DANVILLE CITY COUNCIL REGULAR MEETING AGENDA

MUNICIPAL BUILDING

December 19, 2023

7:00 PM

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, who have signed up to speak, 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, and shall have three uninterrupted minutes. A representative of a group may have up to five 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 - SHERMAN M. SAUNDERS

PLEDGE OF ALLEGIANCE TO THE FLAG

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine, have previously been discussed by City Council and/or introduced for First Reading. There will be no separate discussion on these items and they will be enacted by one motion. If discussion is desired by a Council Member or a citizen, the item(s) will be removed from the consent process and considered separately.

A. Consideration of Approval of Minutes from Regular Council Meeting held on November 21, 2023.
Council Letter Number CL - 1081.

Consideration of Approval of Minutes from Regular Council Meeting held on November 21, 2023.

B. Consideration of Amending the Fiscal Year 2024 Budget Appropriation Ordinance for the 2022 Assistance to Fire Fighters Grant in the amount of $83,740 with local funding of $8,374.
Council Letter Number CL - 967.

An Ordinance Amending the Fiscal Year 2024 Budget Appropriation Ordinance to Provide for a Grant from the Department of Homeland Security in the Amount of $83,740.22 and a Local Share in the Amount of $8,374.03 for an Air Compressor/Cascade/Fill Station for a Total Appropriation in the Amount of $92,114.25 and Appropriating Same.
Final Adoption

APPOINTMENTS

A. Consideration of Appointments to Boards and Commissions.
Council Letter Number CL - 1091.

1. A Resolution Reappointing Helm Dobbins to the Employee Retirement System Board.

2. A Resolution Reappointing Edgar Love to the Employee Retirement System Board.

3. A Resolution Reappointing Ann Evans to the Planning Commission.

4. A Resolution Reappointing Pierre Jones to the Planning Commission.

NEW BUSINESS

A. Review of General Fund Financials as of November 30, 2023.
Council Letter Number CL - 799.

B. Consideration of a Request to Amend Chapter 41 entitled “Zoning Ordinance” of the City of Danville, 1986 As Amended.
Council Letter Number CL - 1092.

1. Public Hearing

2. An Ordinance Amending Chapter 41 Entitled, “Zoning Ordinance” of the Code of the

City of Danville, Virginia, 1986, As Amended, More Specifically, to Amend Article 2, Section Y, Entitled “Short Term Rentals”, Article 3.A, Article 3.B, Article 3.C, Article 3.D, Article 3.E, Article 3.F, Article 3.G and Article 3.I.

C. Consideration of Authorizing and Approving the Transfer of Ownership of Thirty Surplus Vacant Lots Throughout the City to the Danville Redevelopment and Housing Authority.
Council Letter Number CL - 981.

1. Public Hearing

2. A Resolution Declaring Certain City-Owned Property to be Surplus to the Needs of the City and Authorizing the City Manager to Convey Such Property to the Danville Redevelopment and Housing Authority.

D. Consideration of Authorizing and Approving the Release of Twenty-Three Nuisance Abatement Liens Affecting Nine Parcels of Land.
Council Letter Number CL - 974.

A Resolution Approving and Authorizing the Release of City-Held Liens Against Real Property Identified as Parcels #01033, #21281, #21283, #21284, #22754, #22755, #73086, #73087, and #73088 to Facilitate their Donation to the Danville Redevelopment and Housing Authority.

E. Consideration of Authorizing and Approving the Release of Four Nuisance Abatement Liens Affecting Parcel No. 04500 on Bradley Road.
Council Letter Number CL - 975.

A Resolution Approving and Authorizing the Release of City-Held Liens Against Real Property Identified as Parcel #04500 (Bradley Road) to Facilitate its Donation to the Danville Redevelopment and Housing Authority.

F. Consideration of Authorizing and Approving the Release of Seven Nuisance Abatement Liens Affecting Seven Parcels.
Council Letter Number CL - 976.

A Resolution Approving and Authorizing the Release of City-Held Liens Against Real Property Identified as Parcels #00344, #03106, #03243, #03442, #04259, #73570, and #74077 to Facilitate their Donation to the Danville Redevelopment and Housing Authority.

G. Consideration of Authorizing and Approving the Release of Nuisance Abatement Liens Affecting Parcel #04205 on Bradley Road.
Council Letter Number CL - 977.

A Resolution Approving and Authorizing the Release of City-Held Liens Against Real Property Identified as Parcel #04205 (Bradley Road) to Facilitate its Donation to the Danville Redevelopment and Housing Authority.

H. Consideration of Authorizing and Approving the Release of a Nuisance Abatement Lien Affecting Parcel #03482 on Bradley Road.
Council Letter Number CL - 979.

A Resolution Approving and Authorizing the Release of City-Held Liens Against Real Property Identified as Parcel #03482 (Bradley Road), to Facilitate its Donation to the Danville Redevelopment and Housing Authority.

COMMUNICATIONS FROM VISITORS

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Each individual speaker shall have three uninterrupted minutes. A representative of a group may have up to five 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.

COMMUNICATIONS

A. City Manager

B. Deputy City Manager

C. City Attorney

D. City Clerk

E. Roll Call

ADJOURNMENT

Council Letter
City of Danville, Virginia

CL - 1081 **CONSENT AGENDA A.**

City Council REGULAR MEETING

Meeting Date: December 19, 2023

Subject: Consideration of Approval of Minutes from Regular Council Meeting held on November 21, 2023.

From: Susan DeMasi, City Clerk

COUNCIL ACTION

Consideration of Approval of Minutes from Regular Council Meeting held on November 21, 2023.

Attachments

1. Meeting Minutes

The Second November meeting of the Danville City Council was held on November 21, 2023, 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 Mayo, Vice Mayor Gary P. Miller, J. Lee Vogler, Jr., and Madison J.R. Whittle (8). Sherman M. Saunders was absent (1). *Rev. Campbell entered the meeting at 7:25 p.m.*

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

Mayor Jones presided.

Mayor Jones noted Tyrell Payne, Vice Chair of the Danville School Board had been selected to serve as the Vice Chair of the Southern Region of the VSBA.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member J. Lee Vogler, Jr., gave the Invocation followed by the Pledge of Allegiance, led by School Board Vice Chair Tyrell Payne.

ANNOUNCEMENTS AND SPECIAL RECOGNITIONS

Presentation: Salvation Army
Presented by: Lieutenant Antonio Hodges and Lieutenant Shawnte Hodges

Lieutenant Antonio Hodges gave a brief review of some of the things the local Salvation Army has been doing, including a short video on the playground build they had on Henry Street; they had over fifty-five volunteers including children, who have been enjoying the new playground. Lieutenant Hodges explained they create healthy meals that were distributed to some of the afterschool programs and help to keep kids active in the community. Lieutenant Shawnte Hodges noted, Monday through Friday, they have a community feeding program, serving about 103 people each day, with 256 volunteers on average, giving 955 hours over the year to help them. Over the past fiscal year, they fed over 19,480 families with their community program. Mr. Hodges discussed their Christmas programs including the Angel Tree and Christmas Campaign stating they have 575 children on the Angel Tree this year and sixty seniors. The Hodges noted the red kettle campaign has begun and encouraged citizens and Council Members to sign up to volunteer to ring the bell. Council members thanked the Hodges for what they do in the community. Mrs. Hodges noted they will be having a dinner for community members on Thanksgiving.

CONSENT AGENDA

Council Member Buckner **moved** for adoption of the following Consent Agenda items:

Consideration of Approval of Minutes from Regular Council Meeting held on October 17, 2023.
Draft copies of the Minutes had been distributed prior to the meeting.

Consideration of Amending the Fiscal Year 2024 Budget Appropriation for a Grant from the Edward Byrne Memorial JAG Program in the Amount of $17,799

An Ordinance Entitled, Ordinance No. 2023-11.01, An Ordinance Amending the Fiscal Year 2024 Budget Appropriation Ordinance by Increasing Revenue from the United States Department of

Justice 2023 Edward Byrne Memorial Justice Assistance Grant (JAG) Program in the Amount of $17,799.

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

VOTE: 7-0-2
AYE: Buckner, Hood, Jones, Mayo, Miller, Vogler and Whittle (7)
NAY: Campbell, Saunders (2)

NEW BUSINESS

REVIEW OF GENERAL FUND FINANCIALS AS OF OCTOBER 31, 2023

Chief Financial Officer Michael Adkins gave a brief overview of the General Fund Financials through October 31st, four months into the fiscal year, and 33% of the year complete. Total Revenues for the General Fund were $34M, tracking very well with budget and an increase of $6.4M over last year at this time. A good portion of that increase was related to casino revenues, $4M of the $6.4M; $1.4M of that increase was interest earnings. Currently the LGIP, the Local Government Investment Pool rate was about 5.5% on average for this fiscal year; last year at this time it was 2.5%. In addition, sales, meals and lodging were contributing to the increase in revenue from last year, together about $1M. Under Sales Tax, the City received $4.2M, nearly 37% of the budget, and every month so far this year has exceeded $1M; that was unheard of prior to this year. The City just received their payment for November on the 16th and that also was over $1M. Meals Tax was also around $4M at this point, 37.5% of budget; also each month for meals tax has been close to or over $1M. To compare that, last year, the average per month was $930,000. Lodging was also doing very well, it was a smaller line item, but the increase was significant for that; the City received $1.2M so far, that was 48% of the budget, so nearly half of the budget has been received at the end of October. The month of October was the highest receipts for lodging taxes that the City has ever had at $330,000; they were seeing increased stays. Real Estate and Personal Property bills went out the beginning of this month and the City was just getting those revenues in; they were coming in faster this year. Last year, on November 21st they received about $2.7M of Real Estate, this year on November 21st, they have already received $4.7M. The budget has not changed that much, people were just getting that bill out of the way earlier this year. Personal Property was comparable; so far through today they have received $1.6M, last year was about $1.4M, it was on track or a little ahead of what was expected. Mr. Adkins noted he would have more complete results on property taxes next month. State revenues were performing as expected, with no concerns with Revenues as a whole.

Under Expenditures, Departmental Spending was about 32% of budget after four months, tracking about 1% below expectations. If that multiplies out and that trend continues through the year, they will finish between two and three percent under budget which was fairly typical. The only expenditure they were watching closely and a little concerned about was the group health insurance. Being self-insured, the City pays the claims as they come in; currently they were a little over 1% ahead of budget. There were plan changes that will take effect in January and also the employee contributions share will go up a bit in January. That will help curb that expense but staff will keep Council informed.

The Fiscal 2023 Audit was just about complete and the external auditors will be at Council at the last meeting of December to officially give the audit report.

Council Member Vogler noted the City was seeing unprecedented revenue levels in a lot of the categories, and Mr. Adkins noted they were seeing growth they have never seen before. Meals and Sales Tax were about 14-15% higher than last year and Lodging was about 25% higher. They hope that trend continues through the rest of the fiscal year.

Vice Mayor Miller noted casino earnings were down last month, and in the other casinos, and the predictions for the Gross National Product were about half of what they were this year; the projections were not good for the near future. Mr. Adkins noted he recently returned from a continuing education conference for Virginia Local Government Finance Personnel and some localities were seeing some softening of sales tax, Danville had not experienced that, yet. That could change. Mr. Adkins noted some of their growth has to be related to casino visitation, but there were other events such as the Rock Festival that had a big impact on hotel lodging seen this past month. Council Member Whittle questioned how much the City bonded the electric department this year and Mr. Adkins noted the City has not issued any bonds this current fiscal year. Last fiscal year revenue bonds were issued in conjunction with the regular General Obligation bonds for electric infrastructure, that was several million, but he did not have the exact number.

CONSIDERATION OF AUTHORIZING AND APPROVING AN AMENDMENT TO THE LEASE WITH AMERICAN TOWER, LLC FOR USE BY THE CITY OF A TELECOMMUNICATIONS TOWER

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

RESOLUTION NO. 2023-11.04

A RESOLUTION AUTHORIZING THE RENEWAL OF A TOWER LEASE WITH AMERICAN TOWERS, LLC AT 337 SWEETGUM LANE IN PITTSYLVANIA COUNTY.

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

VOTE: 7-0-2
AYE: Buckner, Hood, Jones, Mayo, Miller, Vogler and Whittle (7)
NAY: Campbell, Saunders (2)

CONSIDERATION OF THE RELEASE OF CITY LIENS AGAINST PARCEL NO. 56704 ON WOOD AVENUE

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

RESOLUTION NO. 2023-11.05

A RESOLUTION APPROVING AND AUTHORIZING THE RELEASE OF CITY-HELD LIENS AGAINST REAL PROPERTY IDENTIFIED AS PARCEL #56704 WOOD AVENUE TO FACILITATE ITS SALE.

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

VOTE: 7-0-2
AYE: Buckner, Hood, Jones, Mayo, Miller,

Vogler and Whittle (7)
NAY: Campbell, Saunders (2)

BUDGET AMENDMENT - CONSIDERATION OF AMENDING THE FISCAL YEAR 2024 BUDGET APPROPRIATION ORDINANCE FOR USDA GRANT FUNDS FOR FOOD SERVICES AT WW MOORE JR., DETENTION HOME

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

ORDINANCE NO. 2023-11.10

AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET APPROPRIATION ORDINANCE FOR A FEDERAL GRANT IN THE AMOUNT OF APPROXIMATELY $54,118 TO AID THE FOOD SERVICE OPERATIONS AT W. W. MOORE, JR. DETENTION HOME 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 THE FISCAL YEAR 2024 BUDGET APPROPRIATION ORDINANCE FOR VIRGINIA JUVENILE COMMUNITY CRIME CONTROL ACT FUNDING

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

ORDINANCE NO. 2023-11.11

AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET APPROPRIATION ORDINANCE FOR A GRANT FROM THE DEPARTMENT OF JUVENILE JUSTICE IN THE AMOUNT OF $86,999 AND A LOCAL SHARE OF $39,830, FOR A TOTAL APPROPRIATION OF $126,829, TO PROVIDE FOR THE ELECTRONIC MONITORING AND OUTREACH DETENTION PROGRAMS, ONLINE INTERVENTION PROGRAMS, AND PRO- SOCIAL SKILLS PROGRAMS FOR THE CITY OF DANVILLE AT THE W. W. MOORE JR. DETENTION HOME 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 THE FISCAL YEAR 2024 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUES TO FUND VARIOUS EXPENDITURES

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

ORDINANCE NO. 2023-11.12

AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUES FROM INTEREST INCOME, SALES TAXES, AND MEALS TAXES TO FUND VARIOUS EXPENDITURES AN APPROPRIATION IN THE AMOUNT OF $3,000,000 AND APPROPRIATING THE SAME.

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

Council Member Whittle asked if the City Manager could break this out for Council when they receive it next time, and Mr. Larking noted the Ordinance lists the ways the funds will be used; he can send it to Mr. Whittle.

COMMUNICATIONS

City Manager Ken Larking noted earlier that evening he sent an email to all City Council Members about an opportunity to meet with consultants for Parks and Recreation. They were working on their recreation programming, have already spoken to people in the community and stakeholders, and would like to offer an opportunity to meet with Council Members.

City Attorney Clarke Whitfield noted he wanted to extend his condolences to the actual family, and the GW family, for the loss of longtime trainer and manager Steve Stamps. He was only 53, and he always had a smile and encouraging word. His funeral was tomorrow at GW at 1:00 p.m.

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

Council Member Mayo noted Steve was a jewel to the entire GW family, had so much passion for what he did, and never complained even when he was feeling bad; they were praying for the GW family and his immediately family. Mr. Mayo commended all the citizens and volunteers regarding a clothing drive for the fire victims at Northpointe. Mr. Mayo commented on the loss of Azalea Hickson who gave so much to the GW family; she had a wonderful funeral and noted his prayers to Tommy Bennett and family. Mr. Mayo wished a Happy Thanksgiving to all Council Members and citizens in the City.

Vice Mayor Miller noted his congratulations to Tyrell Payne on his appointment to the VSBA. Every year up to this year, God's Storehouse had donated turkeys and all the fixings, but unfortunately this year there were not enough funds for the turkeys; they have a drive now to raise enough money for Christmas and were asking for donations. He attended the Airport dedication last week, it was a really nice renovation and jewel in the community; Marc Adelman and the Airport Commission should be thanked for all that. The Utilities Commission had a meeting a few weeks ago and received an update on all the capital projects; the Airside Substation was just about finished, Ballou Park across from Caesars was replaced, and there were major upgrades in the system including replacement of gas and water mains.

Council Member Vogler noted his congratulations to Mr. Payne on the great work he was doing in the community and being recognized. At the last meeting he spoke about the budget and tax cuts for the citizens for real estate, car tax and to finish the job they started in the last couple years in expanding tax relief for senior citizens. In the last couple weeks, he has received a lot of calls and texts from people thanking him for hearing them. Things could take a turn for the worse but believed they can do things to safeguard the City, such as putting in place a policy to mandate a percentage of the casino revenue goes into the rainy day fund every year. The City does not have to spend all the money that comes in right away. Mr. Vogler wished City Council, staff, City employees and citizens a very happy Thanksgiving.

Council Member Whittle noted for the past four or five years he has asked for the four-cent reduction per hundred in the real estate taxes and thinks there was no better time than now to put a motion on the floor to have a four cent reduction in the real estate taxes. Mr. Whitfield noted that would need to be done during the official business session and preferred to have something

in writing. Mayor Jones noted his agreement with the Attorney and suggested letting the City Manager and City Staff look at the numbers. Mr. Whittle noted the Historical Society Building was fantastic and encouraged citizens to go in and see it, it was fascinating.

Mayor Jones recognized Mr. Jones and Mr. Hessler, board members of the Historical Museum on Cabell Street, and encouraged citizens to visit.

Council Member Buckner noted a Happy Thanksgiving to his colleagues, friends and citizens, to have a safe and happy holiday.

Council Member Campbell apologized for coming in late, he was tied up in church and work. There was a lot going on in the community; Danville was a great city and agreed that with prosperity being able to assist those in need. Rev. Campbell wished everyone a blessed and happy Thanksgiving; this Thursday, Bibleway will be serving food at 12:00 p.m. to 2:00 p.m.

Council Member Hood congratulated Mr. Payne. Last week he had the opportunity to visit the Governors' Housing Conference; throughout the Commonwealth people were looking at the same situation of affordable housing. To be with so many people, looking to help correct that situation, and to hear Danville spoken about in a positive manner. Mr. Hood noted his appreciation of the work the Hodges were doing in the community, and noted he visited the Danville Historical Society and encouraged people to visit. Mr. Hood noted his appreciation of all the volunteers throughout the City and wished everyone a Happy Thanksgiving.

Mayor Jones noted he was thankful for the City Manager, Deputy City Manager, the Attorney and Clerk, and all the employees, and was thankful for all they do. Mayor Jones noted he was thankful for how Danville has turned around, thankful for the education system, thankful for those citizens that support others, and thanked the Salvation Army for the work they do. Mayor Jones asked citizens to say a kind word to others, thanked the citizens of the community for believing in Council, and was thankful to all.

MEETING ADJOURNED AT 7:51 p.m.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

DRAFT

Council Letter
City of Danville, Virginia

CL - 967 **CONSENT AGENDA B.**

City Council REGULAR MEETING

Meeting Date: December 19, 2023

Subject: Consideration of Amending the Fiscal Year 2024 Budget Appropriation Ordinance for the 2022 Assistance to Fire Fighters Grant in the amount of $83,740 with local funding of $8,374.

From: David Coffey, Fire Chief

COUNCIL ACTION

An Ordinance Amending the Fiscal Year 2024 Budget Appropriation Ordinance to Provide for a Grant from the Department of Homeland Security in the Amount of $83,740.22 and a Local Share in the Amount of $8,374.03 for an Air Compressor/Cascade/Fill Station for a Total Appropriation in the Amount of $92,114.25 and Appropriating Same.

Final Adoption

SUMMARY

The City has received notification from the Department of Homeland Security that the Danville Fire Department has been approved to receive funding from the 2022 Assistance to Firefighters Program in the amount of $83,740 for the purchase of an air compressor/cascade/fill station with local funding of $8,374.

BACKGROUND

Funds from the Department of Homeland Security are given to the Assistance to Firefighters Program to assist in helping localities throughout the Commonwealth upgrade their equipment for the safety of the public and firefighters with respect to fire and fire-related hazards. The grant must be used within twenty-four months of receipt of funds.

RECOMMENDATION

It is recommended that City Council approve the attached Ordinance Amending the Fiscal Year 2024 Budget by increasing the revenue to anticipate the receipt of the grant funds from the Department of Homeland Security.

Attachments

1. Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2023-____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A GRANT FROM THE DEPARTMENT OF HOMELAND SECURITY IN AN AMOUNT OF $83,740.22 AND A LOCAL SHARE IN THE AMOUNT OF $8,374.03 FOR AN AIR COMPRESSOR/CASCADE/FILL STATION FOR A TOTAL APPROPRIATION IN THE AMOUNT OF $92,114.25 AND APPROPRIATING SAME.

