



DANVILLE CITY COUNCIL REGULAR MEETING AGENDA

MUNICIPAL BUILDING

April 2, 2024

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 at www.danvilleva.gov/council or by contacting the Office of the City Clerk, 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 - J. LEE VOGLER, JR.

PLEDGE OF ALLEGIANCE TO THE FLAG

ANNOUNCEMENTS AND SPECIAL RECOGNITION

- | | |
|------------------|--|
| A. Proclamation: | Fair Housing Month |
| Presented to: | Members of the Fair Housing Board |
| | |
| Presentation: | Ballou Park Reforestation Project |
| Presented by: | Corey Riedel, Virginia Cooperative Extension |

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.

PUBLIC HEARING

- A. Consideration of Approval of Minutes from Regular Council Meeting held on March 5, 2024.
Council Letter Number CL - 1286.
Consideration of Approval of Minutes from Regular Council Meeting held on March 5, 2024.
- B. Consideration of Amending the Fiscal Year 2024 Budget Appropriation Ordinance for the Fiscal Year 2024 Comprehensive Services Act Appropriation.
Council Letter Number CL - 1212.
An Ordinance Amending the Fiscal Year 2024 Budget Appropriation Ordinance by Appropriating Comprehensive Services Act Funds and Providing Local Matching Funds for a Total Amount of \$5,309,442 and Appropriating Same.
Final Adoption
- C. Consideration of Amending the Fiscal Year 2024 Budget Appropriation for Community Development Block Grant and HOME Grant Programs.
Council Letter Number CL - 1204.
An Ordinance Amending the Fiscal Year 2024 Budget Appropriation Ordinance for Projects to Improve the Danville Community Financed with Community Development Block Grant, Home Investment Partnership Funds from the U.S. Department of Housing and Urban Development, and Estimated Program Income.
Final Adoption

NEW BUSINESS

- A. Consideration of a Special Use Permit Application filed by RMC Investments LLC for Waiver for Increase in Building Heights to over 50 feet at 1080 Riverside Drive (Parcel 02176).
Council Letter Number CL - 1241.
1. Public Hearing
 2. An Ordinance Granting Special Use Permit Application PZ24- 00090, filed by RMC Investments LLC, Requesting a Special Use Permit to Grant a Waiver for an Increase in Building Height over 50' at Parcel ID 02176 (1080 Riverside Drive) in Accordance with Article 3.M, Section C, Item 20.
- B. Consideration of Amending Chapter 41 entitled "Zoning Ordinance" of the City of Danville, 1986 as amended, specifically, to Amend Article 3.I Section C Item 10.
Council Letter Number CL - 1242.
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 3.I, Section C, Item 10.
- C. Consideration of a Special Use Permit to Allow Commercial Recreation Facilities at 1010 Piney Forest Road (Parcel 57737).
Council Letter Number CL - 1243.
1. Public Hearing
 2. An Ordinance Granting Special Use Permit Application PZ23- 00054, filed by Kisha Chaney, Requesting a Special Use Permit for an Indoor Commercial Recreation Facility in Accordance with Article 3.M, Section C, Item 4, of Chapter 41., Entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia to Include Parcel ID 57737.
- D. Consideration of a Special Use Permit Application to Allow a Commercial Kennel at 630 North Main Street (Parcel 02231).
Council Letter Number CL - 1246.
1. Public Hearing
 2. An Ordinance Granting Special Use Permit Application PZ24- 00081, filed by Jaclyn Davis, Requesting a Special Use Permit to Allow a Commercial Kennel in Accordance with Article 3.K, Section C, Item 22 of Chapter 41, Entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia to Include Parcel ID 02231.
- E. Consideration of a Special Use Permit Application to Allow a Commercial Recreation Facility on the Main and Lower levels at 401 Main Street (Parcel 24072).
Council Letter Number CL - 1247.
1. Public Hearing
 2. An Ordinance Granting Special Use Permit Application PZ24- 00091, filed by Richard Morris Architecture LLC, Requesting a Special Use Permit to Operate an Indoor Commercial Recreation Facility at Parcel 24072 (401 Main Street) in Accordance with Article 3.K, Section C, Item 5.

- F. Consideration of Approving or Denying a Rezoning Application filed by Juan Lopez to Rezone Parcel 70961 from T-R Threshold Residential to NT-R Neotraditional Residential.
Council Letter Number CL - 1248.
1. Public Hearing
 2. An Ordinance Rezoning from T-R Threshold Residential to NT-R Neo-Traditional Residential Parcel ID 70961 (Longview Avenue).
 3. A Resolution Maintaining Parcel ID 70961 in the T-R Threshold Residential Zoning District.
- G. Consideration of a Special Use Permit Application filed by Rivermont Danville, LLC to Allow a Waiver of Maximum Floor Area Ratio at 403 Spring Street (Parcels 21690 and 20432).
Council Letter Number CL - 1249.
1. Public Hearing
 2. An Ordinance Granting Special Use Permit Application PZ24-00093, filed by Rivermont Danville LLC, Requesting a Special Use Permit to Allow a Waiver of Maximum Floor Area Ratio at Parcel IDS 21690 and 20432 (403 Spring Street) in Accordance with Article 3.K Section C Item 19
- H. Consideration of a Special Use Permit Application filed by Culture Restaurant and Grill to Allow Commercial Recreation Facilities at 510 Spring Street (Parcel 20586).
Council Letter Number CL - 1250.
1. Public Hearing
 2. An Ordinance Granting Special Use Permit Application PZ24- 00094, filed by Culture Restaurant and Grill, Requesting a Special Use Permit to Operate an Indoor Commercial Recreation Facility at Parcel ID 20586 (510 Spring Street) in Accordance with Article 3.K, Section C, Item 5.
- I. Consideration of a Special Use Permit Application filed by CCKW, LLC to Amend an Existing Planned Unit Development to Remove Parcel 22082 and Include Parcel 25236 (Franklin Street).
Council Letter Number CL - 1252.
1. Public Hearing
 2. An Ordinance Granting Special Use Permit Application PZ23- 00388, filed by CCKW, LLC Requesting a Special Use Permit for a Planned Unit Development on Monument, Shelton, Cabell and Franklin Streets in Accordance with Article 17, Entitled "Planned Unit Developments" of Chapter 41, Entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia to Include Parcel ID #S 23320, 23677, 23662, 23661, 20860, 21603, 22885, 20074, 20881, 24445, 22244, 22727, 23040, 21602, 24048, 20749, 21228, 22594,25347, 24577, 24549, 20071, 20076, 20856, 20862, 21471, 20488, 25184, 21957, 21561, 20637, 24941, 23319, and 22082
- J. Consideration of Amending Section 2-5 of the Danville City Code Pertaining to the City Seal.
Council Letter Number CL - 1240.
- An Ordinance Amending and Reordaining Chapter 2 Entitled "Administration," Article 1. – Entitled "In General" Section 2-5 Entitled "City Seal Generally" of the Code of the City of Danville, Virginia, 1986, As Amended.

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. 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 - 1286

CONSENT AGENDA A.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Consideration of Approval of Minutes from Regular Council Meeting held on March 5, 2024.

From: Susan DeMasi, City Clerk

COUNCIL ACTION

Consideration of Approval of Minutes from Regular Council Meeting held on March 5, 2024.

Attachments

1. Meeting Minutes
-

March 5, 2024

The Regular March meeting of the Danville City Council was held on March 5, 2024, 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).

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

Mayor Jones presided.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Buckner gave the Invocation followed by the Pledge of Allegiance.

ANNOUNCEMENTS AND SPECIAL PRESENTATIONS

Proclamation: Girl Scout Week
Presented to: Girl Scout Troop 970

Mayor Jones recognized Shannon McGuirk, Leader of Troop 970, who noted how proud she was to be a leader of this wonderful troop. Ms. McGuirk reviewed the Take-Action projects the troop works on to earn their badges, to serve the community, and introduced the girl scouts in attendance: Miracle, Mattie, and Rachel. Ms. McGuirk thanked Council for the Proclamation, and Council Members thanked Troop 970 for attending.

CONSENT AGENDA

Mayor Jones opened the floor for a Public Hearing regarding Budget Items on the Consent Agenda. Notice of the Public Hearing was published in the *Danville Register & Bee* on February 27, 2024. No one present desired to be heard and the Public Hearing was closed.

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

Consideration of Approval of Minutes from Regular Council Meeting held on February 6, 2024.
Draft copies of the Minutes had been distributed prior to the meeting.

Consideration of Amending the Fiscal Year 2024 Budget Appropriation Ordinance by Increasing Revenues from Casino Gaming Taxes to Fund Capital Projects

An Ordinance entitled, Ordinance No. 2024-02.06, Amending the Fiscal Year 2024 Budget Appropriation Ordinance by Increasing Revenues from the Casino Gaming Taxes to Fund Capital Projects in the Amount of \$2,000,000 and Appropriating the Same.

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

VOTE: 8-0-1
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Vogler and Whittle (8)
NAY: None (0)
ABSENT: Saunders (1)

March 5, 2024

NEW BUSINESS

CONSIDERATION OF A SPECIAL USE PERMIT APPLICATION AT PARCEL 58005 TO ALLOW AN ACCESSORY BUILDING WITHOUT A PRIMARY DWELLING

Mayor Jones opened the floor for a Public Hearing regarding a Special Use Permit at Parcel 58005. Notice of the Public Hearing was published in the *Danville Register & Bee* on February 20, 2024 and February 27, 2024. No one present desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2024-03.01

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ23- 00507, FILED BY TORRENCE WALDEN, REQUESTING A SPECIAL USE PERMIT TO ALLOW AN ACCESSORY BUILDING WITHOUT A PRIMARY DWELLING BEING LOCATED ON PARCEL ID 58005 (SPRINGFIELD ROAD) IN ACCORDANCE WITH ARTICLE 3.E, SECTION C, ITEM 23 OF CHAPTER 41., ENTITLED "ZONING ORDINANCE" OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA.

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

VOTE: 8-0-1
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Vogler, and Whittle (8)
NAY: None (0)
ABSENT: Saunders (1)

CONSIDERATION OF A SPECIAL USE PERMIT APPLICATION TO CONVERT A SINGLE-FAMILY RESIDENCE TO A DUPLEX AT 912 GREEN STREET

Mayor Jones opened the floor for a Public Hearing regarding a Special Use Permit at 912 Green Street. Notice of the Public Hearing was published in the *Danville Register & Bee* on February 20, 2024 and February 27, 2024. No one present desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2024-03.02

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24- 00038, FILED BY FREDERICK AND LAURA MEDER, REQUESTING A SPECIAL USE PERMIT TO CONVERT A SINGLE-FAMILY DWELLING INTO A DUPLEX IN ACCORDANCE WITH ARTICLE 3.E, SECTION C, ITEM 2, OF CHAPTER 41, ENTITLED "ZONING ORDINANCE" OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA ON PARCEL ID 21176 (912 GREEN STREET).

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

VOTE: 8-0-1
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Vogler, and Whittle (8)

March 5, 2024

NAY: None (0)
ABSENT: Saunders (1)

Mayor Jones asked Director of Utilities Jason Grey to come forward, stating there were several letters passed out throughout the City, and conversations and discussions about the City water. Mr. Grey explained the City received all of its water from the Abreu-Grogan Park area; all the water comes from the intake there. The City has not seen any concern whatsoever as far as any of the raw water coming from the Dan River. If staff did see anything, it would be addressed through the filtration process at the water plant. Staff has not seen any issues coming through the Dan River as far as any contaminants coming from neighboring properties.

Vice Mayor Miller noted there have been concerns from the Schoolfield site, were there any chemicals the City needed to be worried about in the earth there. City Manager Ken Larking noted that was not anything Mr. Grey necessarily would be equipped to answer. To his understanding, with regard to the transfer of dirt from the Caesar's site to the site at 1700 West Main Street, was that the city approved the land disturbance permit and the ability to move the dirt from one place to another. According to staff, all of that was done appropriately and there were no issues found.

Council Member Campbell asked if they could talk about the process of the soil testing, what was done and how it was done. Mr. Larking explained the City does not require soil testing at this stage. It was his understanding that the developer did that, they would likely speak to that and he would defer to the developer.

CONSIDERATION OF A REZONING APPLICATION FILED ON BEHALF OF SYCAMORE DEVELOPMENT COMPANY REQUESTING TO REZONE APPROXIMATELY 14 ACRES OF 1700 WEST MAIN STREET (PARCEL 51484) FROM T-R THRESHOLD RESIDENTIAL TO M-R MULTIFAMILY RESIDENTIAL

Mayor Jones opened the floor for a Public Hearing regarding a Rezoning Application for 14 Acres of Parcel 51484. Notice of the Public Hearing was published in the *Danville Register & Bee* on February 20, 2024 and February 27, 2024.

Mayor Jones recognized the developers, Brent Cochran and Chris Vail, who gave a brief power point presentation on their request to rezone for an apartment project, investing approximately \$40M to bring additional housing to the Danville area. They were proposing to build 204 apartments on approximately fourteen acres spread out over seventeen buildings, which will front West Main Street. They addressed concerns about the adjacency of the development to the neighborhood, and traffic. They noted an engineering firm will conduct a traffic study and the developers will follow guidelines set by the firm, VDOT and the City. The soil that was moved to the site had been tested and was clean, safe and sound. Representatives from the current owner of the property as well as the contractor who has moved that dirt, will explain the situation and put the hearsay about the dangers of the soil to rest.

Mayor Jones recognized Brian Sheilds, President of Best Company, who stated his father and he bought the property in 2005, spoke in favor of this development and the process that has been followed so far.

Mayor Jones recognized Keith Bishop, Vice President of Haymes Brothers, who spoke regarding erosion and sediment control of the soil that was moved to the site. Mr. Bishop noted in September of 2022, they started importing dirt to the site and all the material they put on the site was in controlled lifts, and compacted. They had a third-party testing firm test the soil for compaction and

March 5, 2024

stability and did not have any issues. They did not have any issues with erosion and sediment control; the soil testing was clean and showed no contaminants or chemicals.

Mayor Jones recognized the following citizens who spoke in opposition to the Ordinance:

Edward Heard, 461 Country Club Drive.
Jean Vernon, 105 River Oak Drive.
Gilbert Collins, 14 Country Club Drive.
Linda Gibson, 13 Country Club Drive.
Jan Sutherland, 240 River Oak Drive.
Mike Comper, 201 River Oak Drive.
Heather McDowell, 124 River Oak Drive.
Steve Bass, 459 Country Club Drive.
Deborah Dix, Windsor Heights.
Lynwood Joyce, 481 Country Club Drive.
Mel Vernon, Villa Park, California.
Cathy Collins, 14 Country Club Drive.
Richard Semones, 209 River Oak Drive.
Chris Winslow, representative of the Vernon Family Trust, requested Council defer the ordinance.

Mayor Jones recognized the following citizens who spoke in favor of the Ordinance:

Tammy Randlett, 300 River Oak Drive.
Caden Randlett, 300 River Oak Drive.
Rick Barker, 135 Holbrook Avenue.

No one further desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2024-03.03

AN ORDINANCE REZONING FROM T-R THRESHOLD RESIDENTIAL ZONING DISTRICT TO M-R MULTI-FAMILY RESIDENTIAL ZONING DISTRICT A FOURTEEN (14) ACRE PORTION OF PARCEL ID 51484 (1700 WEST MAIN STREET).

The Motion was **seconded** by Vice Mayor Miller.

Council Member Campbell expressed his thanks to the citizens for coming out and speaking. Danville has a lot of prosperity and there were needs within the community for housing. It was disturbing that the main issue seemed to be the soil; there were a lot of questions regarding this, and questioned if a study should be done to satisfy all concerns, including citizens of that area. Rev. Campbell noted he would also like to see a traffic study.

Vice Mayor Miller asked the developers about a green space area along the river, they had experience with green space development in Roanoke; there was a lot of property that was not being used and what were the plans for that. Mr. Vail noted they were discussing a proposal made by a citizen, and their intentions were to donate the lower part of the land or work with the City or nonprofit who could help fulfill some type of public amenity space there, whether a riverwalk type aspect or kayak spot to pull off and rest. He and Mr. Cochran were very much in favor of that. Mr. Cochran noted all that land along the river was flood plain, so it cannot be developed. Vice Mayor

March 5, 2024

Miller asked about the bedroom count per unit and Mr. Vail noted they don't have an exact count; the market demand in the area favors two-bedroom units. He estimates 50% of the units would fall into two bedrooms, with 25% going to one bedroom and 25% going to three bedrooms.

Council Member Vogler asked about the study that was done on the soil moved from Dan River, and Mr. Vail stated the dirt on site came from the Caesars Casino site; Caesars had a Brownfield abatement program that took place. Mr. Vail explained you cannot take contaminated dirt from one location and move it to another location; it was against the law. These programs have a lot of red tape around them and were overseen by organizations at the state and local level; the Haymes Brothers representative was a part of that program. Mr. Bishop stated the material in question came from over 30 feet of excavation in original ground for this site, and there was no contaminated material in it. They had their own third-party testing agency testing what was going in, a third-party testing agency was on site watching what was being done and making recommendations. There was no contaminated soil on this site. Mr. Vail stated when they acquire that property, before they can do the development, before permitting, they will have to do their own environmental study regardless of what was on file with Haymes Brothers.

Council Member Vogler asked if documentation of the study was available for anyone to view, and Mr. Vail noted it was done through Caesars. Mr. Vail explained the Brownfield program was a federal program designed to identify former sites that might have chemical impacts, such as mills. In identifying it, it then essentially encapsulates that site and forces whoever touches it to go through a very serious multi-year study and remediation process. It was a very intense, well documented, federal, state and to some degree, local process. Mr. Vail noted there were studies that show that the dirt was clean; as to how they get them, he cannot speak to that as he does not own them.

Council Member Vogler asked if this was voted to be approved tonight, was it voted to approve contingent upon the results of the traffic study or can that be put into it. Division Director of Planning Renee Burton stated that the condition was for a traffic study to be completed, and the result of that traffic study was that the developers will work with the City to carry that out. Mr. Vogler asked, by right, that property, what could a developer do right now that would not require something coming to Council, and Ms. Burton explained the zoning was Threshold Residential and they would be allowed to do single family residential homes. Council Member Whittle asked if anything was adjusted after presenting it to the Planning Commission, and Mr. Cochran noted they did not adjust the size of the development. Some of the comments about the viewshed and the height, they have opted to go with a lower-level building that sits a little bit below the road, to lower the height of the overall building.

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

VOTE:	8-0-1
AYE:	Buckner, Campbell, Hood, Jones, Mayo, Miller, Vogler and Whittle (8)
NAY:	None (0)
ABSENT:	Saunders (1)

Mr. Whittle questioned a Phase 1 and Phase 2 environmental, and Mr. Larking noted he was just recently made aware that the Industrial Development Authority, which was a separate legal entity from the City, owned the Caesars site prior to it being sold to Caesars. Prior to that sale, Phase 1 and Phase 2 environmental studies were done on the site and an additional study was done from sampling and analysis; these were done in 2019 and 2020 and everything was fine. The site was

March 5, 2024

highlighted during the Brownfields Conference for the assessment work that was completed. There was paperwork and that paperwork was owned by the IDA, not the City. Mr. Whittle asked if they will get a conservation easement at the bottom near the river, and Mr. Cochran noted his commitment to City Council was they will absolutely work with the City staff, on any sort of option to promote public use of that lower fifty acres.

CONSIDERATION OF A REZONING APPLICATION FILED ON BEHALF OF SYCAMORE DEVELOPMENT COMPANY REQUESTING TO REZONE APPROXIMATELY 10 ACRES OF 1700 WEST MAIN STREET (PARCEL 51484) FROM T-R THRESHOLD RESIDENTIAL TO NT-R NEOTRADITIONAL RESIDENTIAL

Mayor Jones opened the floor for a Public Hearing regarding a Rezoning Application for 10 Acres of Parcel 51484. Notice of the Public Hearing was published in the *Danville Register & Bee* on February 20, 2024 and February 27, 2024.

Mayor Jones recognized the developers, Brent Cochran and Chris Vail, who gave a brief presentation of the Ridge, noting they were investing approximately \$10M in a new single family home development located off of River Oak within an existing single family home neighborhood. They were proposing to build twenty-four, new craftsman style homes priced at \$300,000 to \$500,000, approximately 2,000 square feet with different models. Mr. Vale reviewed the site plan, noting there will be ample green space. By right, they could now build eleven homes on this site as it was currently zoned, however, they would have to sell the homes for \$700,000 and up.

Mayor Jones recognized the following citizens who spoke in opposition of this ordinance.

Edward Heard, 461 Country Club Drive.
Jeff McDowell, 124 River Oak Drive.
Gilbert Collins, 14 Country Club Drive.
Deborah Dix, Windsor Heights.
Mel Vernon, Villa Park, California.
Jean Vernon, 105 River Oak Drive.
Vicki Robertson, 266 River Oak Drive.

No one further desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2024-03.04

AN ORDINANCE REZONING FROM T-R THRESHOLD RESIDENTIAL ZONING DISTRICT TO NT-R NEOTRADITIONAL RESIDENTIAL ZONING DISTRICT A TEN (10) ACRE PORTION OF PARCEL ID 51484 (1700 WEST MAIN STREET)

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

Council Member Vogler noted construction on any of this cannot take place until the soil test was done and compliance with the traffic study, and Ms. Burton stated the traffic impact analysis will need to be completed and any Phase 1 or environmental work will be completed and in compliance with their permitting.

March 5, 2024

Vice Mayor Miller asked the developers to show the pictures of the homes being built again, noting his concern was there was no emergency exit out of the development, and asked what emergency exit was there. Mr. Vail stated they discussed with staff and the Planning Commission what was considered a dirt, emergency egress. They looked at coming around the back of the property as there was sewer easement that runs around the property. In the event of a catastrophic emergency in which the entire cul de sac was shut off, there would be a route through there. This will come through the permitting process and go through multiple departments in the city who will weigh in on the development; they will defer to what they say.

Ms. Burton stated on the rezoning that just passed for the multifamily rezoning, one of the conditions was that they were required to provide a second point of egress. It did not necessarily need to be paved, it was to be gated so it was not for public use, however, it does need to be accessible by any kind of emergency vehicles. That condition was not placed on this item, at this time, but if that was the desire of the Council, that can be added. Dr. Miller questioned who would place that on there, the Council or somebody else, and Ms. Burton noted on the first one, it was there from the beginning, on this one it can be placed on the condition by Council.

Vice Mayor Miller noted he would like to make an amendment and **moved** to Amend the Motion to add that as a condition of this item being developed that an emergency egress be provided.

The **Motion to Amend** was seconded by Council Member Vogler and carried by the following vote:

VOTE: 7-1-1
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller and Vogler (7)
NAY: Whittle (1)
ABSENT: Saunders (1)

Council Member Campbell asked that the studies conducted on the land and water be made available to the public. Mr. Larking stated that the IDA owned those documents, and they can be made available to the public, and put on the City's website.

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

VOTE: 7-1-1
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller and Vogler (7)
NAY: Whittle (1)
ABSENT: Saunders (1)

CONSIDERATION OF AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF DANVILLE, VIRGINIA

Mayor Jones opened the floor for a Public Hearing regarding the Issuance of Bonds in the City. Notice of the Public Hearing was published in the *Danville Register & Bee* on February 20, 2024 and February 27, 2024. No one present desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2024-03.05

March 5, 2024

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF DANVILLE, VIRGINIA, IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$16,000,000 TO FINANCE THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF VARIOUS CAPITAL PROJECTS.

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

CONSIDERATION OF A REQUEST TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO ADJUST DANVILLE'S LANE MILE INVENTORY

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

RESOLUTION NO. 2024-03.01

A RESOLUTION AUTHORIZING AND APPROVING A REQUEST BY THE CITY OF DANVILLE TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO ADJUST DANVILLE'S LANE MILEAGE INVENTORY.

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

VOTE: 8-0-1
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Vogler and Whittle (8)
NAY: None (0)
ABSENT: Saunders (1)

CONSIDERATION OF AMENDING THE FISCAL YEAR 2024 BUDGET APPROPRIATION FOR VIRGINIA DEPARTMENT OF TRANSPORTATION PROJECT APPROPRIATIONS

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

ORDINANCE NO. 2024-03.06

AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET APPROPRIATION ORDINANCE FOR CAPITAL IMPROVEMENT PROJECTS TO BE UNDERTAKEN WITHIN THE CITY OF DANVILLE AND TO BE FINANCED BY ANTICIPATING REVENUES FROM VIRGINIA DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$11,111,966.

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

CONSIDERATION OF AMENDING THE FISCAL YEAR 2024 BUDGET APPROPRIATION ORDINANCE FOR A SITE PREP ENGINEERING SERVICES GRANT

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

ORDINANCE NO. 2024-03.07

AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET APPROPRIATION ORDINANCE BY APPROPRIATING ADDITIONAL STATE AVIATION FUNDS FOR THE

March 5, 2024

PURPOSE OF COMPLETING SITE PREP ENGINEERING SERVICES TO DEVELOP AN AVIATION TRAINING FACILITY BUILDING AND HANGAR IN THE AMOUNT OF \$95,643 AND PROVIDING LOCAL MATCHING FUNDS IN THE AMOUNT OF \$31,539 FOR A TOTAL AMOUNT OF \$127,182 AND APPROPRIATING SAME.

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

COMMUNICATIONS FROM VISITORS

Mayor Jones recognized Pernell Valentine who addressed Council regarding some issues that have been going on. He came before City Council because he FELT these issues have progressed, felt his constitutional rights were being infringed upon and the school board was working together with the police department.

Mayor Jones recognized Deborah Dix, Windsor Heights, who stated she was ashamed of Council; they should have never allowed apartments to be built in residential neighborhoods.

Mayor Jones recognized Mel Vernon, Villa Park, California, who spoke about his opposition to the ordinances passed and his first amendment rights.

COMMUNICATIONS

There was no communication from the City Manager, Deputy City Manager, or City Clerk.

City Attorney Clarke Whitfield congratulated Drake Linskey with the GW Football team who won the Wesley C. Whitfield, Sr., Twelfth Man Award, and congratulated Chuck Vipperman who was recognized for his 35th season of calling G.W. Football games.

Council Member Buckner congratulated Mr. Linskey and Mr. Vipperman on their awards.

Council Member Campbell noted he loves the City of Danville and the citizens. This was an intense session tonight and it was hard to try and please everyone but was thankful they were able to move forward.

