



**CITY COUNCIL AGENDA
July 20, 2020**

Members
Nikuyah Walker, Mayor
Sena Magill, Vice Mayor
Heather D. Hill
Michael K. Payne
J.Lloyd Snook, III

6:00 p.m. Closed Session as provided by Sections 2.2-3711 and 2.2-3712 of the Virginia Code: Virtual/electronic meeting (Legal consultation)

6:30 p.m. Regular Meeting: Virtual/electronic meeting (Register at www.charlottesville.gov/zoom)

CALL TO ORDER

MOMENT OF SILENCE

ROLL CALL

AGENDA APPROVAL

ANNOUNCEMENTS

RECOGNITIONS/PROCLAMATIONS

1. Recognition: Government Finance Officers Association Certificate of Excellence in Reporting
2. Proclamation: Minority Mental Health Awareness Month

CONSENT AGENDA*

3. Minutes: June 1 closed and regular meetings; June 8 closed meeting; June 11 closed meeting; June 15 closed and regular meetings; June 18 special/closed meeting; June 23 closed meeting; June 25 closed meeting; June 30 work session
4. Appropriation: Maintenance Vehicle Insurance Reimbursement – \$40,706.32 (2nd reading)
5. Appropriation: 2020 Energy and Water Management Program (EWMP) Fund - \$1,429.47 (2nd reading)
6. Appropriation: Grant Award from Virginia Department of Criminal Justice Services - \$242,770 (2nd reading)
7. Appropriation: Bureau of Justice Assistance (BJA) Coronavirus Emergency Supplemental Funding Program Fiscal Year 2020 - \$80,781 (2nd reading)
8. Appropriation: Virginia Housing Solutions Program Supplemental COVID-19 Grant Award - \$243,276 (1st of 2 readings)
9. Appropriation: Emergency Food and Shelter Program-C.A.R.E.S. act funding - \$7,099 (1st of 2 readings)
10. Appropriation: Open Society Foundation Emma Lazarus Campaign on Cities Grant - \$250,000 (1st of 2 readings)
11. Resolution: Tax payment refund to Silverchair Science & Communications, Inc. - \$90,342.49 (1 reading)
12. Resolution: Establishing the City Council policy on military style training and weapon acquisition for the Charlottesville Police Department (1 reading)

- 13. Resolution: Supporting legislation to declare racism a public health crisis in Virginia (1 reading)
- 14. Report: Rivanna Water and Sewer Authority - Rivanna Solid Waste Authority Quarterly Update

CITY MANAGER RESPONSE TO COMMUNITY MATTERS (FROM PREVIOUS MEETINGS)

COMMUNITY MATTERS Public comment for up to 16 speakers (limit 3 minutes per speaker). Preregistration available for up to 8 spaces; preregistered speakers announced by Noon the day of the meeting as an update to the agenda. Additional public comment period at end of meeting. Public comment will be conducted through electronic participation as City Hall is closed to the public. Participants can register in advance at www.charlottesville.gov/zoom.

ACTION ITEMS

- 15. Public Hearing/Res.: SmartScale Grant Applications approval: West Main Streetscape Phase Three; Ridge Street Multimodal Improvements; Preston Avenue/Grady Avenue Intersection Improvements; Emmet Street Multimodal Phase Two (1 reading)
- 16. Public Hearing/Ord.: Lochlyn Hill Subdivision: Vacation of Utility Easements and Right of Way (request to waive 2nd reading)
- 17. Ordinance: Flint Hill Planned Unit Development (PUD): consideration of a rezoning application, critical slope waiver, and right-of-way realignment
 - a. Ordinance: Ordinance to amend and re-enact the Zoning Map for the City of Charlottesville, to reclassify certain property from R-1S to Planned Unit Development ("Flint Hill PUD") (1st of 2 readings)
 - b. Ordinance: An Ordinance closing, vacating and discontinuing portions of Flint Drive and Keene Court within the area of the proposed Flint Hill PUD (1st of 2 readings)
 - c. Resolution*: Resolution granting a Critical Slope Waiver for a development project described in Rezoning Application ZM20-00001 ("Flint Hill Planned Unit Development") (1 reading)
- 18. Resolution*: Approval of the results from the Emmet Streetscape Design Public Hearing (1 reading)
- 19. Resolution*: Approval of a sidewalk waiver at Landonia Circle (1 reading)
- 20. Ordinance: Adding Section 33-10 to Chapter 33 of the Code of the City of Charlottesville (1990), prohibiting Firearms and Ammunition in Public Spaces, (1st of 2 readings)
- 21. Ordinance: Amending Section 2-6 of Chapter 2 (Administration) of the Code of the City of Charlottesville, to add June 19 as an Official City Holiday (1st of 2 readings)
- 22. Resolution*: Allocation of Vibrant Community Fund Dollars for the Fiscal Year 2021 Adopted Budget - \$2,259,129 (1 reading)
- 23. Resolution: Request for legislators at the Virginia General Assembly special session to support legislation that establishes the duties, powers and authority of police civilian review boards, including subpoena powers (1 reading)

GENERAL BUSINESS

- 24. Discussion: Consideration of honorary street naming requests
- 25. Report: Consideration of support for the Frontline Workers Fair Treatment Charter

26. Resolution*: Approval of guidelines for community meetings during Covid-19

OTHER BUSINESS

27. Action Item: Discussion of Boards and Commissions guidance: approval of board and subcommittee meetings for August and going forward; Sister Cities Commission request to schedule retreat in September

MATTERS BY THE PUBLIC

*Action Needed

NOTE: Individuals with disabilities who require assistance or special arrangements to participate in the public meeting may call the ADA Coordinator at (434) 970-3182 or submit a request via email to ada@charlottesville.gov. The City of Charlottesville requests that you provide a 48 hour notice so that proper arrangements may be made.



**The Government Finance Officers Association of
the United States and Canada**

presents this

AWARD OF FINANCIAL REPORTING ACHIEVEMENT

to

Finance Department
City of Charlottesville, Virginia



The award of Financial Reporting Achievement is presented by the Government Finance Officers Association to the department or individual designated as instrumental in the government unit achieving a Certificate of Achievement for Excellence in Financial Reporting. A Certificate of Achievement is presented to those government units whose annual financial reports are judged to adhere to program standards and represents the highest award in government financial reporting.

Executive Director

Christopher P. Morill

Date: 6/26/2020



Government Finance Officers Association

203 North LaSalle Street, Suite 2700
Chicago, Illinois 60601-1210
312.977.9700 fax: 312.977.4806

6/26/2020

Glen Pack
Comptroller
City of Charlottesville, Virginia

Dear Mr. Pack:

Congratulations!

We are pleased to notify you that your CAFR for the fiscal year ended June 30, 2019 has met the requirements to be awarded GFOA's Certificate of Achievement for Excellence in Financial Reporting. The GFOA established the Certificate of Achievement for Excellence in Financial Reporting Program (CAFR Program) in 1945 to encourage and assist state and local governments to go beyond the minimum requirements of generally accepted accounting principles to prepare comprehensive annual financial reports that evidence the spirit of transparency and full disclosure and then to recognize individual governments that succeed in achieving that goal. The Certificate of Achievement is the highest form of recognition in governmental accounting and financial reporting. Congratulations, again, for having satisfied the high standards of the program.

Your electronic award packet contains the following:

- **A "Summary of Grading" form and a confidential list of comments and suggestions for possible improvements.** We strongly encourage you to implement the recommended improvements in your next report. Certificate of Achievement Program policy requires that written responses to these comments and suggestions for improvement be included with your 2020 fiscal year end submission. If a comment is unclear or there appears to be a discrepancy, please contact the Technical Services Center at (312) 977-9700 and ask to speak with a Certificate of Achievement Program in-house reviewer.
- **Certificate of Achievement.** A Certificate of Achievement is valid for a period of one year. A current holder of a Certificate of Achievement may reproduce the Certificate in its immediately subsequent CAFR. Please refer to the instructions for reproducing your Certificate in your next report.
- **Award of Financial Reporting Achievement.** When GFOA awards a government the Certificate of Achievement for Excellence in Financial Reporting, we also present an Award of Financial Reporting Achievement (AFRA) to the department identified in the application as primarily responsible for achievement of the Certificate.
- **Sample press release.** Attaining this award is a significant accomplishment. Attached is a sample news release that you may use to give appropriate publicity to this notable achievement.

In addition, award recipients will receive via mail either a plaque (if first-time recipients or if the government has received the Certificate ten times since it received its last plaque) or a brass medallion to affix to the plaque (if the government currently has a plaque with space to affix the medallion). If receiving a plaque, it should arrive in approximately ten weeks; if receiving a medallion, it should arrive in approximately two weeks.

As an award-winning government, we would like to invite one or more appropriate members of your CAFR team to apply to join the Special Review Committee. As members of the Special Review Committee, peer reviewers get exposure to a variety of reports from around the country; gain insight into how to improve their own comprehensive annual financial reports; achieve professional recognition; and provide valuable input that helps other local

governments improve their reports. Please see our website for [eligibility requirements](#) and [information on completing an application](#).

Thank you for participating in and supporting the Certificate of Achievement Program. If we may be of any further assistance, please contact the Technical Services Center at (312) 977-9700.

Sincerely,

A handwritten signature in black ink that reads "Michele Mark Levine". The signature is written in a cursive style with a large initial "M".

Michele Mark Levine
Director, Technical Services

CITY OF CHARLOTTESVILLE



PROCLAMATION

NATIONAL MINORITY MENTAL HEALTH AWARENESS MONTH – JULY 2020

WHEREAS, July has been designated as the National Minority Mental Health Awareness Month in honor of Bebe Moore Campbell, an African American author and journalist, who sought to eliminate mental health stigma in the black community; and

WHEREAS, historically African Americans have been and continue to be negatively affected by racism, prejudice, bias and discrimination in the public health care system; and

WHEREAS, it is essential to eliminate racial disparities in mental health by ensuring equity, access to quality care, culturally competent providers, and services and supports that respect cultural experiences; and

WHEREAS, Black Lives Matter and Black Mental Health Matters too. The effect of racism and racial trauma on mental health is valid and should not be disregarded. Racism undermines mental health, and we must continue the work towards addressing individual, structural and systemic racism in our community as it relates to mental health; and

WHEREAS, organizations such as Brave Souls on Fire and the Central Virginia Clinicians of Color Network (CVCCN) remain fully committed to support and mental health advocacy for African Americans, including recent collaborative efforts to establish a black mental health center;

NOW, THEREFORE BE IT RESOLVED that I, Nikuyah Walker, Mayor of the City of Charlottesville, and the Council of the City of Charlottesville, do hereby proclaim July as Minority Mental Health Awareness Month in Charlottesville, Virginia, thereby encouraging citizens to help spread the word through awareness, education, support, advocacy and commitment to equity.

Signed and sealed this 20th day of July, 2020.

Nikuyah Walker
Mayor

CHARLOTTESVILLE CITY COUNCIL
June 1, 2020 Minutes
Virtual/electronic meeting

5:30 PM CLOSED MEETING

The Charlottesville City Council met electronically on Monday, June 1, 2020. The meeting was called to order at 5:33 p.m. with the following members present: Mayor Nikuyah Walker, Vice Mayor Sena Magill, Ms. Heather Hill, Mr. Michael Payne and Mr. Lloyd Snook.

On motion by Ms. Hill, seconded by Mr. Snook, Council voted 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none) to meet in closed session as authorized by Virginia Code Sections 2.2-3711 and 2.2-3712, specifically:

- as authorized by Virginia Code Section 2.2-3711(A)(1) for discussion of the performance of the Charlottesville City Manager; and
- as authorized by Virginia Code Section 2.2-3711(A)(1) for the discussion of prospective candidates for appointment to the Police Civilian Review Board.

The meeting recessed at 6:40 p.m. to conduct the regular meeting of City Council.

On motion by Ms. Hill, seconded by Ms. Magill, Council certified by the following vote: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none), that to the best of each Council member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the Motion convening the closed session were heard, discussed or considered in the closed session.

Council voted during the regular meeting to reconvene the closed meeting at the conclusion of the final Matters by the Public.

At 8:51 p.m., on motion by Ms. Hill, seconded by Mr. Snook, Council by the following vote reconvened the closed session from 5:30 p.m.: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none).

On motion by Ms. Hill, seconded by Ms. Magill, Council certified by the following vote: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none), that to the best of each Council member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the Motion convening the closed session were heard, discussed or considered in the closed session.

The meeting adjourned at 11:11 p.m.

6:30 PM REGULAR MEETING

The Charlottesville City Council held a virtual meeting for its regular session on June 1, 2020, in an effort to comply with social distancing requirements surrounding the COVID-19 pandemic Declaration of Emergency.

Ms. Walker called the meeting to order at 6:41p.m. with the following members in attendance: Mayor Nikuyah Walker, Vice Mayor Sena Magill, Ms. Heather Hill, Mr. Michael Payne and Mr. Lloyd Snook.

On motion by Ms. Hill, seconded by Ms. Magill, Council by unanimous vote amended the meeting agenda to add the reconvening of the closed session at the conclusion of the final Matters by the Public.

Ms. Walker called for a Moment of Silence.

ANNOUNCEMENTS

Ms. Magill made an announcement about available funds for disposition of Confederate monuments.

BOARD & COMMISSION APPOINTMENTS

On motion by Ms. Hill, seconded by Mr. Snook, Council by the following vote appointed Mr. Phillip Seay to the Police Civilian Review Board: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none).

CONSENT AGENDA*

Clerk of Council Kyna Thomas read the following Consent Agenda items into the record:

1. MINUTES: May 13, 2020 Council work session; May 18, 2020 Council closed and regular meetings
2. RESOLUTION/APPROPRIATION: Resolution adopting the Budget and City Council amendments for the City of Charlottesville for the fiscal year beginning July 1, 2020 and ending June 30, 2021, and providing for the annual appropriation of funds for such fiscal year (2nd reading)

**RESOLUTION ADOPTING THE BUDGET FOR THE
CITY OF CHARLOTTESVILLE FOR THE FISCAL YEAR BEGINNING
JULY 1, 2020, AND ENDING JUNE 30, 2021
AND PROVIDING FOR THE ANNUAL APPROPRIATION OF FUNDS FOR
SUCH FISCAL YEAR**

I. ADOPTION OF BUDGET

WHEREAS, pursuant to Section 19 of the City Charter and Section 15.2-2503 of the Code of Virginia, the City Manager has caused to be prepared and presented to City Council a proposed budget for the fiscal year beginning July 1, 2020, and ending June 30, 2021; and

WHEREAS, a synopsis of such proposed budget has been published in the Daily Progress, a newspaper of general circulation in the City, and notice duly given in such newspaper and public hearings held thereon on March 16, 2020 and May 18, 2020, and the estimates of revenues and expenditures therein debated and adjusted by City Council in open public meetings, all as required by the City Charter and Section 15.2-2506 of the Code of Virginia.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville that such document, the statements of fiscal policy set forth therein, and the estimates of revenues and expenditures therein proposed by the City Manager and debated and adjusted by the City Council, are hereby adopted as the annual budget of the City of Charlottesville, for informative and fiscal planning purposes only, for the fiscal year beginning July 1, 2020, and ending June 30, 2021; and that a true and correct copy of the same, as adopted, shall be kept on file in the records of the Clerk of the Council.

II. GENERAL FUND APPROPRIATIONS

BE IT RESOLVED by the Council of the City of Charlottesville that:

A. The sums hereinafter set forth are estimated as General Fund revenues for the fiscal year beginning July 1, 2020.

Local Taxes

Real Estate Taxes	\$78,353,270
Personal Property Tax	9,800,000
Public Service Corporation Tax	1,459,389
Penalty/Interest on Delinquent Taxes	415,000
Utility Services Consumer Tax (Gas, Water, Electric)	5,024,112
Virginia Communications Sales and Use Tax	2,600,000
Tax on Bank Stock	1,200,000
Tax on Wills and Deeds	625,000
Sales and Use Tax	11,504,331

Rolling Stock Tax	19,319
Transient Occupancy (Lodging) Tax	6,282,721
Meals Tax	11,842,493
Short-Term Rental Tax	60,000
Cigarette Tax	575,000
Recordation Tax Receipts	205,223
Vehicle Daily Rental Tax	82,500
Total Local Taxes \$130,048,358	

Licenses and Permits	
Business and Professional Licenses	\$6,225,000
Vehicle Licenses	900,000
Dog Licenses	10,000
Electrical and Mechanical Permits	250,000
Building and Plumbing Permits	450,000
Temporary Parking Permits	150,000
Site Plans	75,000
Other Permits	140,500
Total Licenses and Permits \$8,200,500	

Intergovernmental Revenue

Revenue from State Agencies

PPTRA Revenue (State Personal Property Tax)	\$3,498,256
State Highway Assistance	4,291,324
Reimbursement/Constitutional Offices	1,698,184
State Aid for Police Protection	2,077,468
Trailer Title	1,200
DMV Select Office Commissions	35,000
Other State Assistance: Misc. Rev	50,000

Revenue from Other Intergovernmental Sources

School Resource Officers (City Schools)	301,231
Regional Library Administrative Fee	117,144
Crisis intervention Team Revenue	105,910
Fire Department Ops (Albemarle County)	195,000
Fire Department Ops (UVA)	353,000
Juvenile & Domestic Relations Court (Albemarle County)	63,760
Juvenile & Domestic Relations Court Building Maintenance (Albemarle County)	57,913
Magistrate's Office (Albemarle County)	4,575
Payments In Lieu of Taxes (Housing Authority)	25,000
Service Charge (UVA)	46,000
Property Maintenance (UVA)	63,455

Total Intergovernmental Revenue \$12,984,420	
---	--

Charges for Services

Property Transfer Fees	\$1,000
Zoning Appeals Fees	1,100

Court Revenue (Circuit/General District Courts)	
500,000	
Circuit Court - Online Land Records Subscription Revenue	30,000
Internal City Services	1,882,925
Utility Cut Permits	185,000
Recreation Income	1,335,824
Reimbursable Overtime/Public Safety	331,579
Payment in Lieu of Taxes: Utilities	6,091,667
Indirect Cost Recovery	125,000
Waste Disposal Fees	1,115,000
Emergency Medical Services (Ambulance) Revenue Recovery	1,300,000
Other Charges for Services	125,000
Total Charges for Services	\$13,024,095
Miscellaneous Revenue	\$706,000
Interest Earned	
Rent	194,956
Refund of Prior Years' Expenditures	50,000
Other Miscellaneous Revenue	613,000
Total Misc. Revenue	\$1,563,956
Transfers from Other Funds	
Landfill Reserve Fund \$250,000	
Parking Enterprise Fund 1,200,000	
Total Transfers from Other Funds	\$1,450,000
City/County Revenue Sharing: Operating Budget	\$13,289,313
Total Operating Revenue	\$180,560,642
Designated Revenue	
City/School Contracts: Pupil Transportation	\$2,972,130
City/School Contracts: School Building Maintenance	3,816,780
City/County Revenue Sharing: Transfer to Capital Improvement Fund	900,000
Transfer to the Capital Improvement Fund - Mall Vendor Fees	93,750
City/County Revenue Sharing: Transfer to Facilities Repair Fund	400,000
Transfer to Debt Service Fund: Meals Tax Revenue	2,452,571
Total Designated Revenue	\$10,635,231
Total General Fund Revenue	\$191,195,873

B. The sums hereinafter set forth are hereby appropriated from the General Fund of the City for the annual operation of the City departments, other agencies and non-departmental accounts so set forth, beginning July 1, 2020.

Operating Expenditures

Management

Mayor and City Council	\$572,629
Office of the City Manager/Administration	1,536,483
Office of the City Manager/Communications	552,602
Office of the City Manager/Economic Development	1,129,622
Office of the City Attorney	1,030,055
Office of General Registrar	671,840

Contributions to Organizational Memberships and Workforce Development Programs

Virginia Municipal League	16,820
Chamber of Commerce	2,000
Thomas Jefferson Planning District Commission	86,454
Piedmont Workforce Network	7,971
Virginia Institute of Government	2,500
Alliance for Innovation	2,550
Virginia First Cities Coalition	18,000
Central Virginia Partnership for Economic Development	24,640
Thomas Jefferson Soil and Water Conservation District	13,049
Central Virginia Small Business Development Center	19,200
Rivanna Conservation Alliance	11,000
National League of Cities	5,000
Center for Nonprofit Excellence	600

Non Departmental Activities

City Strategic Plan/P3: Plan, Perform, Perfect	105,000
Participatory Budgeting	15,000
Virginia Juvenile Community Crime Control Act (Local Match)	108,415
Citizen Engagement Opportunities	15,000
Food Equity	155,000
Citizen Review Board (CRB)	150,000
Innovation Fund	20,000
Performance Agreement Payments to CFA	250,000
Citywide Reserve - Economic Downturn	6,674,971
Ivy Landfill	210,000
Transfer to Debt Service Fund	8,560,788
Transfer to Fund Balance Target Adjustment Fund	481,905
Employee Compensation and Training	1,926,887

Internal and Financial Services

Finance Department - Administration/Purchasing/Assessor	2,544,984
Human Resources	1,215,923
Commissioner of Revenue	1,344,901
Treasurer	1,356,697

Information Technology 2,996,483

Healthy Families and Community

Transfer to Children's Services Act Fund	2,004,722
Transfer to Social Services Fund	3,602,777
Transfer to Human Services/Community Attention Fund	641,280
Neighborhood Development Services	2,406,657
Office of Human Rights/Human Rights Commission	238,438
Parks and Recreation	11,535,820
Transfer to Convention and Visitors' Bureau	1,212,691

Unallocated Agency Funding

Unallocated Vibrant Community Funds 2,104,683
Unallocated Arts and Culture Funding 154,446

Contributions to Children, Youth, and Family Oriented Programs

Virginia Cooperative Extension Program	52,297
Thomas Jefferson Health District	612,708
Region Ten Community Services Board	1,180,092
Jefferson Area Board for Aging (JABA)	319,192
United Way - Thomas Jefferson Area	192,504

Contributions to Education and the Arts

Jefferson Madison Regional Library	2,015,037
City Center for Contemporary Arts	47,970
Piedmont Virginia Community College	12,317
McGuffey Art Center	24,035
Historic Preservation Task Force	5,000

Contributions to Housing Programs

Rent Relief for Elderly, a sum sufficient estimated at	20,099
Rent Relief for Disabled, a sum sufficient estimated at	219,133
Tax Relief for Elderly, a sum sufficient estimated at	130,738
Tax Relief for Disabled, a sum sufficient estimated at	61,542
Homeowners Tax Relief Program	1,443,488
Stormwater Fee Assistance Program	20,000

Infrastructure and Transportation

Public Works: Administration, Facilities Development, Facilities Maintenance	3,258,129
Public Works: Hedgerow Properties	49,820
Public Works: Public Service	9,199,706
Transfer to Charlottesville Area Transit Fund	2,513,651
JAUNT Paratransit Services	1,744,416

Public Safety and Justice

City Sheriff	1,275,198
Commonwealth's Attorney	1,155,259
Clerk of Circuit Court	749,452
Circuit Court Judge	88,864
General District Court	21,143
Juvenile and Domestic Relations Court/Court Services Unit	415,260
Magistrate	9,150
Fire Department	12,539,795
Police Department	18,017,555

Contributions to Programs Supporting Public Safety and Justice

Regional Jail	4,316,546
Blue Ridge Juvenile Detention Center	576,870
Emergency Communications Center	1,485,643
Society for the Prevention of Cruelty to Animals	282,415
Public Defender's Office	59,512

Local Contribution to Public Schools

Operational Support	58,709,623
---------------------	------------

Total Operating Expenditures \$180,560,642

Designated Expenditures

City/School Contracts: Pupil Transportation	\$2,972,130
City/School Contracts: School Building Maintenance	3,816,780
Transfer to Capital Projects Fund	900,000
Transfer to Capital Projects Fund - Mall Vendor Fees	93,750
Transfer to Facilities Repair Fund	400,000
Transfer to Debt Service Fund - Meals Tax Revenue	2,452,571
Total Designated Expenditures	\$10,635,231

Total General Fund Expenditures \$191,195,873

C. Of the sum of \$14,589,313 to be received in the General Fund from the County of Albemarle under the revenue sharing agreement of May 24, 1982, \$400,000 shall be transferred to the Facilities Repair Fund.

D. The amounts hereinabove appropriated for salary accruals, education, training and employee benefits, or portions thereof, may on authorization from the City Manager, or his designee, be transferred by the Director of Finance or the Deputy City Manager to any departmental account, and notwithstanding any other provision of this resolution to the contrary, be expended for salaries or employee benefits in such account in the manner as sums originally appropriated thereto.

E. The portions of the foregoing appropriations to individual departments or agencies intended for motor vehicles and related equipment shall be transferred to the Equipment Replacement Fund for expenditure as hereinafter provided.

F. The amount above appropriated for Debt Payment shall be transferred to the Debt Service Fund. In addition, an amount equivalent to 1 percent of the meals tax rate will be deposited into the Debt Service Fund.

G. The amount above appropriated as Council Strategic Initiatives shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

H. The amount above appropriated as Ivy Landfill Remediation shall not be deemed to expire at the end of the fiscal year, and any unspent funds are hereby transferred to the Landfill Reserve account in the ensuing fiscal year unless altered by further action of City Council. Further, any amount in the Landfill Reserve may be immediately appropriated for use to cover costs associated with the landfill remediation budget in the current fiscal year.

I. The amount above appropriated as Hedgerow Properties shall not be deemed to expire at the end of the fiscal year, but is hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

J. The proceeds of the sale of any real property shall be appropriated to the Strategic Investment Fund.

K. The amount received for \$4-For-Life revenue shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year and will be appropriated into the Fire Department budget, unless altered by further action of City Council.

L. Of the above amount of funding appropriated to the Fire Department budget for Emergency Medical Services (EMS), \$450,000 is the City's contribution to the Charlottesville Albemarle Rescue Squad (CARS). In addition, a 10% contingency of \$91,064 for the EMS System shall be set aside per the agreement between the City and CARS. Any contingency funds remaining unexpended at the end of the fiscal year shall be transferred into a separate EMS Equipment Replacement Fund to be used for future EMS equipment needs to support the provision of emergency medical services in the City of Charlottesville.

M. The amount above appropriated as Historic Resources Task Force shall not be deemed to expire at the end of the fiscal year, but is hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

N. The amount received as drug forfeitures and seizures revenue collected by the Police Department and Commonwealth Attorney's Office shall not be deemed to expire at the end of the fiscal year, but is hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

O. The amount received as Courthouse Security Revenue is hereby appropriated in the ensuing fiscal year and appropriated into the Sheriff Office budget to be used for court security related expenses (personnel and equipment) per the Code of Virginia. Further, any unspent funds in the Court House Security account shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless further altered by Council.

P. Funds from the Citywide Reserve account may be transferred to other funds at the discretion of the City Manager for the purpose of addressing unforeseen expenditures in those funds. Any amount remaining in the Citywide Reserve account shall not be deemed to expire at the end of the fiscal year, but is hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

Q. The amount above appropriated as Corporate Training Fund, within the Employee Compensation and Training funds, shall not be deemed to expire at the end of the fiscal year, but is hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

R. The amounts received unspent for donations and grants in the General Fund received for specific purposes shall not be deemed to expire at the end of the fiscal year and hereby are appropriated in the ensuing fiscal year.

S. The amounts above appropriated as Sister City Commission shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

T. Sums appropriated for the Stormwater Assistance Program shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

U. The amounts above appropriated funds for the City Strategic Plan - P3: Plan, Perform, Perfect shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

V. The amounts above appropriated funds for the Innovation Fund shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

W. The amounts above appropriated funds for the Crisis Intervention Team (CIT) shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

X. Sums appropriated in the General Fund which have not been encumbered or expended as of June 30, 2021, shall be deemed to revert to the unassigned balance of the General Fund, unless Council by resolution provides that any such sum shall be a continuing appropriation.

Y. Sums appropriated in the General Fund which have not been encumbered or expended as of June 30, 2021 and are in excess of 17% of General Fund expenditures for the next fiscal year shall be deemed to revert to the Capital Fund contingency account for future one-time investments in the City’s infrastructure as part of the year-end appropriation, unless further altered by Council with year-end adjustments.

III. SCHOOL OPERATIONS APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville:

The sums hereinafter set forth are hereby appropriated for the annual operation of the school operations, effective July 1, 2020; the City contribution to the School operations having hereinabove been appropriated from the General Fund.

School Budget (All Funds)	
Local Contribution	\$57,834,623
State Funds	21,014,925
Federal Funds	5,280,802
Fund Balance	720,649
Misc. Funds	3,167,089
Total School Operations Budget	\$88,018,088

A net increase in the School Operations general fund balance at June 30, 2021 shall be deemed to be allocated as follows:

- Surplus operating budget up to \$100,000 will be allocated to the School Facility Repair Fund, however Charlottesville City Schools will be required to commit \$100,000 of their annual budget to the Facility Repair Fund
- Funds in excess of \$100,000 up to \$200,000 will be retained by the City of Charlottesville School Division
- Funds over \$200,000 will be shared equally (50/50) between the City and Charlottesville City Schools

IV. HEALTH BENEFITS FUND APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville:

There is hereby appropriated from the Health Benefits Fund sums received by said Fund from individual departments and agencies for the payment of health and medical benefit program costs, and for insurance covering such costs, and in addition, for the accumulation of a reserve for future expenditures to pay for such health and medical benefit program costs. This appropriation shall be effective during the fiscal year ending June 30, 2021, but shall not be deemed to expire at the end of that year. Instead, it shall continue in effect unless altered by further action of City Council.

V. RETIREMENT BENEFITS FUND APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville:

There is hereby appropriated from the Retirement Benefits Fund sums received by said Fund from individual departments and agencies for the payment of retirement benefit program costs, and for insurance covering such costs, and in addition, for the accumulation of a reserve for future expenditures to pay for such retirement benefit program costs. This appropriation shall be effective during the fiscal year ending June 30, 2021, but shall not be deemed to expire at the end of that year. Instead, it shall continue in effect unless altered by further action of City Council.

VI. TRANSIT FUND APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville, that there is hereby appropriated from the Transit Fund, for the operation of the transit bus system during the fiscal year beginning July 1, 2020 and ending June 30, 2021, the sum of \$8,982,666 or the amount of revenue actually received by such fund, whichever is the greater amount. Such appropriation shall be effective July 1, 2020.

Except as is otherwise expressly provided herein, the balance of any General Fund contribution to such funds not expended or encumbered as of June 30, 2021 shall be deemed to revert to the unassigned balance of the General Fund, unless the Council by resolution provides that any such sum shall be deemed a continuing appropriation.

VII. RISK MANAGEMENT APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville, that all sums previously appropriated to the Risk Management Fund, all sums received by such fund as payment from other City funds, are hereby appropriated for the uses prescribed for such fund, pursuant to the terms of, and subject to the limitations imposed by Article V of Chapter 11 of the Code of the City of Charlottesville, 1990, as amended.

VIII. EQUIPMENT REPLACEMENT FUND APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville:

There is hereby appropriated from the Equipment Replacement Fund other sums received by such fund as payment from the General Fund and vehicle sales, and proceeds from vehicle loss insurance settlements for the lease, financing or purchase of motor vehicles and related equipment and for accumulation of a reserve for future equipment purchases during the fiscal year beginning July 1, 2020 and ending June 30, 2021. Such appropriation shall be effective July 1, 2020; provided that such appropriations shall not be deemed to expire at the end of such fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of City Council. Of the sums received by the Equipment Replacement Fund, a sum sufficient to

service the debt on any pieces of general governmental equipment obtained under a master lease, credit line, or an installment purchase agreement shall be transferred to the Debt Service Fund.

IX. FACILITIES REPAIR FUND APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville:

The sum of \$400,000 transferred to the Facilities Repair Fund from the General Fund, and such sums as may be transferred to the Facilities Repair Fund from other funds during the fiscal year beginning July 1, 2020 are appropriated for carrying out the purposes of this fund during that fiscal year. However, such appropriation shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of this Council.

X. JOINT HEALTH DEPARTMENT BUILDING FUND APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville:

The amounts received as Health Department Building Account revenue during the fiscal year beginning July 1, 2020 are appropriated to the Joint Health Department Building Fund to be used for general improvements, maintenance and small capital projects related to the Thomas Jefferson Health District building. Further, any unspent funds in the Health Department Building account shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless further altered by Council.

XI. DEBT SERVICE FUND APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville:

A. The Debt Service Fund shall serve as a permanent reserve for the payment of principal and interest of bonds, notes and other evidences of indebtedness and the cost of issuance thereof issued by the City pursuant to its Charter and/or the Virginia Public Finance Act.

B. The sum of \$8,560,788 transferred to such fund by Part II of this resolution, as well as the designated Meals Tax transfer (estimated at \$2,452,571), or as much thereof as may be necessary, is hereby appropriated to pay such debt service expenses during the fiscal year beginning July 1, 2020 and ending June 30, 2021.

C. Appropriations in the Debt Service Fund shall be deemed continuing appropriations, and balances remaining in such fund at the end of each fiscal year shall be carried forward to pay principal and interest due on City obligations and costs associated with the issuance of those obligations in future years.

XII. SPECIAL REVENUE FUND APPROPRIATIONS

BE IT RESOLVED by the Council of the City of Charlottesville, that the following appropriations are hereby approved for agency expenditures accounted for as separate funds of the City, for their respective programs during the fiscal year beginning July 1, 2020 and ending June 30, 2021; the City contribution to each such fund having hereinabove been appropriated from the General Fund:

A. There is hereby appropriated from the Human Services/Community Attention Fund, for the operation of the Community Attention Homes and related programs during such fiscal year, the sum of \$6,784,014, or the amount of revenue actually received by such fund, whichever shall be the lesser amount.

B. There is hereby appropriated from the Social Services Fund, for the operation of the Department of Social Services during such fiscal year, the sum of \$14,981,907, or the amount of revenue actually received by such fund, whichever shall be the lesser amount.

C. There is hereby appropriated from the Children's Services Act Fund, for the operation of the Children's Services Act entitlement program, the sum of \$8,444,864, or the amount of revenue actually received by such fund, whichever shall be the greater amount.

Each such special revenue fund appropriation shall be deemed effective July 1, 2020. Except as is otherwise expressly provided herein, the balance of any General Fund contribution to such funds not expended or encumbered as of June 30, 2021 shall be deemed to revert to the unassigned balance of the General Fund, unless the Council by resolution provides that any such sum shall be deemed a continuing appropriation.

XIII. INTERNAL SERVICES FUND APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville that the following appropriations are hereby approved for internal services accounted for as separate funds on the books of the City, for their respective programs during the fiscal year beginning July 1, 2020 and ending June 30, 2021; the payments of individual departments and agencies to each such fund having hereinabove been appropriated in the General Fund and other applicable funds:

A. There is hereby appropriated from the Information Technology Fund, for the operation of the various functions within this fund during the fiscal year beginning July 1, 2020, or the amount of revenue actually credited to such fund from other City departments and agencies, whichever shall be the greater amount:

1. For the operation and infrastructure of City Link, the sum of \$1,200,000. However, such appropriation shall not be deemed to expire at the end of the fiscal year, but is hereby appropriated in the ensuing fiscal year into the City Link Infrastructure cost center unless altered by further action of this Council.

2. For Technology Infrastructure Replacement, the sum of \$291,900. However, such appropriation shall not be deemed to expire at the end of the fiscal year, but is hereby appropriated in the ensuing fiscal year unless altered by further action of this Council.

B. There is hereby appropriated from the Warehouse Fund, for the operation of the Warehouse during such fiscal year, the sum of \$163,218, or the amount of revenue actually credited to such fund from other City departments and agencies, whichever shall be the greater amount.

C. There is hereby appropriated from the Fleet Maintenance Fund, for the operation of the Central Garage, Vehicle Wash and Fuel System during such fiscal year, the sum of \$1,169,528 or the amount of revenue actually credited to such fund from other City departments and agencies, whichever shall be the greater amount.

D. There is hereby appropriated from the Communications System Fund, for the operation of the citywide phone system and mailroom operations during such fiscal year, the sum of \$273,587, or the amount of revenue actually credited to such fund from other City departments and agencies, whichever shall be the greater amount.

XIV. CAPITAL PROJECTS FUND APPROPRIATIONS

BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that:

A. The following are hereby designated as revenue of the Capital Projects Fund:

1. The sum of \$900,000 shall be transferred from the General Fund.
2. The sum of \$93,750 collected as mall vendor fees will be transferred from the General Fund and used to fund infrastructure repairs for the Downtown Mall.
3. The proceeds of the sale of any real property, as prescribed by resolution of this Council adopted November 3, 1986.
4. The proceeds of the sale of any real property to be used for housing shall be appropriated to the "Charlottesville Affordable Housing Fund" account in the Capital Fund.

5. Funds received as donations and/or contributions for sidewalks shall hereby be appropriated into Sidewalks account (P-00335) to be used for the replacement, construction or repair of sidewalks. These funds shall not be deemed to expire at the end of the fiscal year and shall be hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

B. The sums hereinafter set forth are hereby appropriated from the Capital Projects Fund of the City for the respective capital purchases or projects so set forth, effective for the fiscal year beginning July 1, 2020; provided that such appropriations shall not be deemed to expire at the end of such fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of City Council.

C. The Capital Projects Fund Fiscal Year 2021-2025 will reflect the budget delineations set forth below for Fiscal Year 2020-2021.

The Capital Projects Fund grouped by area:

<u>Revenue</u>	
Transfer from General Fund	\$900,000
Transfer from General Fund - Mall Vendor Fees	\$93,750
Contribution from Albemarle County	500,000
Contribution from City Schools	200,000
VDOT Revenue Sharing	200,000
PEG Fee Revenue	40,000
CY 2021 Bond Issue	23,861,092
TOTAL REVENUE	\$25,794,842
<u>Expenditures</u>	
Education	\$3,400,000
Public Safety and Justice	1,295,500
Facilities Capital Projects	4,120,491
Transportation and Access	14,445,101
Parks and Recreation	93,750
Affordable Housing	2,400,000
Technology Infrastructure	40,000
TOTAL EXPENDITURES	\$25,794,842

XV. GAS FUND APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville, that there is hereby appropriated from the Gas Fund, for the operation of the gas utility during the fiscal year beginning July 1, 2020 and ending June 30, 2021, the sum of \$27,837,698 or the amount of revenue actually received by such fund, whichever is the greater amount. Such appropriation shall be effective July 1, 2020. However, the appropriations for the Vehicle Replacement Program, the Gas Fund Capital program, the Thermostat Program the Strategic Energy Initiatives program and the Gas Assistance Program shall not be deemed to expire at the end of

the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of this Council. The Gas rates for our customers indicated in the Utility Rate Study are reviewed and approved by Council each year. At that time the Gas operations budget, including any new programmatic requests, and the Gas capital improvement program budget are reviewed and may be amended.

