



DANVILLE CITY COUNCIL REGULAR MEETING AGENDA

MUNICIPAL BUILDING

March 1, 2022

7:00 P.M.

PRESIDING: Alonzo L. Jones, Mayor

CITY COUNCIL MEMBERS: James B. Buckner
L.G. "Larry" Campbell, Jr.
Bryant Hood
Barry P. Mayo

Dr. Gary P. Miller, Vice Mayor
Sherman M. Saunders
J. Lee Vogler, Jr.,
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 - L.G. "Larry" Campbell, Jr.

PLEDGE OF ALLEGIANCE TO THE FLAG

ANNOUNCEMENTS AND SPECIAL RECOGNITIONS

Presentation of Check to Danville City Council
From the Lions Foundation

Presentation on Passport Reading Program
Presented by Dr. Angela Hairston, Superintendent of Danville Public Schools

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 February 1, 2022.
Council Letter Number CL - 2724.

OLD BUSINESS

- A. Imposing an Additional General Local Sales Tax and a Local Use Tax at a Rate of One Percent.
Council Letter Number CL - 2672.
 - 1. An Ordinance Amending and Reordaining Certain Sections of Chapter 37, Entitled "Taxation," of the Code of the City of Danville, Virginia, by Creating a New Article XIII, Entitled "Imposition of Additional Sales and Local Use Tax; Use of Revenues for Construction or Renovation of Schools" and Adding a New Section §37-185, Entitled "Imposition of Additional Sales Tax; Use of Revenues for Construction or Renovation of Schools".

FINAL ADOPTION

2. An Ordinance Amending and Reordaining Certain Sections of Chapter 37, Entitled "Taxation," of the Code of the City of Danville, Virginia, by Amending Article XIII, Entitled "Imposition of Additional Sales and Local Use Tax; Use of Revenues for Construction or Renovation of Schools" by Adding a New § 37-186, Entitled "Imposition of Additional Local Use Tax; Use of Revenues for Construction or Renovation of Schools".
FINAL ADOPTION

APPOINTMENTS

- A. Consideration of Appointments to the following Boards and Commissions.
Council Letter Number CL - 2713.
 1. A Resolution Appointing Philip Hall to the Industrial Development Authority.
 2. A Resolution Appointing Robert M. Woodall to the Industrial Development Authority.
 3. A Resolution Appointing Roshanda Chapman to the Social Services Advisory Board.
 4. A Resolution Appointing Venee Mayo to the Social Services Advisory Board.

NEW BUSINESS

- A. Consideration of a Special Use Permit with Conditions for a Planned Unit Development on Seeland Road.
Council Letter Number CL - 2718.
 1. Public Hearing
 2. An Ordinance Granting Special Use Permit Application PZ22- 15, Filed by Landmark Development on Behalf of the Danville Redevelopment and Housing Authority, Requesting a Special Use Permit for a Planned Unit Development According to Article 17 of the Danville Zoning Ordinance on Seeland Road (Parcel ID#S 76121, 76122, 76123, 76124, 76125, 76140, 76141, 76142, 76143, 76144, 76145, 76146, 76147, 76148, 76149, 76150, 76151, 76152, 76153, 76154, 76155, 76156, 76157, 76158, 76159, 76160, 76161, 76162, 76163, 76164, 76165, 76166, 76167, and 76168).
- B. Consideration of Rezoning Nos. 11-17 Westover Drive, Parcel ID #72498.
Council Letter Number CL - 2720.
 1. Public Hearing
 2. An Ordinance Rezoning Nos. 11-17 Westover Drive (Parcel ID # 72498) from N-C, Neighborhood Commercial District to M-R, Multifamily Residential District.
- C. Consideration of a Special Use Permit to Waive Minimum Zoning District Size for Parcel ID #72498 at Nos. 11-17 Westover Drive.
Council Letter Number CL - 2721.
 1. Public Hearing
 2. An Ordinance Granting Special Use Permit Application PZ22- 18, filed by Tune and Toler, Inc. Requesting a Special Use Permit to Waive Minimum District Size According to Article 3.G. Section C.22. of the Danville Zoning Ordinance at Nos. 11-17 Westover Drive (Parcel ID # 72498).

- D. Consideration of a Special Use Permit for a Commercial Recreation Facility, with Conditions, at 4764 Riverside Drive.
Council Letter Number CL - 2719.

1. Public Hearing

2. An Ordinance Granting Special Use Permit Application PZ22- 16, filed by Brad Skidmore and Bill Powell on Behalf of RCCM Properties, LLC Requesting a Special Use Permit for a Commercial Recreation Facility According to Article 3.M. Section C.4. of the Danville Zoning Ordinance at 4764 Riverside Drive (Parcel ID#78406).

- E. Consideration of Amending the Fiscal Year Budget Appropriation Ordinance for State Aviation Capital Grant Funding.
Council Letter Number CL - 2711.

An Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance to Provide for Additional State Aviation Funding for the Purpose of Overall Airport Improvements in the Amount of \$114,767 plus the Local Share in the Amount of \$96,888 to be Provided Through the Fiscal Year 2022 Issuance of Bonds for Capital and Special Projects and Appropriating Same.

FIRST READING

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-2724

Meeting Minutes A.

City Council Regular Meeting

Meeting Date: 03/01/2022

Subject: Consideration of Approval of Meeting Minutes

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 03/01/2022

SUMMARY

Consideration of Approval of Minutes from Regular Council Meeting held on February 1, 2022.

Council Letter Number CL - 2724.

Attachments

Meeting Minutes

February 1, 2022

The Regular February meeting of the Danville City Council was held on February 1, 2022, 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, L.G. "Larry" Campbell Jr., Bryant Hood, Mayor Alonzo L. Jones, Barry P. Mayo, Vice Mayor Gary P. Miller, Sherman M. Saunders, J. Lee Vogler, Jr., and Madison J.R. Whittle (9).

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.

INVOCATION

The Invocation was given by Vice Mayor Gary P. Miller followed by the Pledge of Allegiance.

Mayor Jones asked Council Member Saunders to go to the podium and noted he wanted to honor Council Member Saunders for all he has given the community. Mayor Jones discussed Mr. Saunders' work with Pittsylvania County Community Action, on City Council, and the Boards he has served on. Tommy Bennett, President of the Danville Chapter of the NAACP presented Mr. Saunders with the NAACP Man of the Year Award. Council Member Saunders invited members of his bike group to the podium. Doc Brown, president of the club, noted Mr. Saunders always encouraged their group to participate in events around the City and get involved; they were honored to have him in their group. Mr. Saunders thanked the Mayor, Council, Tommy Bennett, Danville Public Schools and everyone attending.

Mayor Jones asked Dr. Hairston and Dr. Mickels to come forward and presented them with City Seal pins; Dr. Mickels thanked Council, and noted she looked forward to working with them. Dr. Hairston thanked Council and stated she felt the support of City Council.

ANNOUNCEMENTS AND SPECIAL PRESENTATIONS

Mayor Jones recognized Austin Scher, General Manager of the Danville Otterbots who noted they have had a great first ten months and continue to look forward, with a goal of being a community champion, and being visible both at the ballpark and events in the community. They wanted to focus on entertainment and a ballpark that was welcoming, inviting and fun not just for the people that lived there, but the people that would eventually be coming to visit the City. Mr. Scher reviewed the organizations they have partnered with, and celebrations and events they hosted. In the last eleven months, they have put together both cash and in-kind donations of over \$100,000 to local organizations, provided almost 270 hours of community service, and have attended and hosted over 95 events. Mr. Scher noted he was proud to be a member of the After-Hours Rotary Club, Danville Public Schools Education Foundation Board, and was the 2021-22 United Way Campaign Chair. They partnered with Danville Public Schools, putting bat and ball sports back on the PE curriculum for elementary school students. They have a reading program kicking off in the spring where every elementary, and both middle schools, will receive presentations encouraging students to read 360 minutes minimum over the course of the summer, and get prizes along the way. They want to be part of the development of the community and education of the students moving forward. Council Members thanked Mr. Scher for his presentation.

COMMUNICATIONS FROM VISITORS

Mayor Jones recognized Kimberly Baldrige, Executive Director for Danville Pittsylvania County Habitat for Humanity, who was there with several board members, including Charles Crumpler, Deborah Sievert and Barry Richmond. Ms. Baldrige discussed the beginning of the construction

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of Habitat Village North, in late March of this year. This neighborhood will house up to thirty homes and will include a community space. This was a significant program for DPHH due to the positive impact it will have for those thirty families in the community by offering them a decent place to live. In the last thirty years they have built forty seven houses in Danville and Pittsylvania County and have renovated five; that has helped over two hundred family members. Ms. Baldrige discussed the timeline to build all the homes and would love to have them all done in ten to fifteen years. In response to Mr. Whittle, Ms. Baldrige explained they have a partnership with Danville Community College on the HVAC program. Council Members thanked Ms. Baldrige and Mr. Crumpler for coming and letting the citizens know what Habitat was doing.

Mayor Jones recognized Rusty Lovell from Southside Area Tennis Association who wanted to let Council know what their organization has accomplished since its inception over the last four years. SATA was a nonprofit with a mission to build character, community, academic success and active living through tennis. Mr. Lovell explained they put free racket bins at all the public courts in the area at GW, Ballou Park, Bonner Middle School, that any kid can access, borrow and put back when they were done. SATA was approved to go in all the DPS schools, to reach kids at the elementary and middle school age levels; they saw 400 kids each week for tennis and educational enrichment in the PE classes. They started a program last year at DCC to teach tennis to twenty underserved youth; they provided 7,620 books to the Danville Public Schools last summer and provided scholarships for underserved youth and adults. They also work with Parks & Rec to serve youth in their after-school programs. They will have a tennis camp targeting kids in the public schools who weren't going on vacation during spring break. Mayor Jones noted he has seen them taking kids from the Housing Authority over to DCC to play on Tuesdays and he appreciated that. Council Members thanked Mr. Lovell for his work in the community.

Mayor Jones recognized Tommy Bennett who thanked the Mayor and City Council Members who attended the kickoff of Danville becoming a member of the United States Civil Rights Trail.

Mayor Jones recognized Robert David, Youth and Gang Prevention Coordinator, and noted Danville's Project Imagine has been recognized nationally. Mr. David explained the Urban Institute did a study starting in 2018 and completed in 2021, of innovative community violence intervention programs across the country; Project Imagine Danville was one of the programs in the study. From the study, a guide was created, they choose fourteen models from the United States and Danville was one of them. Anyone in the country, any municipality who was struggling with gang violence or something like that, can take that guide and pick one of those models. There were a lot of smaller cities that can take what Danville has done and apply those principals.

Mayor Jones recognized Jamie Brown, Greensboro, NC, a general contractor who was in Danville looking at a project. Mr. Brown noted he was on the Habitat Board of Greater Greensboro, a member of the Chamber of Commerce and was looking to possibly set up an office in Danville.

MEETING MINUTES

Upon **Motion** by Council Member Buckner and **second** by Council Member Campbell, Minutes from the Regular Council Meeting held on January 4, 2022, were approved as presented. Draft copies of the minutes had been distributed prior to the meeting.

NEW BUSINESS

PUBLIC HEARING – CONSIDERATION OF AMENDING CHAPTER 41 OF THE DANVILLE CITY CODE TO ADDRESS DIFFERENTIAL YARDS ON CORNER LOTS

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Mayor Jones opened the floor for a Public Hearing regarding Amending Chapter 41 of the Danville City Code. Notice of the Public Hearing was published in the *Danville Register & Bee* on January 18, 2022, and January 25, 2022. No one present desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2022-02.01

AMENDING AND REORDAINING CHAPTER 41, ENTITLED "ZONING ORDINANCE" OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED, MORE SPECIFICALLY VARIOUS SECTIONS AND SUBSECTIONS OF ARTICLE 2, ENTITLED "GENERAL REGULATIONS", ARTICLE 3, ENTITLED "ZONING DISTRICTS, AND ARTICLE 15, ENTITLED "DEFINITIONS" TO ADDRESS DIFFERENTIAL YARDS ON CORNER LOTS.

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

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

PUBLIC HEARING – CONSIDERATION OF REZONING 1113 FRANKLIN TURNPIKE

Mayor Jones opened the floor for a Public Hearing regarding Rezoning 1113 Franklin Turnpike. Notice of the Public Hearing was published in the *Danville Register & Bee* on January 18, 2022, and January 25, 2022. No one present desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2022-02.02

REZONING 1113 FRANKLIN TURNPIKE PARCEL ID #70166 AND THE TWO ADJOINING PARCELS ON EITHER SIDE IDENTIFIED AS PARCEL ID #70046 AND PARCEL ID #70167 FROM N-C NEIGHBORHOOD COMMERCIAL TO "CONDITIONAL" HR-C HIGHWAY RETAIL COMMERCIAL.

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

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

PUBLIC HEARING – CONSIDERATION OF AMENDING CHAPTER 41 OF DANVILLE CITY CODE REGARDING MEDICAL CANNABIS DISPENSING FACILITIES

Mayor Jones opened the floor for a Public Hearing regarding Amending Chapter 41 of Danville City Code. Notice of the Public Hearing was published in the *Danville Register & Bee* on January 18, 2022, and January 25, 2022. Mayor Jones recognized Jon Puvak, attorney for the applicant, who noted this was a continuation of what City Council did back in July. They continued to refine their plans and gave a presentation to the Planning Commission; they received their support and

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were asking for Council's approval. 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. 2022-02.03

AMENDING AND REORDAINING CHAPTER 41, ENTITLED "ZONING ORDINANCE" OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED, REMOVING CANNABIS DISPENSING FACILITIES AS PERMITTED USES IN THE N-C ZONING DISTRICT, ALLOWING CANNABIS DISPENSING FACILITIES AS PERMITTED USES ONLY IN THE HR-C ZONING DISTRICT, AND AMENDING THE DEFINITION OF CANNABIS DISPENSING FACILITIES TO INCLUDE ALL CANNABIS PRODUCTS.

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

Council Member Whittle questioned if it was a permitted use only in the HR-C zoning district, would that be in areas like the River District, which was a Tobacco Warehouse District. Director of Planning Doug Plachcinski explained this Ordinance would not allow it in any of the properties in the River District unless they were zoned HR-C; he was not aware of any that were.

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

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

CONSIDERATION OF RELEASING THE EXISTING LIEN AND ASSOCIATED COLLECTION COSTS AFFECTING PARCEL #25163 ON GRAY STREET

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

RESOLUTION NO. 2022-02.01

APPROVING AND AUTHORIZING THE RELEASE OF A CITY-HELD LIEN AGAINST REAL PROPERTY IDENTIFIED AS PARCEL #25163 GRAY STREET TO FACILITATE ITS SALE.

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

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

BUDGET ORDINANCE – CONSIDERATION OF AMENDING FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE FOR STATE AVIATION CAPITAL GRANT FUNDING

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

ORDINANCE NO. 2022-02.04

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AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR ADDITIONAL STATE AVIATION FUNDING FOR THE PURPOSE OF COMPLETING AIRPORT TERMINAL BUILDING RENOVATIONS IN THE AMOUNT OF \$834,929 PLUS THE LOCAL SHARE IN THE AMOUNT OF \$227,321 TO BE PROVIDED THROUGH THE FISCAL YEAR 2022 ISSUANCE OF BONDS FOR CAPITAL AND SPECIAL PROJECTS AND APPROPRIATING SAME.

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

BUDGET AMENDMENT – CONSIDERATION OF AMENDING FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE FOR LITTER CONTROL AND RECYCLING GRANT FUNDS

Upon **Motion** by Council Member Vogler and **second** by Council Member Mayo, an Ordinance entitled:

ORDINANCE NO. 2022-02.05

AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE TO ANTICIPATE GRANT FUNDS FROM THE COMMONWEALTH OF VIRGINIA FOR LITTER CONTROL AND RECYCLING EFFORTS IN THE AMOUNT OF \$12,124.00 AND APPROPRIATING SAME.

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

COMMUNICATIONS

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

Council Member Mayo noted it was a great night seeing so many coming out to introduce so many things to the citizens. Mr. Mayo congratulated Mr. Saunders on all his achievements, it was good to see what Habitat was doing and all the things going on in the City.

Vice Mayor Miller congratulated Mr. Saunders on his award. Dr. Miller noted with the passage of the school bond referendum, they were moving ahead with plans to renovate and upgrade the school system. Dr. Hairston gave a talk on Langston and GWHS; she did an excellent job outlining what benefits there would be for the neighborhoods. Dr. Miller noted in a welcome center he visited returning from Tennessee, there were many pamphlets from places like Martinsville, Galax, Blacksburg, but nothing from Danville; that was something the City needed to look into.

Council Member Saunders thanked the NAACP for the recognition; he and his wife were very proud to be lifelong members. Mr. Saunders thanked the Mayor for his gift, and recognized members of his biker club.

Council Member Vogler noted there was a great representation of Danville at the meeting tonight. It was exciting because there were a lot of people in Chambers that had done so many great things for the City and the region, and were continuing to do so. Mr. Vogler noted he has had people ask him about the bike share program. The City had a new company come in, and the program has been used 3,078 times in the last eleven months with 1,220 active users; it was doing very well. Mr. Vogler noted scooters were in town now and asked the City Manager to give a quick overview for the citizens.