Council Member Hood congratulated Rajah Caruth, 2023 Truck Series driver for the Number 34 Wendell Scott foundation on his win this weekend at the Craftsman Truck Series in Las Vegas. Tomorrow at 3:30 pm, Jonathan Hackworth will be doing a presentation on the future of Roanoke Navigation Canal System at the Wednesday Club and would also like to acknowledge SPM Empowerment Skills for their apprenticeship program that allows young men and women the opportunity to change their lives. Mr. Hood noted a young lady spoke with him about her son that was murdered a while back. Council speaks on so many things, about prosperity and productivity, but sometimes the citizens go through other things. Mr. Hood noted he trusted the City and the police department with everything they do from community walks, installing cameras, and solving crimes.

Council Member Mayo noted it was a tough meeting tonight, but they learn, and was proud to be in this position because they all represent all of them. Growing up in Danville, he did not see as much construction as was seen now; Danville was moving. Council knows what they were facing and were trying to see what they need for all the citizens, what makes Danville good and makes Danville grow. The City was going to continue to work hard and thanked the citizens for coming out so Council could hear their voice.

March 5, 2024

Vice Mayor Miller noted it would have been depressing if no one had shown up to comment, that no one cared, but people do care in this town and they came and expressed their opinion; Council was there to hear them, it was encouraging. Dr. Miller stated there was a comment on radon; radon was ubiquitous to the soil, with a lot in Pittsylvania County and probably Danville as well. Dr. Miller gave a shout out to Council Member Hood and the warming center; last week the homeless shelter had a walk and raised close to \$30,000 for the shelter. A lot of churches contributed and citizens provided clothing for people.

Council Member Vogler thanked everyone who came out tonight to express their opinions; it was a great privilege to sit here. At the end of the day they try to do what was best for the City as a whole, and move the City forward. Mr. Vogler noted he would like to welcome and recognize Rhonda and Chris Carter who came here to get involved; they were from Atlanta, GA. Mr. Vogler stated a family member recently had a health issue and had to spend a few days at SOVAH; he would like to thank the staff, nurses, and doctors for the excellent service they provided. Also, a shout out to the Suns who won the YMCA basketball championship, and baseball, softball, and t-ball sign-ups were also underway.

Council Member Whittle noted the reason he voted "no" on the neighborhood, it took a direct impact on it and it felt like one per acre would have been appropriate.

Mayor Jones recognized Caden Randlett and commended him for speaking earlier; Caden inspired him tonight and made him realize once again why he was sitting here as Mayor.

The meeting was adjourned at 9:48 pm.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Council Letter City of Danville, Virginia



CL - 1212

CONSENT AGENDA B.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Fiscal Year 2024 Comprehensive Services Act Appropriation

From: Henrietta Weaver, Budget Director

COUNCIL ACTION

An Ordinance Amending the Fiscal Year 2024 Budget Appropriation Ordinance by Appropriating Comprehensive Services Act Funds and Providing Local Matching Funds for a Total Amount of \$5,309,442 and Appropriating Same.

Final Adoption

SUMMARY

The Comprehensive Services Act (CSA) was enacted in Fiscal Year 1994, by the Virginia General Assembly, for the purpose of eliminating duplication of services for at-risk children and families. Whenever possible, CSA services must be child specific and community based. Services may be residential or non-residential, private or public, and must be responsive to the child's unique needs and culture. These services may currently exist within the public agencies, such as mental health, social services, education, and court services, or may be available privately. Examples include, but are not limited to: substance abuse counseling, respite care, psychological evaluations, transportation services, home-based therapy, family counseling, parent training, therapeutic foster care, job coaching, after school care, recreation, and housing assistance.

In January 2013, the City began operating its own Community Policy and Management Team (CPMT). This resulted from the request of Pittsylvania County to dissolve the joint Danville-Pittsylvania County Community Policy and Management Board (CPMB). A full-time person has been hired under the Division of Social Services to coordinate the City only program. There has been no increased administrative cost to the City as the administration funds that were being paid to Pittsylvania County are now being used to support the City only program.

BACKGROUND

Daily, the schools, social services and court service units are faced with a number of societal issues, such as locating services for abused, neglected, delinquent and special services children with significant mental and physical health impairments. In addition, these organizations work with children with behavioral problems that require specialized placements for treatment, truancy, and children whose disabilities are so severe they are unable to function within the community. These disabilities and behavioral issues include, but are not limited to: Autism, Bipolar Disorder, Schizophrenia, Sexual Reactive Disorder, Post Traumatic Stress Disorder, Suicidal Ideation, Conduct Disorder, Attachment Disorder, and Mental Retardation. The overall focus of CSA continues to be servicing at-risk children and families. Great strides have been made in bringing additional resources for services to the community. Service providers are meeting the increased demand for specialized programs while trying to manage the costs of such programs. The community partners continue to be faced with younger children whose disabilities are so severe that many times the children cannot be treated locally. The agencies that serve on the CPMT explore all options to provide for the needs of Danville's families and

children by utilizing cost-effective measures to reduce expenditures to the locality. These measures include using Medicaid vendors, when appropriate, reviewing progress reports prior to authorizing additional service units, when feasible, and reviewing eligibility for IV-E funding which reimburses the locality 100% of allowable costs.

RECOMMENDATION

It is recommended that the City Council adopt the attached ordinance to approve Fiscal Year 2024 State and local funding for the CSA program. The required local match is included in the Adopted Fiscal Year 2024 City of Danville Budget.

Attachments

1. Ordinance
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET APPROPRIATION ORDINANCE BY APPROPRIATING COMPREHENSIVE SERVICES ACT FUNDS AND PROVIDING LOCAL MATCHING FUNDS FOR A TOTAL AMOUNT OF \$5,309,442 AND APPROPRIATING SAME.

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 revenues to anticipate the State and Local funds for the Comprehensive Services Act fund and appropriating such funds within the Special Grants Fund, such appropriation to be as follows:

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Categorical Aid – State:		
Comprehensive Services Act -		
Pools Funds	60315000-45560	\$ 4,189,903
Administrative Funds	60315000-45570	19,539
Local Share		
Transfer in from General Fund	60315000-6101	<u>1,100,000</u>
	Total	<u><u>5,309,442</u></u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Comprehensive Services Act:		
Outside Services	60315000-52349	\$ 5,000,000
CSA Medicaid	60315000-55570	150,000
Salaries, Fulltime	60315000-51100	91,342
Local Only – CSA	60315000-55420	25,000
Group Health Insurance	60315000-51600	14,500
FICA	60315000-51450	10,000
Retirement	60315000-51525	5,300
Travel & Training	60315000-54900	2,500
Office Supplies	60315000-55820	4,000
PS-Office Supplies	60315000-52655	1,400
Print Shop	60315000-52650	1,200
Dues	60315000-56242	1,200
Postage	60315000-54050	1,000
Telephone	60315000-54100	1,000
Materials & Supplies	60315000-55930	500
Group Life Insurance	60315000-51630	500
	Total	<u>\$5,309,442</u>

AND BE IT FURTHER ORDAINED, that a flexible budget is hereby authorized whereby appropriations may be increased to the extent that actual revenues from the CSA Pool Fund exceeds the original budget amount; and

BE IT FINALLY ORDAINED, that all other accounts and provisions of the Fiscal Year 2024 Budget appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until thereafter 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 - 1204

CONSENT AGENDA C.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Fiscal Year 2024 Budget Appropriation for Community Development Block Grant and HOME Grant Programs.

From: Susan McCulloch, Division Director of Housing & Development

COUNCIL ACTION

An Ordinance Amending the Fiscal Year 2024 Budget Appropriation Ordinance for Projects to Improve the Danville Community Financed with Community Development Block Grant, Home Investment Partnership Funds from the U.S. Department of Housing and Urban Development, and Estimated Program Income.

Final Adoption

SUMMARY

The City of Danville is a participating jurisdiction under the U.S. Department of Housing and Urban Development (HUD). Under this designation, the City receives Community Development Block Grant (CDBG) and HOME Investments Partnership Program (HOME) funds annually. The City has received its funding agreement from HUD in the amount of \$1,188,966 and needs to appropriate the money to be used for housing related programs.

BACKGROUND

A large majority of the CDBG funds have historically been used for neighborhood revitalization efforts, and it is proposed to continue focusing on this effort in the 2023-24 Plan. In addition, there is a public service category which can be funded with up to 15% of the annual allocation. It provides funding to assist non-profit organizations to carry out programs that benefit low- to moderate-income individuals and/or households. The City has received the program agreement from HUD for a total budget of \$1,248,966 for Fiscal Year 2023-24, comprised of \$853,442 CDBG funds, \$335,524 HOME funds, and \$60,000 estimated program income generated from loan repayments and the sale of houses currently under city programs.

RECOMMENDATION

It is recommended that City Council adopt the attached Budget Appropriation Ordinance appropriating \$1,248,966 from HUD for Fiscal Year 2023-24 for use in Housing-related programs.

Attachments

1. Ordinance
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-____.____

A ORDINANCE AMENDING THE FISCAL YEAR 2024 BUDGET APPROPRIATION ORDINANCE FOR PROJECTS TO IMPROVE THE DANVILLE COMMUNITY FINANCED WITH COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIP FUNDS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, AND ESTIMATED PROGRAM INCOME.

WHEREAS, the United States Department of Housing and Urban Development has made available \$853,442 in Community Development Block Grant (CDBG) and \$335,524 in HOME Partnership Program (HOME) Entitlement funds to be used for projects to improve the Danville community; and

WHEREAS, it is projected that an aggregated amount of \$25,000 in CDBG program income and \$35,000 in HOME program income will be generated during the period from July 1, 2023 through June 30, 2024 from the Community Development Block Grant and HOME Entitlement funds which will be used to improve the Danville Community.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the estimated/anticipated revenues and appropriation of funds to finance the Budget of the Community Development Block and HOME Partnership Program are hereby, as follows:

**CDBG/HOME FUND
ESTIMATED/ANTICIPATED REVENUES**

<u>Description</u>		<u>Account No.</u>	<u>Amount</u>
Federal Aid-CDBG:	FY2024	61861000-48025	\$853,442
Federal Aid-HOME:	FY2024	61862000-48030	\$335,524
CDBG Program Income:	FY2024	61861000-44381	\$ 25,000
HOME Program Income:	FY2024	61862000-44361	\$ 35,000
		TOTAL:	<u>\$1,248,966</u>

ESTIMATED/ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
H & D ADMIN	FY2024	
Salaries & Wages	61857000-51100	\$98,569
FICA Taxes	61857000-51450	\$7,678
Retirement	61857000-51525	\$3,482
Group Hospital	61857000-51600	\$13,303
Group Life Insurance	61857000-51630	\$157
HSA Cont Exp	61857000-51632	\$1,250
Legal Services	61857000-52170	\$489
Maintenance Service Contracts	61857000-52225	\$1,000
AVL Service Contracts	61857000-52275	\$1,500
Advertising	61857000-52349	\$1,000
Vehicles	61857000-52550	\$3,500
Print Shop – Supplies	61857000-52650	\$1,000
PS – Off Supplies	61857000-52655	\$1,722
IT Tech Support	61857000-52665	\$6,500
Postal Service	61857000-54050	\$2,181
Tel/Int ITAlloc	61857000-54150	\$5,850
General Liab Ins	61857000-54650	\$574
Travel/ Train	61857000-54900	\$3,000
Materials & Supplies	61857000-55930	\$933
Dues/Membership	61857000-56242	\$1,000
Recordation	61857000-56250	\$1,000

TOTAL:

\$155,688

CDBG REHAB ADMIN: FY2024

Salaries & Wages	61858000-51100	\$210,000
FICA Taxes	61858000-51450	\$14,000
Retirement	61858000-51525	\$11,200
Group Hospital	61858000-51600	\$18,000
Group Life Insurance	61858000-51630	\$500
HAS Cont Exp	61858000-51632	\$4,500
Maintenance Service Contracts	61858000-52225	\$7,000
AVL SvcContracts	61858000-52226	\$800
Vehicles Radio	61858000-52500	\$500
Vehicles	61858000-52550	\$8,000
Print Shop	61858000-52650	\$1,200
Print Shop - Supplies	61858000-52655	\$1,500
Postal Service	61858000-54050	\$800
Telephone	61858000-54100	\$2,500
Tel/Inet-ITAlloc	61858000-54150	\$1,500
General Liability Insurance	61858000-54650	\$500
Travel/Training	61858000-54900	\$6,000

Materials & Supplies	61858000-55930	\$1,500
	TOTAL:	<u>\$290,000</u>
REHABILITATION:	FY2024	
CDBG Housing Rehab Projects	61910999-50	\$185,754
	TOTAL:	<u>\$185,754</u>
LEAD SAFE MATCH	FY2024	
Lead Safe Match	61733999-50	\$50,000
	TOTAL:	\$50,000
FAIR HOUSING	FY2024	
Fair Housing Admin	61911999-50	\$15,000
	TOTAL:	<u>\$15,000</u>
PUBLIC SERVICE ACTIVITIES (PSA):	FY2024	
Head Start/CIC	61860068-55005	\$45,000
College Bound	61860069-55005	\$10,000
Big Brothers/Big Sisters	61860122-55005	\$10,000
Neighbors Helping Neighbors	61860125-55005	\$15,000
Legal Aid	61860415-55005	\$15,000
Temporary Shelter	61860135-55005	\$10,000
Danville Speech and Hearing	61860136-55005	\$7,500
House of Hope	61860417-55005	\$5,000
Church and Community Tutorial	61860418-55005	\$14,500
	TOTAL:	<u>\$132,000</u>
PRT PUBLIC FACILITIES WESTMORELAND	FY2024	
	61916999-50	\$50,000
		<u>\$50,000</u>
HOME ADMIN	FY2024	
Salaries & Wages	61859000-51100	\$25,000
FICA Taxes	61859000-51450	\$3,500
Retirement	61859000-51525	\$2,500
Group Hospital	61859000-51600	\$4,000
Group Life Insurance	61859000-51630	\$500
HSA Cont Exp	61859000-51632	\$1,000
	TOTAL:	<u>\$36,500</u>

HOME REHABILITATION: FY2024

HOME Housing Rehab Projects	61912999-50	\$254,024
	TOTAL:	<u>\$254,024</u>

HOME CHDO/HABITAT
FOR HUMANITY FY2024

CHDO Set Aside Rehab of Private Property	61913999-50	\$80,000
	TOTAL	<u>\$80,000</u>

GRAND TOTAL \$1,248,966

BE IT FURTHER ORDAINED that a flexible budget is hereby authorized whereby appropriations may be increased to the extent that actual revenues from Interest and Program Incomes exceed the original budget amount; and

BE IT FINALLY ORDAINED that all other accounts and provisions of the Fiscal Year 2024 Budget Appropriations Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter City of Danville, Virginia



CL - 1241

NEW BUSINESS A.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Special Use Permit Application filed by RMC Investments LLC for Waiver for Increase in Building Heights to over 50 feet at 1080 Riverside Drive.

From: Renee Burton, Division Director of Planning

COUNCIL ACTION

1. Public Hearing
2. An Ordinance Granting Special Use Permit Application PZ24- 00090, filed by RMC Investments LLC, Requesting a Special Use Permit to Grant a Waiver for an Increase in Building Height over 50' at Parcel ID 02176 (1080 Riverside Drive) in Accordance with Article 3.M, Section C, Item 20.

SUMMARY

The applicant, RMC Investments LLC, is requesting a waiver for building heights greater than fifty (50) feet in accordance with Article 3.M Section C Item 20 at 1080 Riverside Drive. 1080 Riverside Drive is zoned HR-C, Highway Retail Commercial. The proposed construction of a new hotel is 53' in height.

A Special Use Permit granting a waiver of building height is necessary to complete the project as proposed.

The proposed hotel project is part of the Tru and Home2Suites brands with the accommodation of 143 rooms. A hotel construction is allowed by right in this location and zoning classification. A waiver for heights greater than fifty (50) feet is the only waiver necessary for construction as proposed.

Twelve (12) notices were sent out to property owners within three hundred (300) feet. Four (4) unopposed notices were received.

On March 11, 2024, the City Planning Commission voted 5 - 0 to recommend approval of Special Use Permit Request PZ24-00090 to grant a waiver for an increase in building height over 50 feet at 1080 Riverside Drive (Parcel ID 02176).

The Planning Staff has concerns about granting a height waiver at 1080 Riverside Drive without restriction. The Planning Staff recommends that City Council place a height restriction on fifty-five (55) feet on the requested waiver.

RECOMMENDATION

It is recommended that City Council adopt an Ordinance to approve the Special Use Permit request at Parcel ID 02176 (1080 Riverside Drive) to grant a waiver for an increase in building height over 50 feet with the condition that the structure may not exceed fifty-five (55) feet in height.

Attachments

1. Ordinance
 2. 1080 Riverside Drive - Application
 3. 1080 Riverside Drive - Aerials
 4. 1080 Riverside Drive - Owners
 5. 1080 Riverside Drive - Landuse
 6. Planning Commission Recommendation
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-____.____

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24-00090, FILED BY RMC INVESTMENTS LLC, REQUESTING A SPECIAL USE PERMIT TO GRANT A WAIVER FOR AN INCREASE IN BUILDING HEIGHT OVER 50' AT PARCEL ID 02176 (1080 RIVERSIDE DRIVE) IN ACCORDANCE WITH ARTICLE 3.M, SECTION C, ITEM 20.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of Special Use Permit Application PZ23-00090, filed by RMC Investments LLC, requesting a Special Use Permit to grant a waiver for an increase in building height over 50' at Parcel ID 02176 (1080 Riverside Drive) in accordance with Article 3.M Section, C Item 20, be, and the same is hereby, received, subject to the following conditions:

1. The structure may not exceed fifty-five (55) feet in height.

AND BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by Council, Special Use Permit Application PZ23-00090, filed by RMC Investments LLC, requesting a Special Use Permit to grant a waiver for an increase in building height over 50' at Parcel ID 02176 (1080 Riverside Drive) in accordance with Article 3.M, Section C Item 20, is hereby granted and approved, subject to the following conditions:

1. The structure may not exceed fifty-five feet in height.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney



LE&D PROFESSIONALS, P.C.

River Run Executive Offices, Suite B
110 Exchange Street
Danville, VA 24541

Phone: (434) 792-3680

TRANSMITTAL

To: City of Danville	Date: 2/12/24
Planning Department	Project No.: 24-001-A107
	Project: New Hotel - 1080 Riverside Drive (PID #02176)
	Reference: SUP Application (Height Variance)
Attention: Renee Burton	Carbon Copy:

We Transmit:

- ☒ Plans
- ☐ Calculations
- ☒ Forms
- ☒ Checks \$ 360.00 (SUP Fee)

By:

- ☐ Mail
- ☒ Messenger

Copies Date Description

		☐ Site Plans	☐ First Submittal ☐ Revision Set ☐ Issue for Construction Set
		☐ Stormwater Management Plan	☐ First Submittal ☐ Revision Set ☐ Issue for Construction Set
		☐ E&S Narrative	☐ First Submittal ☐ Revision Set ☐ Issue for Construction Set
1	2/12/24	Special Use Permit Application for Maximum Height Variance with Informational Letter	
1	2/12/24	Preliminary Site Plan	
1	2/12/24	3 Street View Renderings of New Hotel	

Please notify us at once if enclosures are not as noted. Thank you!

Signed: Ryan Gatewood, PE, PMP
President
LE&D Professionals, PC

February 12, 2024

City of Danville
Community Development
Planning Division

Planning Commission
Special Use Permit Application
Planning Division Provided Information

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

This request is for a Special Use Permit for City of Danville Parcel ID# 02176 for relief from the maximum building height restriction of 50 feet. The property is proposed to be a new hotel (Tru and Home2Suites brand) with 143 rooms. The proposed height of the new hotel is 53 feet. This request is for a relief of the 3 feet over the maximum building height restriction. A preliminary site plan and street view renderings have been included with the submittal to the city for the special use permit.

- The proposed hotel is described as a “limited service” hotel.
- The owner anticipates the new hotel to employ approximately 30 people. The hours of operation are 24/7.
- Total proposed building square footage is 15,600 +/- . Required parking spaces per Article 8 Section G is 153 spaces. Provided spaces = 153 total spaces (to be shared with Hampton Inn property).
- Surrounding properties are the existing Hampton Inn to the north and a thrift store to the east, all zoned HR-C.
- Access to the new hotel would be through the existing Hampton Inn entrance on Riverside Drive. No new entrances are proposed at this time.
- The proposed hotel location is consistent with that corridor stretch of Riverside Drive and the area of the city.



CITY PLANNING COMMISSION

SPECIAL USE PERMIT APPLICATION

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

1. An application for a special use permit shall be made by the owner, contract purchaser with the owner's written consent, or the owner's agent, of the property on which the proposed use is to be located. The application shall be submitted to the Director of Planning/Zoning Administrator, and shall be accompanied by the filing fee of \$360.
2. If the request for a special use permit has been denied by City Council, a request in substantially the same form shall not be resubmitted within one (1) year of the date of denial.
3. The application shall include the following information:
 - a. A preliminary site plan in accordance with the Site Plan Regulations.
 - b. A description of the proposed use and, where applicable, the hours of operation and the proposed number of employees/patrons.
 - c. A written statement of proposed project compatibility with the following:
 - (1.) The Comprehensive Plan.
 - (2.) The applicable zoning district.
 - (3.) The surrounding properties.
 - (4.) Current and future neighborhood conditions.
 - (5.) Pedestrian and vehicular traffic patterns, on-site and off-site.
 - (6.) Adequate public facilities.
 - d. When requested by the Director of Planning/Zoning Administrator, the Planning Commission, or the City Council, the following information shall be provided by the applicant:
 - (1.) The architectural elevations and floor plans of proposed building(s).
 - (2.) Traffic impact analysis.
 - (3.) Fiscal impact analysis.
 - (4.) Parking and site circulation analysis.
 - (5.) Photographs of property and surrounding area.
 - (6.) Environmental impact statement.

PLANNING DIVISION PROVIDED INFORMATION

Application #: 224-00090 PC Meeting Date: March 11, 2024
Date Received: 2-12-24 Received By: Renee Burton
Parcel ID: 02176 Address: 1080 Riverside Dr
Existing Zoning HRC Future Land Use: _____

APPLICANT PROVIDED INFORMATION

Property Location (address/ID#): 1080 RIVERSIDE DRIVE (PID #02176)

Applicant: RMC INVESTMENTS LLC

Applicant's Address: 5209 BARTON VIEW CT, RALEIGH, NC 27615

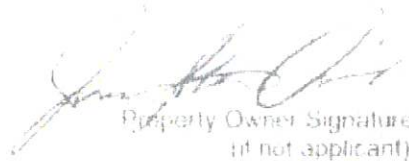
Applicant's Phone Number: (703) 969-9872

Applicant's E-mail: chetanuka@hotmail.com

Describe Proposed Request: This special use request is for a relief from the maximum building height restriction for the HR-C zoning district of 50'. The applicant proposes to construct a new Tru and Home2Suites hotel with 143 rooms at a proposed maximum building height of 53'. This request is for the relief of 3' over the maximum building height restriction.