XVI. WATER FUND APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville, that there is hereby appropriated from the Water Fund, for the operation of the water utility during the fiscal year beginning July 1, 2020 and ending June 30, 2021, the sum of \$17,272,327, or the amount of revenue actually received by such fund, whichever is the greater amount. Such appropriation shall be effective July 1, 2020. However, the appropriations for the Vehicle Replacement Program, Water Fund Capital program, Water Conservation Program, Water Assistance Program, Rain Barrel Program and the Toilet Rebate Program shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of this Council. The Water rates for our customers indicated in the Utility Rate Study are reviewed and approved by Council each year. At that time the Water operations budget, including any new programmatic requests, and the Water capital improvement program budget are reviewed and may be amended.

XVII. WASTEWATER FUND APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville, that there is hereby appropriated from the Wastewater Fund, for the operation of the wastewater utility during the fiscal year beginning July 1, 2020 and ending June 30, 2021, the sum of \$17,203,764 or the amount of revenue actually received by such fund, whichever is the greater amount. Such appropriation shall be effective July 1, 2020. However, the appropriations for the Vehicle Replacement Program, the Wastewater Fund Capital program, and the Wastewater Assistance Program shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of this Council. The Wastewater rates for our customers indicated in the Utility Rate Study are reviewed and approved by Council each year. At that time the Wastewater operations budget, including any new programmatic requests, and the Wastewater capital improvement program budget are reviewed and may be amended.

XVIII. STORMWATER FUND APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville, that there is hereby appropriated from the Stormwater Fund, for the operation of the stormwater utility during the fiscal year beginning July 1, 2020 and ending June 30, 2021, the sum of \$2,794,572 or the amount of revenue actually received by such fund, whichever is the greater amount. Such appropriation shall be effective July 1, 2020. However, the appropriations for the Stormwater Fund Capital program shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of this Council.

XIX. UTILITIES FUNDS DEBT SERVICE APPROPRIATION

BE IT RESOLVED by the Council of the City of Charlottesville, that there is hereby appropriated from the Utilities Funds (Gas, Water, Wastewater and Stormwater) for the payment of principal and interest of bonds, notes and other evidences of indebtedness and the cost of issuance thereof issued by the City pursuant to its Charter and/or the Virginia Public Finance Act., during the fiscal year beginning July 1, 2020 and ending June 30, 2021, or as much thereof as may be necessary, is hereby appropriated to pay such debt service expenses during the fiscal year beginning July 1, 2020 and ending June 30, 2021. However, such appropriation shall not be deemed to expire at the end of the fiscal year, but is hereby appropriated in the ensuing fiscal year unless altered by further action of this Council.

A. There is hereby appropriated from the Gas Debt Service Fund, the sum of \$300,000 as revenue (transfer from Gas Fund) and \$133,166 in principal and interest payments or as much thereof as may be necessary, is hereby appropriated to pay such debt service expenses during the fiscal year beginning July 1, 2020 and ending June 30, 2021.

B. There is hereby appropriated from the Wastewater Debt Service Fund the sum of \$3,000,000 in revenue (transfer from the Wastewater Fund) and \$2,731,162 in principal and interest payments or as much thereof as may be necessary, is hereby appropriated to pay such debt service expenses during the fiscal year beginning July 1, 2020 and ending June 30, 2021.

C. There is hereby appropriated from the Water Debt Service Fund the sum of \$1,800,000 in revenue (transfer from the Water Fund) and \$1,696,008 in principal and interest payments or as much thereof as may be necessary, is hereby appropriated to pay such debt service expenses during the fiscal year beginning July 1, 2020 and ending June 30, 2021.

D. There is hereby appropriated from the Stormwater Debt Service Fund the sum of \$129,683 in revenue (transfer from the Stormwater Fund) and \$119,039 in principal and interest payments or as much thereof as may be necessary, is hereby appropriated to pay such debt service expenses during the fiscal year beginning July 1, 2020 and ending June 30, 2021.

XX. PARKING FUND

BE IT RESOLVED by the Council of the City of Charlottesville, that there is hereby appropriated from the Parking Fund, for parking operations the sum of \$3,657,155, or the amount of revenue actually received by such fund, whichever is the greater amount.

1. The Parking Operation budget includes a budgeted transfer to the General Fund in the amount of \$1,200,000 or the actual net revenues received from public serving parking facilities, permits, meters and fines, whichever is the lesser.
2. Revenue received for parking development contributions shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of this Council.

XXI. PAY PLAN APPROVAL

BE IT RESOLVED by the Council of the City of Charlottesville that the Employee Classification and Pay Plan for the City of Charlottesville dated July 1, 2020 and effective on that same date, which assigns salary ranges to each class or position in the City service is hereby approved pursuant to Section 19-3 and 19-4 of the City Code, 1990, as amended and a copy of the same shall be kept on file with the records of the meeting at which this resolution is approved.

XXII. GOLF FUND

BE IT RESOLVED by the Council of the City of Charlottesville, that there is hereby appropriated from the Golf Fund, for the operation of the golf courses during the fiscal year beginning July 1, 2020 the sum of \$989,940 or the amount of revenue actually received by such fund, whichever is the greater amount.

- 3. APPROPRIATION*: Appropriation from Department of Human Services Fund Balance for the Pathways/Community Resource Hotline - \$400,000 (2nd reading)

APPROPRIATION

**Human Services Fund Balance for the Pathways/Community Resource Hotline
\$400,000**

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$400,000 in Department of Human Services fund balance, is hereby appropriated in the following manner:

Expenditures - \$400,000

Fund: 213 Cost Center: 3411001000 G/L Account: 561105

Transfer From:

Fund: 213 Cost Center: 3411001000 G/L Account: 561105

Transfer To:

Revenue:

Fund: 105 Cost Center: 974302008000 G/L Account: 498010

Expense:

Fund: 105 Cost Center: 974302008000 G/L Account: 599999

BE IT FURTHER RESOLVED, the amount above appropriated from the Human Services Fund balance for the Pathways/Community Resource Hotline shall not be deemed to expire at the end of the fiscal year, but are hereby automatically appropriated in the ensuing fiscal year unless altered by further action of City Council.

4. **APPROPRIATION:** Supplemental State Funding for the Children’s Services Act - \$880,522.88 (carried)
5. **APPROPRIATION:** Department of Social Services Additional Funding for Adoption Assistance - \$625,000 (carried)
6. **APPROPRIATION:** Appropriation of CARES Act funding designed to provide emergency assistance for Charlottesville Area Transit (CAT) and JAUNT. Total funding \$7,143,582 – CAT \$5,357,686 and JAUNT \$1,785,896 (carried)
7. **ORDINANCE:** Taxicab Driver Ordinance Amendment (carried)

Ms. Walker opened the floor for comments from the public on Consent Agenda items. The following people spoke:

- Mr. William Elder spoke about the taxicab registration window opening and closing.
- Ms. Nancy Carpenter, City resident, spoke in support of defunding the City budget for School Resource Officers.
- Mr. Chris Meyer, City resident, spoke about the City budget regarding the school system operating budget, and about a way to recover some funds, if necessary. As local director for LEAP (Local Energy Alliance Program), he spoke about the Vibrant Community Fund allocation process.
- Mr. Andy Orban spoke about removing funding for School Resource Officers.

Ms. Walker spoke about a Memorandum of Understanding between the Police Department and City Schools regarding School Resource Officers and the willingness of the Chief of Police to further discuss. Mr. Blair advised that City Council could not direct Schools operating expenditures.

On motion by Mr. Snook, seconded by Ms. Hill, Council by the following vote approved the Consent Agenda: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none).

CITY MANAGER RESPONSE TO COMMUNITY MATTERS

City Manager Tarron Richardson addressed a question from Mr. Walt Heinecke from the May 18 City Council meeting regarding City subsidization of parking for businesses in the

parking deck. Dr. Richardson advised that businesses pay the same as others in the parking deck.

Ms. Walker recessed the meeting at 7:05 p.m. and reconvened at 7:14 p.m.

COMMUNITY MATTERS

Ms. Walker opened the floor for public comment.

Ms. Tanesha Hudson spoke about systemic race issues in Charlottesville.

Mr. Rory Stolzenberg spoke about transparency of the City budget for Police and about the downtown parking garage subsidies.

Ms. Anna Hennessy, representing Carlita Thompson, read a letter that they co-authored regarding the Charlottesville Police Department.

Ms. Jennifer Koch, representing Cville Plans Together, spoke about community engagement opportunities for the process for developing the Comprehensive Plan.

Mr. Chris Meyer spoke in opposition to systemic racism. He spoke about the University of Virginia response to Covid-19 and asked that they be a better neighbor.

Ms. Angela Ciolfi with Legal Aid Justice Center, spoke about the Vibrant Community Fund and gave an update on Covid-19 impacts to racial equity and efforts to help lower income residents.

Ms. Nancy Carpenter, City resident, spoke in support of communities of color and in support of the University of Virginia playing a larger role in helping the community during the Covid-19 pandemic.

Mr. Walt Heinecke spoke in support of Mayor Walker's statement regarding racial justice, naming recent victims: George Floyd, Breanna Taylor, and Ahmaud Aubery. He asked for a review of the Police Civilian Review Board by-laws, the Disproportionate Minority Contact Report follow-up, and the Police Department budget line items.

Mr. Tim Wallace spoke in support of the Police Civilian Review Board (PCRB) and about tying the amount of funding for the PCRB to one percent of the Police Department budget.

- City Attorney John Blair provided a response to earlier comments regarding the Taxicab Ordinance, advising that the City's Declaration of Emergency has closed City Hall and opening will be addressed through a phased approach.

Mr. William Elder spoke about taxicab driver registration requirements and the need to open the window for application processing. Mr. Blair, Dr. Richardson, Ms. Walker and Police Chief Brackney shared clarification.

The meeting recessed at 8:00 p.m. and reconvened at 8:16 p.m.

ACTION ITEMS

ORDINANCE*: Appropriation of remaining \$250,000 from FY20 Real Estate Tax Relief for the elderly and/or disabled and Charlottesville Housing Affordability Program to fund one-time COVID-19 Real Estate Tax Relief Grants

Commissioner of the Revenue Todd Divers gave introductory remarks. Ms. Walker expressed her enthusiasm for expanding the program. Mr. Payne asked about evaluation and measurement of the impacts of this and various funds.

After further discussion, on motion by Ms. Hill, seconded by Mr. Snook, Council by the following vote approved the ordinance. With at least a four-fifths vote, the ordinance passed on the first reading.

AN ORDINANCE PROVIDING ONE TIME GRANTS TO CHARLOTTESVILLE HOUSING AFFORDABILITY PROGRAM AND REAL ESTATE TAX RELIEF FOR THE ELDERLY AND DISABLED PROGRAM RECIPIENTS

GENERAL BUSINESS

There were no General Business items.

OTHER BUSINESS

There were no Other Business items.

MATTERS BY THE PUBLIC

Ms. Walker opened the floor for comments from the public.

Ms. Tanesha Hudson spoke about race issues in the City.

Mr. William Elder asked Council and staff to come up with a solution for opening the taxicab service window at the Police Department.

Mr. Walt Heinecke spoke about raising rates for downtown parking by business owners and residents. He expressed concern about affordable housing related to rental assistance. He also spoke about empowerment for the Police Civilian Review Board.

Mr. Don Gathers spoke about recent events and the need for empowerment for the Police Civilian Review Board.

Mr. Rory Stolzenberg spoke about recent nationwide events and acknowledged Charlottesville City Police handling of peaceful protests. He also spoke about downtown parking funds.

Councilors followed up with comments.

Ms. Walker adjourned the meeting at 8::51

Ms. Hill read Council into closed session at 8:51 p.m.

CHARLOTTESVILLE CITY COUNCIL

June 8, 2020

Virtual/electronic meeting

11:30 AM CLOSED MEETING

The Charlottesville City Council met on Monday, June 8, 2020, at 11:30 a.m. The meeting was called to order at 11:33 a.m. with the following members present: Mayor Nikuyah Walker, Vice Mayor Sena Magill, Ms. Heather Hill, Mr. Michael Payne and Mr. Lloyd Snook.

On motion by Ms. Hill, seconded by Ms. Magill, Council voted 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none) to meet in closed session as authorized by Virginia Code Sections 2.2-3711 and 2.2-3712, specifically:

- as authorized by Virginia Code Section 2.2-3711(A)(1) for discussion of the performance of the Charlottesville City Manager; and
- as authorized by Virginia Code Section 2.2-3711(A)(7) for consultation with legal counsel from the City Attorney's Office concerning the matter of *Payne, et al. v. City of Charlottesville, et al.*; and
- as authorized by Virginia Code Section 2.2-3711(A)(8) for consultation with legal counsel from the City Attorney's Office for legal advice concerning attorney-client privilege and City boards and commissions.

The meeting recessed at 1:57 p.m. and reconvened at 2:27 p.m.

On motion by Ms. Hill, seconded by Ms. Magill, Council certified by the following vote: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none), that to the best of each Council member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the Motion convening the closed session were heard, discussed or considered in the closed session.

The meeting was adjourned at 4:41 p.m.

BY Order of City Council

BY Kyna Thomas, Clerk of Council

CHARLOTTESVILLE CITY COUNCIL

June 11, 2020

Virtual/electronic meeting

9:00 AM CLOSED MEETING

The Charlottesville City Council met on Thursday, June 11, 2020, at 9:00 a.m. The meeting was called to order at 9:05 a.m. with the following members present: Mayor Nikuyah Walker, Vice Mayor Sena Magill, Ms. Heather Hill, Mr. Michael Payne and Mr. Lloyd Snook.

On motion by Ms. Hill, seconded by Ms. Magill, Council voted 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none) to meet in closed session as authorized by Virginia Code Sections 2.2-3711 and 2.2-3712, specifically as authorized by Virginia Code Section 2.2-3711(A)(1) for discussion of the performance of the Charlottesville City Manager.

The meeting recessed at the following times for break: Noon to 1:40 p.m., 2:30 to 2:45 p.m., 4:45 to 4:55 p.m., and 5:45 to 6:15 p.m.

On motion by Ms. Hill, seconded by Ms. Magill, Council certified by the following vote: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none), that to the best of each Council member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the Motion convening the closed session were heard, discussed or considered in the closed session.

The meeting adjourned at 7:50 p.m.

BY Order of City Council

BY Kyna Thomas, Clerk of Council

CHARLOTTESVILLE CITY COUNCIL
June 15, 2020 Minutes
Virtual/electronic meeting

3:30 PM CLOSED MEETING

The Charlottesville City Council met electronically on Monday, June 15, 2020. The meeting was called to order at 3:35 p.m. with the following members present: Mayor Nikuyah Walker, Vice Mayor Sena Magill, Ms. Heather Hill, Mr. Michael Payne and Mr. Lloyd Snook.

On motion by Ms. Hill, seconded by Mr. Snook, Council voted 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none) to meet in closed session as authorized by Virginia Code Sections 2.2-3711 and 2.2-3712, specifically:

- as authorized by Virginia Code Section 2.2-3711(A)(1) for discussion of the performance of the Charlottesville City Manager; and
- as authorized by Virginia Code Section 2.2-3711(A)(7) for consultation with legal counsel from the City Attorney's Office concerning the matter of Payne, et al. v. City of Charlottesville, et al. and probable litigation concerning a First Amendment claim where discussion in open session would adversely affect the negotiating or litigating posture of the City of Charlottesville; and
- as authorized by Virginia Code Section 2.2-3711(A)(1) for discussion and consideration of prospective candidates for the following boards and commissions: Board of Architectural Review; Charlottesville Area Transit Advisory Board; Charlottesville Economic Development Authority; Charlottesville Redevelopment and Housing Authority Board; Citizen Transportation Advisory Committee; Historic Resources Committee; Human Rights Commission; Jefferson Area Community Criminal Justice Board; Jefferson Madison Regional Library Board; JABA Advisory Council on Aging; JABA Board for Aging Board of Directors; Measurements and Solutions Group; Parks and Recreation Advisory Committee; Piedmont Family YMCA Board of Directors; Piedmont Virginia Community College Board; PLACE Design Task Force; Planning Commission; Region Ten Community Services Board; Ridge Street Priority Neighborhood Task Force; Sister Cities Commission; Social Services Advisory Board; and Tree Commission; and
- as authorized by Virginia Code Section 2.2-3711(A)(29) to discuss the terms and scope of a contract for legal services where discussion in an open session would adversely affect the negotiating strategy of the public body.

On motion by Ms. Hill, seconded by Ms. Magill, Council certified by the following vote: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none), that to the best of each Council member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the Motion convening the closed session were heard, discussed or considered in the closed session, with one exception. Ms. Walker advised that she received an email during the meeting and shared with Councilors that the Charlottesville Redevelopment and Housing Authority was awarded the Governor's Vibrant Communities grant.

The meeting adjourned at 6:34 p.m.

6:30 PM REGULAR MEETING

The Charlottesville City Council held a virtual meeting for its regular session on June 15, 2020, in an effort to comply with social distancing guidelines surrounding the COVID-19 pandemic Declaration of Emergency.

Ms. Walker called the meeting to order at 6:35 p.m. with the following members in attendance: Mayor Nikuyah Walker, Vice Mayor Sena Magill, Ms. Heather Hill, Mr. Michael Payne and Mr. Lloyd Snook.

On motion by Ms. Hill, seconded by Ms. Magill, Council by unanimous vote approved the meeting agenda.

Ms. Walker called for a Moment of Silence.

ANNOUNCEMENTS

Ms. Magill made an announcement about the June 19 tax deadline for personal property taxes and real estate taxes.

BOARD & COMMISSION APPOINTMENTS

On motion by Ms. Hill, seconded by Mr. Snook, Council by a vote of 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none) APPROVED the following appointments to Boards and Commissions:

Appointments from March 16, 2020 delayed due to Coronavirus:

- **Charlottesville Economic Development Authority:** James Cauthen, Olivia Gabbay

- **Citizen Transportation Advisory Committee:** Lucas Beane, Joseph French, Ray Heron
- **Historic Resources Committee:** Rachel Lloyd, Philip Varner, Robert Woodside
- **JABA Advisory Council on Aging:** L.D. Perry, Christina Rees
- **JABA Board for Aging Board of Directors:** Richard Brugh, Elayne Phillips
- **Measurements and Solutions Group:** Marcia Wilds
- **Parks and Recreation Advisory Committee:** Jeffrey Fracher
- **PLACE Design Task Force:** Andrew Mondeschein (Multi-Modal Representative)
- **Ridge Street Priority Neighborhood Task Force:** Pat Lloyd, Audrey Oliver
- **Social Services Advisory Board:** Shayla Givens
- **Tree Commission:** Emily Cone-Miller, Jeff Jennings, Jeff Pacelli, Lynn Rush, Mark Rylander, Peggy Van Yahres

June 15, 2020 regularly scheduled appointments:

- **Board of Architectural Review:** Cheri Lewis
- **Charlottesville Area Transit Advisory Board:** Jonathan Kropko, Connor Kurtz, Anson Parker, Rabia Anne Sandage
- **Historic Resource Committee:** Alissa Diamond, Genevieve Keller, Jalane Schmidt
- **Human Rights Commission:** Jessica Harris, Laura Keppley
- **Jefferson Area Community Criminal Justice Board:** Hosea Mitchell
- **Jefferson-Madison Regional Library Board:** Kathy Johnson Harris
- **Piedmont Family YMCA Board of Directors:** Tom Bowe
- **Piedmont Virginia Community College Board:** Pam DeGuzman, Janet Morrow
- **Region Ten Community Services Board:** Helayna Banks
- **Sister Cities Commission:** Michael Grinnell (At-Large), Stella Mattioli (Poggio), Elizabeth Smiley (Besançon), Adrienne Ward (At-Large or Poggio)
- **Social Services Advisory Board:** Kathryn Gallanosa
- **Tree Commission:** Mark Zollinhofer

CONSENT AGENDA*

Clerk of Council Kyna Thomas read the following Consent Agenda items into the record:

2. MINUTES: May 27 and May 29, 2020 closed meetings
3. APPROPRIATION: Supplemental State Funding for the Children’s Services Act - \$880,522.88 (2nd reading)

APPROPRIATION Supplemental CSA Funding -\$880,522.88

WHEREAS, the Virginia Office of Children’s Services has approved supplemental funds for the purpose of serving children and families through June 30, 2020.

NOW, THEREFORE BE IT RESOLVED by the council of the City of Charlottesville, Virginia, that the sum of \$880,522.88 is hereby appropriated in the following manner:

Revenue-\$880,522.88

Fund 215 Cost Center: 3353001000 G/L Account: 430080

Expenditures-\$880,522.88

Fund 215 Cost Center: 3353001000 G/L Account: 540060

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$880,522.88 from the Virginia Office of Children’s Services.

4. APPROPRIATION: Department of Social Services Additional Funding for Adoption Assistance - \$625,000 (2nd reading)

**APPROPRIATION
Additional Funding for Adoption Assistance - \$625,000**

WHEREAS, the Charlottesville Department of Social Services has received \$625,000 from the Virginia Department of Social Services to provide assistance to adoptive families.

NOW, THEREFORE BE IT RESOLVED by the council of the City of Charlottesville, Virginia, that the sum of \$625,000 is hereby appropriated in the following manner:

Revenue-\$625,000

Fund 212 Cost Center: 9900000000 G/L Account: 430080 \$625,000

Expenditures-\$625,000

Fund 212 Cost Center: 3311007000 G/L Account: 540060 \$625,000

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$625,000 from the Virginia Department of Social Services.

5. APPROPRIATION: CARES Act funding designed to provide emergency assistance for Charlottesville Area Transit (CAT) and JAUNT. Total funding \$7,143,582 – CAT \$5,357,686 and JAUNT \$1,785,896 (2nd reading)

**APPROPRIATION
Transit Division Project Funds - \$7,143,582.00**

WHEREAS, the Federal Transit Administration a Coronavirus Aid Relief and Economic Security (CARES) Act allocation of \$7,143,582.00

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the following is hereby appropriated in the following manner, contingent upon receipt of the grant funds:

Revenue (Operating)

\$5,357,686 Fund: 245 Cost Center: 2200037000

Expenditures (Operating)

\$5,357,686 Fund: 245 Cost Center: 2200037000

Revenue (JAUNT)

\$1,785,896 Fund: 245 Cost Center: 2821002000

Expenditures (JAUNT)

\$1,785,996 Fund: 245 Cost Center: 2821002000

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$7,143,582.00 from the Federal Transit Administration.

6. APPROPRIATION: Maintenance Vehicle Insurance Reimbursement – \$40,706.32 (carried)
7. APPROPRIATION: 2020 Energy and Water Management Program (EWMP) Fund - \$1,429.47 (carried)
8. APPROPRIATION: Grant Award from Virginia Department of Criminal Justice Services - \$242,770 (carried)
9. APPROPRIATION: Bureau of Justice Assistance (BJA) Coronavirus Emergency Supplemental Funding Program Fiscal Year 2020 - \$80,781 (carried)
10. ORDINANCE: Taxicab Driver Ordinance Amendment (2nd reading)

AN ORDINANCE AMENDING SECTION 32-3 OF CHAPTER 32 (VEHICLES FOR HIRE)

11. ORDINANCE: Ordinance Amendment to modify deadlines, modify public meeting and public hearing practices and procedures to address continuity of operations associated with the COVID-19 pandemic (may be passed with one reading by 4/5 vote)

Ms. Walker opened the floor for comments from the public on Consent Agenda items. The following people spoke:

- Mr. Neil Williamson spoke on Item #11, requesting that Council approve accepting all new development applications, without limitation.
- Mr. William Elder spoke about Item #10.
- Ms. Ashley Davies, Chair of CADRe, spoke about Item #11.

At the request of Ms. Hill, this item was pulled from the Consent Agenda for discussion at the end of the regular agenda.

On motion by Ms. Hill, seconded by Mr. Snook, Council by the following vote APPROVED the Consent Agenda: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none) and moved Item #11 to the end of the regular meeting for further discussion.

CITY MANAGER RESPONSE TO COMMUNITY MATTERS

City Manager Tarron Richardson advised that there were no items to address from the June 1 City Council meeting. He noted the number of emails received from the public regarding defunding the police, and suggested that there will be some public work sessions to discuss services provided and what the public is requesting.

COMMUNITY MATTERS

Mayor Walker opened the floor for public comment.

Ms. Elizabeth Stark, City resident, asked Council to revert to the original Police Civilian Review Board bylaws, increased oversight in the near term, and a long-term plan for police reform, including defunding.

Ms. Ashley Davies, City resident, congratulated the city on the Vibrant Community award.

Mr. David Swanson endorsed comments from Ms. Stark and read a petition that was signed by over 500 residents regarding police oversight, banning militarized equipment, and de-escalation training.

Ms. Kate Fraleigh ceded her time to Mr. Jeff Fogel, who spoke about recent protests against racism, about the Disproportionate Minority Contact report, and the Police Civilian Review Board.

Ms. Tanesha Hudson spoke about the original bylaws of the Police Civilian Review Board, and gave a list of suggestions for the Police Department.

Mr. Brandon Collins, City resident and member of PHAR (Public Housing Association of Residents), spoke about CARES Act funding for housing.

Mr. Rory Stolzenberg spoke about recent protests, commended local police for their restraint, and asked about the presence of Virginia State Troopers.

- Mayor Walker and Chief Brackney responded.

Ms. Hayley Elszasz spoke in support of defunding the Charlottesville Police Department and the redirection of funds to programs that directly impact social and healthy family programs. She shared eight demands from the Defund CPD movement.

Mr. Don Gathers asked for reallocating funds from the police department, and about Police Civilian Review Board bylaws. He asked that Council consider postponing the summer meeting break.

Ms. JoJo Robertson spoke about dismantling the current Social Services foster care system as related to black and brown clients.

Ms. Adele Roof, citizen, spoke about demilitarization and defunding of the police, and asked Council to endorse the petition presented by David Swanson.

Ms. Nancy Carpenter spoke about community engagement for the Police Civilian Review Board and other City meetings. She also spoke against the presence of State Police near the recent protests.

Mr. Brad Slocum spoke about the deployment of police resources over the weekend of protests, particularly a plane looping around the Barracks Road area.

Mr. James Watson spoke about the re-start of school, and the unemployment status of many citizens, possibly leaving children at home for extended periods of time. He spoke about enacting the Peace Corps. He suggested that some funds from Transit be re-allocated to services for families and children.

Mr. Walt Heinecke spoke about Item #11 on the Consent Agenda, supporting a slower reopening in response to the pandemic. He spoke about reverting to the Police Civilian Review

Board original ordinance and bylaws. He spoke about fixing problems with the Human Rights Commission to deal with racial and housing discrimination.

Ms. Emily Dreyfus expressed concern about affordable housing, and asked Council to intervene. She also asked about programming for youth to decrease social isolation and decrease unstructured time.

Mayor Walker closed public comment as the allotted sixteen slots were filled.

Mr. Snook asked that Police Chief Brackney give information in response to demands and concerns from citizens regarding police, as well as the Disproportionate Minority Contact Report. Chief Brackney provided a response advising that the City of Charlottesville has not participated in the 1033 program and has not accepted equipment from the government or military since 2008 and in 2015 severed from the program, returning any and all equipment that had been acquired under her predecessor's tenure. She shared information about de-escalation, crisis intervention and other training for officers, as well as details about data that is made publicly available.

Ms. Walker commented about having authentic conversations regarding race and police.

Mr. Snook responded to a concern about his support of the Police Civilian Review Board.

Ms. Hill confirmed that the Police Civilian Review Board has been given approval to meet.

The meeting recessed at 8:27 p.m. and reconvened at 8:45 p.m.

ACTION ITEMS

APPROPRIATION: Coronavirus Aid, Relief, and Economic Security (CARES) Act Funding - \$4,123,776 (carried to the June 18, 2020 City Council meeting)

Dr. Richardson introduced the item, sharing considerations made by department directors and management in developing the recommendation. Finance Director Chris Cullinan shared information about allowable uses for CARES Act funding. Dr. Richardson requested reconvening on Thursday, June 18, for the second reading.

Council confirmed with City Attorney John Blair that they would hold the second reading of this item during the open portion of the June 18 meeting at 11:00 a.m.

Director of Human Services Kaki Dimock shared information about the CARES Act funding request for human services.

Ms. Walker asked for clarification on funds being used for Operational Modifications. Dr. Richardson advised of needing to retrofit buildings to make them less touch-intensive. Deputy City Manager Paul Oberdorfer shared details of proposed building modifications.

RESOLUTION*: Approval of the Third Amended Grant Agreement, Charlottesville Supplemental Rental Assistance Program (CSRAP)

Redevelopment Manager, Brenda Kelley, provided a summary of the request. Ms. LaToya Jackson, Housing Authority member, provided an annual update. Councilors asked clarifying questions.

On motion by Ms. Hill, seconded by Ms. Magill, Council by the following vote APPROVED the resolution: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none).

RESOLUTION

APPROVING THE THIRD AMENDED GRANT AGREEMENT FOR THE CHARLOTTESVILLE SUPPLEMENTAL RENTAL ASSISTANCE PROGRAM

FOR THE FISCAL YEAR BEGINNING JULY 1, 2020

WHEREAS, on June 19, 2017 the City of Charlottesville approved the creation of a City-funded Supplemental Rental Assistance Program (“CSRAP”), and on April 8, 2019 City Council approved an allocation of \$750,000 from Capital Improvement Program funds and on June 1, 2020 City Council approved an allocation of \$900,000 from Capital Improvement Program funds to be used for the CSRAP program, which will be administered by CRHA; and

WHEREAS, the terms and conditions under which the Charlottesville Redevelopment and Housing Authority (“CRHA”) will administer the CSRAP Program are set forth within a written grant agreement effective for the fiscal year beginning July 1, 2020 which has been reviewed by City Council this same date;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlottesville, Virginia, **THAT**:

1. The CSRAP program shall be administered by CRHA in accordance with the terms and conditions set forth within the CSRAP grant agreement effective for the fiscal year beginning July 1, 2020, which is hereby approved by this City Council; and

2. The City Manager is authorized to execute the CSRAP grant agreement on behalf of the City of Charlottesville and the City Manager and City staff are authorized and directed to apply the funding allocated above to the CSRAP program in accordance with the terms set out within the CSRAP grant agreement.

Resolution*: Allocation of Charlottesville Affordable Housing Fund (CAHF) for programs in response to the COVID-19 pandemic - \$1,155,000

Mr. John Sales, Housing Program Coordinator, presented the report, detailing three proposed programs. Councilors asked clarifying questions.

On motion by Ms. Hill, seconded by Mr. Payne, Council by the following vote APPROVED the resolution: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none).

RESOLUTION

**Allocation of Charlottesville Affordable Housing Fund (CAHF)
for programs in response to the COVID-19 pandemic.
\$1,155,000**

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlottesville, Virginia that the sum of \$1,155,000 be allocated from previously appropriated funds in the Charlottesville Affordable Housing Fund (CAHF) for the creation and implementation of four (4) programs utilizing CAHF funding in response to immediate community needs due to the COVID-19 pandemic.

Fund: 426	Project: CP-084	G/L Account: 530670
Short-Term Homeless Rental Assistance Program (ST-HRAP)		\$264,000
Short-Term Re-Entry Housing Assistance Program (ST-RHAP)		\$264,000
Short-Term Landlord Rental Assistance Program (ST-LRAP)		\$264,000
Short-Term Homeowner Mortgage Assistance Program (ST-HMAP)		\$363,000

ORDINANCE: Ordinance Amendment to modify deadlines, modify public meeting and public hearing practices and procedures to address continuity of operations associated with the COVID-19 pandemic (may be passed with one reading by 4/5 vote)

At the request of Ms. Hill, this item was pulled from the Consent Agenda for discussion at the end of the regular agenda.

Director for Neighborhood Development Services, Alex Ikefuna, shared background information for the request.

Council asked clarifying questions and discussed ways to provide flexibility to Neighborhood Development Services regarding acceptance for applications, and the desire to continue a mandate for community engagement.

Mr. Ikefuna reiterated Council's ordinance requiring developers to conduct community engagement meetings and he shared concerns related to social distancing requirements and employee safety.

Mr. Blair made comments to address community concerns about a "development moratorium". He explained that the actions of Council during the Covid-19 pandemic have not created a development moratorium.

On motion by Ms. Hill, seconded by Mr. Snook, Council by a vote of 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none) APPROVED a resolution to extend its electronic meeting policy through July and August, as needed, for the boards and commissions that were previously approved: Board of Architectural Review, Board of Equalization, Community Development Block Grant Task Force, Housing Advisory Committee, Human Rights Commission, Planning Commission, Police Civilian Review Board, and Retirement Commission. Council added approval for one virtual meeting each of the Tree Commission, Sister Cities Commission, and Community Policy and Management Team through August, as staff is able to accommodate.

On motion by Ms. Magill, seconded by Mr. Payne, Council by a vote of 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none) APPROVED the following Ordinance amendment.

AMENDMENT TO ORDINANCE TO MODIFY DEADLINES, MODIFY PUBLIC MEETING AND PUBLIC HEARING PRACTICES AND PROCEDURES TO ADDRESS CONTINUITY OF OPERATIONS ASSOCIATED WITH THE PANDEMIC DISASTER

On motion by Ms. Hill, seconded by Mr. Payne, Council by a vote of 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none), directed Neighborhood Development Services (NDS) to accept and hold new development applications and payments, with the understanding that NDS would present options to City Council on July 20, 2020, regarding community engagement.

GENERAL BUSINESS

There were no General Business items.

OTHER BUSINESS

On motion by Ms. Hill, seconded by Mr. Snook, Council by the following vote APPROVED that pursuant to Charlottesville City Code Section 2-213(d) the City Attorney's Office is authorized to retain Taxing Authority Consulting Services: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none).

Mr. Blair advised that this request is in reference to a suit concerning the Business License Occupancy Tax.

MATTERS BY THE PUBLIC

Ms. Walker opened the floor for comments from the public.

Mr. Brandon Collins, City resident and representative for PHAR, expressed concern that the City could do more for housing and rent relief efforts with the CARES Act funding received.

Ms. Tanesha Hudson spoke about distrust of the Police Chief and race issues in the City.

Mr. Don Gathers spoke about an honorary street naming request that he submitted.

Mr. Rory Stolzenberg spoke about a possible joint work session between the Planning Commission, City Council and consultants to discuss housing issues. He advised Council of an email that he sent to Council, including photos of the presence of State Troopers and aircraft over the previous weekend near a protest site, contradicting comments from Chief Brackney earlier in the meeting. He submitted a verbal Freedom of Information request.

With no additional speakers coming forward, Ms. Walker closed public comment.

The meeting adjourned at 11:32 p.m.

CHARLOTTESVILLE CITY COUNCIL

June 18, 2020

Virtual/electronic meeting

11:30 AM CLOSED MEETING with Open Meeting Action Item

The Charlottesville City Council met on Thursday, June 18, 2020, at 11:30 a.m. The meeting was called to order at 11:40 a.m. with the following members present: Mayor Nikuyah Walker, Vice Mayor Sena Magill, Ms. Heather Hill, Mr. Michael Payne and Mr. Lloyd Snook.

ACTION ITEM

APPROPRIATION: Appropriate Coronavirus Aid, Relief, and Economic Security (CARES) Act Funding - \$4,123,776 (2nd reading)

At the June 15, 2020 regular City Council meeting, Council advised that it would hold the second reading of this item before convening in closed session on June 18. Mayor Walker turned the meeting over to City Manager Tarron Richardson, who provided a summary of the CARES Act funding appropriation second reading.

Finance Director Chris Cullinan explained minor changes to the report since the June 15 meeting, advising of a correction and more detailed accounting.

Ms. Walker added comments about funds for housing stability and providing a safe environment for employees to return to work. Council discussed estimates for expenses and asked clarifying questions. Deputy City Manager Paul Oberdorfer shared details of expected expenses and phased reopening of City facilities. Interim Public Works Director Marty Silman provided additional information about facility needs for HVAC remediation. Director for Human Services Kaki Dimock answered questions about Virginia Housing, rent and mortgage relief funds, and food relief.

On motion by Ms. Hill, seconded by Ms. Magill, Council by the following vote **APPROVED** the appropriation: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none).

APPROPRIATION
Coronavirus Aid, Relief, and Economic Act (CARES) Funds
\$4,123,776.00

WHEREAS, Commonwealth of Virginia has allocated federal funds from the Coronavirus Aid Relief and Economic Security (CARES) Act to the City in the amount of \$4,123,776 to address the COVID-19 pandemic;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the following is hereby appropriated in the following manner which conform with the conditions and guidance established by the Commonwealth, U.S. Treasury, and the City:

Revenue

\$4,123,776 Fund: 208 Cost Center: 9900000000 G/L Account: 430127

\$4,123,776 Expenditures

Business Support

\$75,000 Corridor Dist. Fund: 208 Order: 1900353 G/L Account: 599999

\$750,000 Grants Fund: 208 Order: 1900360 G/L Account: 599999

Community Support

\$654,000 Fund: 208 Order: 1900354 G/L Account: 599999

Operational Modifications

\$1,164,000 Fund: 208 Order: 1900355 G/L Account: 599999

Employee Support

\$420,000 Fund: 208 Order: 1900356 G/L Account: 599999

Technology

\$636,300 Fund: 208 Order: 1900357 G/L Account: 599999

Contingency Reserve Fund

\$424,476 Fund: 208 Order: 1900358 G/L Account: 599999

BE IT FURTHER RESOLVED, the amounts above appropriated appropriation shall not be deemed to expire at the end of the fiscal year, but are hereby appropriated in the ensuing fiscal year unless altered by further action of this Council.

BE IT FURTHER RESOLVED, the amounts hereinabove appropriated for the categories of Business Support, Community Support, Operational Modifications, Employee Support, Technology, Contingency Reserve Fund, may on authorization from the City Manager, or his designee, be transferred between categories as needed to meet unforeseen circumstances, and consistent with the City Council's direction.

Mayor Walker opened the floor for comments from the public.

- Mr. Rory Stolzenberg, City resident, advised that he was following up on communication from June 15 and awaiting a response.

With no one else coming forward to speak, Ms. Walker closed public comment.

On motion by Ms. Hill, seconded by Ms. Magill, Council voted 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none) to meet in closed session as authorized by Virginia Code Sections 2.2-3711 and 2.2-3712, specifically as authorized by Virginia Code Section 2.2-3711(A)(1) for discussion of the performance of the Charlottesville City Manager, the Charlottesville Police Chief, the Charlottesville Council Chief of Staff, and the Charlottesville City Attorney. The closed meeting convened at 12:27 p.m.

On motion by Ms. Hill, seconded by Mr. Snook, Council certified by the following vote: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none), that to the best of each Council member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the Motion convening the closed session were heard, discussed or considered in the closed session.

The meeting adjourned at 5:04 p.m.

BY Order of City Council

BY Kyna Thomas, Clerk of Council

CHARLOTTESVILLE CITY COUNCIL

June 23, 2020

Virtual/electronic meeting

11:00 AM CLOSED MEETING

The Charlottesville City Council met on Tuesday, June 23, 2020, at 11:00 a.m. The meeting was called to order at 11:08 a.m. with the following members present: Mayor Nikuyah Walker, Vice Mayor Sena Magill, Ms. Heather Hill, Mr. Michael Payne and Mr. Lloyd Snook.