WHEREAS, the City has been notified by the Department of Homeland Security that the Danville Fire Department has been awarded a grant; and

WHEREAS, the grant funds are to be used to upgrade the existing air compressor/cascade/fill station; and

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the Fiscal Year 2024 Budget Appropriation Ordinance be, and is hereby, amended by increasing revenue from the Department of Homeland Security for an air compressor/cascade/fill station and such revenue and appropriation to be as follows:

ANTICIPATED REVENUE

Description	Account No.	Amount
Federal: Equipment		$83,740.22

ANTICIPATED EXPENDITURES

Description	Account No.	Amount
Equipment		$83,740.22

AND BE IT FURTHER ORDAINED that a transfer from Special Grants Unallocated revenue and appropriation is hereby authorized to cover the local share as follows:

TRANSFER FROM

Description	Account No.	Amount
Special Grants Unallocated		
Transfer In From General Fund		$8,374.03

TRANSFERRED TO

Description	Account No.	Amount
PPE		
Transfer In From General Fund		$8,374.03

AND BE IT FURTHER ORDAINED that this appropriation shall be for one year and will not carry forward from year to year; and

BE IT FINALLY ORDAINED that all other accounts and provisions of the Fiscal Year 2023 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

Council Letter
City of Danville, Virginia

CL - 1091 **APPOINTMENTS A.**

City Council REGULAR MEETING

Meeting Date: December 19, 2023

Subject: Consideration of Appointments to Boards and Commissions.

From: Susan DeMasi, City Clerk

COUNCIL ACTION

1. A Resolution Reappointing Helm Dobbins to the Employee Retirement System Board.
2. A Resolution Reappointing Edgar Love to the Employee Retirement System Board.
3. A Resolution Reappointing Ann Evans to the Planning Commission.
4. A Resolution Reappointing Pierre Jones to the Planning Commission.

Attachments

1. December Resolutions

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2023 - __. ___

A RESOLUTION REAPPOINTING HELM DOBBINS AS A MEMBER OF THE EMPLOYEE RETIREMENT SYSTEM BOARD.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Helm Dobbins be, and he is hereby reappointed as a member of the Employee Retirement System Board to serve as such for a two-year term commencing January 1, 2024 and ending December 31, 2025.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2023 - __. ___

A RESOLUTION REAPPOINTING EDGAR LOVE AS A MEMBER OF THE EMPLOYEE RETIREMENT SYSTEM BOARD.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Edgar Love be, and he is hereby reappointed as a member of the Employee Retirement System Board to serve as such for a two-year term commencing January 1, 2024 and ending December 31, 2025.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2023 - __. ___

A RESOLUTION REAPPOINTING ANN EVANS AS A MEMBER OF THE PLANNING COMMISSION.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Ann Evans be, and she is hereby reappointed as a member of the Planning Commission to serve as such for a four-year term commencing January 1, 2024 and ending December 31, 2027.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2023 - __. ___

A RESOLUTION REAPPOINTING PIERRE JONES AS A MEMBER OF THE PLANNING COMMISSION.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Pierre Jones be, and he is hereby reappointed as a member of the Planning Commission to serve as such for a four-year term commencing January 1, 2024 and ending December 31, 2027.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

Council Letter
City of Danville, Virginia

CL - 799 **NEW BUSINESS A.**

City Council REGULAR MEETING

Meeting Date: December 19, 2023

Subject: Review of General Fund Financials as of November 30, 2023.

From: Michael Adkins, Chief Financial Officer

COUNCIL ACTION

Review of General Fund Financials as of November 30, 2023. Financial Statements are included.

Attachments

1. Financial Statements

City of Danville
Department of Finance
Michael Adkins, Director

To: **Ken F. Larking, City Manager**

From: **Michael L. Adkins, Chief Financial Officer**

Date: **December 11, 2023**

Subject: Summary of Preliminary General Fund Financial Results for November 30, 2022

After completing the first five months of fiscal year 2024, revenues are ahead of the previous year. As of November 30, General Fund revenues were $51,926,334. This represents 37.5% of our FY 2024 budget. Last year at this time, we had collected $44,760,575 or 37% of budget. The increase over the prior year is primarily from growth in local taxes (which includes the casino minimum fee), growth in non-categorial aid (which includes the casino tax revenue), as well as an increase in interest earnings stemmed from a rise in interest rates.

The first installment of property tax bills was mailed during the first week of November and were due December 5. Collections of property taxes through November were higher than the prior year, showing an overall increase of $872,843. We continue to see steady performance in the collection of delinquent real estate taxes with $493,035 realized in the first five months of this fiscal year. This accounts for 55% of the current year budget. Local taxes collected through November 30, were $15,445,672, or 38.4% of budget. This exceeds FY 2023 collections by $3,271,982.

Regarding local taxes, sales tax collections through November amounted to $5,249,930 or 46% of budget, an increase of $543,527 from last year. Meals taxes collected for the first five months of the fiscal year amounted to $5,034,810 or 46% of budget, an increase of $511,471 over the prior year. Business Licenses realized through the end of November were $912,196, an increase of $130,315 from the prior year. Lodging taxes received as of November 30, were $1,487,047 or 60% of budget, an increase of $284,880 from the prior year. All other local tax revenue categories are tracking well with budget and are close to or exceeding the prior year at this point.

Expenditures through November 30 were $74,947,233 or 50% of budget. This is an overall increase of $17.6 million when compared to November 30, 2022 – mostly stemming from transfers to Danville Public Schools as the actual spending of funds encumbered at June 30 and carry over funding has occurred during the first five months of FY 2024. The schools have also increased funding for several grant related projects in which the City has funded as the schools await reimbursements. We should see this number flatten out as the reimbursements from State and Federal grants are received. Departmental spending for the first five months of the fiscal year amounted to $35.1

million or 40% of budget, an increase of $1.9 million over the prior year. The increase in departmental spending is primarily attributed to an increase in salaries and benefits over the prior year as well as timing differences for contributions to other entities (i.e. IDA, Business Development Agencies).

General Fund expenditures exceeded revenues by $23,020,899. This is typical for most of the fiscal year in the General Fund because the timing of the revenue recognition is not matched to expenditures. At this point, the General Fund is performing as expected.

CITY OF DANVILLE, VIRGINIA
GENERAL FUND REPORT
42% OF YEAR LAPSED AS OF NOVEMBER 30, 2023
****PRE-CLOSING FIGURES - SUBJECT TO CHANGE - UNAUDITED****

	Budgets & Appropriations For Current Year	Actual Revenues & Expenditures For Year-to-Date	Percent Realized/Expended This Year	Encumbrances	Balance to be Realized/Expended	Actual Revenues & Expenditures At This Date Last Year
REVENUES:						
Property Taxes	$ 38,347,010	$ 13,395,980	34.93%		$ 24,951,030	$ 12,523,137
Other Local Taxes	40,230,430	15,445,672	38.39%		24,784,758	12,173,690
License Permits & Privilege Fees	424,040	314,462	74.16%		109,578	235,552
Fines & Forfeitures	277,760	70,833	25.50%		206,927	88,038
Revenue From Use Money & Property	1,969,170	1,645,101	83.54%		324,069	468,689
Charges For Services	3,140,340	1,262,091	40.19%		1,878,249	1,384,408
Miscellaneous Revenue	25,100	97,940	390.20%		(72,840)	105,300
Recovered Cost	8,897,070	3,046,160	34.24%		5,850,910	3,119,919
Non-Categorical Aid	13,382,620	4,268,627	31.90%		9,113,993	2,602,080
Shared Expenses (Categ. Aid State)	6,021,050	2,340,153	38.87%		3,680,897	2,259,940
Categorical Aid (State)	10,223,090	3,544,315	34.67%		6,678,775	3,337,740
Emergency Services (Federal)	27,020	-	0.00%		27,020	-
Categorical Aid (Federal)	-	-			-	-
Transfers From Utilities	15,588,000	6,495,000	41.67%		9,093,000	6,462,083
TOTAL REVENUES	**$ 138,552,700**	**$ 51,926,334**	**37.48%**		**$ 86,626,366**	**$ 44,760,575**
EXPENDITURES:						
General Government Administration	$ 14,427,298	$ 6,813,806	47.23%	$ 223,539	$ 7,389,953	$ 6,725,385
Judicial Administration	9,061,895	3,531,596	38.97%	9,146	5,521,153	3,603,801
Public Safety	38,816,681	15,646,198	40.31%	477,163	22,693,320	14,817,425
Public Works	5,267,922	1,926,247	36.57%	180,337	3,161,337	2,009,965
Health, Education, Welfare & Soc. Svc.	10,006,616	3,122,967	31.21%	50,960	6,832,689	3,172,201
Parks, Recreation & Cultural	6,330,734	2,315,571	36.58%	44,105	3,971,058	2,011,705
Community Development	3,842,522	1,716,413	44.67%	42,762	2,083,347	884,777
Non-Departmental	18,701,500	6,594,951	35.26%	-	12,106,549	7,736,429
Transfer to Schools - Operating	36,633,907	32,334,600	88.26%	-	4,299,307	15,559,442
Transfer to Capital Projects	1,015,000	-	0.00%	-	1,015,000	165,000
Transfer to Other Funds	6,270,780	944,884	15.07%	-	5,325,896	616,815
TOTAL EXPENDITURES	**$ 150,374,856**	**$ 74,947,233**	**49.84%**	**$ 1,028,012**	**$ 74,399,610**	**$ 57,302,945**
Revenue over(under) Expenditures		$ (23,020,899)				$ (12,542,369)
FUND BALANCE:						
Beginning Fund Balance 07/01/2023		$ 55,064,111				$ 46,401,528
Revenue over(under) Expenditures		(23,020,899)				(12,542,369)
Ending Fund Balance 11/30/2023		**$ 32,043,212**				**$ 33,859,159**
Composition of Fund Balance:						
Reserved for Encumbrances/Designated Funds		$ 5,739,765				$ 16,123,214
Unassigned		26,303,447				17,735,945
TOTAL FUND BALANCE 11/30/2023		**$ 32,043,212**				**$ 33,859,159**

CITY OF DANVILLE, VIRGINIA
GENERAL FUND
COMPOSITION OF FUND BALANCE
PRELIMINARY - AS OF NOVEMBER 30, 2023

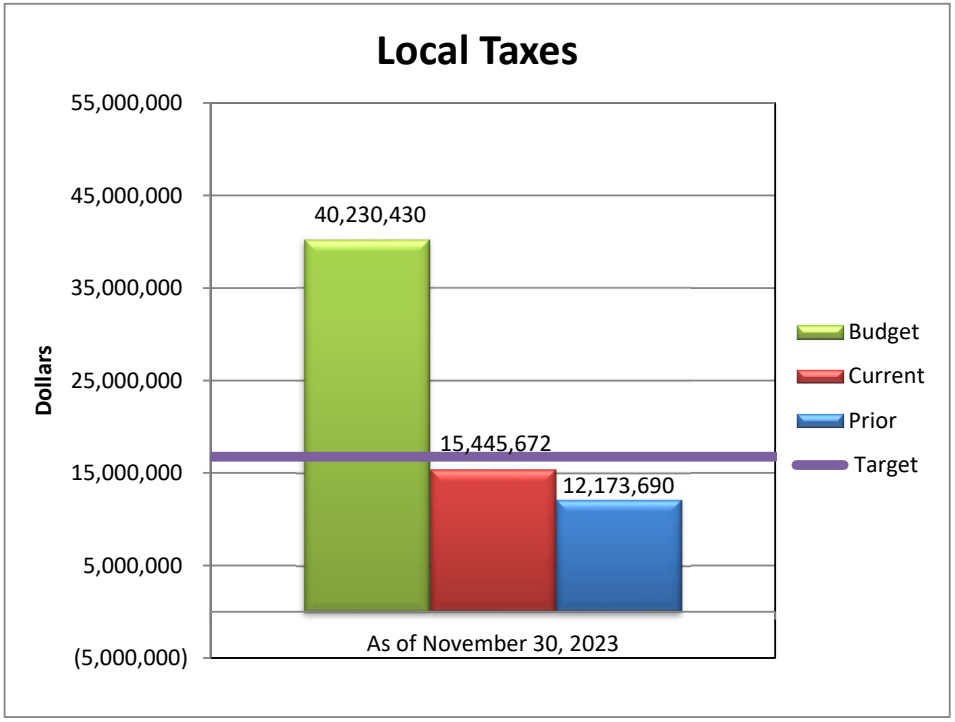
Beginning Total Fund Balance, July 1, 2023	55,064,111.17
Add: General Fund Revenues	51,926,334.22
Deduct: General Fund Expenditures	(74,947,233.40)
Ending Total Fund Balance, November 30, 2023	32,043,211.99

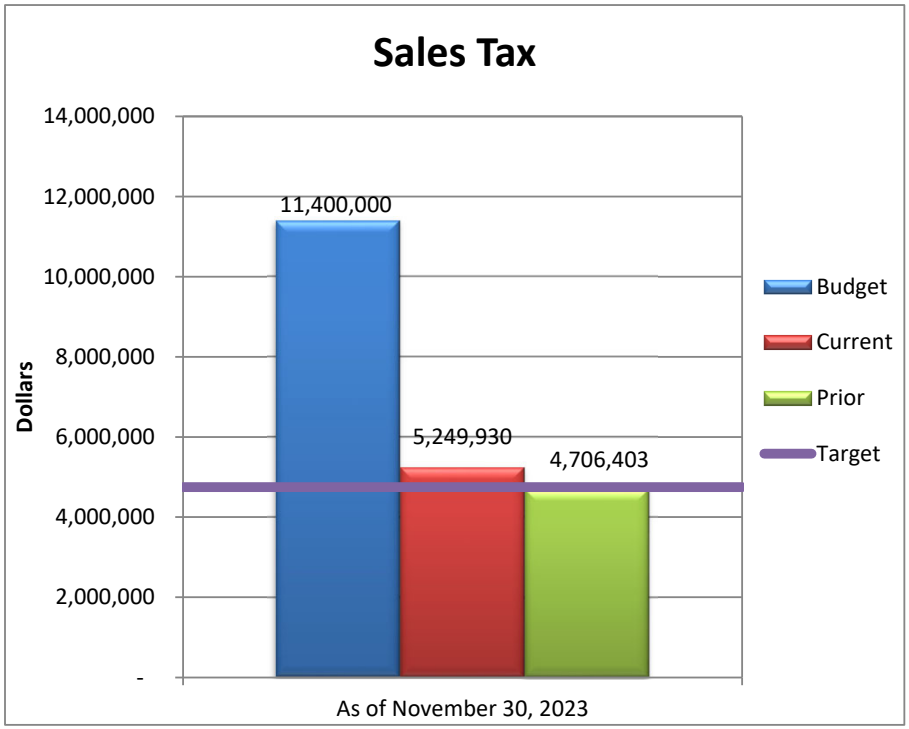
Composition of Fund Balance:	
Restricted for Commonwealth Attorney	100,838.59
Restricted for Police Department	32,908.42
Restricted for Fire Department	189,448.35
Committed for Sheriff's Department	8,766.94
Committed to Schools	796,363.72
Committed to Budget Stabilization	3,000,000.00
Assigned to Sheriff's Department	16,594.32
Assigned to Community Development	123,637.52
Assigned for Encumbrances	1,028,012.10
Nonspendable (Inventory and Prepaids)	443,194.96
UNASSIGNED	**26,303,447.07**
Total Fund Balance, November 30, 2023	32,043,211.99

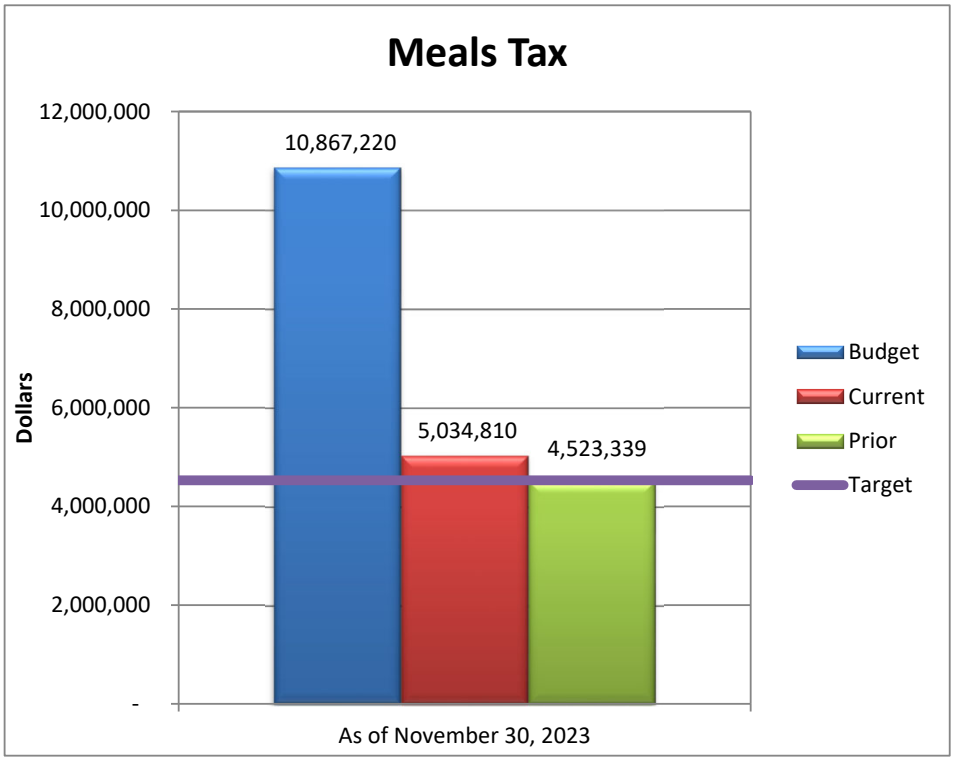
Unassigned fund balance from above	26,303,447.07
Unassigned Minimum per policy (20% of General Fund Operating Revenues) based on FY 2024 budget	27,710,540.00
Current surplus (deficit) over (under) minimum	(1,407,092.93)

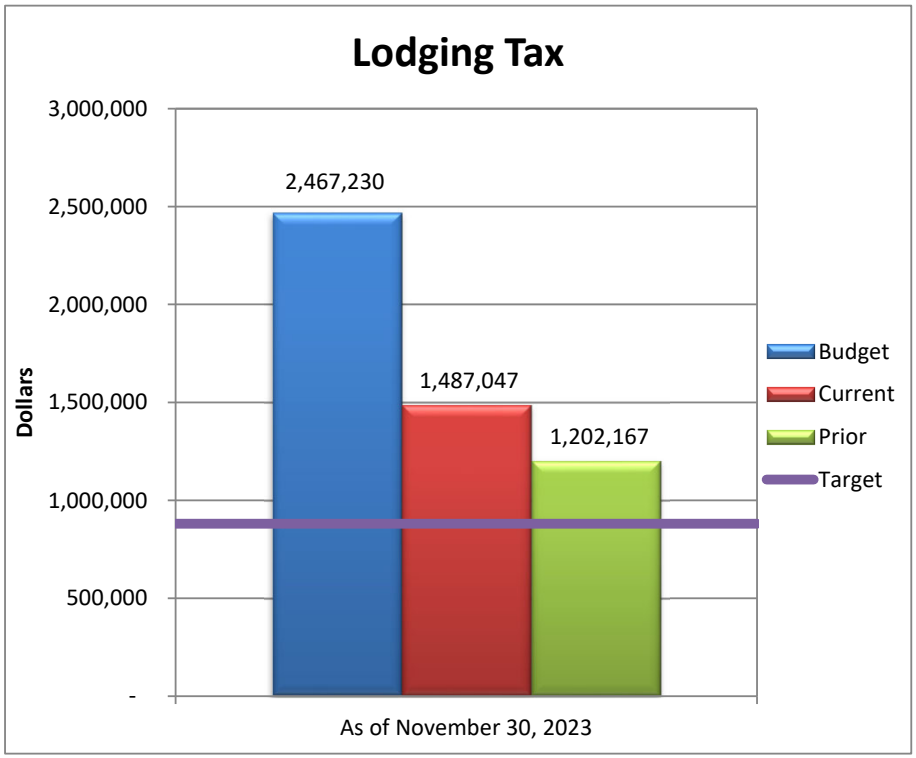
City of Danville, Virginia
Summary of Other Local Tax Revenues - PRE-CLOSING - UNAUDITED
For the period ending November 30, 2023