Applicant Signature

2-10-24
date


Property Owner Signature
(if not applicant)

2-9-2024
date

RENDERING #1
LOOKING EAST



RENDERING #2
LOOKING EAST AT
ENTRANCE

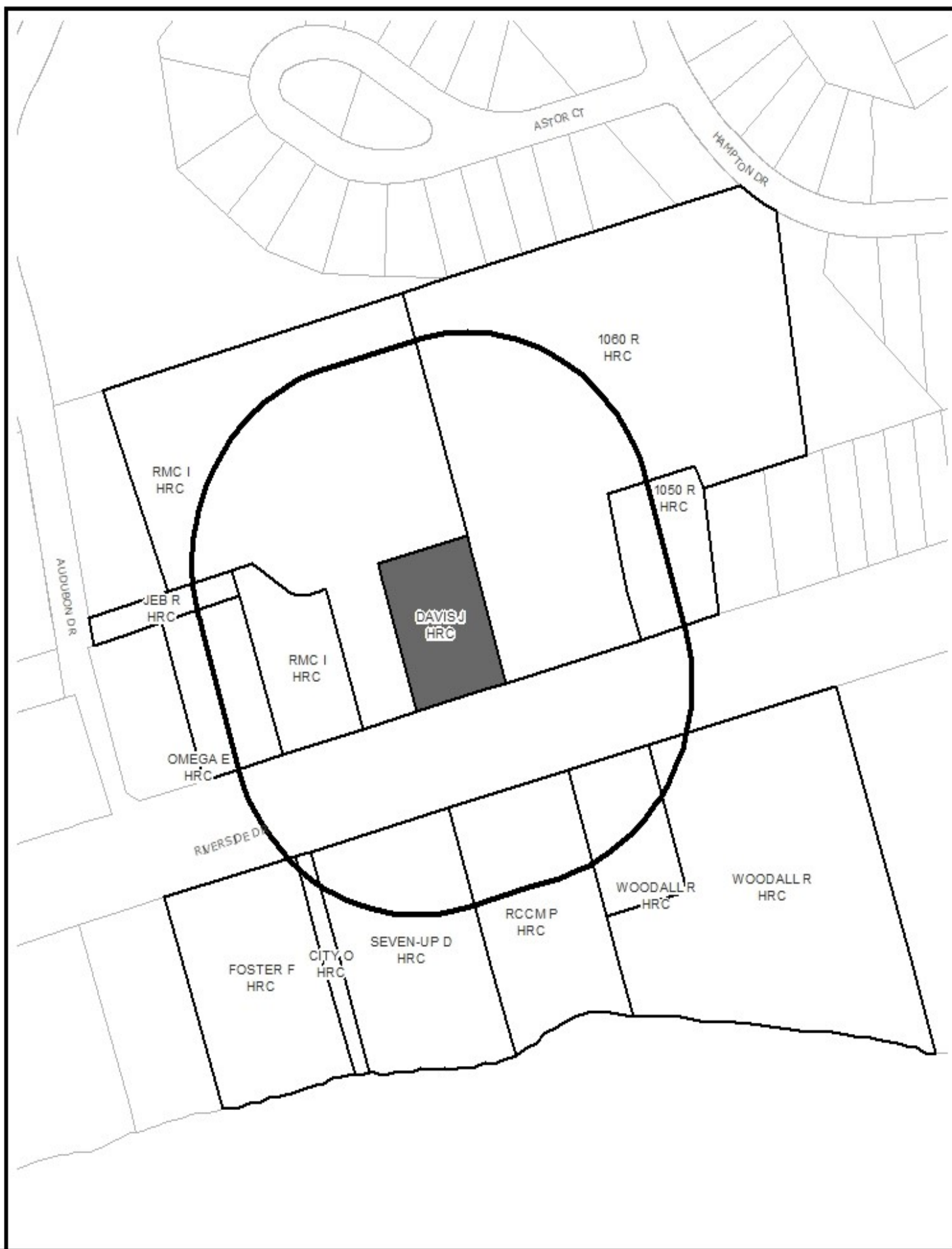


10 98

RENDERING #3
LOOKING NORTH





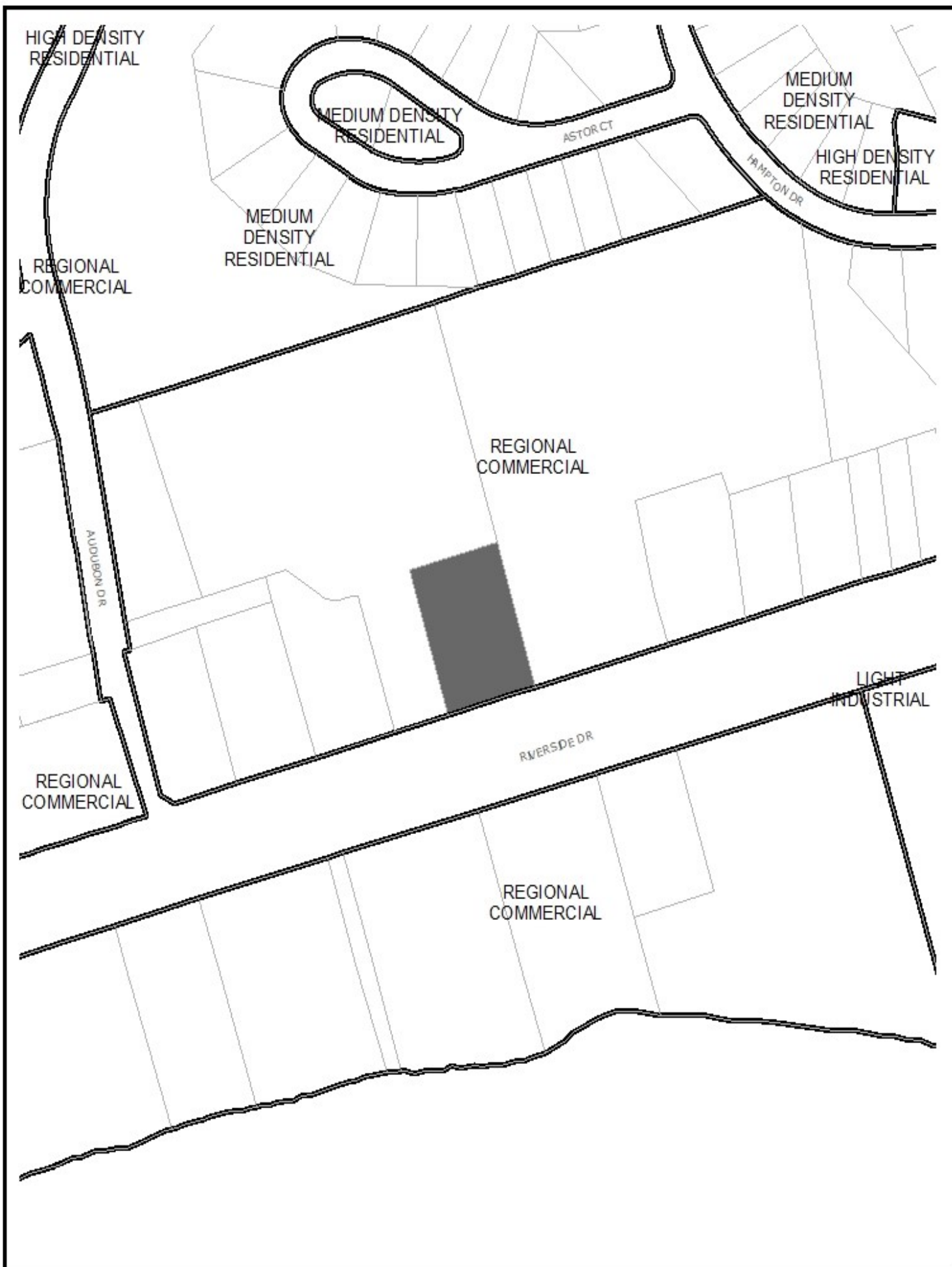


SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY



Prepared by:
Planning Division
2/20/2024

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



YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
2/20/2024

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



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

City Planning Commission

MEMORANDUM

DATE: MARCH 11, 2024
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PZ24-00090

REQUEST

Special Use Permit application PZ24-00090 filed by RMC Investments LLC for waiver for increase in building heights to over 50 feet at 1080 Riverside Drive (Parcel 02176) in accordance with Article 3.M Section C Item 20.

RECOMMENDATION

The Planning Commission, at their March 11, 2024, meeting voted 5 - 0 to recommend approval of Special Use Permit Request PZ23-00090.

Mr. Steve Petrick, Chair

Council Letter City of Danville, Virginia



CL - 1242

NEW BUSINESS B.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Amending Chapter 41 entitled "Zoning Ordinance" of the City of Danville, 1986 as amended, specifically, to Amend Article 3.I Section C Item 10.

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 3.I, Section C, Item 10.

SUMMARY

The TO-C Transitional Office Commercial zoning district was established to selectively provide for well-planned non-residential land uses to be located between older residential neighborhoods and higher intensity non-residential areas, but currently limits retail uses to scientific or medical equipment. This amendment would allow a property owner to apply for a Special Use Permit to operate a retail establishment outside of those limits in the TO-C Transitional Office Commercial Zoning District with a Special Use Permit granted by City Council. Allowing the operation of retail establishments by Special Use Permit allows review of each proposed operation to determine its compatibility with the neighborhood and comprehensive plan.

Current Code:

Article 3.I Section C Item 10

Offices with retail sales, limited to interior display and sales of high technology, scientific, electronic, health care, medical or biomedical equipment of a type not customarily retailed to the general public, provided that there shall be no exterior or storefront displays.

Proposed changes:

Article 3.I Section C Item 10

Retail sales, limited to interior and storefront displays. There shall be no exterior display or storage.

The City of Danville has experienced economic growth in the past ten (10) years. This economic growth has encouraged the Planning Staff to revisit and review areas of the Zoning Code that may no longer be compatible or that may benefit from increased flexibility. Reducing the restrictions on retail sales in the TO-C, Transitional Office Commercial Zoning District is an example.

On March 11, 2024, the City Planning Commission voted 5 - 0 to recommend approval of Code Amendment PZ24-0098 to amend Article 3.I. Section C Item 10 to read "Retail sales, limited to interior and storefront displays. There shall be no exterior display or storage".

RECOMMENDATION

It is recommended that City Council adopt an Ordinance to approve Code Amendment PZ24-00098 to amend Article 3. Section C Item 10 to allow retail sales by Special Use Permit intoe TO-C, Transitional Office Commercial Zoning District.

Attachments

1. Ordinance
 2. Planning Commission Recommendation
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024 _____. ____

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 3.I, SECTION C, ITEM 10.

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 3.I, Section C, Item 10 be, and the same is hereby, received; and

BE IT FURTHER ORDAINED, by the Council in consideration of said report and the public hearing this day held by Council, specifically, to amend Article 3.I, Section C, Item 10, of Chapter 41 entitled, "Zoning Ordinance", of the Code of the City of Danville, Virginia, 1986, as amended, be and the same is hereby, amended and reordained to read as follows:

ARTICLE 3.I. TO_C, Transitional Office Commercial

C. - Special Permit Uses

"Retail sales, limited to interior and storefront displays. There shall be no exterior display or storage.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney



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

City Planning Commission

MEMORANDUM

DATE: MARCH 11, 2024
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: CODE AMENDMENT APPLICATION PZ24-00098

REQUEST

Code Amendment Request PZ24-00098 to amend Chapter 41 entitled "Zoning Ordinance" of the City of Danville, 1986 as amended. Specifically, amend Article 3.1 Section C Item 10.

RECOMMENDATION

The Planning Commission, at their March 11, 2024, meeting voted 5 - 0 to recommend approval of Code Amendment Request PZ23-00098.

Mr. Steve Petrick, Chair

Council Letter

City of Danville, Virginia



CL - 1243

NEW BUSINESS C.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Special Use Permit Application to Allow Commercial Recreation Facilities at 1010 Piney Forest Road.

From: Renee Burton, Division Director of Planning

COUNCIL ACTION

1. Public Hearing
2. An Ordinance Granting Special Use Permit Application PZ23- 00054, filed by Kisha Chaney, Requesting a Special Use Permit for an Indoor Commercial Recreation Facility in Accordance with Article 3.M, Section C, Item 4, of Chapter 41., Entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia to Include Parcel ID 57737.

SUMMARY

The applicant, Kisha Chaney, is requesting a Special Use Permit to allow indoor commercial recreation at 1010 Piney Forest Road. The property is zoned HR-C Highway Retail Commercial and is currently in operation as a restaurant. The applicant has requested a Special Use Permit to allow her to expand restaurant operations to include entertainment and music events. Operation of a facility that requires payment to attend events is deemed indoor commercial recreation by the Zoning Code and a Special Use Permit is required.

A zoning violation letter was issued in January for an indoor commercial recreation facility operating at 1010 Piney Forest Road without a Special Use Permit. After receiving the notice of violation, Ms. Chaney contacted the Planning Office to submit a Special Use Permit.

1010 Piney Forest Road has a Certificate of Occupancy for 150 persons; 75 upstairs and 75 downstairs. This restriction is due to the restroom capacity on each floor. The upper floor is used for the restaurant operations and the lower level for events.

Thirty-one (31) notices were sent out to property owners within three hundred (300) feet. Four (4) unopposed notices were received.

On March 11, 2024, the City Planning Commission voted 5 - 0 to recommend approval of Special Use Permit Request PZ24-00054 to allow an indoor commercial recreation facility at 1010 Piney Forest Road (Parcel ID 57737) with the following conditions:

1. Occupancy is limited to 75 persons per floor.
2. The event area (lower level) may only be in operation when the restaurant (upper level) is in operation and open to the public.

RECOMMENDATION

It is recommended that City Council adopt an Ordinance to approve the Special Use Permit request at Parcel ID 57737 (1010 Piney Forest Road) to allow an indoor commercial recreation facility with the following conditions:

1. Occupancy is limited to 75 persons per floor.
 2. The event area (lower level) may only be in operation when the restaurant (upper level) is in operation and open to the public.
-

Attachments

1. Ordinance
 2. Application
 3. 1010 Piney Forest Road - Aerials
 4. 1010 Piney Forest Road - Owners
 5. 1010 Piney Forest Road - Landuse
 6. 1010 Piney Forest - Certificate of Occupancy
 7. Zoning Violation Letter 1010 Piney Forest Road
 8. Planning Commission Recommendation
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-____.____

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ23-00054, FILED BY KISHA CHANEY, REQUESTING A SPECIAL USE PERMIT FOR AN INDOOR COMMERCIAL RECREATION FACILITY IN ACCORDANCE WITH ARTICLE 3.M, SECTION C, ITEM 4, OF CHAPTER 41., ENTITLED “ZONING ORDINANCE” OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA TO INCLUDE PARCEL ID 57737.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia that the report of the Planning Commission recommending approval of Special Use Permit Application PZ23-00054, filed by Kisha Chaney, requesting a Special Use Permit to operate an indoor commercial recreation facility in accordance with Article 3.M, Section C, Item 4, of Chapter 41, entitled “Zoning Ordinance” of the Code of the City of Danville, Virginia to include Parcel ID 57737, be, and the same is hereby, received, subject to the following conditions:

1. Occupancy is limited to 75 persons per floor.
2. The event area (lower level) may only be in operation when the restaurant (upper level) is in operation and open to the public.

AND BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by the Council, Special Use Permit Application PZ23-00054 to operate an indoor commercial recreation facility in accordance with Article 3.M, Section C, Item 4, of Chapter 41, entitled “Zoning Ordinance” of the Code of the City of Danville, Virginia, to include Parcel ID 57737, is hereby granted and approved, subject to the following conditions:

1. Occupancy is limited to 75 persons per floor.
2. The event area (lower level) may only be in operation when the restaurant (upper level) is in operation and open to the public.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney



CITY PLANNING COMMISSION

SPECIAL USE PERMIT APPLICATION

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

1. An application for a special use permit shall be made by the owner, contract purchaser with the owner's written consent, or the owner's agent, of the property on which the proposed use is to be located. The application shall be submitted to the Director of Planning/Zoning Administrator, and shall be accompanied by the filing fee of \$360.
2. If the request for a special use permit has been denied by City Council, a request in substantially the same form shall not be resubmitted within one (1) year of the date of denial.
3. The application shall include the following information:
 - a. A preliminary site plan in accordance with the Site Plan Regulations.
 - b. A description of the proposed use and, where applicable, the hours of operation and the proposed number of employees/patrons.
 - c. A written statement of proposed project compatibility with the following:
 - (1.) The Comprehensive Plan.
 - (2.) The applicable zoning district.
 - (3.) The surrounding properties.
 - (4.) Current and future neighborhood conditions.
 - (5.) Pedestrian and vehicular traffic patterns, on-site and off-site.
 - (6.) Adequate public facilities.
 - d. When requested by the Director of Planning/Zoning Administrator, the Planning Commission, or the City Council, the following information shall be provided by the applicant:
 - (1.) The architectural elevations and floor plans of proposed building(s).
 - (2.) Traffic impact analysis.
 - (3.) Fiscal impact analysis.
 - (4.) Parking and site circulation analysis.
 - (5.) Photographs of property and surrounding area.
 - (6.) Environmental impact statement.

PLANNING DIVISION PROVIDED INFORMATION

Application #: _____ PC Meeting Date: _____

Date Received: _____ Received By: _____

Parcel ID: _____ Address: _____

Existing Zoning _____ Future Land Use: _____

APPLICANT PROVIDED INFORMATION

Property Location (address/ID#): 1010 Piney Forest Rd. Danville, VA 24540

Applicant: Kisha Chaney

Applicant's Address: 1497 Ringgold Depot Rd. Ringgold, VA 24586

Applicant's Phone Number: 434-421-4188

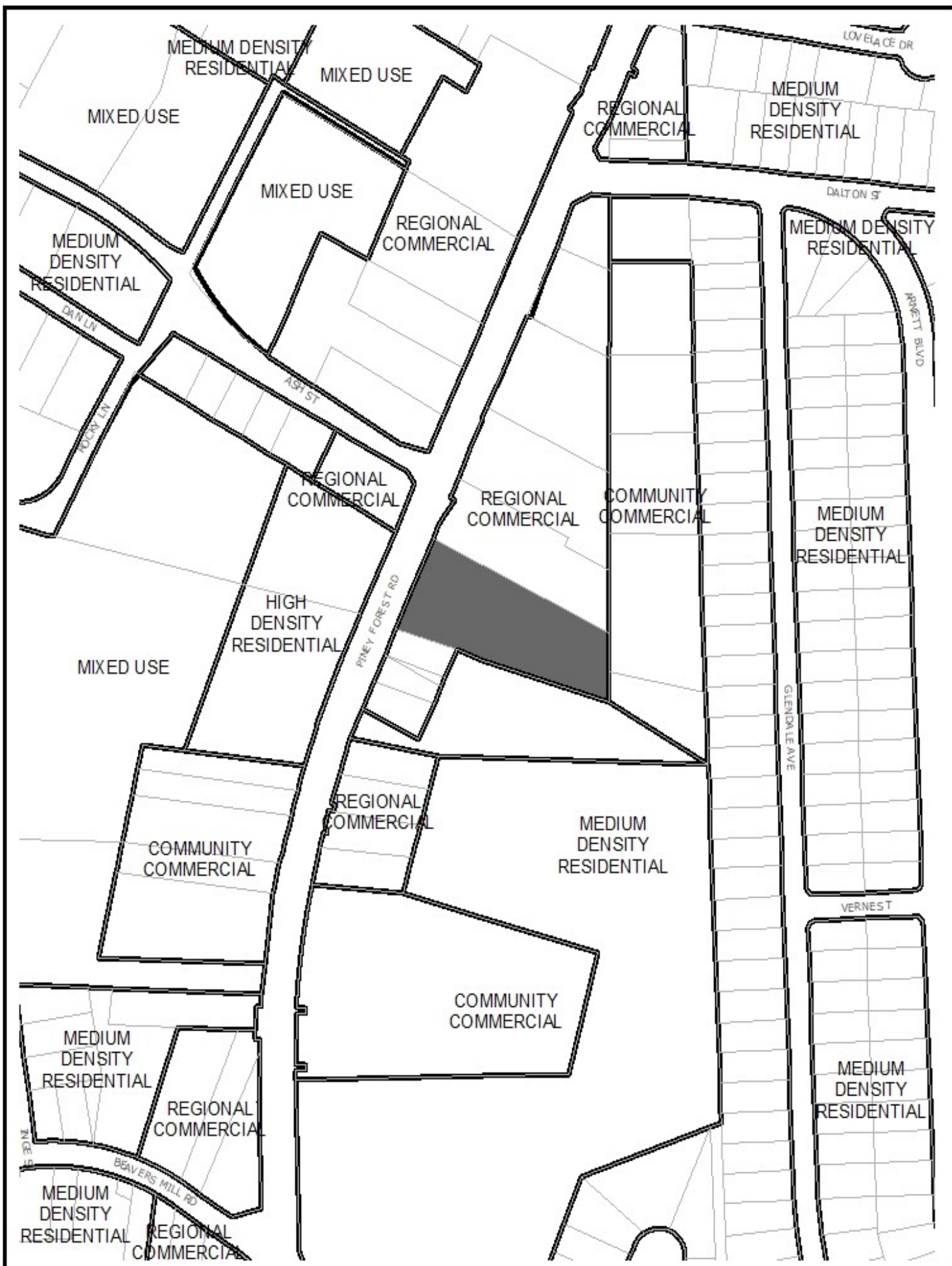
Applicant's E-mail: Ten10barandlounge1@gmail.com

Describe Proposed Request: I would like to charge for entertainment at the bar.

Kisha Chaney 1/24/24
Applicant Signature date

Property Owner Signature date
(if not applicant)





YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
2/14/2024

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

Certificate of Use and Occupancy

CITY OF DANVILLE, VIRGINIA

Department of Community Development

This Certificate issued pursuant to the requirements of Section 116 of the 2018 Virginia Uniform Statewide Building Code certifying that at the time of issuance this structure was in compliance with the various ordinances of the City and the Virginia Uniform Statewide Building Code regulating building construction or use.

For the following location: 1010 PINEY FOREST RD, DANVILLE, VA, 24540	For occupancy by: 1010 Restaurant and Lounge
Use Group: A-2 = Banquet Halls/Night Clubs/Restaurant/Taverns	Type of Construction: 2B = Steel/block/concrete with NO rating

Building Owner and Address: DALY FAMILY INVESTMENTS LLC 5920 SOUTH MIAMI BLVD SUITE 102
MORRISVILLE

Occupancy Load: 150 Persons Total

FIRE SPRINKLER SYSTEM NOT INSTALLED AND NOT REQUIRED

NOTE: Legal use of this structure may also require a Certificate of Zoning Compliance.

Condition: Existing number of restrooms restrict occupant load to 150 total.

Maximum Occupant load 75 upstairs / 75 downstairs. Restaurant must remain open when downstairs is in use.

Building Official



Date

3/23/2023

POST THIS IN A CONSPICUOUS PLACE



City of Danville
Community Development
Planning Division

January 22, 2024

DALY FAMILY INVESTMENTS LLC
5920 SOUTH MIAMI BLVD., SUITE 102
MORRISVILLE, NC 27560

RE: Zoning Violation at 1010 PINEY FOREST ROAD

Dear Property Owner:

The purpose of this letter is to inform you of a violation of the Zoning Code at 1010 Piney Forest Road. Commercial Recreation Establishment at the above location are being conducted without a City of Danville Business License and/or Zoning Clearance. Operations at this location must cease until these violations are resolved.

Please note that this property is located within the HRC Highway Retail Commercial classification. Event operations within the HRC district require a Special Use Permit. Please contact our office immediately to rectify these violations.

You have Ten (10) DAYS from the date of this letter to comply with the provisions of the Code. If you have any questions, please contact me at (434) 799-5260. X3783.

Sincerely,

Lisa Jones
Planning Technician
434-799-5260 Ext. 3783
joneslk@danvilleva.gov



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

City Planning Commission

MEMORANDUM

DATE: MARCH 11, 2024
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PZ24-00054

REQUEST

Special Use Permit application PZ24-00054 filed by Kishea Chaney to allow indoor commercial recreation facilities at 1010 Piney Forest Road (Parcel 57737) in accordance with Article 3.M Section C Item 4.

RECOMMENDATION

The Planning Commission, at their March 11, 2024, meeting voted 5 - 0 to recommend approval of Special Use Permit Request PZ23-00054 with the following conditions:

1. Occupancy is limited to 75 persons per floor.
2. The event area (lower level) may only be in operation when the restaurant (upper level) is in operation and open to the public.

Mr. Steve Petrick, Chair

Council Letter City of Danville, Virginia



CL - 1246

NEW BUSINESS D.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Special Use Permit Application to Allow a Commercial Kennel at 630 North Main Street.

From: Renee Burton, Division Director of Planning

COUNCIL ACTION

1. Public Hearing
2. An Ordinance Granting Special Use Permit Application PZ24- 00081, filed by Jaclyn Davis, Requesting a Special Use Permit to Allow a Commercial Kennel in Accordance with Article 3.K, Section C, Item 22 of Chapter 41, Entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia to Include Parcel ID 02231.

SUMMARY

The applicant, Jaclyn Davis, is requesting a Special Use Permit to operate a pet grooming and pet supply retail operation at 630 North Main St. The property is zoned CB-C Central Business Commercial, which allows for commercial kennels as well as pet clinics by special use permit in accordance with Article 3.K Section C.

The proposed dog grooming operation will have 8-12 kennels for drop-off services and pet items for purchase. The operation will not include overnight boarding. There is no requirement to provide off-street parking in the CB-C zoning district.

Twenty-seven (27) notices were sent out to property owners within three hundred (300) feet. Three (3) notices were received. One (1) was unopposed, two (2) were opposed.

On March 11, 2024, the City Planning Commission voted 5 - 0 to recommend approval of Special Use Permit PZ24-00081 to allow a commercial kennel at 630 North Main Street (Parcel ID 02231) in accordance with Article 3.K Section C and the following condition:

1. No overnight boarding shall be provided.

RECOMMENDATION

It is recommended that City Council adopt an Ordinance to approve a Special Use Permit to allow a commercial kennel at Parcel ID 03321 (630 North Main Street) in accordance with Article 3.K. Section C with the following conditions:

1. No overnight boarding shall be provided.

Attachments

1. Ordinance
 2. Application
 3. Picture - 630 North Main Street
 4. Picture 2 - 630 North Main Street
 5. Picture 3 - 630 North Main Street
 6. Picture 4 - 630 North Main Street
 7. 630 N Main Street - Aerials
 8. 630 N Main Street - Owners
 9. 630 N Main Street - Landuse
 10. Planning Commission Recommendation
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-____.____

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24-00081, FILED BY JACLYN DAVIS, REQUESTING A SPECIAL USE PERMIT TO ALLOW A COMMERCIAL KENNEL IN ACCORDANCE WITH ARTICLE 3K, SECTION C, ITEM 22 OF CHAPTER 41, ENTITLED "ZONING ORDINANCE" OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA TO INCLUDE PARCEL ID 02231.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia that the report of the Planning Commission recommending approval of Special Use Permit Applicaiton PZ23-00081, filed by Jaclyn Davis, requesting a Special Use Permit to allow a commerical kennel in accordance with Article 3.K, Section C, Item 22 of Chapter 41, entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia to include Parcel ID 02231, be, and the same is hereby, received, subject to the following conditions:

1. No overnight boarding shall be provided.

AND BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by the Council, Special Use Permit Application PZ23-00081 to operate a commercial kennel in accordance with Article 3.K, Section C, Item 22 of Chapter 41, entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia, to include Parcel ID 02231, is hereby granted and approved, subject to the following conditions:

1. No overnight boarding shall be provided.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney



CITY PLANNING COMMISSION

SPECIAL USE PERMIT APPLICATION

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

1. An application for a special use permit shall be made by the owner, contract purchaser with the owner's written consent, or the owner's agent, of the property on which the proposed use is to be located. The application shall be submitted to the Director of Planning/Zoning Administrator, and shall be accompanied by the filing fee of \$360.
2. If the request for a special use permit has been denied by City Council, a request in substantially the same form shall not be resubmitted within one (1) year of the date of denial.
3. The application shall include the following information:
 - a. A preliminary site plan in accordance with the Site Plan Regulations.
 - b. A description of the proposed use and, where applicable, the hours of operation and the proposed number of employees/patrons.
 - c. A written statement of proposed project compatibility with the following:
 - (1.) The Comprehensive Plan.
 - (2.) The applicable zoning district.
 - (3.) The surrounding properties.
 - (4.) Current and future neighborhood conditions.
 - (5.) Pedestrian and vehicular traffic patterns, on-site and off-site.
 - (6.) Adequate public facilities.
 - d. When requested by the Director of Planning/Zoning Administrator, the Planning Commission, or the City Council, the following information shall be provided by the applicant:
 - (1.) The architectural elevations and floor plans of proposed building(s).
 - (2.) Traffic impact analysis.
 - (3.) Fiscal impact analysis.
 - (4.) Parking and site circulation analysis.
 - (5.) Photographs of property and surrounding area.
 - (6.) Environmental impact statement.