On motion by Ms. Hill, seconded by Ms. Magill, Council voted 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none) to meet in closed session as authorized by Virginia Code Sections 2.2-3711 and 2.2-3712, specifically:

- as authorized by Virginia Code Section 2.2-3711(A)(1) for discussion of the performance of the Charlottesville City Manager, the Charlottesville City Attorney and the Charlottesville Clerk of Council; and
- as authorized by Virginia Code Section 2.2-3711(A)(1) for the discussion, consideration, and interviewing of prospective candidates for the Charlottesville Redevelopment and Housing Authority and the Charlottesville Planning Commission.

Mr. Snook left the meeting at 2:00 p.m. to attend a previously scheduled meeting.

The meeting recessed at the following times: 2:03 to 2:20 p.m. and 2:30 to 4:00 p.m. The meeting reconvened at 4:00 p.m. with all Councilors present.

On motion by Ms. Hill, seconded by Mr. Snook, Council certified by the following vote: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none), that to the best of each Council member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the Motion convening the closed session were heard, discussed or considered in the closed session.

The closed meeting adjourned at 6:00 p.m. and Ms. Hill announced the appointment of Lisa Green and A'Lelia Robinson Henry to the Charlottesville Redevelopment and Housing Authority Board; and Lyle Solla-Yates to the Planning Commission, by unanimous consent.

BY Order of City Council

BY Kyna Thomas, Clerk of Council

CHARLOTTESVILLE CITY COUNCIL

June 25, 2020

Virtual/electronic meeting

11:00 AM CLOSED MEETING

The Charlottesville City Council met on Thursday, June 25, 2020, at 11:00 a.m. The meeting was called to order at 11:01 a.m. with the following members present: Mayor Nikuyah Walker, Vice Mayor Sena Magill, Ms. Heather Hill, Mr. Michael Payne and Mr. Lloyd Snook.

On motion by Ms. Hill, seconded by Mr. Snook, Council voted 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none) to meet in closed session as authorized by Virginia Code Sections 2.2-3711 and 2.2-3712, specifically as authorized by Virginia Code Section 2.2-3711(A)(1) for discussion of the performance of the Charlottesville City Manager.

On motion by Ms. Hill, seconded by Mr. Snook, Council certified by the following vote: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none), that to the best of each Council member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the Motion convening the closed session were heard, discussed or considered in the closed session.

The meeting adjourned at 1:06 p.m.

BY Order of City Council

BY Kyna Thomas, Clerk of Council

CHARLOTTESVILLE CITY COUNCIL
WORK SESSION – VIBRANT COMMUNITY FUND
June 30, 2020
Virtual/electronic meeting

1:00 PM WORK SESSION - Vibrant Community Fund

The Charlottesville City Council met in a work session on June 30, 2020, to discuss the Vibrant Community Fund, with the following members present: Mayor Nikuyah Walker, Vice Mayor Sena Magill, Ms. Heather Hill, Mr. Michael Payne, and Mr. Lloyd Snook.

Mayor Walker called the meeting to order at 1:03 p.m., and turned the meeting over to City Manager Tarron Richardson who reviewed the purpose of the meeting, which was to further discuss the appropriation of funds to various organizations through the Vibrant Community Fund.

DISCUSSION

Mr. Ryan Davidson, Senior Budget Analyst, shared background information about the Vibrant Community Fund, past presentations to City Council regarding scoring of applications, and updates to Council priorities, and advised that approval would be needed for a resolution to allocate the funds.

Council discussed the 83-page Fiscal Year 2021 Vibrant Community Covid Updates Report. The following staff answered questions from City Council: Kaki Dimock, Director of Human Services; Letitia Shelton, Deputy City Manager; and John Blair, City Attorney.

Council discussed moving some organizations up the rating scale based on equity considerations. Council asked for and received input from:

- Erin Tucker, Executive Director of the "On Our Own Operations" program
- Ross Carew, Executive Director of OAR (Offender Aid and Restoration)
- Sunshine Mathon, Chief Executive Officer of the Piedmont Housing Alliance
- Lexie Boris, Advancement Director and Alicia Lenahan, President of Piedmont CASA
- Jon Nafziger, Executive Director of Child Health Partnership
- Kate Lambert, Chief Development Officer of the Boys and Girls Club of Central Virginia.

- Jessica Maslaney, Chief Executive Officer of the Piedmont Family YMCA.
- Brandon Collins with PHAR (Public Housing Association of Residents)
- Daniela Pretzer, Executive Director of The Bridge Line

Council discussed the need to address and prioritize direct services for basic needs, given the impact of Covid-19. Council discussed funds in the Council Strategic Initiatives Equity Fund, and whether to use any of those dollars to support the Vibrant Community Fund. Council agreed to have staff bring back an updated report at the July 20 City Council meeting for a one reading resolution.

PUBLIC COMMENT

Mayor Walker opened the floor for public comment.

- Mr. Jay James of the Bridge Ministry spoke.

With no other speakers coming forward to speak, Ms. Walker closed public comment.

ADJOURNMENT

Mayor Walker adjourned the meeting at 5:10 p.m.

BY Order of City Council

BY Kyna Thomas, Clerk of Council



Agenda Date:	June 15, 2020
Action Required:	Appropriation
Presenter:	Mike Rogers, Deputy Chief – Business Services, Charlottesville Fire Dept.
Staff Contacts:	Mike Rogers, Deputy Chief – Business Services, Charlottesville Fire Dept.
Title:	Maintenance Vehicle Insurance Reimbursement – \$40,706.32

Background: City asset, vehicle # 3338 – a 2017 Ford Utility Pickup (Maintenance 1), was involved in an auto incident 12/20/2019 in which the vehicle was struck in an intersection. Vehicle # 3338 was inspected by industry professionals and was deemed a total loss pursuant to Code of Virginia § 46.2-1600 as the vehicle was not economically repairable given the extensive damage from this loss.

Discussion: A settlement was reached with Erie Insurance for the total loss disposition of this vehicle. Risk Management has secured payment in the amount of \$40,706.32. The insurance monies will be utilized to replace this vehicle.

Alignment with Council Vision Areas and Strategic Plan: The reimbursement of the insurance monies for the vehicle loss associated with vehicle #3338 support the City’s mission - “We provide services that promote equity and an excellent quality of life in our community”.

The anticipated use of the reimbursed monies also aligns with Goal 5 - A Well-managed and Responsive Organization.

Community Engagement: N/A

Budgetary Impact: There is no impact to the General Fund, as these are reimbursed funds from an insurance carrier for a loss.

Recommendation: Staff recommends approval and appropriation of insurance monies.

Alternatives: If the insurance reimbursement is not appropriated, the Fire Department will not be able to utilize this funding to replace this vehicle.

Attachments: Appropriation

APPROPRIATION

Maintenance Vehicle Insurance Reimbursement

\$40,706.32

WHEREAS, Erie Insurance Company is reimbursing the City of Charlottesville for a vehicle loss associated with an accident involving vehicle #3338;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that a total of \$40,706.32 be appropriated in the following manner:

Revenues - \$40,706.32

\$40,706.32 Fund: 106 Cost Center: 3201001001 G/L Account: 451110

Expenditures - \$40,706.32

\$40,706.32 Fund: 106 Cost Center: 3201001001 G/L Account: 541040

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of funds from Erie Insurance.

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	June 15, 2020
Action Required:	Appropriation of Funds
Presenter:	Kirk Vizzier, Energy Management Coordinator
Staff Contacts:	Kirk Vizzier, Energy Management Coordinator Kristel Riddervold, Environmental and Facilities Development Manager
Title:	2020 Energy and Water Management Program (E.W.M.P.) Fund - \$1,429.47

Background:

The City's Energy and Water Management Program has identified opportunities to generate revenue that can be invested in projects that support the enhancement of energy and water management in the City. Examples include but are not limited to payments from participation in an energy efficiency program offered by the utility grid (P.J.M.) and from events that raise awareness and support conservation and efficiency throughout the community.

Discussion:

Since January 2020, the City has received \$1,429.47 from participation in a P.J.M. energy efficiency program (CPower), which provides a quarterly payout for each qualifying energy efficiency project. We can expect to receive this amount at a minimum over the next year (payments continue up to 4 years after completion of project) and additional income will be added to this payment as more completed projects are submitted. Allocating these funds to a dedicated energy and water management account will provide opportunities to support internal program initiatives. Should any money be carried over, it will remain in this dedicated account for future efforts.

Alignment with Council Vision Areas and Strategic Plan:

This aligns with Goal 3.4 "Be responsible stewards of natural resources" in the City's Strategic Plan.

Community Engagement:

No community engagement occurred with these payments.

Budgetary Impact:

There is no fiscal impact. Initiatives such as participation in the P.J.M. energy efficiency program generate revenue.

Recommendation:

Staff recommends the appropriation of these funds to the dedicated account.

Alternatives: N/A

Attachments: Appropriation

APPROPRIATION
Energy and Water Management Program Fund
\$1,429.47

WHEREAS, the City of Charlottesville, through the Department of Public Works, has received payments from the PJM energy efficiency program and may conduct other activities that result in payments.

WHEREAS, the City of Charlottesville adopted an internal Energy and Water Management Policy in June 2019 that established a foundation for the Energy and Water Management Programs to realize commitments regarding reductions in emissions and resource waste;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville funding is hereby appropriated in the following manner:

Revenue

\$1,429.47 Fund: 105 Internal Order: 2000157 G/L Account: 451020

Expense:

\$1,429.47 Fund: 105 Internal Order: 2000157 G/L Account: 599999

BE IT FURTHER RESOLVED, that any remaining funds will carry over into the following fiscal year and future income received in this account for the purposes of supporting energy efficiency and water efficiency measures will be automatically appropriated unless otherwise altered by Council.

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	June 15, 2020
Action Required:	Appropriation
Presenter:	Kaki Dimock, Director, Department of Human Services
Staff Contacts:	Kaki Dimock, Director, Department of Human Services
Title:	Appropriation of \$242, 770 Grant Award from Virginia Department of Criminal Justice Services

Background:

The Virginia Department of Criminal Justice Services has awarded the Department of Human Services \$242,770 from its Victims of Crime Act program to provide trauma-focused, evidence-informed case management and clinical services.

Discussion:

This is the second year of a two-year grant from the Virginia Department of Criminal Justice Services. Funds support two full-time behavior interventionists that provide services to students in 5th and 6th grade at Walker Upper Elementary School and Buford Middle School. This partnership with Charlottesville City Schools targets students that have been the victims of crime in or out of school. 30 students will receive trauma-focused, evidence-informed case management and clinical services per year including:

- Girl's Circle – evidence-based structured group intervention
- Council for Boys and Young Men group curricula – evidence-informed group intervention
- Teens Give – social skills development, service learning program
- Family Check-up – evidence-based family and parenting support program.

All services are focused on improving social skills development, sense of self-efficacy, and engagement in school.

Alignment with City Council's Vision and Strategic Plan:

This project is strongly aligned with City Council's Strategic Plan Goal #2: Healthy and Safe City; specifically Goal #2.2: meet the needs of victims and reduce risk of recurrence.

Community Engagement:

Community partners, including Charlottesville City Schools, were critical in the development of the original grant proposal to the Virginia Department of Criminal Justice Services. Families and youth involved in the first year of programming have helped influence its development.

Budgetary Impact:

This appropriation will not impact the city's general fund. \$194,621 will be appropriated from the state and \$48,149 of Department of Human Services' funds will be used as the required match.

Recommendation:

Staff recommend appropriating the funds as written.

Alternatives:

If grant funds are not appropriated, trauma-focused, evidence-informed services for victims of crime will not be provided.

Attachments:

Appropriation

APPROPRIATION
Charlottesville Student Victim Outreach Program Department of Criminal Justice Services
Victim of Crimes Act Grant
\$242,770

WHEREAS, the Human Services Department of the City of Charlottesville has been awarded \$242,770 from the Department of Criminal Justice Services Victim of Crimes Act, and

WHEREAS, the grant award covers the period from July 1, 2020 through June 30, 2021.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$242,770 is hereby appropriated in the following manner:

Revenue – \$242,770

\$194,621	Fund: 209	Cost Center: 3413018000	G/L Account: 430120
\$48,149	Fund: 209	Cost Center: 3413018000	G/L Account: 498010

Expenditures - \$242,770

\$175,654	Fund: 209	Cost Center: 3413018000	G/L Account: 519999
\$67,116	Fund: 209	Cost Center: 3413018000	G/L Account: 599999

Transfer - \$48,149

\$48,149	Fund: 213	Cost Center: 341300300	G/L Account: 561209
----------	-----------	------------------------	---------------------

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$194,621 from the Virginia Department of Criminal Justice Services.

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	June 15, 2020
Action Required:	Appropriation of Funding
Presenter:	Megan Arevalo, Budget Analyst, Charlottesville Police Department
Staff Contacts:	RaShall Brackney, Chief, Charlottesville Police Department Megan Arevalo, Budget Analyst, Charlottesville Police Department
Title:	Bureau of Justice Assistance (BJA) Coronavirus Emergency Supplemental Funding Program Fiscal Year 2020 - \$80,781

Background:

As a component of the COVID-19 stimulus legislation recently approved by the federal government, the Commonwealth of Virginia received approximately \$16 million in assistance. Of that amount, the Department of Criminal Justice Services (DCJS) received approximately \$10.9 million to assist localities and state agencies in their mitigation and response efforts to the COVID-19 pandemic. The remainder has been set aside for specific localities to apply for, as determined by the U.S. Bureau of Justice Assistance (BJA). The BJA allocation for the City of Charlottesville was determined to be \$80,781.

The purpose of the BJA Coronavirus Emergency Supplemental Funding (CESF) program is to provide funding to assist eligible states, local units of government, and tribes in preventing, preparing for, and responding to the coronavirus, as authorized by Division B of H.R. 748, Pub. L. No. 116136 (Emergency Appropriations for Coronavirus Health Response and Agency Operations).

Discussion:

The City of Charlottesville, through the Police Department, applied for the FY 2020 BJA CESF funding from the U.S. Department of Justice, Office of Justice Program. Notification of award approval was received on June 6, 2020.

The BJA FY 2020 Coronavirus Emergency Supplemental Funding award amount is \$80,781 and requires no local match. The Charlottesville Police Department is requesting to use this funding for the purchase of personal protective equipment (PPE), cleaning supplies and a logistics trailer.

Alignment with City Council’s Vision and Strategic Plan:

The CESF award supports Goal 2 of the Strategic Plan, to be a safe, equitable, thriving, and beautiful community. With this funding, CPD will be able to enhance its ability to provide personnel with needed personal protective gear and equipment to ensure the safety of our officers and community during public health emergencies.

The funding also aligns with Goal 2.1, to reduce adverse impact from sudden injury and illness and the effects of chronic disease, as well as the elements within Goal 5, which include being a well-managed and responsive organization.

Community Engagement:

N/A

Budgetary Impact:

There is no direct impact on the General Fund. The grant funds do not require a City match and will be expensed and reimbursed through a separate internal order in a Grants Fund.

Recommendation:

Staff recommends approval and appropriation of funds.

Alternatives:

Should the City decline to approve the appropriation request, the department would be ineligible to participate in the grant program.

Attachments:

Appropriation

APPROPRIATION

**BJA FY20 Coronavirus Emergency Supplemental Funding Program
Grant # 2020-VS-BX-1485
\$80,781**

WHEREAS, the City of Charlottesville, through the Police Department, has received the U.S. Department of Justice, Office of Justice Programs’ Bureau of Justice Assistance FY 2020 Coronavirus Emergency Supplemental Funding grant in the amount of \$80,781 to be used to prevent, prepare for and respond to the Coronavirus.

WHEREAS, the grant award covers the period from period January 1, 2020 through January 31, 2022.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$80,781, received from the U.S. Department of Justice, Office of Justice Programs’ Bureau of Justice Assistance, is hereby appropriated in the following manner:

Revenue

\$ 80,781 Fund: 211 I/O: 1900351 G/L: 431110 Federal Grants

Expenditure

\$ 9,250 Fund: 211 I/O: 1900351 G/L: 520050 Cleaning Supplies
\$ 27,171 Fund: 211 I/O: 1900351 G/L: 520070 Safety Supplies
\$ 3,900 Fund: 211 I/O: 1900351 G/L: 520900 Mach/Equip/Furn (NC)
\$ 40,460 Fund: 211 I/O: 1900351 G/L: 541040 Acq Com Itm-Veh (MA)

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$80,781 from the U.S. Department of Justice, Office of Justice Programs’ Bureau of Justice Assistance.

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	July 20, 2020
Action Required:	Approval and Appropriation
Presenter:	Kaki Dimock, Director, Human Services
Staff Contacts:	Kaki Dimock, Director, Human Services
Title:	Virginia Housing Solutions Program Supplemental COVID-19 Grant Award (\$243,276)

Background:

The Department of Human Services in coordination with the Thomas Jefferson Area Coalition for the Homeless (T.J.A.C.H.) and the Service Provider Council (S.P.C.), applied for and received a grant from the Virginia Department of Housing and Community Development. A supplemental award of \$243,276 for emergency shelter operation expenses related to COVID-19 global pandemic has been provided.

Discussion:

The City of Charlottesville has staff from Human Services and Social Services taking a leadership role in the governance of T.J.A.C.H. V. H. S P. is an important resource in our community's efforts to end homelessness. The grant provides services in several points along the local continuum of services including coordinated assessment, emergency low barrier shelter, rapid re-housing and housing navigation, case management, and coalition coordination.

This supplemental award must be used for costs associated with emergency shelter operations including case management and supportive services, maintenance, rent, supplies, utilities, transportation and administrative costs, capped at 5%.

Community Engagement:

The original grant and plan are the product of extensive engagement of the service provider community for persons experiencing homelessness. This partnership is reflective of the city's recommended governance model for T.J.A.C.H. and the priority requests of the Interfaith Movement Promoting Action by Congregations Together (IMPACT).

Alignment with City Council's Vision and Strategic Plan:

This grant advances the City of Charlottesville's Strategic Plan Goal #1 of an inclusive community of self-sufficient residents. Specifically, it will facilitate the objective of increasing affordable housing options.

Budgetary Impact:

This grant will be entirely State, and Federal pass-through funds. No local match is required. There is no budget impact for the City of Charlottesville. All funds will be distributed to sub-recipients for service provision.

Recommendation:

Staff recommends approval and appropriation of grant funds.

Alternatives:

Council may elect to not accept the funds and the community will not have the capacity to administer the following services to persons experiencing a housing crisis during this global pandemic.

Attachments:

Supplemental amendment and appropriation are attached.

APPROPRIATION
V. H. S. P. Grant \$34,457

WHEREAS, The City of Charlottesville, through the Department of Human Services, has received the V. H. S. P. Grant from the Virginia Department of Housing and Community Development in the amount of \$243,276.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$243,276 is hereby appropriated in the following manner:

Revenues			
\$243,276	Fund: 209	IO: 1900352	G/L: 430127 State COVID

Expenditures			
\$243,276	Fund: 209	IO: 1900352	G/L: 530550 Contracted Services

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon receipt of \$243,276 in funds from the Virginia Department of Housing and Community Development.

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	July 20, 2020
Action Required:	Approve appropriation
Presenter:	Kaki Dimock, Director, Department of Human Services
Staff Contacts:	Sue Moffett, Assistant Director, Department of Social Services
Title:	Emergency Food and Shelter Program-C.A.R.E.S. act funding

Background:

The Emergency Food and Shelter Program (E.F.S.P.) Local Board in Charlottesville allocated the City of Charlottesville Department of Human Services \$7,099 from the Corona Virus Relief Fund (C.A.R.E.S. Act).

This funding supports the cost of alternate lodging for community members who must quarantine or isolate due to COVID-19 and are unable to return to their usual place of residence. Funds will be prioritized to support alternative housing options for people that test positive for the disease at testing initiatives.

Discussion:

The Emergency Food and Shelter Program (E.F.S.P) is a federally funded program administrated by F.E.M.A. Authorized by the McKinney-Vento Homeless Assistance Act of 1987 (P.L. 100-77; reauthorized under P.L. 100-628). E.F.S.P. supplements and expands ongoing work of local social service organizations, both nonprofit and governmental.

The C.A.RE.S. Act Corona virus relief fund was established to mitigate the impact of the corona virus pandemic. The C.A.R.E.S. Act requires that the payments from the Coronavirus Relief Fund only be used to cover expenses that—

- are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID–19);
- were not accounted for in the budget most recently approved as of March 27, 2020 (the date of enactment of the C.A.R.E.S. Act) for the State or local government; and
- are incurred between March 1, 2020, and December 30, 2020.

Alignment with City Council’s Vision and Strategic Plan:

This appropriation request is aligned with the City Council’s vision, which includes being flexible and progressive in anticipating and responding to the needs of our citizens, and supporting self-sufficiency of residents.

Community Engagement:

The Department of Human Services in collaboration with other Regional Emergency Operation Center partners: The Department of Social Services, The Thomas Jefferson Area Health District, and the Thomas Jefferson Area United Way; is working to meet the shelter and support needs for vulnerable community members impacted by COVID 19.

Budgetary Impact:

There are no general funds required or being requested.

Recommendation:

Staff recommends approval and appropriation of these funds.

Alternatives:

We may not be available to meet the isolation and quarantine needs of our community members if the appropriation is not approved.

Attachments:

Appropriation

APPROPRIATION
Emergency Food and Shelter Program \$7,099

WHEREAS, the Charlottesville Department of Human Services has receives \$7,099 from the Emergency Food and Shelter Program-C.A.R.E.S. Act funding,

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$7,099 is hereby appropriated in the following manner:

Revenues			
\$7,099	Fund: 210	IO: 1900367	G/L: 451022 Other Grant Funding

Expenditures			
\$7,099	Fund: 210	IO: 1900367	G/L: 530550 Contracted Services

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon receipt of \$7,099 from the Emergency Food and Shelter Program – C.A.R.E.S. Act funding.

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	July 20, 2020
Action Required:	Approval and Appropriation
Presenter:	Kaki Dimock, Director, Human Services
Staff Contacts:	Kaki Dimock, Director, Human Services
Title:	Open Society Foundation Emma Lazarus Campaign on Cities Grant Appropriation (\$250,000)

Background:

The Department of Human Services in coordination with Albemarle County Office of Equity and Inclusion has been awarded a \$250,000 grant from the Emma Lazarus Campaign on Cities, a project of the Open Society Foundation, to provide emergency financial assistance to community members of Charlottesville and Albemarle County that are ineligible for federal stimulus relief from June 1, 2020 through December 31, 2020.

Discussion:

Based on requirements of the grant award, direct financial assistance, in the form of prepaid cards, will be provided to members of the Charlottesville and Albemarle community that identify as undocumented, immigrant, migrant or domestic workers. Priority will be determined by the following criteria:

- severe economic risk
- households with children under 18 years of age
- medical vulnerability

Screening for eligibility and distribution of direct financial assistance will be provided by community partners with pre-existing trusting relationships with this population. Data will be collected in the aggregate only, ensuring that no personal information is shared with city or county staff managing implementation.

These funds will be matched by \$50,000 in Department of Human Services funds that were previously appropriated.

Community Engagement:

City and county staff have met regularly with service providers focusing on improving the well-being of undocumented, immigrant, migrant and domestic workers to ensure that implementation could be achieved in partnership. Decisions around data collection, screening criteria, and government engagement were informed by community service providers with direct knowledge of the needs, conditions, and fears of the targeted population.

Alignment with City Council’s Vision and Strategic Plan:

This grant advances the City of Charlottesville’s Strategic Plan Goal #1 of an inclusive community of self-sufficient residents. .

Budgetary Impact:

This grant will be private foundation funds. Local match was appropriated from the Department of Human Services Fund Balance on May 18, 2020. There is no budget impact for the City of Charlottesville. All funds will be distributed to sub-recipients for service provision.

Recommendation:

Staff recommends approval and appropriation of grant funds.

Alternatives:

Council may elect to not accept the funds and the community will not have the capacity to provide emergency financial relief to community members ineligible for the federal stimulus relief.

Attachments:

Supplemental amendment and appropriation are attached.

APPROPRIATION
O.S.F. Emma Lazarus Campaign on Cities Grant Award (\$250,000)

WHEREAS, The City of Charlottesville, through the Department of Human Services, has received the Emma Lazarus Campaign on Cities grant award from the Open Society Foundation in the amount of \$250,000.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$250,000 is hereby appropriated in the following manner:

Revenues			
\$250,000	Fund: 210	IO: 1900359	G/L: 451022 Other Grant Funding

Expenditures			
\$250,000	Fund: 210	IO: 1900359	G/L: 530550 Contracted Services

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon receipt of \$250,000 in funds from the Open Society Foundation Emma Lazarus Campaign on Cities.

**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	July 20, 2020
Action Required:	Approval of Refund of Tax Payment
Presenter:	Jason Vandever, City Treasurer
Staff Contacts:	Jason Vandever, City Treasurer Todd Divers, Commissioner of the Revenue
Title:	Refund of Tax Payment to Silverchair Science & Communications Inc

Background:

Silverchair Science & Communications Inc. has filed amended business license returns with the City of Charlottesville for tax years 2017, 2018, and 2019 wherein it claims deductions in those years due to having conducted business in other states where it was liable for an income or other tax based upon income pursuant to Virginia State Code §58.1-3732(B)(2). Having reviewed the documentation provided by Silverchair Science & Communications Inc., the Charlottesville Commissioner of the Revenue agrees that refunds are properly due for the years in question.

Discussion:

City Code requires Council approval for any tax refunds resulting from an erroneous assessment in excess of \$2,500 (City Code Sec. 30-6b). Payment of interest is also required in accordance with Section 14-12(g) of the Charlottesville City Code. The refund has been approved for presentment to Council by the City Attorney, Commissioner of the Revenue, and City Treasurer.

Alignment with City Council’s Vision and Strategic Plan:

n/a

Budgetary Impact:

The refund will reduce current year Business License Tax revenue (GL 410150) by \$75,520.22 and Interest Revenue (GL 400120) by \$14,822.27.

Recommendation:

Approval of the tax refund.

Alternatives:

n/a

Attachments:

Interest Calculation
Council Resolution

Refund Interest Calculation- Account 6534 Silverchair Science & Communications Inc									
Payment	Paid	Today	Months	Rate	Annualized Interest	Overpayment	New Balance	Tax Refund	Interest refund
2017 BL	3/1/2017	6/15/2020	39	8.00%	\$ 2,762.90	\$ 34,536.19	\$ -	\$ 34,536.19	\$ 8,979.41
2018 BL	3/1/2018	6/15/2020	27	8.00%	\$ 1,744.45	\$ 21,805.67	\$ -	\$ 21,805.67	\$ 3,925.02
2019 BL	3/1/2019	6/15/2020	15	8.00%	\$ 1,534.27	\$ 19,178.36	\$ -	\$ 19,178.36	\$ 1,917.84
Interest Refund Due									\$ 14,822.27
Total Refund									\$ 90,342.49

Tax Refund	\$ 75,520.22
Interest refund	\$ 14,822.27
Total Refund	\$ 90,342.49

RESOLUTION
AUTHORIZING REFUND TO SILVERCHAIR SCIENCE &
COMMUNICATIONS INC
OF BUSINESS LICENSE TAXES PAID FOR 2017, 2018, AND 2019

WHEREAS, the Commissioner of the Revenue has determined that Silverchair Science & Communications Inc. incorrectly paid 2017, 2018, and 2019 Charlottesville business license tax on gross receipts that were subject to income or other tax based upon income in other jurisdictions; and

WHEREAS, the 2017, 2018, and 2019 business license taxes for Silverchair Science & Communications Inc. were paid on time and as filed; and

WHEREAS, the Commissioner of the Revenue has certified that a refund of taxes paid is due in the amount of \$90,342.49; and

WHEREAS, City Code Section 30-6(b) requires City Council approval for any tax refund exceeding \$2,500.00; now, therefore,

BE IT RESOLVED by the Council for the City of Charlottesville, Virginia, that the City Council hereby authorizes the City Treasurer to issue a refund of \$90,342.49, payable to Silverchair Science & Communications Inc.

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	July 20, 2020
Action Required:	Resolution Adoption
Staff Contacts:	John Blair, City Attorney
Presenters:	John Blair, City Attorney
Title:	Charlottesville Police Department Training and Weaponry Resolution

Background:

David Swanson, a Charlottesville resident, crafted a petition requesting the Charlottesville City Council to prohibit the use of military style or “warrior” training for the Charlottesville Police Department as well as to prohibit the Charlottesville Police Department from acquiring weaponry from the United States armed forces.

Discussion:

The petition has received over 1,000 signatures.

The Charlottesville Police Department does not currently employ military style or “warrior” training, nor does it acquire weaponry from the United States armed forces according to Charlottesville Chief of Police, Dr. RaShall M. Brackney.

This Resolution establishes the Council’s policy on these types of training as well as weaponry acquisition.

Budgetary Impact:

None.

Attachments:

Proposed Resolution

**RESOLUTION
OPPOSING CHARLOTTESVILLE POLICE DEPARTMENT
RECEIVING MILITARY-STYLE TRAINING AND
ACQUIRING WEAPONRY FROM THE U.S. MILITARY**

WHEREAS, the Charlottesville Police Department does not receive military-style or “warrior” training by the United States armed forces, a foreign military or police, or any private company; and

WHEREAS, the Charlottesville Police Department does not acquire weaponry from the United States armed forces; and

WHEREAS, the Charlottesville City Council opposes the Charlottesville Police Department receiving military-style or “warrior” training by the United States armed forces, a foreign military or police, or any private company; and

WHEREAS, the Charlottesville City Council opposes the Charlottesville Police Department acquiring weaponry from the United States armed forces.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the Charlottesville Police Department shall not acquire weaponry from the United States armed forces.

BE IT FURTHER RESOLVED by the Council of the City of Charlottesville, Virginia that the Charlottesville Police Department shall not receive military-style or “warrior” training by the United States armed forces, a foreign military or police, or any private company.

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	July 20, 2020
Action Required:	Resolution Adoption
Staff Contacts:	John Blair, City Attorney
Presenters:	John Blair, City Attorney
Title:	Resolution Supporting the Declaration of Racism as a Public Health Crisis

Background:

Virginia Governor, Ralph S. Northam, is expected to convene a special session of the General Assembly in August 2020 pursuant to Article IV, Section 6 of the Constitution of Virginia. One of the topics that the special session is expected to address is law enforcement.

Discussion:

In anticipation of the special session, the Virginia Legislative Black Caucus (VLBC) released a set of its legislative priorities on June 24, 2020.

One of the VLBC's priorities is to introduce legislation which declares racism a public health crisis in the Commonwealth of Virginia.

The attached Resolution requests the City of Charlottesville's legislative delegation to support legislation to declare racism a public health crisis in Virginia.

Budgetary Impact:

None.

Attachments:

Proposed Resolution

**RESOLUTION
REQUESTING LEGISLATORS
SUPPORT DECLARATION OF PUBLIC
HEALTH CRISIS**

WHEREAS, Virginia Governor, Ralph S. Northam, is expected to call a special session of the Virginia General Assembly in August 2020; and

WHEREAS, the Virginia Legislative Black Caucus (hereinafter “VLBC”) released a set of priorities it plans to pursue during the special session; and

WHEREAS, one of the VLBC’s priorities for the special session is to declare racism a public health crisis in the Commonwealth of Virginia.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that it requests that Delegate Sally L. Hudson and Senator R. Creigh Deeds support legislation at the special session declaring racism a public health crisis in the Commonwealth of Virginia.



MEMORANDUM

TO: THE HONORABLE CHARLOTTESVILLE CITY COUNCIL

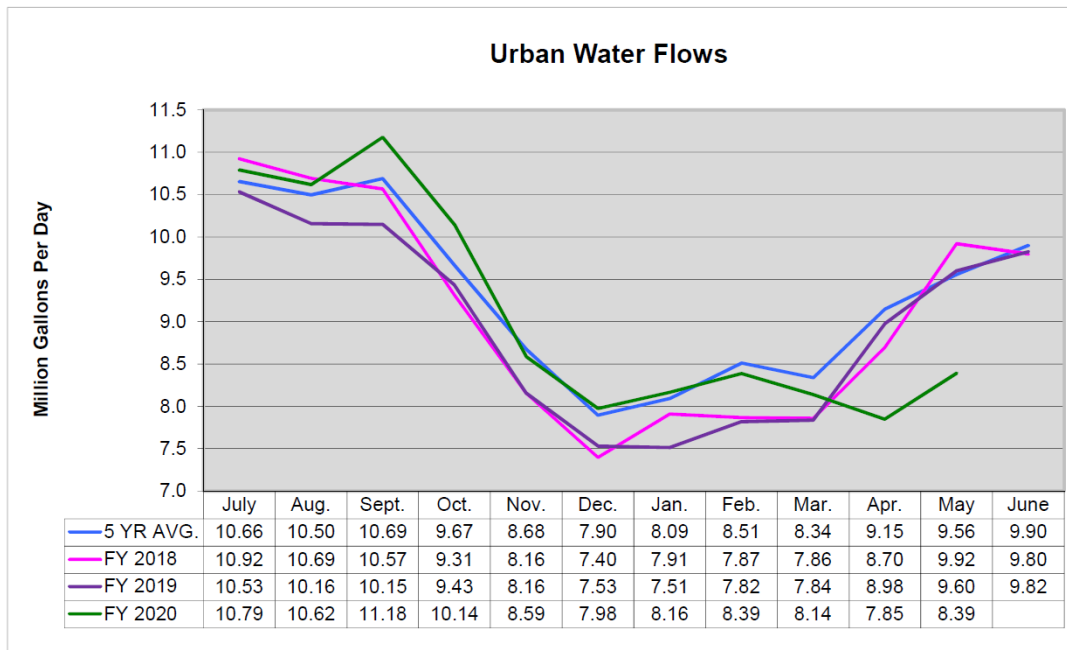
**FROM: BILL MAWYER, EXECUTIVE DIRECTOR
RIVANNA WATER & SEWER AUTHORITY
RIVANNA SOLID WASTE AUTHORITY**

SUBJECT: QUARTERLY UPDATE

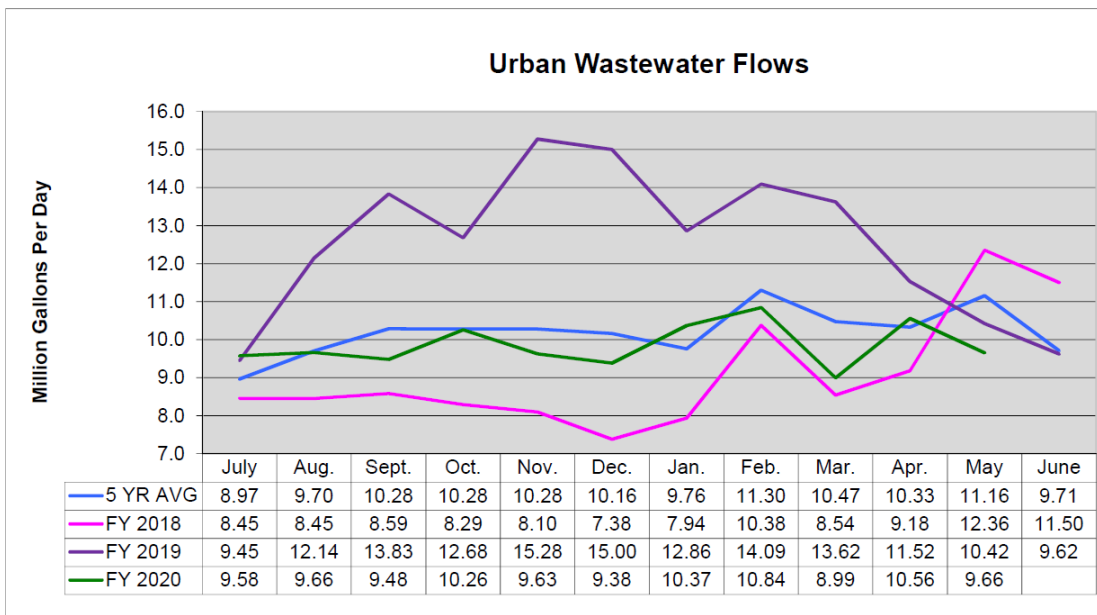
DATE: JULY 2020

This quarterly update is to provide general information on the drinking water, wastewater and solid waste programs managed by the Rivanna Authorities, as follows:

1. As we move into the hot and dry summer months, we are pleased to report that our water supply reservoirs are full, and our public drinking water and wastewater treatment systems are doing a great job for our community. We continue to receive significant drinking water quality benefits from the Granular Activated Carbon filtration systems installed in 2018. We recently completed the 2020 Urban Water Demand and Safe Yield Study. The study assessed the capacity of the Urban area's available water supply, as well as the community's future water demand, to ensure our long-term water supply is adequate. The results of the study indicate additional water supply will be required to serve the estimated population (162,000) and water demand (13.7 million gallons per day) in the Urban area by 2060.
2. Refuse transfer services at the Ivy Material Utilization Center (IMUC), as well as recycling services at the McIntire Road Center, continue to be used by many residents and businesses in the community. Construction of the new Recycling Convenience Center at the IMUC has been substantially completed, and the facility will open later this month.
3. The production of drinking water for the Urban area (Charlottesville and adjacent developed areas of Albemarle) averaged 8.39 million gallons per day (mgd) in May 2020, which was below the five-year average for May (9.56 mgd), as shown by the following graph:



4. Urban wastewater flow for May 2020 (9.66 mgd), including flows from Crozet, was below the five-year average for May (11.16 mgd), as shown by the following graph:



5. A general overview of significant current and upcoming Capital Improvement projects includes:

A. Water Treatment Plant Improvements

Scope: Replace equipment which has reached end-of-service life at the South Rivanna and Observatory Water Treatment Plants. Increase water treatment capacity from 7.7 to 10 million gallons per day at the Observatory Water Treatment Plant.

Completion: 2020 - 2023

Cost: \$43 million

B. South Rivanna Dam – Gate Repairs

Scope: Repair original gates installed in 1966. These gates are located near the bottom of the dam, and are used to release water from the reservoir.

Completion: Fall 2020

Cost: \$900,000

C. Sugar Hollow Dam – Gate Replacement and Intake Tower Repairs

Scope: Replace the inflatable rubber device that sits on top of the concrete dam and regulates the normal water level in the reservoir. The gate is over 20 years old, and has reached the end of its service life. Concrete repairs will be made on the intake tower.

Completion: Fall 2021

Cost: \$1.1 million

D. South Rivanna to Ragged Mountain Reservoir Pipeline Easements

Scope: Determine alignment and acquire easements for a pipeline and pumping station to transfer raw (untreated) water between the South Rivanna Reservoir and the Ragged Mountain Reservoir, as required by the Community Water Supply plan. Acquisition offers have been made to nine of 11 private property owners, with seven acceptances. Documents are also being prepared to acquire rights from three public property owners (VDOT, City Council, County School Board).

Completion: 2021

Cost: \$2.3 million

E. Ragged Mountain Reservoir to Observatory Water Treatment Plant Raw Water Line and Raw Water Pump Station

Scope: Replace two 18-inch cast iron raw water pipes, which have been in service for more than 70 and 110 years, respectively. Replace the existing Stadium Road and Royal raw water pump stations, which have exceeded their service lives or will require significant upgrades, to support the Observatory Water Treatment Plant expansion.