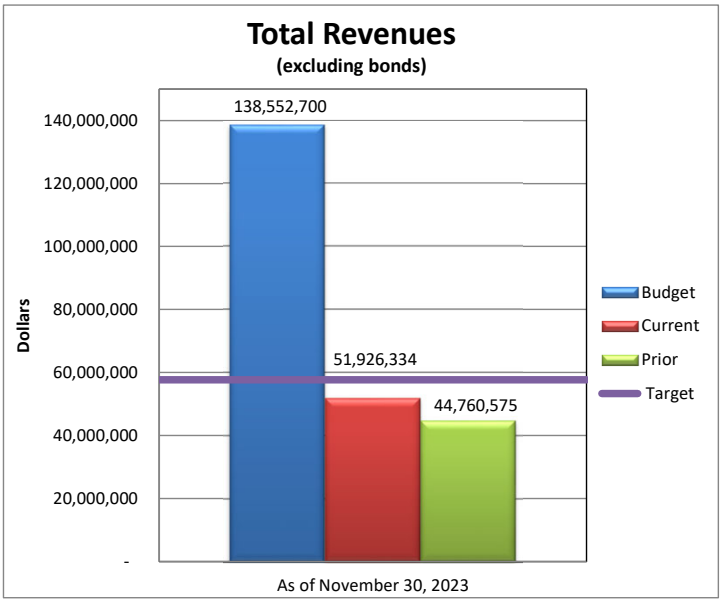
Description	Current Budget	Revenue Realized	Percentage Realized	Prior Year Budget	Prior Year Realized	Percentage Prior Year
Sales Tax	$ 11,400,000	$ 5,249,930	46.05%	$ 10,962,050	$ 4,706,403	42.93%
Business Licenses	6,800,000	912,196	13.41%	5,430,000	781,881	14.40%
Meals Tax	10,867,220	5,034,810	46.33%	9,500,000	4,523,339	47.61%
Utility Taxes	930,000	319,859	34.39%	930,000	373,385	40.15%
Vehicle License Fees	1,000,000	202,356	20.24%	1,000,000	218,474	21.85%
Bank Stock Tax	1,000,000	-	0.00%	1,000,000	-	0.00%
Recordation Tax	270,000	121,066	44.84%	270,000	171,803	63.63%
Hotel Motel Tax	2,467,230	1,487,047	60.27%	2,025,080	1,202,167	59.36%
Daily Property Rental Tax	15,980	10,573	66.16%	12,370	10,641	86.02%
Motor Vehicle Tax	200,000	102,703	51.35%	200,000	97,234	48.62%
DMV Fees	280,000	79,540	28.41%	250,000	88,364	35.35%
Caesars Min Fee	5,000,000	1,925,593	38.51%	-	-	0.00%
TOTAL	$ 40,230,430	$ 15,445,672	38.39%	$ 31,579,500	$ 12,173,690	38.55%

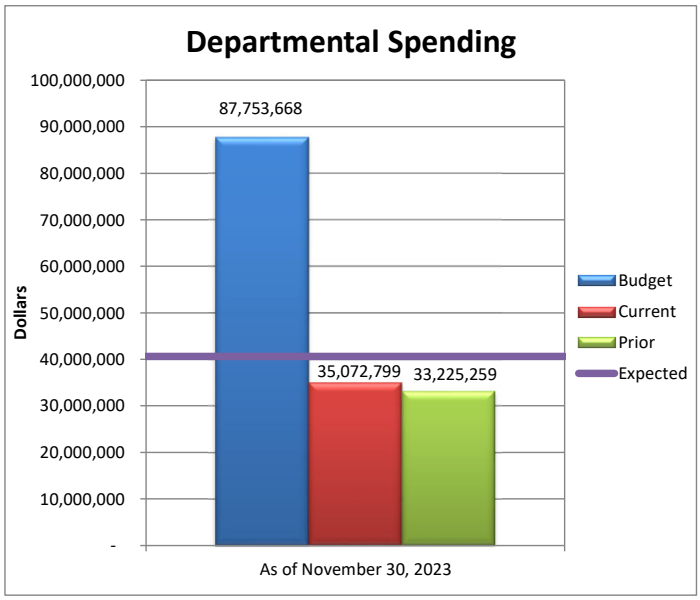

Local Taxes
55,000,000
45,000,000
35,000,000
25,000,000
15,000,000
5,000,000
(5,000,000)
Dollars
40,230,430
15,445,672
12,173,690
As of November 30, 2023
Budget
Current
Prior
Target

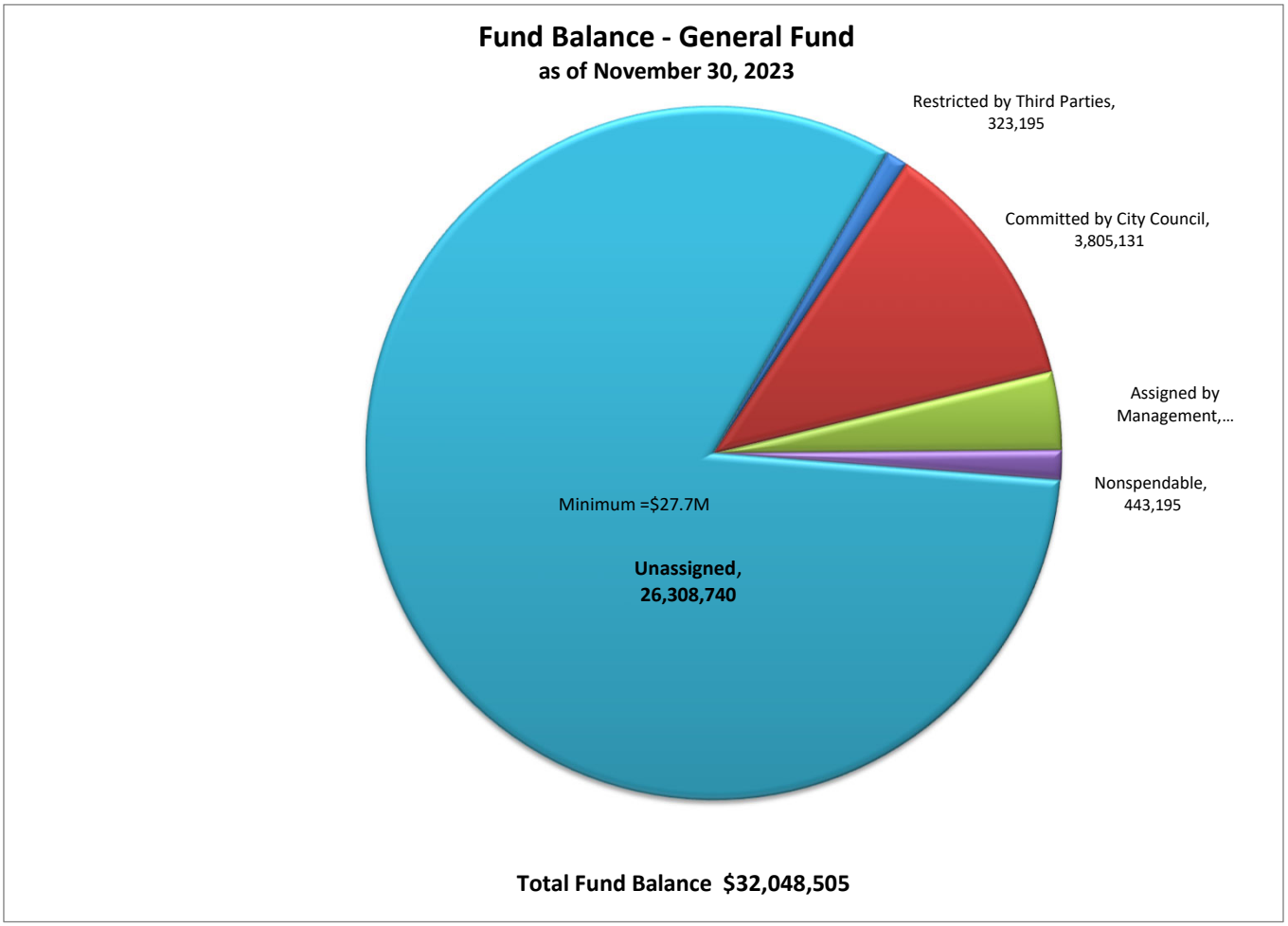

Sales Tax
14,000,000
12,000,000
10,000,000
8,000,000
6,000,000
4,000,000
2,000,000
-
Dollars
11,400,000
5,249,930
4,706,403
As of November 30, 2023
Budget
Current
Prior
Target


Meals Tax
12,000,000
10,000,000
8,000,000
6,000,000
4,000,000
2,000,000
-
Dollars
10,867,220
5,034,810
4,523,339
As of November 30, 2023
Budget
Current
Prior
Target


Lodging Tax
3,000,000
2,500,000
2,000,000
1,500,000
1,000,000
500,000
-
Dollars
2,467,230
1,487,047
1,202,167
As of November 30, 2023
Budget
Current
Prior
Target


Total Revenues
(excluding bonds)
140,000,000
120,000,000
100,000,000
80,000,000
60,000,000
40,000,000
20,000,000
-
Dollars
138,552,700
51,926,334
44,760,575
Budget
Current
Prior
Target
As of November 30, 2023


Departmental Spending
100,000,000
90,000,000
80,000,000
70,000,000
60,000,000
50,000,000
40,000,000
30,000,000
20,000,000
10,000,000
-
Dollars
87,753,668
35,072,799
33,225,259
Budget
Current
Prior
Expected
As of November 30, 2023


Fund Balance - General Fund
as of November 30, 2023
Restricted by Third Parties, 323,195
Committed by City Council, 3,805,131
Assigned by Management,...
Nonspendable, 443,195
Minimum =$27.7M
Unassigned, 26,308,740
Total Fund Balance $32,048,505

Council Letter
City of Danville, Virginia

CL - 1092 **NEW BUSINESS B.**

City Council REGULAR MEETING

Meeting Date: December 19, 2023

Subject: Consideration of a Request to Amend Chapter 41 entitled “Zoning Ordinance” of the City of Danville, 1986 As Amended.

From: Renee Burton, Division Director of Planning

COUNCIL ACTION

1. Public Hearing

2. An Ordinance Amending Chapter 41 Entitled, “Zoning Ordinance” of the Code of the City of Danville, Virginia, 1986, As Amended, More Specifically, to Amend Article 2, Section Y, Entitled “Short Term Rentals”, Article 3.A, Article 3.B, Article 3.C, Article 3.D, Article 3.E, Article 3.F, Article 3.G and Article 3.I.

SUMMARY

Consideration of a Code Amendment Request to amend Chapter 41 entitled “Zoning Ordinance” of the City of Danville, 1986 as amended. Specifically to amend Article 2.Y, Article 3.A, Article 3.B, Article 3.C, Article 3.D, Article 3.E, Article 3.F, Article 3.G and Article 3.I.

BACKGROUND

On December 5, 2023, City Council requested staff review the procedure(s) necessary to approve short-term rental operations in the City of Danville. Concerns have arisen that the current procedure is cumbersome and inequitable.

The Planning Staff has reviewed the Zoning Code of the City of Danville, procedures of other localities, and consulted numerous articles. It has been determined that the most efficient and equitable procedure for the approval process, is to amend the process from the approval of a Special Use Permit to the approval of a Special Exception Permit for the operation of a short-term rental.

Article 13. Section G Item 1 of the Zoning Code states *The Board shall have the power in specific cases to grant a special exception for and apply standards and conditions to certain land use, lot area, and yard exceptions.* Special Exception Permits are reviewed and voted on by the Board of Zoning Appeals in a monthly meeting that follows the same public notice procedures as a Special Use Permit.

The Board of Zoning Appeals is a seven (7) member board. Each member is appointed by the Circuit Court of the City of Danville and required to be a resident of the City. The Board meets monthly on the third Thursday of each month and the decisions made are final. Appeals of the Board of Zoning Appeals' decisions are reviewed by the Circuit Court of the City of Danville.

A Code amendment altering the process from a Special Use Permit to a Special Exception Permit is a benefit to the City and the applicants. Benefits include:

- Decisions are made by a court appointed quasi-judicial board,
- The number of meetings an applicant must attend are reduced from two (2) to one (1),
- The number of public notices is reduced,
- Costs for publications, staff time and materials are reduced,
- The process of neighbor notification and input remains the same, and
- There is a reduction in the time from application submission to decision.

An amendment of the Zoning Code would require the removal of "Short Term Rental as a principal use" from uses permitted as a Special Use Permit and necessitate the creation of an item within Article 2 Section Y of the Zoning Code, creating a requirement for a Special Exception Permit for operation of a Short Term Rental as a principal use. The proposed changes are attached in Exhibit A.

RECOMMENDATION

It is recommended that City Council adopt an Ordinance to amend Chapter 41 entitled "Zoning Ordinance" of the City of Danville, 1986 as amended, to remove the requirement of a Special Use Permit for the operation of a Short Term Rental as a principal use and to create the requirement of a Special Exception Permit for the operation of a Short Term Rental as a principal use.

Attachments

1. Ordinance
2. Exhibit A

PRESENTED:_____

ADOPTED: _____

ORDINANCE NO. 2023 ____.____

AN ORDINANCE AMENDING CHAPTER 41 ENTITLED, "ZONING ORDINANCE" OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED, MORE SPECIFICALLY, TO AMEND ARTICLE 2, SECTION Y, ENTITLED "SHORT TERM RENTALS", ARTICLE 3.A, ARTICLE 3.B, ARTICLE 3.C, ARTICLE 3.D, ARTICLE 3.E, ARTICLE 3.F, ARTICLE 3.G and ARTICLE 3.I.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the report of the City Planning Commission recommending approval of an amendment to Chapter 41 entitled, "Zoning Ordinance" of the Code of the City of Danville, Virginia, 1986, as amended, specifically, to amend Article 2, Section Y, Article 3.A, Article 3.B, Article 3.C, Article 3.D, Article 3.E, Article 3.F, Article 3.G and Article 3.I, be, and the same is hereby, received; and

BE IT FURTHER ORDAINED, in consideration of said report and the public hearing this day held by Council, specifically, to approve an amendment to of Chapter 41, entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia, 1986, as amended, specifically, to amend Article 2, entitled "General Regulations", Section Y, entitled "Short-Term Rentals", Article 3.A, entitled "SR-R, Sandy River Residential", Section C, Article 3.B entitled "T-R, Threshold Residential", Section C, Article 3.C, entitled "S-R, Suburban Residential", Section C, Article 3.D. entitled "NT-R, Neo-Traditional Residential", Article 3.E. entitled "OT-R, Old Town Residential", Section C, Article 3.F, entitled "A-R, Attached Residential", Section C, Article 3.G, entitled "M-R, Multi-family Residential", Section C and Article 3.I "TO-C, Transitional Office Commercial", Section C, be, and the same is hereby, amended and reordained to read as follows:

Article 2 General Regulations

Section Y Short-Term Rentals

b. Short-term rentals as a principal use are permissible with a Special Exception Permit in the SR-R, T-R, S-R, NT-R, OT-R, A-R, and TO-C zoning districts. Short-term rentals are permissible accessory uses to permitted dwellings in the SR-R, T-R, S-R, NT-R, OT-R, A-R, ~~MHP-R~~, ~~TO-C~~, CB-C, and TW-C zoning districts.

Article 3.A SR-R, Sandy River Residential
C. Uses Permitted by Special Use Permit
~~25. Short-term rental, as principal use~~

Article 3.B T-R, Threshold Residential
C. Uses Permitted by Special Use Permit
~~25. Short-term rental, as principal use~~

Article 3.C S-R, Suburban Residential
C. Uses Permitted by Special Use Permit
~~29. Short-term rental, as principal use~~

Article 3.D. NT-R, Neo-traditional Residential
C. Uses Permitted by Special Use Permit
~~18. Short-term rental, as principal use~~

Article 3.E. OT-R, Old Town Residential
C. Uses Permitted by Special Use Permit
~~29. Short-term rental, as principal use~~

Article 3.F. A-R, Attached Residential
C. Uses Permitted by Special Use Permit
~~22. Short-term rental, as principal use~~

Article 3.G M-R, Multi-family Residential
C. Uses Permitted by Special Use Permit
~~26. Short-term rental, as principal use~~

Article 3.I TO-C, Transitional Office Commercial
B. Uses Permitted by Right
~~19. Short-term rental, as principal use~~

Approved:

_____

Mayor

Attest:

_____

Clerk

Approved as to
Form and Legal Sufficiency:

_____

City Attorney

Exhibit A

Creation of a Special Exception Permit for the operation of a short-term rental as a principal use

Article 2 Section Y Item 2

b. Short-term rentals as a principal use are permissible with a Special Exception Permit in the SR-R, T-R, S-R, NT-R, OT-R, A-R, and TO-C zoning districts. Short-term rentals are permissible accessory uses to permitted dwellings in the SR-R, T-R, S-R, NT-R, OT-R, A-R, ~~MHP-R~~, ~~TO-C~~, CB-C, and TW-C zoning districts.

Remove Short-term rental, as principal use by Special Use Permit from all Zoning Districts.

Article 3.A SR-R, Sandy River Residential
C. Uses Permitted by Special Use Permit
~~25. Short-term rental, as principal use~~

Article 3.B T-R, Threshold Residential
C. Uses Permitted by Special Use Permit
~~25. Short-term rental, as principal use~~

Article 3.C S-R, Suburban Residential
C. Uses Permitted by Special Use Permit
~~29. Short-term rental, as principal use~~

Article 3.D. NT-R, Neo-traditional Residential
C. Uses Permitted by Special Use Permit
~~18. Short-term rental, as principal use~~

Article 3.E. OT-R, Old Town Residential
C. Uses Permitted by Special Use Permit
~~29. Short-term rental, as principal use~~

Article 3.F. A-R, Attached Residential
C. Uses Permitted by Special Use Permit
~~22. Short-term rental, as principal use~~

Article 3.G M-R, Multi-family Residential
C. Uses Permitted by Special Use Permit
~~26. Short-term rental, as principal use~~

Article 3.I TO-C, Transitional Office Commercial
B. Uses Permitted by Right
~~19. Short-term rental, principal use~~

Council Letter
City of Danville, Virginia

CL - 981 **NEW BUSINESS C.**

City Council REGULAR MEETING

Meeting Date: December 19, 2023

Subject: Consideration of Authorizing and Approving the Transfer of Ownership of Thirty Surplus Vacant Lots Throughout the City to the Danville Redevelopment and Housing Authority.

From: Christopher (Ryan) Dodson, Assistant City Attorney

COUNCIL ACTION

1. Public Hearing

2. A Resolution Declaring Certain City-Owned Property to be Surplus to the Needs of the City and Authorizing the City Manager to Convey Such Property to the Danville Redevelopment and Housing Authority.

SUMMARY

City Staff is seeking approval to transfer ownership of thirty (30) surplus vacant lots throughout the City to the Danville Redevelopment and Housing Authority to promote development and assist with the construction of new, affordable housing.

BACKGROUND

City staff has identified thirty (30) surplus vacant lots located throughout the City that are owned by the City of Danville, that might be better served by being transferred to the ownership of the Danville Redevelopment and Housing Authority.

Staff has determined that the City has no current or future intended use for the lots, and they appear to be surplus to the needs of the City.

City Staff wishes to transfer the surplus lots to the DRHA to incorporate them into the City's redevelopment plans through its existing trust agreement with DRHA. There are not currently any limitations on the disposition or use of the lots. Transferring these lots would help facilitate the development of new, affordable housing, increase neighborhood property values, eliminate blight, reduce City maintenance costs, and allow for more productive use of the idle, surplus properties.

RECOMMENDATION

City staff recommends approving the transfer of the thirty (30) identified surplus vacant lots to the DRHA to help with the mutual goals of the City and DRHA.

Attachments

1. Resolution

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2. Deed of Gift
3. Exhibit A
4. Maps

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2023-____.____

A RESOLUTION DECLARING CERTAIN CITY-OWNED PROPERTY TO BE SURPLUS TO THE NEEDS OF THE CITY AND AUTHORIZING THE CITY MANAGER TO CONVEY SUCH PROPERTY TO THE DANVILLE REVELOPMENT AND HOUSING AUTHORITY.