PLANNING DIVISION PROVIDED INFORMATION

Application #: P224-00081 PC Meeting Date: 3
Date Received: 2/8/24 Received By: Williams
Parcel ID: 00031 Address: 630 N. Main St
Existing Zoning CB-C Future Land Use: _____

APPLICANT PROVIDED INFORMATION

Property Location (address/ID#): 630 N. Main Street, Danville VA 24541

Applicant: Jaclyn Davis

Applicant's Address: 1925 Mill Creek Road, Chatham VA 24531

Applicant's Phone Number: 434-709-0130

Applicant's E-mail: wwdavis3@hotmail.com

Describe Proposed Request: We would like to start a dog grooming business called "Chasin' Tails Pet Spa" at 630 N. Main St, which is currently zoned CB-C. The business will have 8-12 kennels

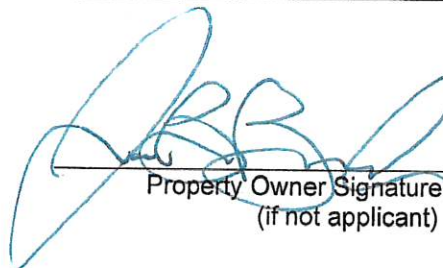
for day use only. We do not plan to board overnight. Services will include grooming, bathing, nail trimming, and other pet related services. Chasin' Tails will also sell specialty dog treats and boutique style pet related items. Hours of operations are planned to be from 8am-6pm. Current plans are to start with one

employee but may increase as the business grows. We expect to have most of our patrons come in early to drop off their pets and come in staggered during the day to pick them up as the grooms are completed. At this time, we project that fewer than 5 customers will be in the location at the same time. Properties

surrounding this location are currently vacant and are also zoned CB-C. Property conditions are mixed with mostly vacant buildings some in need of repairs or that have started the remodeling steps. With the upgrading of the surrounding buildings, it is hoped that more businesses will locate to this part of North

Main Street. Traffic on N. Main Street is bi-directional, with street parking on both sides. There are also several other lots that offer free parking near this location.

 2-6-24
Applicant Signature date

 2-6-24
Property Owner Signature date
(if not applicant)

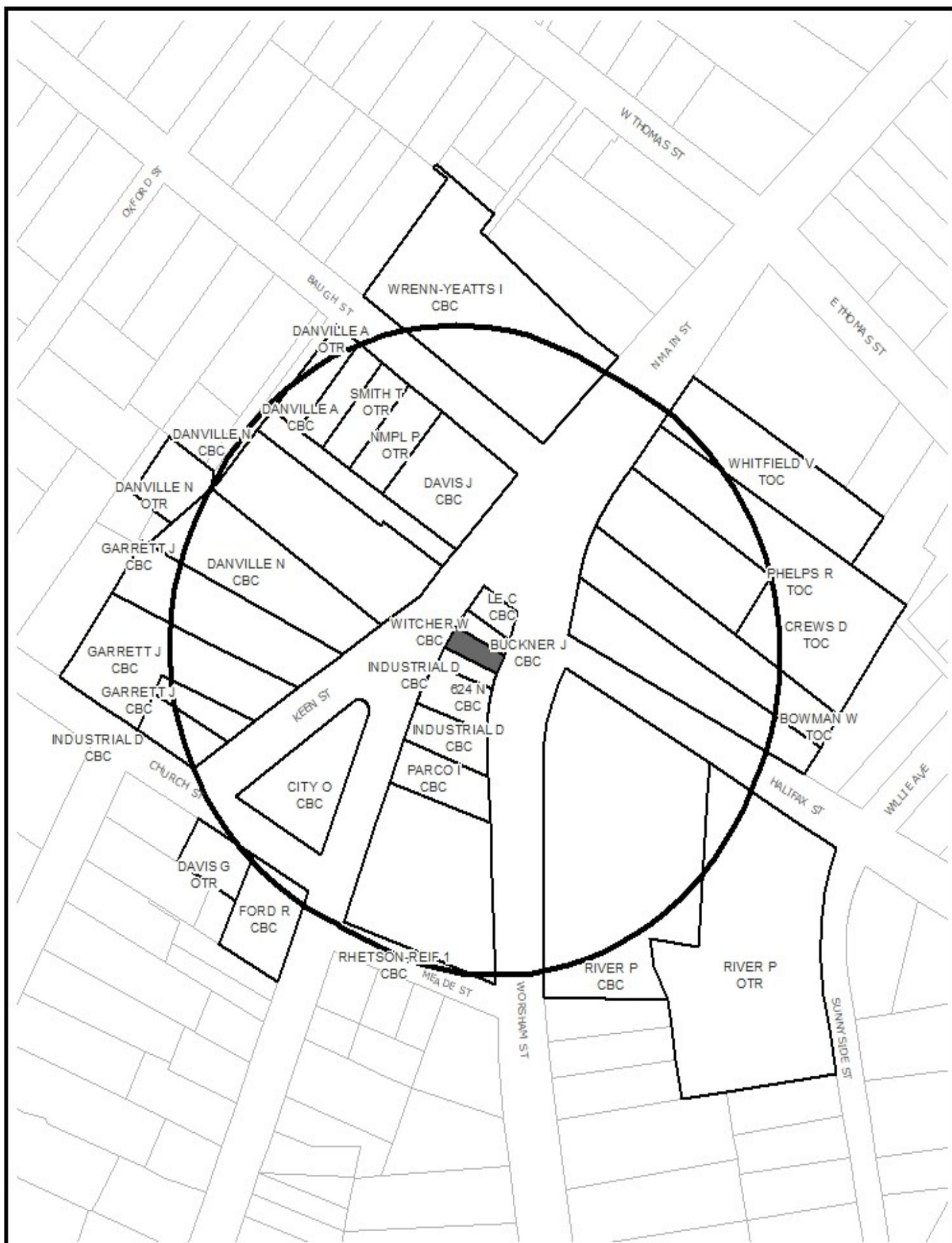










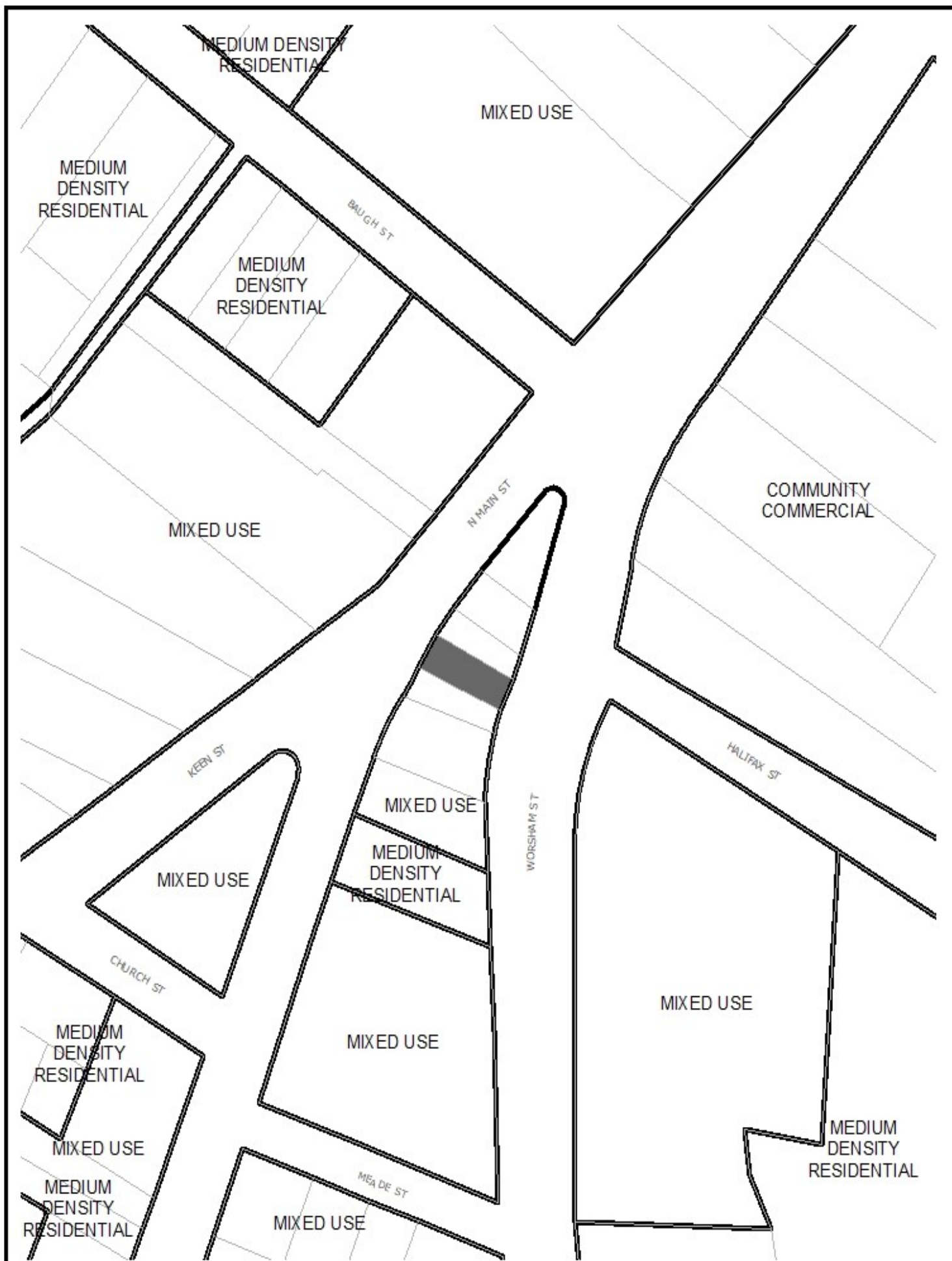


SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY



Prepared by:
Planning Division
2/20/2024

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



YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
2/20/2024

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



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

City Planning Commission

MEMORANDUM

DATE: MARCH 11, 2024
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PZ24-00081

REQUEST

Special Use Permit application PZ24-00081 filed by Jaclyn Davis to allow a commercial kennel at 630 North Main Street (Parcel 02231) in accordance with Article 3.K Section C Item 22.

RECOMMENDATION

The Planning Commission, at their March 11, 2024, meeting voted 5 - 0 to recommend approval of Special Use Permit Request PZ23-00081 with the following conditions:

1. No overnight boarding will be provided

Mr. Steve Petrick, Chair

Council Letter

City of Danville, Virginia



CL - 1247

NEW BUSINESS E.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Special Use Permit Application to allow a Commercial Recreation Facility on the Main and Lower levels at 401 Main Street.

From: Renee Burton, Division Director of Planning

COUNCIL ACTION

1. Public Hearing
2. An Ordinance Granting Special Use Permit Application PZ24- 00091, filed by Richard Morris Architecture LLC, Requesting a Special Use Permit to Operate an Indoor Commercial Recreation Facility at Parcel 24072 (401 Main Street) in Accordance with Article 3.K, Section C, Item 5.

SUMMARY

The applicant, Richard Morris Architecture LLC, is requesting a Special Use Permit to allow an indoor commercial recreation facility at 401 Main Street. The property is located at the corner of Main and South Market Street and is zoned CB-C Central Business Commercial. The Special Use Permit would allow the applicant to operate a food hall on the main level and a music and event venue in the lower level of the building.

401 Main Street is currently being remodeled for a restaurant, entertainment venue and residential units. The structure has been vacant for several years and was previously utilized by Carter Bank & Trust. A mixed use facility, as proposed, is common in the River District. Event venues in the River District provide after-hour attractions for residents and visitors.

Forty-eight (48) notices were sent out to property owners within three hundred (300) feet. Three (3) unopposed notices were received.

On March 11, 2024, the Planning Commission voted 5 - 0 to recommend approval of Special Use Permit Request PZ24-00091 to allow indoor commercial recreation at 401 Main Street (Parcel ID 24072) in accordance with Article 3.K Section C Item 5.

RECOMMENDATION

It is recommended that City Council adopt an Ordinance to approve a Special Use Permit to allow an indoor commercial recreation facility at Parcel ID 24072 (401 Main Street) in accordance with Article 3.K. Section C Item 5.

Attachments

1. Ordinance
-

2. Application - 401 Main Street
 3. Special Use Permit Application addendum (401 Main)
 4. 401 Main Street - Aerials
 5. 401 Main Street - Owners
 6. 401 Main Street - Landuse
 7. Planning Commission Recommendation
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-____.____

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24-00091, FILED BY RICHARD MORRIS ARCHITECTURE LLC, REQUESTING A SPECIAL USE PERMIT TO OPERATE AN INDOOR COMMERCIAL RECREATION FACILITY AT PARCEL 24072 (401 MAIN STREET) IN ACCORDANCE WITH ARTICLE 3.K, SECTION C, ITEM 5.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of Special Use Permit Application PZ23-00091, filed by Richard Morris Architecture LLC, requesting a Special Use Permit to operate an indoor commercial recreation facility at Parcel ID 24072 (401 Main Street) in accordance with Article 3.K, Section C, Item 5, be, and the same is hereby, received; and

BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by Council, Special Use Permit Application PZ23-00091, filed by Richard Morris Architecture LLC, requesting a Special Use Permit to operate an indoor commercial recreation facility at Parcel ID 24072 (401 Main Street) in accordance with Article 3.K, Section C, Item 5 is hereby granted and approved.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney



CITY PLANNING COMMISSION

SPECIAL USE PERMIT APPLICATION

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

1. An application for a special use permit shall be made by the owner, contract purchaser with the owner's written consent, or the owner's agent, of the property on which the proposed use is to be located. The application shall be submitted to the Director of Planning/Zoning Administrator, and shall be accompanied by the filing fee of \$360.
2. If the request for a special use permit has been denied by City Council, a request in substantially the same form shall not be resubmitted within one (1) year of the date of denial.
3. The application shall include the following information:
 - a. A preliminary site plan in accordance with the Site Plan Regulations.
 - b. A description of the proposed use and, where applicable, the hours of operation and the proposed number of employees/patrons.
 - c. A written statement of proposed project compatibility with the following:
 - (1.) The Comprehensive Plan.
 - (2.) The applicable zoning district.
 - (3.) The surrounding properties.
 - (4.) Current and future neighborhood conditions.
 - (5.) Pedestrian and vehicular traffic patterns, on-site and off-site.
 - (6.) Adequate public facilities.
 - d. When requested by the Director of Planning/Zoning Administrator, the Planning Commission, or the City Council, the following information shall be provided by the applicant:
 - (1.) The architectural elevations and floor plans of proposed building(s).
 - (2.) Traffic impact analysis.
 - (3.) Fiscal impact analysis.
 - (4.) Parking and site circulation analysis.
 - (5.) Photographs of property and surrounding area.
 - (6.) Environmental impact statement.

PLANNING DIVISION PROVIDED INFORMATION

Application #: _____ PC Meeting Date: _____

Date Received: _____ Received By: _____

Parcel ID: 24072 Address: 401 Main Street

Existing Zoning CBC Central Bus. Dist. Future Land Use: _____

APPLICANT PROVIDED INFORMATION

Property Location (address/ID#): 401 Main Street

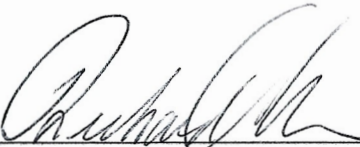
Applicant: Richard Morris Architecture LLC

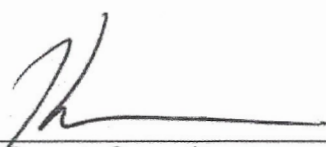
Applicant's Address: 10 Ninth Street; Lynchburg, VA 24504

Applicant's Phone Number: 434-209-0618

Applicant's E-mail: virginia.architect@gmail.com

Describe Proposed Request: See attached

 2/9/24
Applicant Signature date

 2/9/24
Property Owner Signature date
(if not applicant)

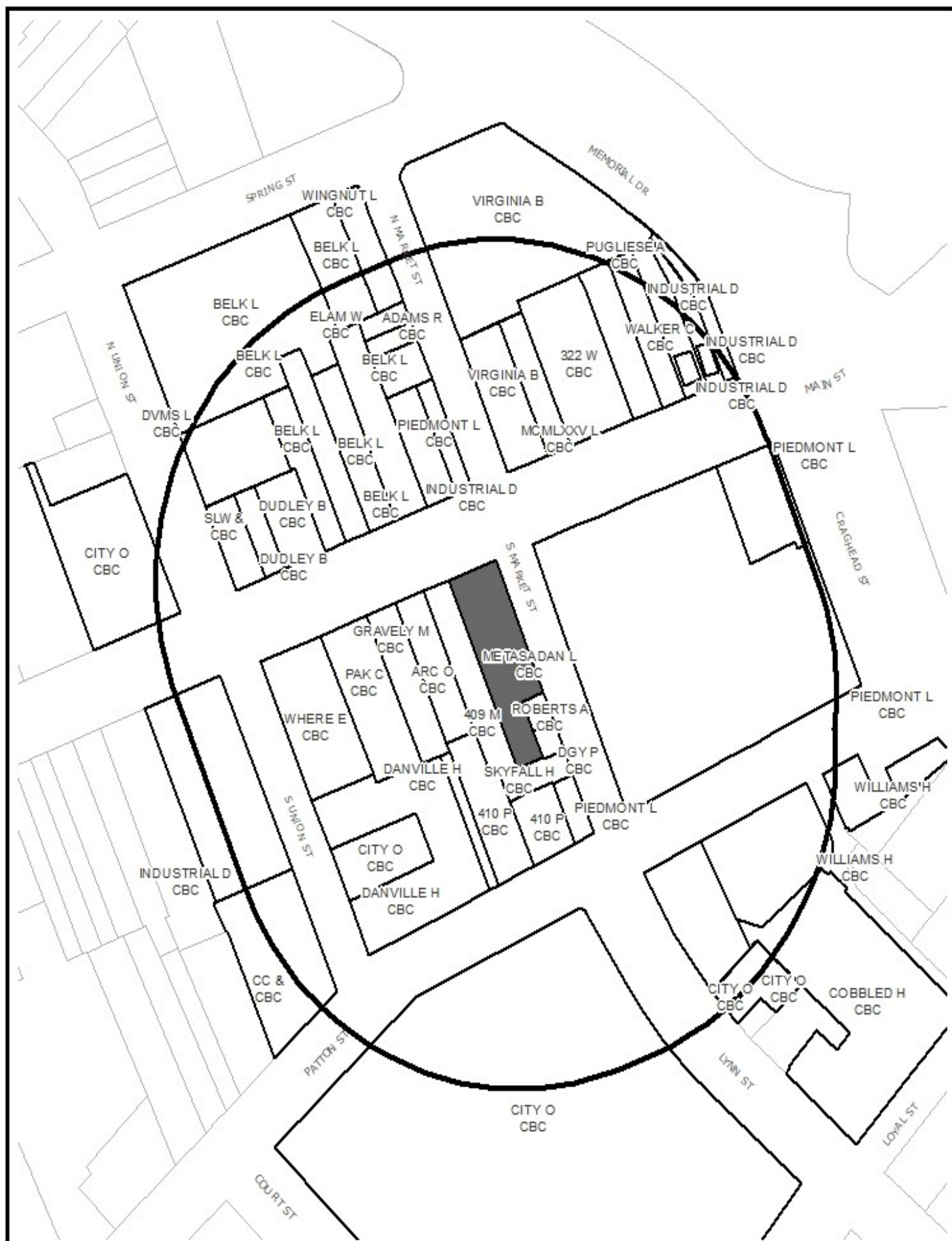
Special Use Permit Application

401 Main Street

Proposed Request:

The proposal is to create a small venue space on the basement level for less than 100 people (patrons and employees). Most of the events would be private in nature and conducted in the evening hours. Events would include entertainment acts such as music, comedy, etc. Bathroom facilities along with a future kitchen will service this level as well. This section of the building is part of a larger redevelopment project to create entertainment, dining, and residential offerings for the downtown Danville area.





SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY

Prepared by:
Planning Division
2/20/2024

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



YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
2/20/2024

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



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

City Planning Commission

MEMORANDUM

DATE: MARCH 11, 2024
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PZ24-00091

REQUEST

Special Use Permit application PZ24-00091 filed by Richard Morris Architecture LLC to allow an indoor commercial recreation establishment at 401 Main Street (Parcel 24072) in accordance with Article 3.K Section C Item 5.

RECOMMENDATION

The Planning Commission, at their March 11, 2024, meeting voted 5 - 0 to recommend approval of Special Use Permit Request PZ23-00091.

Mr. Steve Petrick, Chair

Council Letter City of Danville, Virginia



CL - 1248

NEW BUSINESS F.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Approving or Denying a Rezoning Application filed by Juan Lopez to Rezone Parcel 70961 from T-R Threshold Residential to NT-R Neotraditional Residential.

From: Renee Burton, Division Director of Planning

COUNCIL ACTION

1. Public Hearing
2. An Ordinance Rezoning from T-R Threshold Residential to NT-R Neo-Traditional Residential Parcel ID 70961 (Longview Avenue).
3. A Resolution Maintaining Parcel ID 70961 in the T-R Threshold Residential Zoning District.

SUMMARY

Parcel 70961 is a vacant, undeveloped 27 acre tract with frontage on Longview Avenue. The property was recently purchased by the applicant, Juan Rivera. The proposed development is a subdivision that would create eighty-four (84) lots for single-family homes. The subject property is currently zoned T-R, Threshold Residential. Rezoning to NT-R, Neo-Traditional Residential will change the maximum density from two (2) units per acre to seven (7) units per acre and reduce the required lot size.

The property is bordered to the east by T-R, Threshold Residential zoning and S-R, Suburban Residential zoning, which also borders the property to the south. To the west is Sandy River Residential, and the adjacent properties along the northern border of the subject property are located in Pittsylvania County.

A preliminary proposal has been submitted that would subdivide the existing twenty-seven (27) acre tract into lots to allow for the construction of eighty-four (84) single family homes, leaving areas for open space and storm water management. The selling point of the development is between \$200,000.00 - \$250,000.00. This price point has not been addressed through previously submitted housing projects. The 2022 Danter Housing study states, "...there is an annual demand for 80 homes in the \$250,000.00 range".

Thirty-eight (38) notices were sent out to property owners within three hundred (300) feet. Fifteen (15) notices were received. One (1) was unopposed, fourteen (14) were opposed.

On March 11, 2024, the City Planning Commission voted 4 - 2 to recommend denial of Rezoning Request PZ24-00092 to rezone Parcel ID 70961 from T-R Threshold Residential to NT-R Neo-traditional Residential.

The Planning Staff recommends that the City Council approve Rezoning Request PZ24-00092 to

rezone Parcel ID 70961 from T-R Threshold Residential to NT-R Neo-traditional Residential. The applicant intends to develop the subject property with single family homes. A development under the existing T-R Threshold Residential zoning classification would yield approximately 54 single family homes with a price point of \$350,000 - \$400,000 and no requirement for a Traffic Impact Analysis or road improvements. The rezoning would yield a potential of eighty-four (84) single family homes at a price point of \$200,000 - \$250,000. A rezoning may require a Traffic Impact Analysis.

There are thirty-one (31) improved parcels addressed to Longview Avenue. Thirty (30) of those are improved with single family dwellings, one is a mobile home park. The average assessed value of the properties with improvements is \$82,503.23. Development of single family homes at a price point of \$350,000 - \$400,000 is out of character for this area of the City. While a price point of \$200,000 - \$250,000 is greater than the existing home values, it is comparable given the recent inflation of home values that has been experienced in our area.

RECOMMENDATION

It is recommended by the City Planning Commission that City Council adopt a Resolution maintaining the T-R Threshold Residential zoning classification at Parcel ID 70961.

It is the Planning Staff's recommendation that the City Council adopt an Ordinance rezoning Parcel ID 70961 from T-R Threshold Residential to NT-R Neo-traditional Residential. The rezoning will allow for an eighty-four (84) single family unit development that assists the City in filling the void identified in the 2022 Danter Housing Study. The proposed development is comparable to the existing development in the area.

Attachments

1. Ordinance to Rezone
 2. Resolution to Deny Rezoning
 3. Longview Concept
 4. Longview - Aerials
 5. Longview Avenue - Owners
 6. Longview - Land Use
 7. Planning Commission Recommendation
 8. Longview Ave Assessed Values
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-____.____

AN ORDINANCE REZONING FROM T-R THRESHOLD RESIDENTIAL TO NT-R NEO-TRADITIONAL RESIDENTIAL PARCEL ID 70961 (LONGVIEW AVENUE)

WHEREAS, in accordance with the Code of the City of Danville, Virginia, 1986, as amended, Juan Lopez, has requested to rezone from the T-R Threshold Residential zoning district to NT-R Neo-traditional Residential zoning district, Parcel ID 70961 (Longview Avenue), of the City of Danville, Virginia Zoning District Map.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the report of the Zoning Administrator recommending approval of Rezoning Application PZ24-00092, filed by Juan Lopez, requesting to rezone from the T-R Threshold Residential zoning district to NT-R Neo-Traditional Residential zoning district, Parcel ID 70961 (Longview Avenue) of the City of Danville, Virginia Zoning District Map, be, and is hereby, received; and

BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by Council, Rezoning Application PZ24-00092, filed by Juan Lopez, requesting to rezone from the T-R Threshold Residential zoning district to the NT-R Neo-traditional Residential of the City of Danville, Virginia Zoning District Map, be, and is hereby, approved, and

BE IT FINALLY ORDAINED that Parcel ID 70961, of the City of Danville, Virginia District Map is hereby amended to reflect the same.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2024-_____

A RESOLUTION MAINTAINING PARCEL ID 70961 IN THE T-R THRESHOLD RESIDENTIAL ZONING DISTRICT.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Danville, Virginia, that the report of the City Planning Commission recommending denial of Rezoning application PZ24-00092, to rezone Parcel ID 70961 (Longview Avenue) from T-R Threshold Residential to NT-R Neo-traditional Residential, be, and is hereby, received; and

BE IT FURTHER RESOLVED that in consideration of said report and the public hearing held this day by Council, Rezoning application PZ24-00092, to rezone Parcel ID 70961 (Longview Avenue) from T-R Threshold Residential to NT-R Neo-traditional Residential, is hereby denied; and

BE IT FINALLY RESOLVED that Parcel ID 70961 (Longview Avenue) hereby maintain T-R Threshold Residential zoning.