Completion: 2023 - 2027

Cost: \$18 million

F. Upper Schenks Branch Wastewater Piping Replacement, Phase II

Scope: Replace sewer piping installed in the mid 1950's in conjunction with the City's sewer upgrade program to increase system capacity. The new underground piping would be located near McIntire Road.

Completion: TBD

Cost: \$4 million

Please let me know if you have any questions.

cc: RSWA Board of Directors
RWSA Board of Directors

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	July 20, 2020
Action Required:	Resolution
Presenter:	Tony Edwards, Service Manager, Public Works
Staff Contacts:	Jeanette Janiczek, UCI Program Manager, Public Works Amanda Poncy, Bicycle and Pedestrian Coordinator, Public Works Kyle Kling, Project Manager, Public Works Brennen Duncan, Traffic Engineer, Public Works
Title:	Resolution of Support for 4 SmartScale Grant Applications – West Main Streetscape Phase Three Ridge Street Multimodal Improvements Preston Avenue/Grady Avenue Intersection Improvements Emmet Street MultiModal Phase Two

Background:

Virginia's SMART SCALE (§33.2-214.1) is a grant process where transportation projects are scored and funded based on an objective, outcome-based process that is transparent to the public. The Commonwealth Transportation Board (CTB) continues to refine the process in each round with this being the fourth round.

Eligible projects include newly constructed facilities that increase capacity or improve operations – for vehicles, transit, rail, bicyclist and/or pedestrians.

Project applications must also meet an identified need in the Commonwealth's long-range transportation plan – VTrans2040 - under one or more of the following categories:

- Corridors of Statewide Significance (CoSS) – certain key multimodal corridors
- Regional Networks – certain multimodal networks that serve urbanized or intraregional travel areas
- Urban Development Areas (UDA) – areas of identified concentrated growth and development
- Transportation Safety Needs – Statewide safety needs identified in VTrans2040

Each project in the Culpeper District are scored by the 6 factors and their weighted basis:

- Safety – 20%
- Congestion Mitigation – 15%
- Accessibility – 25%
- Environmental Quality – 10%

- Economic Development – 20%
- Land Use – 10%

Once a project is scored, that score is divided by its submitted budget/estimate to create its final ranking/funding priority. Even if a project has many benefits, if the cost of implementation is too high, it will receive a low final ranking/ funding priority. One method of improving a project’s score is to commit local or other grant funding to lower the amount of funding being sought, or cost of the project for the SmartScale application.

All of the projects addressed herein are competing for VDOT’s “District Grants Program” against projects from all other localities within the Culpeper district for a total pool of approximately \$20 million. Some projects may also qualify under the High-Priority Projects Program which allows the projects to compete for another pool of funds if they provide capacity on a Corridor of Statewide Significance or regional network, however, there is a lower likelihood that our projects would be competitive statewide. Some of the candidate projects discussed below have been submitted to VDOT previously and have scored well.

Complete applications are due August 3, 2020 which require a Resolution of Support from City Council being sought tonight.

Next Steps: VDOT will evaluate all applications received and will issue a Recommended Funding Scenario of projects to receive funding in January 2021. February to April 2021, public meetings will be held to discuss Funding Scenario to inform the Commonwealth Transportation’s Board adoption of the Six Year Improvement Plan (SYIP) which finalized awards to projects in the Funding Scenario in June 2021. These SmartScale funds for Round 4 will be scheduled for at least 6 years out with the earliest possible availability of July 2027.

Discussion:

The following four projects were identified as highly ranked needs in previous planning documents (Streets That Work, 2015 Bicycle and Pedestrian Master Plan) which were developed with the community via multiple public meetings, surveys and websites. Two projects, West Main Streetscape and Ridge Street Multimodal, also benefited from individual corridor studies with additional public involvement. Each project has been evaluated to ensure they meet SmartScale eligibility as well as address the 6 scoring factors. If an application secures funding, this funding will allow for the preliminary engineering phase to begin which will include additional public involvement opportunities to include formal Design Public Hearings.

1) West Main Streetscape Phase 3

Cost Estimate	\$7.9 million
Plan/Estimate Status	60%
Application Project Manager	Jeanette Janiczek

Scope – Streetscape project on West Main between 8th Street NW to 10th Street NW. Improvements include - widened sidewalks, redesigned on road bicycle lanes, intersection upgrades for safer crossings (including signal work) and landscaping with water quality treatment. Aesthetic treatments will focus on creating a human scale, pedestrian-oriented corridor with greenery, street furniture and historic interpretation.

Current Plan Development Status and Public Engagement – Master planned and overall concept has been vetted through public process to advance plans of streetscape to 60% via 3 public meetings and early coordination with the Board of Architectural Review. Steering Committee has transitioned from stakeholder group to City Council. Detailed plans outline ROW limits and construction details that can be refined into construction documents.

Additional Details– Two phases of the 4 phase project have been previously funded through SmartScale, Revenue Sharing and Local Contributions. West Main has seen and continues to experience redevelopment with high density buildings increasing travel demand that would be best met with multimodal improvements within this constricted corridor – walking, biking, mass transit or scooting. West Main is the main east-west route between Downtown Mall and the University of Virginia.

2) Ridge Street Multimodal Improvements

Cost Estimate	\$5 million
Plan/Estimate Status	Concept
Application Project Manager	Brennan Duncan

Scope –Ridge Street would be reconfigured to include a continuous bicycle lane in both directions from Cherry/Elliott Avenue to Monticello Avenue through the elimination of on-street parking on the west side of Ridge Street. a study team assessed parking availability and found that only one residence lacked either off-street or side-street parking, and that one residence was on the east side of the street. For pedestrians, the project would include curb extensions on the east side of the intersections with Oak Street and Dice Street. Curb extensions reduce the crossing distance for pedestrians and improve their visibility to motorists.

Current Plan Development Status and Public Engagement – 5TH/Ridge/McIntire Multimodal Corridor Study was conducted with community meetings to develop concepts along the corridor.

Additional Details– This project would help expand the benefits of 2 adjacent projects – the redesign of Cherry Avenue/Ridge Street/Elliott Avenue/Fifth Street intersection through SmartScale funding and redesign of the Ridge Street/Monticello Avenue intersection through Highway Safety Improvement funding.

3) Preston Avenue/Grady Avenue Intersection Improvements

Cost Estimate	\$6.1 million
Plan/Estimate Status	Concept
Application Project Manager	Kyle Kling

Scope – Multi-modal transportation improvements to increase safety and enhance operations for all users at the intersection of Preston Avenue, Grady Avenue, and 10th Street to create "complete streets" consistent with the City's Streets that Work Plan. The project will consist of intersection improvements that focus on improving roadway operations, vehicular movements, bicycle & pedestrian safety and multimodal connectivity.

Current Plan Development Status and Public Engagement – In 2018 an existing conditions

analysis and traffic study was performed by RK&K in preparation for the 2018 SmartScale cycle. The study included the development of three conceptual designs and cost estimates to support each concept. The concept developed includes simplifying roadway configuration to improve safety of all users, creating pedestrian and bicyclist facilities, lighting and landscaping. A public meeting was held on Cville 360 on June 30, 2020 to provide additional information and respond to community questions/comments.

Additional Details– In 2018, the project was submitted for SmartScale and was fully funded. The city deferred the funding to the 5th St Corridor. VDOT has recommended the City apply for Preston/Grady in 2020, as they feel it will score well enough to receive funding. The intersection has been identified in the City’s Streets that Work Plan as the #1 priority intersection for needed improvements.

4) Emmet Street MultiModal Phase Two

Cost Estimate	\$4.5 million
Plan/Estimate Status	Concept
Application Project Manager	Amanda Poncy

Scope – The proposed project provides bicycle and pedestrian accommodations along Emmet Street between Arlington Boulevard and Barracks Road. Proposed improvements include widened sidewalks/shared use paths and on road bicycle facilities along with aesthetic treatments that create a human scale, pedestrian oriented corridor (including pedestrian scale lighting, plantings and street furniture).

Current Plan Development Status and Public Engagement – A feasibility study was completed this year to evaluate bicycle and pedestrian accommodations along this corridor and connecting up to the Hydraulic/250 interchange via the Meadowcreek Trail through Meadow Creek Gardens. Results of the study were shown at the September Bicycle and Pedestrian Advisory Committee Meeting and Barracks/Emmet Public Workshop on Oct. 2, 2019. The concept plan was generally supported by meeting participants.

Additional Details– Emmet Street is a Corridor of Statewide Significance. This project would fill a gap in the network and continue the improvements between the Round 1 funded Emmet Streetscape SmartScale project and Round 2 funded Barracks/Emmet Improvement SmartScale project while supporting UVA’s redevelopment initiatives along this corridor (UVA Athletics Master Plan and master planning the east side of Emmet between Massie and Carruthers Hall).

Alignment with City Council’s Vision and Strategic Plan:

Approval of this agenda item upholds the City’s commitment to create “a connected community” by improving upon our existing transportation infrastructure. In addition, it would contribute to Goal 3 of the Strategic Plan, to be “A Beautiful and Sustainable Natural and Built Environment” by meeting Objective 3.1 Engage in robust and context sensitive urban planning and implementation; Objective 3.2. Provide reliable and high quality infrastructure; and Objective 3.3. Provide a variety of transportation and mobility options.

Community Engagement:

In addition to the public involvement activities listed above related to each project, the Metropolitan Planning Organization coordinated a public, online meeting to discuss the area's proposed SmartScale applications on May 13 & 14, 2020 (comments/questions attached). In response, an additional public meeting was scheduled to further discuss the Preston Avenue/Grady Avenue Intersection Improvements on June 30, 2020.

If funding is award for any/all applications, a public involvement process will be developed for each project during its preliminary engineering (design) phase which includes a formal Design Public Hearing.

Budgetary Impact:

West Main Streetscape Phase 3, Ridge Street Multimodal Improvements and Preston Avenue/Grady Avenue Intersection Improvements applications have no impact on the General Fund. 100% federal and state funding is being sought.

Emmet Street MultiModal Phase Two is also seeking 100% federal and state funding for eligible, transportation improvements. Utility relocation, which is not eligible, may be required and local funding will be sought over the next six years within the Capital Improvement Program if grant funding is awarded.

Recommendation:

Staff recommends approval of the attached Resolution of Support for the 4 projects:

- West Main Streetscape Phase Three
- Ridge Street Multimodal Improvements
- Preston Avenue/Grady Avenue Intersection Improvements
- Emmet Street MultiModal Phase Two

Alternatives:

Remove one or all of the projects from the Resolution of Support so a grant application can not be submitted for federal or state funding.

Attachments:

- 1) Resolution of Support
- 2) Public Comments Received from May 14th public meeting
- 3) Project Concept Sketches

A RESOLUTION OF SUPPORT FROM THE CITY OF CHARLOTTESVILLE FOR
PROJECTS TO BE SUBMITTED FOR EVALUATION UNDER THE SMART
SCALE PRIORITIZATION PROCESS

At a regularly scheduled meeting of the Charlottesville City Council held on July 20, 2020, on a motion by [REDACTED], seconded by [REDACTED], the following resolution was adopted by a vote of [#] to [#]:

WHEREAS, House Bill 2 (HB2), signed into law in 2014, directed the Commonwealth Transportation Board (CTB) to develop and use a prioritization process to select transportation projects and that the CTB approved the HB2 prioritization process on June 17, 2015;

WHEREAS, the HB2 process, now named SMART SCALE, specifies eligible applicants for four project types – Corridors of Statewide Significance, Regional Networks, Urban Development Area and Transportation Safety Needs;

WHEREAS, Local Governments submitting projects require a resolution of support approved in a public forum with adequate public notice at the time of application;

NOW, THEREFORE, BE IT RESOLVED, that the Charlottesville City Council hereby supports the following to be submitted for evaluation under the SMART SCALE Prioritization Process:

- West Main Streetscape Phase Three
- Ridge Street Multimodal Improvements
- Preston Avenue/Grady Avenue Intersection Improvements
- Emmet Street MultiModal Phase Two

BE IT FURTHER RESOLVED, that the City Manager is authorized to execute all agreements and/or addendums for any approved projects with the Virginia Department of Transportation.

ADOPTED this 20th day of July 2020.

A COPY ATTEST

Kyna Thomas, Council Clerk

West Main Streetscape Phase 3

Citizen	Question/Comment	Answer
Peter Ohlms	<p>Got it, thanks! Here are some comments for the record:</p> <p>-I am in support of this project.</p> <p>-It was unclear from the image whether a marked midblock crosswalk exists between 8th and 9th Streets (as is currently the case). I would support having one or two in that stretch.</p> <p>-When responding to concerns about parking removal related to this project, the City should seek to implement modern active parking management solutions rather than just purchasing or constructing additional free parking along the corridor.</p> <p>Peter Ohlms</p>	<p>Thanks for your comments Peter.</p> <p>There is no proposed midblock crossing between 8th and 9th Streets. About 875' between the two streets with a 200' long bridge included. I see we have a midblock crossing between the Standard and the flats now. We'll keep that under consideration.</p> <p>Parking meters were considered as a measure. This has been turned over to the Parking Manager at the City to pursue.</p> <p>Jeanette Janiczek</p>
Mike Stoneking	Would you reconsider retaining the right turn slip-lane from West Main onto Ridge/McIntire?	live answered. No, the right turn slip-lane from West Main onto Ridge/McIntire is being removed in Phase 1 to simplify traffic operations, create additional public space and improve pedestrian/bicyclist experiences as well as safety.
Peter Ohlms	Hi Jeanette, what are the extents and funding status of the previous W Main phases?	Phase 1 is between Ridge and 6th. Phase 2 is between 6th and 8th. Both phases are shown as funded by combining City's Capital Improvement Program, State Revenue Sharing program and a previous SmartScale application.
Michael Fraser	How has the construction phase been handled for existing businesses to ensure access by customers?	live answered. A Maintenance of Traffic plan will be developed to ensure circulation for both vehicles and pedestrians is maintained through corridor as well as to businesses/destinations.
Valerie Long	Is the intent with the plan to shift more trips down Grady instead of down Preston toward Barrack's road?	No. There is a fairly even distribution already.
Nancy O'Brien	what kind of trees are you planning?	A combination/mixture of the following: Red Maple, American Hornbeam, Kentucky Coffeetree, Sweetgum, Black Gum, London Planetree, Swamp White Oak, Willow Oak and American Elm has been proposed for the corridor.
Beth Kuhn	With re-allocation of parking, will additional parking facilities be provided?	live answered. On-street parking was studied previously with this project and various alternatives were explored (shared parking agreements, parking garages, meter parking). The City's Parking Manager has been tasked with reviewing possible alternatives/strategies. No funding has been identified or project established to build a parking garage in this area.

Ridge Street Multimodal Improvements

Citizen	Question/Comment	Answer
Peter Krebs	That east side parking is going to be important because of the Earling Learning Center there...	live answered
Dan Heuchert	Anything to help traffic flow through that area?	live answered
Rory	Is the buffer solely protected by paint?	live answered
Kent Schlusel	No parking on the street?	live answered
Peter Ohlms	You mentioned the possibility of a shared-use path on Ridge - is it the case that the bike lanes would go away in that option?	live answered

Preston Ave/Grady Ave Intersection Improvements

Citizen	Question/Comment	Answer
Nancy OBrien	our neighborhood has been overrun during the hospital / roosevelt brown contstruction making it difficult for the residents	live answered
Valerie Long	Also for Preston/Grady: would you be willing to start with a community engagement process first before taking this project further?	live answered
Paul Josey	Does this cost include the future "green/park" space? If so, what is that?	live answered

Valerie Long		For Preston/Grady: other concept plans for this area have been shared with the City that many of the area neighbors feel are much better. Why was this plan which seems more impactful pursued instead of these other plans?		live answered
Chris Henry		Has a traffic study been conducted on this intersection?		live answered
Mike Stoneking		<p>Hi</p> <p>I am the Chair of PLACE Design Task Force. In June of last year we took on the subject of the Preston Grady intersection. We reviewed the several Schemes the City had prepared and found each falling far short of being successful proposals. I attach three schemes we offered as alternatives.</p> <p>Our suggestions at the time included items that seemed unaddressed by the City's consultant's schemes.</p> <ol style="list-style-type: none"> 1. Value the nature of street edge as an important aspect to commerce- that all properties should have decent frontage. 2. Seek pedestrian friendly solutions. 3. Look for opportunities to create good spaces. 4. Find development opportunities that fit into a strong urban fabric. 5. Examine whether the Preston median might be abandoned- offering a chance for wider sidewalks, street trees along the edges, bike lanes etc. 6. Develop a strategy that could be applied to the entire eastern length of Preston- to McIntire. 7. Consider how new connections can be made into adjacent neighborhoods, reestablishing a system of streets and blocks. <p>I don't see any of that reflected in the exhibit attached to this meeting. Seems no changes have occurred since last year.</p> <p>Sincerely,</p>		
Lloyd Snook		How many trips now go on Preston from downtown past Washington Park to the west, and vice versa? They are all going to be put into a sharp right or left turn at the light instead of just moving through.		live answered
Reid		Also, how does east-bound traffic exit Sticks / Mona Lisa Pasta / etc.?		Traffic would have to exit onto 10th St NW and travel through the intersection to head back downtown. We will continue to look into access management for those businesses and explore additional options.
Chris Henry		How was RKK selected as the design consultant? Were other consultants considered?		live answered. RKK was selected to complete a feasibility study as one of the City's On-Call Contracts for a previous SmartScale application round. If the project was selected for funding, a Request for Proposal would be drafted and advertised for design, right of way and construction services.
Roger Schickedantz		I am trying to understand why it would be proposed that traffic on Preston, a major through-street to Rt. 29, would be disrupted so severely in favor of traffic coming from Grady. Maybe this is due to the new development in the Dairy building? Is there really sufficient traffic to and from UVA on Grady to give it precedence? Admittedly the shopping center parking access is currently challenged, but this solution will just relocate the bottlenecks, not resolve them. Is there a way that an elongated roundabout could work here? That would provide for more contiguous green space in the center, simplifying access for pedestrians and bicyclists.		<p>Roger,</p> <p>Thank you for taking the time to reach out and provide comments on the Preston Avenue & Grady Avenue Intersection Smartscale application. I will be sure to pass these along with the project team as we work through the application phase. The project is currently in a very preliminary phase and we will be holding a more robust public outreach phase to solicit more detailed feedback from community members.</p> <p>In 2018, a traffic study was performed at the intersection which considered constructing a standard and elongated roundabout at the intersection. Our initial findings showed that while roundabouts help alleviate traffic congestion at the intersection they create challenges for pedestrians and cyclist traveling through the corridor. Additionally, roundabouts are more invasive to neighboring properties and will require the acquisition of additionally right of way. With that being said, we will most certainly continue to look at all alternatives as we move through the public process. Please do not hesitate to contact me with additional questions or concerns.</p> <p>Best Regards, Kyle Kling</p>
Peggy Van Yahres		I may be reading this plan incorrectly. How does one go from Martin Hardware back to the downtown? Peggy Van Yahres		There would still be an entrance/exit on 10th St NW that would allow for traffic to exit the site and head back to the west downtown

Mike Stoneking	<p>Jeanette and Kyle, Thanks for the update and info re Preston Grady tonight on the webinar. I think you've seen the attached sketches before but I wanted to share again. In addition to the project goals you described tonight, please consider the following:</p> <ol style="list-style-type: none"> 1. Value the nature of street edge as an important aspect to commerce- that all properties should have decent frontage. 2. Seek pedestrian friendly solutions. Not just safety- but good experiences. 3. Look for opportunities to create good spaces. 4. Find development opportunities that fit into a strong urban fabric. 5. Examine whether the Preston median might be abandoned- offering a chance for wider sidewalks, street trees along the edges, bike lanes etc. 6. Develop a strategy that could be applied to the entire eastern length of Preston- to McIntire. 7. Consider how new connections can be made into adjacent neighborhoods, reestablishing a system of streets and blocks. <p>These are meaningful objectives and were the foundation of the ideas attached and discussions at PLACE. It is important to achieve these along with the engineering, safety and access goals you've identified. But the two sets of values are not mutually exclusive. I'd go as far to say the City would be better off if the Smart Scale application did not use the plan advertised tonight as it might prove to confine the project in ways undesirable.</p>		
Peter Krebs	<p>Mr. Kling: The Piedmont Environmental Council does not support the Preston & Grady Avenues SmartScale project currently under consideration. While we recognize that it seeks to address a legitimate problem (a confusing swirl of intersections) it misses some key underlying issues and could exacerbate them. The other SmartScale projects the City is considering all result from long-standing dialog about their respective corridors. West Main, Fifth/Ridge/McIntire and Emmet have been studied holistically and the resulting projects emerged from robust public discussion and advance multiple goals simultaneously. The Preston project, on the other hand, addresses a tactical problem but is not situated within a larger strategic plan. Preston Avenue is built like a suburban arterial that emphasizes through traffic, auto-centric land use, a past industrial legacy and social divisions that need healing. The Preston Avenue of today is situated within the very heart of Charlottesville and is surrounded by dense residential and commercial neighborhoods. It ought to be a lively streetscape but instead it is a barrier that sunders communities and discourages street life. The proposed project ignores this pattern and actually perpetuates the corridor's worst characteristics: high vehicle speeds, a median without purpose, too many lanes with too few pedestrian crossings and frontages that are difficult to develop. There is tremendous opportunity to imagine a better Preston Avenue, if viewed holistically as you have successfully done on the other corridors under improvement. Why not Preston? The current project would make such visioning moot before its conception and represent a tremendous missed opportunity. Therefore this project should be shelved until there has been proper consideration of the wider context and opportunities throughout the corridor. Thank you, Peter Krebs Albemarle/Charlottesville Community Organizer The Piedmont Environmental Council</p>		<p>Good Afternoon Peter, I appreciate you taking the time to attend the webinar earlier this month and to provide detailed comments related to the Smartscale application. I will be sure to share these with those working on the application.</p> <p>Additionally, as we relayed during the initial webinar with the MPO, the visual concept that was shown is simply a placeholder for the application. The main thing I want to stress is that the rendering shown is simply a possible concept and not a finalized design. Ultimately the only thing that has to be constructed are those elements that we call out in the application such as signal upgrades, multimodal improvements, lighting, transit upgrades, etc. We are intending to leave the application as open ended as possible to give us maximum flexibility during the design phase.</p> <p>Furthermore, the City is in the midst of setting up a virtual public meeting for late June to discuss the project in greater detail and solicit additional feedback from community members ahead of the August submission deadline. I will be sure to follow up with additional information on this when it becomes available.</p> <p>Best Regards, Kyle Kling</p>
Peter Olms	<p>Good morning Kyle,</p> <p>Some comments: -I tentatively support this project. From the discussion during the meeting and my experience in the community, and compared to the other city proposals, it seems like community engagement for this one has been lacking and that the conceptual design is half-baked. -Speaking of design, add (preferably separated or buffered) bike lanes to 10th and Grady/Preston within the extents where they're missing, in accordance with Streets that Work and the adopted bike/ped plan. Ensure safe, comfortable, and connected bike facilities are shown for every path of movement within the project's scope. -It was unclear whether the western driveway to Preston Plaza will be retained or closed. Closing it would improve access management and bike/ped conditions.</p> <p>Peter Olms</p>		<p>Peter – I appreciate you taking the time to attend the webinar yesterday evening and providing us with the detailed comments below. I would agree that this project does need to go through a more rigorous public process, which we certainly intend to do. The conceptual design shown last night is preliminary and certainly open to change as design progresses. Two issues that certainly need to be refined a bit more are access management for the many businesses in the project limits and taking a more detailed look into the bike/ped accommodations along the corridor. Once again I appreciate the feedback and look forward to sharing more information with you and the community as we move through this process. Please do not hesitate to reach out if you have any additional questions or concerns.</p>

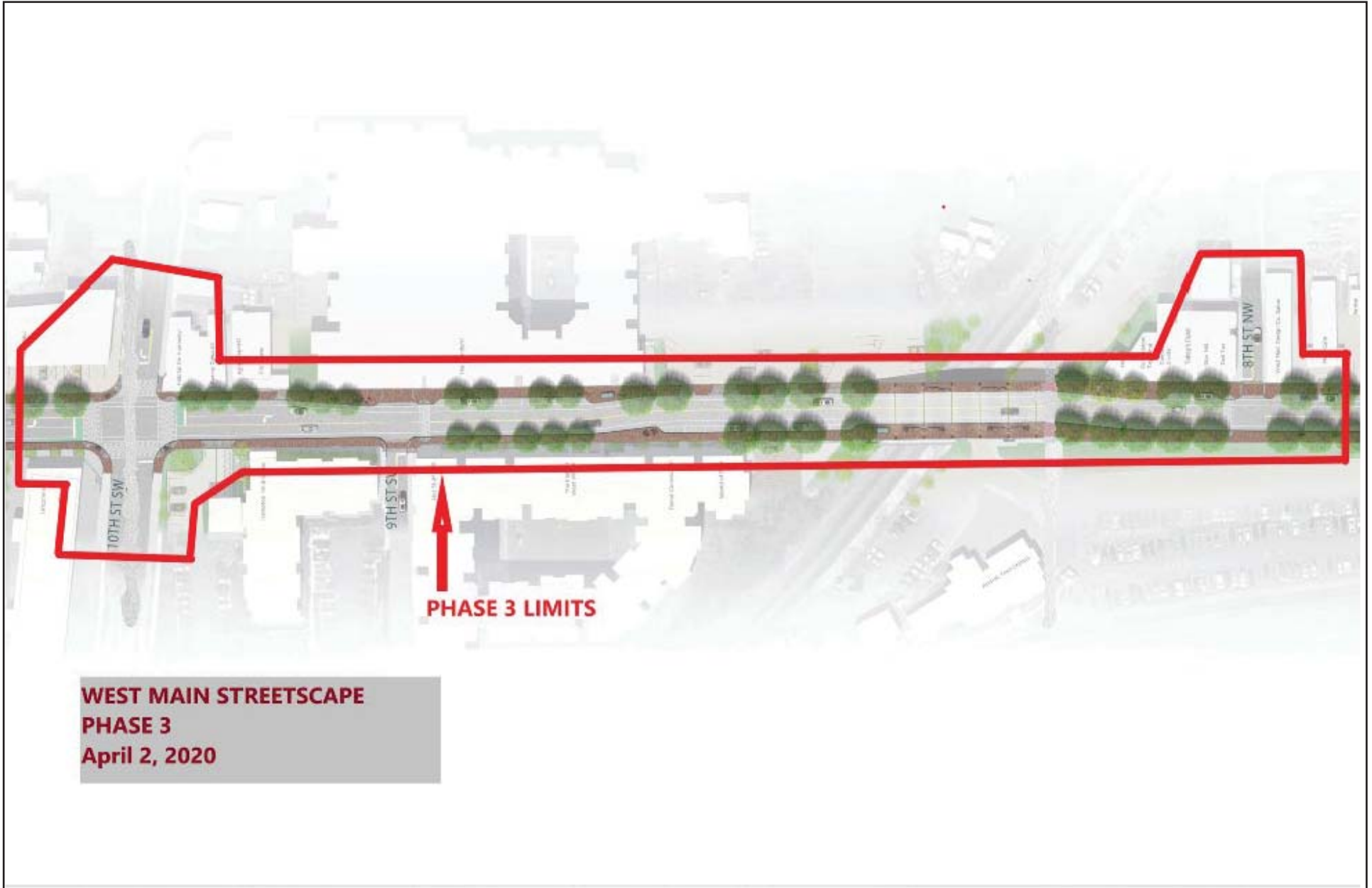
Chris Henry		Please accept the attached comment letter as the official response from Dairy Holdings, LLC to the short public forum that was held on the Preston/Grady SmartScale Application on May 14th. If not too late, I would appreciate if this letter of concern could be included in the official packet for the MPO Policy Board Meeting this evening. I noticed that several Albemarle County SmartScale Submissions have included comment letters from neighboring property owners on those projects. I look forward to your response and hope to craft a productive working relationship as this important infrastructure project is considered for funding. Sincerely, Christopher A. Henry President See Appendix		Definitely. I am copying Ann and our staff to make sure. Chip
Reid		What is the purpose and use of the large area inside the new sidewalk? Who uses it? Who maintains it?		This is a detail yet to be worked out.
Nancy OBrien		while construction is on-going how will you protect parking in the adjacent neighborhoods		live answered
Peter Ohlms		Why aren't the bike facilities continuous in the concept image? Why don't they match the city's adopted Streets that Work or bike/ped plan?		The plan shown is still a conceptual image. We would ensure that a final plan would have bike facilities that match what is shown in STW/ Bike Ped Plab.
Mike Stoneking		Will you entertain a workshop involving PLACE Design Task Force, area property owners and other constituents to perhaps re-imagine this?		live answered
Mike Stoneking		Brennen Could I come see you and talk one-on-one about the Preston-Grady intersection project? I'd like to do so before the next PLACE meeting. I figured it would be better for a preview talk rather than the typical PLACE burst of comments. -Mike Stoneking 434-981-4382 CALL SETUP with Kling : Mornings are usually better for me. I figure you're busy so I thought you might list a few good times and I'll maneuver. - Mike		Next week I'm open every day from 9-10am if you want to pick one. Brennen Duncan, PE City Traffic Engineer
Craig Kotarski		Brennen, thanks for sending this over. Have you all officially applied for VDOT funding at this point or are you getting ready to (I was thinking those applications are due in the Fall). If you've applied already, could you share the application with us? Thanks, Craig		TWO REPLIES TO CRAIG-KLYLE KLING AND BRENNAN DUNCAN: Preliminary applications were due in April. Those are basically just place holders with very basic information letting VDOT know our intention to apply. We'll continue to refine our application in conjunction with VDOT review especially as it regards to the budgeting. The main thing I want to stress is that this is only a concept and not a design. Ultimately the only thing that has to be constructed are those elements that we call out in the application such as Signal upgrades, multimodal improvements, lighting, transit upgrades, etc. If we put those words in the application, then we're held to that by the grant, but I don't believe the exact layout is something that we're held to. I'm looping in Kyle as he's actually the project manager for this one and would have access to the preliminary application if you still want that passed along. Brennen Craig – Brennen did a great job summarizing where we currently stand with the project. I'll just add that for the pre-application we simply imported all data from the 2018 submission and tweaked the cost estimate to update it to 2020 figures. I have attached our final application for the 2018 submission for review. Page 22 of the attachment has a list of attachments that were submitted with the application. If you see anything on there you would like to see in more detail I would be happy to send that over to you. As Brennen indicated, for our April application we just wanted to ensure we got some information into the portal prior to the deadline. We intend to take a deeper dive into refining the application ahead of the August 2020 final submission date. One thing we will be certain of is to leave the project description as open ended as possible to allow for flexibility in the design. Let me know if you would like to see anything additional. Thanks, Kyle Kling

Emmet Street Multimodal Phase Two

Citizen	Question/Comment	Answer
Chris Henry	If the project is designed and funded before a public engagement process is conducted, how can that engagement have a meaningful impact on said design and funding?	A valid question for all this projects, not just this one. The project is not designed. What is shown is a concept in order for the city to figure out preliminary costs to improve multimodal access and safety concerns. The only thing that will have to be constructed would be those elements strictly stated in the grant's purpose and need statement.
Beth Kuhn	Will there be improvements for pedestrian crossing of Emmet St.?	There will be pedestrian crossings at the signalized intersections.

Nancy OBrien		Are there any trees along Emmet?		Trees would be incorporated in the 6' buffer on the east side. In addition, the Barracks Road side of the street (west side) has a nice existing tree canopy and we were trying avoid impacts to those trees with the project. If we hold the curb line on the west side (Barracks Shopping Center side) of Emmet, we can avoid tree impacts.
Peggy Van Yahres		Did you consider having 10' on both sides for bikes and people and then having trees on both sides? Why 15' on one side and 10' on the other? Peggy Van Yahres		The feasibility study looked at creating seamless bike/ped connections from Arlington to the 250 bypass while connecting the improvements currently under design with the two previously funded smart scale. The west side of Emmet has a number of conflict points due to Barracks Road shopping Center, as well as limited right of way. In addition, the primary connection north of Barracks Road is Meadowbrook Road, so continuing the shared use path on the east side was preferred.
Helen Wilson		How are pedestrians protected from cyclists?		This is a design detail, but the sidewalk-level bike lanes will be a great opportunity to try out raised tactile guidance strips between the bike lane and sidewalk/path. Several versions of these have been applied in similar situations.
Paul Josey		Thanks, Amanda - with overhead power located on the west side of Emmet, could you consider the 6' median located on the east side to avoid those? Secondly, would it be possible to consider a shared 5' and 5' sidewalk on both sides to allow a planted buffer on both sides?		The planted buffer is proposed on the east side. The feasibility study looked at creating seamless bike/ped connections from Arlington to the 250 bypass while connecting the improvements currently under design with the two previously funded smart scale. The west side of Emmet has a number of conflict points due to Barracks Road shopping Center, as well as limited right of way. In addition, the primary connection north of Barracks Road is Meadowbrook Road, so continuing the shared use path on the east side was preferred.
Paul Josey		Were overhead utilities factored into the design to allow for canopy trees?		Overhead or underground utilities have not been evaluated at this stage. Our focus was evaluating how we could create a continuous connection between the two previously funded projects. Our hope is that the 6' median will allow for canopy trees.

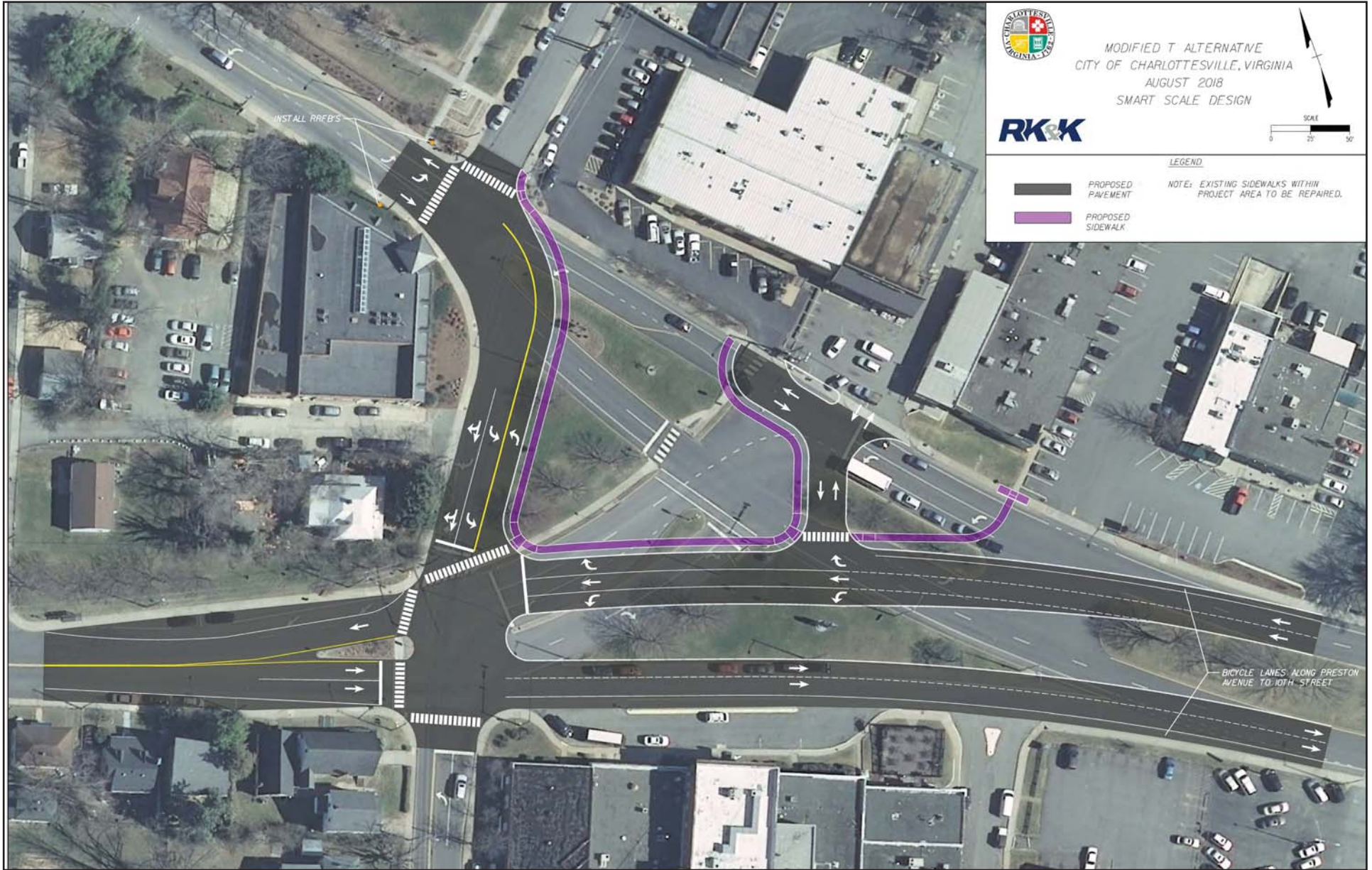
West Main Phase Three



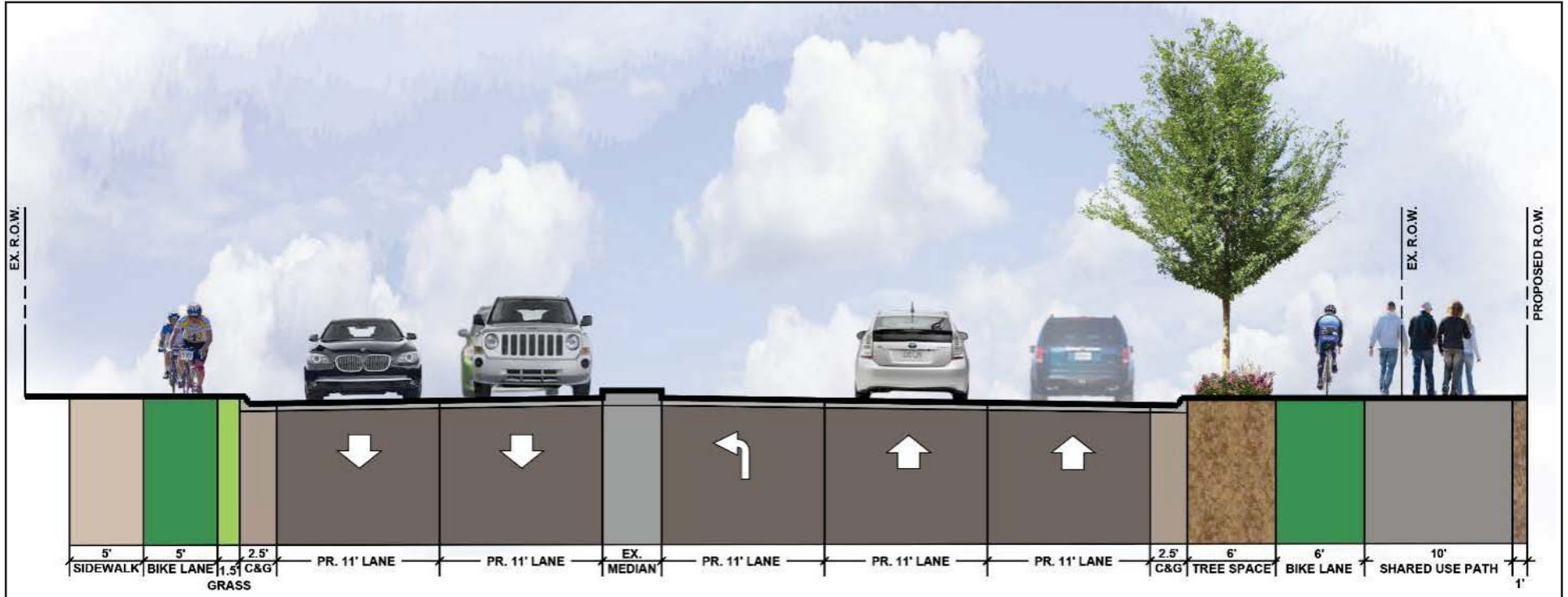
Ridge Street Multimodal Improvements



Preston Avenue & Grady Avenue Intersection Improvements



Emmet Street Multimodal Phase Two



Typical Section: Emmet Street between Arlington & Barracks

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	July 20, 2020
Action Required:	Public Hearing; Adoption of Ordinance (Waive Second Reading)
Presenter:	John Blair, City Attorney
Staff Contacts:	Lisa Robertson; Lauren Hildebrand, Director of Utilities
Title:	Lochlyn Hill Subdivision: Vacation of Utility Easements and ROW

Background:

Pursuant to Virginia Code §15.2-2265, when a locality approves a subdivision plat and the plat is recorded within the Circuit Court’s land records, recordation of the plat operates to transfer legal title to all rights-of-way, easements or other interest of the City in the land identified on the plat as being dedicated for public use. (But note: the City is not required to accept ownership or maintenance responsibility for any *improvements* installed within the dedicated areas, for example: water, sewer or storm sewer mains, unless and until the City verifies that the improvements have been constructed within the public easements AND have been constructed in accordance with City standards).