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Mr. Larking explained the Bird Scooter Program approached the City, and Mr. Larking recognized Ryan Dodson from the City Attorney's office for taking point on the agreement with Bird to be allowed to operate within the City limits. It was basically a right of way use agreement; they can be located in certain areas and were starting out slowly to see how it goes. Part of the agreement was that the City will share revenues the company received from users.

Council Member Whittle noted it was a good learning experience sitting next to Mr. Saunders when he first came onto Council and appreciated his advice over the years.

Council Member Buckner noted he has learned a lot from Council Member Saunders; he was a wealth of knowledge, was always there to help and thanked him for helping him on Council. Mr. Buckner noted the last two items on the agenda, Item E was for a budget appropriation for the upfit to the Airport; there were a lot of other companies using the Airport from all over the world and he was very happy to see this coming about. The other item was the Recycling ordinance; Mr. Buckner noted in the near future he would like Council to bring up in a work session, the possibility of offering recycling to businesses in the area.

Council Member Campbell noted tonight was an interesting night, seeing where Danville was going; it was exciting. Council has come together as a team to move the City forward, but he wanted to make sure prosperity was shared in all areas of the community. Mr. Campbell noted his congratulations to Mr. Saunders for his recognition; he has learned so much from him.

Council Member Hood noted this has been a great night for the City and recognized Mrs. Saunders and the motorcycle club, Tommy Bennett, Southside Area Tennis Association, the Otterbots, Habitat for Humanity, and the Danville Museum being added to the Civil Rights Trail. Mr. Hood noted Mr. Saunders and Mayor Jones have influenced him to be of service to the City, and thanked them for their help; he would continue to learn from Council Members.

Mayor Jones recognized members of the Danville Public Schools and thanked everyone who attended tonight. Mayor Jones stated, people never know what a person was going through, and encouraged citizens to reach out to someone, listen to them, and ask how they can help.

ADJOURNED: 8:36 P.M.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Council Letter

City of Danville, Virginia



CL-2715

Old Business A.

City Council Regular Meeting

Meeting Date: 03/01/2022

Subject: Imposing a General Local Sales Tax and Local Use Tax at a rate of 1% solely for Construction or Renovation of City Schools

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

First Reading: 02/15/2022

Final Adoption: 03/01/2022

SUMMARY

The referendum election was held on November 2, 2021 on whether the City of Danville be authorized to levy a general retail sales tax at a rate not to exceed one percent (1%), provided the revenue from the sales tax be used solely for capital projects for the construction or renovation of schools in the City of Danville. It passed with 7,515 citizens voting YES and 4,921 citizens voting NO. The Danville Circuit Court Ordered that the City Council of the City of Danville, Virginia, is empowered to levy a general retail sales tax at a rate not to exceed one percent (1%), provided the revenue from the sales tax shall be used solely for capital projects for the construction or renovation of schools in the City of Danville and that the sales tax shall expire by May 31, 2041.

Virginia Code section 58.1-606.1 authorizes the City of Danville as a "qualifying locality" to impose a one percent (1%) use tax provided the revenue from the sales tax shall be used solely for capital projects for the construction or renovation of schools in City of Danville and that the sales tax shall expire by May 31, 2041. The local use tax authorized by this section applies to tangible personal property purchased outside the Commonwealth for use or consumption within the City, or stored within the City for use or consumption, where the property would have been subject to the sales tax if it had been purchased within the Commonwealth. The local use tax shall also apply to leases or rentals of tangible personal property where the place of business of the lessor is outside the Commonwealth and such leases or rentals are subject to the state tax. Moreover, the local use tax shall apply in all cases in which the state use tax applies.

BACKGROUND

The 2019 Session of the General Assembly passed HB 1634 which authorized Halifax County to impose an additional local sales and use tax at a rate not to exceed one percent (1%) if initiated by a resolution of the local governing body and approved by the voters at a referendum with the revenue from the tax used solely for capital projects for new construction or major renovation of schools in Halifax County. The 2020 Session of the General Assembly passed HB 486 which authorized Henry County, Northampton County, Patrick County, Pittsylvania County, and the City of Danville to also impose an additional local sales and use tax at a rate not to exceed one percent (1%) if initiated by a resolution of the local governing body and approved by the voters at a referendum. Revenue from the tax shall be used solely for capital projects for new construction or major renovation of schools in the locality enacting the tax. The bill requires the governing body to specify in the enacting ordinance the time period, not to exceed 20 years after the date of the resolution passed.

RECOMMENDATION

City Staff recommends City Council approve a resolution to impose an additional general Local Sales Tax at a rate of one percent (1%) and a resolution to impose a Local Use Tax at a rate of one percent (1%) with the revenues received therefrom to be used solely for the construction or renovation of schools in the City of Danville.

Attachments

Ordinance-General Retail Sales Tax

Ordinance-Local Use Tax

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2022-____.____

AN ORDINANCE AMENDING AND REORDAINING CERTAIN SECTIONS OF CHAPTER 37, ENTITLED "TAXATION," OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, BY CREATING A NEW ARTICLE XIII, ENTITLED "IMPOSITION OF ADDITIONAL SALES AND LOCAL USE TAX; USE OF REVENUES FOR CONSTRUCTION OR RENOVATION OF SCHOOLS" AND ADDING A NEW SECTION §37-185, ENTITLED "IMPOSITION OF ADDITIONAL SALES TAX; USE OF REVENUES FOR CONSTRUCTION OR RENOVATION OF SCHOOLS".

WHEREAS, Virginia Code § 58.1-605.1 permits The City of Danville to impose an additional general retail sales tax with revenues received therefrom to be used solely for the construction or renovation of schools in the City of Danville; and

WHEREAS, a referendum to authorize the imposition of such additional tax was held on November 2, 2021 resulting in a majority of voters electing to authorize the City Council of the City of Danville, Virginia, to impose such an additional retail sales tax; and

WHEREAS, the Circuit Court for The City of Danville, Virginia has issued its Final Order authorizing the imposition of such an additional retail sales tax in accordance with the provisions of Section 58.1-605.1 of the Code of Virginia, 1950, as amended; and

WHEREAS, the City Council of The City of Danville finds that it is in the best interests of the City of Danville, Virginia, to amend Chapter 37, entitled "Taxation", by creating a new Article XIII, entitled "Imposition of Additional Sales and Local Use Tax; Use of Revenues for Construction or Renovation of Schools" in the Code of the City of Danville; and

WHEREAS, this Ordinance has been advertised as required by Virginia Code § 58.1-3007 and has undergone a properly advertised public hearing by City Council.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that a new Article XIII, entitled "Imposition of Additional Sales and Local Use Tax; Use of Revenues for Construction or Renovation of Schools", of the Code of the City of Danville, Virginia is hereby enacted; and

BE IT FURTHER ORDAINED, that a new Section 37-185 entitled "Imposition of Additional Sales Tax; Use of Revenues for Construction or Renovation of Schools" is hereby enacted as attached hereto and made a part hereof as if fully set out herein; and

BE IT FURTHER ORDAINED, that the recitals to this Ordinance are hereby incorporated by reference and are declared to be findings of City Council in connection with the adoption of this Ordinance; and

BE IT FURTHER ORDAINED, that this Ordinance shall become effective on July 1, 2022, which date is more than 120 days following the adoption of this Ordinance and is the first day of the third calendar quarter of the year; and

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance shall be forwarded to the Tax Commissioner so that it will be received within five days of its adoption; and

BE IT FINALLY ORDAINED, that all other provisions and Sections of said, Chapter and Code be, and the same are hereby, continued in full force and effect unless and until the same are hereafter amended or repealed.

Passed and adopted by City Council of the City of Danville, Virginia this 1st day of March, 2022.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to Form and
Legal Sufficiency:

City Attorney

ARTICLE XIII. - IMPOSITION OF ADDITIONAL SALES AND LOCAL USE TAX; USE OF REVENUES FOR CONSTRUCTION OR RENOVATION OF SCHOOLS

Sec. 37-185. – Imposition of Additional Sales Tax; Use of Revenues for Construction or Renovation of Schools.

- (a) In addition to the sales tax authorized in accordance with Chapter 37 there is hereby imposed an additional general retail sales tax, at a rate of one percent (1%), to provide revenue solely for the construction or renovation of schools, pursuant to Code of Virginia, § 58.1-605.1.
- (b) The additional general retail sales tax imposed pursuant to this section shall be administered and collected by the state tax commissioner in accordance with the provisions of Section 58.1-605.1 of the Code of Virginia (1950, as amended).
- (c) This additional general retail sales tax shall expire on May 31, 2041.

State Law reference— Code of Virginia, § 58.1-605.1.

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2022-____.____

AN ORDINANCE AMENDING AND REORDAINING CERTAIN SECTIONS OF CHAPTER 37, ENTITLED "TAXATION," OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, BY AMENDING ARTICLE XIII, ENTITLED "IMPOSITION OF ADDITIONAL SALES AND LOCAL USE TAX; USE OF REVENUES FOR CONSTRUCTION OR RENOVATION OF SCHOOLS" BY ADDING A NEW § 37-186, ENTITLED "IMPOSITION OF ADDITIONAL LOCAL USE TAX; USE OF REVENUES FOR CONSTRUCTION OR RENOVATION OF SCHOOLS".

WHEREAS, the City Council of the City of Danville has adopted an additional general retail sales tax pursuant to Virginia Code § 58.1-605.1; and

WHEREAS, Virginia Code § 58.1-606.1 permits the City of Danville to impose a local use tax with revenues received therefrom to be used solely for the construction or renovation of schools in the City of Danville; and

WHEREAS, City Council of the City of Danville finds that it is in the best interests of the City of Danville, Virginia to amend Chapter 37, entitled "Taxation", Article XIII, entitled "Imposition of Additional Sales and Local Use Tax; Use of Revenues for Construction or Renovation of Schools" by adding a new Section 37-186, of the Code of the City of Danville entitled "Imposition of Additional Local Use Tax; Use of Revenues for Construction or Renovations of Schools"; and

WHEREAS, this Ordinance has been advertised as required by Virginia Code § 58.1-3007 and has undergone a properly advertised public hearing by City Council.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that Article XIII, entitled "Imposition of Additional Sales and Local Use Tax; Use of Revenues for Construction or Renovation of Schools", of the Code of the City of Danville, Virginia is hereby amended by adding a new Section 37-186, entitled "Imposition of Additional Local Use Tax; Use of Revenues for Construction or Renovations of Schools" enacted as attached hereto and made a part hereof as if fully set out herein; and

BE IT FURTHER ORDAINED, that the recitals to this Ordinance are hereby incorporated by reference and are declared to be findings of City Council in connection with the adoption of this Ordinance; and

BE IT FURTHER ORDAINED, that this Ordinance shall become effective on July 1, 2022, which date is more than 120 days following the adoption of this Ordinance and is the first day of the third calendar quarter of the year; and

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance shall be forwarded to the Tax Commissioner so that it will be received within five days of its adoption; and

BE IT FINALLY ORDAINED, that all other provisions and Sections of said Article, Chapter and Code be, and the same are hereby, continued in full force and effect unless and until the same are hereafter amended or repealed.

Passed and adopted by City Council of the City of Danville, Virginia this 1st day of March, 2022.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to Form and
Legal Sufficiency:

City Attorney

ARTICLE XIII. - IMPOSITION OF ADDITIONAL SALES AND LOCAL USE TAX; USE OF REVENUES FOR CONSTRUCTION OR RENOVATION OF SCHOOLS

Sec. 37-186. – Imposition of Additional Local Use Tax; Use of Revenues for Construction or Renovation of Schools.

- (a) In addition to the sales tax authorized in accordance with Chapter 37, there is hereby imposed an additional local use tax, at a rate of one percent (1%), to provide revenue solely for the construction or renovation of schools, pursuant to Code of Virginia, § 58.1-606.1.
- (b) The additional local use tax imposed pursuant to this section shall be administered and collected by the state Tax Commissioner in the same manner and subject to the same exemptions and penalties as provided for the state use tax in accordance with the provisions of Section 58.1-606.1 of the Code of Virginia (1950, as amended).
- (c) This additional local use tax shall expire on May 31, 2041.

State Law reference— Code of Virginia, § 58.1-605.1 & § 58.1-606.1

Council Letter

City of Danville, Virginia



CL-2713

Appointments A.

City Council Regular Meeting

Meeting Date: 03/01/2022

Subject: Consideration of Appointments to Boards and Commissions

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 03/01/2022

SUMMARY

Consideration of Appointments to the following Boards and Commissions:

1. Industrial Development Authority
2. Social Services Advisory Board

Attachments

Resolutions

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2022 – ____ . ____

**A RESOLUTION APPOINTING ROBERT W. WOODALL TO THE
INDUSTRIAL DEVELOPMENT AUTHORITY.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Robert W. Woodall be, and he is hereby appointed as a member of the Industrial Development Authority, for a four-year term commencing March 1, 2022 and ending November 20, 2026.

APPROVED:

MAYOR

ATTEST:

CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2022 – ____ . ____

**A RESOLUTION APPOINTING PHILIP HALL TO THE INDUSTRIAL
DEVELOPMENT AUTHORITY TO FILL AN UNEXPIRED TERM.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Philip Hall be, and he is hereby appointed as a member of the Industrial Development Authority, to fill the unexpired term of Max R. Glass ending November 20, 2022.

APPROVED:

MAYOR

ATTEST:

CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2022 – ____ . ____

A RESOLUTION APPOINTING ROSHANDA CHAPMAN TO THE SOCIAL SERVICES ADVISORY BOARD TO FILL AN UNEXPIRED TERM.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Roshanda Chapman be, and she is hereby appointed as a member of the Social Services Advisory Board, to fill the unexpired term of Tyquan Graves ending June 30, 2025.

APPROVED:

MAYOR

ATTEST:

CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2022 – ____ . ____

**A RESOLUTION APPOINTING VENEE MAYO TO THE SOCIAL SERVICES
ADVISORY BOARD TO FILL AN UNEXPIRED TERM.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Venee Mayo be, and she is hereby appointed as a member of the Social Services Advisory Board, to fill the unexpired term of Rannie Smith ending June 30, 2022.

APPROVED:

MAYOR

ATTEST:

CLERK

Council Letter

City of Danville, Virginia



CL-2718

New Business A.

City Council Regular Meeting

Meeting Date: 03/01/2022

Subject: Consideration of a Special Use Permit on Seeland Road.

From: Doug Plachcinski, Planning Division Director

COUNCIL ACTION

Business Meeting: 03/01/2022

SUMMARY

Special Use Permit Application PZ22-15, filed by Landmark Development on behalf of the Danville Redevelopment and Housing Authority, requests a Special Use Permit for a Planned Unit Development according to Article 17 of the Danville Zoning Ordinance on Seeland Road (Parcel ID#s 76121, 76122, 76123, 76124, 76125, 76140, 76141, 76142, 76143, 76144, 76145, 76146, 76147, 76148, 76149, 76150, 76151, 76152, 76153, 76154, 76155, 76156, 76157, 76158, 76159, 76160, 76161, 76162, 76163, 76164, 76165, 76166, 76167, and 76168).

BACKGROUND

The applicant, in partnership with the Danville Redevelopment and Housing Authority, proposes a multifamily housing development for low- and moderate-income seniors aged 55+.

The Planning Commission, at their February 7, 2022 meeting, voted 6-0 to recommend approval of Special Use Permit PZ22-15.

RECOMMENDATION

The Planning Commission recommends that City Council approve a Special Use Permit with conditions for a Planned Unit Development according to Article 17 of the Danville Zoning Ordinance on Seeland Road (Parcel ID#s 76121, 76122, 76123, 76124, 76125, 76140, 76141, 76142, 76143, 76144, 76145, 76146, 76147, 76148, 76149, 76150, 76151, 76152, 76153, 76154, 76155, 76156, 76157, 76158, 76159, 76160, 76161, 76162, 76163, 76164, 76165, 76166, 76167, and 76168).

Attachments

Ordinance

PLANNING BACKUP

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2022_____._____

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ22-15, FILED BY LANDMARK DEVELOPMENT ON BEHALF OF THE DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY, REQUESTING A SPECIAL USE PERMIT FOR A PLANNED UNIT DEVELOPMENT ACCORDING TO ARTICLE 17 OF THE DANVILLE ZONING ORDINANCE ON SEELAND ROAD (PARCEL ID#S 76121, 76122, 76123, 76124, 76125, 76140, 76141, 76142, 76143, 76144, 76145, 76146, 76147, 76148, 76149, 76150, 76151, 76152, 76153, 76154, 76155, 76156, 76157, 76158, 76159, 76160, 76161, 76162, 76163, 76164, 76165, 76166, 76167, AND 76168).