Approved:

Mayor

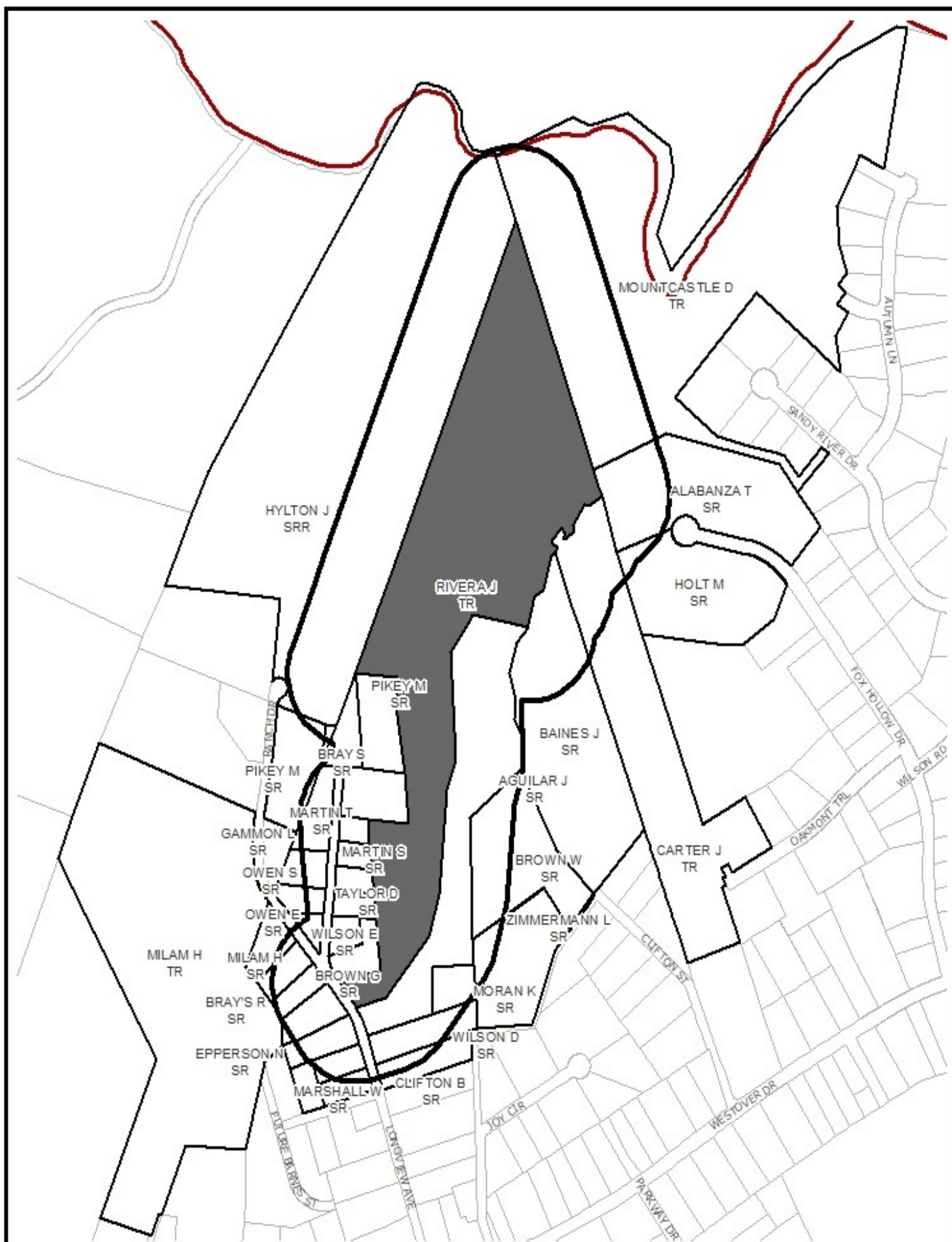
Attest:

City Clerk

Approved as to
Form and legal sufficiency:

City Attorney

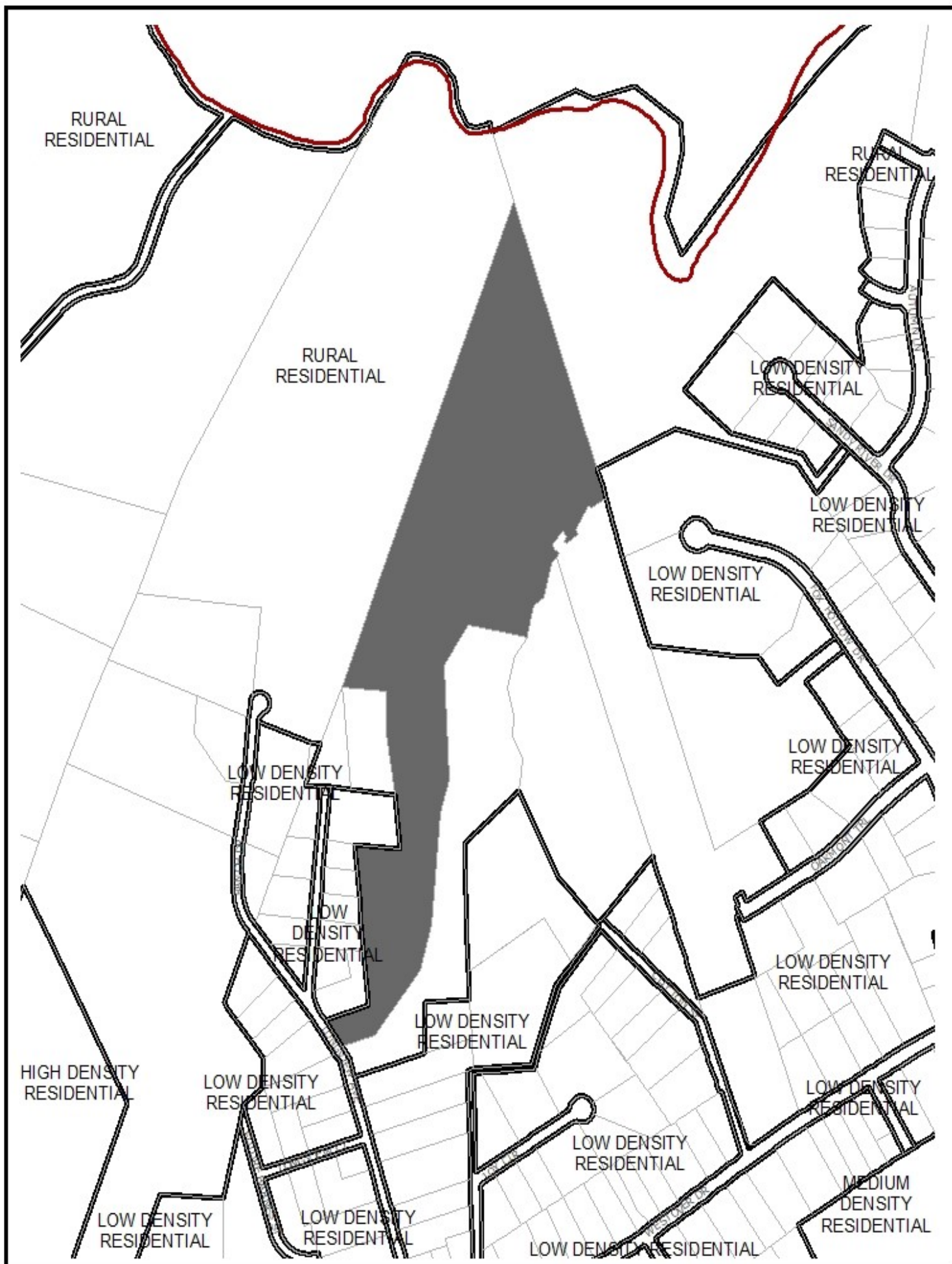




SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY

Prepared by:
Planning Division
2/20/2024

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



YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
2/20/2024

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



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

City Planning Commission

MEMORANDUM

DATE: MARCH 11, 2024
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: REZONING REQUEST APPLICATION PZ24-00092

REQUEST

Rezoning application PZ24-00092 filed by Juan Lopez for rezoning of Parcel 70961 on Longview Avenue from T-R Threshold Residential to NT-R Neotraditional Residential.

RECOMMENDATION

The Planning Commission, at their March 11, 2024, meeting voted 4 - 1 to recommend denial of Rezoning Request PZ24-00092.

Mr. Steve Petrick, Chair

Parcel ID	site_address	Owner	Mailing site_address	Land	Improvements	Total Value	Zoning
71969	111 LONGVIEW AVE	CRUMPTON SAM D JR	8595 KENTUCK RD	\$5,000	\$48,800	\$53,800	SR
71017	136 LONGVIEW AVE	CLIFTON BETTY S	136 LONGVIEW AVE	\$4,500	\$52,600	\$57,100	SR
71006	105 LONGVIEW AVE	NEAL JACK E & BRENDA	970 MT CROSS RD	\$12,500	\$127,700	\$140,200	MHPR
71014	108 LONGVIEW AVE	SHELTON JAMES H & JUA	108 LONGVIEW AVE	\$5,000	\$55,800	\$60,800	SR
71972	115 LONGVIEW AVE	MARSHALL WANDA GAY	115 LONGVIEW AVE	\$4,000	\$111,200	\$115,200	SR
71007	100 LONGVIEW AVE	GRIFFIN CHARLES D & AN	3540 PLEASANT GAP DR	\$6,000	\$43,000	\$49,000	SR
71015	112 LONGVIEW AVE	WILKERSON WILLIAM E	112 LONGVIEW AVE	\$6,000	\$43,000	\$49,000	SR
71973	129 LONGVIEW AVE	MARSHALL MARGARET P	129 LONGVIEW AVE	\$4,000	\$46,500	\$50,500	SR
71970	126 LONGVIEW AVE	LONGVIEW FRIENDS CHU	128 LONGVIEW AVE	\$6,500	\$320,000	\$326,500	SR
71011	113 LONGVIEW AVE	PARRISH PHILLIP EDWAR	113 LONGVIEW AVE	\$5,500	\$57,800	\$63,300	SR
71971	128 LONGVIEW AVE	SAMS RENTAL LLC	164 LONGVIEW AVE	\$2,400	\$84,300	\$86,700	SR
71018	140 LONGVIEW AVE	WILSON DANA M	140 LONGVIEW AVE	\$6,000	\$81,800	\$87,800	SR
71974	131 LONGVIEW AVE	EPPERSON NATHAN MIC	131 LONGVIEW AVE	\$5,000	\$77,100	\$82,100	SR
77797	142 LONGVIEW AVE	AGUILAR JESUS & VARGA	142 LONGVIEW AVE	\$16,500	\$173,000	\$189,500	SR
71013	104 LONGVIEW AVE	BRAY ROGER W & ELIAN	104 LONGVIEW AVE	\$4,500	\$93,100	\$97,600	SR
71016	124 LONGVIEW AVE	KNOWLES STEWART & P	124 LONGVIEW AVE	\$5,000	\$42,300	\$47,300	SR
71995	153 LONGVIEW AVE	OWEN SCOTTY L	3950 WESTOVER DR	\$5,000	\$55,000	\$60,000	SR
71981	139 LONGVIEW AVE	BRAY'S RENTAL PROPERT	3416 HORSESHOE RD	\$4,000	\$114,400	\$118,400	SR
71984	152 LONGVIEW AVE	TAYLOR DALTON REED &	152 LONGVIEW AVE	\$3,500	\$47,900	\$51,400	SR
71991	165 LONGVIEW AVE,	BRAY SAMUEL S & BRIGI	164 LONGVIEW AVE	\$5,500	\$58,400	\$63,900	SR
71996	149 LONGVIEW AVE	OWEN EDGAR RUSSELL &	149 LONGVIEW AVE	\$4,000	\$76,700	\$80,700	SR
71987	160 LONGVIEW AVE	MARTIN TAMILA G	4518 WESTOVER DR	\$3,000	\$74,300	\$77,300	SR
71997	143 LONGVIEW AVE	OWEN EDGAR R & BUSBY	149 LONGVIEW AVE	\$4,000	\$31,500	\$35,500	SR
71989	164 LONGVIEW AVE	BRAY SAMUEL S & BRIGI	164 LONGVIEW AVE	\$7,300	\$84,100	\$91,400	SR
71985	156 LONGVIEW AVE	LEGGETT HENRY A JR	333 BROMLEY RD	\$3,500	\$43,300	\$46,800	SR
71992	161 LONGVIEW AVE	GAMMON LINDA B	161 LONGVIEW AVE	\$5,000	\$58,400	\$63,400	SR
71982	148 LONGVIEW AVE	WILSON ETHEL MARIE M	148 LONGVIEW AVE	\$3,000	\$6,200	\$9,200	SR
71986	157 LONGVIEW AVE	MARTIN SUE A	157 LONGVIEW AVE	\$3,500	\$78,000	\$81,500	SR
71983	144 LONGVIEW AVE	BROWN GLADYS MORAN	144 LONGVIEW AVE	\$4,000	\$80,200	\$84,200	SR
71990	168 LONGVIEW AVE	PIKEY MICHAEL T	168 LONGVIEW AVE	\$4,000	\$70,000	\$74,000	SR
71980	133 LONGVIEW AVE	SCARCE KEITH EDWARD	315 35TH AVE NORTH	\$4,000	\$59,500	\$63,500	SR

Total Assessed Value	\$161,700	\$2,395,900	\$2,557,600
Average Assessed Value	\$5,216.13	\$77,287.10	\$82,503.23

Council Letter City of Danville, Virginia



CL - 1249

NEW BUSINESS G.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Special Use Permit Application filed by Rivermont Danville, LLC to Allow a Waiver of Maximum Floor Area Ratio at 403 Spring Street.

From: Renee Burton, Division Director of Planning

COUNCIL ACTION

1. Public Hearing
2. An Ordinance Granting Special Use Permit Application PZ24-00093, filed by Rivermont Danville LLC, Requesting a Special Use Permit to Allow a Waiver of Maximum Floor Area Ratio at Parcel IDS 21690 and 20432 (403 Spring Street) in Accordance with Article 3.K Section C Item 19

SUMMARY

Rivermont Danville, LLC is proposing construction of a 432 space parking complex at 403 Spring Street. The parking complex will have a single story section of forty-two (42) spaces and a six (6) story section of an additional three hundred and ninety (390) spaces. 403 Spring Street is zoned CB-C, Central Business Commercial and is approximately 0.1206 acres.

The proposed parking structure has a Floor Area Ratio (FAR) of 4.8 where 3.0 is the maximum allowed without a Special Use Permit. The applicants have requested a Special Use Permit in accordance with Article 3.K Section C Item 19 for a waiver of the maximum Floor Area Ratio. Article 15 of the Zoning Code defines Floor Area Ratio "[t]he ratio determined by dividing the gross floor area of all buildings on a lot by the area of that lot".

The 2030 Comprehensive Plan does not identify parking structures within Planning Area 6 "River District", but the River District Design Guidelines recognized the potential need. Page 21 of the Design Guidelines states "[a]s Danville redevelops, parking garages will be needed". The City of Danville has experienced spectacular growth in the past ten (10) years. The request and need for a parking garage in the River District is a result of this growth and increased activity in the area. A parking structure will provide an amenity for surrounding living units, River District businesses and visitors of the Riverfront Park.

Thirty-four (34) notices were sent out to property owners within three hundred (300) feet. Four (4) unopposed notices were received.

On March 11, 2024, the City Planning Commission voted 5 - 0 to recommend approval of Special Use Permit PZ24-00093 to allow a waiver of the maximum floor area ratio at Parcel IDs 21690 and 20432 (Spring Street).

RECOMMENDATION

It is recommended that City Council adopt an Ordinance to approve a Special Use Permit to grant a waiver of the maximum floor area ratio at Parcel IDs 21690 and 20432 in accordance with Article 3.K Article C Item 19.

Attachments

1. 1249 ORD 403 Spring St-Rivermont Danville LLC
 2. Application
 3. Danville Parking Deck _ statement of compatability - 020824
 4. Danville Parking Deck Plans
 5. 403 Spring St_AERIALS
 6. 403 Spring St_OWNERS
 7. 403 Spring St_LANDUSE
 8. Planning Commission Recommendation
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-____.____

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24-00093, FILED BY RIVERMONT DANVILLE, LLC, REQUESTING A SPECIAL USE PERMIT TO ALLOW A WAIVER OF MAXIMUM FLOOR AREA RATIO AT PARCEL IDS 21690 AND 20432 (403 SPRING STREET) IN ACCORDANCE WITH ARTICLE 3.K, SECTION C, ITEM 19.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of Special Use Permit Application PZ23-00093, filed by Rivermont Danville LLC, requesting a Special Use Permit to allow a waiver of maximum floor area ratio at Parcel IDs 21690 and 20432 (403 Spring Street) in accordance with Article 3.K, Section C, Item 19 be, and the same is hereby, received; and

BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by Council, Special Use Permit Application PZ23-00093, filed by Rivermont Danville LLC, requesting a Special Use Permit to allow a waiver of maximum floor area ration at Parcel IDs 21690 and 20432 (403 Spring Street) in accordance with Article 3.K, Section C, Item 19, is hereby granted and approved.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

APPLICANT PROVIDED INFORMATION

Property Location (address/ID#): 403 Spring St
Rivermont Danville, LLC, a North Carolina limited liability company on behalf of The City of
 Applicant: Danville

Applicant's Address: 200 North Mangum Street Suite 202 Durham, NC 27701

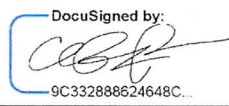
Applicant's Phone Number: 1-312-399-8725

Applicant's E-mail: pdincin@catapultrealestate.com

Describe Proposed Request: 6 Story Parking Garage

The project consists of a Parking garage with two distinct parking areas within a single building footprint. At the northeast corner, the Spring Street vehicle entry / exit services a one-level 42 space parking facility. Of the 42 spaces, 2 accessible spaces have been provided of which 1 is van accessible. At the southwest corner, the North Union Street entry / exit services 390 spaces on one grade level and five raised levels. Of the 390 spaces, 8 accessible spaces have been provided of which 2 are van accessible. All of the van accessible spaces are located near the entry / exit points. The project thus consists of six parking levels providing 432 spaces (including 7 standard accessible spaces and 3 van accessible spaces).

The Building has a FAR of 4.8 and a building height of 77'-8.

	2-12-24		2/12/2024
Applicant Signature	date	Property Owner Signature (if not applicant)	date
Rivermont Danville, LLC, a North Carolina limited liability company on behalf of The City of Danville		Belk Leggett Real Estate Holdings, LLC	

Memorandum

February 8, 2024

To:	Renee Burton	Project No.:	22-413
From:	Arden Freeman		
Project:	Danville Parking Deck		
Re:	Special Use Permit Application		

As required by the Special Use Permit Application, below is an outline of our project compatibility. Please see Sheet G-003 for additional information regarding zoning requirements and compatibility with the Danville River District Design Guidelines.

1. Comprehensive Plan – As a new public parking deck, the project would be a major contributor to the transportation goals of the Comprehensive Plan. Located at the corner of N. Union Street and Spring Street, the parking deck is ideally located to support the parking needs of the Danville River District.
2. Applicable Zoning District – The site is zoned CB-C, Central Business District, which allows for public parking decks.
3. Current and future neighborhood conditions – Parking decks are the most efficient way to accommodate current parking demands and free up other existing surface lots for potential future development.
4. Surrounding Properties – As a public parking deck, this project will help support the parking demands of the surrounding properties, which is a major benefit to the nearby retail and commercial businesses.
5. Pedestrian and Vehicular traffic patterns – The Danville Parking Deck will have no impact on existing pedestrian traffic patterns. The parking deck will have two vehicular entrances, with the main entrance being located on Union Street, the impact on existing vehicular traffic patterns will be negligible.
6. Adequate public facilities – The Danville Parking Deck will be a public parking facility.

Danville Parking Deck

Basis of Design

02.05.24



PROJECT DESCRIPTION

NEW CONSTRUCTION OF A 6-TIER, SINGLE-USE, PRE-CAST CONCRETE OPEN PARKING GARAGE. PROJECT IS WITH SPRINKLER ON 1ST LEVEL FOR EV STALLS. PROJECT INCLUDES AN EMERGENCY GENERATOR AND MANUAL DRY STANDPIPE SYSTEM.

432 PARKING SPACES

PROJECT SQUARE FOOTAGE AND PARKING SPACE SUMMARY

LEVEL	SPACES	GSF	NEW EVC (ELEC.)	FUTURE EVC	ACCESSIBLE SPACES	ACCESSIBLE VAN
GROUND LEVEL / SPRING ST.	42 SPACES	15,032 GSF	10 SPACES	10 SPACES	4 SPACES	3 SPACES
GROUND LEVEL / N. UNION ST.	15 SPACES	9,822 GSF	-	-	4 SPACES	-
LEVEL 2	77 SPACES	24,850 GSF	-	-	3 SPACES	-
LEVEL 3	77 SPACES	24,850 GSF	-	-	-	-
LEVEL 4	78 SPACES	24,850 GSF	-	-	-	-
LEVEL 5	78 SPACES	24,850 GSF	-	-	-	-
LEVEL 6 / ROOF LEVEL	65 SPACES	21,547 GSF	-	-	-	-
TOTAL	432 SPACES	145,801 GSF	10 SPACES	10 SPACES	11 SPACES	3 SPACES

BUILT FORM, LLC

Applicant: Catapult Real Estate Solutions
Address: 403 Spring Street, Danville, VA 24541
Introduction Date: February 05, 2024

BASIS OF DESIGN



RENDERINGS

BUILT FORM, LLC

Applicant: Catapult Real Estate Solutions
Address: 403 Spring Street, Danville, VA 24541
Introduction Date: February 05, 2024

BASIS OF DESIGN

A-01



RENDERINGS

BUILT FORM, LLC

Applicant: Catapult Real Estate Solutions
Address: 403 Spring Street, Danville, VA 24541
Introduction Date: February 05, 2024

BASIS OF DESIGN

A-02



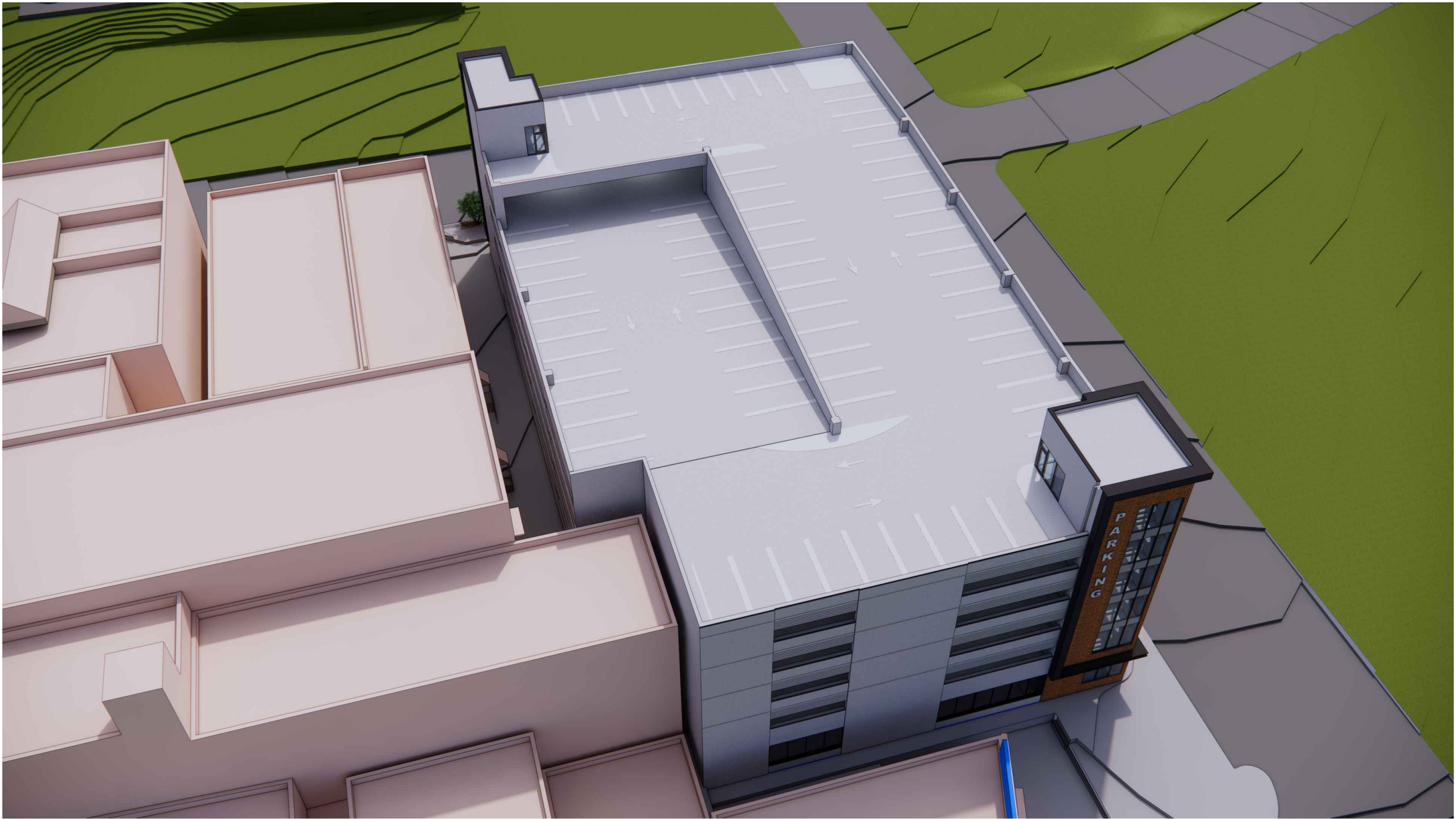
RENDERINGS

BUILT FORM, LLC

Applicant: Catapult Real Estate Solutions
Address: 403 Spring Street, Danville, VA 24541
Introduction Date: February 05, 2024