Once a Developer records a plat and legal title to dedicated right-of-way (ROW) passes to the City, a Developer may not subsequently “take back” [abandon, vacate, etc.] that easement except in accordance with applicable state laws. As a general rule, City Council is required to take action in order to dispose of any public interest in real property. Thus, in most instances—particularly after a developer begins to sell off lots within a subdivision—a developer cannot simply record new subdivision plats to “erase” public easements created by a prior subdivision plat, *see* Va. Code §15.2-2272. If a developer tries to do this, it can create problems in the chain of title to the City’s interests in real estate, as well as private property.

Discussion:

It has come to the attention of the City Attorney’s Office that there are a number of corrections that must be made with respect to matters depicted within the various subdivision plats recorded within the Lochlyn Hill Subdivision.

First, in a number of places new utilities have been constructed outside the boundaries of recorded easements. In those cases the easement locations must be adjusted to correlate with the actual location of utility lines.

Second, boundaries of utility or stormwater easements have been platted and re-platted, on occasion; in some of the re-plats, the Developer referenced an easement as being “hereby vacated” without first having obtained the approval of City Council. For these issues, in order for the property rights to be clarified, Council would need to take action to vacate the

areas labeled as “vacated”.

Third, Lochlyn Hill Drive, although not yet completed, was constructed in a location different than the dedicated public ROW depicted on recorded plats. To partially address this, the Developer has dedicated additional ROW for the portion of the street constructed outside the platted ROW [this has already been done and accepted by the City Attorney on behalf of the City, as he is authorized to do]. Now, the Developer is requesting the City Council to vacate ROW that was previously platted and dedicated, but that is no longer necessary to achieve the required width for the “relocated” Lochlyn Hill Drive.

Just in the way of a status report: the following issues related to utilities and public street improvements remain outstanding throughout the Development:

- (1) Developer has not yet submitted notice(s) of completion, accompanied by final as-built plans and inspection reports for (i) all utility facilities and (ii) public street improvements;
- (2) For utility mains (water, sewer and storm sewer lines) that have been constructed within Phase 3, the Developer has confirmed location of utility mains but has not yet provided final verification that the depth of cover required for the new utility lines has been achieved;
- (3) The City’s zoning administrator and Housing Specialist will need to verify that the proffered development conditions (affordable housing) throughout the Development have been satisfied. This involves checking location and ownership of units, and checking on the status of a Fund referenced within the proffers.
- (4) The City’s stormwater administrator will need to verify that the requirements of the stormwater management plan for the Lochlyn Hill development (all phases) have been satisfied to the extent that state permit coverage can be terminated; this closeout process is not anticipated for quite some time, and will involve an application and closeout information per state law and regulations, and the City’s water protection ordinance.

Resolution of these outstanding issues will take place over a course of time in accordance with City ordinances and applicable state laws. Taking action at this time to correct subdivision plat errors will not adversely impact [either the City or the Developer] as they work through the completion process, and will clear title to some land/lots which have already been sold.

Alignment with Council Vision Areas and Strategic Plan:

N/A

Community Engagement:

A public hearing is required to be held by City Council on this request, pursuant to Va. Code §15.2-2272.

Budgetary Impact:

N/A

Recommendation:

Staff and the City Attorney’s Office recommend approval of the attached Ordinance. (**Note: on the last page of the Ordinance, there is a provision that waives the requirement for a second reading of the Ordinance**).

Alternatives:

City Council may decline to approve the Ordinance, or may edit the terms of the proposed Ordinance prior to adopting it.

Attachments:

- Proposed Ordinance
- Copies of plats referenced in the Ordinance

**ORDINANCE
CLOSING, VACATING AND DISCONTINUING
CERTAIN UTILITY EASEMENTS
WITHIN THE LOCHLYN HILL SUBDIVISION**

WHEREAS, the developers of the Lochlyn Hill subdivision (“Developers”) have recorded one or more subdivision plat(s) within the land records of the Charlottesville Circuit Court for the Lochlyn Hill Subdivision (“Subdivision”); and

WHEREAS, within the various plat(s) the Developers have created certain public rights of way and easements for public utilities, and have dedicated the areas of land within those easements for public use (“Subject Rights-of-Way”), but the Developers have also attempted to vacate certain of those easements by recordation, or re-recordation, of the plat(s); and

WHEREAS, once the Developers began selling lots within the Subdivision, the City of Charlottesville’s right, title and interest in and to utility easements created by recordation of subdivision plat(s), and the boundary(ies) of those easements, may be extinguished or altered only in accordance with the provisions of Virginia Code §15.2-2265 and §15.2-2272; and

WHEREAS, the Developers have made application to the City Council, requesting Council to vacate or relocate certain easements the Subdivision and to vacate a portion of right-of-way previously dedicated to the City for Lochlyn Hill Drive; and,

WHEREAS, landowners who own property adjacent to the Subject Rights-of-Way have been duly notified of the Petition, in accordance with Virginia Code §15.2-2272, and within each of the subdivision plats recorded by the Developers, the Developers, by notes on such plats, reserved the right to vacate or revise any easement depicted on the plats, and by such notes the lot owners purchasing from the Developers have also been put on notice that the easements may be vacated or revised; and,

WHEREAS, following notice to the public given in accordance with Virginia Code §15.2-2272 and 15.2-2204, and a public hearing by the City Council was held on July 20, 2020; and,

WHEREAS, this Council finds and determines that the Developer’s application should be conditionally granted;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Charlottesville, Virginia as follows:

- (1) Within the Subdivision Plat titled “SUBDIVISION PLAT LOCHLYN HILL, PHASE II AND FUTURE PHASE III, BEING A BOUNDARY LINE ADJUSTMENT OF TMP48A-39 AND 48A-40 AND VACATING A PORTION OF AN EXISTING CITY 20’ SANITARY EASEMENT AND A STORMWATER MAINTENANCE AND ACCESS EASEMENT AS SHOWN HEREON CITY OF CHARLOTTESVILLE, VIRGINIA DECEMBER 20, 2015, MARCH 16, 2016 (REVISED) JULY 6, 2016 (REVISED) AUGUST 31, 2016 (REVISED)”, recorded within the land records of the Charlottesville**

Circuit Court as Instrument Number 2016-00003811, City Council hereby vacates the following easements:

Sheet 3 of 22: “Portion of Ex. Stormwater Maintenance and Access Easement Instrument #201400921 (City) (HEREBY VACATED)” **and** “Portion of Ex. City 20’ Sanitary Sewer Easement D.B. 773, Pg. 503, 509 (PLAT)(HEREBY VACATED)”;

Sheet 4 of 22: “Portion of Ex. Stormwater Maintenance and Access Easement Instrument #201400921 (CITY) (HEREBY VACATED)”;

- (2) **And within the Subdivision Plat titled “PLAT SHOWING REVISED 20’ SANITARY SEWER EASEMENTS AND NEW 20’ STORM DRAINAGE EASEMENTS AND EXISTING STORM DRAINAGE EASEMENTS TO BE VACATED ACROSS LOCHLYN HILL, PHASE II, CITY OF CHARLOTTESVILLE, VIRGINIA, FEBRUARY 1, 2019, JUNE 21, 2019 (REVISED), NOVEMBER 6, 2019 (REVISED)” recorded within the land records of the Charlottesville Circuit Court as Instrument Number 2019-00004144, City Council hereby vacates the following easements:**

Sheet 3 of 13: Drainage Easements (or portions thereof) labeled as “A” on Sheet 3 of 13 on the above-referenced Plat, such easements having been dedicated to the public on the 2016 subdivision plat recorded as Instrument 2016-00003811; **and** Drainage Easements (or portions thereof) labeled as “D” on Sheet 3 of 13 on the above-referenced Plat, such easements having been dedicated to the public on the 2016 subdivision plat recorded as Instrument 2016-00003811;

- (3) **And within the Subdivision Plat titled “LOCHLYN HILL, PHASE III, CITY OF CHARLOTTESVILLE, VIRGINIA JANUARY 11, 2019, APRIL 19, 2019 (REVISED), JUNE 3, 2019 (REVISED)” recorded within the land records of the Charlottesville Circuit Court as Instrument Number 2019-00002201, City Council hereby vacates the following easements:**

Sheet 4 of 14: Drainage Easements (or portions thereof) labeled as “A, B, C, and D” on Sheet 4 of 13 on the above-referenced Plat; **and** a Waterline Easement (or portion thereof) labeled as “G” on Sheet 4 of 13 of the above-referenced Plat; **and** a Sanitary Sewer Easement (or portion thereof) labeled as “H” on the above-referenced Plat, such easements having been dedicated to the public on the 2016 subdivision plat recorded as Instrument 2016-00003811;

- (4) **And within a plat titled “Survey Showing Lots 61-A and 61-B being a division of Lot 61 and Lots 90-A, 90-B, 90-C, being a division of Lot 90 (Revised) and Lots 91 (Revised) through Lot 99 (Revised) being a boundary line adjustment of Lots 91 through 99 and New Access Easement across Lot 61-A Lochlyn Hill, Phase III,” prepared by Kirk Hughes and Associates and dated February 10, 2020, recorded within the land records of the Charlottesville Circuit Court as Exhibit A to Instrument Number 2020-00001078, City Council hereby vacates the following easement:**

Sheet 4 of 6 (titled “Plat Showing Lochlyn Hill, Phase III, Public Drainage Easement to be Vacated”: the existing drainage easement (or portions thereof) depicted as a cross-hatched

area and labeled “Portion of Ex. D/E to be Vacated”

- (5) **And with respect to a PROPOSED plat titled “Boundary line adjustment, Lots 101-107 and Lochlyn Hill Drive, Lochlyn Hill, Phase III, as shown hereon” prepared by Kirk Hughes and Associates and dated February 10, 2020 (not yet recorded within the land records of the Charlottesville Circuit Court, but attached to Council’s agenda materials for July 20, 2020), City Council hereby agrees to and approves a vacation of the following portions of the public right-of-way for Lochlyn Hill Drive and City Council further authorizes the City’s Subdivision Agent to execute a final boundary line adjustment plat having the same details and information as set forth within the aforementioned PROPOSED plat:**

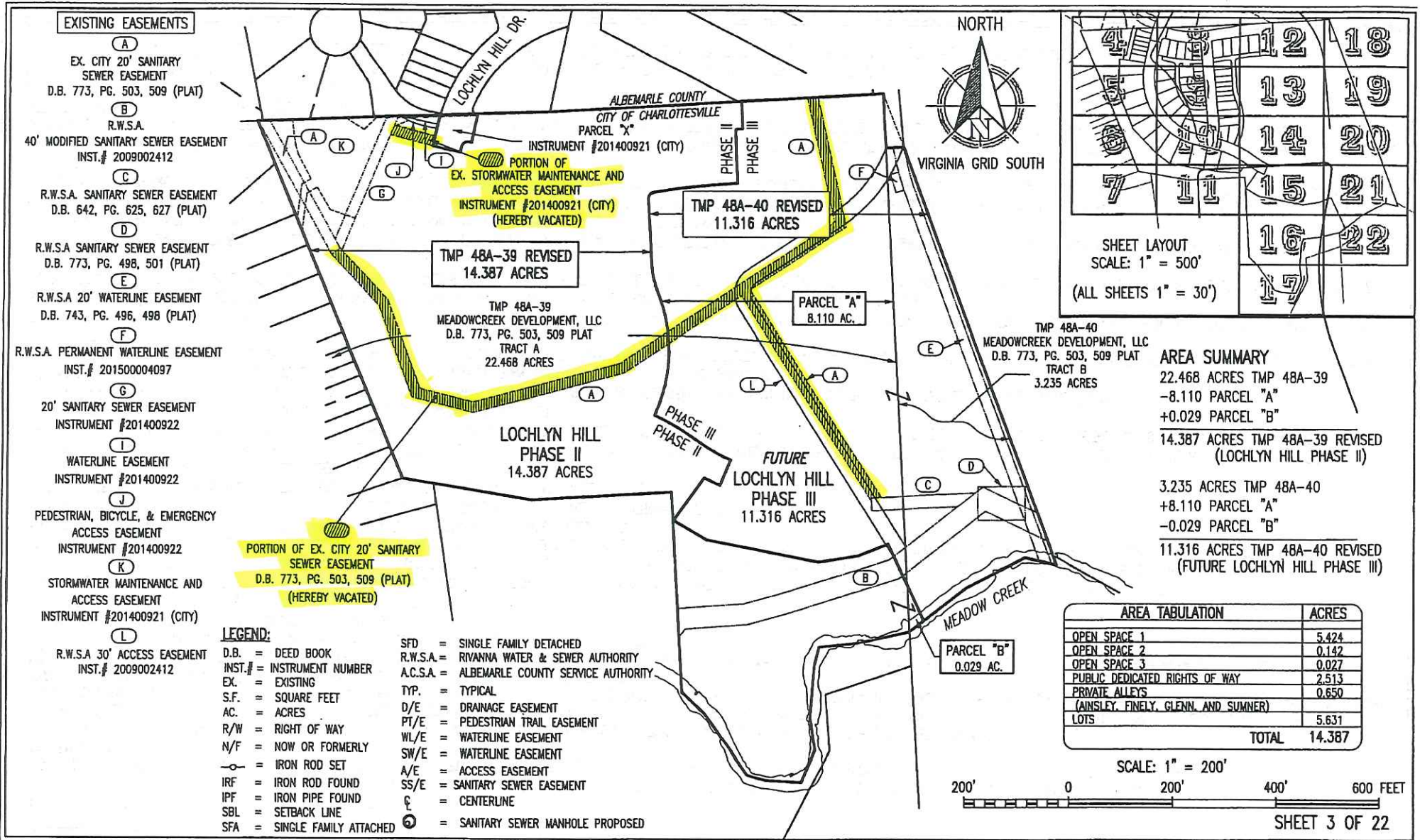
Sheet 2 of 3: portions of the variable width right-of-way for Lochlyn Hill Drive adjacent to Lots 101-107, more specifically, those portions labeled (A), (B), (C), (D), (E), (F) and (G) on said plat, each labeled portion having the area stated within the tables provided on Sheet 3 of 3 of said boundary line adjustment plat.

PROVIDED, HOWEVER, that this Ordinance shall not be or become effective until (i) a period of 30 calendar days from July 20, 2020 has expired, and no appeal has been taken by any person from Council’s adoption of this Ordinance pursuant to Virginia Code §15.2-2272(2), and (ii) a certified copy of this Ordinance is recorded in the land records of the Circuit Court for the City of Charlottesville, along with a Deed of Vacation approved as to form by the City Attorney. In the event that this Ordinance and the related Deed of Vacation have not been recorded in the City’s land records within one (1) year after the date of approval of this Ordinance by City Council, then this Ordinance shall be void.

AND BE IT FURTHER ORDAINED BY CITY COUNCIL THAT the requirement within City Code Section 2-97 (for a two readings of an ordinance) is hereby WAIVED by a four-fifths vote and this Ordinance shall be effective upon its adoption by Council without any requirement for a second reading.

Approved by Council
_____, 2020

Clerk of Council

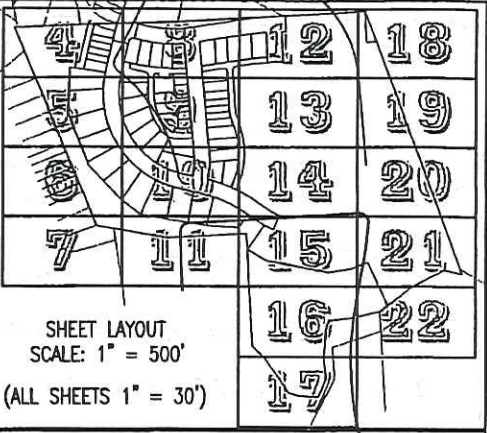


EXISTING EASEMENTS

- (A) EX. CITY 20' SANITARY SEWER EASEMENT D.B. 773, PG. 503, 509 (PLAT)
- (B) R.W.S.A. 40' MODIFIED SANITARY SEWER EASEMENT INST.# 2009002412
- (C) R.W.S.A. SANITARY SEWER EASEMENT D.B. 642, PG. 625, 627 (PLAT)
- (D) R.W.S.A. SANITARY SEWER EASEMENT D.B. 773, PG. 498, 501 (PLAT)
- (E) R.W.S.A. 20' WATERLINE EASEMENT D.B. 743, PG. 496, 498 (PLAT)
- (F) R.W.S.A. PERMANENT WATERLINE EASEMENT INST.# 201500004097
- (G) 20' SANITARY SEWER EASEMENT INSTRUMENT #201400922
- (I) WATERLINE EASEMENT INSTRUMENT #201400922
- (J) PEDESTRIAN, BICYCLE, & EMERGENCY ACCESS EASEMENT INSTRUMENT #201400922
- (K) STORMWATER MAINTENANCE AND ACCESS EASEMENT INSTRUMENT #201400921 (CITY)
- (L) R.W.S.A. 30' ACCESS EASEMENT INST.# 2009002412

LEGEND:

- D.B. = DEED BOOK
- INST.# = INSTRUMENT NUMBER
- EX. = EXISTING
- S.F. = SQUARE FEET
- AC. = ACRES
- R/W = RIGHT OF WAY
- N/F = NOW OR FORMERLY
- = IRON ROD SET
- IRF = IRON ROD FOUND
- IPF = IRON PIPE FOUND
- SBL = SETBACK LINE
- SFA = SINGLE FAMILY ATTACHED
- SFD = SINGLE FAMILY DETACHED
- R.W.S.A. = RIVANNA WATER & SEWER AUTHORITY
- A.C.S.A. = ALBEMARLE COUNTY SERVICE AUTHORITY
- TYP. = TYPICAL
- D/E = DRAINAGE EASEMENT
- PT/E = PEDESTRIAN TRAIL EASEMENT
- WL/E = WATERLINE EASEMENT
- SW/E = WATERLINE EASEMENT
- A/E = ACCESS EASEMENT
- SS/E = SANITARY SEWER EASEMENT
- ℄ = CENTERLINE
- ⊙ = SANITARY SEWER MANHOLE PROPOSED

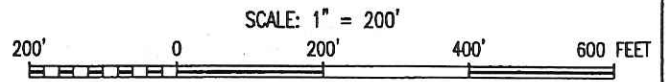


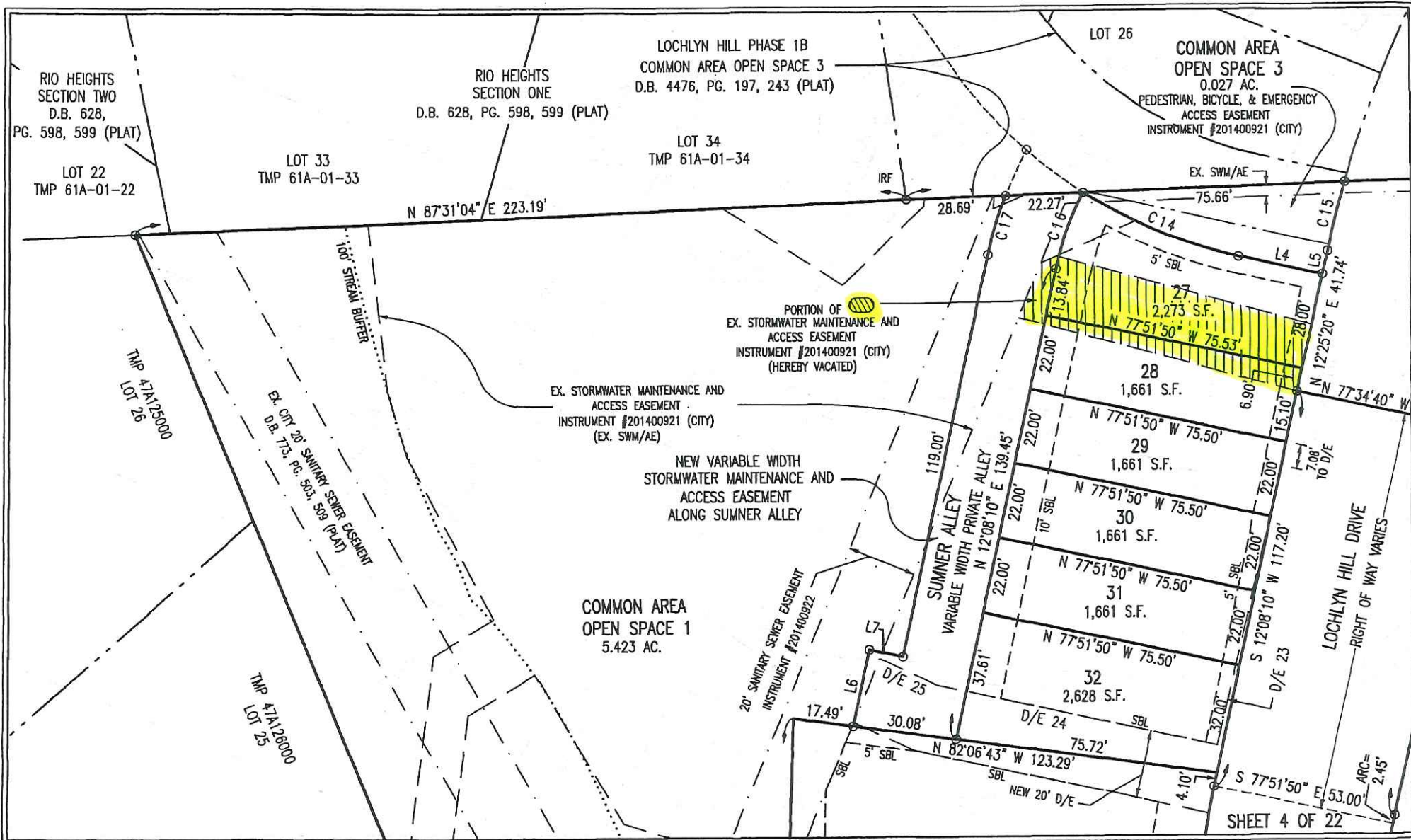
SHEET LAYOUT
SCALE: 1" = 500'
(ALL SHEETS 1" = 30')

AREA SUMMARY

- 22.468 ACRES TMP 48A-39
- 8.110 PARCEL "A"
- +0.029 PARCEL "B"
- 14.387 ACRES TMP 48A-39 REVISED (LOCHLYN HILL PHASE II)
- 3.235 ACRES TMP 48A-40
- +8.110 PARCEL "A"
- 0.029 PARCEL "B"
- 11.316 ACRES TMP 48A-40 REVISED (FUTURE LOCHLYN HILL PHASE III)

AREA TABULATION	ACRES
OPEN SPACE 1	5.424
OPEN SPACE 2	0.142
OPEN SPACE 3	0.027
PUBLIC DEDICATED RIGHTS OF WAY	2.513
PRIVATE ALLEYS (ANSLEY, FINELY, GLENN, AND SUMNER)	0.650
LOTS	5.631
TOTAL	14.387










VIRGINIA GRID SOUTH


EXISTING DRAINAGE EASEMENTS

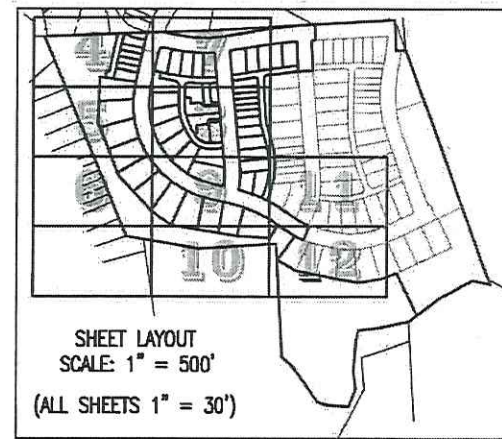
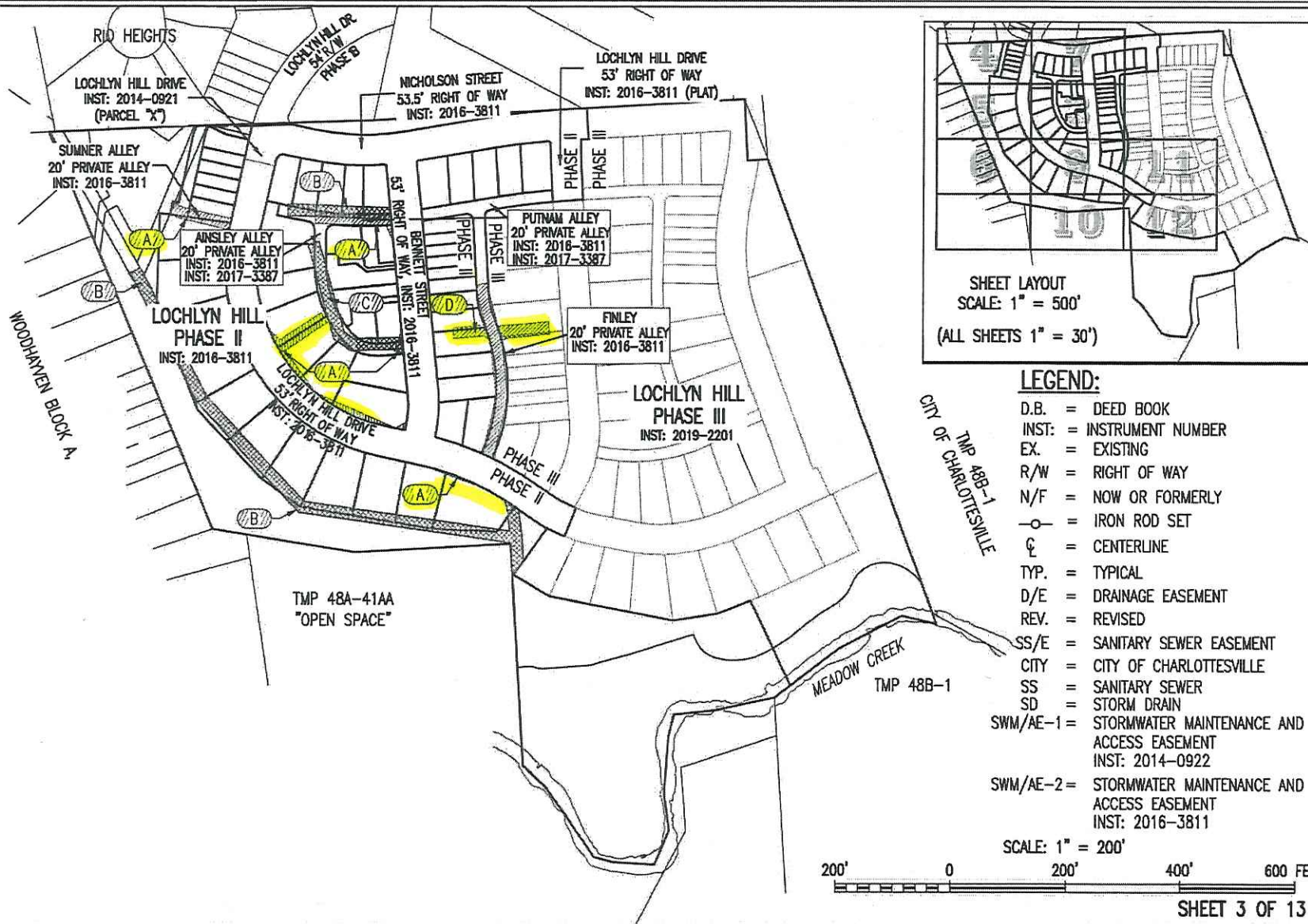
 EX. 20' D/E
INST: 2016-3811
(TO BE VACATED)

 EX. 13', 19', 22' AND
20' D/E
INST: 2016-3811
(TO BE VACATED)



EXISTING SANITARY SEWER EASEMENTS

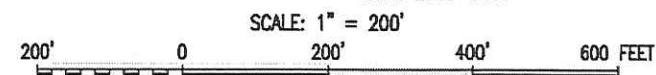
 EX. 20' SS/E-1
INST: 2016-3811
(HEREBY REVISED)

 EX. 20' SS/E-2
INST: 2017-3387
(HEREBY REVISED)



LEGEND:

- D.B. = DEED BOOK
- INST: = INSTRUMENT NUMBER
- EX. = EXISTING
- R/W = RIGHT OF WAY
- N/F = NOW OR FORMERLY
-  = IRON ROD SET
-  = CENTERLINE
- TYP. = TYPICAL
- D/E = DRAINAGE EASEMENT
- REV. = REVISED
- SS/E = SANITARY SEWER EASEMENT
- CITY = CITY OF CHARLOTTESVILLE
- SS = SANITARY SEWER
- SD = STORM DRAIN
- SWM/AE-1 = STORMWATER MAINTENANCE AND ACCESS EASEMENT
INST: 2014-0922
- SWM/AE-2 = STORMWATER MAINTENANCE AND ACCESS EASEMENT
INST: 2016-3811



SHEET 3 OF 13



EXISTING EASEMENTS

(TO BE VACATED)

(A)

EX. 13' D/E
INST: 2016-3811 (PLAT)
(TO BE VACATED)

(B)

EX. 19' D/E
INST: 2016-3811 (PLAT)
(TO BE VACATED)

(C)

EX. 22' D/E
INST: 2016-3811 (PLAT)
(TO BE VACATED)

(D)

EX. 20' D/E
INST: 2016-3811 (PLAT)
(TO BE VACATED)

(E)

R.W.S.A. SANITARY SEWER EASEMENT
D.B. 642, PG. 625, 627 (PLAT)
(TO BE VACATED)

(F)

R.W.S.A. 30' ACCESS EASEMENT
INST.# 2009002412
(TO BE VACATED)

(G)

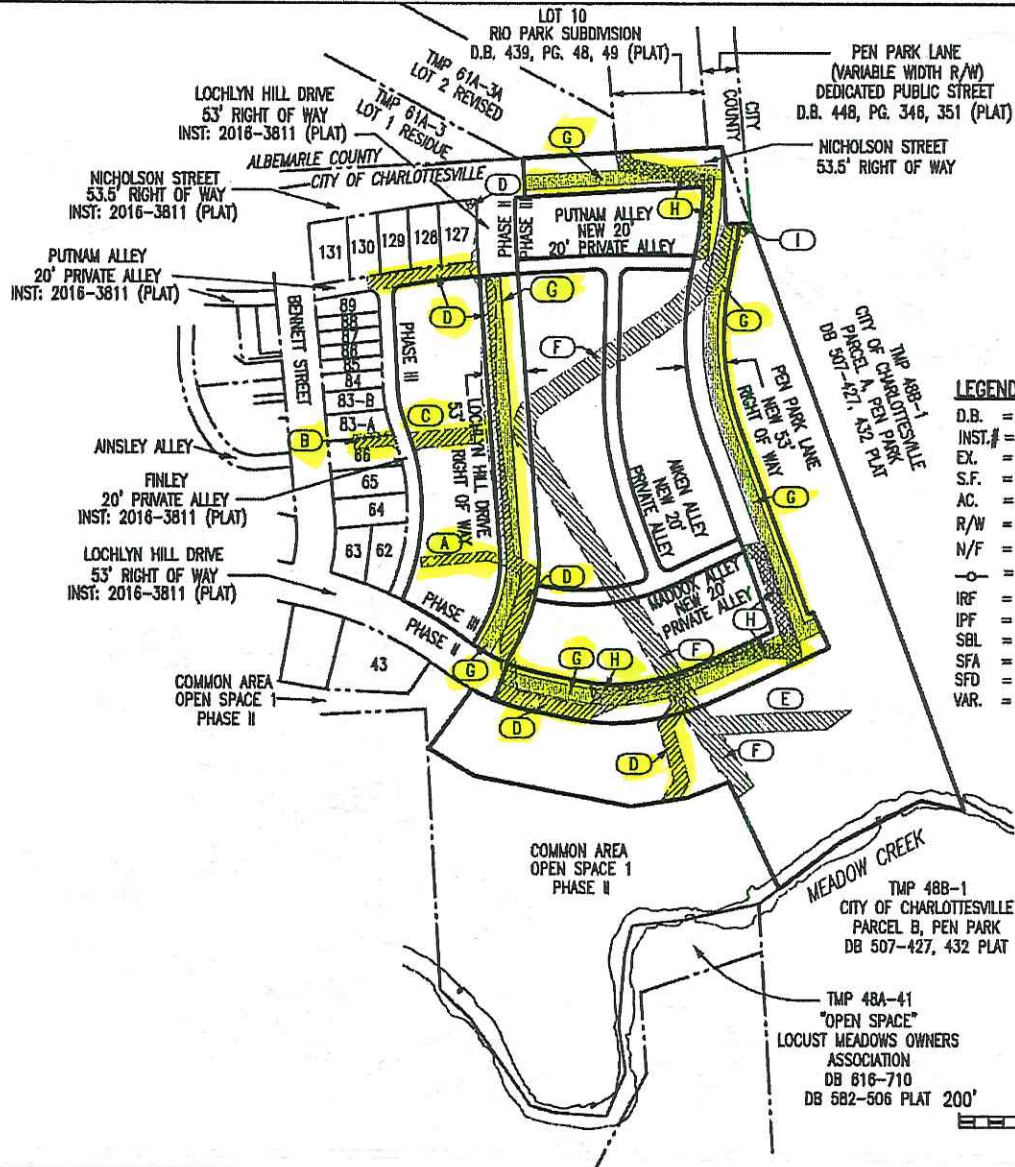
EX. 20' WATERLINE EASEMENT
INST: 2016-3811 (PLAT)
(TO BE VACATED)

(H)

EX. 20' SANITARY SEWER EASEMENT
INST: 2016-3811 (PLAT)
LYING WITHIN NEW PUBLIC R/W
(TO BE VACATED)

(I)

PORTION OF EX. R.W.S.A.
20' WATERLINE EASEMENT
D.B. 743, PG. 496, 498 (PLAT)
LYING WITHIN NEW PUBLIC R/W
(TO BE VACATED)



LEGEND:

- D.B. = DEED BOOK
- INST.# = INSTRUMENT NUMBER
- EX. = EXISTING
- S.F. = SQUARE FEET
- AC. = ACRES
- R/W = RIGHT OF WAY
- N/F = NOW OR FORMERLY
- = IRON ROD SET
- IRF = IRON ROD FOUND
- IPF = IRON PIPE FOUND
- SBL = SETBACK LINE
- SFA = SINGLE FAMILY ATTACHED
- SFD = SINGLE FAMILY DETACHED
- VAR. = VARIABLE

- ℄ = CENTERLINE
- R.W.S.A. = RYANNA WATER & SEWER AUTHORITY
- A.C.S.A. = ALBEMARLE COUNTY SERVICE AUTHORITY
- TYP. = TYPICAL
- D/E = DRAINAGE EASEMENT
- PT/E = PEDESTRIAN TRAIL EASEMENT
- WL/E = WATERLINE EASEMENT
- A/E = ACCESS EASEMENT
- EX. SS/E = SANITARY SEWER EASEMENT
INST: 2016-3811 (PLAT)
- EX. GW/E = GREENWAY EASEMENT
INST: 2016-3811 (PLAT)
- EX. SW/E = STORMWATER MAINTENANCE EASEMENT
INST: 2016-3811 (PLAT)
- EX. D/E = DRAINAGE EASEMENT
INST: 2016-3811 (PLAT)

PLAT SHOWING
LOCHLYN HILL
PHASE III
EASEMENTS TO BE VACATED

SCALE: 1" = 200'

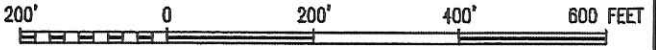


EXHIBIT A

(Survey showing Lots 61-A and 61-B being a division of Lot 61 and Lots 90-A, 90-B, 90-C, being a division of Lot 90 (Revised) and Lots 91 (Revised) through Lot 99 (Revised) being a boundary line adjustment of Lots 91 through 99 and New Access Easement across Lot 61-A Lochlyn Hill, Phase III,” prepared by Kirk Hughes and Associates and dated February 10, 2020)

OWNER'S CONSENT

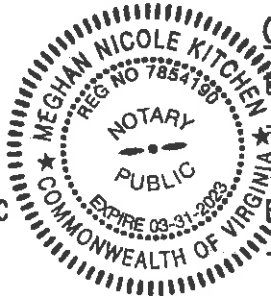
THE DIVISION OF THE LAND DESCRIBED HEREIN IS WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRE OF THE UNDERSIGNED OWNERS, PROPRIETORS, AND / OR TRUSTEES, IF ANY. ANY REFERENCE TO FUTURE POTENTIAL DEVELOPMENT IS TO BE DEEMED A THEORETICAL ONLY. ALL STATEMENTS AFFIXED TO THIS PLAT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Frank R. Stoner, IV

LOCHLYN HILL DEVELOPEMENT GROUP, LLC
 BY: FRANK R. STONER, IV
 TITLE: MANAGER
 TMP 48A040018-48A040028

TITLE SOURCE:

LOCHLYN HILL DEVELOPEMENT GROUP, LLC
 INSTRUMENT NO. 2016-3812
 INSTRUMENT NO. 2019-2201 (PLAT)



CERTIFICATE OF ACKNOWLEDGMENT OF SIGNATURE:

CITY/COUNTY OF Albemarle
 COMMONWEALTH OF VIRGINIA

THE FOREGOING WAS ACKNOWLEDGED BEFORE ME THIS
24 DAY OF March, 2020

Meghan N Kitchen
 NOTARY PUBLIC

REGISTRATION NUMBER: 7854190
 MY COMMISSION EXPIRES: 03/31/2023

CITY OF CHARLOTTESVILLE APPROVAL

9/11/2020
 DATE

CITY SUBMISION AGENT, OR AUTHORIZED DESIGNEE

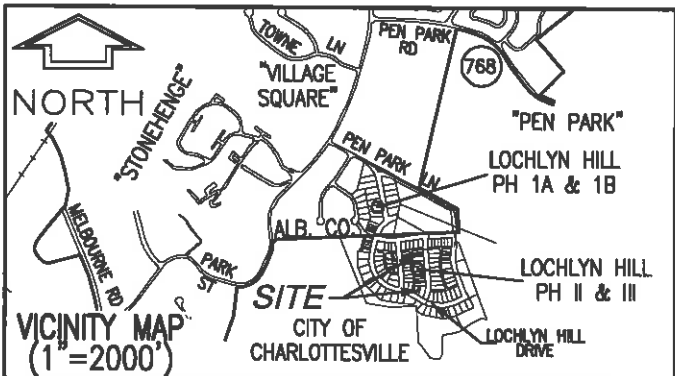
ALEX IKEFUNA AS AGENT FOR THE CITY PLANNING COMMISSION

DATE *3/23/20*

CHAIR, CITY PLANNING COMMISSION

NOTES:

- 1.) SURVEY PREPARED FOR LOCHLYN HILL DEVELOPEMENT GROUP, LLC.
 - 2.) THIS SURVEY IS BASED ON A CURRENT FIELD BOUNDARY SURVEY.
 - 3.) NO GRAVES, CEMETERIES OR OTHER OBJECTS OR STRUCTURES MARKING A PLACE OF HUMAN BURIAL WERE FOUND OR OBSERVED ALONG THE PERIMETER OF THE BOUNDARY SHOWN HEREON.
 - 4.) THIS SURVEY WAS DONE WITHOUT THE BENEFIT OF A CURRENT TITLE REPORT AND MAY NOT INDICATE ALL ENCUMBRANCES ON THE PROPERTY SHOWN HEREON. PROPERTY MAY BE SUBJECT TO ADDITIONAL EASEMENTS AND RIGHTS OF WAY RECORDED IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF THE CITY OF CHARLOTTESVILLE. PROPERTY SUBJECT TO THE LOCHLYN HILL DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS, AND EASEMENTS RECORDED IN COUNTY DEED BOOK 4476, PAGE 197 IN THE CIRCUIT COURT OF THE COUNTY OF ALBEMARLE VIRGINIA AND ALL AMENDMENTS THERETO.
 - 5.) IRON RODS, UNLESS OTHERWISE NOTED, ARE TO BE SET AT ALL CORNERS UPON THE COMPLETION OF ROAD CONSTRUCTION.
 - 6.) USE: RESIDENTIAL
 - A.) SINGLE FAMILY ATTACHED LOTS 61-A, 61-B, 90-A, 90-B, 90-C, AND LOTS 94 (REVISED) THROUGH LOT 99 (REVISED)
 - B.) SINGLE FAMILY DETACHED LOTS 91 (REVISED) THROUGH LOT 93 (REVISED).
 - 7.) ZONED: PLANNED UNIT DEVELOPMENT (PUD)
 - 8.) PROPERTY LIES WITHIN FLOOD ZONE "X" NOT A F.E.M.A. DEFINED 100 YEAR FLOOD ZONE.
- (NOTES CONTINUED ON SHEET 3)



SURVEY SHOWING
 LOTS 61-A AND 61-B
 BEING A DIVISION OF
 LOT 61
 AND
 LOTS 90-A, 90-B, 90-C,
 BEING A DIVISION OF
 LOT 90 (REVISED)
 AND
 LOTS 91 (REVISED) THROUGH LOT 99 (REVISED)

BEING A BOUNDARY LINE ADJUSTMENT OF
 LOTS 91 THROUGH 99
 AND A
 NEW ACCESS EASEMENT
 ACROSS
 LOT 61-A
 LOCHLYN HILL, PHASE III
 AS SHOWN HEREON

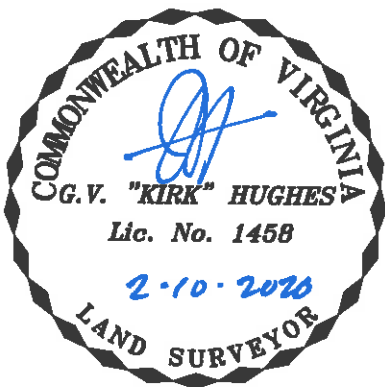
CITY OF CHARLOTTESVILLE, VIRGINIA
 FEBRUARY 10, 2020

KIRK HUGHES & ASSOCIATES
 LAND SURVEYORS AND PLANNERS
 220 EAST HIGH STREET
 CHARLOTTESVILLE, VA. 22902
 (434) 296-6942

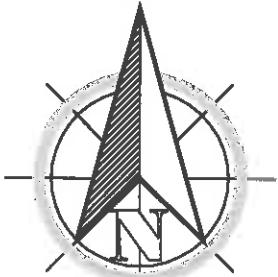
FILE: 2018-254, WO: 2020-024

\\LOCHLYN HILL\LOT_61 AND 90-99\LH_61 AND 90-99 BLD.DWG
 PLOTTED: 2/10/2020

SHEET LAYOUT	
SHEET 1	COVER SHEET
SHEET 2	BOUNDARY LINE ADJUSTMENT LOTS 90-99
SHEET 3	LOTS 90-A, 90-B, AND 90-C LOTS 61-A AND 61-B
SHEET 4	DRAINAGE EASEMENT TO BE VACATED
SHEET 5	LEGEND AND AREA SUMMARIES
SHEET 6	CURVE TABLE AND LINE TABLE



NORTH



INST: 2019-2201

SCALE: 1" = 30'



PUTNAM ALLEY
20' PRIVATE ALLEY
INST: 2016-3811

PHASE II
INST: 2016-3811
PHASE III
INST: 2019-2201

LOCHLYN HILL DRIVE
5' RIGHT OF WAY
INST: 2016-3811
INST: 2019-2201

MATCH LINE SHEET 3
(DETAIL "A")

LOT 87 REVISED

LOT 86 REVISED

LOT 85 REVISED

LOT 84 REVISED

LOT 83-B REVISED

FINLEY ALLEY
20' PRIVATE ALLEY
INST: 2016-3811

LOT 83-A REVISED

LOT 66

LOT 65

LOT 64

LOT 62

MATCH LINE SHEET 3
(DETAIL "B")

LOT 90 (REVISED)
8,152 S.F.

LOT 91 (REVISED)
6,244 S.F.

LOT 92 (REVISED)
5,959 S.F.

LOT 93 (REVISED)
5,465 S.F.

LOT 94 (REVISED)
3,054 S.F.

LOT 95 (REVISED) 2,074 S.F.

LOT 96 (REVISED) 2,105 S.F.

LOT 97 (REVISED) 2,172 S.F.

LOT 98 (REVISED) 2,275 S.F.

LOT 99 (REVISED) 3,545 S.F.

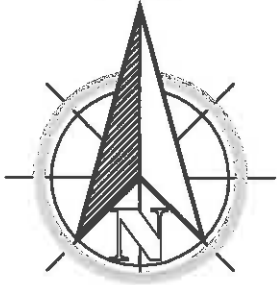
LOT 61

LOT 60

LOCHLYN HILL, PHASE III
INST: 2019-2201
LOTS 90-99

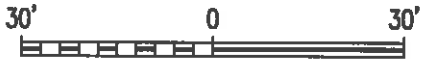
NOTE:
PARCELS D THROUGH L
CONTAINING 0.042 ACRES AS
SHOWN HEREON ARE HEREBY
RESERVED FOR FUTURE RIGHT
OF WAY.

NORTH



INST: 2019-2201

SCALE: 1" = 30'



NOTES CONTINUED FROM SHEET 1

9.) BUILDING SETBACKS

SINGLE FAMILY ATTACHED (SFA)

LOTS 61A AND 61B (ARE SHOWN HEREON)

LOTS 90A, 90B, AND 90C (ARE SHOWN HEREON)

LOTS 94 (REVISED) THROUGH LOT 99 (REVISED)

FRONT = 5 FEET (ALONG LOCHLYN HILL DRIVE)

SIDE = 3 FEET (NO SIDE SETBACK ALONG SHARED PROPERTY LINES)

REAR = 10 FEET (ALONG FINLEY ALLEY)

SINGLE FAMILY DETACHED

LOTS 91 (REVISED) THROUGH LOT 93 (REVISED)

FRONT = 10 FEET (ALONG LOCHLYN HILL DRIVE)

SIDE = 3 FEET

REAR = 10 FEET (ALONG FINLEY ALLEY)

LOTS 90-A, 90-B, AND 90-C
BEING A DIVISION OF
LOT 90 (REVISED)

FINLEY ALLEY
20' PRIVATE ALLEY
INST: 2016-3811

LOT 89 REVISED

LOT 88 REVISED

LOT 87 REVISED

N 03°07'02" W 53.85' (TOTAL)

PUTNAM ALLEY
20' PRIVATE ALLEY
INST: 2016-3811

L1

C2

PHASE II

PHASE III

LOT 90-A
2,796 S.F.

S 84°41'49" W 120.25'
LOT 90-B
2,410 S.F.

S 84°41'49" W 120.75'
LOT 90-C
2,946 S.F.

S 84°41'49" W 121.34'

LOT 901 (REVISED)

MATCH LINE SEE SHEET 2

PHASE II
INST: 2016-3811
PHASE III
INST: 2019-2201

S 04°32'23" E 69.01' (TOTAL)

LOCHLYN HILL DRIVE
53' RIGHT OF WAY
INST: 2016-3811
INST: 2019-2201

24.67'
20.00'
22.38'
C3

DETAIL "A"
SCALE: 1" = 30'

MATCH LINE SEE SHEET 2

LOTS 61-A AND 61-B
BEING A DIVISION OF
LOT 61

FINLEY ALLEY
20' PRIVATE ALLEY
INST: 2016-3811

EX. PRIVATE
20' D/E

LOCHLYN HILL, PHASE III
INST: 2019-2201
LOT 61
TMP 48A040018

LOCHLYN HILL DRIVE
53' RIGHT OF WAY
INST: 2016-3811

LOCHLYN HILL DRIVE
53' RIGHT OF WAY
INST: 2016-3811
INST: 2019-2201

LOT 99 (REVISED)
S 84°41'49" W 115.34' (TOTAL)

36.50'

25.69'

MP 99
40028
53.16'

NEW PRIVATE
ACCESS EASEMENT

LOT 61-A
2,614 S.F.

LOT 61-B
2,905 S.F.

N 18°55'06" E 67.54'

N 18°55'06" E 77.83'

N 18°55'06" E 90.5581 N

DETAIL "B"
SCALE: 1" = 30'

PUTNAM ALLEY
20' PRIVATE ALLEY
INST: 2016-3811

EX. PRIVATE
20' D/E

PHASE II
INST: 2016-3811
PHASE III
INST: 2019-2201

LOCHLYN HILL DRIVE
53' RIGHT OF WAY
INST: 2016-3811
INST: 2019-2201

LOT 89 REVISED

LOT 90 (REVISED)

LOT 88 REVISED

PORTION OF
EX. D/E TO REMAIN

LOT 87 REVISED

LOT 91 (REVISED)

LOT 86 REVISED

EX. SS/E

LOT 85 REVISED

S 00°21'17" E 90.16'
REMAINING D/E

LOT 84 REVISED

LOT 92 (REVISED)

LOT 83-B REVISED

PORTION OF
EX. D/E TO
TO BE VACATED

FINLEY ALLEY
20' PRIVATE ALLEY
INST: 2016-3811

LOT 93 (REVISED)

LOT 83-A REVISED

EX. R/W LINE
INST: 2019-2201

LOT 66

LOT 94 (REVISED)

EX. SS/E

LOT 95 (REVISED)

EX. PRIVATE
20' D/E

LOT 65

LOT 96 (REVISED)

NORTH

LOT 64

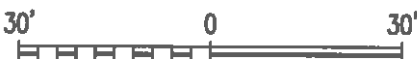
LOT 97 (REVISED)

LOT 98 (REVISED)

S 09°44'52" E 3.70'
FROM NEW CORNER
TO REMAINING D/E

INST: 2019-2201

SCALE: 1" = 30'



PLAT SHOWING

LOT 62

LOCHLYN HILL, PHASE III
PUBLIC DRAINAGE EASEMENT
TO BE VACATED

LOT 99 (REVISED)

PORTION OF
EX. D/E TO REMAIN

18.31'
S 06° 43'13" E 60.33'
(TOTAL)
32.01'

10.01'

AREA SUMMARY

SEE SHEET 2

SEE SHEET 3

LOT 90	AREA (S.F.)
LOT 90 (PLAT)	6,407
PARCEL A	1,745
LOT 90 (REVISED)	8,152
LOT 91	AREA (S.F.)
LOT 91 (PLAT)	6,937
PARCEL A	-1,745
PARCEL D	-76
PARCEL B	1,128
LOT 91 (REVISED)	6,244
LOT 92	AREA (S.F.)
LOT 92 (PLAT)	7,001
PARCEL B	-1,128
PARCEL E	-449
PARCEL C	535
LOT 92 (REVISED)	5,959
LOT 93	AREA (S.F.)
LOT 93 (PLAT)	6,570
PARCEL C	-535
PARCEL F	-570
LOT 93 (REVISED)	5,465
LOT 94	AREA (S.F.)
LOT 94 (PLAT)	3,365
PARCEL G	-311
LOT 94 (REVISED)	3,054
LOT 95	AREA (S.F.)
LOT 95 (PLAT)	2,247
PARCEL H	-173
LOT 95 (REVISED)	2,074
LOT 96	AREA (S.F.)
LOT 96 (PLAT)	2,234
PARCEL I	-129
LOT 96 (REVISED)	2,105
LOT 97	AREA (S.F.)
LOT 97 (PLAT)	2,257
PARCEL J	-85
LOT 97 (REVISED)	2,172
LOT 98	AREA (S.F.)
LOT 98 (PLAT)	2,316
PARCEL K	-41
LOT 98 (REVISED)	2,275
LOT 99	AREA (S.F.)
LOT 99 (PLAT)	3,550
PARCEL L	-5
LOT 99 (REVISED)	3,545

DIVISION LOT 90 (REVISED)	
LOT 90-A	2,796 S.F.
LOT 90-B	2,410 S.F.
LOT 90-C	2,946 S.F.
LOT 90 (REVISED)	8,152 S.F.

DIVISION LOT 61	
LOT 61-A	2,614
LOT 61-B	2,306
LOT 61 (PLAT)	4,920

DEDICATED R/W

DEDICATED R/W (PLAT)	2.272 AC.
----------------------	-----------

FUTURE R/W RESERVED

PARCEL M	76 S.F.
PARCEL N	449 S.F.
PARCEL O	570 S.F.
PARCEL P	311 S.F.
PARCEL Q	173 S.F.
PARCEL R	129 S.F.
PARCEL S	85 S.F.
PARCEL T	41 S.F.
PARCEL U	5 S.F.
PARCELS D-L (0.042 AC.)	1,839 S.F.

LEGEND:

INST.# = INSTRUMENT NUMBER	EX. SS/E = 20' SANITARY SEWER EASEMENT
EX. = EXISTING	INST: 2016-3811 (PLAT)
S.F. = SQUARE FEET	PUBLIC D/E = PUBLIC DRAINAGE EASEMENT
R/W = RIGHT OF WAY	INST: 2019-2201
N/F = NOW OR FORMERLY	PRIVATE D/E = PRIVATE 20' DRAINAGE EASEMENT
—○— = IRON ROD SET	INST: 2019-2201
SBL = SETBACK LINE	PHASE II = LOCHLYN HILL PHASE II
VAR. = VARIABLE	INST: 2016-3811 (PLAT)
D/E = DRAINAGE EASEMENT	(PLAT) = LOCHLYN HILL PHASE III
A/E = ACCESS EASEMENT	INST: 2019-2201 (PLAT)
(A) = PARCEL	(OLD LINE) = EXISTING PROPERTY LINES
	HEREBY VACATED

CURVE TABLE:

NO.	DELTA	RADIUS	ARC	TANGENT	CH. BEARING	CHORD
C1	83°31'46"	12.00'	17.49'	10.72'	N 38°38'52" E	15.99'
C2	05°30'42"	968.00'	93.12'	46.59'	N 83°10'06" E	93.08'
C3	00°38'50"	173.50'	1.96'	0.98'	S 04°12'58" E	1.96'
C4	06°59'12"	173.50'	21.16'	10.59'	S 00°23'57" E	21.14'
C5	07°38'02"	226.50'	30.18'	15.11'	S 00°43'22" E	30.16'
C6	05°12'29"	226.50'	20.59'	10.30'	S 07°08'37" E	20.58'
C7	05°12'29"	173.50'	15.77'	7.89'	S 07°08'37" E	15.77'
C8	06°19'58"	300.00'	33.16'	16.60'	N 09°46'36" E	33.14'
C9	04°15'53"	300.00'	22.33'	11.17'	N 04°28'41" E	22.32'
C10	04°13'20"	300.00'	22.11'	11.06'	N 00°14'04" E	22.10'
C11	04°12'14"	300.00'	22.01'	11.01'	N 03°58'43" W	22.01'
C12	04°12'29"	300.00'	22.03'	11.02'	N 08°11'04" W	22.03'
C13	06°10'33"	300.00'	32.34'	16.18'	N 13°22'35" W	32.32'
C14	05°43'58"	300.00'	30.02'	15.02'	N 19°19'50" W	30.00'
C15	08°22'44"	162.00'	23.69'	11.87'	N 18°00'27" W	23.67'
C16	10°42'04"	162.00'	30.26'	15.17'	N 08°28'04" W	30.21'
C17	02°51'30"	526.50'	26.26'	13.13'	N 58°26'22" W	26.26'
C18	04°10'49"	526.50'	38.41'	19.22'	N 61°57'31" W	38.41'
C19	11°27'00"	300.00'	59.95'	30.08'	N 18°40'05" E	59.85'

LINE TABLE:

NO.	BEARING	DISTANCE
L1	N 80°24'45" E	16.12'
L2	S 03°05'39" W	31.47'
L3	S 03°05'39" W	17.12'
L4	S 04°32'23" E	14.73'
L5	N 01°11'57" W	20.63'
L6	N 01°11'57" W	14.24'
L7	S 18°55'06" W	4.50'
L8	N 71°04'54" W	20.26'
L9	S 84°41'49" W	18.65'

OWNER'S CONSENT

THE DIVISION OF THE LAND DESCRIBED HEREIN IS WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRE OF THE UNDERSIGNED OWNERS, PROPRIETORS, AND / OR TRUSTEES, IF ANY. ANY REFERENCE TO FUTURE POTENTIAL DEVELOPMENT IS TO BE DEEMED A THEORETICAL ONLY. ALL STATEMENTS AFFIXED TO THIS PLAT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

LOCHLYN HILL DEVELOPMENT GROUP, LLC
BY: FRANK R. STONER, IV
TITLE: MANAGER
TMP 48A040030-48A040032
TMP 48A040034-48A040036

CERTIFICATE OF ACKNOWLEDGMENT OF SIGNATURE:

CITY/COUNTY OF _____
COMMONWEALTH OF VIRGINIA
THE FOREGOING WAS ACKNOWLEDGED BEFORE ME THIS ____
DAY OF _____, 20__

NOTARY PUBLIC
REGISTRATION NUMBER: _____
MY COMMISSION EXPIRES: _____

OWNER'S CONSENT

THE DIVISION OF THE LAND DESCRIBED HEREIN IS WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRE OF THE UNDERSIGNED OWNERS, PROPRIETORS, AND / OR TRUSTEES, IF ANY. ANY REFERENCE TO FUTURE POTENTIAL DEVELOPMENT IS TO BE DEEMED A THEORETICAL ONLY. ALL STATEMENTS AFFIXED TO THIS PLAT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

PEAK BUILDERS, LLC
BY: MATTHEW F. GRUBER
TITLE: MANAGER
TMP 48A040033

CERTIFICATE OF ACKNOWLEDGMENT OF SIGNATURE:

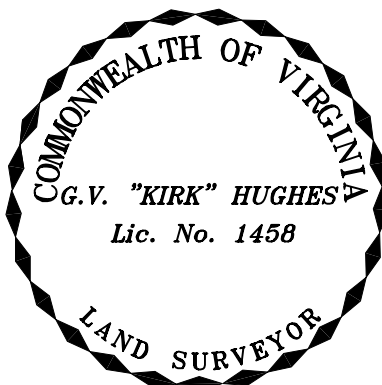
CITY/COUNTY OF _____
COMMONWEALTH OF VIRGINIA
THE FOREGOING WAS ACKNOWLEDGED BEFORE ME THIS ____
DAY OF _____, 20__

NOTARY PUBLIC
REGISTRATION NUMBER: _____
MY COMMISSION EXPIRES: _____

CITY OF CHARLOTTESVILLE APPROVAL

BY: _____
DATE _____
CITY SUBDIVISION AGENT, OR AUTHORIZED DESIGNEE

BY: _____
DATE _____
CHAIR, CITY PLANNING COMMISSION



SHEET LAYOUT	
SHEET 1	COVER SHEET
SHEET 2	BOUNDARY LINE ADJUSTMENT LOTS 101-107
SHEET 3	AREA SUMMARY, CURVE AND LINE TABLES, AND LEGEND

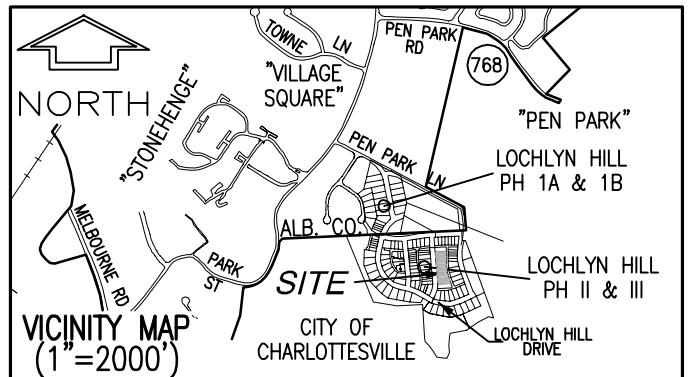
TITLE SOURCES:

LOCHLYN HILL DEVELOPMENT GROUP, LLC
LOTS 101-103 AND 105-107
INSTRUMENT NO. 2016-3812
INSTRUMENT NO. 2019-2201 (PLAT)

PEAK BUILDERS, LLC
LOT 104
INSTRUMENT 2019-4432
INSTRUMENT NO. 2019-2201 (PLAT)

NOTES:

- 1.) SURVEY PREPARED FOR LOCHLYN HILL DEVELOPMENT GROUP, LLC.
- 2.) THIS SURVEY IS BASED ON A CURRENT FIELD BOUNDARY SURVEY.
- 3.) NO GRAVES, CEMETERIES OR OTHER OBJECTS OR STRUCTURES MARKING A PLACE OF HUMAN BURIAL WERE FOUND OR OBSERVED ALONG THE PERIMETER OF THE BOUNDARY SHOWN HEREON.
- 4.) THIS SURVEY WAS DONE WITHOUT THE BENEFIT OF A CURRENT TITLE REPORT AND MAY NOT INDICATE ALL ENCUMBRANCES ON THE PROPERTY SHOWN HEREON. PROPERTY MAY BE SUBJECT TO ADDITIONAL EASEMENTS AND RIGHTS OF WAY RECORDED IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF THE CITY OF CHARLOTTESVILLE. PROPERTY SUBJECT TO THE LOCHLYN HILL DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS, AND EASEMENTS RECORDED IN COUNTY DEED BOOK 4476, PAGE 197 IN THE CIRCUIT COURT OF THE COUNTY OF ALBEMARLE VIRGINIA AND ALL AMENDMENTS THERETO.
- 5.) IRON RODS, UNLESS OTHERWISE NOTED, ARE TO BE SET AT ALL CORNERS UPON THE COMPLETION OF ROAD CONSTRUCTION.
- 6.) USE: SINGLE FAMILY DETACHED LOTS 101 (REVISED) THROUGH LOT 107 (REVISED).
- 7.) ZONED: PLANNED UNIT DEVELOPMENT (PUD)
- 8.) PROPERTY LIES WITHIN FLOOD ZONE "X" NOT A F.E.M.A. DEFINED 100 YEAR FLOOD ZONE.
- 9.) LOT SETBACKS LOTS 101 (REVISED) THROUGH LOT 107 (REVISED)
FRONT = 10 FEET (ALONG LOCHLYN HILL DRIVE)
SIDE = 3 FEET
REAR = 10 FEET (ALONG AIKEN ALLEY)



BOUNDARY LINE ADJUSTMENT

**LOTS 101 - 107
AND
LOCHLYN HILL DRIVE
LOCHLYN HILL, PHASE III
AS SHOWN HEREON**

CITY OF CHARLOTTESVILLE, VIRGINIA
FEBRUARY 10, 2020

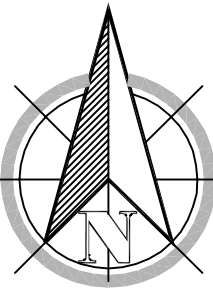
**KIRK HUGHES & ASSOCIATES
LAND SURVEYORS AND PLANNERS
220 EAST HIGH STREET
CHARLOTTESVILLE, VA. 22902
(434) 296-6942**

FILE: 2018-254, WO: 2020-024

\\LOCHLYN HILL\LOT_101-107\BLA\LH_101-107 BLA.DWG

PLOTTED: 5/12/2020

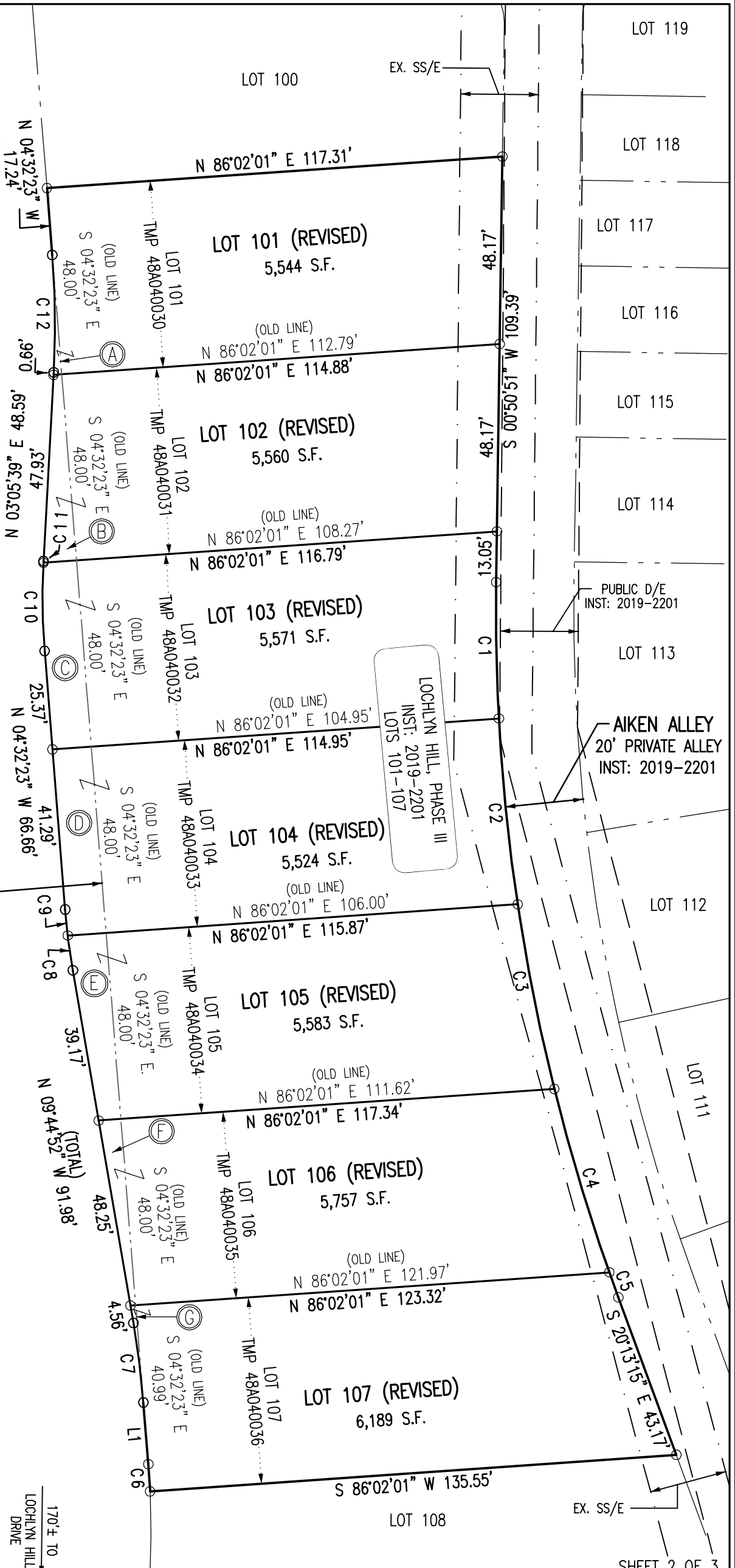
NORTH



INST: 2019-2201

LOT 90-A
 LOT 90-B
 LOT 90-C
 (REVISED)
 LOT 16
 (REVISED)
 LOT 76
 (REVISED)
 LOT 93
 (REVISED)
 LOT 94
 (REVISED)
 LOT 95
 (REVISED)
 LOT 96
 (REVISED)
 LOT 97
 (REVISED)
 LOT 98
 (REVISED)
 LOT 99
 (REVISED)
 LOT 60

LOCHLYN HILL DRIVE
 VARIABLE WIDTH RIGHT OF WAY
 INST: 2019-2201
 INST: 2020-1078



AREA SUMMARY

LOTS 101 - 107

LOT 101	AREA (S.F.)
LOT 100 (PLAT)	5,522
PARCEL Ⓐ	22
LOT 100 (REVISED)	5,544
LOT 102	AREA (S.F.)
LOT 102 (PLAT)	5,305
PARCEL Ⓑ	255
LOT 102 (REVISED)	5,560
LOT 103	AREA (S.F.)
LOT 103 (PLAT)	5,102
PARCEL Ⓒ	469
LOT 103 (REVISED)	5,571
LOT 104	AREA (S.F.)
LOT 104 (PLAT)	5,045
PARCEL Ⓓ	479
LOT 104 (REVISED)	5,524
LOT 105	AREA (S.F.)
LOT 105 (PLAT)	5,204
PARCEL Ⓔ	379
LOT 105 (REVISED)	5,583
LOT 106	AREA (S.F.)
LOT 106 (PLAT)	5,587
PARCEL Ⓕ	170
LOT 106 (REVISED)	5,757
LOT 107	AREA (S.F.)
LOT 107 (PLAT)	6,177
PARCEL Ⓖ	12
LOT 107 (REVISED)	6,189

**PHASE III
DEDICATED R/W**

INST: 2019-2201 (PLAT)	2.272 AC.
INST: 2020-1078 (PLAT)	0.042 AC.
TOTAL	2.314 AC.

LESSED R/W

PARCEL Ⓐ	22 S.F.
PARCEL Ⓑ	255 S.F.
PARCEL Ⓒ	469 S.F.
PARCEL Ⓓ	479 S.F.
PARCEL Ⓔ	379 S.F.
PARCEL Ⓕ	170 S.F.
PARCEL Ⓖ	12 S.F.
PARCELS A-G (0.041 AC.)	1,786 S.F.

**PHASE III
REVISED DEDICATED R/W**

INST: 2019-2201 (PLAT)	2.272 AC.
INST: 2020-1078 (PLAT)	0.042 AC.
THIS SURVEY	-0.041 AC.
TOTAL	2.273 AC.

CURVE TABLE:

NO.	DELTA	RADIUS	ARC	TANGENT	CH. BEARING	CHORD
C1	03°56'14"	510.00'	35.05'	17.53'	S 01°07'16" E	35.04'
C2	05°23'50"	510.00'	48.04'	24.04'	S 05°47'18" E	48.02'
C3	05°26'17"	510.00'	48.40'	24.22'	S 11°12'22" E	48.39'
C4	05°31'50"	510.00'	49.23'	24.63'	S 16°41'25" E	49.21'
C5	00°45'56"	510.00'	6.81'	3.41'	S 19°50'17" E	6.81'
C6	01°46'28"	226.50'	7.01'	3.51'	N 03°39'09" W	7.01'
C7	05°12'29"	226.50'	20.59'	10.30'	N 07°08'37" W	20.58'
C8	02°59'21"	173.50'	9.05'	4.53'	N 08°15'11" W	9.05'
C9	02°13'07"	173.50'	6.72'	3.36'	N 05°38'57" W	6.72'
C10	07°29'26"	173.50'	22.68'	11.36'	N 00°47'40" W	22.67'
C11	00°08'36"	173.50'	0.43'	0.22'	N 03°01'21" E	0.43'
C12	07°38'02"	226.50'	30.18'	15.11'	N 00°43'22" W	30.16'

LINE TABLE:

NO.	BEARING	DISTANCE
L1	N 04°32'23" W	15.90'

LEGEND:

INST.# = INSTRUMENT NUMBER	EX. SS/E = 20' SANITARY SEWER EASEMENT
EX. = EXISTING	INST: 2016-3811 (PLAT)
S.F. = SQUARE FEET	PUBLIC D/E = PUBLIC DRAINAGE EASEMENT
R/W = RIGHT OF WAY	INST: 2019-2201
N/F = NOW OR FORMERLY	PRIVATE D/E = PRIVATE 20' DRAINAGE EASEMENT
—○— = IRON ROD SET	INST: 2019-2201
SBL = SETBACK LINE	PHASE II = LOCHLYN HILL PHASE II
VAR. = VARIABLE	INST: 2016-3811 (PLAT)
D/E = DRAINAGE EASEMENT	(PLAT) = LOCHLYN HILL PHASE III
A/E = ACCESS EASEMENT	INST: 2019-2201 (PLAT)
Ⓐ = PARCEL	(OLD LINE) = EXISTING PROPERTY LINES
	HEREBY VACATED

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	July 20, 2020
Action Requested:	Consideration of a Rezoning Application, Critical Slope Waiver, and ROW realignment
Presenter:	Matt Alfele, AICP, City Planner
Staff Contacts:	Matt Alfele, AICP, City Planner
Title:	Flint Hill PUD - ZM-20-00001, P20-0008 & P20-0011

Background:

Charlie Armstrong (of Belmont Station, LLC, landowner) has submitted an application pursuant to City Code 34-490 et seq., seeking a zoning map amendment to change the zoning district classifications of the following thirteen (13) parcels of land: 100 – 109 Keene Ct., 304 – 306 Flint Dr., and a portion of 306 Camellia Dr. (Tax Map 200259310, 200259301, 200259290, 200259280, 200259270, 200259260, 200259370, 200259380, 200259350, 200259340, 200259330, 200259320, and a portion of 200196000) (together, the “Subject Property” totaling 9.81 acres). The application proposes to change the zoning classification of the Subject Property from “R-1S” (Residential Small Lots) to “PUD” (Planned Unit Development) subject to proffered development conditions. In addition, the proposed improvements associated with the rezoning will impact critical slopes on-site as defined by Section 34-1120(b)(2). The PUD referred to as “Flint Hill PUD” would allow up to sixty units split between seven rows townhouses and two multifamily units at an approximate density of six dwelling units per acre (DUA) and the following proffered conditions:

(i) Density: There shall be a maximum of 60 residential units within the area of the Subject Property;

(ii) Affordable dwelling units:

(a): The Landowner shall cause a minimum 15% of the residential units constructed within the area of the Subject Property to be affordable to households having income between 25% and 60% of area median income (as defined in City Code 34-12(c) and 34-12(g)), with such affordability guaranteed for a period of at least thirty (30) years by deed restrictions recorded by the Landowner within the land records of the Charlottesville Circuit Court, which deed restrictions shall include, at a minimum, a first right of refusal for the Landowner to repurchase the property, appreciation-sharing provisions, and forgivable and/or no-interest mortgages from the Landowner or Landowner’s designee to a qualified home buyer (“Affordable Dwelling Units, or “ADUs”).

(b): During home construction within the Project, the ADUs shall be provided incrementally such that at least 1 ADU shall be under construction prior to the issuance of every 10th Certificate of Occupancy. At the Landowner’s option, if the Landowner conveys to Greater Charlottesville Habitat for Humanity (“Habitat”), by recorded deed, any lot(s) within the Subject Property, then:

(i) the conveyed lot(s) shall be deemed ADUs that are “under construction” as of the date of recordation of the deed of conveyance from Landowner to Habitat containing the deed restrictions referenced in paragraph 2.a., above; and

(ii) the deed restrictions shall include a covenant requiring that, if any of the initial homeowners of the ADUs sell or otherwise transfer ownership of the ADU to a person other than Habitat or a qualifying heir, within the first thirty (30) years following issuance of a certificate of occupancy for the unit sold or transferred, then Habitat will use any appreciation-sharing proceeds from the sale or transfer of that ADU for construction of a replacement affordable dwelling unit within the City of Charlottesville and shall document such use of the appreciation-sharing proceeds, and shall make such documentation available to the City’s zoning administrator upon request.

Key Features and Material Representations about the Specifics of the Proposed PUD Development: The PUD Development Plan for this proposed development includes the following key components and the applicant’s representations as to the elements that will be included within the development:

- 7 rows of townhouses, in the general or approximate locations depicted within the PUD Development Plan, with architectural elements as follows: three story townhouses with traditional and modern facades illustrated in the PUD application materials (Supplemental Information Packet dated May 1, 2020).
- 2 multifamily dwellings, in the general or approximate locations depicted within the PUD Development Plan, with no architectural elements other than a height of two stories.
- A use matrix that allows residential and related uses such as single-family attached, townhouses, family day home, and residential treatment facilities up to 8 residents; non-residential uses such as house of worship, ball fields, and swimming pools
- The proposed PUD Use Matrix allows MFD, SFA, SFD, TH and Duplexes by-right. Separately, the PUD narrative states that “the development will provide both single family attached (SFA) and neighborhood-scale condominium housing types (MFD). Among those housing types will be several subtypes of various square footages, widths, styles and price points; rear-alley-loaded garage townhomes, and proffered ADUs to guarantee affordability and variety.” (PUD Development Plan dated May 1, 2020 page 7)
- The PUD narrative states an Architectural Review Board will be established by the homeowner association to create a coordinated architectural style.
- A private road to access townhouses to the northeast of Flint Drive. These lots will be landlocked as they will not have frontage on a City maintained road.
- Approximately 5 acres of open space, in the general or approximate location(s) depicted with the PUD Development Plan. Among other specific promises, the

applicant is promising to preserve roughly half of existing trees, streams, and sensitive topography on site.

- Sheltered 5' sidewalks located along Keene Court and Flint Drive; natural trails dedicated for public use within the development site to provide access to open space.
- On-street parking generally located as depicted within the PUD Development Plan. Including parking at the end of Keene Court that will be maintained by the City.
- Rear loaded parking behind townhouses constructed on Flint Drive.
- No on-site parking for the two (2) MFD at the end of Keene Court. All parking will be provided on the street and maintained by the City.
- A teardrop layout of Keene Court.
- A preliminary landscape plan (within the Supplemental Information Packet dated May 1, 2020) with screening to the east and west of the site and general location of street trees.
- No phasing. The PUD is proposed to be developed all at once.