WHEREAS, the City owns thirty (30) certain parcels of real property, all of which are vacant, have no current or planned use, and are located within the City of Danville (the "Properties") and are more particularly identified as follows:

1) Baltimore Avenue (Parcel # 59873);
2) Baltimore Avenue (Parcel # 59876);
3) Briarcliff Lane (Parcel # 59820);
4) Carlson Avenue (Parcel # 60492);
5) Colquhoun Street (Parcel # 22161);
6) Cosby Street (Parcel # 26424);
7) Darby Road (Parcel # 26734);
8) Dudley Street (Parcel # 26153);
9) Dula Street (Parcel # 60491);
10) Garfield Street (Parcel # 26725);
11) Henry Street (Parcel # 04949);
12) High Street (Parcel # 26486);
13) Lincoln Street (Parcel # 26724);
14) Morris Avenue (Parcel # 60493);
15) Mt. Cross Road (Parcel # 77970);
16) Piney Forest Road (Parcel # 59927);
17) South Street (Parcel # 02839);
18) Spring Street (Parcel # 22126);
19) Stephens Street (Parcel # 59880);
20) Stokes Street (Parcel # 20600);
21) Stokes Street (Parcel # 20617);
22) Stokes Street (Parcel # 22262);
23) Stokes Street (Parcel # 24277);
24) Tate Street (Parcel # 73294);
25) Valley Street (Parcel # 26394);
26) Worsham Street (Parcel # 00980);
27) Worsham Street (Parcel # 00981);
28) Worsham Street (Parcel # 01583);
29) Worsham Street (Parcel # 01697); and
30) Worsham Street (Parcel # 04378);

WHEREAS, the City has an interest in promoting for the goal of safe, efficient, and affordable homeownership of its citizens; and

WHEREAS, the City is addressing property blight with a targeted revitalization initiative; and

WHEREAS, the City, through Ordinance No. 2007-01.03, has ordained that all real estate transactions addressing blight as part of the City's targeted revitalization initiative be conducted by the Danville Redevelopment and Housing Authority, acting as agent for the City.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Danville, Virginia, that the Properties are surplus to the City's needs, and that the City's targeted revitalization initiative is better served by the conveyance of the Properties to the Danville Redevelopment and Housing Authority; and

BE IT FURTHER RESOLVED, pursuant to Sections 15.2-1800 and 15.2 1813 of the Code of Virginia 1950, as amended, and in consideration of the public hearing this day held by Council, that the City Manager, Kenneth F. Larking, be, and he is hereby, authorized and directed to convey ownership of the Properties to the Danville Redevelopment and Housing Authority; and

BE IT FINALLY RESOLVED that the City Manager, Kenneth F. Larking, be, and he is hereby, authorized to execute on behalf of the City any and all documents as may be necessary to effect such conveyance to the Danville Redevelopment and Housing Authority.

Approved:

_____

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

Assistant City Attorney

Prepared by and return to:
C. Ryan Dodson, Esq. (VSB #90680)
City of Danville
P.O. Box 3300
Danville, VA 24543

This deed is exempt from Grantor's and Grantee's tax pursuant to Va. Code § 58.1-811(D).

Tax Map/Parcel ID #s 00980; 00981; 01583; 01697; 02839; 04378; 04949; 20600; 20617; 22126; 22161; 22262; 24277; 26153; 26394; 26424; 26486; 26724; 26725; 26734; 59820; 59873; 59876; 59880; 59927; 60491; 60492; 60493; 73294; 77970
Mail to: DRHA, 135 Jones Xing, Danville, VA 24541
Title Insurance: None

THIS **DEED OF GIFT** made this the _____ day of _____, by and between the **CITY OF DANVILLE, VIRGINIA, a municipal corporation of the Commonwealth of Virginia**, **GRANTOR**, and the **DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY, a political subdivision of the Commonwealth of Virginia, GRANTEE**,

W I T N E S S E T H:

AS A GIFT, and not for consideration, the Grantor does hereby give and grant, with general warranty and English covenants of title, unto the Grantee, in trust for the City, in fee simple absolute, all those certain lots or parcels of land, together with improvements thereon and appurtenances thereto belonging, situate in the City of Danville, Virginia, and more particularly described as follows:

See attached "Schedule A" for legal descriptions.

These conveyances are made subject to all easements, rights of way, or restrictive covenants now of record or affecting said property.

This conveyance having been authorized by the City Council of the City of Danville, Virginia by Resolution No. _____, adopted on _____, pursuant to a public hearing held in accordance with Va. Code § 15.2-1800.

WITNESS the following signatures and seals:

THE CITY OF DANVILLE, VIRGINIA,
a municipal corporation of the
Commonwealth of Virginia

BY: _____
KEN F. LARKING
City Manager

STATE OF VIRGINIA
CITY OF DANVILLE, to-wit:

The foregoing Deed was acknowledged before me this the _____ day of _____, 202__, by **KEN F. LARKING**, acting in his capacity as **City Manager**, on behalf of the City of Danville, Virginia.

BY: _____
NOTARY PUBLIC

My commission expires: _____

Notary registration number: _____

APPROVED AS TO FORM:

BY: _____
C. RYAN DODSON, ESQ.
Assistant City Attorney
VSB # 90680

SCHEDULE "A"

PARCEL #1

TAX PIN #59873 – BALTIMORE AVENUE, DANVILLE, VIRGINIA

APPROXIMATELY 2.711 Acre lot along the rear of property fronting on Baltimore Avenue and Dallas Avenue; being, in fact, all of Tax Map No. 1609-006-000077.000, PIN #59873.

BEING IN FACT, a portion of the same property conveyed to the City of Danville from the School Board of the City of Danville, by deed dated August 17, 2007 and recorded in the Clerk's Office of Circuit Court of Danville, Virginia as part of Instrument #07-4007.

PARCEL #2

TAX PIN #59876 – BALTIMORE AVENUE, DANVILLE, VIRGINIA

APPROXIMATELY 0.2845 Acre lot along the eastern margin of Baltimore Avenue, identified as PID 59876 on Plat of Survey for City of Danville, made by Piedmont Surveying and Design, P.C., dated December 8, 2008, of record in the Clerk's Office of the Circuit Court of Danville, Virginia as Instrument #09-0003 being also Lot No. 1, Section U as shown on Survey of Property for City of Danville School Board made by E. L. Wilmarth, C.L.S., dated July 20, 1951, of record in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia.

BEING IN FACT, a portion of the same property conveyed to the City of Danville from the School Board of the City of Danville, by deed dated August 17, 2007 and recorded in the Clerk's Office of Circuit Court of Danville, Virginia as part of Instrument #07-4007.

PARCEL #3

TAX PIN #59820 – BRIARCLIFF LANE, DANVILLE, VIRGINIA

PARCEL "I" as shown on Plat of Survey for Danville School Board made by Shanks & Wilmarth, Engineers-Surveyors, dated May 17, 1968, File A-2974, recorded in the Clerk's Office of the Circuit Court of the City of Danville, Virginia, in Deed Book 462, at Page 342.

BEING IN FACT, Parcel #1 conveyed to the City of Danville from the School Board of the City of Danville, by deed dated October 23, 2020 and recorded in the

Clerk's Office of Circuit Court of Danville, Virginia as part of Instrument #20-334.

PARCEL #4

TAX PIN #60492 – CARLSON AVENUE, DANVILLE, VIRGINIA

LOT NO. 2, containing 0.344 acres as shown on Plat for Glen Oak, Inc., made by Piedmont Surveying and Design, P.C., dated December 19, 2007, of record in the Clerk's Office of the Circuit Court of Danville, Virginia.

BEING IN FACT Lot No. 2 conveyed to the City of Danville from Mervin R. Pruitt, Sr. and Mervin R. Pruitt, Jr. by deed dated March 27, 2008 and recorded in the aforesaid Clerk's Office as part of Instrument #08-1661.

PARCEL #5

TAX PIN #22161 – COLQUHOUN STREET, DANVILLE, VIRGINIA

TRIANGULAR LOT to the rear of Lot 11 as shown on Map of Lots of Thomas Grasty dated November 25, 1881 of record in the Clerk's Office of the Circuit Court of Danville, Virginia in Deed Book 33, at Page 539.

BEING IN FACT Parcel No. 3 conveyed to the City of Danville from William B. Smith, Jr. by deed dated July 17, 2014 and recorded in the aforesaid Clerk's Office as part of Instrument #14-2484.

PARCEL #6

TAX PIN #26424 – COSBY STREET, DANVILLE, VIRGINIA

LOT NO. 5 IN BLOCK 6, fronting 50 feet on the southern side of Cosby Street, formerly called Cleveland Street and extending back between parallel lines in a southern direction 147 to 150 feet to an alley in the rear. Said Lots are shown on map of the West End Land Company property, made by W. A. Land, Civil Engineer, recorded in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia, in Deed Book 100, at Page 600.

BEING IN FACT, Parcel #5 conveyed to the City of Danville from the School Board of the City of Danville, by deed dated October 23, 2020 and recorded in the Clerk's Office of Circuit Court of Danville, Virginia as part of Instrument #20-334.

PARCEL #7

TAX PIN #26734 – DARBY ROAD, DANVILLE, VIRGINIA

APPROXIMATELY 0.28 Acre lot along the northern margin of Darby Road at its intersection with Sherman Street; being identified as "Park" on Map of Victory Heights, made by H. S. Peirce, dated October 12, 1944, recorded in the Clerk's Office of the Circuit Court of Danville, Virginia in Deed Book 196, at Pages 424 and 425; being also all of Tax Map No. 2606-007-000051.000, PIN #26734.

BEING IN FACT, the same property conveyed to the City of Danville from E. U. Boggs and W. E. Bowlin, by dedication dated October 12, 1944 and recorded in the aforesaid Clerk's Office in Deed Book 196, at Pages 424 and 425.

PARCEL #8

TAX PIN #26153 – DUDLEY STREET, DANVILLE, VIRGINIA

LOT 14, BLOCK 15, fronting on the Southern margin of Dudley Street, as designated on Map Showing Survey of Property of Butler Lumber Company made by E. L. Moore, C.L.S., dated April 29, 1949 of record in the Clerk's Office of the Circuit Court of Danville, Virginia in Deed Book 242, at Page 475.

BEING IN FACT the same property conveyed to the City of Danville from Andrew M. Neville, Special Commissioner on behalf of Circle Court, LLC by Special Commissioner's deed dated June 25, 2018 and recorded in the aforesaid Clerk's Office as Instrument #18-2511.

PARCEL #9

TAX PIN #60491 – DULA STREET, DANVILLE, VIRGINIA

LOT NO. 1, containing 1.611 acres as shown on Plat for Glen Oak, Inc., made by Piedmont Surveying and Design, P.C., dated December 19, 2007, of record in the Clerk's Office of the Circuit Court of Danville, Virginia.

BEING IN FACT Lot No. 1 conveyed to the City of Danville from Mervin R. Pruitt, Sr. and Mervin R. Pruitt, Jr. by deed dated March 27, 2008 and recorded in the aforesaid Clerk's Office as part of Instrument #08-1661.

PARCEL #10

TAX PIN #26725 – GARFIELD STREET, DANVILLE, VIRGINIA

PART LOT NO. 8, BLOCK B designated and shaded in blue on Map of Property to be Acquired by City of Danville for Fill Encroachment and Channel Change of Jackson's Branch prepared by the City Engineer, dated October 7, 1948 of record in the Clerk's Office of the Circuit Court of Danville, Virginia in Deed Book 231, at Page 109; being also shown on Map of Industrial Avenue prepared by Linberg Engineers of Burlington, N.C., dated April 29. 1949 of record in the aforesaid Clerk's Office.

BEING IN FACT the same property conveyed to the City of Danville from Katie Hall by deed dated October 13, 1948 and recorded in the aforesaid Clerk's Office in Deed Book 231, at Page 106.

PARCEL #11

TAX PIN #04949 – HENRY STREET, DANVILLE, VIRGINIA

APPROXIMATELY 28,450 square feet of abandoned railroad right-of-way; being the property shaded in orange on Map of Southern Railway System Portion of Old L & D R.R. Right of Way to be Conveyed to the City of Danville labeled A-10715, dated March 22, 1950 of record in the Clerk's Office of the Circuit Court of Danville, Virginia in Deed Book 242, at Page 257.

BEING IN FACT the same property conveyed to the City of Danville from Southern Railway Company by deed dated April 29, 1950 and recorded in the aforesaid Clerk's Office in Deed Book 242, at Page 255.

PARCEL #12

TAX PIN #26486 – HIGH STREET, DANVILLE, VIRGINIA

FRONTING 69 feet on the northern side of High Street, and running back therefrom between parallel lines 165 feet to a rear line; together with certain rights in and to a nine-foot alley between said Lot and Lot formerly owned by J. P. Hawkins.

BEING IN FACT the same property conveyed to the City of Danville from Jessie Hairston, Trustee in Dissolution for Morning Star Lodge No. 189, Improved Benevolent and Protective Order of Elks of the World, Danville, Virginia by deed dated March 9, 1998 and recorded in the Clerk's Office of the Circuit Court of Danville, Virginia as Instrument #98-1239.

PARCEL #13

TAX PIN #26724 – LINCOLN STREET, DANVILLE, VIRGINIA

APPROXIMATELY 0.1442 Acre triangle along the intersection of Lincoln Street with Walter's Mill Road, being, in fact, all of Tax Map No. 2605-009-000012.000, PIN #26724; being part of Lot Nos. 5 – 8 on a Map by T. M. Bass, Surveyor, dated January 12, 1910 and of record in the Clerk's Office of the Circuit Court of Pittsylvania County, in Deed Book 131, at Page 373; being also as shown on Map of Survey of Lots 9 – 11 Lincoln Street dated January 21, 1952 by E. L. Moore, C. L. S., recorded in the aforesaid Clerk's Office in Deed Book 335, at Page 289.

BEING IN FACT a portion of the same property conveyed to the City of Danville from Charles M. Bradley and Martha N. Bradley by deed dated January 26, 1976, recorded in the Clerk's Office of the Circuit Court of Danville, Virginia in Deed Book 556, at Page 405.

PARCEL #14

TAX PIN #60493 – MORRIS AVENUE, DANVILLE, VIRGINIA

LOT NO. 3, containing 0.557 acres as shown on Plat for Glen Oak, Inc., made by Piedmont Surveying and Design, P.C., dated December 19, 2007, of record in the Clerk's Office of the Circuit Court of Danville, Virginia.

BEING IN FACT Lot No. 3 conveyed to the City of Danville from Mervin R. Pruitt, Sr. and Mervin R. Pruitt, Jr. by deed dated March 27, 2008 and recorded in the aforesaid Clerk's Office as part of Instrument #08-1661.

PARCEL #15

TAX PIN #77970 – MT CROSS ROAD, DANVILLE, VIRGINIA

APPROXIMATELY 0.1733 Acre lot fronting 26 feet, more or less, along the eastern margin of Mt. Cross Road; being Lot No. 132 on Map Showing Part of Carter Springs, Inc., dated May, 1946, revised October 8, 1946, made by W. B. Sours, C.E., recorded in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia, in Map Book R, at Pages 8 and 9.

BEING IN FACT a portion of the property conveyed to the City of Danville from _____. by deed dated _____ and recorded in the aforesaid Clerk's Office _____.

PARCEL #16

TAX PIN #59927 – PINEY FOREST ROAD, DANVILLE, VIRGINIA

APPROXIMATELY 0.0538 Acre triangle along the southern margin of Apollo Avenue at its intersection with Piney Forest Road, being, in fact, all of Tax Map No. 1706-001-000009.000, PIN #59927.

BEING IN FACT a portion of the same property conveyed to the City of Danville from Barbara C. Scarce, et al. by deed dated February 9, 1970 and recorded in the Clerk's Office of the Circuit Court of Danville, Virginia in Deed Book 477, at Page 262.

PARCEL #17

TAX PIN #02839 – SOUTH STREET, DANVILLE, VIRGINIA

LOT 208 as shown on Leversedge's map made in 1880 and recorded in the Clerk's Office of the Circuit Court of the City of Danville, Virginia in Deed Book 423, at Page 47.

BEING IN FACT, the same property conveyed to the City of Danville, Virginia from Sarah P. Maitland and Eustace C. Maitland, by deed dated June 6, 1977, recorded in the aforesaid Clerk's Office in Deed Book 585, at Page 333.

PARCEL #18

TAX PIN #22126 – SPRING STREET, DANVILLE, VIRGINIA

FRONTING 116.2 Feet on the northern margin of Spring Street at its intersection with Floyd Street, as shown on Map Showing Survey of Lot for John Letcher Gourley, made by H. S. Peirce, dated September 21, 1954, of record in the Clerk's Office of the Circuit Court of Danville, Virginia in Deed Book 293, at Page 244.

BEING IN FACT the same property conveyed to the City of Danville from Howard Lee Price by deed dated December 1, 2003 and recorded in the aforesaid Clerk's Office as Instrument #04-6720.

PARCEL #19

TAX PIN #59800 – STEPHENS STREET, DANVILLE, VIRGINIA

FRONTING 85 feet on the East side of Stephens Street and running back along the line of Lot No. 2, 200 feet and along the line of V.P.I. Campus Street on the North, 207.87 feet to a rear line of 28.37 feet, being Lot No. 1 as shown on map for A. C. Conway, made March 25, 1942, by H.S. Peirce and recorded in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia, in Deed Book 415, at Page 442.

BEING IN FACT, Parcel # 8 conveyed to the City of Danville from School Board of the City of Danville, by deed dated October 23, 2020 and recorded in the Clerk's Office of Circuit Court of Danville, Virginia as part of Instrument #20-334.

PARCEL #20

TAX PIN #20600 – STOKES STREET, DANVILLE, VIRGINIA

LOT NO. 83, fronting 33 feet on the southern side of Stokes Street, and running back therefrom between parallel lines approximately 150 feet, and part of Lot No. 82, fronting 7 feet on the southern side of Stokes Street running back therefrom between parallel lines approximately 150 feet, and being in fact 7 feet on the western side of Lot No. 82, and lying next to Lot No. 83, as shown on map of part of Green Estate, the property of Messers., Boswell and Conway dated August 1905, made by J.R. Edmunds, Surveyor recorded in the Clerk's Office of the Circuit of the City of Danville, Virginia in Deed Book 71, at Page 23.

BEING, in fact, Parcel No. 1 conveyed to the City of Danville, Virginia. from Alfred W. Harper, Jr, by deed dated February 25, 2022 and recorded in the aforesaid Clerk's Office as part of Instrument #22-963.

PARCEL #21

TAX PIN #20617 – STOKES STREET, DANVILLE, VIRGINIA

FRONTING 40 feet on the northern side of Stokes Street and running back therefrom between parallel lines 97.4 feet to a rear line of 40 feet along an alley. Being in fact, Lot No. 73, as shown on a map of part of the Green Estate, the property of Messers, Boswell and Conway, dated August 1905, made by J.R. Edmunds, Surveyor, and of record in the Clerk's Office of the Circuit Court of Danville Virginia, in Deed Book 71, Page 23.

BEING IN FACT, Parcel No. 2 conveyed to the City of Danville, Virginia from Alfred W. Harper, Jr, by deed dated February 25, 2022 and recorded in the aforesaid Clerk's Office as part of Instrument #22-963.

PARCEL #22

TAX PIN #22262 – STOKES STREET, DANVILLE, VIRGINIA

FRONTING 40 feet on the northern side of Stokes Street and running back therefrom between parallel lines to an alley; Being Lot No. 72 as shown on map of a part of the Green Homestead Place, belonging formerly to Boswell and Conway made by J.R. Edmunds, C. E., recorded in the Clerk's Office of the Circuit Court of Danville, Virginia in Deed Book 71, Page 23.

BEING IN FACT, Parcel No. 3 conveyed to the City of Danville, Virginia. from Alfred W. Harper, Jr, by deed dated February 25, 2022 and recorded in the aforesaid Clerk's Office as part of Instrument #22-963

PARCEL #23

TAX PIN #24277 – STOKES STREET, DANVILLE, VIRGINIA

BEING the western 3 feet of Lot No. 81 and the eastern 33 feet of Lot No. 82, as shown on map of the property of a part of the Green Estate belonging to Messers, Boswell and Conway, dated August 1905, made by J. R. Edmunds, Surveyor, recorded in the Clerk's Office of the Circuit Court of the City of Danville, Virginia, in Deed Book 71 at page 23.

BEING IN FACT, the same property conveyed to the City of Danville, Virginia by Oren M, Bray, by deed dated April 9, 2021 and recorded in the aforesaid Clerk's Office as Instrument #21-1619.

PARCEL #24

TAX PIN #73294 – TATE STREET, DANVILLE, VIRGINIA

LOT A, containing approximately 0.1755 acres as shown on Plat of Survey for W. Nat Blanks from W. H. Henderson, made by Shanks & Wilmarth, Engineers and Surveyors, dated August 1, 1963, of record in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia in Deed Book 433, at Page 335.

BEING IN FACT the same property conveyed to the City of Danville from Charles E. Case, Jr. and Timothy R. Case by deed dated October 7, 2005 and recorded in the Clerk's Office of the Circuit Court of Danville, Virginia as Instrument #05-5052.

PARCEL #25

TAX PIN #26394 – VALLEY STREET, DANVILLE, VIRGINIA

LOT NO. 6 as shown on Survey for Vivian Keen made March 9, 1961, by Shank's and Wilmarth, Engineers and Surveyors, of record in the Clerk's Office of the Circuit Court of Danville, Virginia in Deed Book 412, at Page 359, ; being also known as Lot No. 6 as shown on a Survey of Lands of Jas. Thomas in the Town of Danville, Virginia, on tracing made May 30, 1888, by C. A. Ballou, copy from his map of March, 1875, said tracing being of record in the aforesaid Clerk's Office in Deed Book 27, at Page 82.

BEING IN FACT, the same property conveyed to the City of Danville, Virginia from Vivian Keen and Charles Keen, Jr. by deed dated April 28, 1965, recorded in the aforesaid Clerk's Office in Deed Book 412, at Page 357.