BASIS OF DESIGN

A-03



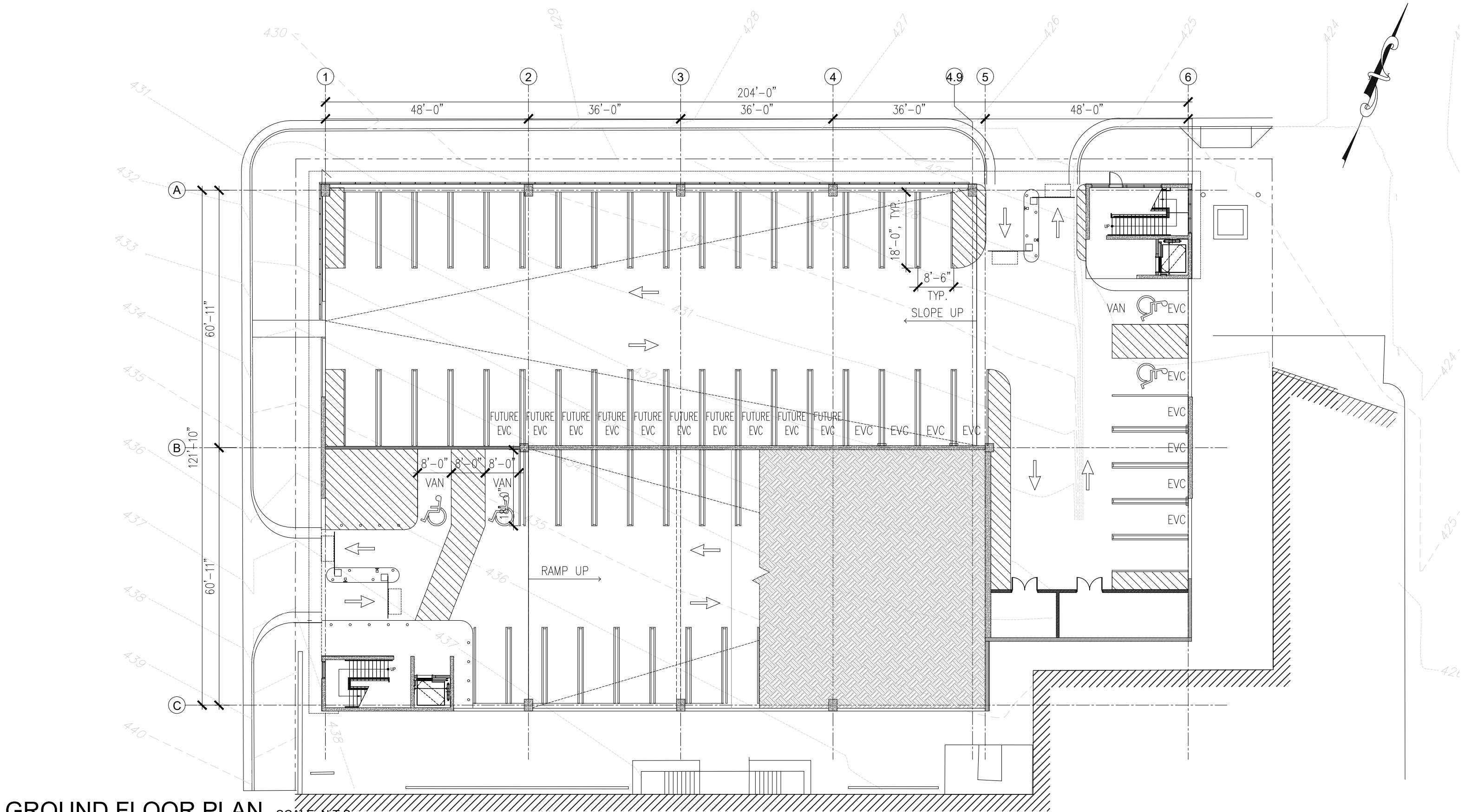
RENDERINGS

BUILT FORM, LLC

Applicant: Catapult Real Estate Solutions
Address: 403 Spring Street, Danville, VA 24541
Introduction Date: February 05, 2024

BASIS OF DESIGN

A-04



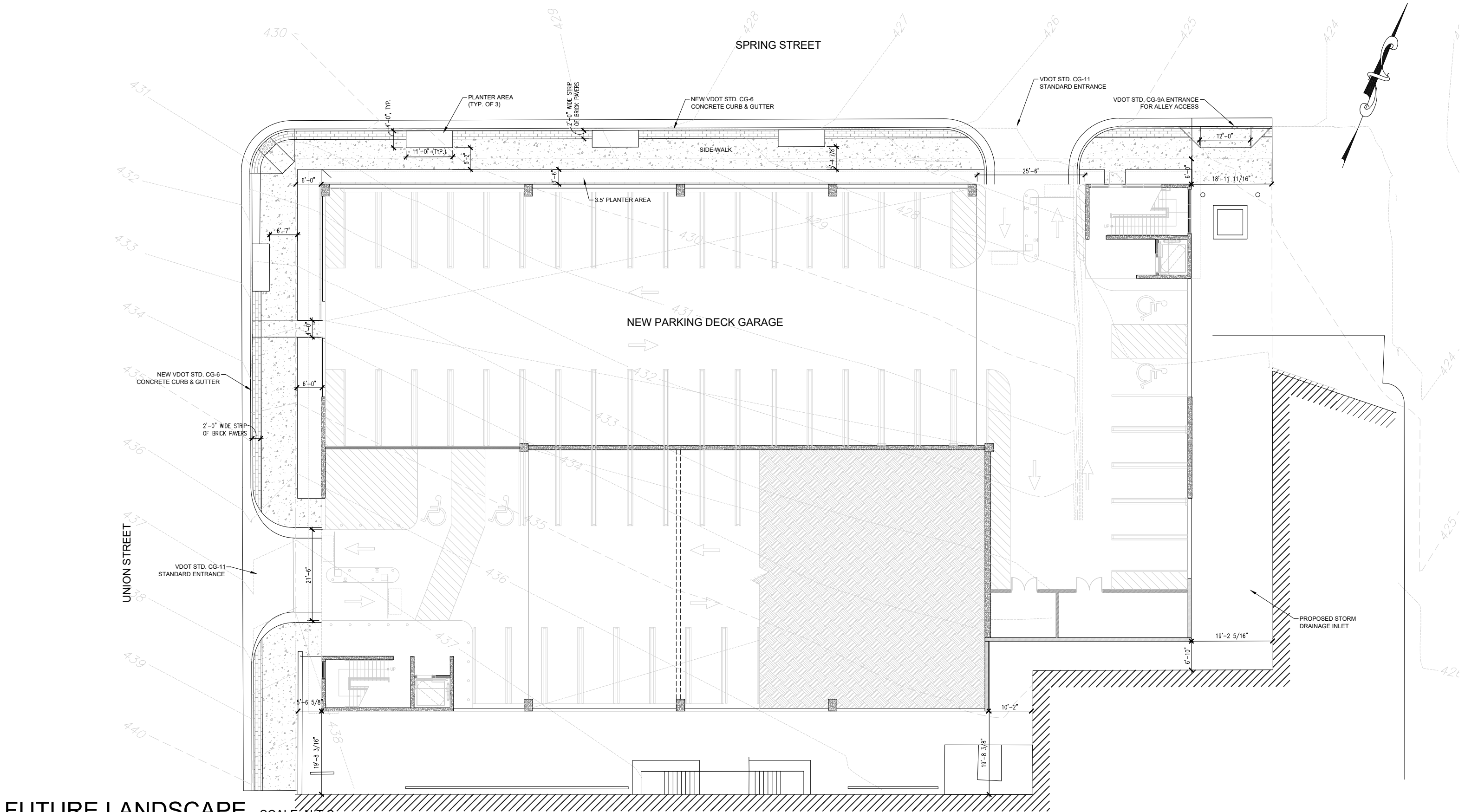
GROUND FLOOR PLAN SCALE: N.T.S.

BUILT FORM, LLC

Applicant: Catapult Real Estate Solutions
 Address: 403 Spring Street, Danville, VA 24541
 Introduction Date: February 05, 2024

BASIS OF DESIGN

A-05



FUTURE LANDSCAPE

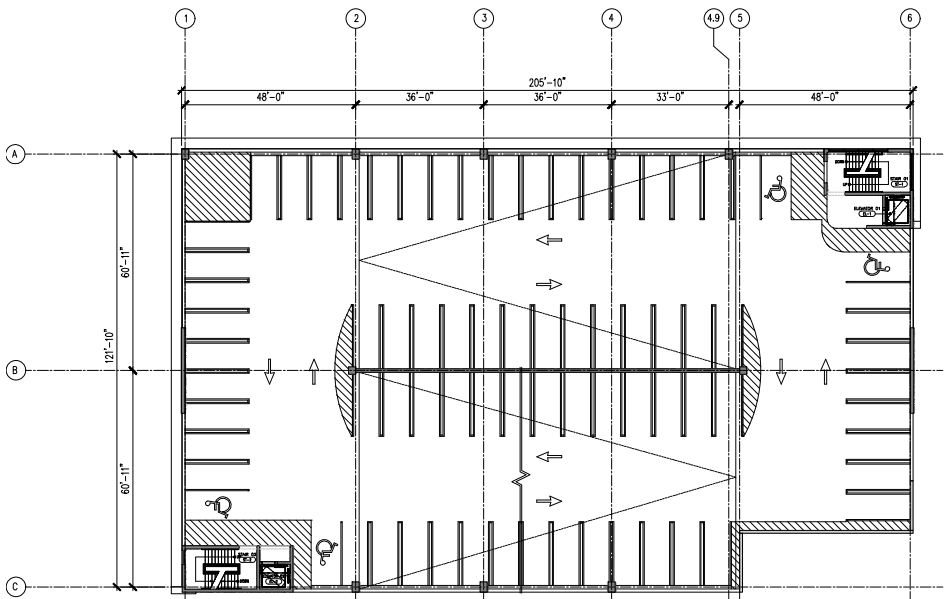
SCALE: N.T.S.

BUILT FORM, LLC

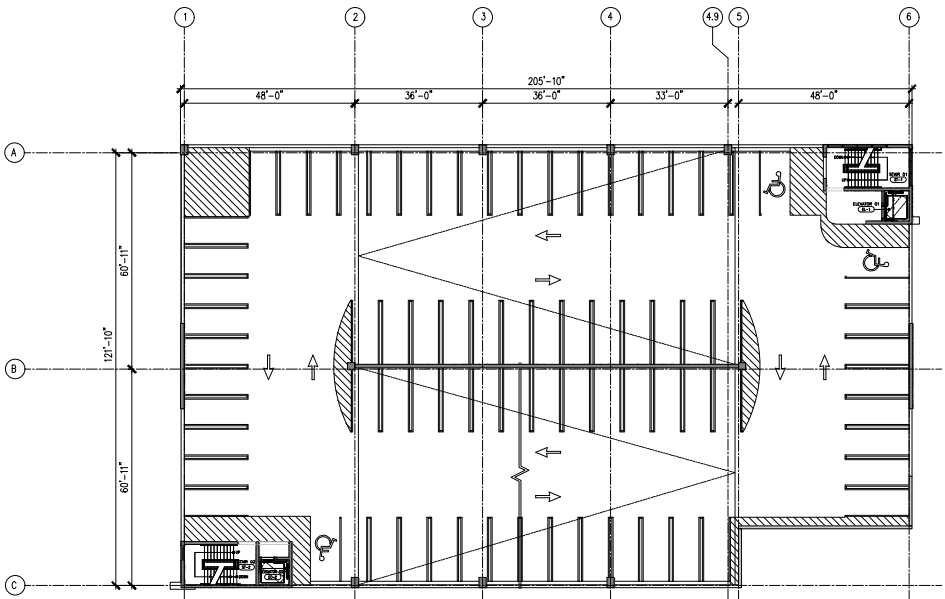
Applicant: Catapult Real Estate Solutions
Address: 403 Spring Street, Danville, VA 24541
Introduction Date: February 05, 2024

BASIS OF DESIGN

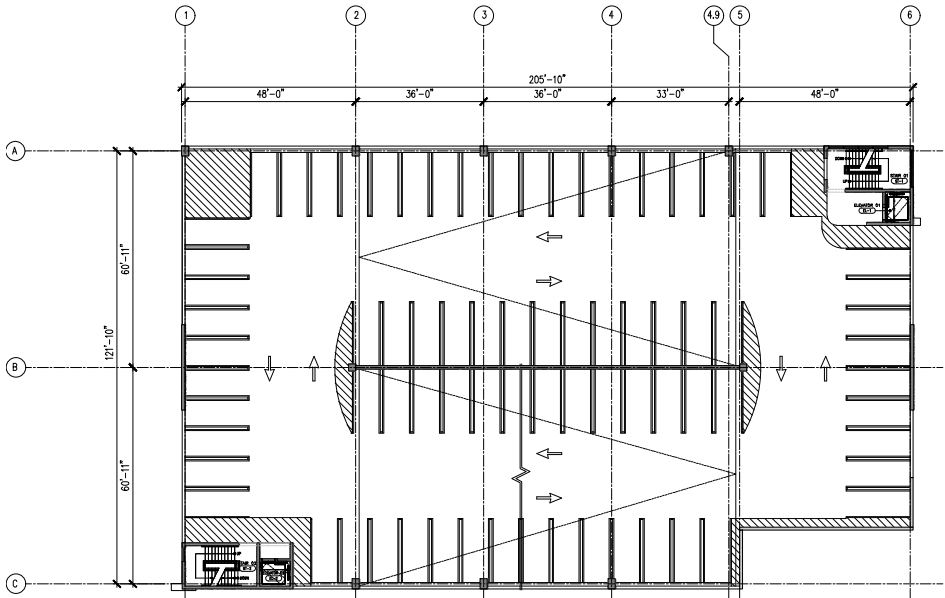
A-06



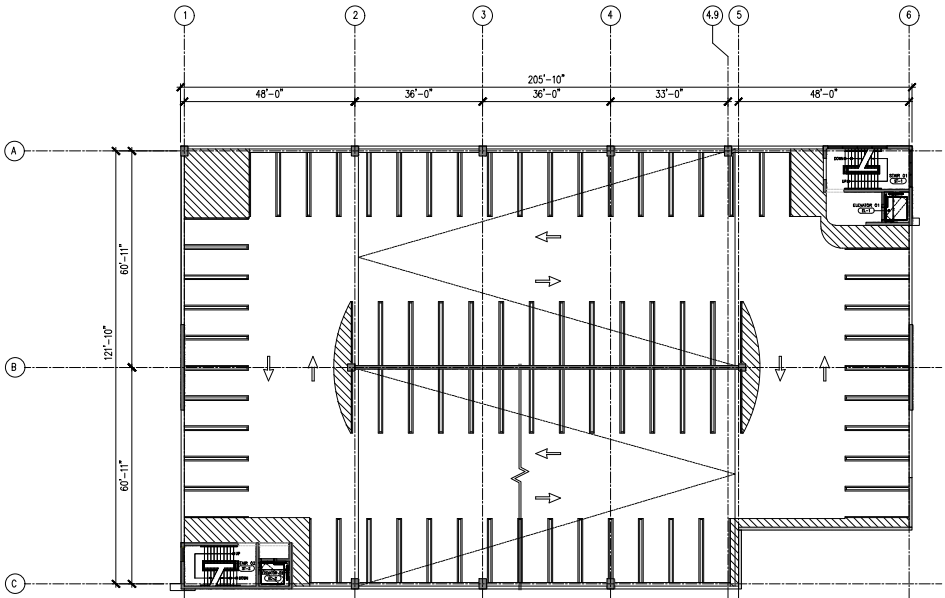
2ND FLOOR PLAN



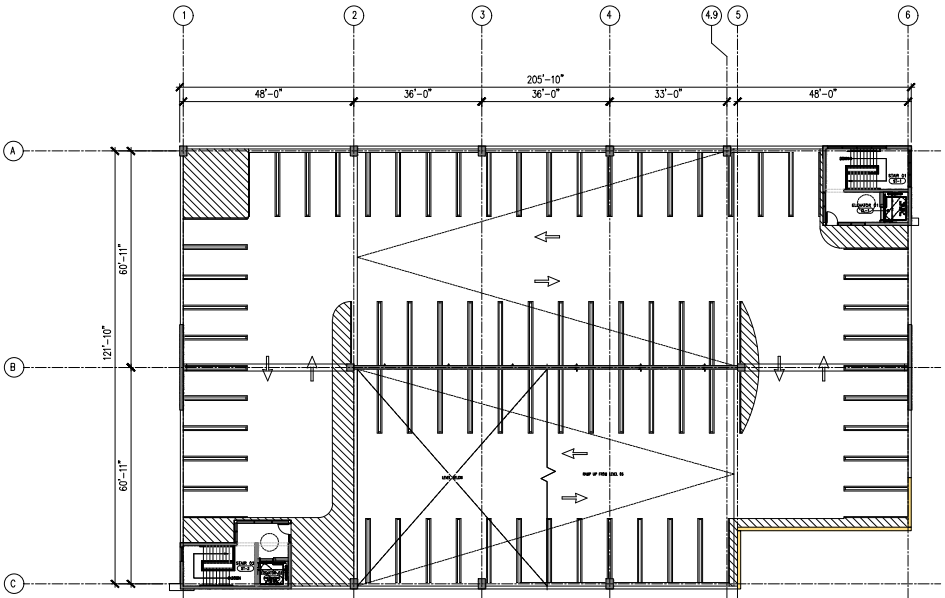
3RD FLOOR PLAN



4TH FLOOR PLAN



5TH FLOOR PLAN



6TH FLOOR PLAN

PROJECT SQUARE FOOTAGE
AND PARKING SPACE SUMMARY

LEVEL	SPACES	GSF	NEW EVC (ELEC.)	FUTURE EVC	ACCESSIBLE SPACES	ACCESSIBLE VAN
GROUND LEVEL / SPRING ST.	42 SPACES	15,032 GSF	10 SPACES	10 SPACES	4 SPACES	3 SPACES
GROUND LEVEL / N. UNION ST.	15 SPACES	9,822 GSF	-	-	4 SPACES	-
LEVEL 2	77 SPACES	24,850 GSF	-	-	3 SPACES	-
LEVEL 3	77 SPACES	24,850 GSF	-	-	-	-
LEVEL 4	78 SPACES	24,850 GSF	-	-	-	-
LEVEL 5	78 SPACES	24,850 GSF	-	-	-	-
LEVEL 6 / ROOF LEVEL	65 SPACES	21,547 GSF	-	-	-	-
TOTAL	432 SPACES	145,801 GSF	10 SPACES	10 SPACES	11 SPACES	3 SPACES

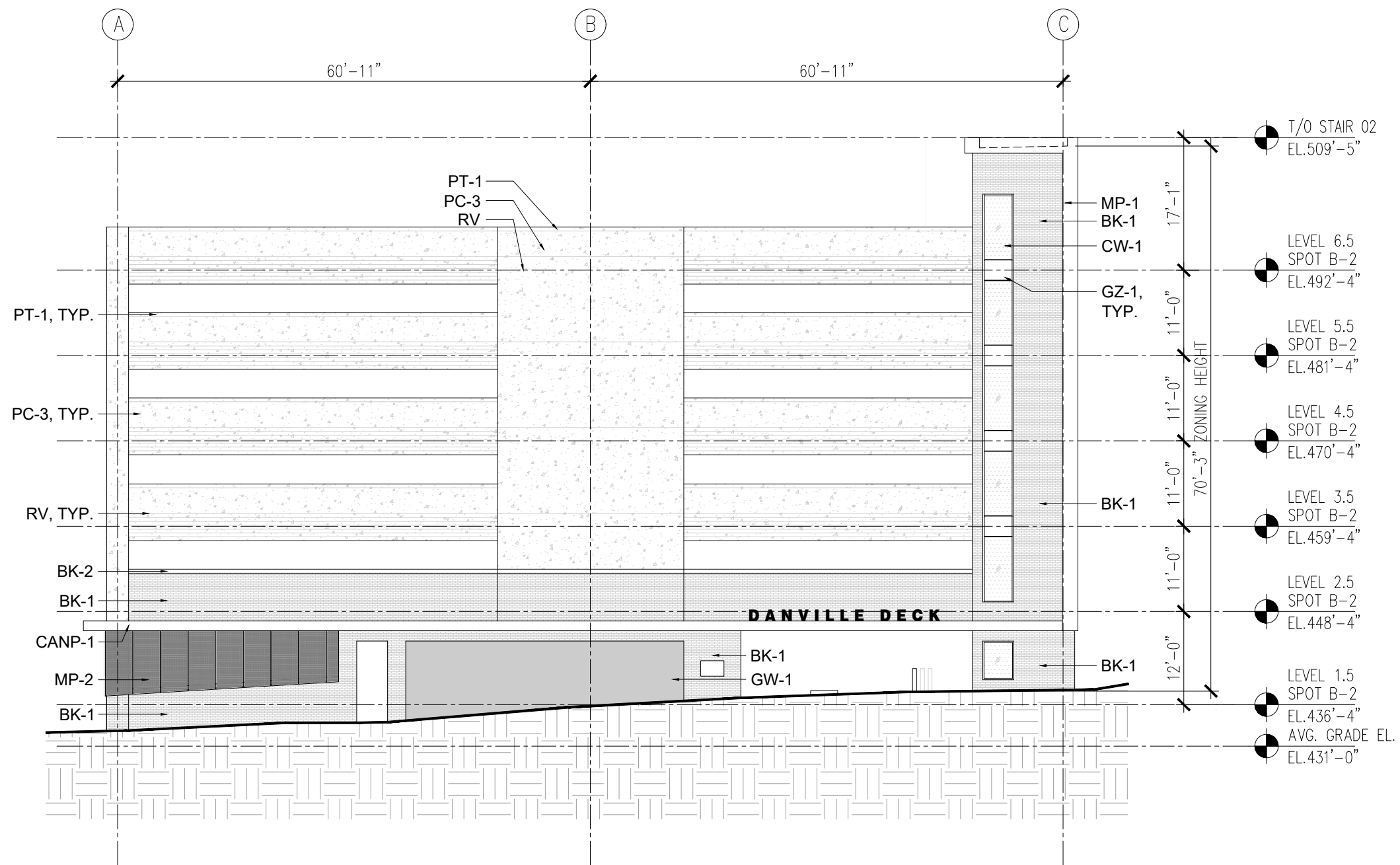
FLOOR PLANS SCALE: N.T.S.

Applicant: Catapult Real Estate Solutions
 Address: 403 Spring Street, Danville, VA 24541
 Introduction Date: February 05, 2024

BASIS OF DESIGN

BUILT FORM, LLC

A-07



EXTERIOR MATERIALS	
BK-1	THIN BRICK IN PRECAST- RED
BK-2	THIN BRICK CAP IN PRECAST- COLOR TO MATCH MP-1
CANP-1	METAL CANOPY- GALVANIZED, PRIMED AND PAINTED STEEL, COLOR TO MATCH MP-1
CW-1	CURTAIN WALL SYSTEM - BLACK ANODIZED
GZ-1	SPANDREL GLASS
MP-1	COMPOSITE METAL PANEL - MATT BLACK
MP-2	PERFORATED METAL PANEL WITH ART WORK
MP-3	STAINLESS STEEL ADDRESS PLAQUE
WM-1	WELDED WIRE MESH PANEL
PC-3	EXPOSED PRECAST CONCRETE
RV	3/4" PRECAST CONCRETE REVEAL
PT-1	PRECAST CONCRETE TO BE PAINTED, COLOR TO MATCH MP-1
GW	LIVING GREEN WALL

WEST ELEVATION

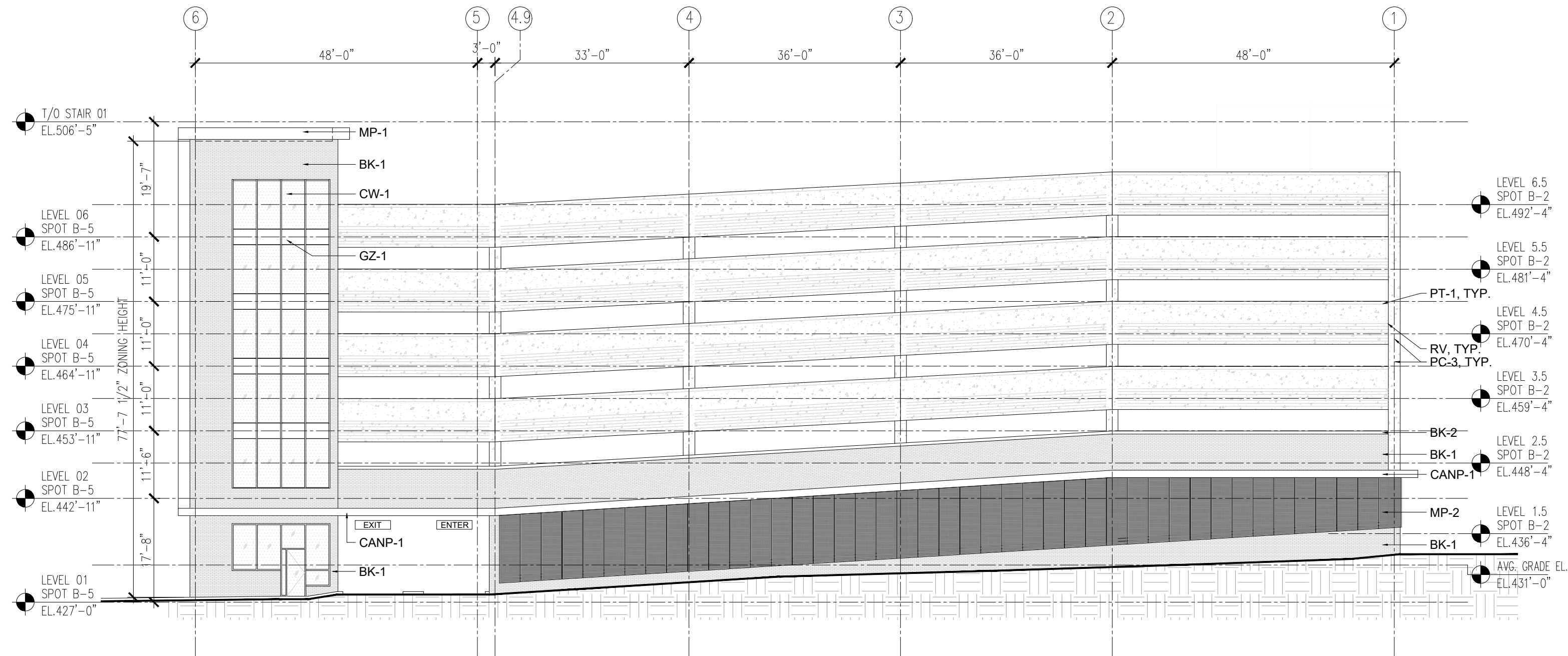
SCALE: N.T.S.