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of Special Use Permit Application PZ22-15, filed by Landmark Development on behalf of the Danville Redevelopment and Housing Authority, requesting a Special Use Permit for a Planned Unit Development according to Article 17 of the Danville Zoning Ordinance on Seeland Road (Parcel ID#s 76121, 76122, 76123, 76124, 76125, 76140, 76141, 76142, 76143, 76144, 76145, 76146, 76147, 76148, 76149, 76150, 76151, 76152, 76153, 76154, 76155, 76156, 76157, 76158, 76159, 76160, 76161, 76162, 76163, 76164, 76165, 76166, 76167, and 76168); is hereby received; and

BE IT FURTHER ORDAINED, that in consideration of said report and the public hearing this day held by Council, Special Use Permit Application PZ22-15, filed by Landmark Development on behalf of the Danville Redevelopment and Housing Authority, requesting a Special Use Permit for a Planned Unit Development according to Article 17 of the Danville Zoning Ordinance on Seeland Road (Parcel ID#s 76121, 76122, 76123, 76124, 76125, 76140, 76141, 76142, 76143, 76144, 76145, 76146, 76147, 76148, 76149, 76150, 76151, 76152, 76153, 76154, 76155, 76156, 76157, 76158, 76159, 76160, 76161, 76162, 76163, 76164, 76165, 76166, 76167, and 76168), is hereby approved, subject to the following conditions:

1. The permitted uses at the development are residential;
2. 50% of the building exterior will be masonry;
3. That the developer executes and records a development agreement with the City that acknowledges these conditions.

APPROVED:

Mayor

ATTEST:

City 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

RECOMMENDATION

DATE: FEBRUARY 9, 2022
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PZ22-15

REQUEST

Special Use Permit Application PZ22-15, filed by Landmark Development on behalf of the Danville Redevelopment and Housing Authority, requests a Special Use Permit for Planned Unit Development according to Article 17 of the Danville Zoning Ordinance on Seeland Road (Parcel ID#s 76121, 76122, 76123, 76124, 76125, 76140, 76141, 76142, 76143, 76144, 76145, 76146, 76147, 76148, 76149, 76150, 76151, 76152, 76153, 76154, 76155, 76156, 76157, 76158, 76159, 76160, 76161, 76162, 76163, 76164, 76165, 76166, 76167, and 76168). The applicant proposes a multifamily housing development for low- and moderate-income seniors aged 55+.

RECOMMENDATION

The Planning Commission, at their February 7, 2022 meeting, voted 6-0 to recommend approval of Special Use Permit Application PZ22-15 with the following conditions:

1. The permitted uses at the development are residential;
2. 50% of the building exterior will be masonry;
3. That the developer executes and records a development agreement with the City that acknowledges these conditions.

Mr. Harold E. Garrison, Chair

STAFF REPORT

DATE: February 3, 2022
TO: Planning Commission
FROM: Doug Plachcinski, AICP Planning Division Director + Zoning Administrator
RE: SPECIAL USE PERMIT APPLICATION PUD – TBD SEELAND ROAD

Special Use Permit Application PZ22-15, filed by Landmark Development on behalf of the Danville Redevelopment and Housing Authority, requests a Special Use Permit for Planned Unit Development according to Article 17 of the Danville Zoning Ordinance on Seeland Road (Parcel ID#s 76121, 76122, 76123, 76124, 76125, 76140, 76141, 76142, 76143, 76144, 76145, 76146, 76147, 76148, 76149, 76150, 76151, 76152, 76153, 76154, 76155, 76156, 76157, 76158, 76159, 76160, 76161, 76162, 76163, 76164, 76165, 76166, 76167, and 76168).

BACKGROUND

The applicant proposes a multifamily housing development targeted towards low- and moderate-income seniors aged 55+.

STAFF ANALYSIS AND RECOMMENDATION

The City may allow a Planned Unit Development in any zoning district with a Special Use Permit.

The Comprehensive Plan puts the subject property in the “River District” planning area. The future land use designation for the subject parcel is ‘Medium Density Residential’. If approved, the Special Use Permit is in harmony and will provide for multifamily family residences which are compatible with the Comprehensive Plan's goals for harmonious new development, redevelopment, adaptive reuse, and revitalization in and around existing, older urban residential neighborhoods in Danville.

The neighboring adjacent properties on Seeland are residential. If granted, this proposed Special Use Permit is in harmony with the character of adjacent properties and the surrounding neighborhoods and with existing and proposed development, is adequately serviced by streets, drainage, fire protection and public water + sewer, will not negatively impact any ecological, scenic, or historic community assets, and will not hinder or discourage the appropriate development or use of adjacent properties and surrounding neighborhoods.

Danville City Code allows City Council to apply any conditions necessary to assure that the proposed use will conform to zoning ordinance requirements. The Planning Division recommends approving this application as proposed and that the Planning Commission endorse Special Use Permit Application PZ22-15 for City Council approval with the following conditions:

1. The permitted uses at the development are residential;
2. 50% of the building exterior will be masonry;
3. That the developer executes and records a development agreement with the City that acknowledges these conditions.

CITY PLANNING COMMISSION ALTERNATIVE ACTIONS

1. Recommend approval of Special Use Permit Application as submitted;
2. Recommend approval of Special Use Permit Application with conditions per Planning Commission; or
3. Recommend denial of Special Use Permit Application.

ATTACHMENTS

- ✓ Application
- ✓ Data Sheet
- ✓ Property Ownership/Zoning Map
- ✓ Existing Land Use Map
- ✓ Future Land Use Map

MEMORANDUM

DATE: FEBRUARY 7, 2022

TO: PLANNING COMMISSION

FROM: PLANNING STAFF

SUBJECT: RESPONSE FROM NEIGHBORING PROPERTY OWNERS

REQUEST:

Special Use Permit Application PZ22-15, filed by Landmark Development on behalf of the Danville Redevelopment and Housing Authority, requests a Special Use Permit for Planned Unit Development according to Article 17 of the Danville Zoning Ordinance on Seeland Road (Parcel ID#s 76121, 76122, 76123, 76124, 76125, 76140, 76141, 76142, 76143, 76144, 76145, 76146, 76147, 76148, 76149, 76150, 76151, 76152, 76153, 76154, 76155, 76156, 76157, 76158, 76159, 76160, 76161, 76162, 76163, 76164, 76165, 76166, 76167, and 76168). The applicant proposes a multifamily housing development targeted towards low- and moderate-income seniors aged 55+.

RESPONSES:

Seventeen (17) notices were sent to surrounding property owners within three hundred (300) feet of the subject property. (Three) 3 responses were received. Three (3) Unopposed (Trustee of Marshall D Revocable Trust & Marshall Elizabeth, DRHA and Lakes Media II LLC). Zero (3) Opposed.

COMMENTS:

None

**PLANNING COMMISSION
SPECIAL USE PERMIT APPLICATION**

PLANNING DIVISION PROVIDED INFORMATION

Application #: _____ PC Meeting Date: _____
Date Received: _____ Received By: _____
Parcel ID: _____ Address: _____
Existing Zoning: _____ Future Land Use: _____

APPLICANT PROVIDED INFORMATION

Property Location (address/ID#): 400 block of sealand road (see attached parcel list)

Applicant: Landmark Asset Services, Inc.

Applicant's Address: 406 E 4th. Street, Winston Salem, NC, 27104

Applicant's Phone Number: (336) 714-8910

Applicant's E-mail: devadmin@landmarkdevelopment.biz

Describe Proposed Development: The proposed development is the new construction of 52

multifamily units targeted towards low and moderate income seniors aged 55+ per 26 USC 42

Article 6 Section B. General Standards and Criteria for Special Use Permit Review. Please explain how the Special Use Permit request meets the following review standards and criteria:

1. The proposed use shall be: a. in harmony with the adopted Comprehensive Plan; b. in harmony with the intent and purpose of the zoning district in which the use is proposed to be located; and c. in harmony with the character of adjacent properties and the surrounding neighborhoods and also with existing and proposed development.

The proposed development helps meet Danville's affordable housing goals as outlined in the comprehensive plan by taking a vacant infill property and creating modern, energy efficient, and accessible units "for seniors and persons with disabilities," a key priority in the plan. The property has been designed in a way to minimize sight lines in an effort to be in harmony with the neighboring properties while also providing the density necessary to meet the communities needs.

2. The proposed use shall be adequately served by essential public services such as streets, drainage facilities, fire protection and public water and sewer facilities:

The property will have access to public water, sewer, and trash service. The property will be fully sprinkled and have a fire alarm system. A storm water pond will be constructed to code to manage the development's storm water. An existing bus route, so that the elderly residents will have access to public transportation in additon to on call and ADA transportation options provided by the City of Danville.

3. The proposed use shall not result in the destruction, loss or damage of any feature determined to be of significant ecological, scenic or historic importance:

As of the date of this application, there are no known ecological, scenic, or historically important factors impacting this property. Care will be taken to protect the existing trees on the border of the site, as long as they are healthy.

4. The proposed use shall be designed, sited and landscaped so that the use will not hinder or discourage the appropriate development or use of adjacent properties and surrounding neighborhoods:

The property is only two stories, and due to the topography of the site and the landscaping plan, the proposed development sit down on the land, in an effort to not overpower the surrounding homes.

Samuel J. Sari 01/21/2022
Applicant Signature date

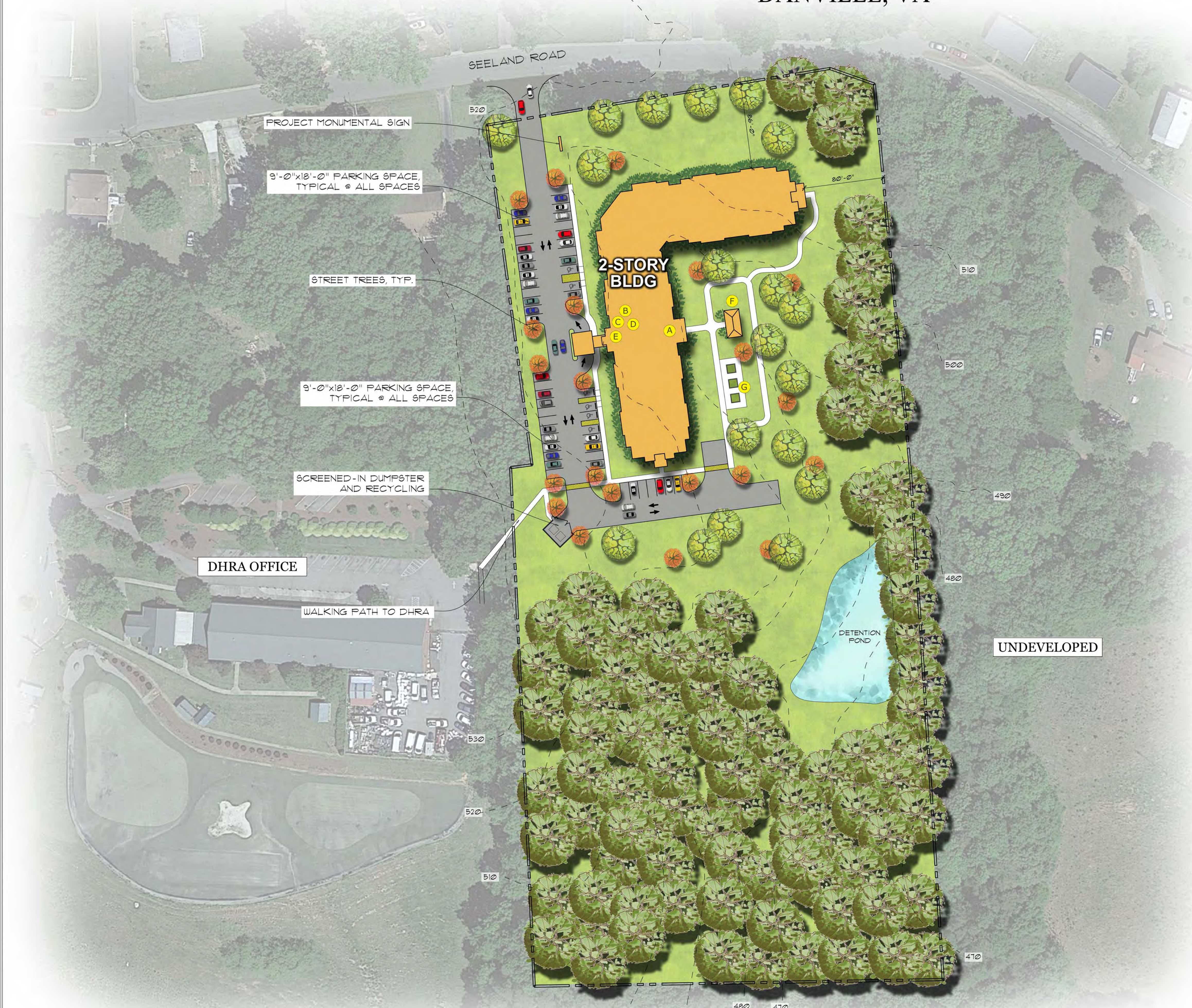
Larissa Deedrich 01/21/2022
Property Owner Signature date
(if not applicant)

Article 6. Section D. Application Requirements for Special Use Permit.

1. An application for a special use permit shall be made by the owner, contract purchaser with the owner's written consent, or the owner's agent, of the property on which the proposed use is to be located. The application shall be submitted to the Director of Planning/Zoning Administrator, and shall be accompanied by the filing fee as established by the City Council.
2. If the request for a special use permit has been denied by City Council, a request in substantially the same form shall not be resubmitted within one (1) year of the date of denial.
3. The application shall include the following information:
 - a. A preliminary site plan in accordance with the Site Plan Regulations.
 - b. A description of the proposed use and, where applicable, the hours of operation and the proposed number of employees/patrons.
 - c. A written statement of proposed project compatibility with the following:
 - (1.) The Comprehensive Plan.
 - (2.) The applicable zoning district.
 - (3.) The surrounding properties.
 - (4.) Current and future neighborhood conditions.
 - (5.) Pedestrian and vehicular traffic patterns, on-site and off-site.
 - (6.) Adequate public facilities.
 - d. When requested by the Director of Planning/Zoning Administrator, the Planning Commission, or the City Council, the following information shall be provided by the applicant:
 - (1.) The architectural elevations and floor plans of proposed building(s).
 - (2.) Traffic impact analysis.
 - (3.) Fiscal impact analysis.
 - (4.) Parking and site circulation analysis.
 - (5.) Photographs of property and surrounding area.
 - (6.) Environmental impact statement.

SEELAND VALLEY APARTMENTS

DANVILLE, VA



SITE INFORMATION:

SITE: 8.27 +/- ACRES
DENSITY: 6.29 UNITS/ACRES
BUILDINGS: (1) 2-STORY SENIOR APARTMENT BUILDING
SPRINKLERS: 13R
PARKING SPACES: 52 SPACES REQUIRED @ 1.0 SPACES / UNIT
52 SPACES PROVIDED
(ALL PARKING SPACES 9'-0" x 18'-0")

UNIT INFORMATION:

UNIT MIX	UNIT
1-BR (A1 UNITS)	= 34
2-BR (B1 UNITS)	= 18
TOTAL	= 52 UNITS

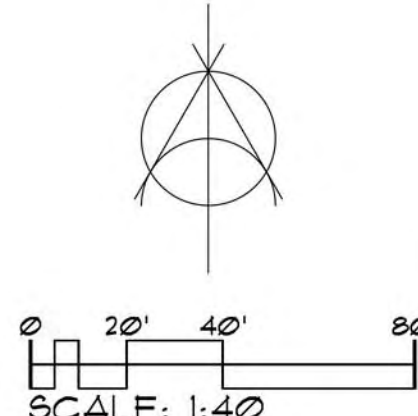
ACCESSIBLE UNITS "(a)" OR "(as)": TOTAL OF (3) UNITS
(1) 1-BR UNIT WITH TUB
(1) 1-BR UNIT WITH ROLL-IN SHOWER
(1) 2-BR UNITS WITH ROLL-IN SHOWER

NOTES:

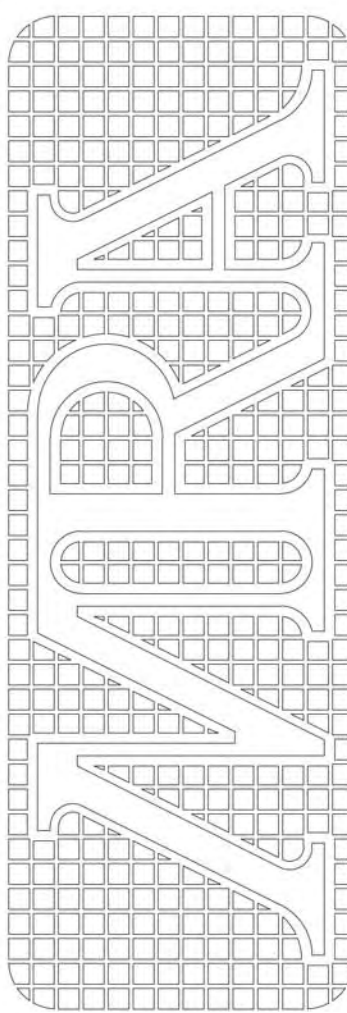
- NO RETAINING WALLS ANTICIPATED

SITE AMENITIES:

- A MULTI-PURPOSE ROOM - (MINIMUM 750 SQ. FT.)
- B OFFICE SPACE
- C RESIDENT COMPUTER CENTER - (MIN. 2 COMPUTERS)
- D EXERCISE ROOM - (W/ NEW EQUIPMENT)
- E MAINTENANCE ROOM & LAUNDRY FACILITIES
- F COVERED PICNIC AREA W/ TABLES AND GRILL
- G PLANTING GARDENS

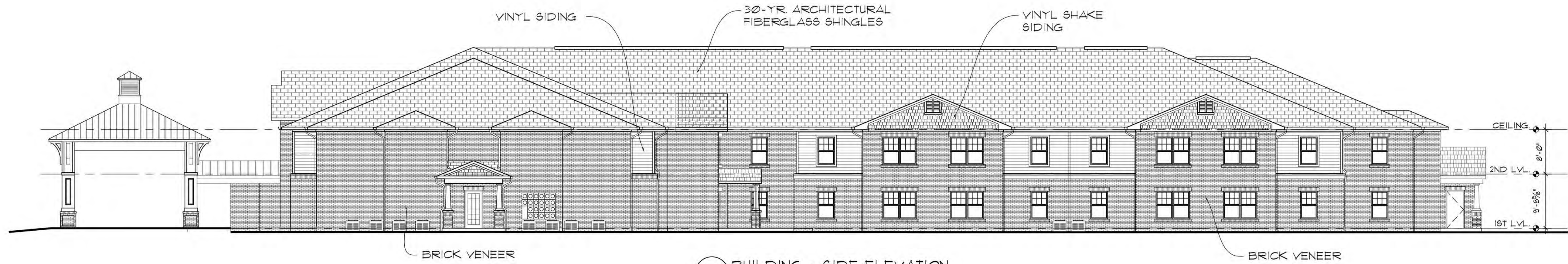


MARTIN RILEY ASSOCIATES - ARCHITECTS, P.C.
215 CHURCH STREET SUITE 200 DECATUR GEORGIA 30030-3329 404-373-2800
SEELAND VALLEY APARTMENTS
DANVILLE, VIRGINIA

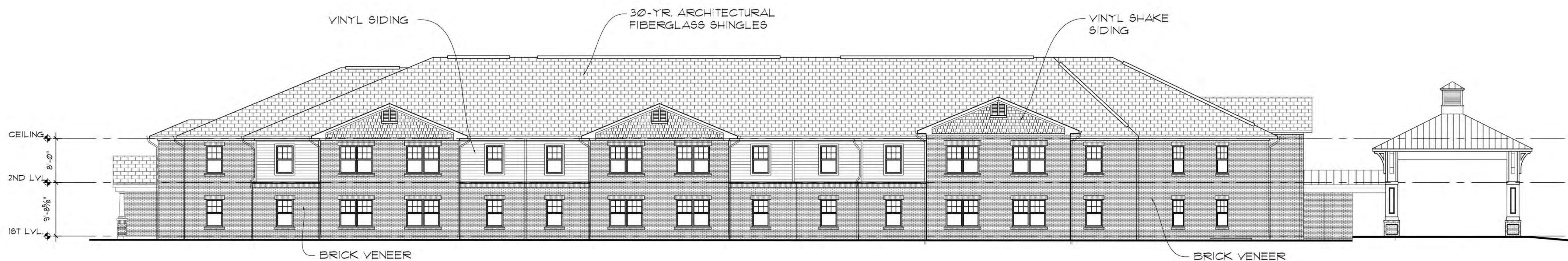


CSP.1

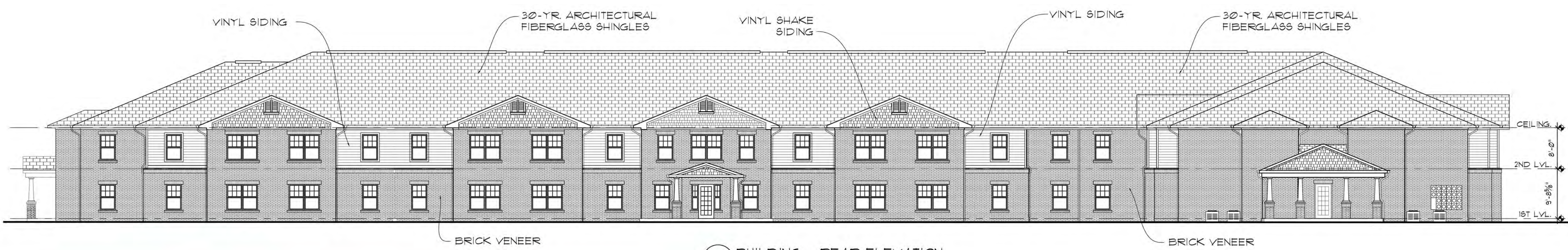
REVISIONS			
PROJECT	2021-09-34		
DATE	1-19-2022		
DRAWN BY / CHECKED BY	MRL		



4 BUILDING - SIDE ELEVATION
3/32" = 1'-0"



3 BUILDING - SEELAND ROAD ELEVATION
3/32" = 1'-0"



2 BUILDING - REAR ELEVATION
3/32" = 1'-0"



1 BUILDING - FRONT ELEVATION (PARKING LOT)
3/32" = 1'-0"

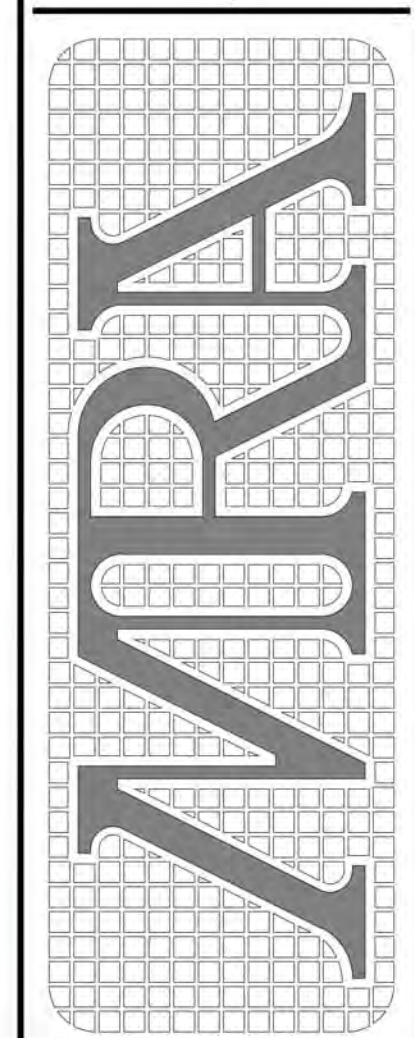
0 4' 8' 16'
SCALE: 1/8" = 1'-0"

REVISIONS					
PROJECT	2021-094				
DATE	1-19-2022				
DRAWN BY / CHECKED BY	MRL				

MARTIN RILEY ASSOCIATES - ARCHITECTS, P.C.
215 CHURCH STREET SUITE 200 DECATUR GEORGIA 30030-3329 404-373-2800

SEELAND VALLEY APARTMENTS
DANVILLE, VIRGINIA

BUILDING - ELEVATIONS



A3.1

REZONING REQUEST DATA SHEET PZ22-15

PUBLIC HEARING DATES: FEBRUARY 7, 2021
PLANNING COMMISSION AT 3PM

LOCATION OF PROPERTY: TBD SEELAND ROAD

PRESENT ZONE: M-R MULTIFAMILY RESIDENTIAL
OT-R OLD TOWN RESIDENTIAL

PROPOSED ZONE: NO CHANGE

ACTION REQUESTED: PUD SPECIAL LAND USE

PRESENT USE OF PROPERTY: VACANT

PROPOSED USE OF PROPERTY: MULTIFAMILY RESIDENTIAL

FUTURE LAND USE DESIGNATION: RESIDENTIAL

PROPERTY OWNER (S): DANVILLE HOUSING AND REDEVELOPMENT
AUTHORITY

NAME OF APPLICANT (S): LANDMARK DEVELOPMENT

PROPERTY BORDERED BY: RESIDENTIAL AND VACANT, DHRA OFFICES

ACREAGE: APPROXIMATELY 7.6 ACRES TOTAL

CHARACTER OF VICINITY: RESIDENTIAL NEIGHBORHOOD

INGRESS AND EGRESS: SEELAND ROAD

TRAFFIC VOLUME: NEIGHBORHOOD CITY STREET, NO COUNTS

Council Letter

City of Danville, Virginia



CL-2720

New Business B.

City Council Regular Meeting

Meeting Date: 03/01/2022

Subject: Consideration of Rezoning Nos. 11-17 Westover Drive from Neighborhood Commercial to Multi-Family Residential

From: Doug Plachcinski, Planning Division Director

COUNCIL ACTION

Business Meeting: 03/01/2022

SUMMARY

Rezoning PZ22-17, filed by Tune and Toler, Inc., to rezone Blair Loop Road (Parcel ID # 72498) from N-C Neighborhood Commercial to M-R Multifamily Residential.

BACKGROUND

The applicant proposes building six (6) attached garden/patio style homes.

The Planning Commission, at their February 7, 2022 meeting, voted 6-0 to recommend approval of Rezoning PZ22-17.

RECOMMENDATION

The Planning Commission recommends that City Council approve Rezoning PZ22-17, filed by Tune and Toler Inc., to rezone Blair Loop Road (Parcel ID # 72498) from N-C Neighborhood Commercial to M-R Multifamily Residential.

Attachments

Ordinance

PLANNING BACKUP

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2022____.____

AN ORDINANCE REZONING NOS 11-17 WESTOVER DRIVE (PARCEL ID # 72498) FROM N-C, NEIGHBORHOOD COMMERCIAL DISTRICT TO M-R, MULTIFAMILY RESIDENTIAL DISTRICT.

WHEREAS, in accordance with the Code of the City of Danville, Virginia, 1986, as amended, filed by Tune and Toler, Inc. requesting to rezone Nos 11-17 Westover Drive (Parcel ID # 72498) from N-C, Neighborhood Commercial District to a M-R, Multifamily Residential District.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of Rezoning Application PZ22-17, filed by Tune and Toler, Inc. requesting to rezone Nos 11-17 Westover Drive (Parcel ID # 72498) from N-C, Neighborhood Commercial District to M-R, Multifamily Residential District, is hereby received; and

BE IT FURTHER ORDAINED, that in consideration of said report and the public hearing this day held by Council, Rezoning Application PZ22-17, filed by Tune and Toler, Inc. requesting to rezone Nos 11-17 Westover Drive (Parcel ID # 72498) from N-C, Neighborhood Commercial District to a M-R Multifamily Residential District, is hereby approved; and

BE IT FURTHER ORDAINED that Nos 11-17 Westover Drive (Parcel ID # 72498) on the City of Danville, Virginia Zoning District Map is hereby amended to reflect the same.

APPROVED:

Mayor

ATTEST:

City Clerk

APPROVED AS TO
FORM AND LEGAL SUFFICIENCY:

City Attorney

RECOMMENDATION

DATE: FEBRUARY 9, 2022
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: REZONING APPLICATION PZ22-17

REQUEST

Rezoning PZ22-17, filed by Tune and Toler Inc., to rezone Blair Loop Road (Parcel ID # 72498) from N-C Neighborhood Commercial to M-R Multifamily Residential.

RECOMMENDATION

The Planning Commission, at their February 7, 2022 meeting, voted 6-0 to recommend approval of Rezoning PZ22-17.

A handwritten signature in black ink, reading "Harold E. Garrison" followed by a stylized monogram or initials.

Mr. Harold E. Garrison, Chair

MEMORANDUM

DATE: FEBRUARY 7, 2022

TO: PLANNING COMMISSION

FROM: PLANNING STAFF

SUBJECT: RESPONSE FROM NEIGHBORING PROPERTY OWNERS

REQUEST:

Rezoning PZ22-17, filed by Tune and Toler Inc., to rezone TBD Blair Loop Road (Parcel ID # 72489) from N-C Neighborhood Commercial to M-R Multifamily Residential.

Special Use Permit Application PZ22-18, filed by Tune and Toler Inc., requests a Special Use Permit to waive minimum district size according to Article 3.G.C.22. of the Danville Zoning Ordinance at TBD Blair Loop Road (Parcel ID # 72489). The applicant proposes a six (6) unit townhome building.

RESPONSES:

Twenty-four (24) notices were sent to surrounding property owners within three hundred (300) feet of the subject property. (One) 1 response was received. Zero (0) Unopposed. One (1) Opposed (Vernon). One (1) Undecided (Parrish).

COMMENTS:

None

STAFF REPORT

DATE: February 3, 2022
TO: Planning Commission
FROM: Doug Plachcinski, Planning Division Director
RE: REZONING APPLICATION – TBD BLAIR LOOP ROAD

Rezoning PZ22-17, filed by Tune and Toler Inc., to rezone TBD Blair Loop Road (Parcel ID # 72489) from N-C Neighborhood Commercial to M-R Multifamily Residential.

BACKGROUND

The applicant would like to develop a six (6) unit townhouse building.

STAFF ANALYSIS AND RECOMMENDATION

The proposed rezoning's 2030 future land use designation in the Comprehensive Plan is Neighborhood Commercial. Although land immediately adjacent is planned as low-density residential, the proposed rezoning is no more intense than potential neighborhood commercial uses and properties within a few hundred feet are planned regional commercial and high-density residential.

The Planning Division recommends the Planning Commission recommend approval of rezoning application PZ22-17 to City Council.

CITY PLANNING COMMISSION ALTERNATIVE ACTIONS

1. Recommend continuation of Rezoning Application to a future meeting.
2. Recommend approval of Rezoning Application as submitted.
3. Recommend approval of Rezoning Application with conditions per Planning Commission.
4. Recommend denial of Rezoning Application.

ATTACHMENTS

- ✓ Application
- ✓ Data Sheet
- ✓ Property Ownership/Zoning Map
- ✓ Existing Land Use Map
- ✓ Future Land Use Map

CITY OF DANVILLE
REZONING APPLICATION

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

INFORMATION TO BE PROVIDED BY THE PLANNING DIVISION

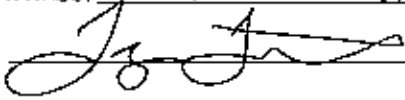
CASE NUMBER: _____ EXISTING ZONING: _____
PROPOSED ZONING: _____ TAX MAP NUMBER: _____
RECEIVED BY: _____ DATE FILED: _____
PLANNING COMMISSION DATE: _____ CITY COUNCIL DATE: _____

INFORMATION TO BE PROVIDED BY THE APPLICANT

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

Gross Area/Net Area: 0.952 AC Property Address: LOTS 11-17 WESTOVEN DRIVE
Property Location (N) S E W Side of: WESTOVEN DRIVE PARCEL ID 72498
Between: BLAIR LOOP ROAD and WOODHAWN DRIVE
Proffered Conditions (if any, please attach): _____

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

1. NAME: TUNE & TOLGA, INC TELEPHONE: 434.836.5100
MAILING ADDRESS: 10432 HIGHWAY 29 NORTH BAINS, VA 24527
SIGNATURE:  TERRY FRANCISCO DATE: 1/10/22
SIGNATURE: _____ DATE: _____
EMAIL ADDRESS: terryfran70@gmail.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: SAME TELEPHONE: _____
MAILING ADDRESS: _____
EMAIL ADDRESS: _____
SIGNATURE: _____ DATE: _____

EXPLANATION OF REQUEST:

1. NEW COMMERCIAL/INDUSTRIAL DEVELOPMENT:

Please provide ten (10) sets, blue or black line copies, of a final 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:

2. ALTERATION OF ZONING BOUNDARIES:

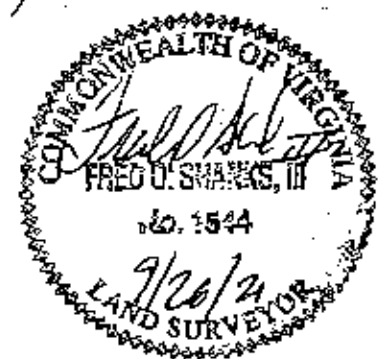
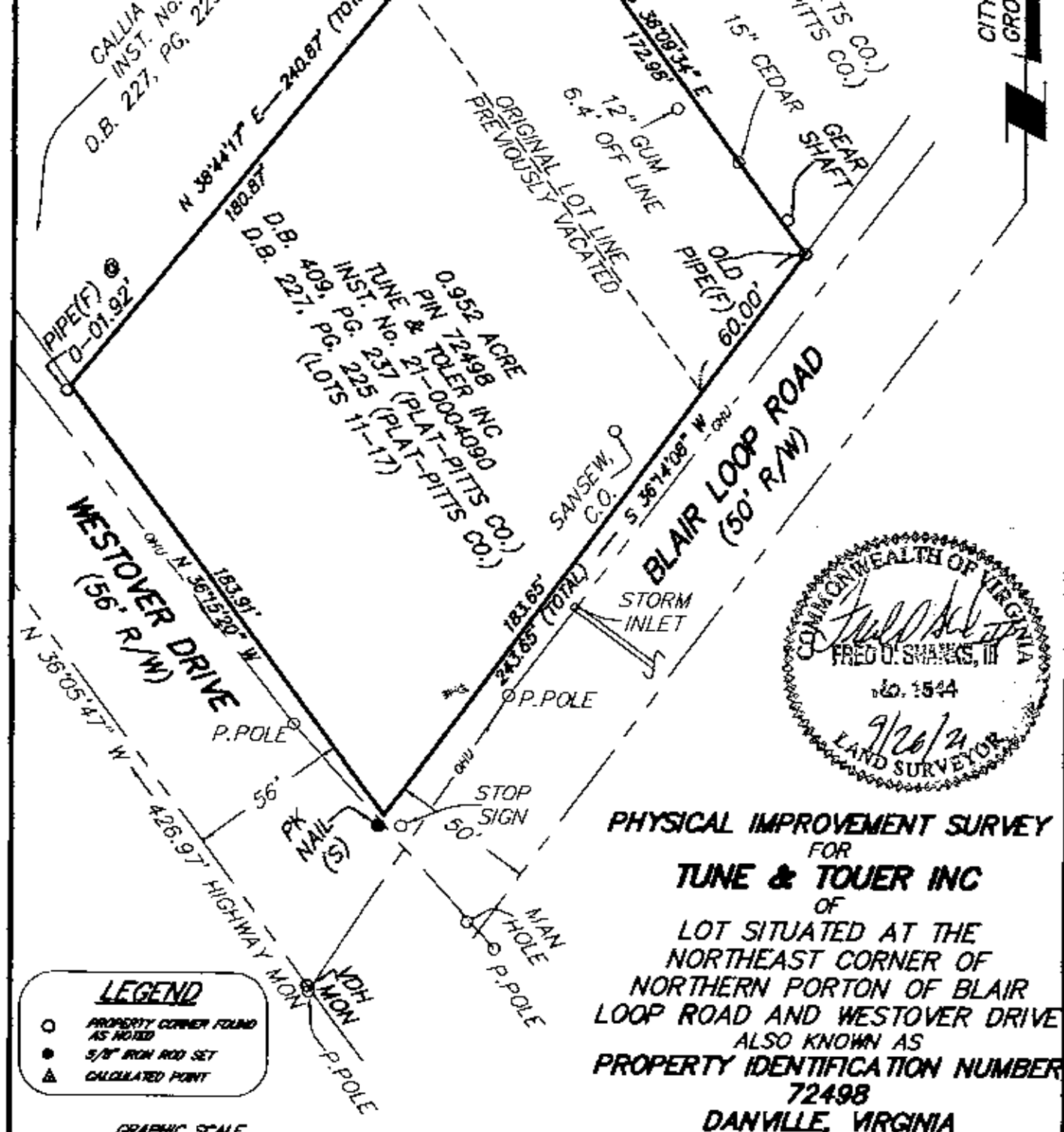
Please provide a survey of proposed Zoning boundaries.

Please provide a brief description of the request:

3. RESIDENTIAL REZONING:

Please provide a brief description of the request:

REZONING FROM NC - NEIGHBORHOOD COMMERCIAL TO MR MULTI-FAMILY
RESIDENTIAL WITH A SPECIAL USE PERMIT REQUEST TO WAIVE
MINIMUM DISTRICT SIZE FOR ZONING CHANGE



PHYSICAL IMPROVEMENT SURVEY
FOR
TUNE & TOUER INC
OF
LOT SITUATED AT THE
NORTHEAST CORNER OF
NORTHERN PORTION OF BLAIR
LOOP ROAD AND WESTOVER DRIVE
ALSO KNOWN AS
PROPERTY IDENTIFICATION NUMBER
72498
DANVILLE, VIRGINIA

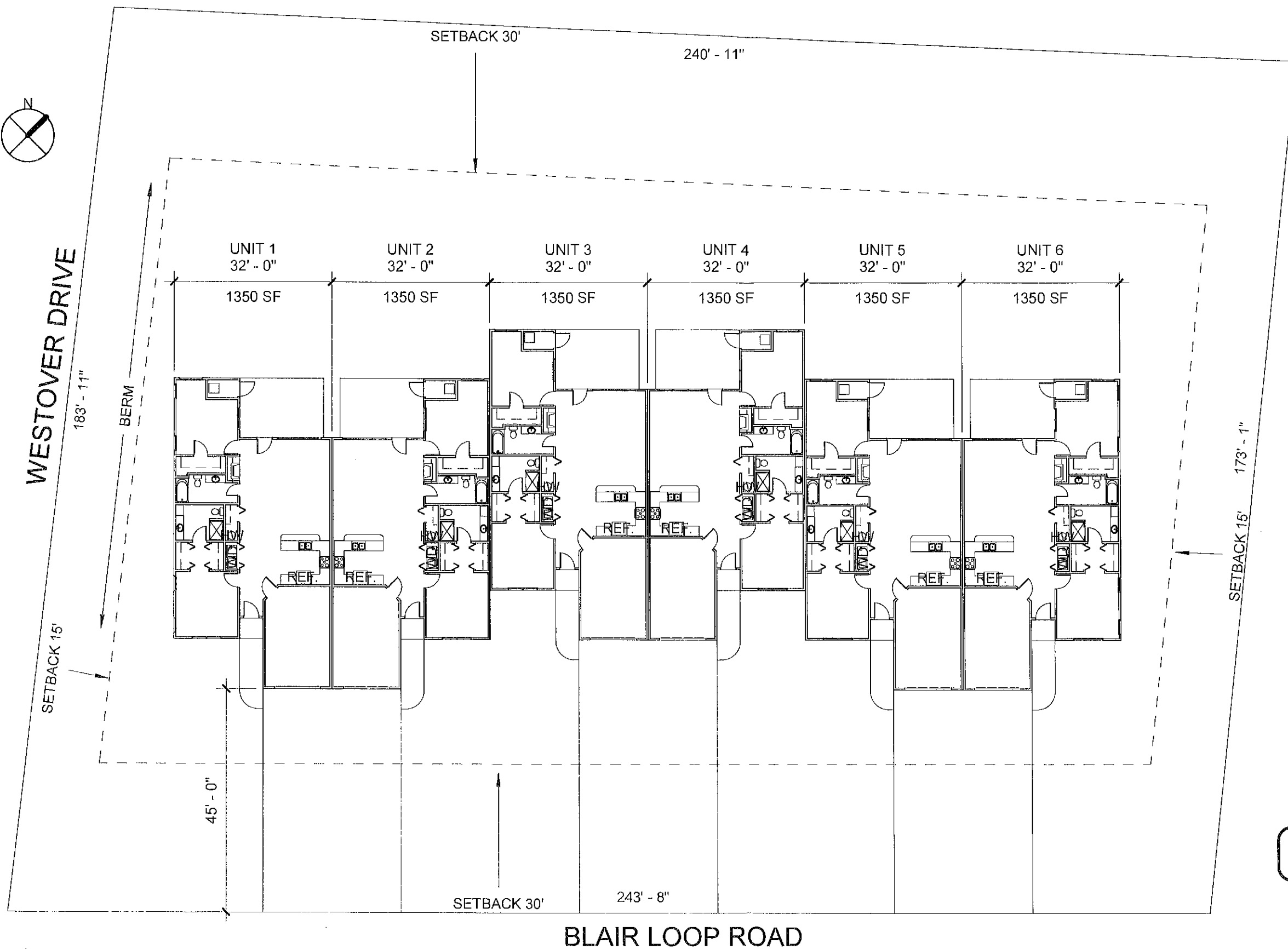
SHANKS ASSOCIATES, P.C. ENGINEERS - SURVEYORS - PLANNERS 509 LOYAL STREET DANVILLE, VIRGINIA 24541 (434) 797-5446; EMAIL: fshanks@gamewood.net	
DATE: 09/26/21	SCALE: 1"=40'
CALC. F.O.S.	DRAWN BY: MELTON
CREW: F.O.S.	F.B.:
CALC. CHK:	PLAT CHK:
JOB NO.: 321011	











Cell-434.441.0459
Terry Fran 70@gmail.com

PRELIMINARY DOCUMENTS
NOT FOR CONSTRUCTION

SOLEX
ARCHITECTURE

SOLEX ARCHITECTURE
641 MAIN STREET
DANVILLE, VA 24541
Phone 434.688.0767 PHONE
Fax 434.791.3281 FAX

Date: 11/02/21

Scale: 3/64" = 1'-0"

Project No.: 20210042

Project:

BLAIR LOOP SIXPLEX

Subject:

PRELIMINARY SITE PLAN

SKETCH NUMBER

A-100

REZONING REQUEST DATA SHEET PZ22-17

PUBLIC HEARING DATES: FEBBRUARY 7, 2021
PLANNING COMMISSION AT 3PM

LOCATION OF PROPERTY: TBD BLAIR LOOP ROAD

PRESENT ZONE: N-C NEIGHBORHOOD COMMERCIAL

PROPOSED ZONE: M-R MULITFAMILY RESIDENTIAL

ACTION REQUESTED: REZONING AND SPECIAL LAND USE TO WAIVE MINIMUM
DISTRICT SIZE

PRESENT USE OF PROPERTY: VACANT

PROPOSED USE OF PROPERTY: MULTIFAMILY RESIDENTIAL

FUTURE LAND USE DESIGNATION: RESIDENTIAL

PROPERTY OWNER (S): TUNE AND TOLER

NAME OF APPLICANT (S): TUNE AND TOLER

PROPERTY BORDERED BY: RESIDENTIAL

ACREAGE: APPROXIMATELY 1.0 ACRES TOTAL

CHARACTER OF VICINITY: RESIDENTIAL NEIGHBORHOOD

INGRESS AND EGRESS: WESTOVER DRIVE

TRAFFIC VOLUME: ARTERIAL, AADT 8100 (2019 COUNT)

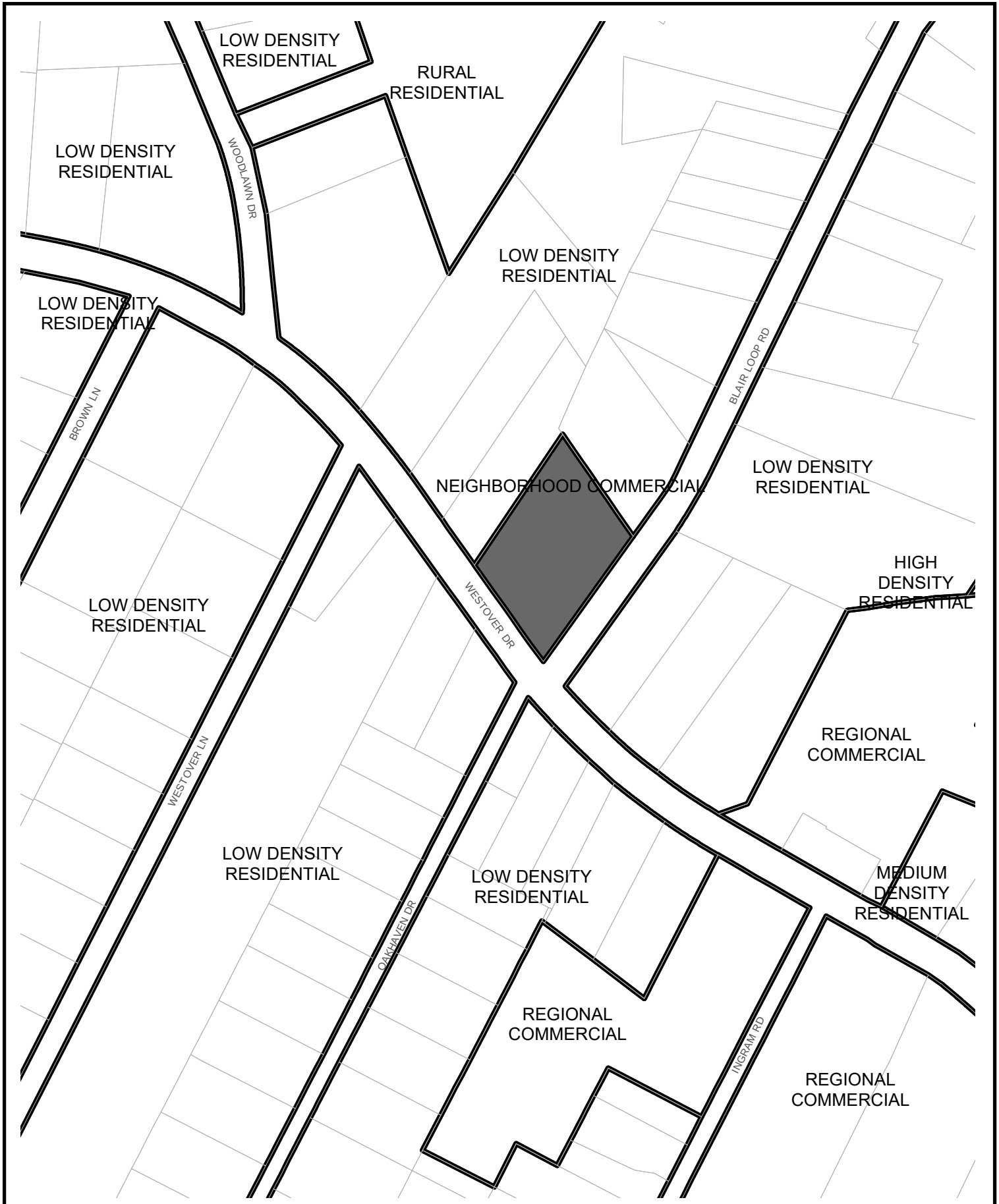


2019 AERIAL VIEW OF AREA SURROUNDING SUBJECT PROPERTY



Prepared by:
Planning Division
1/31/2022

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.

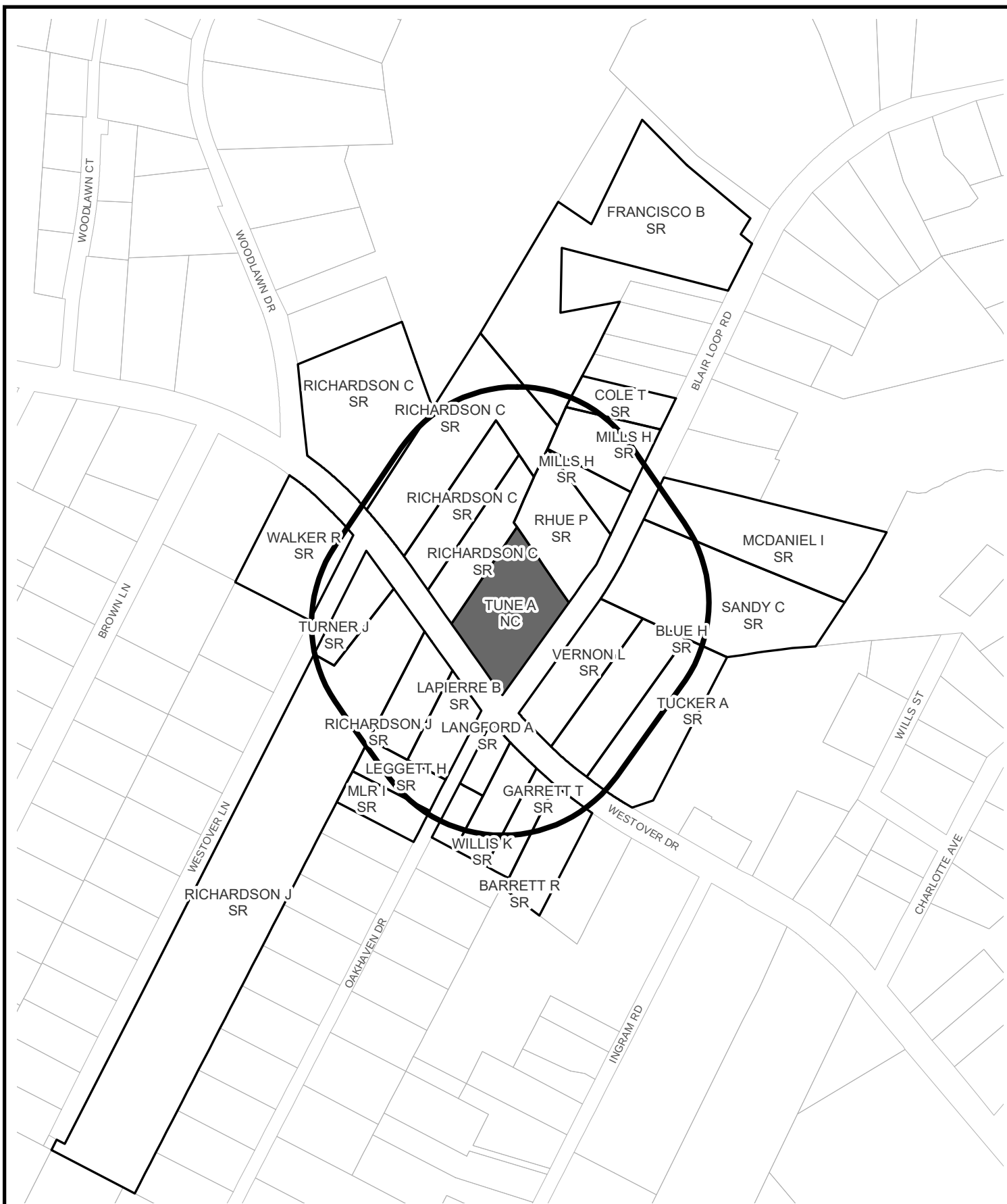


YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY



Prepared by:
Planning Division
1/31/2022

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.



SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY



Prepared by:
Planning Division
1/31/2022

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-2721

New Business C.

City Council Regular Meeting

Meeting Date: 03/01/2022

Subject: Consideration of Special Use Permit to waive minimum M-R zoning district size at Nos. 11-17 Westover Drive (Parcel ID # 72498).

From: Doug Plachcinski, Planning Division Director

COUNCIL ACTION

Business Meeting: 03/01/2022

SUMMARY

Special Use Permit Application PZ22-18, filed by Tune and Toler Inc., requests a Special Use Permit to waive minimum district size according to Article 3.G.C.22. of the Danville Zoning Ordinance at Nos. 11-17 Westover Drive (Parcel ID # 72498).

BACKGROUND

The applicant proposes building six (6) attached garden/patio style homes.

The Planning Commission, at their February 7, 2022 meeting, voted 6-0 to recommend approval of Special Use Permit PZ22-18.

RECOMMENDATION

The Planning Commission recommends that City Council approve Special Use Permit Application PZ22-18, filed by Tune and Toler Inc., requests a Special Use Permit to waive minimum zoning district size according to Article 3.G.C.22. of the Danville Zoning Ordinance at Nos. 11-17 Westover Drive (Parcel ID # 72498).

Attachments

Ordinance

PLANNING BACKUP

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2022____.____

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ22-18, FILED BY FILED BY TUNE AND TOLER, INC. REQUESTING A SPECIAL USE PERMIT TO WAIVE MINIMUM DISTRICT SIZE ACCORDING TO ARTICLE 3.G. SECTION C.22. OF THE DANVILLE ZONING ORDINANCE AT NOS 11-17 WESTOVER DRIVE (PARCEL ID # 72498).

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of Special Use Permit Application PZ22-18, filed by filed by Tune and Toler, Inc. requesting a Special Use Permit to waive minimum district size according to Article 3.G. Section C.22. of the Danville Zoning Ordinance at Nos 11-17 Westover Drive (Parcel ID # 72498), is hereby received; and

BE IT FURTHER ORDAINED, that in consideration of said report and the public hearing this day held by Council, Special Use Permit Application PZ22-18 filed by filed by Tune and Toler, Inc. requesting a Special Use Permit to waive minimum district size according to Article 3.G. Section C.22. of the Danville Zoning Ordinance at Nos 11-17 Westover Drive (Parcel ID # 72498), is hereby approved.

APPROVED:

Mayor

ATTEST:

City Clerk

APPROVED AS TO
FORM AND LEGAL SUFFICIENCY:

City Attorney

RECOMMENDATION

DATE: FEBRUARY 9, 2022
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PZ22-18

REQUEST

Special Use Permit Application PZ22-18, filed by Tune and Toler Inc., requests a Special Use Permit to waive minimum district size according to Article 3.G.C.22. of the Danville Zoning Ordinance at Blair Loop Road (Parcel ID # 72498). The applicant proposes a six (6) unit patio-homes building.

RECOMMENDATION

The Planning Commission, at their February 7, 2022 meeting, voted 6-0 to recommend approval of Special Use Permit application PZ22-18.

A handwritten signature in black ink, reading "Harold E. Garrison" followed by a stylized flourish or initials.

Mr. Harold E. Garrison, Chair

MEMORANDUM

DATE: FEBRUARY 7, 2022

TO: PLANNING COMMISSION

FROM: PLANNING STAFF

SUBJECT: RESPONSE FROM NEIGHBORING PROPERTY OWNERS

REQUEST:

Rezoning PZ22-17, filed by Tune and Toler Inc., to rezone TBD Blair Loop Road (Parcel ID # 72489) from N-C Neighborhood Commercial to M-R Multifamily Residential.

Special Use Permit Application PZ22-18, filed by Tune and Toler Inc., requests a Special Use Permit to waive minimum district size according to Article 3.G.C.22. of the Danville Zoning Ordinance at TBD Blair Loop Road (Parcel ID # 72489). The applicant proposes a six (6) unit townhome building.

RESPONSES:

Twenty-four (24) notices were sent to surrounding property owners within three hundred (300) feet of the subject property. (One) 1 response was received. Zero (0) Unopposed. One (1) Opposed (Vernon). One (1) Undecided (Parrish).

COMMENTS:

None

STAFF REPORT

DATE: February 3, 2022
TO: Planning Commission
FROM: Doug Plachcinski, AICP Planning Division Director + Zoning Administrator
RE: SPECIAL USE PERMIT APPLICATION PUD – TBD BLAIR LOOP ROAD

Special Use Permit Application PZ22-18, filed by Tune and Toler Inc., requests a Special Use Permit to waive minimum district size according to Article 3.G.C.22. of the Danville Zoning Ordinance at TBD Blair Loop Road (Parcel ID # 72489). The applicant proposes a six (6) unit townhome building.

BACKGROUND

The applicant would like to develop a six (6) unit townhouse building.

STAFF ANALYSIS AND RECOMMENDATION

The City may waive the minimum zoning district size in the M-R zoning district with a Special Use Permit.

The Comprehensive Plan puts the subject property in the “Westover” planning area. The future land use designation for the subject parcel is ‘Neighborhood Commercial’. If approved, the Special Use Permit is in harmony and will provide for multifamily family residences which are compatible with the M-R zoning district’s goal of multifamily housing on undeveloped tracts and infill locations.

The neighboring adjacent properties on Westover are residential. If granted, this proposed Special Use Permit is in harmony with the character of adjacent properties and the surrounding neighborhoods and with existing and proposed development, is adequately serviced by streets, drainage, fire protection and public water + sewer, will not negatively impact any ecological, scenic, or historic community assets, and will not hinder or discourage the appropriate development or use of adjacent properties and surrounding neighborhoods.

Danville City Code allows City Council to apply any conditions necessary to assure that the proposed use will conform to zoning ordinance requirements. The Planning Division recommends approving this application as proposed and that the Planning Commission endorse Special Use Permit Application PZ22-18 for City Council.

CITY PLANNING COMMISSION ALTERNATIVE ACTIONS

1. Recommend approval of Special Use Permit Application as submitted;
2. Recommend approval of Special Use Permit Application with conditions per Planning Commission; or
3. Recommend denial of Special Use Permit Application.

ATTACHMENTS

- ✓ Application
- ✓ Data Sheet
- ✓ Property Ownership/Zoning Map
- ✓ Existing Land Use Map
- ✓ Future Land Use Map



City of Danville
Community Development
Planning Division

**PLANNING COMMISSION
SPECIAL USE PERMIT APPLICATION**

PLANNING DIVISION PROVIDED INFORMATION

Application #: _____ PC Meeting Date: _____
Date Received: _____ Received By: _____
Parcel ID: _____ Address: _____
Existing Zoning: _____ Future Land Use: _____

APPLICANT PROVIDED INFORMATION

Property Location (address/ID#): LOTS 11-17 WESTOVAN DRIVE Parcel ID 72498
Applicant: TUNE + TOWEN, INC. c/o TERRY FRANCISCO
Applicant's Address: 10432 HIGHWAY 29 NORTH BLAINS VA 24527
Applicant's Phone Number: 434 836 5100 / 434 441 0459 cell
Applicant's E-mail: terryfran 70@gmail.com
Describe Proposed Development: CONSTRUCTION OF SIXPLEX CONSISTING OF (6) RESIDENTIAL HIGH END PATIO HOMES

Article 6 Section B. General Standards and Criteria for Special Use Permit Review. Please explain how the Special Use Permit request meets the following review standards and criteria:

1. The proposed use shall be: a. in harmony with the adopted Comprehensive Plan; b. in harmony with the intent and purpose of the zoning district in which the use is proposed to be located; and c. in harmony with the character of adjacent properties and the surrounding neighborhoods and also with existing and proposed development.

DESIGN OF SIXPLEX IS BASED DIRECTLY ON PROPERTIES NEAR (LESS THAN 1 mile) FROM THIS PROPERTY

2. The proposed use shall be adequately served by essential public services such as streets, drainage facilities, fire protection and public water and sewer facilities:

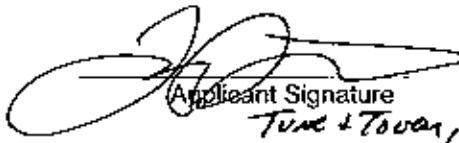
BUILDING LOT SIZE IS FAVORABLE FOR EASY ACCESS TO ALL SERVICES MENTIONED ABOVE

3. The proposed use shall not result in the destruction, loss or damage of any feature determined to be of significant ecological, scenic or historic importance:

NO, PROPERTY HAS NO EXISTING STRUCTURES
WHATSOEVER AND WILL NOT AFFECT ANY ADJACENT STRUCTURES

4. The proposed use shall be designed, sited and landscaped so that the use will not hinder or discourage the appropriate development or use of adjacent properties and surrounding neighborhoods:

YES, DESIGN OF THIS PROPERTY WILL ENHANCE ALL
ADJACENT PROPERTIES AND BETTER SERVE THE SURROUNDING
COMMUNITY VERSUS PREVIOUS USE

 1/18/22
Applicant Signature
Tunc & Tunc, Inc. (PRESIDENT)

SHAMB
Property Owner Signature date
(if not applicant)

Article 6. Section D. Application Requirements for Special Use Permit.

1. An application for a special use permit shall be made by the owner, contract purchaser with the owner's written consent, or the owner's agent, of the property on which the proposed use is to be located. The application shall be submitted to the Director of Planning/Zoning Administrator, and shall be accompanied by the filing fee as established by the City Council.
2. If the request for a special use permit has been denied by City Council, a request in substantially the same form shall not be resubmitted within one (1) year of the date of denial.
3. The application shall include the following information:
 - a. A preliminary site plan in accordance with the Site Plan Regulations.
 - b. A description of the proposed use and, where applicable, the hours of operation and the proposed number of employees/patrons.
 - c. A written statement of proposed project compatibility with the following:
 - (1.) The Comprehensive Plan.
 - (2.) The applicable zoning district.
 - (3.) The surrounding properties.
 - (4.) Current and future neighborhood conditions.
 - (5.) Pedestrian and vehicular traffic patterns, on-site and off-site.
 - (6.) Adequate public facilities.
 - d. When requested by the Director of Planning/Zoning Administrator, the Planning Commission, or the City Council, the following information shall be provided by the applicant:
 - (1.) The architectural elevations and floor plans of proposed building(s).
 - (2.) Traffic impact analysis.
 - (3.) Fiscal impact analysis.
 - (4.) Parking and site circulation analysis.
 - (5.) Photographs of property and surrounding area.
 - (6.) Environmental impact statement.

Council Letter

City of Danville, Virginia



CL-2719

New Business D.

City Council Regular Meeting

Meeting Date: 03/01/2022

Subject: Consideration of Special Use Permit for Commercial Recreation at 4764 Riverside Drive

From: Doug Plachcinski, Planning Division Director

COUNCIL ACTION

Business Meeting: 03/01/2022

SUMMARY

Special Use Permit Application PZ22-16, filed by Brad Skidmore and Bill Powell on behalf of RCCM Properties LLC, requests a Special Use Permit for a commercial recreation facility according to Article 3.M.C.4. of the Danville Zoning Ordinance at 4764 Riverside Drive (Parcel ID#78406).

BACKGROUND

The applicant proposes a "skill game arcade".

The Planning Commission, at their February 7, 2022 meeting, voted 5-1 to recommend approval of Special Use Permit PZ22-16, with conditions.

RECOMMENDATION

The Planning Commission recommended that City Council approve a Special Use Permit with conditions for a commercial recreation facility, with conditions, according to Article 3.M.C.4. of the Danville Zoning Ordinance at 4764 Riverside Drive (Parcel ID#78406).

The Commission's recommended conditions differ from the Planning Director's recommended conditions. The Planning Director's recommended conditions are consistent with past recommendations for commercial recreation facilities involving skill games. The Planning Commission, at the request of the applicant, recommended an increased number of machines available based on building occupancy, increased hours, and competitive play machines. Additionally, during the public hearing, the applicant suggested they may currently operate commercial recreation establishments in Danville without the required Special Use Permit.

The Planning Director's recommendation for City Council, consistent with past Planning Division recommendations, is to remand the Special Use Permit back to the Planning Commission to reconsider Special Use Permit conditions that are consistent with the Planning Director's original recommendations for capacity, operating hours, and commercial recreation machine types. These conditions are important because the current standing of skill games in the Commonwealth does not allow state and local oversight or taxation, thereby offering the City no opportunity to offset any of the impacts these adult-oriented uses

place on public safety and services. I believe the Planning Commission should also add the following additional conditions to their report:

1. That an approved Special Use Permit should be reconsidered with the end of the Greenville Circuit Court injunction that pauses the statewide ban on skill games; AND
2. That if the operator of an approved commercial recreation facility that includes skill games violates City Zoning regulations requiring Special Use Permits for commercial recreation facilities with skill games then all Special Use Permits they are associated with are immediately revoked.

Attachments

Ordinance

PLANNING BACKUP

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2022____.____

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ22-16, FILED BY BRAD SKIDMORE AND BILL POWELL ON BEHALF OF RCCM PROPERTIES, LLC REQUESTING A SPECIAL USE PERMIT FOR A COMMERCIAL RECREATION FACILITY ACCORDING TO ARTICLE 3.M. SECTION C.4. OF THE DANVILLE ZONING ORDINANCE AT 4764 RIVERSIDE DRIVE (PARCEL ID#78406).

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of Special Use Permit Application PZ22-16 filed by Brad Skidmore and Bill Powell on behalf of RCCM Properties, LLC requesting a Special Use Permit for a commercial recreation facility according to Article 3.M. Section C.4. of the Danville Zoning Ordinance at 4764 Riverside Drive (Parcel ID#78406), is hereby received; and

BE IT FURTHER ORDAINED, that in consideration of said report and the public hearing this day held by Council, Special Use Permit Application PZ22-16, filed by Brad Skidmore and Bill Powell on behalf of RCCM Properties, LLC requesting a Special Use Permit for a commercial recreation facility according to Article 3.M. Section C.4. of the Danville Zoning Ordinance at 4764 Riverside Drive (Parcel ID#78406), is hereby approved, subject to the following conditions:

1. The hours of operation are limited to between 9:00 a.m. and 12:00 a.m.;
2. There shall be no more than one (1) gaming machine per two (2) people permitted under the maximum building occupancy specified on a Certificate of Occupancy for the building and its current on-site uses; if a current Certificate of Occupancy is not on file, a new inspection must be undertaken to determine the maximum number of machines permitted;
3. No person under the age of eighteen (18) is allowed in the building;
4. All entrances/exits to the building must be lighted at night;
5. The required parking must be provided on-site;
6. The windows to the building must be unobstructed to allow for visibility and law enforcement purposes;
7. No alcohol may be consumed on the premises.

APPROVED:

Mayor

ATTEST:

City Clerk

APPROVED AS TO
FORM AND LEGAL SUFFICIENCY:

City Attorney

RECOMMENDATION

DATE: FEBRUARY 9, 2022
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PZ22-16

REQUEST

Special Use Permit Application PZ22-16, filed by Brad Skidmore and Bill Powell on behalf of RCCM Properties LLC, requests a Special Use Permit for a commercial recreation facility according to Article 3.M.C.4. of the Danville Zoning Ordinance at 4764 Riverside Drive (Parcel ID#78406). The applicant proposes a “skill game arcade”.

RECOMMENDATION

The Planning Commission, at their February 7, 2022 meeting, voted 5 -1 to recommend approval of Special Use Permit Application PZ22-16 with the following conditions:

1. The hours of operation are limited to between 9:00 a.m. and 12:00 a.m.
2. There shall be no more than one (1) gaming machine per two (2) people permitted under the maximum building occupancy specified on a Certificate of Occupancy for the building and its current on-site uses; if a current Certificate of Occupancy is not on file, a new inspection must be undertaken to determine the maximum number of machines permitted.
3. No person under the age of eighteen (18) years old is allowed in the building.
4. All entrances/exits to the building must be lighted at night.
5. The required parking must be provided on-site.
6. The windows to the building must be unobstructed to allow for visibility and law enforcement purposes.
7. No alcohol may be consumed on the premises.



Mr. Harold E. Garrison, Chair

MEMORANDUM

DATE: FEBRUARY 7, 2022

TO: PLANNING COMMISSION

FROM: PLANNING STAFF

SUBJECT: RESPONSE FROM NEIGHBORING PROPERTY OWNERS

REQUEST:

Special Use Permit Application PZ22-16, filed by Brad Skidmore and Bill Powell on behalf of RCCM Properties LLC, requests a Special Use Permit for a commercial recreation facility according to Article 3.M.C.4. of the Danville Zoning Ordinance at 4764 Riverside Drive (Parcel ID#78406). The applicant proposes a "skill game arcade".