PARCEL #26 AND #27

TAX PIN #00980 & 00981 – WORSHAM STREET, DANVILLE, VIRGINIA

LOTS NOS. 16 AND 17, fronting a total of 120 feet on the eastern margin of Worsham Street, as show on Map of J. N. Wyllie's lots on Breast Works Hill dated May, 1911, by David T. Williams, recorded in the Clerk's Office of the Circuit court of Danville, Virginia, in Deed Book 83, at pages 436 and 437.

BEING IN FACT, the same property conveyed to the City of Danville, Virginia from Frank R. Cox, Jr. *et al.* by deed dated February 24, 1982, recorded in the aforesaid Clerk's Office in Deed Book 655, at Page 300.

PARCEL #28

TAX PIN #01583 – WORSHAM STREET, DANVILLE, VIRGINIA

LOTS NOS. 20 AND 21 fronting a total of 100 feet on the eastern margin of Worsham Street, as shown on map of J. N. Wyllie's Lots on Breast Works Hill, dated May, 1911, made by David T. Williams, recorded in the Clerk's Office of the Circuit Court of Danville, Virginia, in Deed Book 83, at pages 436 and 437.

LESS AND EXCEPT a strip of property which was conveyed to the Worsham Steet, by deed dated March 26, 1948 recorded in the aforesaid Clerk's Office in Deed Book 225, at page 305.

BEING IN FACT, the same property conveyed to the City of Danville, Virginia from Louise J. Frye on behalf of E. H. Frye by deed dated March 4, 1982, recorded in the aforesaid Clerk's Office in Deed Book 655, at Page 187.

PARCEL #29

TAX PIN #01697 – WORSHAM STREET, DANVILLE, VIRGINIA

LOT NO. 14, fronting 70 feet, more or less, on the eastern margin of Worsham Street, as shown on Map of J. N. Wyllie's lots on Breast Works Hill, dated May, 1911, made by David T. Williams, recorded in the Clerk's Office of the Circuit Court of Danville, Virginia, in Deed Book 83, at Pages 436 and 437.

LESS AND EXCEPT a small strip of property which was conveyed to the City of Danville for the widening of Worsham Street by deed dated March 22, 1948, recorded in the aforesaid Clerk's Office in Deed Book 225, at Page 332;

BEING IN FACT, the same property conveyed to the City of Danville, Virginia from James P. Morgan, Sr., and Dean L. Morgan, by deed dated April 5, 1982, recorded in the aforesaid Clerk's Office in Deed Book 657, at Page 262.

PARCEL #30

TAX PIN #04378 – WORSHAM STREET, DANVILLE, VIRGINIA

LOT NO. 18, fronting 50 feet on the eastern margin of Worsham Street, as shown on Map of J. N. Wyllie's lots on Breast Works Hill, dated May, 1911, made by David T. Williams, recorded in the Clerk's Office of the Circuit Court of Danville, Virginia, in Deed Book 83, at Pages 436 and 437.

BEING IN FACT, the same property conveyed to the City of Danville, Virginia from Myrtle F. Walker by deed dated May 18, 1982, recorded in the aforesaid Clerk's Office in Deed Book 660, at Page 483.

City-Owned Parcels with potential use by the DRHA

Parcel 1. #59873 Baltimore Ave.
Acquired 2007; unused since 2007
Notes: Former School Board property; Possible expansion of senior housing.

Parcel 2. #59876 Baltimore Ave.
Acquired 2007; unused since 2007
Notes: Former School Board property; Possible expansion of senior housing.

Parcel 3. #59820 Briarcliff Ln.
Acquired 2020; unused since 1969
Notes: Former School Board property; Possible new residential subdivision.

Parcel 4. #60492 Carlson Ave
Acquired 2008; unused since 2008
Notes: Near golf course. Residential lot.

Parcel 5. #26424 Cosby St.
Acquired 2020; unused since 1963
Notes: Former School Board property; Residential lot.

Parcel 6. #22161 Colquhoun St.
Acquired 2014; unused since 2014
Notes: Monument-Berryman Area;
Possible new residential subdivision.

Parcel 7. #26734 Darby Rd.
Acquired 1944; unused since 1944
Notes: Near Jones Crossing development; Residential lot.

Parcel 8. #60491 Dula St.
Acquired 2008; unused since 2008
Notes: Near golf course. Residential lot.

Parcel 9. #26153 Dudley
Acquired 2018; unused since 2018
Notes: Residential lot.

Parcel 10. #26725 Garfield St.
Acquired 1948; unused since 1948
Notes: Near Jones Crossing development; Residential lot.

Parcel 11. #04949 Henry St.
Acquired 1950; unused since 1950
Notes: Former railroad property; Residential lot.

Parcel 12. #26486 High St.
Acquired 1998; unused since 1998
Notes: River District; Residential lot.

Parcel 13. #26724 Lincoln St.
Acquired 1976; unused since 1976
Notes: Near Jones Crossing development; Residential lot.

Parcel 14. #60493 Morris Ave
Acquired 2008 unused since 2008
Notes: Near golf course. Residential lot.

Parcel 15. #77970 Mt Cross Rd
Acquired 2004; unused since 2004
Notes: Leftover from Right-of-Way expansion; Near County line.

Parcel 16. #59927 Piney Forest Rd
Acquired 1970; unused since 1970
Notes: Leftover from Right-of-Way expansion; Near Bonner Middle School.

Parcel 17. #02839 South St
Acquired 1977; unused since 1977
Notes: Leftover from Right-of-Way expansion; Residential lot.

Parcel 18. #22126 Spring St
Acquired 2003; unused since 2003
Notes: River District; Residential lot.

Parcel 19. #59880 Stephens St.
Acquired 2020; unused since 1965
Notes: Former School Board property; Residential lot.

Parcel 20. #20600 Stokes
Acquired 2022; unused since 2022
Notes: Monument-Berryman Area;
Residential lot.

Parcel 21. #20617 Stokes
Acquired 2022; unused since 2022
Notes: Monument-Berryman Area;
Residential lot.

Parcel 22. #22262 Stokes
Acquired 2022; unused since 2022
Notes: Monument-Berryman Area;
Residential lot.

Parcel 23. #24277 Stokes
Acquired 2021; unused since 2021
Notes: Monument-Berryman Area;
Residential lot.

Parcel 24. #73294 Tate St.
Acquired 2005; unused since 2005
Notes: Residential lot.

Parcel 25. #26394 Valley St.
Acquired 1965; unused since 1965
Notes: Ross-Holbrook Area; Residential lot.

Parcel 26. #00980 Worsham St.
Acquired 1982; unused since 1982
Notes: Residential lot.

Parcel 27. #00981 Worsham St.
Acquired 1982; unused since 1982
Notes: Residential lot.

Parcel 28. #01583 Worsham St.
Acquired 1982; unused since 1982
Notes: Residential lot.

Parcel 29. #01697 Worsham St.
Acquired 1982; unused since 1982
Notes: Residential lot.

Parcel 30. #04378 Worsham St.
Acquired 1982; unused since 1982
Notes: Residential lot.

REIMAGINE THAT
DANVILLE
VIRGINIA

TRANSFER OF LOTS TO DRHA

Worsham St. - 00980, 00981, 01583, 01697, 04378

Lots Being Transferred to DRHA

City Boundary

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. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.

Prepared by the Office of the City Engineer-11/27/2023

REIMAGINE THAT DANVILLE VIRGINIA

TRANSFER OF LOTS TO DRHA

South St. - 02839

Lots Being Transferred to DRHA

City Boundary

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Prepared by the Office of the City Engineer-11/27/2023

IMAGINE THAT
DANVILLE
VIRGINIA

TRANSFER OF LOTS TO DRHA

Henry St. - 04949

Lots Being Transferred to DRHA

City Boundary

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Prepared by the Office of the City Engineer-11/27/2023

REIMAGINE THAT
DANVILLE
VIRGINIA

TRANSFER OF LOTS TO DRHA

Stokes St. -
20600, 20617, 22262, 24277

Lots Being Transferred to DRHA

City Boundary

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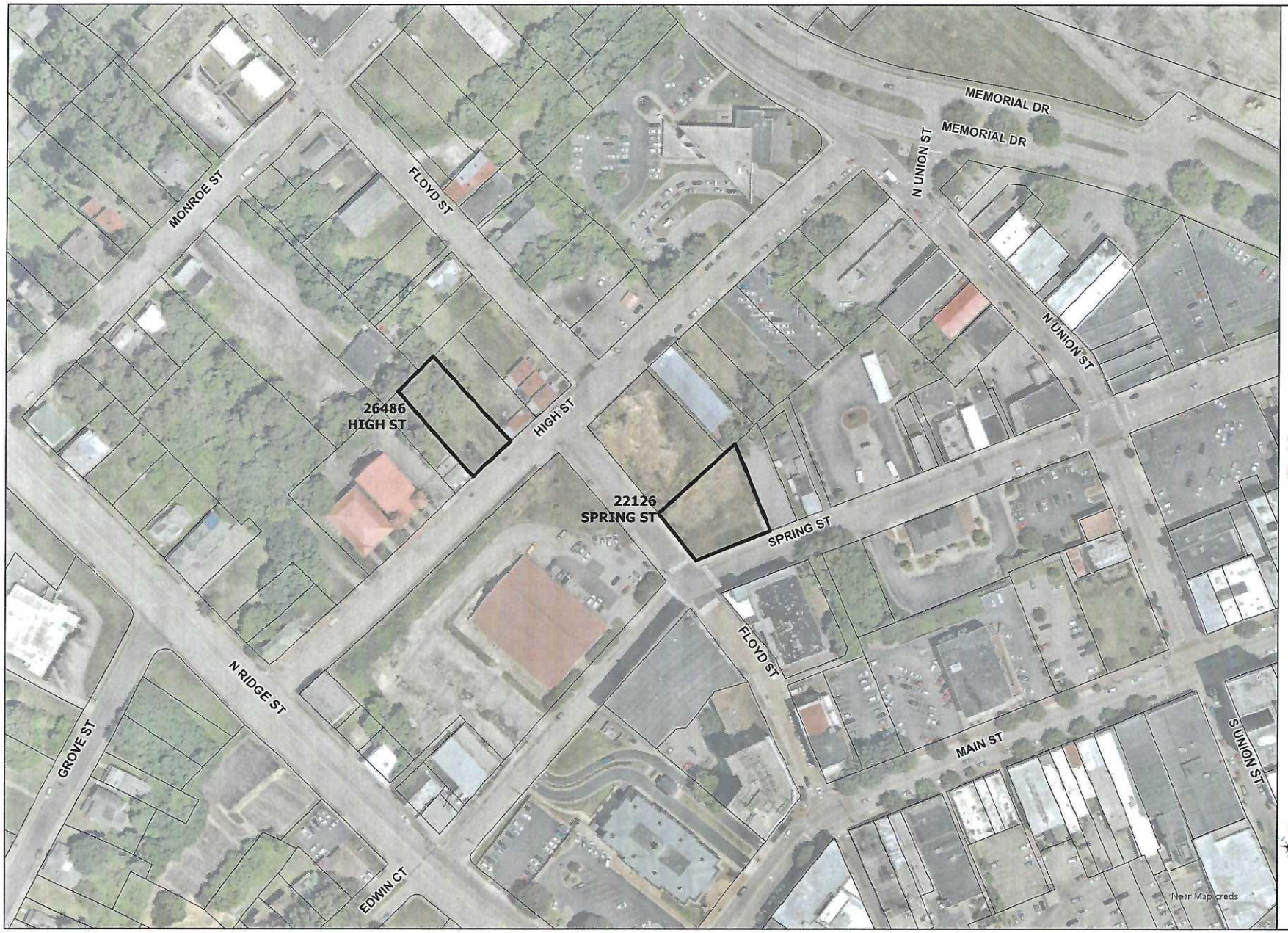
Prepared by the Office of the City Engineer-11/27/2023



REIMAGINE THAT DANVILLE VIRGINIA

TRANSFER OF LOTS TO DRHA

Spring St. / High St. - 22126, 26486

Lots Being Transferred to DRHA

City Boundary

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Prepared by the Office of the City Engineer-11/27/2023

REIMAGINE THAT
DANVILLE
VIRGINIA

TRANSFER OF LOTS TO DRHA

Colquhoun St. - 22161

Lots Being Transferred to DRHA

City Boundary

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Prepared by the Office of the City Engineer-11/27/2023

REIMAGINE THAT DANVILLE VIRGINIA

TRANSFER OF LOTS TO DRHA

Dudley St. - 26153

Lots Being Transferred to DRHA

City Boundary

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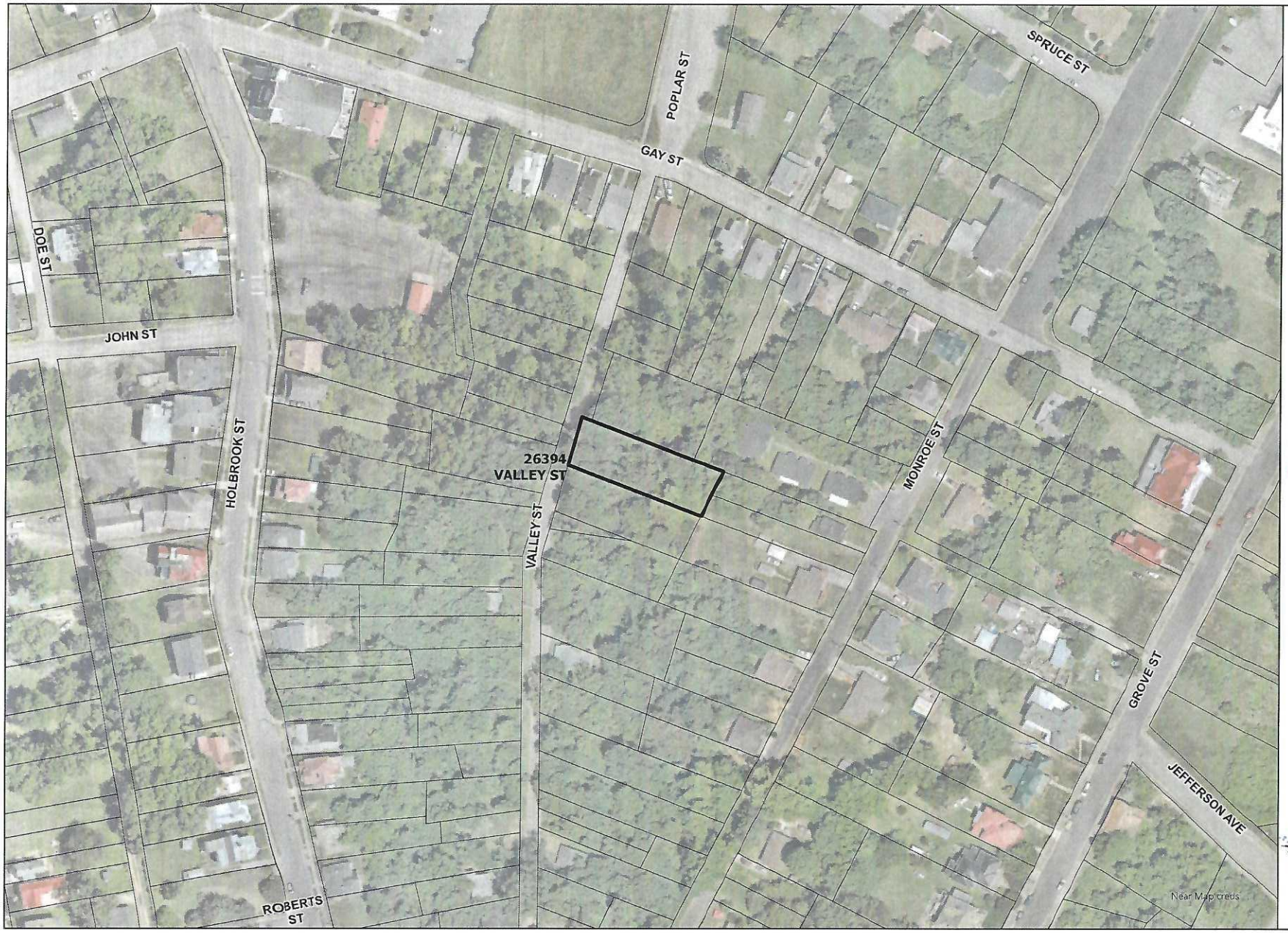
Prepared by the Office of the City Engineer-11/27/2023



REIMAGINE THAT DANVILLE VIRGINIA

TRANSFER OF LOTS TO DRHA

Valley St - 26394

Lots Being Transferred to DRHA

City Boundary

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Prepared by the Office of the City Engineer-11/27/2023

REIMAGINE THAT
DANVILLE
VIRGINIA

TRANSFER OF LOTS TO DRHA

Cosby St. - 26424

Lots Being Transferred to DRHA

City Boundary

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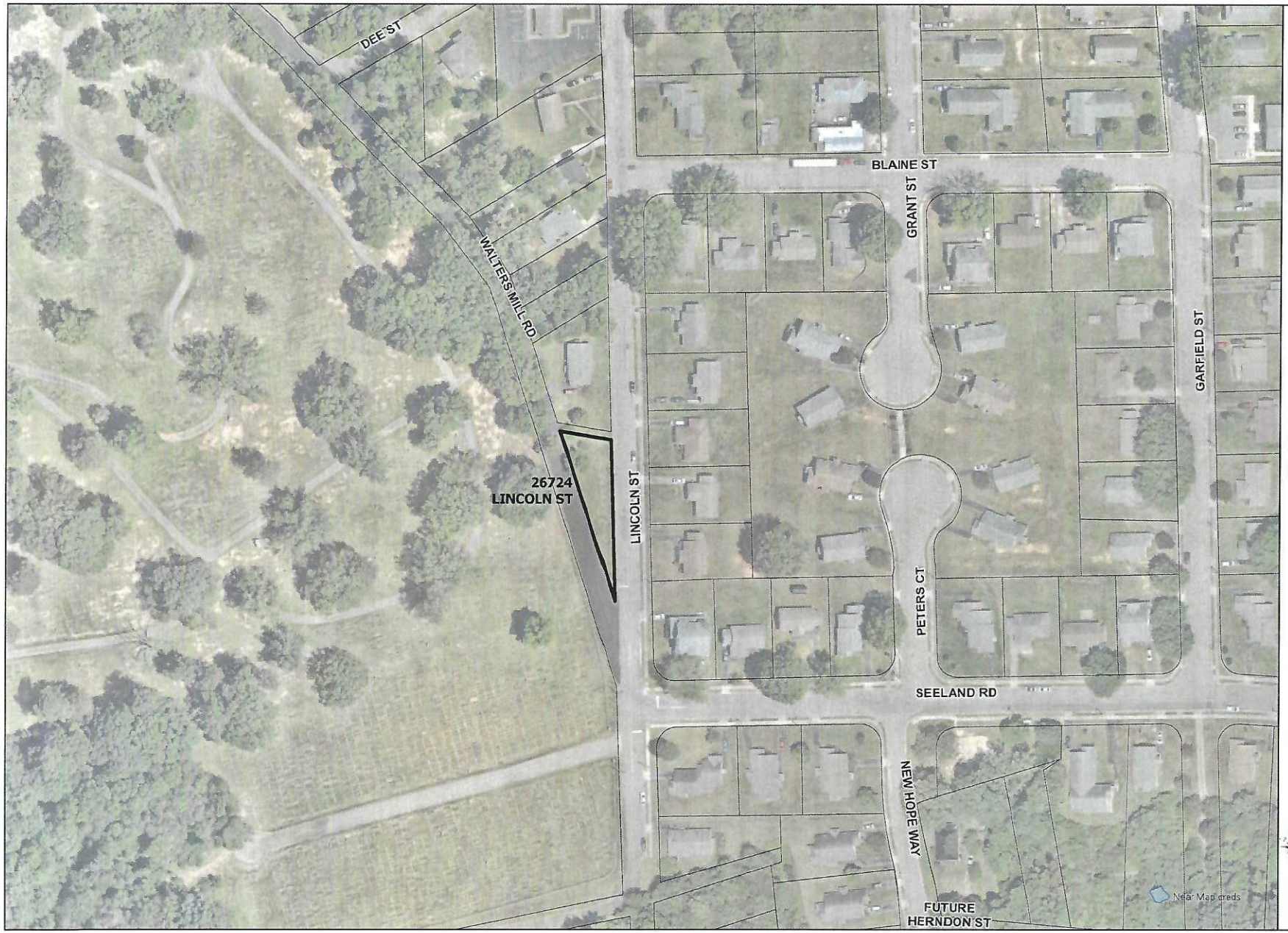
Prepared by the Office of the City Engineer-11/27/2023



REIMAGINE THAT DANVILLE VIRGINIA

TRANSFER OF LOTS TO DRHA

Lincoln St. - 26724

Lots Being Transferred to DRHA

City Boundary

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Prepared by the Office of the City Engineer-11/27/2023