BUILT FORM, LLC

Applicant: Catapult Real Estate Solutions
Address: 403 Spring Street, Danville, VA 24541
Introduction Date: February 05, 2024

BASIS OF DESIGN

A-08



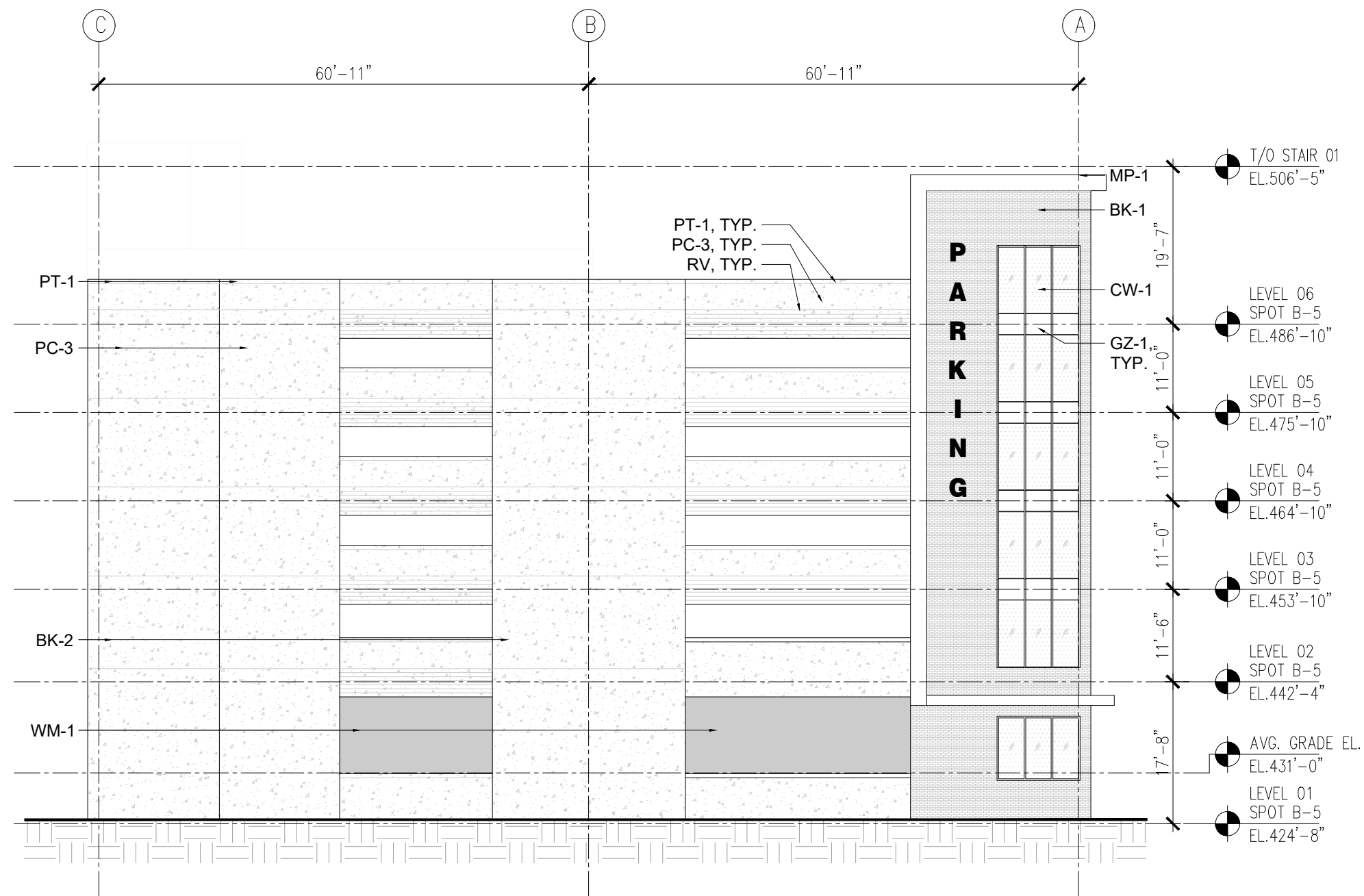
NORTH ELEVATION SCALE: 1/16" = 1'-0"

BUILT FORM, LLC

Applicant: Catapult Real Estate Solutions
Address: 403 Spring Street, Danville, VA 24541
Introduction Date: February 05, 2024

BASIS OF DESIGN

A-09



EXTERIOR MATERIALS	
BK-1	THIN BRICK IN PRECAST- RED
BK-2	THIN BRICK CAP IN PRECAST- COLOR TO MATCH MP-1
CANP-1	METAL CANOPY- GALVANIZED, PRIMED AND PAINTED STEEL, COLOR TO MATCH MP-1
CW-1	CURTAIN WALL SYSTEM - BLACK ANODIZED
GZ-1	SPANDREL GLASS
MP-1	COMPOSITE METAL PANEL - MATT BLACK
MP-2	PERFORATED METAL PANEL WITH ART WORK
MP-3	STAINLESS STEEL ADDRESS PLAQUE
WM-1	WELDED WIRE MESH PANEL
PC-3	EXPOSED PRECAST CONCRETE
RV	3/4" PRECAST CONCRETE REVEAL
PT-1	PRECAST CONCRETE TO BE PAINTED, COLOR TO MATCH MP-1
GW	LIVING GREEN WALL

EAST ELEVATION

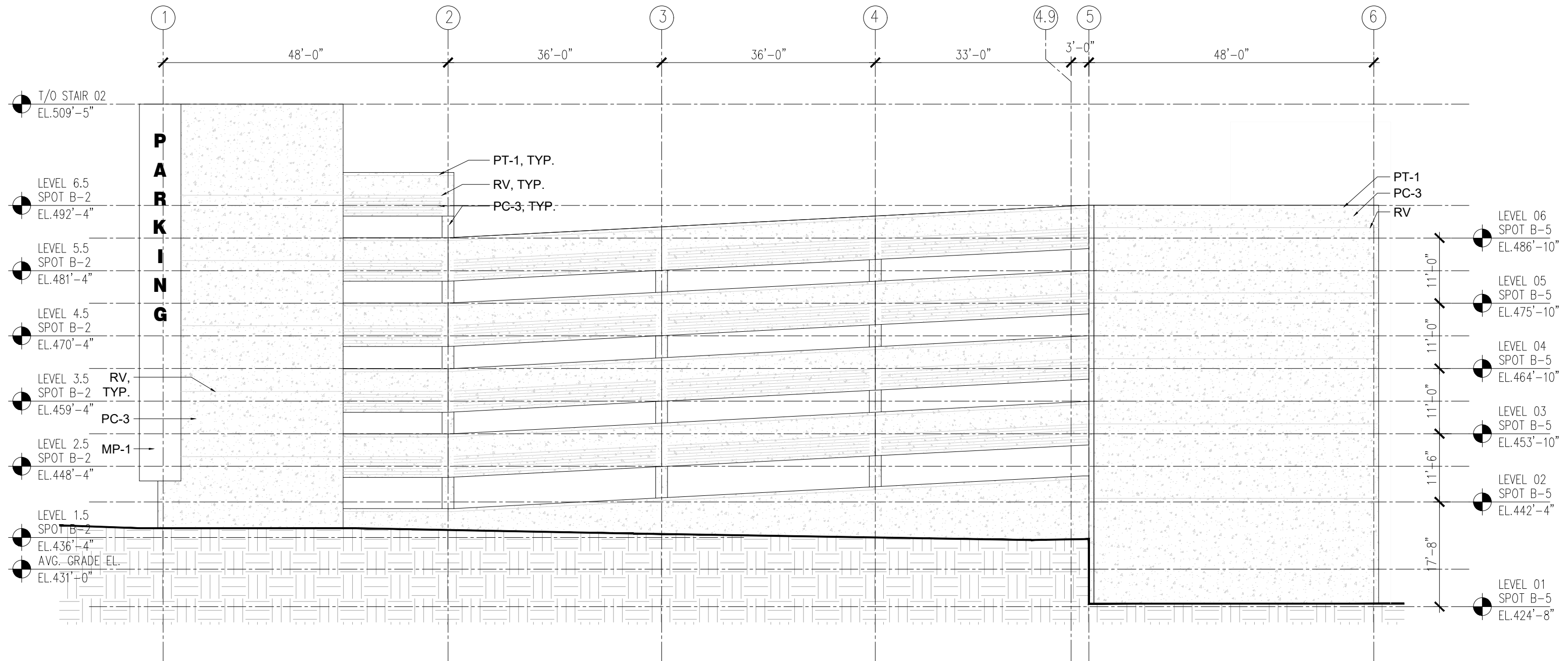
SCALE: N.T.S.

BUILT FORM, LLC

Applicant: Catapult Real Estate Solutions
Address: 403 Spring Street, Danville, VA 24541
Introduction Date: February 05, 2024

BASIS OF DESIGN

A-10



SOUTH ELEVATION SCALE: N.T.S.

BUILT FORM, LLC

Applicant: Catapult Real Estate Solutions
Address: 403 Spring Street, Danville, VA 24541
Introduction Date: February 05, 2024

BASIS OF DESIGN

A-11





YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
2/21/2024

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



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

City Planning Commission

MEMORANDUM

DATE: MARCH 11, 2024
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PZ24-00093

REQUEST

Special Use Permit application PZ24-00093 filed by Rivermont Danville, LLC to allow a waiver of maximum floor area ratio at 403 Spring Street (Parcels 21690 and 20432) in accordance with Article 3.K Section C Item 19.

RECOMMENDATION

The Planning Commission, at their March 11, 2024, meeting voted 5 - 0 to recommend approval of Special Use Permit Request PZ23-00093.

Mr. Steve Petrick, Chair

Council Letter City of Danville, Virginia



CL - 1250

NEW BUSINESS H.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Special Use Permit Application filed by Culture Restaurant and Grill to Allow Commercial Recreation Facilities at 510 Spring Street.

From: Renee Burton, Division Director of Planning

COUNCIL ACTION

1. Public Hearing
2. An Ordinance Granting Special Use Permit Application PZ24- 00094, filed by Culture Restaurant and Grill, Requesting a Special Use Permit to Operate an Indoor Commercial Recreation Facility at Parcel ID 20586 (510 Spring Street) in Accordance with Article 3.K, Section C, Item 5.

SUMMARY

The applicant, Culture Restaurant and Grill, is requesting a Special Use Permit to allow an indoor commercial recreation facility at 510 Spring Street. The property is zoned CB-C Central Business Commercial and is currently in operation as a restaurant. The applicant has requested a Special Use Permit to allow an expansion of restaurant operations to include entertainment and music events.

Operation of a facility that requires payment to attend events is deemed indoor commercial recreation by the Zoning Code, and a Special Use Permit is required.

A zoning violation letter was issued in January for commercial recreation facility operation without a special use permit. After receiving the notice of violation, Mr. Ferrell contacted the Planning Office to submit a Special Use Permit application.

510 Spring Street has a Certificate of Occupancy limiting capacity to 150 persons.

Twenty-seven (27) notices were sent out to property owners within three hundred (300) feet. Four (4) unopposed notices were received.

On March 11, 2024, the City Planning Commission voted 5 - 0 to recommend approval of Special Use Permit request PZ24-00094 to allow an indoor commercial recreation facility at 510 Spring Street.

RECOMMENDATION

It is recommended that City Council adopt an Ordinance to approve a Special Use Permit to allow an indoor commercial recreation facility at Parcel ID 20586 (510 Spring Street) in accordance with Article 3.K Section C Item 5. Event venues in the River District provide after-hour attractions for residents and visitors.

Attachments

1. Ordinance
 2. Application
 3. 510 Spring Street - Aerials
 4. 510 Spring Street - Owners
 5. 510 Spring Street - Landuse
 6. 510 Spring Street - Certificate of Occupancy
 7. Planning Commission Recommendation
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-____.____

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24-00094, FILED BY CULTURE RESTAURANT AND GRILL, REQUESTING A SPECIAL USE PERMIT TO OPERATE AN INDOOR COMMERCIAL RECREATION FACILITY AT PARCEL ID 20586 (510 SPRING STREET) IN ACCORDANCE WITH ARTICLE 3.K, SECTION C, ITEM 5.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of Special Use Permit Application PZ23-00094, filed by Culture Restaurant and Grill, requesting a Special Use Permit to operate an indoor commercial recreation facility at Parcel ID 20586 (510 Spring Street) in accordance with Article 3.K ,Section C, Item 5 be, and the same is hereby, received; and

BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by Council, Special Use Permit Application PZ23-00094, filed by Culture Restaurant and Grill, requesting a Special Use Permit to operate an indoor commercial recreation facility at Parcel ID 20586 (510 Spring Street) in accordance with Article 3.K. Section C Item 5, is hereby granted and approved.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney



City of Danville
Community Development
Planning Division

CITY PLANNING COMMISSION

SPECIAL USE PERMIT APPLICATION

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

1. An application for a special use permit shall be made by the owner, contract purchaser, with the owner's written consent or the owner's agent, of the property on which the proposed use is to be located. The application shall be submitted to the Director of Planning/Zoning Administrator and shall be accompanied by the filing fee of \$360.
2. If the request for a special use permit has been denied by City Council, a request in substantially the same form shall not be resubmitted within one (1) year of the date of denial.
3. The application shall include the following information:
 - a. A preliminary site plan in accordance with the Site Plan Regulations.
 - b. A description of the proposed use and, where applicable, the hours of operation and the proposed number of employees/patrons.
 - c. A written statement of proposed project compatibility with the following:
 - (1) The Comprehensive Plan.
 - (2) The applicable zoning district.
 - (3) The surrounding properties.
 - (4) Current and future neighborhood conditions.
 - (5) Pedestrian and vehicular traffic patterns, on-site and off-site.
 - (6) Adequate public facilities.
 - d. When requested by the Director of Planning/Zoning Administrator, the Planning Commission, or the City Council, the following information shall be provided by the applicant:
 - (1) The architectural elevations and floor plans of proposed building(s).
 - (2) Traffic impact analysis.
 - (3) Physical impact analysis.
 - (4) Parking and site circulation analysis.
 - (5) Photographs of property and surrounding area.
 - (6) Environmental impact statement.

PLANNING DIVISION REQUIRED INFORMATION

Application # 122-011-0000000000 Filing Date March 11, 2024
Date Received March 11, 2024 Receiving By [Signature]
Parcel ID# 122-011-0000000000 Address 10 Patton St
Existing Zoning 122-011-0000000000 Future Land Use C-1

APPLICANT PROVIDED INFORMATION

Property Location (address/ID#)

427 Patton Street | Danville, VA 24541 | 434.799.5260 | www.danvilleva.gov

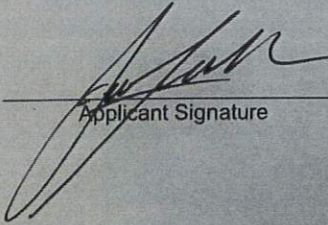
Applicant: 510 Spring Street
Culture Restaurant and Grill Justin Ferrell

Applicant's Address: 205 Macy Herndon Lane

Applicant's Phone Number: 434.251.3304

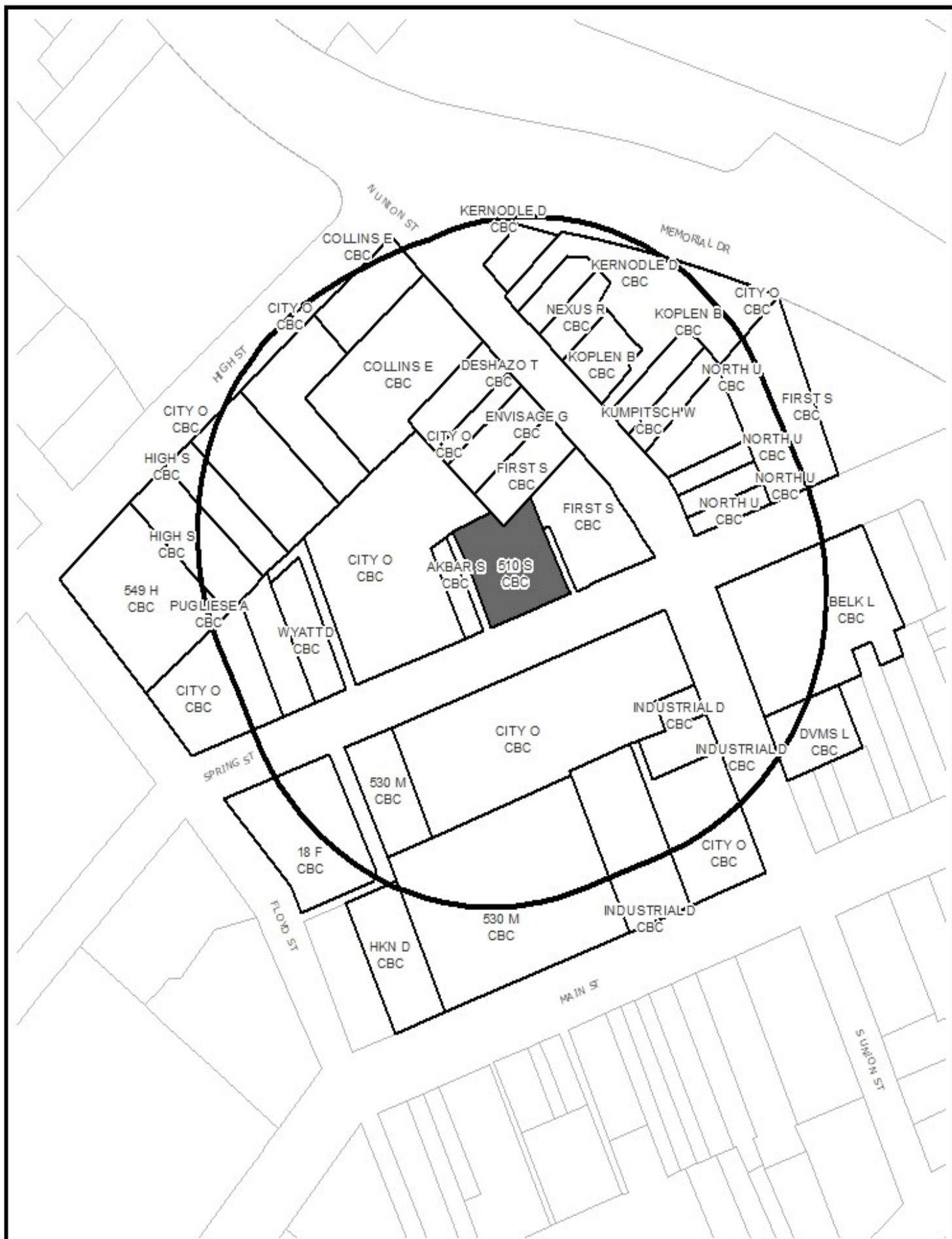
Applicant's E-mail: ferfam5@gmail.com

Describe Proposed Request: Requesting special use permit to
do building rental, membership, and special events.


Applicant Signature 2/15/2024
date

Property Owner Signature _____ date _____
(if not applicant)



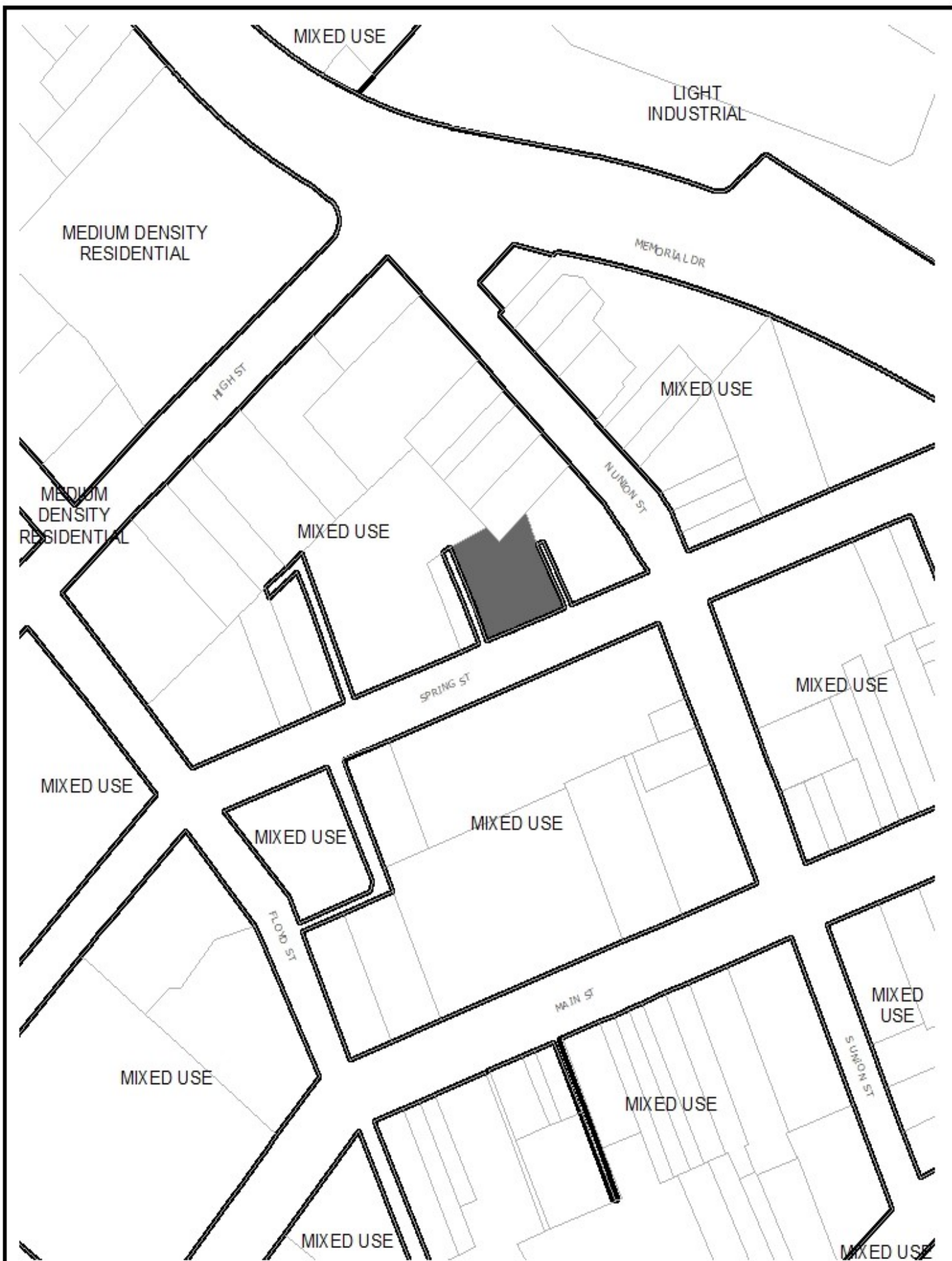


SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY



Prepared by:
Planning Division
2/21/2024

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



YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
2/21/2024

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

Certificate of Use and Occupancy

CITY OF DANVILLE, VIRGINIA
Department of Community Development
Inspections Division

This Certificate issued pursuant to the requirements of Section 116 of the 2015 Virginia Uniform Statewide Building Code certifying that at the time of issuance this structure was in compliance with the various ordinances of the City and the Virginia Uniform Statewide Building Code regulating building construction or use.

For the following location:
510 SPRING ST, DANVILLE, VA 24541

For occupancy by:
RESTAURANT

Use Group:
A-2 Assembly

Type of Construction:
3B = Exterior masonry with wood floor and/or roof, NO rating

Building Owner and Address:

510 SPRING STREET LLC
306 LAUREL WOODS DR
DANVILLE, VA 24540

Occupancy Load: 150 Persons

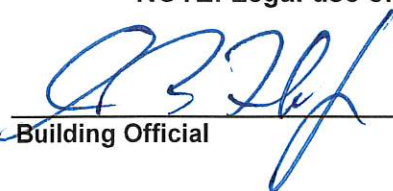
CODE	PERMIT#	INSPECTOR	FINAL APPROVED
Commercial Building Permit	PRBCBC202100601	William C. Willis Jr	10/18/2021
Electrical Permit	PRE202100602	Eliseo Bucio-Valencia	10/15/2021
Mechanical Permit	PRM202100603	Richard Phelps	10/20/2021
Plumbing Permit	PRP202100604	Mike LaPrade	10/08/2021
Fire Systems Application	PRFS202100998	Richie Guill	10/18/2021

Modification-Building Code

Building fire detection and fire alarm system will be installed, and system will be interconnected between floors and continuously monitored. Two means of egress from both first and second levels.

FIRE SPRINKLER SYSTEM NOT INSTALLED AND NOT REQUIRED

NOTE: Legal use of this structure may also require a Certificate of Zoning Compliance.


Building Official


Date



POST IN A CONSPICUOUS PLACE



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

City Planning Commission

MEMORANDUM

DATE: MARCH 11, 2024
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PZ24-00094

REQUEST

Special Use Permit application PZ24-00094 filed by Culture Restaurant and Grill to allow indoor commercial recreation facilities at 510 Spring Street (Parcel 20586) in accordance with Article 3.K Section C Item 5.

RECOMMENDATION

The Planning Commission, at their March 11, 2024, meeting voted 5 - 0 to recommend approval of Special Use Permit Request PZ23-00094.

Mr. Steve Petrick, Chair

Council Letter

City of Danville, Virginia



CL - 1252

NEW BUSINESS I.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Special Use Permit Application filed by CCKW, LLC to Amend an Existing Planned Unit Development to Remove Parcel 22082 and Include Parcel 25236 (Franklin Street).

From: Renee Burton, Division Director of Planning

COUNCIL ACTION

1. Public Hearing
2. An Ordinance Granting Special Use Permit Application PZ23- 00388, filed by CCKW, LLC Requesting a Special Use Permit for a Planned Unit Development on Monument, Shelton, Cabell and Franklin Streets in Accordance with Article 17, Entitled "Planned Unit Developments" of Chapter 41, Entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia to Include Parcel ID #S 23320, 23677, 23662, 23661, 20860, 21603, 22885, 20074, 20881, 24445, 22244, 22727, 23040, 21602, 24048, 20749, 21228, 22594, 25347, 24577, 24549, 20071, 20076, 20856, 20862, 21471, 20488, 25184, 21957, 21561, 20637, 24941, 23319, and 22082

SUMMARY

In December, the applicant, CCKW, submitted a planned unit development which was approved by City Council. The proposed Planned Unit Development (PUD) consolidates parcels and creates a residential housing development on Monument, Shelton, Cabell, and Franklin Streets. The entire development will consist of thirty (30) single-family attached unit dwellings and sixty (60) apartments divided into three (3) apartment buildings. The PUD was approved with the following conditions:

1. The permitted uses at the development are residential;
2. The developer will complete a Traffic Impact Analysis in consultation with the City of Danville and implement the recommendations;
3. The buildings may not have vinyl siding on exterior vertical fascia;
4. A minimum of 35% of the building exteriors will be masonry;
5. The height of each building may not exceed 60 feet;
6. Parking shall not be placed in the front yard of townhome development;
7. No more than eight (8) and no fewer than three (3) single-family attached units (townhouses) shall be included in any one physically contiguous grouping;
8. Townhouse grouping shall be designed to minimize "Flat-faced", row-house architectural facades. Architectural projections, off-sets, window bays, canopies, porches, mixed materials and colors and other design elements of a unified architectural theme shall be provided to achieve this result;
9. Architectural treatment of attached dwellings shall vary so that no more than two abutting units

are substantially the same and so that no more than four units in any group are substantially the same;

10. Apartment building construction must mimic the exterior design submitted by the applicant labeled "Allure";
11. The development will maintain landscape buffers compliant with Article 16 of the zoning ordinance and or the development agreement, whichever is greater; and
12. That the developer executes and records a development agreement with the City that acknowledges these conditions.