RESPONSES:

Six (6) notices were sent to surrounding property owners within three hundred (300) feet of the subject property. (One) 1 response was received. One (1) Unopposed (RCCM Properties LLC). Zero (0) Opposed.

COMMENTS:

None

STAFF REPORT

DATE: February 3, 2022
TO: Planning Commission
FROM: Doug Plachcinski, AICP Planning Division Director + Zoning Administrator
RE: SPECIAL USE PERMIT APPLICATION PUD – 4764 RIVERSIDE DRIVE

Special Use Permit Application PZ22-16, filed by Brad Skidmore and Bill Powell on behalf of RCCM Properties LLC, requests a Special Use Permit for a commercial recreation facility according to Article 3.M.C.4. of the Danville Zoning Ordinance at 4764 Riverside Drive (Parcel ID#78406).

BACKGROUND

The applicant proposes a “skill game arcade”.

STAFF ANALYSIS AND RECOMMENDATION

The City may allow a commercial recreation facility in the HR-C zoning district with a Special Use Permit.

If approved, the Special Use Permit is in harmony with HR-C District that established to provide suitable locations in Danville's heavily traveled collector streets and arterial highways for those commercial and business uses which are oriented to the automobile.

The neighboring adjacent properties are highway-oriented commercial. If granted, this proposed Special Use Permit is in harmony with the character of adjacent properties and the surrounding neighborhoods and with existing and proposed development, is adequately serviced by streets, drainage, fire protection and public water + sewer, will not negatively impact any ecological, scenic, or historic community assets, and will not hinder or discourage the appropriate development or use of adjacent properties and surrounding neighborhoods.

Danville City Code allows City Council to apply any conditions necessary to assure that the proposed use will conform to zoning ordinance requirements. The Planning Division recommends approving this application as proposed and that the Planning Commission endorse Special Use Permit Application PZ22-16 for City Council approval with the following conditions:

1. The hours of operation for the machines is limited to between 8:00 a.m. and 10:00 p.m. Sunday through Friday and 8:00 a.m. and 11:00 p.m. on Saturday.
2. There shall be no more than one (1) gaming machine per three (3) people permitted under the maximum building occupancy specified on a Certificate of Occupancy for the building and its current on-site uses; if a current Certificate of Occupancy is not on file, a new inspection must be undertaken to determine the maximum number of machines permitted.
3. No person under the age of eighteen (18) years old shall be permitted to play any game which presents an opportunity to obtain monetary or cash prizes.
4. All entrances/exits to the building must be lighted at night.

5. The required parking must be provided on-site.
6. The windows to the building must be unobstructed to allow for visibility and law enforcement purposes.
7. No alcohol may be consumed on the premises.
8. No gaming machine may allow for more than one player at a time, seated or standing.
9. No multiple player machines are permitted.

CITY PLANNING COMMISSION ALTERNATIVE ACTIONS

1. Recommend approval of Special Use Permit Application as submitted;
2. Recommend approval of Special Use Permit Application with conditions per Planning Commission; or
3. Recommend denial of Special Use Permit Application.

ATTACHMENTS

- ✓ Application
- ✓ Data Sheet
- ✓ Property Ownership/Zoning Map
- ✓ Existing Land Use Map
- ✓ Future Land Use Map



**PLANNING COMMISSION
SPECIAL USE PERMIT APPLICATION**

PLANNING DIVISION PROVIDED INFORMATION

Application #: _____ PC Meeting Date: _____
Date Received: _____ Received By: _____
Parcel ID: _____ Address: _____
Existing Zoning: _____ Future Land Use: _____

APPLICANT PROVIDED INFORMATION

Property Location (address/ID#): 4764 Riverside Drive (Parcel ID# 78406)
Applicant: Brad Skidmore and Bill Powell
Applicant's Address: 7 Country Club Drive, Danville, VA 24541
Applicant's Phone Number: (843) 222-7543
Applicant's E-mail: bradskidmore@gmail.com; billpowell50@gmail.com
Describe Proposed Development: Repurpose of existing car dealership to
"Skill Game Arcade".

Article 6 Section B. General Standards and Criteria for Special Use Permit Review. Please explain how the Special Use Permit request meets the following review standards and criteria:

1. The proposed use shall be: a. in harmony with the adopted Comprehensive Plan; b. in harmony with the intent and purpose of the zoning district in which the use is proposed to be located; and c. in harmony with the character of adjacent properties and the surrounding neighborhoods and also with existing and proposed development.

The property is currently zoned HRC and the proposed use is allowed
under HRC zoning with a special use permit. All surrounding properties are zoned HRC.

2. The proposed use shall be adequately served by essential public services such as streets, drainage facilities, fire protection and public water and sewer facilities:

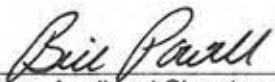
See attached site plan for more detail. The existing facility meets all requirements for streets, drainage,
fire protection, and public water and sewer. Entrance is served by an existing access road.

3. The proposed use shall not result in the destruction, loss or damage of any feature determined to be of significant ecological, scenic or historic importance:

The proposed use is not planning to alter any feature determined to be of significant ecological, scenic, or historic importance.

4. The proposed use shall be designed, sited and landscaped so that the use will not hinder or discourage the appropriate development or use of adjacent properties and surrounding neighborhoods:

The proposed use will work with the city's planning department to adhere and meet the city's standards for HRC zoning and public use.


Applicant Signature

1-10-22
date


Property Owner Signature
(if not applicant)

1-10-22
date

Article 6. Section D. Application Requirements for Special Use Permit.

1. An application for a special use permit shall be made by the owner, contract purchaser with the owner's written consent, or the owner's agent, of the property on which the proposed use is to be located. The application shall be submitted to the Director of Planning/Zoning Administrator, and shall be accompanied by the filing fee as established by the City Council.
2. If the request for a special use permit has been denied by City Council, a request in substantially the same form shall not be resubmitted within one (1) year of the date of denial.
3. The application shall include the following information:
 - a. A preliminary site plan in accordance with the Site Plan Regulations.
 - b. A description of the proposed use and, where applicable, the hours of operation and the proposed number of employees/patrons.
 - c. A written statement of proposed project compatibility with the following:
 - (1.) The Comprehensive Plan.
 - (2.) The applicable zoning district.
 - (3.) The surrounding properties.
 - (4.) Current and future neighborhood conditions.
 - (5.) Pedestrian and vehicular traffic patterns, on-site and off-site.
 - (6.) Adequate public facilities.
 - d. When requested by the Director of Planning/Zoning Administrator, the Planning Commission, or the City Council, the following information shall be provided by the applicant:
 - (1.) The architectural elevations and floor plans of proposed building(s).
 - (2.) Traffic impact analysis.
 - (3.) Fiscal impact analysis.
 - (4.) Parking and site circulation analysis.
 - (5.) Photographs of property and surrounding area.
 - (6.) Environmental impact statement.

January 10, 2022

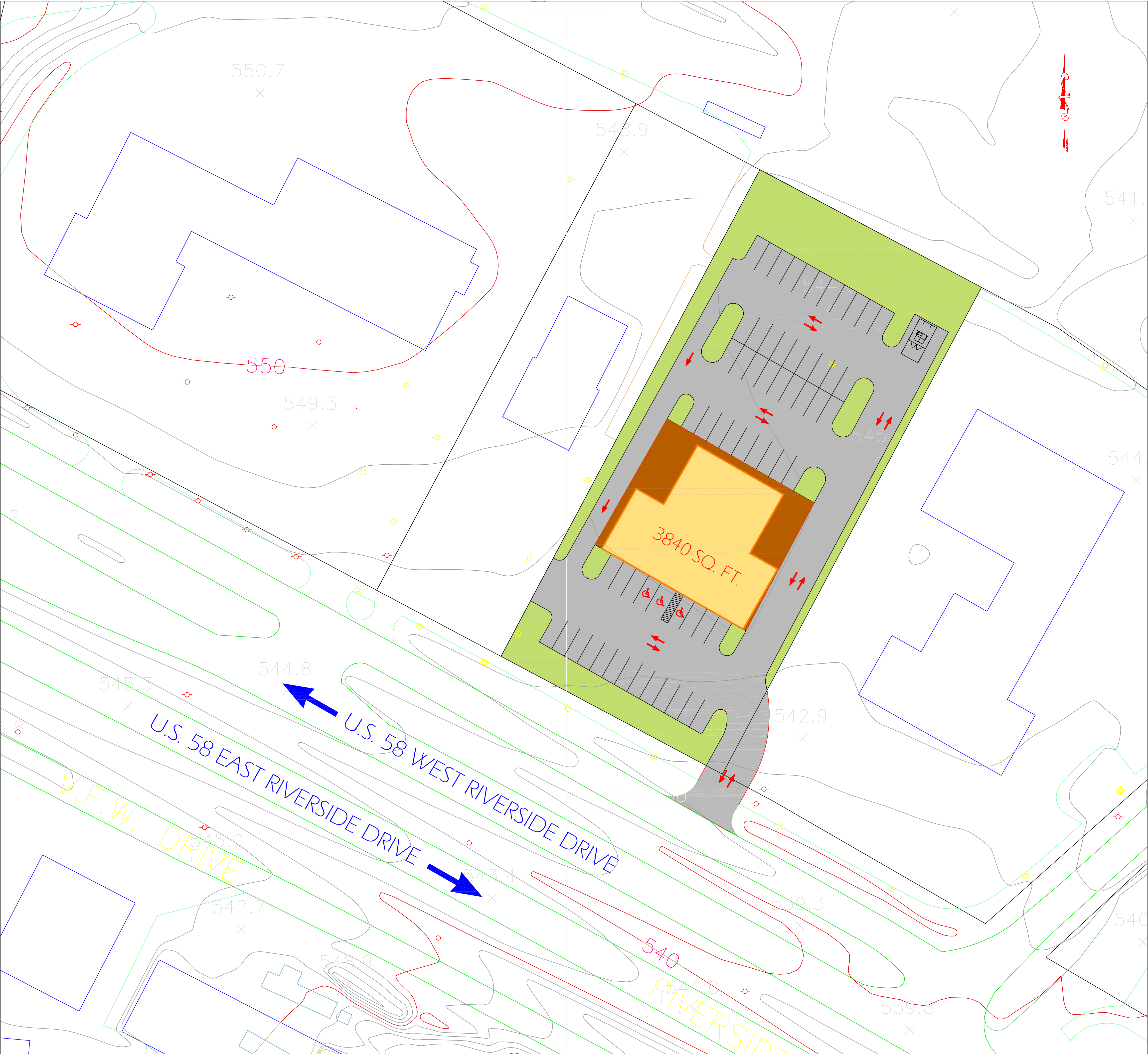
City of Danville
Community Development
Planning Division

Planning Commission
Special Use Permit Application
Planning Division Provided Information

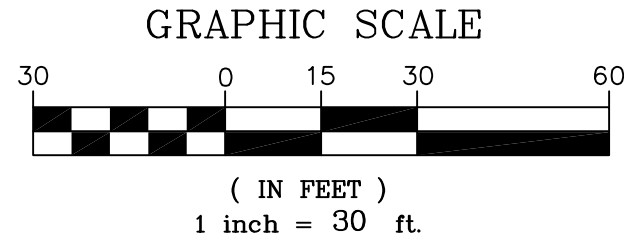
Article 6. Section D. Application Requirements for Special Use Permit

River City Games is opening a River City Skill Games Arcade.

- There will be 50-60 machines equating to 1 machine per 2 customers for a total of 120 +/- customers. An associated parking calculation can be found on the attached preliminary site plan.
- The hours of operation will be 9 a.m. until 12 a.m. midnight, 7 days a week.
- There will be 10 employees, including a licensed and bonded security guard on the premises during hours of operation.
- Total square footage is 3,840 +/- (gross sales floor area is 3,000 +/- square feet, office/bathrooms 840 +/- square feet).
- All surrounding properties are zoned HRC.



NUMBER OF MACHINES: 60
PEOPLE PER MACHINE: 2
PARKING SPACES REQUIRED: 40
1 SPACE PER 4 PEOPLE + 10
SPACES FOR EMPLOYEES
2 X 60 = 120 PEOPLE
120 / 4 = 30 SPACES
30 + 10 = 40 SPACES
PARKING SPACES PROVIDED: 60



PROPOSED SKILL GAME ARCADE
BRAD SKIDMORE & BILL POWELL
4764 RIVERSIDE DR, DANVILLE, VA
SPECIAL EXCEPTION PERMIT
PRELIMINARY SITE PLAN

REVISIONS	NO.	DATE	DESCRIPTION	BY

REZONING REQUEST DATA SHEET PZ22-16

PUBLIC HEARING DATES:	FEBBRUARY 7, 2021 PLANNING COMMISSION AT 3PM
LOCATION OF PROPERTY:	4764 RIVERSIDE DRIVE
PRESENT ZONE:	HR-C HIGHWAY RETAIL COMMERCIAL
PROPOSED ZONE:	NO CHANGE
ACTION REQUESTED:	SPECIAL USE PERMIT FOR A COMMERCIAL RECREATION FACILITY
PRESENT USE OF PROPERTY:	VACANT FORMER CAR DEALERSHIP
PROPOSED USE OF PROPERTY:	SKILL GAME ARCADE
FUTURE LAND USE DESIGNATION:	REGIONAL COMMERCIAL
PROPERTY OWNER (S):	RCCM PROPERTIES LLC
NAME OF APPLICANT (S):	BRAD SKIDMORE AND BILL POWELL
PROPERTY BORDERED BY:	HIGHWAY COMMERCIAL USES
ACREAGE:	APPROXIMATELY 1.25 ACRES TOTAL
CHARACTER OF VICINITY:	MAIN EAST-WEST BUSINESS ARTERIAL
INGRESS AND EGRESS:	RIVERSIDE DRIVE
TRAFFIC VOLUME:	ARTERIAL, AADT 13000 (2019 COUNT)

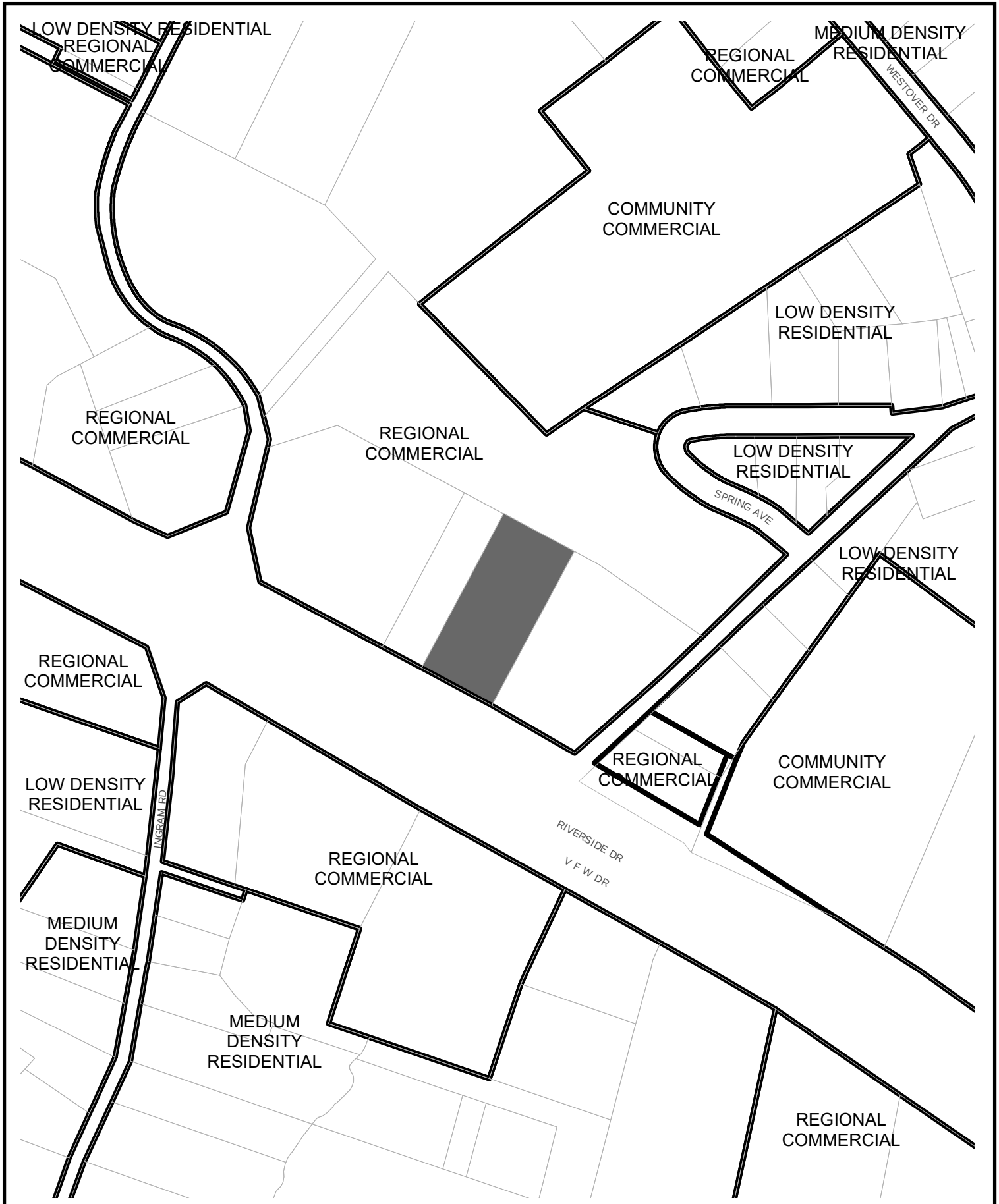


2019 AERIAL VIEW OF AREA SURROUNDING SUBJECT PROPERTY



Prepared by:
Planning Division
1/24/2022

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.



YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY



Prepared by:
Planning Division
1/24/2022

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.



SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY



Prepared by:
Planning Division
1/24/2022

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-2711

New Business E.

City Council Regular Meeting

Meeting Date: 03/01/2022

Subject: State Aviation Capital Aid

From: Marc Adelman, Director of Transportation Services

COUNCIL ACTION

First Reading: 03/01/2022

Final Adoption: 03/15/2022

SUMMARY

The Virginia Department of Aviation administers an Airport Capital Grant program that provides funding for a variety of projects and maintains different funding levels relative to the scope of the project. In January 2022, the Virginia Department of Aviation recommended funding approval of several capital project requests related to the Danville Regional Airport. In February 2022, state and local funding was appropriated for one of these projects regarding terminal building renovations. This Council letter and appropriation ordinance addresses state funding opportunities for four other capital projects that were recommended by the Virginia Department of Aviation for funding in January 2022. These projects include the replacement of airfield directional signage panels and furniture located in the terminal building. Other capital projects recommended for funding include security improvements for the terminal building and design services to expand the airport's aviation fuel facility.

BACKGROUND

In January 2022, several capital projects related to the Danville Regional Airport were recommended for funding by the Virginia Department of Aviation. In February 2022, state and local funds were appropriated to renovate the airport's terminal building. This Council letter and the appropriation ordinance address other capital projects that were recommended for funding by the state.

State aviation funding is approved to replace a total of 19 airfield directional sign panels, an automatic gate as well as furniture located in the terminal building. The automatic gate that is presently located between the terminal building and Averett University's Flight Center Building is 12' wide and will be replaced with an 18' wide gate to support bus access to the terminal ramp area. In addition, state funding was recommended for approval to complete security improvements to control access from the terminal building to the adjacent ramp area. Exhibits are attached that reflect the proposed furniture layout plan and the location of security access control units. State funding was also approved to complete design services to expand the airport's aviation fuel facility by adding one tank to accommodate an additional 20,000 gallons of jet fuel to improve the probability that sufficient fuel supply is available to support existing and prospective air traffic activities.

RECOMMENDATION

It is recommended that City Council approve an Ordinance amending the Fiscal Year 2022 Budget Appropriation Ordinance for State Aviation capital grant funding and the local share and appropriating the same. The local share for these projects will be provided through the Fiscal Year 2022 issuance of bonds for Capital and Special Projects.

Attachments

Ordinance

Security Layout Plan

Furniture Layout Plan

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2022 - _____. ____

AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR ADDITIONAL STATE AVIATION FUNDING FOR THE PURPOSE OF OVERALL AIRPORT IMPROVEMENTS IN THE AMOUNT OF \$114,767 PLUS THE LOCAL SHARE IN THE AMOUNT OF \$96,888 TO BE PROVIDED THROUGH THE FISCAL YEAR 2022 ISSUANCE OF BONDS FOR CAPITAL AND SPECIAL PROJECTS AND APPROPRIATING SAME.

WHEREAS, architectural design services were completed this fiscal year to support airport terminal building improvements that involved furniture replacement; and

WHEREAS, airfield directional sign panels require replacement; and

WHEREAS, security improvements are desired related to the airport's terminal building; and

WHEREAS, design services are needed to expand the airport's aviation fuel facility; and

WHEREAS, the Fiscal Year 2022 Bond Ordinance for Capital and Special Projects provides local funding to complete airport capital projects.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia that the Fiscal Year 2022 Budget Appropriation Ordinance be, and it is hereby, amended by increasing revenues for grants from the Virginia Department of Aviation in the amount of \$114,768 such funds to be appropriated as follows:

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Airfield Directional Sign Panels		
State Aviation Funds	61669000-45712	\$4,545
Local Bond Ordinance	61737000-43021	<u>\$1,136</u>
	GRAND TOTAL	<u>\$5,681</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Airfield Directional Sign Panels	61669000-50	<u>\$5,681</u>

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Security Improvements		
State Aviation Funds	61741000-45712	\$31,129
Local Bond Ordinance	61737001-43021	<u>\$10,713</u>
	GRAND TOTAL	<u>\$41,842</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Security Improvements	61741999-50	<u>\$41,842</u>

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Furniture Replacement		
State Aviation Funds	61743000-45712	\$42,434
Local Bond Ordinance	61737000-43021	<u>\$10,609</u>
	GRAND TOTAL	<u>\$53,043</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Furniture Replacement	61743999-50	<u>\$53,043</u>

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Design Services		
State Aviation Funds	61742000-45712	\$ 36,659
Local Bond Ordinance	61737000-43021	<u>\$ 74,430</u>
	GRAND TOTAL	<u>\$111,089</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Design Services	61742999-50	<u>\$111,089</u>

AND BE IT FURTHER ORDAINED, that all other accounts and provisions of the Fiscal Year 2022 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

APPROVED:

Mayor

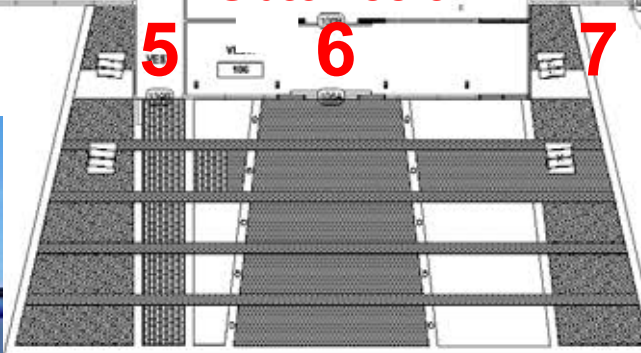
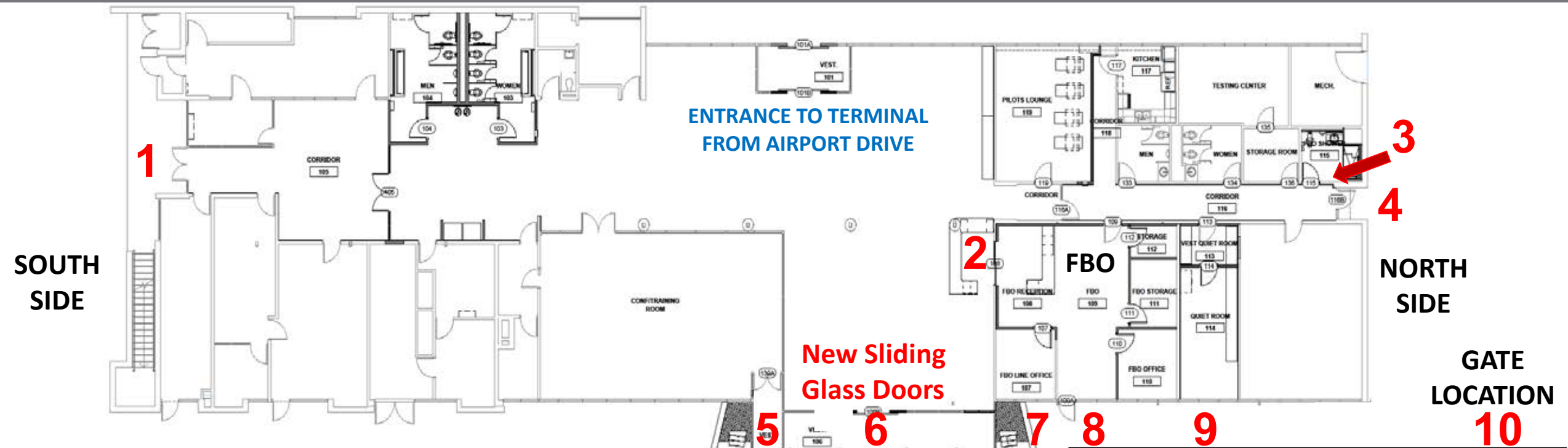
ATTEST:

City Clerk

APPROVED AS TO
FORM AND LEGAL SUFFICIENCY:

City Attorney

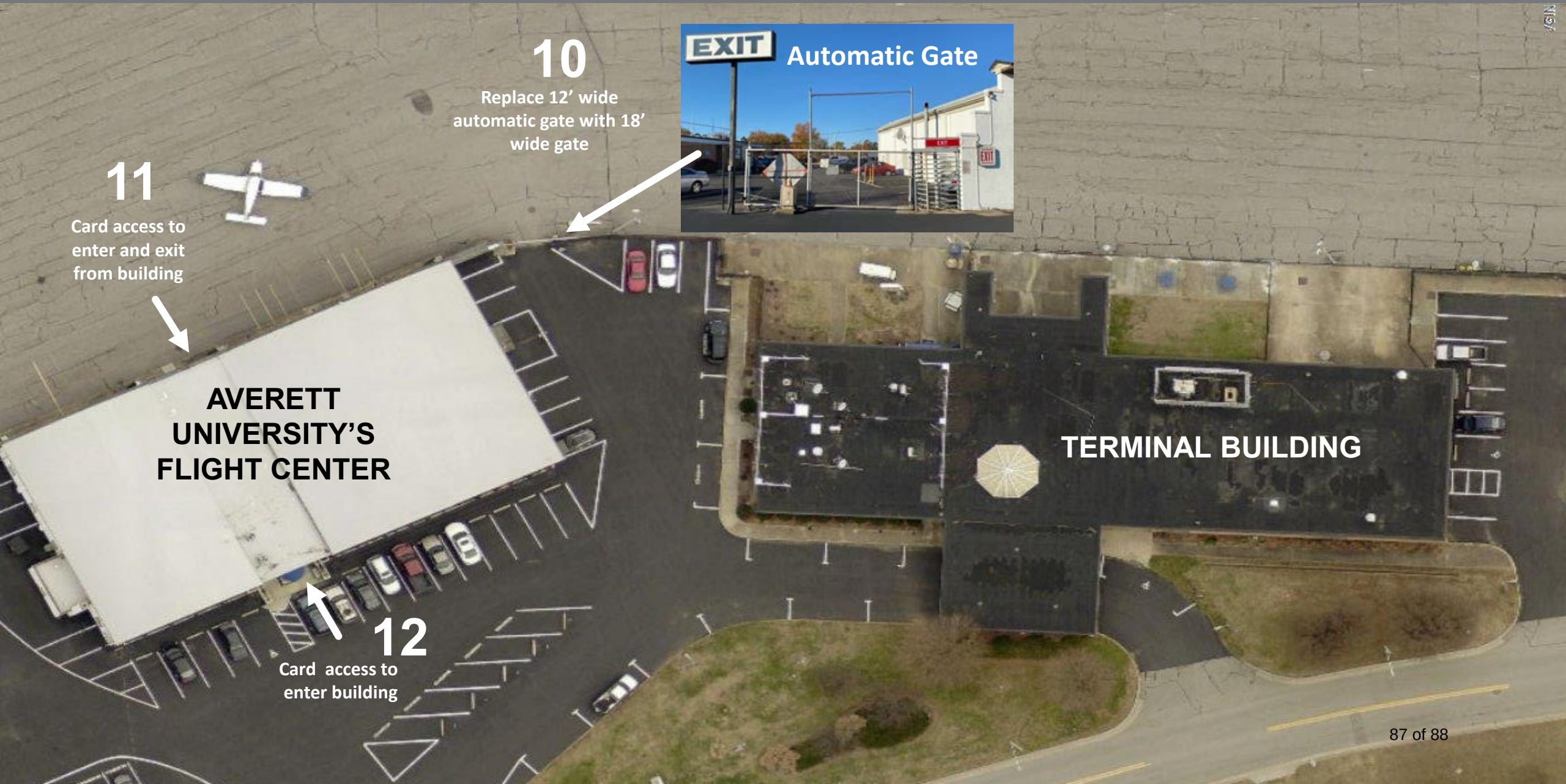
EXHIBIT 1
SECURITY IMPROVEMENTS FOR TERMINAL BUILDING



- LEGEND**
- 1 - Card access for south side entrance to building
 - 2 - Control sliding glass doors to exit onto ramp
 - 3 - Card access to enter new pilot shower
 - 4 - Card access for north side entrance to building
 - 5 - Card access from conference room to ramp
 - 6 - Card access to exit onto terminal ramp area
 - 7 - Card access to exit onto ramp from office door
 - 8 - Card access to exit onto ramp from FBO door
 - 9 - Card access to exit onto ramp from Quiet Room
 - 10- Replace automatic 12' gate with 18' wide gate as shown in Exhibit 2

EXHIBIT 2

SECURITY IMPROVEMENTS FOR AVERETT UNIVERSITY'S FLIGHT CENTER BUILDING



10

Replace 12' wide
automatic gate with 18'
wide gate



11

Card access to
enter and exit
from building



**AVERETT
UNIVERSITY'S
FLIGHT CENTER**

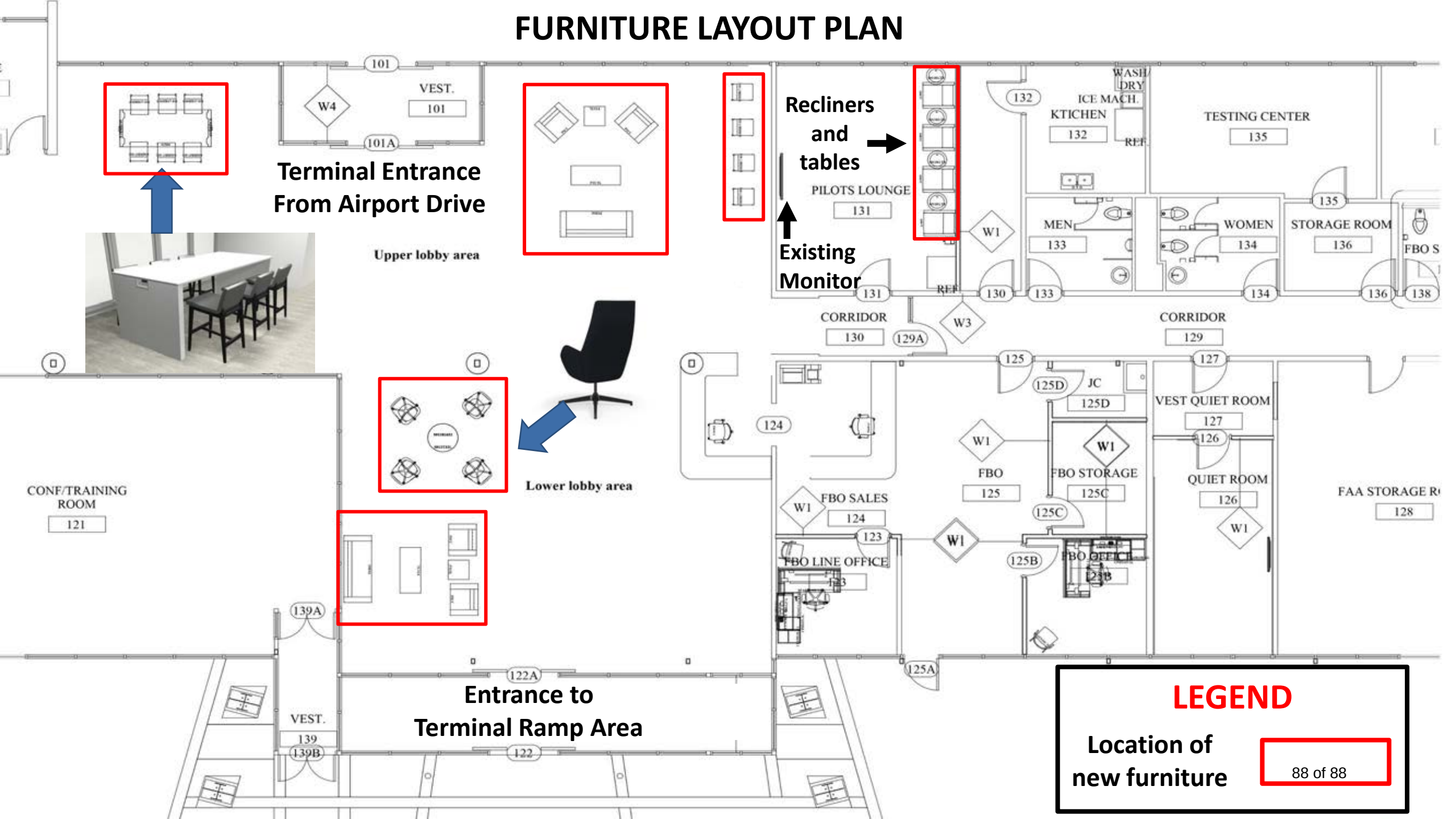
12

Card access to
enter building



TERMINAL BUILDING

FURNITURE LAYOUT PLAN



LEGEND

Location of
new furniture