REIMAGINE THAT
DANVILLE
VIRGINIA

TRANSFER OF LOTS TO DRHA

Garfield St. / Darby Rd. - 26725, 26734

Lots Being Transferred to DRHA

City Boundary

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Prepared by the Office of the City Engineer-11/27/2023

REIMAGINE THAT
DANVILLE
VIRGINIA

TRANSFER OF LOTS TO DRHA

Briarcliff Ln. - 59820

Lots Being Transferred to DRHA

City Boundary

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Prepared by the Office of the City Engineer-11/27/2023

REIMAGINE THAT DANVILLE VIRGINIA

TRANSFER OF LOTS TO DRHA

Baltimore Ave. - 59873, 59876

Lots Being Transferred to DRHA

City Boundary

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Prepared by the Office of the City Engineer-11/27/2023

IMAGINE THAT
DANVILLE
VIRGINIA

TRANSFER OF LOTS TO DRHA

Stephens St. - 59880

Lots Being Transferred to DRHA

City Boundary

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Prepared by the Office of the City Engineer-11/27/2013

REIMAGINE THAT
DANVILLE
VIRGINIA

TRANSFER OF LOTS TO DRHA

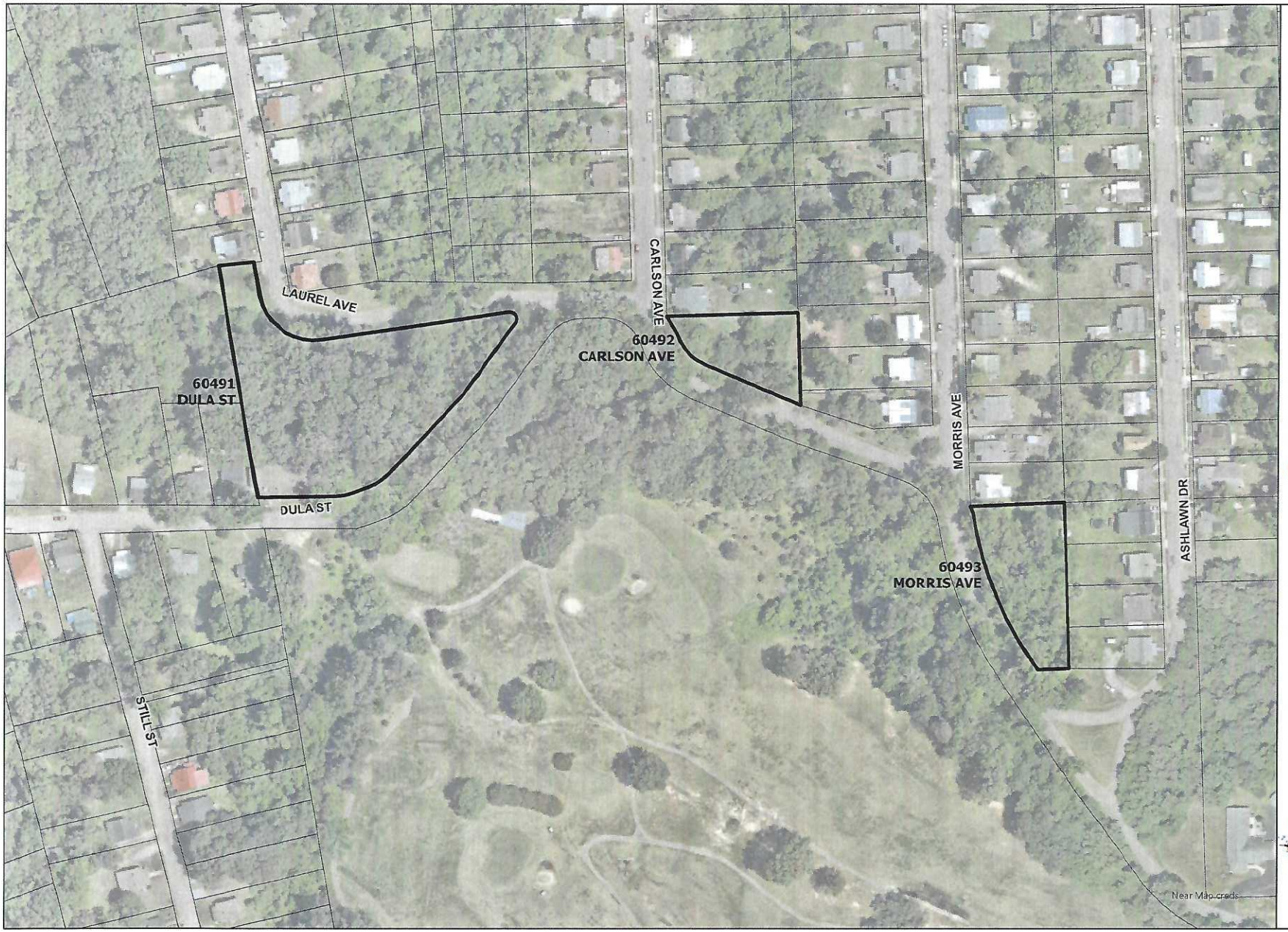
Piney Forest Rd. - 59927

Lots Being Transferred to DRHA

City Boundary

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. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.

Prepared by the Office of the City Engineer-11/27/2023



REIMAGINE THAT
DANVILLE
VIRGINIA

TRANSFER OF LOTS TO DRHA

Dula St. / Carlson Ave. / Morris Ave.-
60491,60492, 60493

Lots Being Transferred to DRHA

City Boundary

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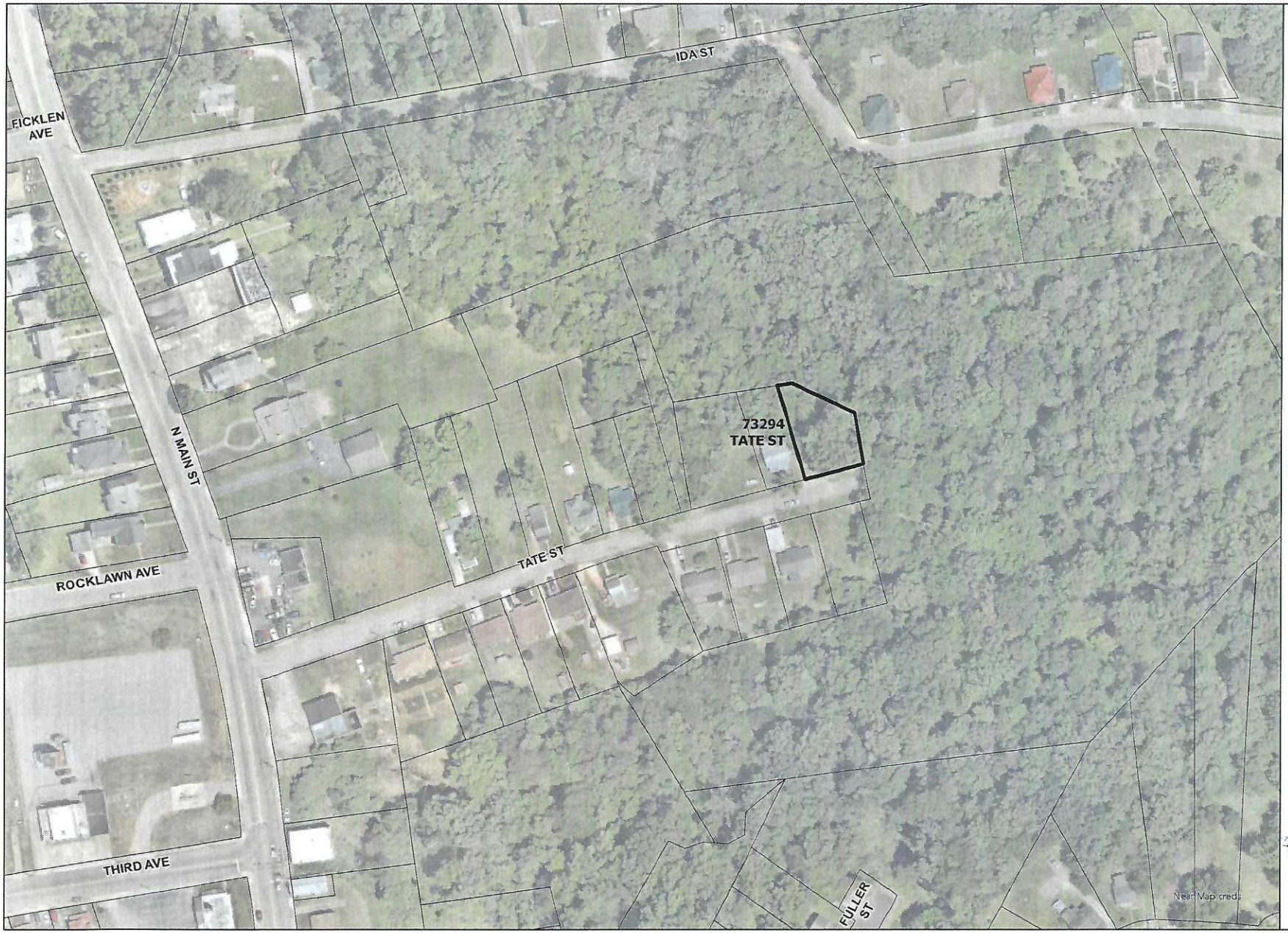
Prepared by the Office of the City Engineer-11/27/2023



REIMAGINE THAT DANVILLE VIRGINIA

TRANSFER OF LOTS TO DRHA

Tate St. - 73294

Lots Being Transferred to DRHA

City Boundary

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Prepared by the Office of the City Engineer-11/27/2023

REIMAGINE THAT
DANVILLE
VIRGINIA

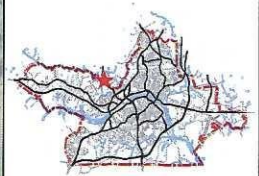
TRANSFER OF LOTS TO DRHA

Mt. Cross Rd. - 77970

Lots Being Transferred to DRHA

City Boundary

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. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.



Prepared by the Office of the City Engineer-11/27/2023

Council Letter
City of Danville, Virginia

CL - 974 **NEW BUSINESS D.**

City Council REGULAR MEETING

Meeting Date: December 19, 2023

Subject: Consideration of Authorizing and Approving the Release of Twenty-Three Nuisance Abatement Liens Affecting Nine Parcels of Land.

From: Christopher (Ryan) Dodson, Assistant City Attorney

COUNCIL ACTION

A Resolution Approving and Authorizing the Release of City-Held Liens Against Real Property Identified as Parcels #01033, #21281, #21283, #21284, #22754, #22755, #73086, #73087, and #73088 to Facilitate their Donation to the Danville Redevelopment and Housing Authority.

SUMMARY

City Staff is seeking approval from City Council to release twenty-three (23) nuisance abatement liens, and associated costs and delinquencies, affecting nine (9) parcels of land including parcels on Holbrook Street, Branch Street, Flint Street, Monroe Street, Rice Street, and Shaver-Johnson Street, to facilitate their donation to the Danville Redevelopment and Housing Authority.

BACKGROUND

The City currently holds approximately $69,632.00 in delinquent taxes, nuisance abatement liens, and associated collection costs and interest against nine parcels, identified as Parcel #22754 (351 Holbrook St.), #21283 (Branch St.), #21284 (Branch St.), #22755 (Flint St.), #21281 (Monroe St.), #01033 (Rice St.), #73086 (Shaver-Johnson St.), #73087 (Shaver-Johnson St.), and #73088 (Shaver-Johnson St.). The liens and costs greatly exceed the value of each parcel, making them presently unmarketable. The properties were previously subject to federal tax liens, however those liens have recently been addressed.

These properties include the former Cunningham & Hughes Funeral Home in the Ross-Holbrook Historic District. This building has been vacant for several decades but has historic significance to the community, including being used as collateral to assist in bailing out civil rights protesters in the early 1960s. Staff believes that once ownership is secured by the DRHA, the property would likely qualify for federal grant money for rehabilitation based on recent success in obtaining such elsewhere on Holbrook Street. This would help revitalize a vacant property with historic value to stave off possible demolition and provide additional community resources in the Ross-Holbrook district. The remaining properties provide DRHA with the option to build new housing to assist with the present housing shortage.

The nuisance abatement liens relate to the demolition of unsafe structures previously on the properties, as well as frequent grass cutting over the past two decades. The present owner inherited all of the properties in 2022, is not responsible for creating the liens and delinquencies, and wishes to donate the land to the DRHA to help preserve the property and assist with the redevelopment of the

area, in exchange for the release of the associated delinquencies and liens. Partnering with the DRHA on this furthers the City's goals of blight eradication, encouraging new affordable housing, preserving historic property, and neighborhood redevelopment. The donation is dependent upon the City releasing the recorded nuisance abatement liens, and associated delinquencies, and costs to allow clear title to transfer.

Under State law, City Council can release nuisance abatement liens to facilitate the transfer of an otherwise unmarketable lot. City Staff has determined that releasing the outstanding nuisance abatement liens to facilitate the property transfer would be of benefit to the City by eliminating likely future maintenance costs, preserving historic property, increasing the taxable value and productive use of the parcels, and assisting the DRHA in its community goals.

RECOMMENDATION

City staff recommends releasing all existing liens, taxes, and associated collection costs and interest affecting Parcels #22754 (351 Holbrook St.), #21283 (Branch St.), #21284 (Branch St.), #22755 (Flint St.), #21281 (Monroe St.), #01033 (Rice St.), #73086 (Shaver-Johnson St.), #73087 (Shaver-Johnson St.), and #73088 (Shaver-Johnson St.), contingent upon the actual transfer of the Parcels to the DRHA.

Attachments

1. Resolution

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2023-____.____

A RESOLUTION APPROVING AND AUTHORIZING THE RELEASE OF CITY-HELD LIENS AGAINST REAL PROPERTY IDENTIFIED AS PARCELS #01033, #21281, #21283, #21284, #22754, #22755, #73086, #73087, AND #73088 TO FACILITATE THEIR DONATION TO THE DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY.

WHEREAS, there exists twenty-three (23) City-held liens and approximately $69,632.00 collectively in delinquent taxes, associated collection costs, and interest against certain real properties in the City of Danville, identified as Tax Parcels #01033 (Rice Street), #21281 (Monroe Street), #21283 (Branch Street), #21284 (Branch Street), #22754 (351 Holbrook Street), #22755 (Flint Street), #73086 (Shaver-Johnson Street), #73087 (Shaver-Johnson Street), and #73088 (Shaver-Johnson Street), (collectively “the Properties”); and

WHEREAS, the delinquent taxes, liens, associated collection costs, and interest greatly exceed the tax assessed value of the Properties, making the lots presently unmarketable; and

WHEREAS, the present owner of the Properties desires to donate the Properties to the City and to the Danville Redevelopment and Housing Authority, as trustee for the City of Danville; and

WHEREAS, under Va. Code § 15.2-906(4) a locality may release such lien against a particular property in order to facilitate its sale or transfer to an unrelated, bona fide purchaser.

NOW THEREFORE, BE IT RESOLVED by the City Council of Danville, Virginia, that all delinquent taxes, abatement charges, City-held liens, associated collection costs, and interest of record against Tax Parcels #01033, #21281, #21283, #21284, #22754, #22755, #73086, #73087, and #73088 be released to facilitate their donation to the City and to the Danville Redevelopment and Housing Authority, as trustee for the City of Danville, provided such donation actually occurs.

Approved:

_____
Mayor

Attest:

_____
City Clerk

Approved as to
Form and Legal Sufficiency:

_____
Assistant City Attorney

Council Letter
City of Danville, Virginia

CL - 975 **NEW BUSINESS E.**

City Council REGULAR MEETING

Meeting Date: December 19, 2023

Subject: Consideration of Authorizing and Approving the Release of Four Nuisance Abatement Liens Affecting Parcel No. 04500 on Bradley Road.

From: Christopher (Ryan) Dodson, Assistant City Attorney

COUNCIL ACTION

A Resolution Approving and Authorizing the Release of City-Held Liens Against Real Property Identified as Parcel #04500 (Bradley Road) to Facilitate its Donation to the Danville Redevelopment and Housing Authority.

SUMMARY

City Staff is seeking approval from City Council to release four (4) nuisance abatement liens and associated costs and delinquencies affecting a parcel of land on Bradley Road, to facilitate its donation to the Danville Redevelopment and Housing Authority.

BACKGROUND

The City currently holds approximately $12,038.00 in nuisance abatement liens, and associated collection costs and interest, against a parcel on Bradley Road, identified as Parcel #04500. The liens and costs greatly exceed the market value of the parcel, which is presently assessed at $1,000.00.

The nuisance abatement liens relate to the demolition of an unsafe structure in 2014 and subsequent grass-cutting. The present owner of the parcel has no other assets and wishes to donate the land to the DRHA to assist with the development of much-needed affordable housing, in exchange for the release of the delinquencies and liens. Partnering with the DRHA on this furthers the City's goals of blight eradication and expanding the housing supply. The donation is dependent upon the City releasing the recorded nuisance abatement liens and associated costs to allow clear title to transfer.

Under State law, City Council can release nuisance abatement liens to facilitate the transfer of an otherwise unmarketable lot. City Staff has determined that releasing the outstanding nuisance abatement liens to facilitate the property transfer would be of benefit to the City by eliminating likely future maintenance costs, increasing the taxable value and productive use of the parcel, and assisting the DRHA in developing new affordable housing.

RECOMMENDATION

City staff recommends releasing existing liens and associated collection costs and interest affecting Parcel #04500, contingent upon the actual transfer of the parcel to the DRHA.

Attachments

1. Resolution
2. Bradley Road Maps

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2023-____.____

A RESOLUTION APPROVING AND AUTHORIZING THE RELEASE OF CITY-HELD LIENS AGAINST REAL PROPERTY IDENTIFIED AS PARCEL #04500 (BRADLEY ROAD), TO FACILITATE ITS DONATION TO THE DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY.

WHEREAS, there exists four (4) City-held liens and approximately $12,038.00 collectively in delinquent taxes, associated collection costs, and interest against a certain real property in the City of Danville, identified as Tax Parcel #04500 Bradley Road, ("the Property"); and

WHEREAS, the delinquent taxes, liens, associated collection costs, and interest greatly exceed the tax assessed value of the Property, making the lot presently unmarketable; and

WHEREAS, the present owner of the Property desires to donate the Property to the Danville Redevelopment and Housing Authority, as trustee for the City of Danville; and

WHEREAS, under Va. Code § 15.2-906(4) a locality may release such liens against a particular property in order to facilitate its sale or transfer to an unrelated, bona fide purchaser.

NOW THEREFORE, BE IT RESOLVED by the City Council of Danville, Virginia, that all delinquent taxes, abatement charges, City-held liens, associated collection costs, and interest of record against Tax Parcel #04500 (Bradley Road) be released to facilitate its donation to the Danville Redevelopment and Housing Authority, as trustee for the City of Danville, provided such donation actually occurs.