Since approval, the applicant acquired Parcel 25236 and is requesting to amend the Special Use Permit to exclude Parcel 22082 and include the new property within the existing PUD. The addition of Parcel 25236 would prevent the construction of a driveway between two existing homes on Cabell Street, the driveway was proposed on Parcel 22082, and increase the number of townhomes fronting Franklin Street from six (6) to ten (10).

One hundred thirty-nine (139) notices were sent out to property owners within three hundred (300) feet. Thirty-two (32) unopposed notices were received. Twenty-six (26) of the thirty-two (32) returned notices were responses from the applicant.

On March 11, 2024, the City Planning Commission voted 5 - 0 to recommend approval of Special Use Permit PZ24-00089 an amendment to the existing PUD. The amendment will remove Parcel 22082 and include 25286. This amendment will allow for the development to occur without placing a driveway between two (2) existing homes on Cabell Street.

RECOMMENDATION

It is recommended that the City Council adopt an Ordinance to approve Special Use Permit PZ24-00089 to remove Parcel ID 22082 and include Parcel ID 25236 to an existing PUD.

Attachments

1. Ordinance
 2. Application and Supporting Documents
 3. Franklin Street - Aerials
 4. Franklin Street - Owners
 5. Franklin Street - Landuse
 6. Planning Commission Recommendation
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-____.____

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ23-00388, FILED BY CCKW, LLC REQUESTING A SPECIAL USE PERMIT FOR A PLANNED UNIT DEVELOPMENT ON MONUMENT, SHELTON, CABELL AND FRANKLIN STREETS IN ACCORDANCE WITH ARTICLE 17, ENTITLED "PLANNED UNIT DEVELOPMENTS" OF CHAPTER 41, ENTITLED "ZONING ORDINANCE" OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA TO INCLUDE PARCEL ID #S 23320, 23677, 23662, 23661, 20860, 21603, 22885, 20074, 20881, 24445, 22244, 22727, 23040, 21602, 24048, 20749, 21228, 22594,25347, 24577, 24549, 20071, 20076, 20856, 20862, 21471, 20488, 25184, 21957, 21561, 20637, 24941, 23319, and 22082

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of Special Use Permit Application PZ23-00388, filed by CCKW, LLC, requesting a Special Use Permit for a Planned Unit Development on Monument, Shelton, Cabell and Franklin Streets in accordance with Article 17, entitled "Planned Unit Developments" of Chapter 41, entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia to include Parcel ID#s 23320, 23677, 23662, 23661, 20860, 21603, 22885, 20074, 20881, 24445, 22244, 22727, 23040, 21602, 24048, 20749, 21228, 22594,25347, 24577, 24549, 20071, 20076, 20856, 20862, 21471, 20488, 25184, 21957, 21561, 20637, 24941, 23319, and 25236, be, and the same is hereby, received, subject to the following conditions:

1. The permitted uses at the development are residential;
2. The developer will complete a Traffic Impact Analysis in consultation with the City of Danville and implement the recommendations;
3. The buildings may not have vinyl siding on exterior vertical fascia;
4. A minimum of 35% of the building exteriors will be masonry;
5. The height of each building may not exceed 60 feet;
6. Parking shall not be placed in the front yard of townhome development;

7. No more than eight (8) and no fewer than three (3) single-family attached units (townhouses) shall be included in any one physically contiguous grouping;
8. Townhouse grouping shall be designed to minimize “Flat-faced”, row-house architectural facades. Architectural projections, off-sets, window bays, canopies, porches, mixed materials and colors and other design elements of a unified architectural theme shall be provided to achieve this result;
9. Architectural treatment of attached dwellings shall vary so that no more than two abutting units are substantially the same and so that no more than four units in any group are substantially the same;
10. Apartment building construction must mimic the exterior design submitted by the applicant labeled “Allure”;
11. The development will maintain landscape buffers compliant with Article 16 of the zoning ordinance and or the development agreement, whichever is greater; and
12. That the developer executes and records a development agreement with the City that acknowledges these conditions.

BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by Council, Special Use Permit Application PZ23-00388, filed by CCKW, LLC, requesting a Special Use Permit for a Planned Unit Development on Monument, Shelton, Cabell and Franklin Streets in accordance with Article 17, entitled “Planned Unit Developments” of Chapter 41, entitled “Zoning Ordinance” of the Code of the City of Danville, Virginia to include Parcel ID#s 23320, 23677, 23662, 23661, 20860, 21603, 22885, 20074, 20881, 24445, 22244, 22727, 23040, 21602, 24048, 20749, 21228, 22594, 25347, 24577, 24549, 20071, 20076, 20856, 20862, 21471, 20488, 25184, 21957, 21561, 20637, 24941, 23319, and 25236, is hereby granted and approved, subject to the following conditions:

1. The permitted uses at the development are residential;
2. The developer will complete a Traffic Impact Analysis in consultation with the City of Danville and implement the recommendations;
3. The buildings may not have vinyl siding on exterior vertical fascia;
4. A minimum of 35% of the building exteriors will be masonry;
5. The height of each building may not exceed 60 feet;
6. Parking shall not be placed in the front yard of townhome development;
7. No more than eight (8) and no fewer than three (3) single-family attached units (townhouses) shall be included in any one physically contiguous grouping;
8. Townhouse grouping shall be designed to minimize "Flat-faced", row-house architectural facades. Architectural projections, off-sets, window bays, canopies, porches, mixed materials and colors and other design elements of a unified architectural theme shall be provided to achieve this result;
9. Architectural treatment of attached dwellings shall vary so that no more than two abutting units are substantially the same and so that no more than four units in any group are substantially the same;
10. Apartment building construction must mimic the exterior design submitted by the applicant labeled "Allure";
11. The development will maintain landscape buffers compliant with Article 16 of the zoning ordinance and or the development agreement, whichever is greater; and
12. That the developer executes and records a development agreement with the City that acknowledges these conditions.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

February 12, 2024

Via Hand Delivery and Electronic Mail

Ms. Renee Burton
Director of Planning
City of Danville
427 Patton Street
Danville, Virginia 24541

Re: Special Use Permit Application submitted by CCKW LLC

Dear Ms. Burton:

On behalf of CCKW LLC ("CCKW"), I am pleased to submit this Special Use Permit Application for the following parcels located on Monument, Shelton, Cabell, and Franklin Streets (the "Parcels"): 23320, 23677, 23662, 23661, 20860, 21603, 22885, 20074, 20881, 24445, 22244, 22727, 23040, and 21602 (multi-family); and 24048, 20749, 21228, 22594, 25347, 24577, 24549, 20071, 20076, 20856, 20862, 21471, 20488, 25184, 21957, 21561, 20637, 24941, 23319, 22082, and 25236 (townhomes) (the "Application").

Specifically, and as set forth below, the Application seeks to amend and expand modestly CCKW's proposal for the Monument-Berryman Redevelopment Area (the "Area") that was previously considered by the Planning Commission and subsequently approved by City Council (in the form of a special use permit for a planned unit development).

Please note that the Parcels are owned by a combination of CCKW, Big Time Rentals, LLC ("BTR"), and the Danville Redevelopment and Housing Authority ("DRHA"). BTR has consented to this request by CCKW, as shown on the enclosed two-page Special Use Permit Application from the City's website (the "Application Form"); we anticipate that DRHA will do the same and will provide a signature on the Application Form upon receipt thereof.

Enclosed for your review and reference are a completed Application Form, marked as Exhibit A, which this letter is intended to supplement, along with two additional exhibits identified below and a check in the amount of \$360.00, representing the City's fee associated with this Application.

Description of Previously Approved Development

On December 5, 2023, City Council approved a comprehensive proposal from CCKW for a planned unit development to redevelop the bulk of the Area and create an attractive, single-family home and high-end apartment community that would return this corridor to productive use (the "2023 Plan"). The 2023 Proposal envisioned thirty (30) single-family attached unit dwellings and sixty (60) apartments divided into three (3) apartment buildings. A portion of the apartments are intended for occupants making less than the area median income.

Updates to 2023 Plan

Following the approval of the 2023 Plan, CCKW has been fortunate to acquire an additional parcel – PIN 25236 – from a private party, which was achieved with assistance from both the City and the Danville Redevelopment and Housing Authority (“DRHA”). The acquisition of this parcel allows CCKW to (i) avoid installation of a driveway between two homes on Cabell Street (i.e., PINs 20067 and 20069), which had been an area of concern to neighbors, and (ii) increase the number of townhomes fronting Franklin Street from six to ten.

With this Application, CCKW seeks two specific changes to the 2023 Plan: (1) addition of PIN 25236 to allow for construction of four (4) additional townhomes and (2) removal of PIN 22082, on which the aforementioned driveway was to be constructed following purchase from DRHA, so that it remains under the complete control of DRHA. Otherwise, the 2023 Plan will remain unchanged.

Exhibit B to this Application demonstrates this increase in the number of townhomes, while Exhibit C showcases the increase in the context of the other components of the 2023 Plan.

Additional Compatibility Considerations

Consistent with the 2023 Plan, this updated approach is in harmony with the City of Danville’s 2030 Comprehensive Plan, (1) promoting opportunities for a greater variety of housing types in the City within an established neighborhood and, in doing so, (2) supporting the *continued economic development of the region*.

The aims of the Application also remain in harmony with the current intent and purpose of this zoning district, as CCKW’s proposal represents the return of residential development to currently vacant parcels and takes advantage of an opportunity to realize additional density in an established portion of the City.

Finally, the updated components of this proposal are consistent with the residential character of adjacent properties, surrounding neighborhoods, and existing and proposed development, both in terms of aesthetics and scale. Residents of the proposed development will have ready access to the surrounding area, both for vehicular and pedestrian uses. The Parcels presently have connections to public water and sewer facilities, which will be maintained, if not enhanced, by the proposed development.

Application Requirements for Special Use Permit

Our intention has been to address above each of the requirements identified as a requirement for consideration of this Application. To the extent that any item has been overlooked, we will gladly and promptly supplement this letter.

* * *

Thank you in advance for your consideration of this Application. Should you or your staff have any questions, do not hesitate to let me know. We look forward to discussing updates to the proposed development with the Planning Commission in March.

Very truly yours,



Steven P. Gould

Enclosures

cc: CCKW LLC (w/encls.) [via electronic mail]
Danville Redevelopment and Housing Authority (w/o encls.) [via electronic mail]



CITY PLANNING COMMISSION

SPECIAL USE PERMIT APPLICATION

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

1. An application for a special use permit shall be made by the owner, contract purchaser with the owner's written consent, or the owner's agent, of the property on which the proposed use is to be located. The application shall be submitted to the Director of Planning/Zoning Administrator, and shall be accompanied by the filing fee of \$360.
2. If the request for a special use permit has been denied by City Council, a request in substantially the same form shall not be resubmitted within one (1) year of the date of denial.
3. The application shall include the following information:
 - a. A preliminary site plan in accordance with the Site Plan Regulations.
 - b. A description of the proposed use and, where applicable, the hours of operation and the proposed number of employees/patrons.
 - c. A written statement of proposed project compatibility with the following:
 - (1.) The Comprehensive Plan.
 - (2.) The applicable zoning district.
 - (3.) The surrounding properties.
 - (4.) Current and future neighborhood conditions.
 - (5.) Pedestrian and vehicular traffic patterns, on-site and off-site.
 - (6.) Adequate public facilities.
 - d. When requested by the Director of Planning/Zoning Administrator, the Planning Commission, or the City Council, the following information shall be provided by the applicant:
 - (1.) The architectural elevations and floor plans of proposed building(s).
 - (2.) Traffic impact analysis.
 - (3.) Fiscal impact analysis.
 - (4.) Parking and site circulation analysis.
 - (5.) Photographs of property and surrounding area.
 - (6.) Environmental impact statement.

PLANNING DIVISION PROVIDED INFORMATION

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

APPLICANT PROVIDED INFORMATION

PINs: 23320, 23677, 23662, 23661, 20860, 21603, 22885, 20074, 20881, 24445, 22244, 22727, 23040, and 21602 (multi-family); 24048, 20749, 21228, 22594, 25347, 24577, 24549, 20071, 20076, 20856, 20862, 21471, 20488, 25184, 21957, 21561, 20637, 24941, 23319, 22082, 25236

Property Location (address/ID#): (townhomes)

Applicant: CCKW LLC

Applicant's Address: 733 River Park Drive, Danville, VA 24540

Applicant's Phone Number: 434.793.0217 (Clif Walden); 434.942.9863 (Kevin Shotwell)

Applicant's E-mail: clif.walden@riversiderooftruss.net; kevshotwe@aol.com

Describe Proposed Request: Please see accompanying correspondence

CKW 2/12/2024
ID: dKig5n1w6EEEnAmSgrkp9884
Applicant Signature date
Clifton K Walden, Jr., Co-Manager of CCKW
LLC

CKW 2/12/2024
ID: dKig5n1w6EEEnAmSgrkp9884
Property Owner Signature date
Clifton K Walden, Jr., Co-Manager of Big Time
Rentals, LLC

Amy Barts 02/27/2024
Property Owner Signature date
Amy Barts, Interim Executive Director of the
Danville Redevelopment and Housing Authority

W
MONUMENT STREET

CABELL STREET

FRANKLIN STREET

BEAUREGARD STREET

P.O. BOX 1334, FOREST, VA 24551

PHONE: 434-660-3007

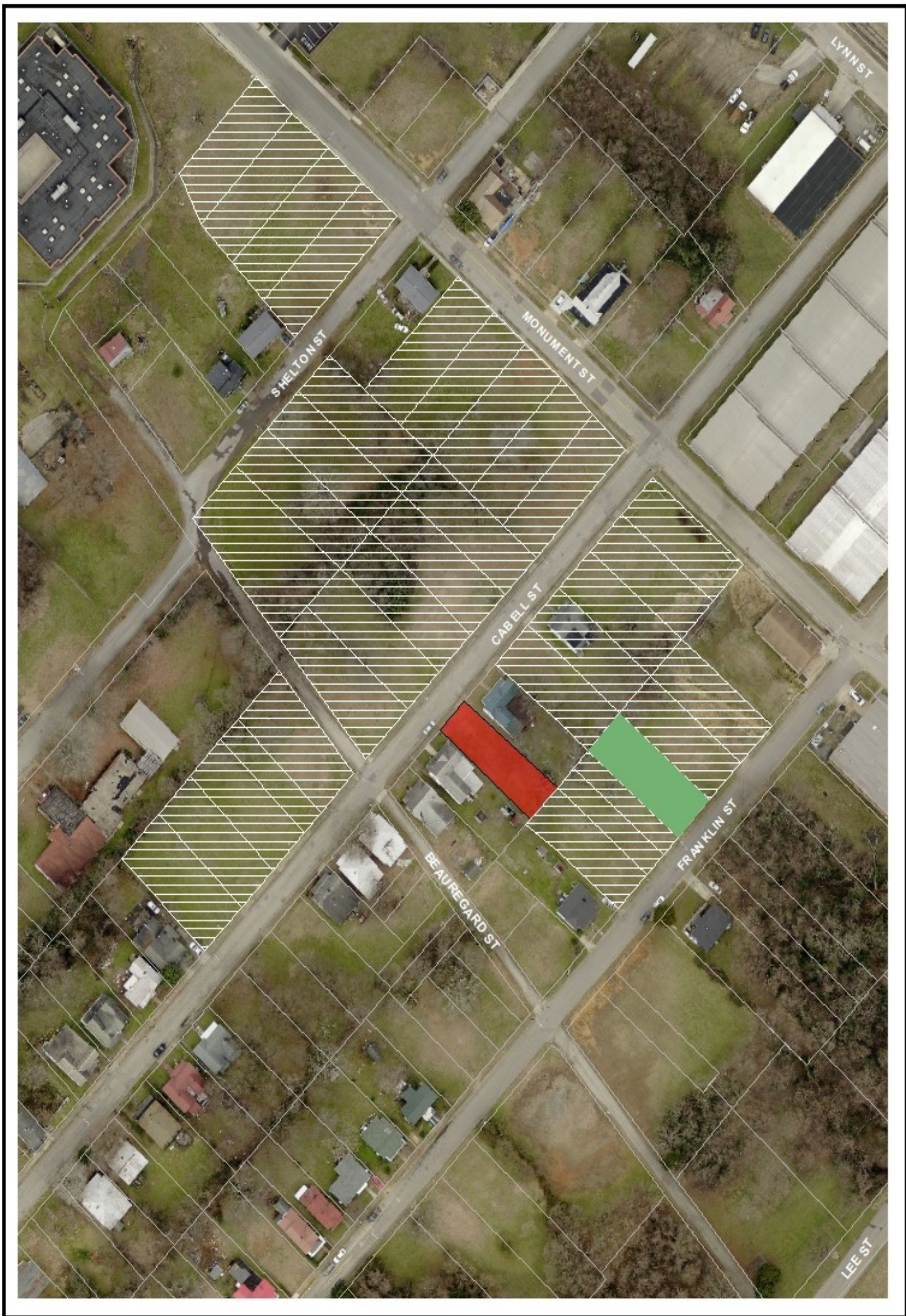
JWHITE@WHITEEANDD.COM

WWW.WHITEEANDD.COM

EXHIBIT

B

tabbies

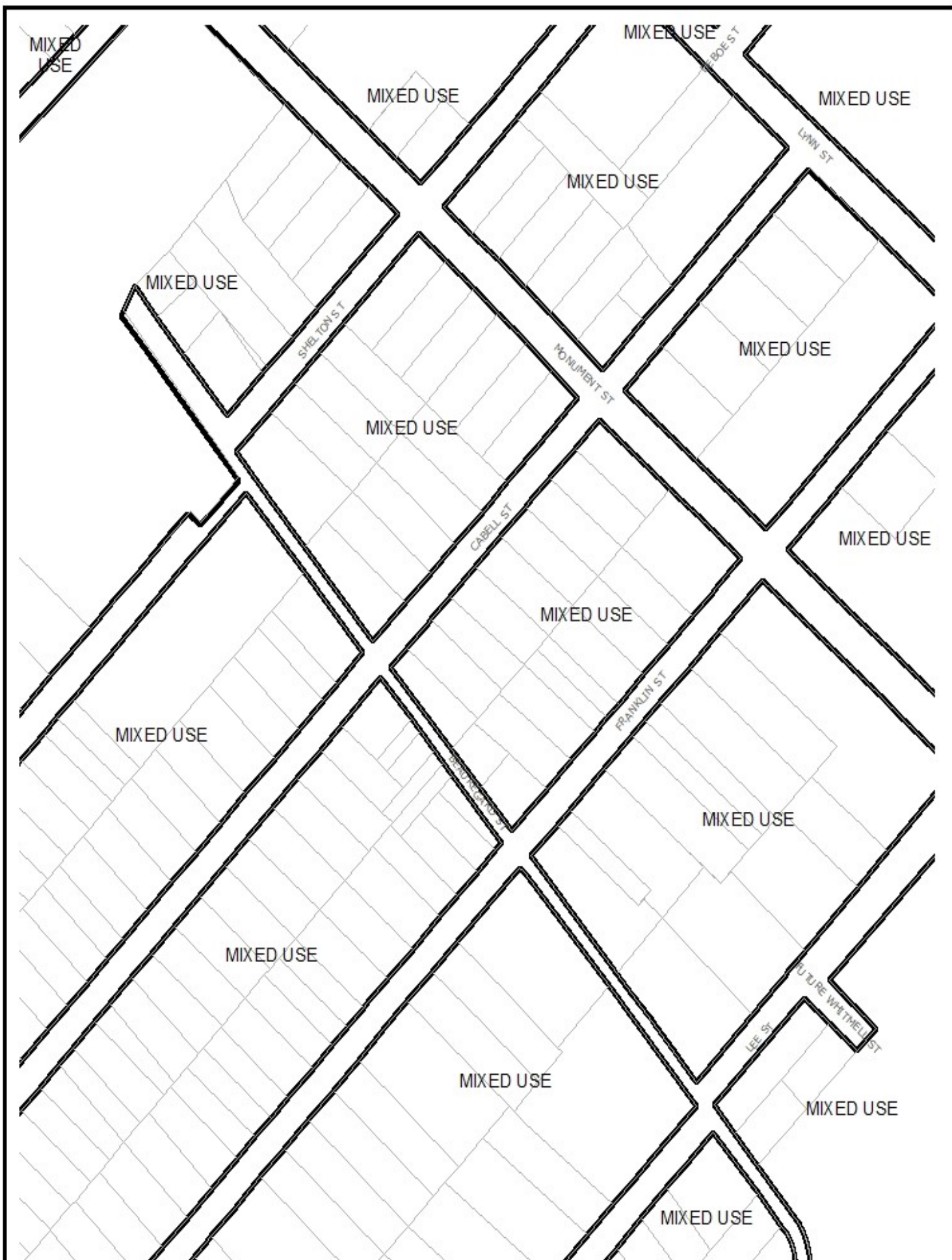




SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY

Prepared by:
Planning Division
2/21/2024

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



YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
2/21/2024

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



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

City Planning Commission

MEMORANDUM

DATE: MARCH 11, 2024
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PZ24-00089

REQUEST

Consideration of a Special Use Permit Application filed by CCKW, LLC requesting a Special Use Permit to amend an existing PUD to remove Parcel 22082 and include Parcel 25236 (Franklin Street).

RECOMMENDATION

The Planning Commission, at their March 11, 2024, meeting voted 5 - 0 to recommend approval of Special Use Request PZ24-00089 to amend an existing conditional PUD.

Mr. Steve Petrick, Chair

Council Letter City of Danville, Virginia



CL - 1240

NEW BUSINESS J.

City Council REGULAR MEETING

Meeting Date: April 2, 2024

Subject: Amending Section 2-5 of the Danville City Code Pertaining to the City Seal.

From: Susan DeMasi, City Clerk

COUNCIL ACTION

An Ordinance Amending and Reordaining Chapter 2 Entitled “Administration,” Article 1. – Entitled “In General” Section 2-5 Entitled “City Seal Generally” of the Code of the City of Danville, Virginia, 1986, As Amended.

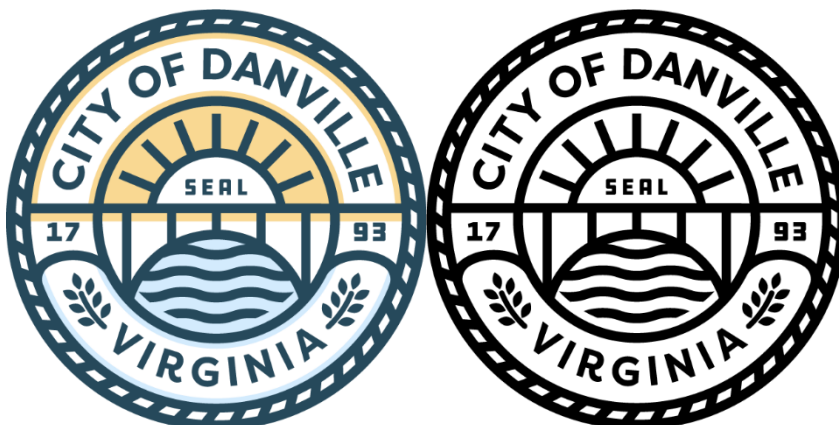
SUMMARY

Over the past several months, a group of community volunteers has worked to develop a new City brand and City Seal. The City Seal is an official symbol necessary for use in verifying official documents as authentic. To make the new seal official, the City Council must adopt an ordinance approving it for this use.

BACKGROUND

The current seal of the City of Danville, Virginia was adopted by ordinance on April 10, 1957.

The new city seal was created by Destination by Design and based on input from community and employee surveys as well as guidance from a subcommittee of the branding team. This symbolic emblem was created to encapsulate the city’s distinct identity by incorporating historical and cultural elements.



The corporate seal is circular, one and seven-eighths inches in diameter with a braided edge. The words “City of Danville Virginia” appear on the circumference with a sheaf of wheat – a long-standing symbol representing abundance and prosperity – positioned on either side of “Virginia”. 1793 is also included and represents the city’s founding. The primary image depicts a bridge over a river with the sun shining. This represents both historical and vital elements of our community – the Dan River was crucial in the settlement of the area and the bridges connect our community. The revitalization and success of Danville is represented by the sun, which symbolizes life and renewal.

RECOMMENDATION

Staff recommends City Council approve an ordinance adopting a description of the new City Seal.

Attachments

1. Ordinance
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-____.____

AN ORDINANCE AMENDING AND REORDAINING CHAPTER 2 ENTITLED "ADMINISTRATION," ARTICLE 1. – ENTITLED "IN GENERAL" SECTION 2-5 ENTITLED "CITY SEAL GENERALLY" OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, Section 2-5 entitled City Seal Generally of Chapter 2, entitled Administration of the Code of the City of Danville, Virginia 1986 as amended, be, and the same is hereby, amended and reordained to read as follows:

Sec. 2-5. City seal generally.

(a) The corporate seal of the City shall be circular in form, one and seven-eighths inches in diameter, ~~with a braided edge~~, with the words "City of Danville, Virginia" ~~—"Founded 1793" "Chartered 1830" "Seal"~~ appearing on the circumference ~~with a sheaf of wheat positioned on either side of "Virginia"~~, and with a design in the center depicting ~~industry, education, agriculture and transportation~~ a bridge over a river with the sun above the bridge. ~~1793 will also appear with 17 on left side of the border and 93 on the right side of the border. The word SEAL will appear in the center.~~ No other seal shall be used for the City and no paper issued by municipal authority which requires the seal of the City shall be valid, unless the seal described herein shall be duly affixed thereto, attested by the City Clerk. The City Clerk shall be the custodian of the seal.

(b) An imprint of the seal hereby approved and adopted is attached to the original draft of the ordinance from which this section is derived, which ordinance was adopted ~~April 10, 1957~~ on April 2, 2024.

AND BE IT FURTHER ORDAINED that all official documents affixed with the previous corporate seal of the City of Danville, prior to April 2, 2024, shall continue to be official, valid, and legal documents of the City of Danville and shall continue in full force and effect, unless or until reappealed.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney