u>\$110,000</u>

AND BE IT FURTHER ORDAINED that all other accounts and provisions of the Fiscal Year 2020 Budget Appropriations Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

APPROVED:

MAYOR

ATTEST:

CLERK

Approved as to Form and
Legal Sufficiency:

City Attorney

Council Letter

City of Danville, Virginia



CL-2160

New Business Item #: F.

City Council Regular Meeting

Meeting Date: 08/08/2019

Subject: Parking Fines for School Supplies

From: W. Clarke Whitfield, Jr., City Attorney

COUNCIL ACTION

Business Meeting: 08/08/2019

SUMMARY

Vice-Mayor Vogler received information regarding another City using parking fines for a defined period of time to purchase school supplies for students in their local public schools.

BACKGROUND

Both Charter Section 8-12 and City Code Section 2-8 authorize the City Council the power to grant financial aid to charitable or benevolent institutions and corporations, and the Danville Public Schools Education Foundation, Inc. is a nonprofit corporation formed for charitable and educational purposes, that has the ability to purchase school supplies for students from donations made to the Foundation.

With this Ordinance, Council is stating its intent to appropriate parking fines collected by the City from July 1, 2019 to July 31, 2019 to the Danville Public Schools Education Foundation, Inc. for the purpose of purchasing school supplies for Danville Public Schools students.

RECOMMENDATION

It is recommended that Council adopt the attached Ordinance stating its intent to appropriate parking fines collected by the City from July 1, 2019 until July 31, 2019 to the Danville Public Schools Education Foundation, Inc., for the purpose of purchasing school supplies for Danville Public Schools students.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2019-____.____

AN ORDINANCE APPROPRIATING THE FUNDS COLLECTED FROM PARKING TICKETS ISSUED DURING THE MONTH OF JULY 2019 TO THE DANVILLE PUBLIC SCHOOLS EDUCATION FOUNDATION, INC.

WHEREAS, Danville City Charter Section 8-12 and City Code Section 2-8 authorize the City Council the power to grant financial aid to charitable or benevolent institutions and corporations; and

WHEREAS, the Danville Public Schools Education Foundation, Inc. was formed for charitable and educational purposes; and

WHEREAS, the Danville Public Schools Education Foundation, Inc. meets the criteria required in both the Charter and the Code; and

WHEREAS, City Council wishes to aid students in the purchase of school supplies without the use of taxpayer dollars.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that it hereby appropriates all funds collected from Parking Tickets issued during the month of July 2019 to the Danville Public Schools Education Foundation, Inc. for the purpose of purchasing school supplies for Danville Public Schools students.

APPROVED:

MAYOR

ATTEST:

CLERK

Approved as to
Form and Legal Sufficiency:

City Attorney