Approved:

_____
Mayor

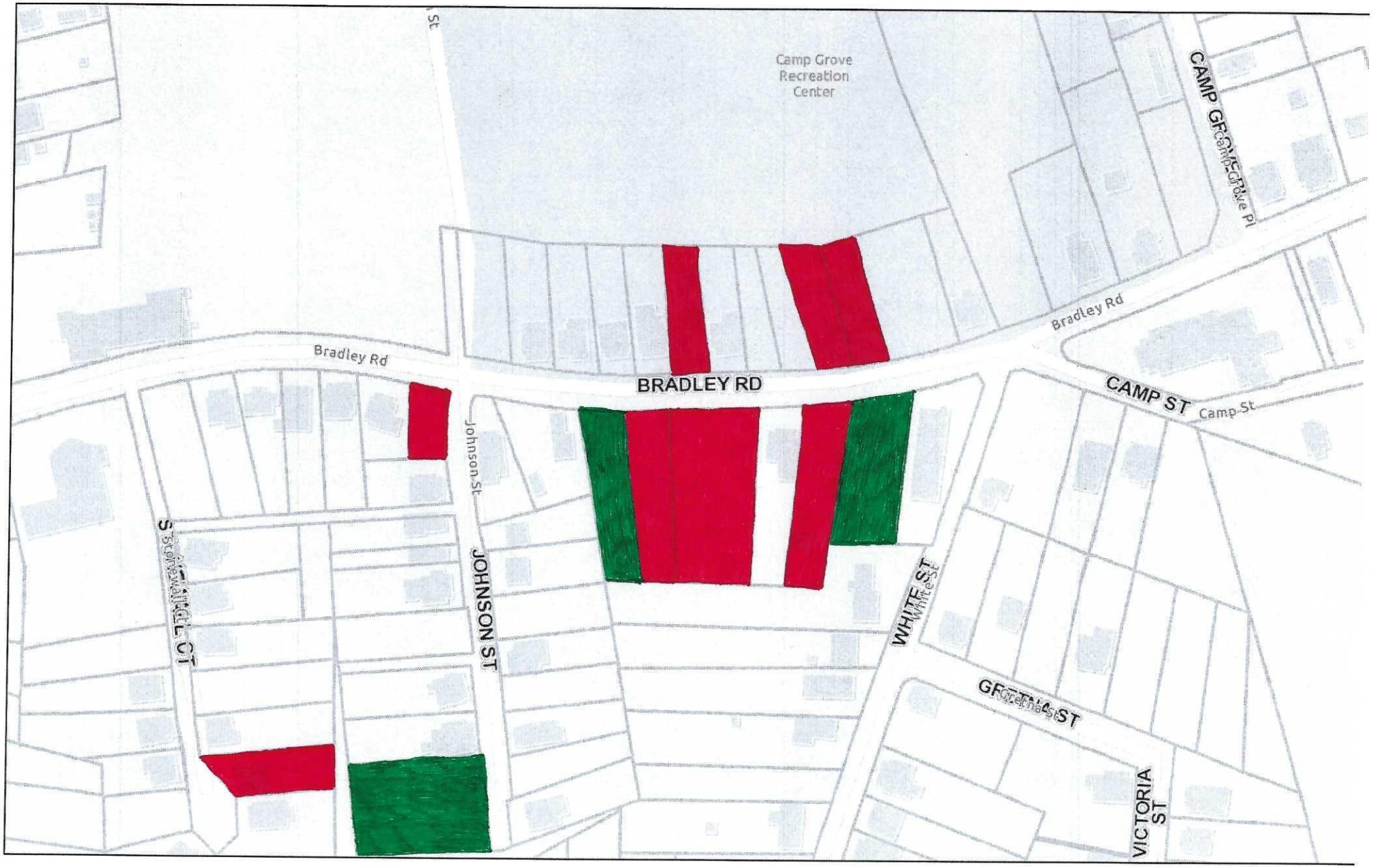
Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

Assistant City Attorney

Bradley Lots



November 17, 2023

Street Names

DRHA OWNED LAND

PROPERTIES SEEKING TO BE DONATED

1:2,257

0 85 170 340

0 25 50 100 m

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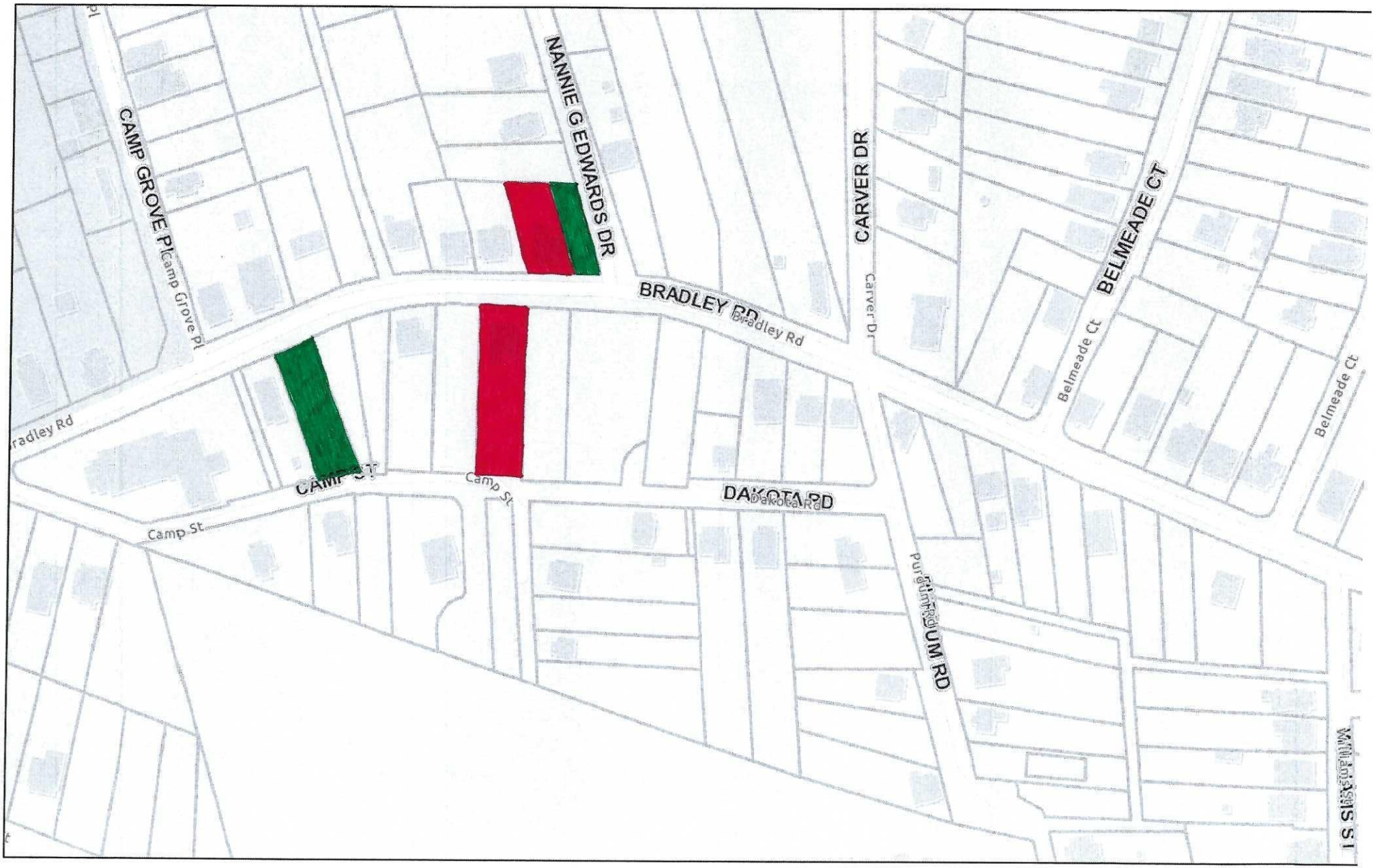
Bradley Lots



November 17, 2023

Street Names

DRHA OWNED LAND

PROPERTIES SEEKING TO BE DONATED

1:2,257

0 85 170 340

0 25 50 100 m

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Council Letter
City of Danville, Virginia

CL - 976 **NEW BUSINESS F.**

City Council REGULAR MEETING

Meeting Date: December 19, 2023

Subject: Consideration of Authorizing and Approving the Release of Seven Nuisance Abatement Liens Affecting Seven Parcels.

From: Christopher (Ryan) Dodson, Assistant City Attorney

COUNCIL ACTION

A Resolution Approving and Authorizing the Release of City-Held Liens Against Real Property Identified as Parcels #00344, #03106, #03243, #03442, #04259, #73570, and #74077 to Facilitate their Donation to the Danville Redevelopment and Housing Authority.

SUMMARY

City Staff is seeking approval from City Council to release seven (7) nuisance abatement liens and associated costs and delinquencies affecting seven (7) parcels of land on Bradley Road, to facilitate their donation to the Danville Redevelopment and Housing Authority.

BACKGROUND

The City currently holds approximately $86,006.00 in delinquent taxes, nuisance abatement liens, and associated collection costs and interest, against seven parcels, identified as #00344 (Stonewall Court), #03106 (Bradley Road), #03243 (Bradley Road), #03442 (Bradley Road), #04259 (Bradley Road), #73570 (427 Bradley Road) and #74077 (Bradley Road). The liens and costs greatly exceed the value of each parcel, making them presently unmarketable. The Danville Redevelopment and Housing Authority is interested in building affordable housing in the Bradley Road area to address the City's housing shortage and help bring up property values in the area.

The nuisance abatement liens relate to the demolition of unsafe structures previously on the properties, as well as frequent grass cutting over the past two decades. The present owner inherited all the properties in 2020, is not responsible for creating the liens and delinquencies, and wishes to donate the land to the DRHA to help assist with the redevelopment of the area in exchange for the release of the associated delinquencies and liens. Partnering with the DRHA on this furthers the City's goals of blight eradication, encouraging new affordable housing, and neighborhood redevelopment. The donation is dependent upon the City releasing the recorded nuisance abatement liens and associated delinquencies and costs to allow clear title to transfer.

Under State law, City Council can release nuisance abatement liens to facilitate the transfer of an otherwise unmarketable lot. City Staff has determined that releasing the outstanding nuisance abatement liens to facilitate the property transfer would be of benefit to the City by eliminating likely future maintenance costs, preserving historic property, increasing the taxable value and productive use of the parcels, and assisting the DRHA in its community goals.

RECOMMENDATION

City staff recommends releasing all existing liens, taxes, and associated collection costs and interest affecting Parcels #00344 (Stonewall Ct.), #03106 (Bradley Road), #03243 (Bradley Road), #03442 (Bradley Road), #04259 (Bradley Road), #73570 (427 Bradley Road) and #74077 (Bradley Road), contingent upon the actual transfer of the parcels to the DRHA.

Attachments

1. Resolution
2. Bradley Road Maps

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2023-____.____

A RESOLUTION APPROVING AND AUTHORIZING THE RELEASE OF CITY-HELD LIENS AGAINST REAL PROPERTY IDENTIFIED AS PARCELS #00344, #03106, #03243, #03442, #04259, #73570, AND #74077 TO FACILITATE THEIR DONATION TO THE DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY.

WHEREAS, there exists seven (7) City-held liens and approximately $86,006.00 collectively in delinquent taxes, associated collection costs, and interest against certain real properties in the City of Danville, identified as Tax Parcels #00344 (Stonewall Ct.), #03106 (Bradley Road), #03243 (Bradley Road), #03442 (Bradley Road), #04259 (Bradley Road), #73570 (427 Bradley Road) and #74077 (Bradley Road), (collectively "the Properties"); and

WHEREAS, the delinquent taxes, liens, associated collection costs, and interest greatly exceed the tax assessed value of the Properties, making the lots presently unmarketable; and

WHEREAS, the present owner of the Properties desires to donate the Properties to the Danville Redevelopment and Housing Authority, as trustee for the City of Danville; and

WHEREAS, under Va. Code § 15.2-906(4) a locality may release such liens against a particular property in order to facilitate its sale or transfer to an unrelated, bona fide purchaser.

NOW THEREFORE, BE IT RESOLVED by the City Council of Danville, Virginia, that all delinquent taxes, abatement charges, City-held liens, associated collection costs, and interest of record against Tax Parcels #00344 (Stonewall Ct.), #03106 (Bradley Road), #03243 (Bradley Road), #03442 (Bradley Road), #04259 (Bradley Road), #73570 (427 Bradley Road) and #74077 (Bradley Road) be released to facilitate their donation to the Danville Redevelopment and Housing Authority, as trustee for the City of Danville, provided such donation actually occurs.

Approved:

_____
Mayor

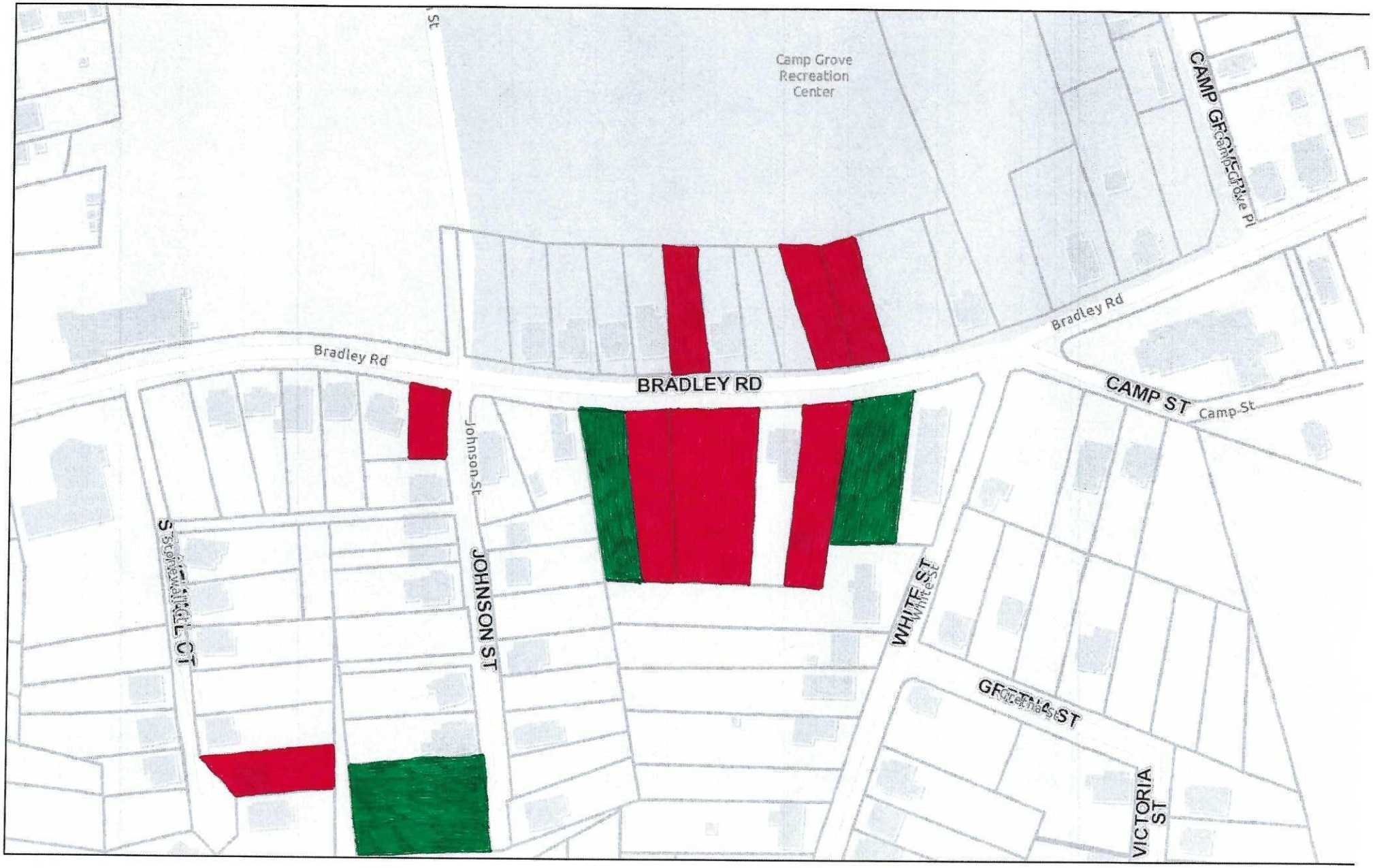
Attest:

_____
City Clerk

Approved as to
Form and Legal Sufficiency:

_____
Assistant City Attorney

Bradley Lots



November 17, 2023

Street Names

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0 85 170 340

0 25 50 100 m

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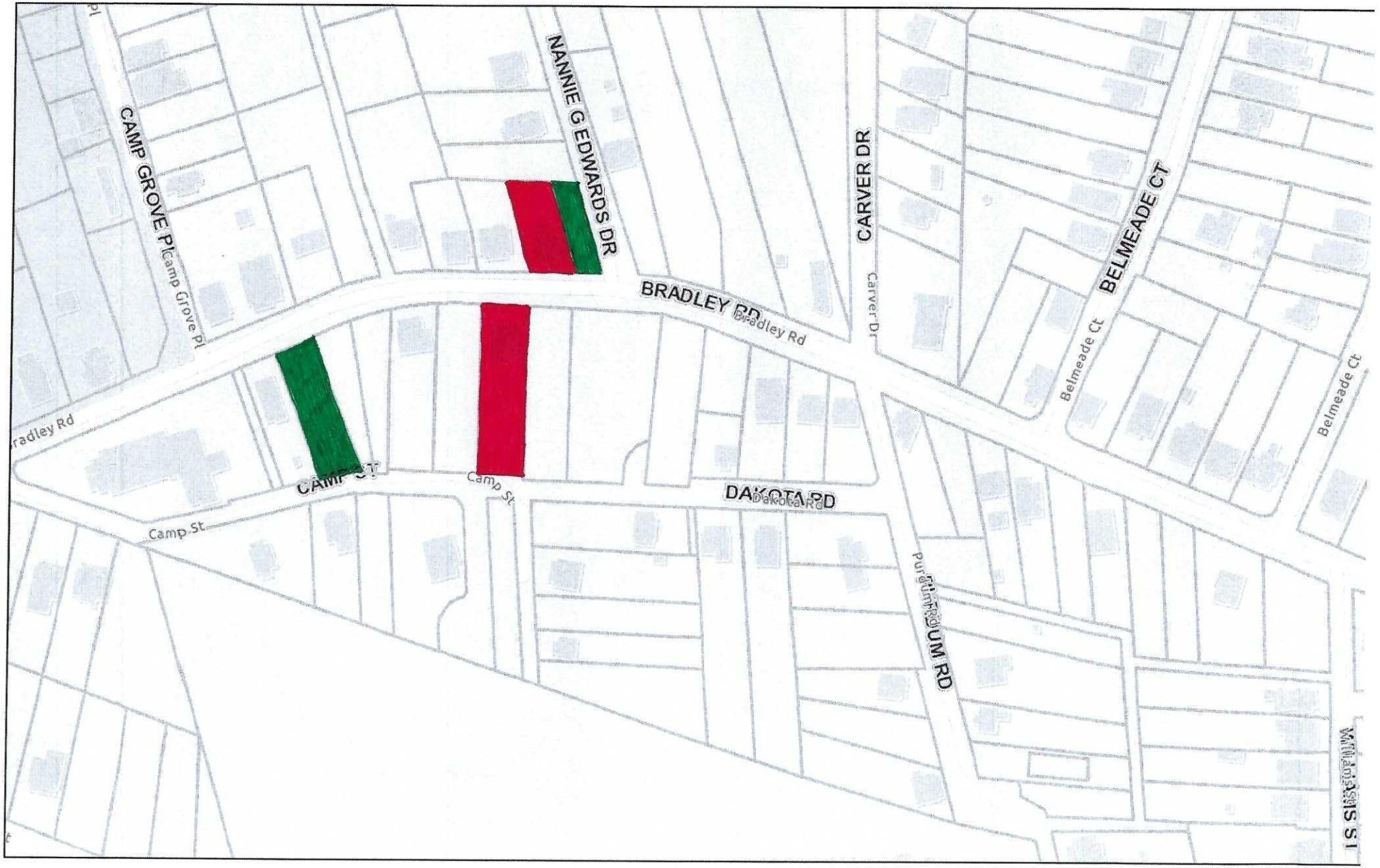
Bradley Lots



November 17, 2023

Street Names

DRHA OWNED LAND

PROPERTIES SEEKING TO BE DONATED

1:2,257

0 85 170 340

0 25 50 100 m

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Council Letter
City of Danville, Virginia

CL - 977 **NEW BUSINESS G.**

City Council REGULAR MEETING

Meeting Date: December 19, 2023

Subject: Consideration of Authorizing and Approving the Release of Nuisance Abatement Liens Affecting Parcel #04205 on Bradley Road.

From: Christopher (Ryan) Dodson, Assistant City Attorney

COUNCIL ACTION

A Resolution Approving and Authorizing the Release of City-Held Liens Against Real Property Identified as Parcel #04205 (Bradley Road) to Facilitate its Donation to the Danville Redevelopment and Housing Authority.

SUMMARY

City Staff is seeking approval from City Council to release one (1) nuisance abatement lien, and associated costs and delinquencies, affecting a parcel of land on Bradley Road (#04205), to facilitate its donation to the Danville Redevelopment and Housing Authority.

BACKGROUND

The City currently holds approximately $26,000.00 in delinquent taxes, nuisance abatement liens, and associated collection costs and interest, against a parcel of land identified as Parcel #04205 (Bradley Road). The liens and costs greatly exceed the value of the parcel ($1,300.00), making it presently unmarketable. The DRHA is interested in building affordable housing in the Bradley Road area to address the City's housing shortage, and help bring up property values in the area.

The nuisance abatement liens relate to the demolition of an unsafe structure previously on the property. The present owner inherited the property in 2020, is not responsible for creating the liens and delinquencies, and wishes to donate the land to the DRHA to help assist with the redevelopment of the area, in exchange for the release of the associated delinquencies and liens. Partnering with the DRHA on this furthers the City's goals of blight eradication, encouraging new affordable housing, and neighborhood redevelopment. The donation is dependent upon the City releasing the recorded nuisance abatement liens and associated delinquencies and costs to allow clear title to transfer.

Under State law, City Council can release nuisance abatement liens to facilitate the transfer of an otherwise unmarketable lot. City Staff has determined that releasing the outstanding nuisance abatement liens to facilitate the property transfer would be of benefit to the City by eliminating likely future maintenance costs, preserving historic property, increasing the taxable value and productive use of the parcel, and assisting the DRHA in its community goals.

RECOMMENDATION

City staff recommends releasing all existing liens, taxes, and associated collection costs and interest affecting Parcel #04205 (Bradley Road), contingent upon the actual transfer of the Parcel to the DRHA.

Attachments

1. Resolution
2. Bradley Road Maps

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2023-____.____

A RESOLUTION APPROVING AND AUTHORIZING THE RELEASE OF CITY-HELD LIENS AGAINST REAL PROPERTY IDENTIFIED AS PARCEL #04205 (BRADLEY ROAD), TO FACILITATE ITS DONATION TO THE DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY.

WHEREAS, there exists one (1) City-held lien and approximately $26,000.00 collectively in delinquent taxes, associated collection costs, and interest against a certain real property in the City of Danville, identified as Tax Parcels #04205 Bradley Road, ("the Property"); and

WHEREAS, the delinquent taxes, liens, associated collection costs, and interest greatly exceed the tax assessed value of the Property, making the lot presently unmarketable; and

WHEREAS, the present owner of the Property desires to donate the Property to the Danville Redevelopment and Housing Authority, as trustee for the City of Danville; and

WHEREAS, under Va. Code § 15.2-906(4) a locality may release such liens against a particular property in order to facilitate its sale or transfer to an unrelated, bona fide purchaser.

NOW THEREFORE, BE IT RESOLVED by the City Council of Danville, Virginia that all delinquent taxes, abatement charges, City-held liens, associated collection costs, and interest of record against Tax Parcel #04205 (Bradley Road) be released to facilitate its donation to the Danville Redevelopment and Housing Authority, as trustee for the City of Danville, provided such donation actually occurs.

Approved:

_____
Mayor

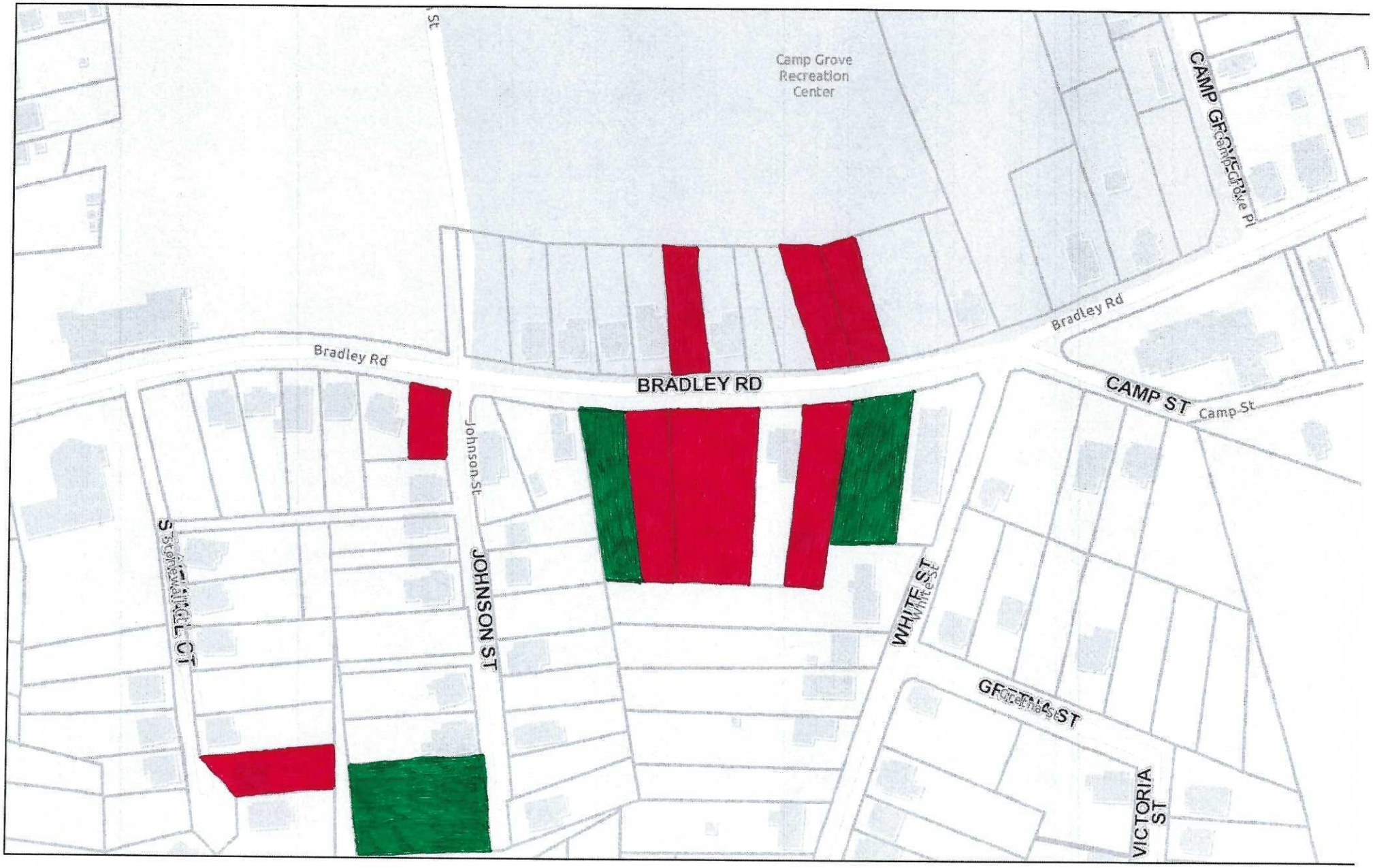
Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

Assistant City Attorney

Bradley Lots



November 17, 2023

Street Names

DRHA OWNED LAND

PROPERTIES SEEKING TO BE DONATED

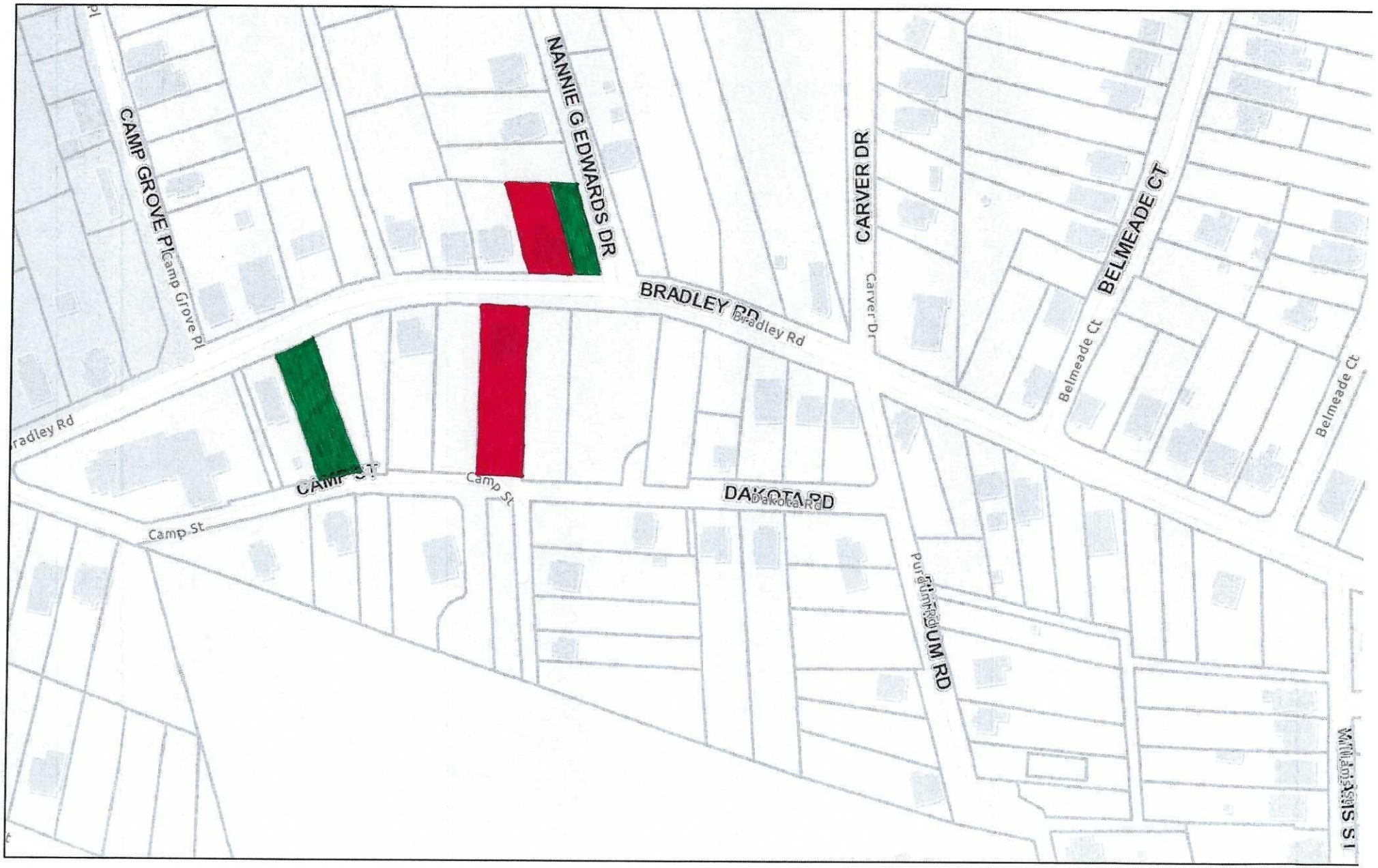
1:2,257

0 85 170 340

0 25 50 100 m

Esri Community Maps Contributors, VGIN, © OpenStreetMap, Microsoft, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, EPA

Bradley Lots



November 17, 2023

Street Names

DRHA OWNED LAND

PROPERTIES SEEKING TO BE DONATED

1:2,257

0 85 170 340

0 25 50 100 m

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Council Letter
City of Danville, Virginia

CL - 979 **NEW BUSINESS H.**

City Council REGULAR MEETING

Meeting Date: December 19, 2023

Subject: Consideration of Authorizing and Approving the Release of a Nuisance Abatement Lien Affecting Parcel #03482 on Bradley Road.

From: Christopher (Ryan) Dodson, Assistant City Attorney

COUNCIL ACTION

A Resolution Approving and Authorizing the Release of City-Held Liens Against Real Property Identified as Parcel #03482 (Bradley Road), to Facilitate its Donation to the Danville Redevelopment and Housing Authority.

SUMMARY

City Staff is seeking approval from City Council to release one (1) nuisance abatement lien, and associated costs and delinquencies, affecting a parcel of land on Bradley Road (#03482), to facilitate its donation to the Danville Redevelopment and Housing Authority.

BACKGROUND

The City currently holds approximately $24,046.00 in delinquent taxes, nuisance abatement liens, and associated collection costs and interest, against a parcel of land identified as Parcel #03482 (Bradley Road). The lien and costs greatly exceed the value of the parcel ($2,500.00), making it presently unmarketable. DRHA is interested in building affordable housing in the Bradley Road area to address the City's housing shortage and help bring up property values in the area.

The nuisance abatement lien relates to the demolition of an unsafe structure previously on the property. The present owner lives out of state, inherited the property, is not responsible for creating the lien and delinquencies, and wishes to donate the land to the DRHA to help assist with the redevelopment of the area in exchange for the release of the associated delinquencies and liens. Partnering with the DRHA on this furthers the City's goals of blight eradication, encouraging new affordable housing, and neighborhood redevelopment. The donation is dependent upon the City releasing the recorded nuisance abatement liens and associated delinquencies and costs to allow clear title to transfer.

Under State law, City Council can release nuisance abatement liens to facilitate the transfer of an otherwise unmarketable lot. City Staff has determined that releasing the outstanding nuisance abatement liens to facilitate the property transfer would be of benefit to the City by eliminating likely future maintenance costs, preserving historic property, increasing the taxable value and productive use of the parcels, and assisting the DRHA in its community goals.

RECOMMENDATION

City staff recommends releasing all existing liens, taxes, and associated collection costs and interest

affecting Parcel #03482 (Bradley Road), contingent upon the actual transfer of the Parcel to the DRHA.

Attachments

1. Resolution
2. Bradley Road Maps

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2023-____.____

A RESOLUTION APPROVING AND AUTHORIZING THE RELEASE OF CITY-HELD LIENS AGAINST REAL PROPERTY IDENTIFIED AS PARCEL #03482 (BRADLEY ROAD), TO FACILITATE ITS DONATION TO THE DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY.

WHEREAS, There exists one (1) City-held lien and approximately $24,046.00 collectively in delinquent taxes, associated collection costs, and interest against a certain real property in the City of Danville, identified as Tax Parcel #03482 Bradley Road, ("the Property"); and

WHEREAS, the delinquent taxes, liens, associated collection costs, and interest greatly exceed the tax assessed value of the Property, making the lot presently unmarketable; and

WHEREAS, the present owner of the Property desires to donate the Property to the Danville Redevelopment and Housing Authority, as trustee for the City of Danville; and

WHEREAS, under Va. Code § 15.2-906(4) a locality may release such lien against a particular property in order to facilitate its sale or transfer to an unrelated, bona fide purchaser.

NOW THEREFORE, BE IT RESOLVED by the City Council of Danville, Virginia, that all delinquent taxes, abatement charges, City-held liens, associated collection costs, and interest of record against Tax Parcel #03482 (Bradley Road) be released to facilitate its donation to the Danville Redevelopment and Housing Authority, as trustee for the City of Danville, provided such donation actually occurs.

Approved:

_____
Mayor

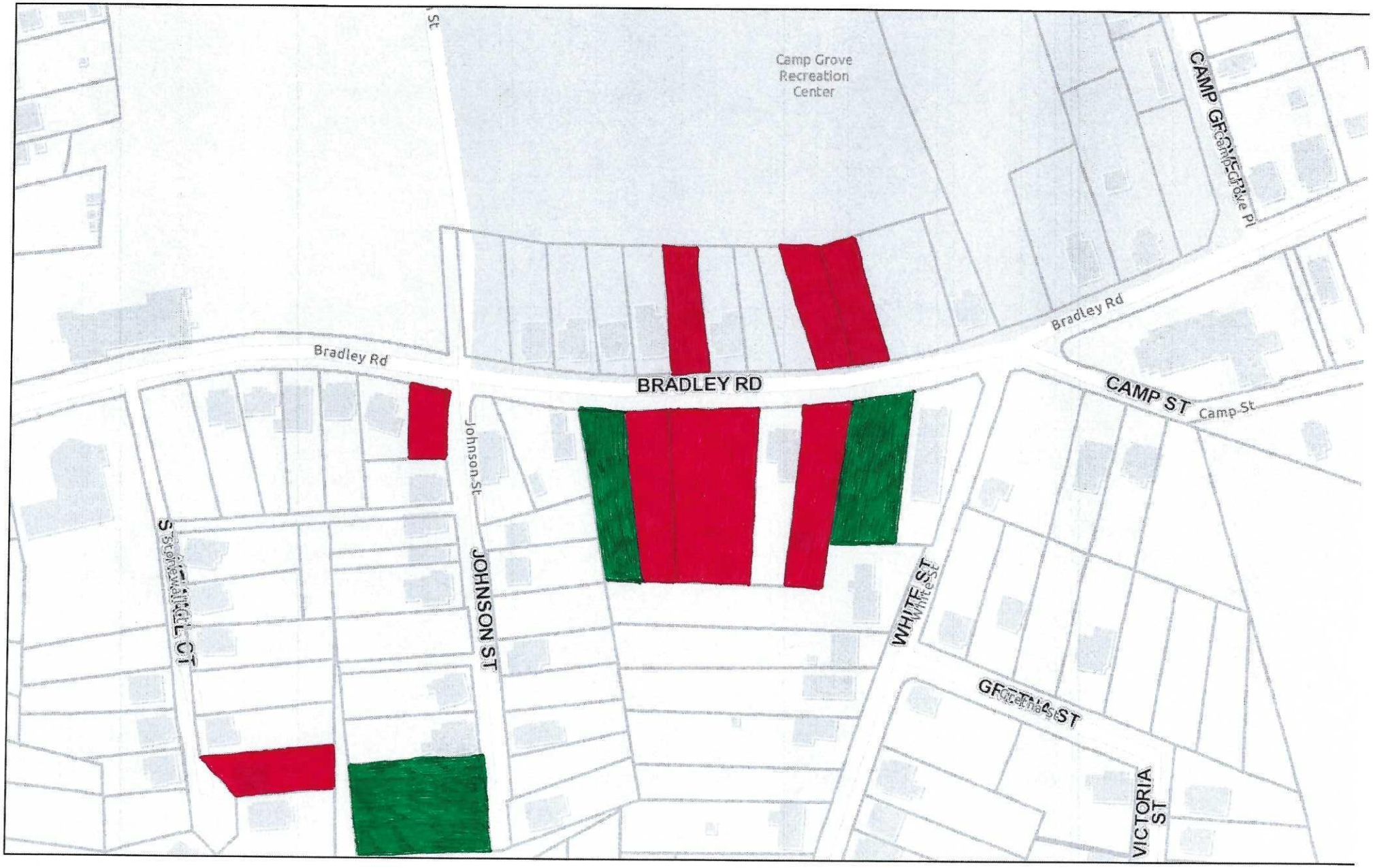
Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

Assistant City Attorney

Bradley Lots



November 17, 2023

Street Names

DRHA OWNED LAND

PROPERTIES SEEKING TO BE DONATED

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0 25 50 100 m

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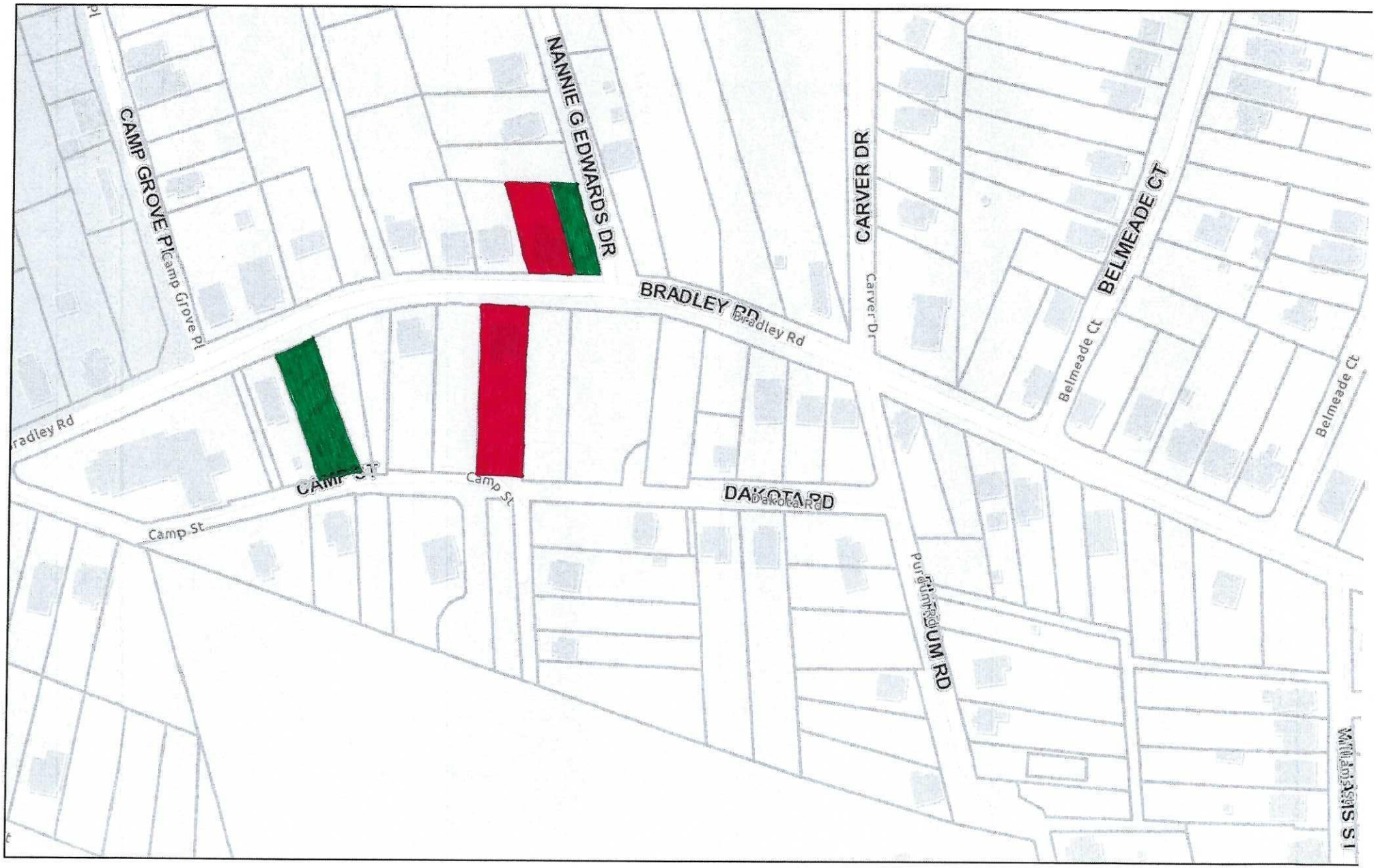
Bradley Lots



November 17, 2023

Street Names

DRHA OWNED LAND

PROPERTIES SEEKING TO BE DONATED

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