To develop the PUD as proposed, Belmont Station, LLC is requesting a waiver from Section 34-1120(b) of the City Code (Critical Slope Ordinance). Improvements specific to areas where critical slopes would be impacted should the waiver be approved include portions of lots 15, 16, 19 through 27, lots A and B, open space, and parking on Flint Drive. Existing critical slopes areas located on this Property include 2.65 acres or 27 percent of the site. The applicable definition of "critical slope" is as follows:

Any slope whose grade is 25% or greater, **and** (a) a portion of the slope has a horizontal run of greater than 20 feet, and its total area is 6,000 SF or greater, **and** (b) a portion of the slope is within 200 feet of a waterway. See City Code Sec. 34-1120(b)(2).

In addition, Belmont Station, LLC is requesting City Council vacate the ROW for Flint Drive and Keene Court. This vacation is requested to facilitate the replating of Flint Drive and Keene Court to match the layout within the PUD Development Plan. The application for vacating the ROW can be found as attachment X. Under the new procedure for consideration of application for street or alley closings, staff reviewed the application as part of the rezoning process and proffered development based on the -1.5 points on the scoring rubric and outlined in the policy Part (One)(4)(a).

Additional analysis based on Part (Three)(C):

i. Will vacating the street or alley impede any person's access to his property, or otherwise cause irreparable damage to the owner of any lot shown on the original subdivision plat? Staff finds that access will not be impacted as the new streets will be plated in the general location as the existing paper streets.

ii. Are there any public utilities currently located in the area proposed to be vacated? If so, is the applicant offering to allow the City to reserve a public utility easement? No utilities are currently in the existing paper streets.

iii. Will vacation of the street or alley result in an adverse impact on traffic on nearby public streets, or result in undesirable circulation conditions for vehicular movements in and through the subdivision? Staff finds vacating and replating the streets in the general location will have no adverse impacts.

Discussion:

The Planning Commission held a virtual joint Public Hearing with City Council on June 9, 2020 on this matter. During the discussion, Planning Commission gave a favorable impression of the proposed development as a whole with specific support of the affordable housing proffer. They also raised concerns with aspects of the proposed development. These concerns related to:

- An HOA and Architectural Review Board for the development that could impact the affordable units.
- The Open Space is not usable for active recreation and the center of Keene Court will be a stormwater detention facility.
- Why the majority of the Open Space was no longer being proffered as a City Park (this was a proffer from the 2019 application).
- The nature of the Critical Slope application process as it relates to detailed engineering. The Critical Slope application is required to be heard at the same time as the rezoning request and that process does not allow for more detailed engineering documents to be created.

Alignment with City Council's Vision and Strategic Plan:

If City Council approves the rezoning request, the project could contribute to **Goal 3: A Beautiful and Sustainable Natural and Built Environment**, **3.1 Engage in robust and context sensitive urban planning and implementation**, and the City Council Vision of *Quality Housing Opportunities for All*.

Community Engagement:

On January 22, 2020 the applicant held a community meeting at Cherry Avenue Christian Church as part of the FSNA monthly meeting. The applicant gave an overview of the project as it related to the need for a rezoning. The meeting was well attended, but a majority did not comment on the project. Below are the concerns that were raised:

- The density is too high. The City does not have the infrastructure to support more development (roads, sidewalks...)
- Traffic will be a problem.
- Parking will be a problem and will impact the surrounding neighborhood.
- The development could change the character of the neighborhood.
- The number of units and type of development in this area is not appropriate. The development should include a mix of single family homes, duplexes and townhouses.
- Concerned about construction noise and environmental damage.

On June 9, 2020 the Planning Commission held a virtual joint Public Hearing with City Council. ten (10) members of the public spoke and expressed the following:

- Support for the development as it will create affordable units for a long period of time.
- Support for the affordable aspect at the 25% and 60% AMI.
- The development should have more units with a higher density to create more affordable units.

- Supports for the partnership with Habitat for Humanity as a path to home ownership within the development.
- Traffic and parking will be a problem and the development should not be at this density.

Staff received a number of emails regarding this project and they have been forwarded to Planning Commission and City Council.

Budgetary Impact:

This has no impact on the General Fund.

Recommendations:

The Planning Commission took the following action:

Critical Slope Application (P20-0008)

Mr. Solla-Yates moved to recommend approval of the critical slope waiver for Tax Map and Parcel 200259310, 200259301, 200259290, 200259280, 200259270, 200259260, 200259370, 200259380, 200259350, 200259340, 200259330, 200259320, and 200196000, as requested, with the following conditions:

- 1.“The Applicant shall design SWM measures to provide as much water quality treatment on site as the Applicant deems practical given the constraints of the site, with a minimum of 75% of the required treatment occurring on site.”
- 2.“The Applicant shall provide chain link supported silt fence above critical slope areas for enhanced protection of slopes during construction.”
- 3.“In the onsite biofilter the Applicant shall provide an additional one foot depth of gravel sump across the bottom of the biofilter, above and beyond what is required in standard design, to provide the opportunity for additional stormwater storage and potential for additional infiltration and groundwater recharge.”

Ms. Green seconded the motion

- Ms. Dowell, Yes
- Mr. Lahendro, Yes
- Mr. Solla-Yates, Yes
- Mr. Stolzenberg, Yes
- Mr. Heaton, Yes
- Mr. Mitchell, Yes
- Ms. Green, Yes

The motion passed 7 - 0 to recommend approval of the critical slope waiver application to City Council.

Rezoning Application (ZM-20-00001)

Mr. Solla-Yates moved to recommend that City Council should approve ZM20-00001, including the critical slope waiver requested in P20-00011, on the basis that the streets proposed within the PUD Development are laid out in a manner substantially in accord with the Comprehensive Plan, and approval of the proposed PUD Development is consistent with the Comprehensive Plan and will serve the public necessity, convenience, general welfare and good zoning practice.

Ms. Dowell seconded the motion

Ms. Dowell, Yes
Mr. Lahendro, Yes
Mr. Solla-Yates, Yes
Mr. Stolzenberg, Yes
Mr. Heaton, Yes
Mr. Mitchell, Yes
Ms. Green, Yes

The motion passed 7 - 0 to recommend approval of the rezoning application to City Council.

Alternatives:

City Council has several alternatives after holding a Public Hearing for the road closure request:

- (1) by motions, provide approvals as outlined in the attached Procedural Memo from the City Attorney's Office;
- (2) by motion, take action to deny the attached ordinance granting the Rezoning, Street Vacation and Critical Slope Waiver;
- (3) by motion, request changes to the attached ordinances, and then approve the Rezoning Street Vacation, and Critical Slope Waiver; or
- (4) by motion, defer action on the Rezoning, Street Vacation, and Critical Slope Waiver.

Attachments:

- A. Rezoning Ordinance
 - B. Street Closing Resolution
 - C. Critical Slope Waiver Resolution
 - D. Street Closure Application and Scoring Rubric (P20-0011)
 - E. PUD Development Plan Dated May 1, 2020 and Supplemental Materials Dated May 1, 2020
 - F. Signed Proffer Statement Dated June 26, 2020
- Link to the Staff Report(s) and background information from the June 9, 2020 Planning Commission meetings: <https://www.charlottesville.gov/1077/Agendas-Minutes>

ORDINANCE
TO AMEND AND RE-ENACT THE ZONING MAP FOR THE CITY OF CHARLOTTESVILLE,
TO RECLASSIFY CERTAIN PROPERTY FROM R-1S TO PLANNED UNIT DEVELOPMENT
(“FLINT HILL PUD”)

WHEREAS, Belmont Station, LLC (“Landowner”), by its member Charlie Armstrong, has rezoning application ZM20-00001 (“Application”) seeking a change in the zoning district classification for certain land identified on the City of Charlottesville’s 2019 Tax Map 20 as Parcels 200259310, 200259301, 200259290, 200259280, 200259270, 200259260, 200259370, 200259380, 200259350, 200259340, 200259330, 200259320, and a portion of Parcel 200196000, having frontage on the unimproved portions of Flint Drive and Keene Court and, having, in the aggregate, an area of approximately 9.81 acres/ 427,323 square feet (collectively, the various parcels of land are referred to herein as the “Subject Property”), with such rezoning to be subject to certain proffered development conditions dated June 26, 2020 (“Proffers”) and submitted as part of the Application; and

WHEREAS, the purpose of the rezoning application is to allow a specific development project identified within: a written PUD Development Plan, dated May 1, 2020, the Proffers, and supplemental application materials dated May 1, 2020, describing details of a planned residential development named “Flint Hill PUD”—this development project will provide townhouse dwelling and multifamily units, with accessory dwelling units allowed, up to a total of not more than 60 dwelling units within the PUD, in the aggregate—of both single family attached (SAF) and neighborhood-scale condominium housing types (MFD). Among those housing types will be several subtypes of various square footages, widths, styles and price points; rear-alley-loaded garage townhomes, and proffered ADUs to guarantee affordability and variety; 5.01 acres of open space, effectively preserving sixty percent (60%) of existing trees, streams and sensitive topography within the PUD, including preservation of wetlands and stream buffer areas along Moore’s Creek and tributary streams 1 and 2; rear loaded parking behind units constructed on Flint Drive; sheltered 5-foot-wide sidewalks along Keene Court and Flint Drive; natural trails; and such development further subject to matters set forth within (i) a resolution of this Council granting a waiver of critical slopes regulations for the development under certain conditions, as requested in Application P20-0008, and (ii) an ordinance adopted by this Council vacating Keene Court and Flint Drive for the development under certain conditions, as requested within Application P20-0011 (collectively, the foregoing describe the specific “Project”); and

WHEREAS, a joint public hearing on the proposed rezoning of the Subject Property was held before the Planning Commission and City Council on June 9, 2020, following notice to the public and to adjacent property owners as required by law; and

WHEREAS, on June 9, 2020, following the joint public hearing, the Planning Commission voted to recommend that City Council should approve the proposed rezoning for the Project; and

WHEREAS, City Council has considered the details of the specific Project represented within: the Landowner’s various application materials; the Staff Reports relating to the application materials; comments received from the public; and the Planning Commission’s recommendation; and

WHEREAS, this Council finds and determines that the public necessity, convenience, general welfare and good zoning practice require the proposed rezoning; that both the existing zoning classification (R-1S) and the proposed PUD zoning classification (subject to the proffered development conditions) are reasonable; and that the proposed rezoning is consistent with the Comprehensive Plan; now, therefore,

BE IT ORDAINED by the Council of the City of Charlottesville, Virginia that, in order to allow the development of the Project described above within this Ordinance, the Zoning Map incorporated in

ZM20-00001

Section 34-1 of the Zoning Ordinance of the Code of the City of Charlottesville, 1990, as amended, shall be and hereby is amended and reenacted as follows:

Section 34-1. Zoning District Map. Rezoning from R-1S to PUD, land identified on the City of Charlottesville’s 2020 Tax Map 20 as Parcels 200259310, 200259301, 200259290, 200259280, 200259270, 200259260, 200259370, 200259380, 200259350, 200259340, 200259330, 200259320, and a portion of Parcel 200196000, consisting, collectively, of 9.81 acres, or 427,323 square feet, subject to the PUD Development Plan dated XXX and also subject to the Proffers dated XXX, which were tendered by the Landowner in accordance with law and are hereby accepted by this City Council:

Approved Proffers

The use and development of the Subject Property shall be subject to the following development conditions voluntarily proffered by the Landowner, which conditions shall apply in addition to the regulations otherwise provided within the City’s zoning ordinance:

1. There shall be a maximum of 60 residential units within the area of the Subject Property.
2. Affordable Dwelling Units:
 - a. The Landowner shall cause a minimum 15% of the residential units constructed within the area of the Subject Property to be affordable to households having income between 25% and 60% of area median income (as defined in City Code 34-12(c) and 34-12(g)), with such affordability guaranteed for a period of at least thirty (30) years by deed restrictions recorded by the Landowner within the land records of the Charlottesville Circuit Court, which deed restrictions shall include, at a minimum, a first right of refusal for the Landowner to repurchase the property, appreciation-sharing provisions, and forgivable and/or no-interest mortgages from the Landowner or Landowner’s designee to a qualified home buyer (“Affordable Dwelling Units, or “ADUs”).
 - b. During home construction within the Project, the ADUs shall be provided incrementally such that at least 1 ADU shall be under construction prior to the issuance of every 10th Certificate of Occupancy. At the Landowner’s option, if the Landowner conveys to Greater Charlottesville Habitat for Humanity (“Habitat”), by recorded deed, any lot(s) within the Subject Property, then:
 - i. the conveyed lot(s) shall be deemed ADUs that are “under construction” as of the date of recordation of the deed of conveyance from Landowner to Habitat containing the deed restrictions referenced in paragraph 2.a., above; and
 - ii. the deed restrictions shall include a covenant requiring that, if any of the initial homeowners of the ADUs sell or otherwise transfer ownership of the ADU to a person other than Habitat or a qualifying heir, within the first thirty (30) years following issuance of a certificate of occupancy for the unit sold or transferred, then Habitat will use any appreciation-sharing proceeds from the sale or transfer of that ADU for construction of a replacement affordable dwelling unit within the City of Charlottesville and shall document such use of the appreciation-sharing proceeds, and shall make such documentation available to the City’s zoning administrator upon request.

BE IT FURTHER ORDAINED THAT, in the event the layout of the streets within the Flint Hill PUD, including, without limitation, the “teardrop” design of Keene Court (as depicted within the concept plan component of the Flint Hill PUD Development Plan) cannot be designed and constructed in accordance with provisions of applicable City ordinances and the City’s Standards and Design Manual, then the Landowner shall be required to obtain City Council’s approval of an

Attachment A

ZM20-00001

amended PUD Development Plan, showing a different street layout, prior to obtaining any preliminary or final site plan or subdivision approval for the Project.

**AN ORDINANCE
CLOSING, VACATING AND DISCONTINUING
PORTIONS OF FLINT DRIVE AND KEENE COURT
WITHIN THE AREA OF THE PROPOSED FLINT HILL PUD**

WHEREAS, as permitted by Virginia Code Sec. 15.2-2006, the owner of certain land adjacent to portions of Flint Drive and Keene Court has petitioned City Council to alter or vacate those public rights-of-way (Application P20-0011) in order to allow development of a specific development project described in rezoning application ZM20-00001, referred to as the proposed Flint Hill Planned Unit Development (together, hereinafter, the applicable portions of Flint Drive and Keene Court are referred to as the “Subject Rights-of-Way”); and,

WHEREAS, following notice to the public pursuant to Virginia Code §15.2-2006, a public hearing by the City Council was held on July 20, 2020 and,

WHEREAS, this Council finds and determines that Application P20-0011 should be conditionally granted in order to allow for development of the proposed Flint Hill PUD;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Charlottesville, Virginia that the City hereby authorizes the vacation of the following portions of Flint Drive and Keene Court described, to wit:

- (1) The portion of Flint Drive having frontage along the land referenced as City tax parcel identification numbers 200259380 and 200259350; and
- (2) Keene Court, from its intersection with Moseley Drive to its terminus at the cul-de-sac that currently forms the frontage of land referenced as City tax parcel identification numbers 200259320, 200259310, 200259301, and 200259290.

PROVIDED, HOWEVER, that the vacation of the Subject Rights-of-Way is hereby expressly conditioned upon approval of the Flint Hill Planned Unit Development (“PUD”) as proposed within rezoning application ZM20-00001, and upon commencement of development of the Flint Hill PUD, as evidenced by issuance of a building permit for construction of residential dwellings within the development, within thirty-six (36) months from the date this Ordinance is approved by City Council. The landowner’s failure to commence development of the Flint Hill PUD within this specified period of time shall render vacation of the Subject Rights-of-Way, at the option of City Council, void.

**RESOLUTION
GRANTING A CRITICAL SLOPE WAIVER
FOR A DEVELOPMENT PROJECT DESCRIBED IN
REZONING APPLICATION ZM20-00001 (“FLINT HILL PLANNED UNIT
DEVELOPMENT”)**

WHEREAS, Belmont Station, LLC (“Landowner”), by its member Charlie Armstrong, has filed three related applications (“Applications”): one seeking a rezoning (Application ZM18-00003) in order to change the zoning district classification for property identified on the City of Charlottesville’s 2019 Tax Map 20 as Parcels 200259310, 200259301, 200259290, 200259280, 200259270, 200259260, 200259370, 200259380, 200259350, 200259340, 200259330, 200259320, and a portion of Parcel 200196000 (collectively, the various parcels are referred to herein as the “Subject Property”); the second, a request for a critical slope waiver (Application P20-0008), to allow for the specific development project described in the rezoning application (“Project”); and the third (Application P20-0011), to request vacation of Keene Court and Flint Drive to accommodate the Project; and

WHEREAS, the purpose of the rezoning application is to allow construction of a specific planned residential development within the Subject Property, described and referred to within an Ordinance of City Council approving Application ZM20-00001, and this specific Project cannot be developed without City Council’s approval of the requested Critical Slopes Waiver; and

WHEREAS, on June 9, 2020, the Planning Commission considered the requested Critical Slope waiver and voted to recommend that the Critical Slopes Waiver be granted; and

WHEREAS, based on the representations, information, and materials included within the materials submitted by the Landowner with its various Applications, including its Application for a Critical Slopes Waiver; and upon consideration of the information and analysis set forth within the Staff Report(s), the factors set forth in City Code §34-1120(b), this City Council finds and determines pursuant to City Code Sec. 34-1120(b)(6)(d.) (i) that the benefits of allowing disturbance of critical slopes in connection with the Project outweigh the public benefits of the undisturbed slopes;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, **THAT** the request by the Landowner for a waiver of the critical slopes requirements (Application P20-0008) is **GRANTED** for and in connection with the above-referenced Project, subject to the Landowner’s compliance with the following conditions in its use and development of the Land for construction of the Project:

Critical Slope Waiver Conditions

1. The Applicant shall design SWM measures to provide as much water quality treatment on site as the Applicant deems practical given the constraints of the site, with a minimum of 75% of the required treatment occurring on site.

2. The Applicant shall provide chain link supported silt fence above critical slope areas for enhanced protection of slopes during construction.
3. In the onsite biofilter the Applicant shall provide an additional one foot depth of gravel sump across the bottom of the biofilter, above and beyond what is required in standard design, to provide the opportunity for additional stormwater storage and potential for additional infiltration and groundwater recharge.

PETITION TO CLOSE A STREET OR ALLEY

Please Return To: Department of Neighborhood Development Services
PO Box 911, City Hall, Charlottesville, Virginia 22902
Telephone (434) 970-3182 Fax (434) 970-3359



RECEIVED
JAN 13 2020

FEE: A filing fee of \$100.00 made payable to the City of Charlottesville.

A. PETITIONER INFORMATION

Petitioner Name: Belmont Station LLC NEIGHBORHOOD DEVELOPMENT SERVICES

Petitioner Mailing Address: 142 South Pantow Drive
Does Petitioner currently own property adjacent to the area requested to be closed? yes If no, please explain _____

Petitioner Phone Number(s):
Work: 434-245-0894 Fax 434-245-0895
Home: _____ Email Charles.A@southern-developments.com

B. ADDRESSES OF PROPERTY OWNERS ADJACENT TO THE STREET/ALLEY (use back of form if necessary)

Property Owner Name	Mailing Address	City Tax Map and Parcel #
<u>none</u>	_____	_____
_____	_____	_____
_____	_____	_____

C. PETITIONER'S REQUEST

- That, pursuant to the provisions of Section 15.2-2006 of the Code of Virginia (1950), as amended, the said Petitioner(s) apply for the vacating, closing and discontinuance of a certain street or alley, situated in the City of Charlottesville, Virginia, as described below as follows: (Provide name, right-of-way width and length of streets or alleys being closed)
 - Keene Ct. 56' R/W and portion of Flint Dr. 56' R/W. (See Attached exhibit)
 - R/W to be adjusted per rezoning plan for Flint Hill.
- Confirm that no inconvenience will result to any person by reason of said closing, vacation and discontinuance of the said street or alley. Include details in narrative.
- That land owners along and adjacent to said street or alley desire and request the street or alley to be closed. Attach letters of approval or signatures of approval from adjacent property owners.
- Attach a copy of the city real property tax map showing the portion of the street or alley to be vacated with the square footage clearly indicated.
- Applicant must provide copies of a title search and opinion performed by an attorney or licensed title company of the property in question and the alley to the original dedication of the alley or street. Highlight on the deed when the street or alley was created. The deed information is available at the City Circuit Courthouse (315 E. High Street).
- Applicant must review the attached closing policy prior to submission of this form and attach a narrative which addresses the objectives outlined in that policy to include specific information as to why an alley closing is being requested.

Respectfully Submitted,

[Signature]
Signature of Petitioner(s)

Charles Armeroy, Member
Print

The review process typically takes two months. Following the review, valid applications will be forwarded to a joint Planning Commission and City Council Public Hearing and then to City Council for two readings.

FOR OFFICE USE ONLY (Sign Posting)

I certify that the sign(s) as required by Section 31-271 of the City Code (Zoning Ordinance) as amended has been posted on the following date:

Signature _____
Date Paid: 1/13/2020 Amt. Paid: \$100⁰⁰ Check #: 671 Recorded by: C. Armeroy

P20-0011

Attachment D

BELMONT STATION, LLC
142 SOUTH PANTOPS DRIVE
CHARLOTTESVILLE, VA 22911
434-245-0894
434-245-0895 (FAX)

DATE: January 13, 2020
TO: John C. Blair, III, Charlottesville City Attorney
FROM: Lois Haverstrom, General Counsel
RE: Street Vacation Application – Flint Hill Subdivision

Dear Mr. Blair:

This attorney letter is in support of the application to vacate a portion of an unimproved “paper” street known as Flint Drive and Keene Court, as shown on a plat titled Subdivision Plat of Addition Eight, Azalea Gardens, Charlottesville, Virginia by Thomas D. Blue, dated December 26, 1967, revised January 25, 1968, as recorded in the Clerk’s Office of the Circuit Court of the City of Charlottesville, Virginia, as Deed Book 296, Page 531 (Plat copy enclosed). An illustration of the area proposed to be vacated is highlighted in yellow on the attached Plat, and the property owned by Belmont Station, LLC is highlighted in pink. The vacation of these paper streets will support the subdivision application being made by Belmont Station, LLC for a new subdivision in this area to be known as Flint Hill, as illustrated on Exhibit A and B for the Right of Way Vacation.

I have reviewed the title to this property in relation to the streets to be vacated. The proposed vacation will not impede or alter access for any other lot owner. Further, the street areas to be vacated are not currently improved or used for ingress or egress by anyone. Belmont Station, LLC is the owner of all of the contiguous land. A copy of the owners deed is also enclosed.

Let me know if there are any questions or concerns. I can be reached at 434-245-0894, extension 109, or, my e-mail address is Lhaverstrom@southern-development.com. Thank you.

Sincerely,



Lois A. Haverstrom
General Counsel

Encl. Copy of the Plat at Deed Book 295, Pages 531 – 532
Copy of the Owner; Deed. Instrument Number 2019-00000355
Exhibit A and B for Right of Way Vacation

BOOK 295 PAGE 531

CITY PLANNING COMMISSION

Thomas A. Blue
Chairman

R.C. Brown
Secretary

Feb. 13, 1968
date

Approval is invalid if plat is not recorded within six (6) months from this date.

CERTIFICATION:

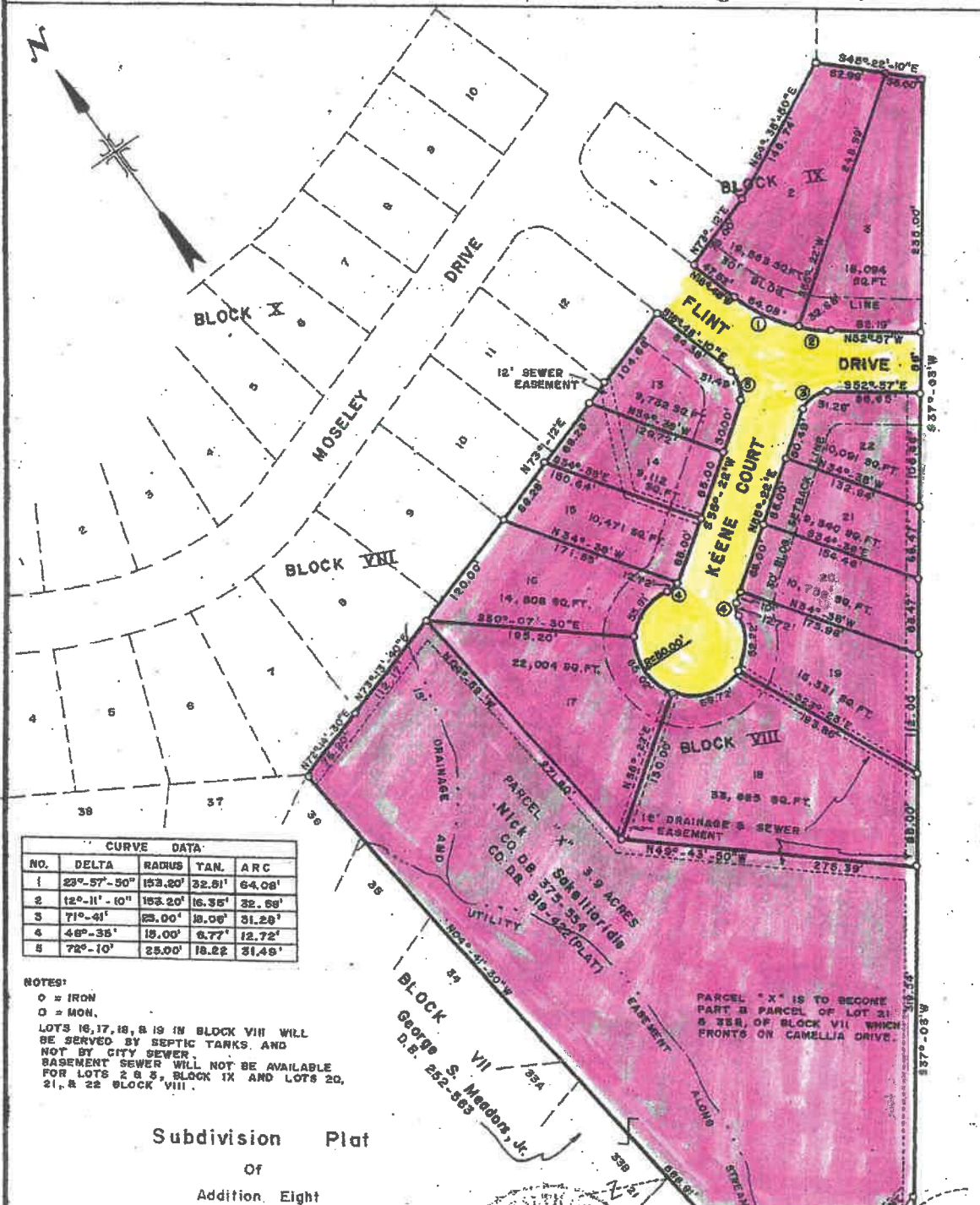
This is a correct and accurate plat.

Thomas A. Blue

OWNER'S APPROVAL:

This subdivision is made with the consent of the undersigned owners, proprietors, and/or trustees. All roads and streets, if not previously dedicated, are hereby tendered for dedication to public use.

Richard S. Adams



CURVE DATA				
NO.	DELTA	RADIUS	TAN.	ARC
1	23°-57'-50"	153.20'	32.81'	64.08'
2	12°-11'-10"	153.20'	16.35'	32.08'
3	71°-41'	23.00'	18.00'	31.20'
4	48°-35'	18.00'	6.77'	12.72'
5	72°-10'	25.00'	18.22'	31.49'

NOTES:

○ = IRON
○ = MON.
LOTS 16, 17, 18, & 19 IN BLOCK VIII WILL BE SERVED BY SEPTIC TANKS AND NOT BY CITY SEWER. BASEMENT SEWER WILL NOT BE AVAILABLE FOR LOTS 2 & 3, BLOCK IX AND LOTS 20, 21, & 22 BLOCK VIII.

Subdivision Plat

Of
Addition, Eight

BOOK 295 PAGE 532

VIRGINIA:-

In the Clerk's Office of the Corporation
Court of the City of Charlottesville

The foregoing instrument of writing, together with certificate
of acknowledgment thereto annexed, was presented and admitted to record
on the 21st day of February, 1968, at 10:50 o'clock, A. M.

Teste:-

H. Stuart Hammons Jr., Clerk.

CITY OF CHARLOTTESVILLE
Liezelle Agustin Dugger
CLERK OF COURT
Charlottesville, VA 22902



60 2019 00000355

Instrument Number: 2019- 00000355

As

Deed of Bargain & Sale

Recorded On: February 06, 2019

Parties: MOSELEY GARDENS LLC

To

BELMONT STATION LLC

Recorded By: WOODS ROGERS PLC

Num Of Pages:

Comment: 200259260, 200259270

** Examined and Charged as Follows: **

Deed of Bargain & Sale	6.50	10 or Fewer Pages	14.50	Deed Processing Fee 036	20.00
Transfer Fee 212	1.00				
Recording Charge:	42.00				
	Tax Amount	Consideration Amount	RS#/CS#		
038 Transfer Tax Grantor	2,708.00	812,400.00		038 State Grantor Tax	0.00
				214 Grantee City Tax	677.00
				039 State Grantee Tax	2,031.00
				220 Grantor City	0.00
				213	0.00
				223	0.00
039 Transfer Tax Grantee	812.50	812,400.00		038 State Grantor Tax	406.25
				214 Grantee City Tax	0.00
				039 State Grantee Tax	0.00
				220 Grantor City	406.25
				213	0.00
				223	0.00
Tax Charge:	3,520.50				

** THIS PAGE IS PART OF THE INSTRUMENT **

I hereby certify that the within and foregoing was recorded in the Register of Deeds Office For: CITY OF CHARLOTTESVILLE, VA
File Information:

Record and Return To:

Document Number: 2019- 00000355

WOODS ROGERS PLC

Receipt Number: 29461

Recorded Date/Time: February 06, 2019 03:34:55P

CHARLOTTESVILLE VA 22902

Book-Vol/Pg:

Cashier / Station: J Moats / Cash Workstation 2



THE COMMONWEALTH OF VIRGINIA - CITY OF CHARLOTTESVILLE

I certify that the document to which this authentication is affixed is a true copy of a record in the Clerk's Office of the Circuit Court for the City of Charlottesville, Virginia and that I am the custodian of that record

Liezelle Agustin Dugger
Liezelle Agustin Dugger - Clerk of Court

CLERK OF COURT - CIRCUIT COURT - CITY OF CHARLOTTESVILLE, VA

Attachment D

2019 00000355

PREPARED BY: John A. Dezio, Atty.
VSB#07678
2350 Commonwealth Dr., #C
Charlottesville, VA 22901

Tax Map: 200259260
Tax Map: 200259270
Tax Map: 200259280
Tax Map: 200259290
Tax Map: 200259301
Tax Map: 200259310
Tax Map: 200259320
Tax Map: 200259330
Tax Map: 200259340
Tax Map: 200259350
Tax Map: 200259370
Tax Map: 200259380
Assessed Value: \$812,400.00
Consideration: \$600,000.00

Title Insurance: Old Republic National Title Insurance Company

THIS DEED made this 25th day of January, 2019, by and between MOSELEY GARDENS, LLC, a Virginia limited liability company, formerly incorrectly identified on record as MOSLEY GARDENS, LLC, a Virginia limited liability company, Grantor, and BELMONT STATION, LLC, a Virginia limited liability company, Grantee, whose address is 170 South Pantops Drive, Charlottesville VA 22911 ;

WITNESSETH:

That for and in consideration of the sum of SIX HUNDRED THOUSAND AND NO/100 DOLLARS (\$600,000.00), cash in hand paid to the Grantor by the Grantee, the receipt of which is hereby acknowledged, the Grantor does hereby GRANT, BARGAIN, SELL and CONVEY with GENERAL WARRANTY OF TITLE and ENGLISH COVENANTS OF TITLE, unto the said BELMONT STATION, LLC, a Virginia limited liability company, Grantee, all that certain lot or parcel of land situated in the City of Charlottesville, Virginia, and more particularly described on the attached Schedule A.

The property hereby conveyed is subject to any and all easements, restrictions, reservations and conditions contained in duly recorded deeds, plats and other instruments constituting constructive notice in the chain of title to the above described property, which have not expired by

a time limitation contained therein or have not otherwise become ineffective, and to any lien inchoate or otherwise, for real estate taxes or assessments, not yet due and payable.

IN WITNESS WHEREOF, Moseley Gardens, LLC, a Virginia limited liability company, has caused its name to be signed hereto to Richard L. Beyer, its Manager.

Moseley Gardens, LLC

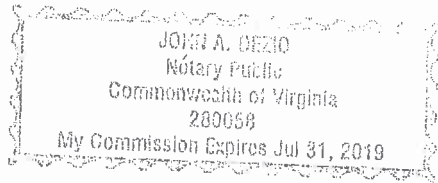
BY: [Signature]
Richard L. Beyer, Manager

COMMONWEALTH OF VIRGINIA
~~CITY/COUNTY OF~~ Albemarle, to-wit:

The foregoing Deed was acknowledged before me this 30th day of January, 2019, by Richard L. Beyer, Manager.

[Signature]
Notary Public

My commission expires: 7/31/19
My commission ID Number: 280058



[SCHEDULE A FOLLOWS]

Schedule A

All those certain lots or parcels of land, with improvements thereon and appurtenances thereto, situated in the City of Charlottesville, Virginia, on Flint Drive and Keene Court, shown as Lots 13 through 22, inclusive, of Block VIII, and Lots 2 and 3, Block IX, Addition Eight, Azalea Gardens Subdivision, on a plat by Thomas D. Blue, Civil Engineer & Land Surveyor, dated December 26, 1967, last revised January 25, 1968, and recorded in the Clerk's Office of the Circuit Court of the City of Charlottesville, Virginia, in Deed Book 295, page 531.

This is a portion of the property conveyed to Moseley Gardens, LLC, a Virginia limited liability company, by deed of R. L. Beyer Construction, Inc., a Virginia corporation, dated June 23, 2010, recorded July 13, 2010, in the Clerk's Office of the Circuit Court of the City of Charlottesville, Virginia, as Instrument Number 2010002488. In said deed the name of Moseley Gardens, LLC, was incorrectly spelled as Mosley Gardens, LLC.

There is conveyed herewith all rights of way, easements and other rights of Moseley Gardens, LLC, to the platted but unimproved Keene Court and Flint Drive Roadways.

C:\Users\Jenn Henderson\Desktop\UAD FILES\M\Moseley Gardens, LLC 18-258\Deed.rtf

Prepared by: Lois A. Haverstrom, VSB #43712
A Portion of Parent Tax Map Parcel: (Right-of-Way. No TMP)
Consideration: \$10.00
Assessed Value: \$0.00

This deed is exempt from recordation taxes imposed by Virginia Code Section 58.1-802 pursuant to Virginia Code Section 58.1-811(C0(4))

THIS SPECIAL WARRANTY DEED made this ____ day of _____, 2019, by and between the **CITY OF CHARLOTTESVILLE, VIRGINIA**, a municipal corporation and political subdivision of the Commonwealth of Virginia, GRANTOR, and, **BELMONT STATION, LLC**, a Virginia limited liability company, GRANTEE, whose address is 170 South Pantops Drive, Charlottesville, Virginia, 22911.

WITNESSETH:

THAT for and in consideration of the sum of TEN DOLLARS (\$10.00), and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, GRANTOR does hereby GRANT, BARGAIN, SELL and CONVEY with SPECIAL WARRANTY OF TITLE unto the GRANTEE, the real property described as:

All that certain lot or parcel of land, with improvements thereon and appurtenances thereto, situated in the City of Charlottesville, shown as Keene Court, and a portion of Flint Drive on the Right-of-Way Vacation exhibit, attached hereto and made a part hereof as Exhibit A ("Property"); BEING, a portion of the property conveyed to the GRANTOR by dedication on a Plat titled: "Subdivision Plat of Addition Eight, Azalea Gardens, Charlottesville, Virginia, dated December 26, 1967, as revised January 26, 1968, as recorded in the Clerk's Office of the Circuit Court of the City of Charlottesville, Virginia in Deed Book 295, Page 531 ("Plat"). **[DRAFTING NOTE – Awaiting title search to make sure the property description is accurate. Ordered from Republic 3/26/19]**

GRANTEE and GRANTOR acknowledge that the Property, as previously dedicated to the City on the Plat, was for use as public streets, but said streets were never improved, developed or otherwise open to the public for use in the Property location shown on Exhibit A.

Attachment D

GRANTOR makes no guarantee, representation or warranty regarding the condition of the Property herein conveyed and expressly disclaims any and all obligation and liability to GRANTEE, regarding any physical or environmental defects which may exist with respect to the property.

GRANTEE specifically acknowledges and agrees that it hereby waives, releases and discharges any claim that it has, might have had, or, may have against the City with respect to the condition of the Property, either patent to latent, its ability or inability to develop the Property, the actual or potential income or profits to be derived from the Property, the compliance with any federal, state or local environmental protection, pollution, or land use laws, rules, regulations or requirements, and any other state or local acts or ordinances which exist with respect to the Property.

GRANTEE is the property owner of the parcels immediately adjoining and contiguous to the area vacated by this deed.

GRANTEE hereby reserves to the GRANTOR an easement for all existing City utility lines or drainage improvements currently located with the Property vacated by the deed.

This conveyance is made expressly subject to all easements, conditions, restrictions, reservations, and other matters contained in duly recorded deeds, plats, and other instruments constituting constructive notice in the chain of title to the property herein conveyed, which have not expired by a time limitation therein contained or otherwise become ineffective.

By ordinance adopted _____, 2019, the Mayor of the City of Charlottesville was authorized to sign this deed on behalf of the City of Charlottesville, Virginia.

[SIGNATURES AND NOTARY BLOCKS FOLLOW ON PAGE 3]

WITNESS the following signatures and seals.

GRANTOR:

CITY OF CHARLOTTESVILLE, VIRGINIA

By: _____
Print Name: _____
Title: Mayor

COMMONWEALTH OF VIRGINIA
CITY OF CHARLOTTESVILLE:

The foregoing deed was acknowledged before me, a Notary Public in and for the aforesaid City and Commonwealth, by _____, as Mayor of the City of Charlottesville, Virginia, on this ____ day of _____, 2019.

Notary Public
Registration # _____

GRANTEE:

BELMONT STATION, LLC

By: _____
Frank T. Ballif, as Manager

COMMONWEALTH OF VIRGINIA
COUNTY OF ALBEMARLE:

The foregoing deed was acknowledged before me, a Notary Public in and for the aforesaid County and Commonwealth, by Frank T. Ballif, as Manager on behalf of Belmont Station, LLC, a Virginia limited liability company, on this ____ day of _____, 2019.

Notary Public
Registration # _____

RIGHT-OF-WAY VACATION AND DEDICATION EXHIBIT



EXHIBIT A
EXISTING PLAT

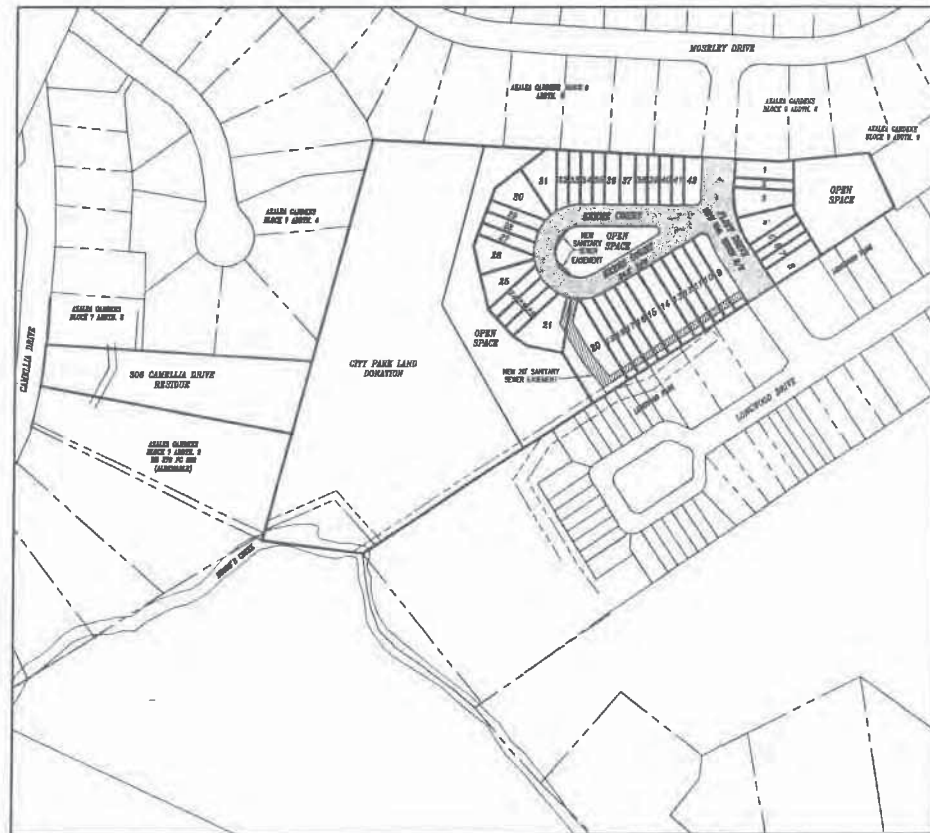
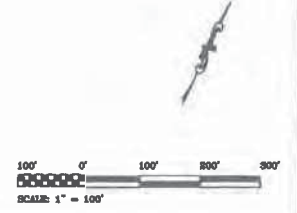


EXHIBIT B
PROPOSED PLAT

NOTE:
Applicant is requesting city council vacate Keene Court, a portion of Flint Drive, and sewer easements, shown as hatched areas on Exhibit A. New road and sanitary easements will be dedicated on proposed plat as shown on Exhibit B.



February 7th, 2019

Flint Hill
Charlottesville, Virginia

Roudabush, Gale & Associates, Inc.
Charlottesville, Virginia

Attachment D

M:\2019\Projects\Projects\1902\19020000\19020000.dwg

Attachment D

City of Charlottesville - Alley, Paper Street, and ROW Scoring Rubric						
Alley: Flint Drive and Keene Court						
Criteria	3	2	1	Raw Score	Weight	Weighted Score
Increase rear access for potential ADU	[(Number of ADU* Possible or Existing) / (Number of Parcels) x 100] greater than 66%	[(Number of ADU* Possible or Existing) / (Number of Parcels) x 100] Greater than 33% but less than 66%	[(Number of ADU* Possible or Existing) / (Number of Parcels) x 100] less than 33%	0	x 0.25 =	0
Reduction of driveways from primary street	Street that alley will act as an alternate route to has sidewalks and 30+% of properties have driveways	Has driveways and sidewalks on street that alley will act as an alternative route	No sidewalks or driveways on street that alley will act as an alternative route	0	x 0.2 =	0
Bicycle and Pedestrian Circulation	Provides alternative route to existing route on street with AADT** > 1000	Alley acts as parallel route to existing route on street	Walkable	0	x 0.15 =	0
Vehicular access to rear of lot	Through type alley	Dead end but drivable	Not drivable	0	x 0.1 =	0
Reduction of on-street parking demand	Reduce 2 or more cars per block	Reduce 1 car per block	No reduction	0	x 0.1 =	0
Greenway Connectivity	Alley connects to pedestrian route within 350' of recreation areas, parks, and trails	Alley connects to pedestrian route within 700' of recreation areas, parks, and trails	Alley does not connect with or route is greater than 700' of recreation areas, parks, and trails	0	x 0.1 =	0
Utility route	Existing utilities	Through type alley without existing utilities or has overhead utilities crossing alley	Dead end alley without existing utilities	0	x 0.1 =	0
Closure is part of a proposed development or replatting	If an alley, paper street, ROW, or street, is to be closed as part of proposed development requiring a site plan; and/or replatted in a different configuration (-1.5 points)			-1.5	=	-1.5
Final Score (Sum of all weighted scores)						-1.5

ADU* Accessory Dwelling Unit
 AADT** Average Annual Daily Traffic

Flint Hill
PUD Development Plan
MAY 1, 2020

TABLE OF CONTENTS
PUD Development Plan (Sec. 34-517)

This PUD Development Plan (Pages 1 through 8) meets the requirements of Charlottesville City Code Section 34-517(a). The below table of contents lists PUD requirements and references where in the PUD Development Plan the requirements are illustrated or described.

Contents:

- 34-517(a)(1) A survey plat describing and depicting the entire land area to be included within the PUD development site, including identification of present ownership, existing zoning district classification(s) of the parcel(s) to be included within the PUD.
Page 2: Existing Conditions
34-517(a)(2) A narrative statement of how the objectives described within section 34-490 are met by the proposed PUD.
Page 7: Narrative
34-517(a)(3) A conceptual development plan, supporting maps, and written or photographic data and analysis which show:
a. Location and size of existing water and sanitary and storm sewer facilities and easements;
Page 2: Existing Conditions
b. Layout for proposed water and sanitary sewer facilities and storm drainage facilities;
Page 4: Land Use Plan
c. Location of other proposed utilities;
Page 4: Land Use Plan
d. Location of existing and proposed ingress and egress from the development;
Page 4: Land Use Plan
e. Location and size of existing and proposed streets;
Page 4: Land Use Plan
f. Location of existing and proposed pedestrian and bicycle improvements, including connections to nearby schools;
Page 4: Land Use Plan. Note: City sidewalks and bicycle lanes provide pedestrian and bicycle connectivity to Jackson Via elementary school Via Longwood Drive and Harris Road.
g. An inventory, by tax map parcel number and street address, of all adjacent parcels within a five hundred-foot radius of the perimeter of the PUD, indicating the existing zoning district classification of each.
Page 1: Cover Page
h. A site inventory of the significant natural, environmental and cultural features of a site, including at a minimum: historic landmarks contained on any state or federal register; vegetation; existing trees of eight-inch caliper or greater; wetlands, topography, shown at intervals of five (5) feet or less, critical slopes, and other, similar characteristics or features, and a plan for preserving, protecting, utilizing and/or incorporating such features into the design and function of the proposed PUD.
Page 2: Existing Conditions; and
Page 3: Environmental Features; and
Page 4: Land Use Plan
34-517(a)(4) A proposed land use plan. Such plan will identify:
a. Proposed land uses and their general locations, including without limitation, building and setbacks;
Page 4 : Land Use Plan; and
Pages 5-6: Use Matrix
b. Proposed densities of proposed residential development;
Page 8: Proffers
c. Location and acreage of required open space;
Page 4: Land Use Plan
d. Square footage for non-residential uses;
Non-residential uses are not proposed.
e. Maximum height of buildings and structures in area of PUD.
Page 7: Narrative
34-517(a)(5) A general landscape plan which focuses on the general location and type of landscaping to be used within the project as well as the special buffering treatment proposed between project land uses and adjacent zoning districts;
Page 4: Land Use Plan.
34-517(a)(6) Phasing plan if needed. Each phase shall individually meet the requirements of this section.
Phasing is not proposed.
34-517(a)(7) A statement from the city public utilities department verifying whether water and sewer infrastructure capacity does or does not exist for the proposed land use(s).
In a previous application a statement was provided from the city public utilities department that water and sewer infrastructure capacity does exist for the proposed uses. Water is available via a 6" water main in Flint Drive off of Longwood Drive and an 8" water main in Flint Drive off of Moseley Drive. Sanitary sewer is available via an 8" sewer line behind lots along Longwood Drive.
34-517(a)(8) A statement from the fire marshal verifying whether adequate fire flow services does or does not exist for the proposed land use(s).
The fire flow tests have been provided and approved by the fire marshal.

500' radius for adjacent properties

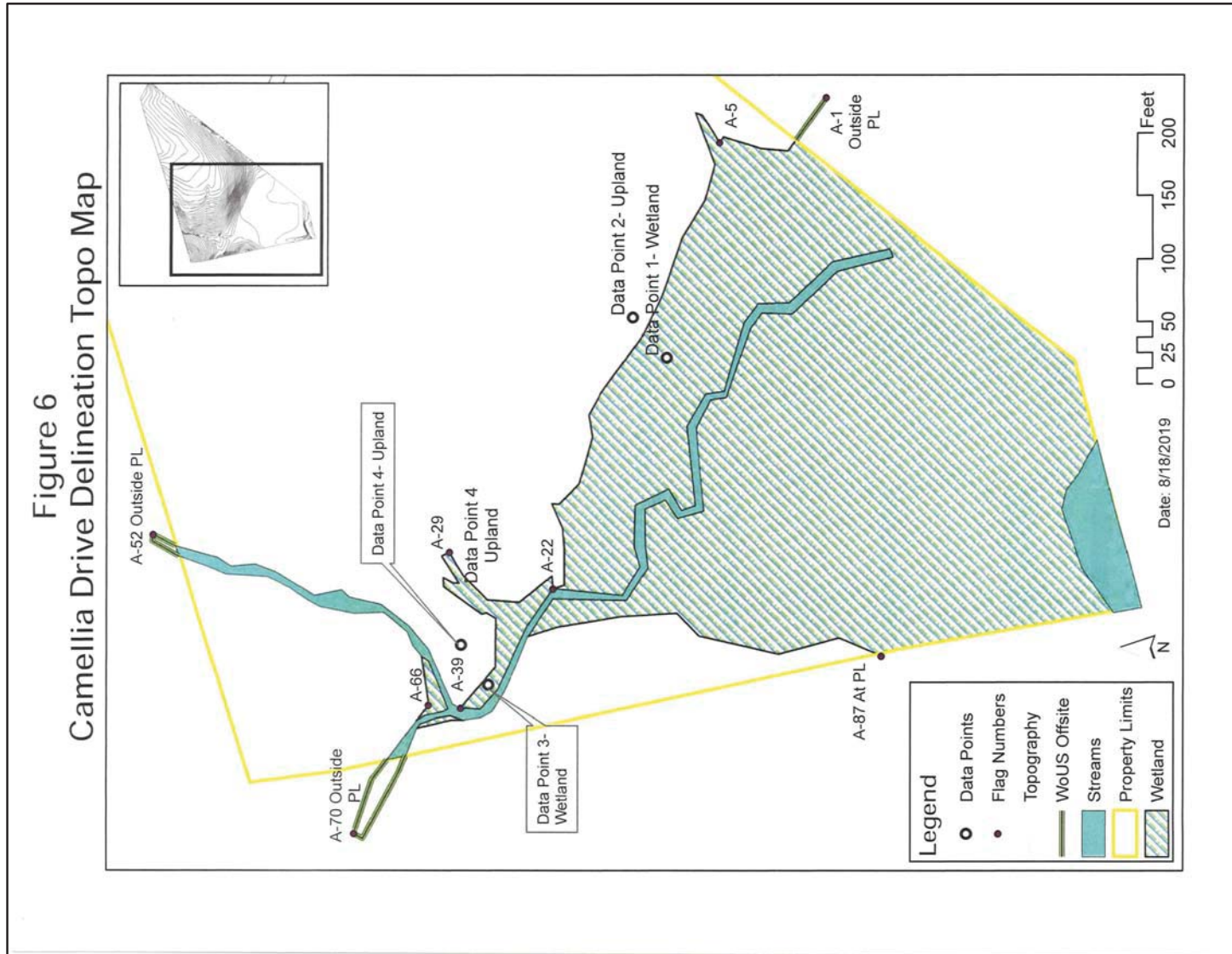
Table with columns: Name, Address, City / State, Zip, Property Address. Lists numerous property owners and their addresses in the area.

Attachment E
Existing Conditions

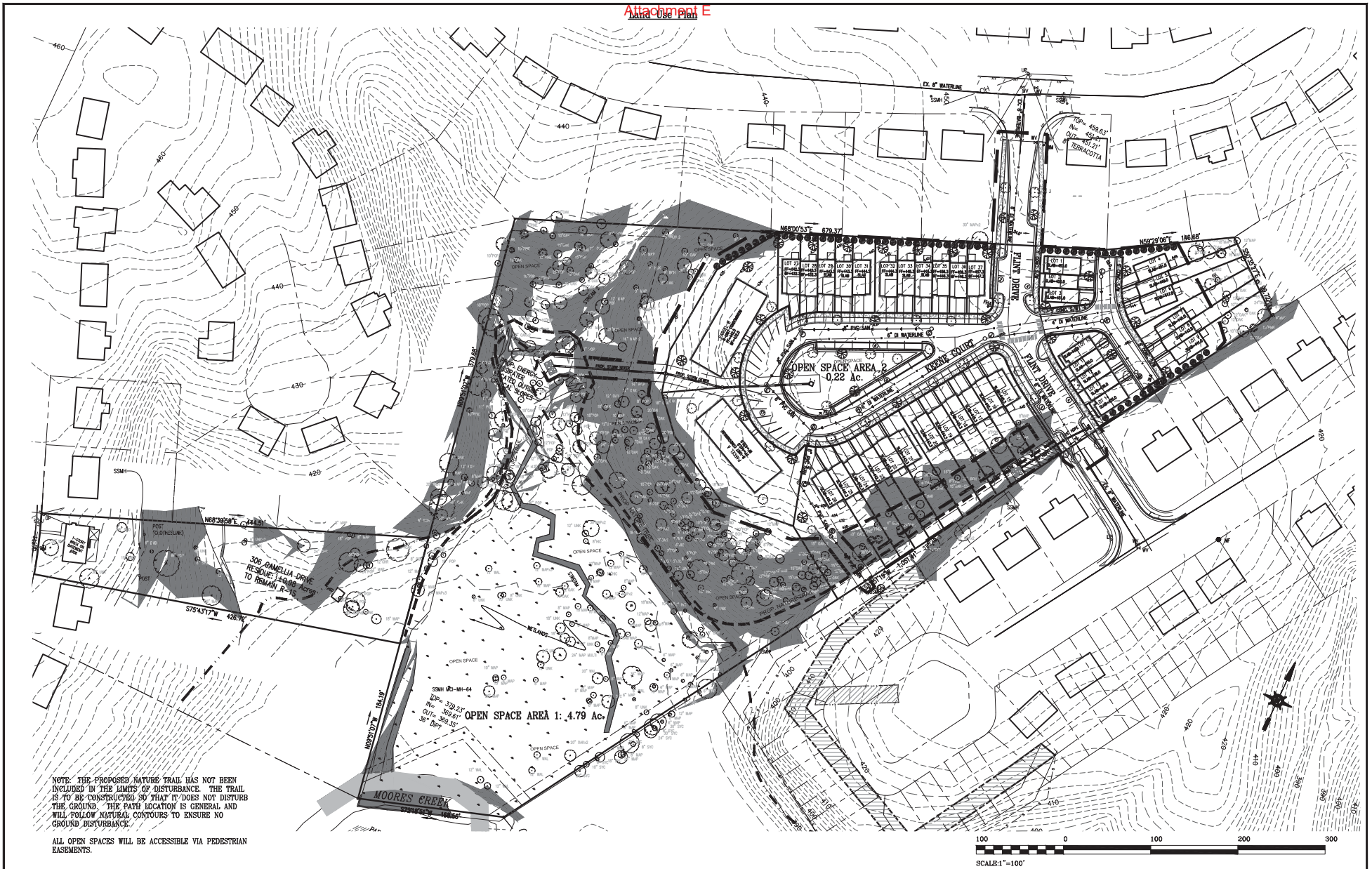


1	PARCEL 200259210 SHOMWALTER, JONATHAN M & CARLEIGH W ZONE: R-1S	10	PARCEL 21A138000 NEIGHBORHOOD INVESTMENTS, LLC ZONE: R-2	19	PARCEL 200271300 ARMSTRONG, JOSHUA & ANNALÉE ZONE: PUD
2	PARCEL 200259220 WILSON, JEFFREY M & RUTHANN L ZONE: R-1S	11	PARCEL 200271000 GOODSON, STANLEY A & BRENDA M TR ZONE: R-2	20	PARCEL 200271200 MCCONNELL, JUSTIN R & HEATHER M ZONE: PUD
3	PARCEL 200259230 WICKLINE, HAROLD E ZONE: R-1S	12	PARCEL 200276100 NEIGHBORHOOD INVESTMENTS, LLC ZONE: R-2	21	PARCEL 200271100 RUTKOWSKI, AUGUST J & MELANIE ZONE: PUD
4	PARCEL 200259240 MORRIS, JAMES E JR & MILDRED K ZONE: R-1S	13	PARCEL 200276000 NEIGHBORHOOD INVESTMENTS, LLC ZONE: R-2	22	PARCEL 200270400 GOPALAN, VARUN & NARAYAN, SHILPA M ZONE: PUD
5	PARCEL 200259250 SPENCER, JOYCE P ZONE: R-1S	14	PARCEL 200275000 CARVER, ADRIANA R ZONE: R-2	23	PARCEL 200270300 ISAAC, SHAUN L & KRISTA M ZONE: PUD
6	PARCEL 200259360 GAIETY, JUDITH A ZONE: R-1S	15	PARCEL 200274000 NEIGHBORHOOD INVESTMENTS, LLC ZONE: R-2	24	PARCEL 200270200 METZGER, JUSTIN C & MAUREEN J ZONE: PUD
7	PARCEL 21A099800 GAO, JIMING ZONE: R-1S	16	PARCEL 200273000 GOODSON, BRENDA M & STANLEY A TR ZONE: R-2	25	PARCEL 200270100 SOUBRA, CHARIF P ZONE: PUD
8	PARCEL 21A099700 HAYES, CHARLES W & ROSEMARY A ZONE: R-1S	17	PARCEL 200272000 NEIGHBORHOOD INVESTMENTS, LLC ZONE: R-2	26	PARCEL 200278000 CITY OF CHARLOTTESVILLE ZONE: R-2
9	PARCEL 21A099500 MAGDER, ANNIE CLARE ZONE: R-1S	18	PARCEL 200271400 BUSTOS, FRANCIS P & CHRISTINA C ZONE: PUD		

ENVIRONMENTAL FEATURES



SOURCE: BY ECOMETRICS ON BEHALF OF WILD GINGER FIELD SERVICES, DATED, AUGUST 20, 2019



Attachment F
Matrix of Use Types—Flint Hill PUD

Matrix Use Legend

A = Accessory use
B = By-right use
P = Special-use permit
S = Special-use permit
T = Temporary use permit

Use Types	Flint Hill PUD	Existing Zoning - R-15 (for reference)
RESIDENTIAL AND RELATED USES		
Accessory apartment, internal	P	P
Accessory apartment, external	P	P
Accessory buildings, structures and uses	B	B
Adult assisted living		
1—8 residents	B	B
Greater than 8 residents		
Adult day care		
Amateur radio antennas, to a height of 75 ft.	B	B
Bed-and-breakfast:		
Homestay	B	B
B & B		
Inn		
Boarding: fraternity and sorority house		
Boarding house (rooming house)		
Convent/monastery	S	S
Criminal justice facility		
Dwellings:		
Multi-family	B	
Single-family attached	B	
Single-family detached	B	B
Rowhouse/Townhouse	B	
Two-family	B	
Family day home		
1—5 children	B	B
6—12 children	S	S
Home occupation	P	P
Manufactured home park		
Night watchman's dwelling unit, accessory to industrial use		
Nursing homes		
Occupancy, residential		
3 unrelated persons	B	B
4 unrelated persons	B	B
Residential density (developments)		
Maximum of 60 units in the PUD	B	
22—43 DUA		
44—64 DUA		
65—87 DUA		
88—200 DUA		
Residential treatment facility		
1—8 residents	B	B
8+ residents		
Shelter care facility		
Single room occupancy facility		
Temporary family health care structure	T	T

Use Types	Flint Hill PUD	FLINT HILL
		Existing Zoning - R-15 (for reference)
NON-RESIDENTIAL: GENERAL and MISC.		
COMMERCIAL		
Access to adjacent multifamily, commercial, industrial or mixed-use development or use		
Accessory buildings, structures and uses		
Amusement center		
Amusement enterprises (circuses, carnivals, etc.)		
Amusement park (putt-putt golf; skateboard parks, etc.)		
Animal boarding/grooming/kennels:		
With outside runs or pens		
Without outside runs or pens		
Animal shelter		
Art gallery:		
GFA 4,000 SF or less		
GFA up to 10,000 SF		
Art studio, GFA 4,000 SF or less		
Art workshop		
Assembly (indoor)		
Arena, stadium (enclosed)		
Auditoriums, theaters		
Houses of worship	B	B
Assembly (outdoor)		
Amphitheater		
Stadium (open)		
Temporary (outdoor church services, etc.)	T	T
Assembly plant, handcraft		
Assembly plant		
Automobile uses:		
Gas station		
Parts and equipment sales		
Rental/leasing		
Repair/servicing business		
Sales		
Tire sales and recapping		
Bakery, wholesale		
GFA 4,000 SF or less		
GFA up to 10,000 SF		
Banks/ financial institutions		
Bowling alleys		
Car wash		
Catering business		
Cemetery	S	S
Clinics:		
Health clinic (no GFA limit)		
Health clinic (up to 10,000 SF, GFA)		
Health clinic (up to 4,000 SF, GFA)		

Attachment E
Matrix of Use Types-Flint Hill PUD

Use Types	FLINT HILL	
	Flint Hill PUD	Existing Zoning - R-1S (for reference)
Public health clinic		
Veterinary (with outside pens/runs)		
Veterinary (without outside pens/runs)		
Clubs, private	S	S
Communications facilities and towers:		
Antennae or microcells mounted on existing towers established prior to 02/20/01	B	B
Attached facilities utilizing utility poles or other electric transmission facilities as the attachment structure	B	B
Attached facilities not visible from any adjacent street or property	B	B
Attached facilities visible from an adjacent street or property		
Alternative tower support structures		
Monopole tower support structures		
Guyed tower support structures		
Lattice tower support structures		
Self-supporting tower support structures		
Contractor or tradesman's shop, general		
Crematorium (independent of funeral home)		
Data center		
Daycare facility	S	S
Dry cleaning establishments		
Educational facilities (non-residential)		
Elementary	S	S
High schools	S	S
Colleges and universities	S	S
Artistic up to 4,000 SF, GFA		
Artistic up to 10,000 SF, GFA		
Vocational, up to 4,000 SF, GFA		
Vocational, up to 10,000 SF, GFA		
Electronic gaming café		
Funeral home (without crematory)		
GFA 4,000 SF or less		
GFA up to 10,000 SF		
Funeral homes (with crematory)		
GFA 4,000 SF or less		
GFA up to 10,000 SF		
Golf course		
Golf driving range		
Helipad		
Hospital		
Hotels/motels:		
Up to 100 guest rooms		
100+ guest rooms		
Laundromats		
Libraries		B
Manufactured home sales		

Use Types	FLINT HILL	
	Flint Hill PUD	Existing Zoning - R-1S (for reference)
Microbrewery		
Mobile food units		
Movie theaters, cineplexes		
Municipal/governmental offices, buildings, courts	S	S
Museums:		
Up to 4,000 SF, GFA		
Up to 10,000 SF, GFA		
Music halls		
Offices:		
Business and professional		
Medical		
Philanthropic institutions/agencies		
Property management		
Other offices (non-specified)		
Outdoor storage, accessory		
Parking:		
Parking garage		
Surface parking lot	A	
Surface parking lot (more than 20 spaces)	A	
Temporary parking facilities	A	
Photography studio		
Photographic processing; blueprinting		
Radio/television broadcast stations		
Recreational facilities:		
Indoor: health/sports clubs; tennis club; swimming club; yoga studios; dance studios, skating rinks, recreation centers, etc.		B
Outdoor: Parks, playgrounds, ball fields and ball courts, swimming pools, picnic shelters, etc.	B	B
Outdoor: Parks, playgrounds, ball fields and ball courts, swimming pools, picnic shelters, etc. (private)	B	S
Restaurants:		
Dance hall/all night		
Drive-through windows		
Fast food		
Full service		
24-hour		
Taxi stand		
Towing service, automobile		
Technology-based businesses		
Transit facility		
Utility facilities	S	S
Utility lines	B	B

Matrix Use Legend

A = Any use
 B = By-right use
 P = Planned use permit
 S = Special use permit
 T = Temporary use permit

~~Attachment E~~
Narrative per Sec. 34-517(2)

Narrative Project Description
Flint Hill PUD
MAY 1, 2020

Flint Hill is a PUD on Flint Drive adjacent to the Longwood PUD. The PUD is intended to provide increased density and housing affordability, and meets the objectives in Sec. 34-490 of the Planned Unit Development ordinance as follows:

1. To encourage developments of equal or higher quality than otherwise required by the strict application of zoning district regulations that would otherwise govern;

This proposal is of equal or higher quality than otherwise required by the strict application of zoning district regulations that currently govern because it proposes to provide higher density and more affordable housing options than would be built on the existing platted, but unbuilt, 13 parcels that make up the project. If built by-right, the existing 13 parcels would be large single-family homes on large lots that cost substantially more than what will be provided in the proposed PUD. In addition to the natural increase in affordability provided by townhomes versus single-family homes, the developer is proffering additional deed-restricted affordable housing that will remain affordable even if the market prices of other homes rise.

The PUD also proposes a large parcel of open space along Moore's Creek for preservation, conservation, and/or passive recreation uses, and proposes to construct a pocket park or rain garden in a central open space within the PUD.

2. To encourage innovative arrangements of buildings and open spaces to provide efficient, attractive, flexible and environmentally sensitive design;

The proposed arrangement of buildings avoids the large areas of steep slopes, avoids the riparian areas along Moore's creek, builds on an upland area already subdivided for development long ago, and preserves large areas of open space providing efficient, attractive, flexible and environmentally sensitive design.

3. To promote a variety of housing types, or within a development containing only a single housing type, to promote inclusion of houses of various sizes;

The development will provide both single family attached and neighborhood-scale condominium housing types. Among those housing types will be several subtypes of various square footages, widths, styles and price points; rear-alley-loaded garage townhomes; and proffered ADUs to guarantee affordability and variety.

4. To encourage the clustering of single-family dwellings for more efficient use of land and preservation of open space;

The proposed PUD clusters the new housing on approximately 4 upland acres of the site and preserves approximately half the site.

5. To provide for developments designed to function as cohesive, unified projects.

The proposed PUD will be cohesive and unified in its form and function, and will have a homeowners association to assure its long-term success.

6. To ensure that a development will be harmonious with the existing uses and character of adjacent property, and/or consistent with patterns of development noted with respect to such adjacent property;

The project will have building sizes very similar to what was built in the adjacent Longwood PUD. The PUD also causes 306 Camellia Drive to remain as a large 1-acre lot, consistent with development patterns along that street. Maximum building height in the PUD shall be 35'.

7. To ensure preservation of cultural features, scenic assets and natural features such as trees, streams and topography.

The proposed PUD preserves the trees, streams, and sensitive topography on roughly half of the site, a significant achievement in a development that also provides appropriate density and significant affordability.

8. To provide for coordination of architectural styles internally within the development as well as in relation to adjacent properties along the perimeter of the development; and

The proposed PUD will have coordinated architectural styles, governed by an Architectural Review Board that is part of the homeowners association.

9. To provide for coordinated linkages among internal buildings and uses, and external connections, at a scale appropriate to the development and adjacent neighborhoods;

The proposed PUD provides coordinated road and pedestrian linkages via a new road and sidewalks that will connect Moseley Drive to Longwood Drive. The PUD will also provide for trail connections to Moore's Creek and the adjacent Longwood Park owned by the City.

10. To facilitate access to the development by public transit services or other single-vehicle-alternative services, including, without limitation, public pedestrian systems.

The proposed PUD will have the public pedestrian systems mentioned above. It is located only one block from Charlottesville Area Transit (CAT) Route 4. In addition, the construction of the road and new sidewalks on Flint Drive will connect Moseley Drive to Longwood Drive, allowing pedestrians, particularly students that live on Garden Dr, Camellia Dr, Shasta Ct, Hilton Dr, and Moseley Dr, to walk to Jackson Via Elementary School and the Food Lion shopping center on neighborhood streets, spending less time walking along Harris Rd, a busier street.

Attachment E
Proffer Conditions

BEFORE THE CITY COUNCIL OF THE CITY OF CHARLOTTESVILLE, VIRGINIA IN RE: PETITION FOR REZONING (City Application No. ZM20-00001) STATEMENT OF FINAL PROFFER CONDITIONS
For the Flint Hill PUD Dated as of June 26, 2020

TO THE HONORABLE MAYOR AND MEMBERS OF THE COUNCIL OF THE CITY OF CHARLOTTESVILLE:

The undersigned limited liability company is the owner of land subject to the above-referenced rezoning petition ("Subject Property"). The Owner/Applicant seeks to amend the current zoning of the property subject to certain voluntary development conditions set forth below. In connection with this rezoning application, the Owner/Applicant seeks approval of a PUD as set forth within a PUD Development Plan, pages 1 through 8, dated May 1, 2020.

The use and development of the Subject Property shall be subject to the following development conditions voluntarily proffered by the Landowner, which conditions shall apply in addition to the regulations otherwise provided within the City's zoning ordinance:

1. There shall be a maximum of 60 residential units within the area of the Subject Property.
2. Affordable Dwelling Units:
 - a. The Landowner shall cause a minimum 15% of the residential units constructed within the area of the Subject Property to be affordable to households having income between 25% and 60% of area median income (as defined in City Code 34-12(c) and 34-12(g)), with such affordability guaranteed for a period of at least thirty (30) years by deed restrictions recorded by the Landowner within the land records of the Charlottesville Circuit Court, which deed restrictions shall include, at a minimum, a first right of refusal for the Landowner to repurchase the property, appreciation-sharing provisions, and forgivable and/or no-interest mortgages from the Landowner or Landowner's designee to a qualified home buyer ("Affordable Dwelling Units, or "ADUs").
 - b. During home construction within the Project, the ADUs shall be provided incrementally such that at least 1 ADU shall be under construction prior to the issuance of every 10th Certificate of Occupancy. At the Landowner's option, if the Landowner conveys to Greater Charlottesville Habitat for Humanity ("Habitat"), by recorded deed, any lot(s) within the Subject Property, then:
 - i. the conveyed lot(s) shall be deemed ADUs that are "under construction" as of the date of recordation of the deed of conveyance from Landowner to Habitat containing the deed restrictions referenced in paragraph 2.a., above; and
 - ii. the deed restrictions shall include a covenant requiring that, if any of the initial homeowners of the ADUs sell or otherwise transfer ownership of the ADU to a person other than Habitat or a qualifying heir, within the first thirty (30) years following issuance of a certificate of occupancy for the unit sold or transferred, then Habitat will use any appreciation-sharing proceeds from the sale or transfer of that ADU for construction of a replacement affordable dwelling unit within the City of Charlottesville and shall document such use of the appreciation-sharing proceeds, and shall make such documentation available to the City's zoning administrator upon request.

WHEREFORE, the undersigned Owner(s) stipulate and agree that the use and development of the Subject Property shall be in conformity with the conditions hereinabove stated, and requests that the Subject Property be rezoned as requested, in accordance with the Zoning Ordinance of the City of Charlottesville.

Respectfully submitted this 26th day of June, 2020.

Owner:
Belmont Station, LLC

Owner's Address:
142 South Pantops Drive Charlottesville, VA 22911

By: 
Charles Armstrong, Member

Attachment E
SUPPLEMENTAL INFORMATION REQUESTED BY STAFF
IN ADDITION TO PUD DEVELOPMENT PLAN CONTENTS

OWNER:
BELMONT STATION, LLC

DEVELOPER:
BELMONT STATION, LLC

DESIGN:
ROUDABUSH, GALE & ASSOCIATES

SOURCE OF BOUNDARY SURVEY:
PLAT OF RECORD

SOURCE OF TOPOGRAPHY:
EXISTING TOPOGRAPHY PROVIDED BY ROUDABUSH, GALE & ASSOCIATES DEC, 2018

THE PROPERTY IS LOCATED IN ZONE X AS SHOWN ON FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE MAP NUMBER 51003C0288D, DATED 02-04-2055

MAXIMUM BUILDING HEIGHT:
35' IN HEIGHT

DENSITY:
5.3 UNITS/ACRE

CURRENT USE:
VACANT LOTS

PROPOSED USE:
UP TO 37 RESIDENTIAL TOWNHOMES & 16 CONDOMINIUM DWELLING UNITS: 53 TOTAL UNITS (MAX DENSITY OF 60 UNITS PER PROPPERS TO ALLOW FLEXIBILITY AND POTENTIAL FOR ACCESSORY APARTMENTS)

OPEN SPACE OWNERSHIP:
ALL OPEN SPACE TO BE OWNED AND MAINTAINED BY A HOME OWNERS ASSOCIATION

LIGHTING:
NO LIGHTING FIXTURES SHALL EXCEED 3000 LUMENS.

BUILDING SETBACKS:
FRONT: 0'
SIDE: 0'
REAR: 10'

*10' MIN BETWEEN ROWS OF TOWNHOUSES
18' MINIMUM DRIVEWAY LENGTH

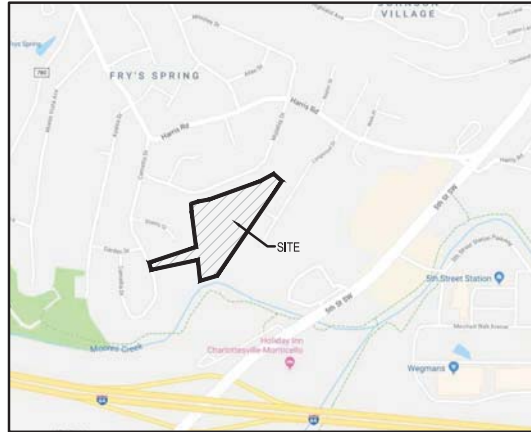
LAND USE SUMMARY

TOTAL SITE AREA:	9.81 Ac. (100%)
306 CAMILLA DR	±0.97 Ac. (9.9%)
LOT AREA:	±2.86 Ac. (29.2%)
RIGHT-OF-WAY AREA:	±0.86 Ac. (8.7%)
PRIVATE RIGHT-OF-WAY AREA:	±0.12 Ac. (1.1%)
OPEN SPACE AREA:	±5.01 Ac. (51.1%)

306 CAMILLA DRIVE TO REMAIN R-1S

TRAFFIC STUDY:
RESIDENTIAL CONDOMINIUM/TOWNHOUSE TRIPS PER DAY (TPD) = 7
MAXIMUM DENSITY 60 UNITS * 7 TPD = 420 EXTRA TPD
½ TPD (210) ON MOSELEY DRIVE AND ½ TPD (210) ON LONGWOOD DRIVE
ITE (230) RESIDENTIAL CONDOMINIUM/TOWNHOMES $R^2 = 0.76$
 $Ln(T) = 0.80Ln(X) + 0.26$, NUMBER OF UNITS, AM PEAK HOUR WEEKDAY
T = 34 TRIP PER DAY

Vicinity Map



SCALE 1" = 500'

SHEET INDEX

1. COVER
2. CRITICAL SLOPES PLAN
3. FIRE TRUCK AUTOTURN 1
4. FIRE TRUCK AUTOTURN 2
5. FIRE TRUCK AUTOTURN 3
6. FIRE TRUCK AUTOTURN 4
7. LANDSCAPE PLAN
8. MASSING PLAN I
9. MASSING PLAN II
10. MASSING PLAN III
11. OPEN SPACE PLAN
12. PARKING PLAN
13. PEDESTRIAN PLAN
14. PRELIMINARY BMP PLAN
15. PRELIMINARY PLAT
16. TREE SURVEY
17. TREE SURVEY
18. TREE SURVEY
19. UTILITY PLAN
20. LOD EXHIBIT

Critical Slope Map: Zoning

Critical Slope Map: Subdivision

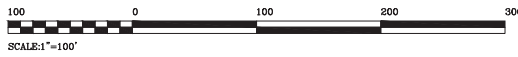


(34-1120(b)(2))

DEFINITION OF CRITICAL SLOPE. A CRITICAL SLOPE IS ANY SLOPE WHOSE GRADE IS 25% OR GREATER AND:

- A. A PORTION OF THE SLOPE HAS A HORIZONTAL RUN OF GREATER THAN TWENTY (20) FEET AND ITS TOTAL AREA IS SIX THOUSAND (6,000) SQUARE FEET OR GREATER; AND
- B. A PORTION OF THE SLOPE IS WITHIN TWO HUNDRED (200) FEET OF ANY WATERWAY AS IDENTIFIED ON THE MOST CURRENT CITY TOPOGRAPHICAL MAPS MAINTAINED BY THE DEPARTMENT OF NEIGHBORHOOD DEVELOPMENT SERVICES.

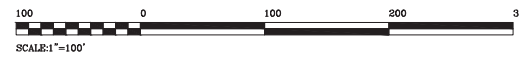
0.33 AC OF CRITICAL SLOPE DISTURBANCE
0.18 AC DISTURBANCE FOR PUBLIC INFRASTRUCTURE



(29-3)

CRITICAL SLOPE REFERS TO THE PORTION OF A LOT THAT HAS A GRADE IN EXCESS OF TWENTY-FIVE (25) PERCENT.

0.47 AC OF CRITICAL SLOPE DISTURBANCE
0.25 AC DISTURBANCE FOR PUBLIC INFRASTRUCTURE

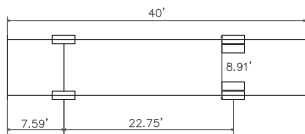


NOTE: THE LIMITS OF DISTURBANCE SHALL BE STAKED BY A LICENSED SURVEYOR. TREE PROTECTION FENCING SHALL BE APPLIED 1' OFF OF LIMITS OF DISTURBANCE WITH WIRE SUPPORTED SILT FENCE 3' OFF OF THE LIMITS OF DISTURBANCE. SEE SHEET 20 FOR DETAILS.
ENERGY DISSIPATER OUTLET SHALL NOT RELEASE FLOW ABOVE CRITICAL SLOPES.

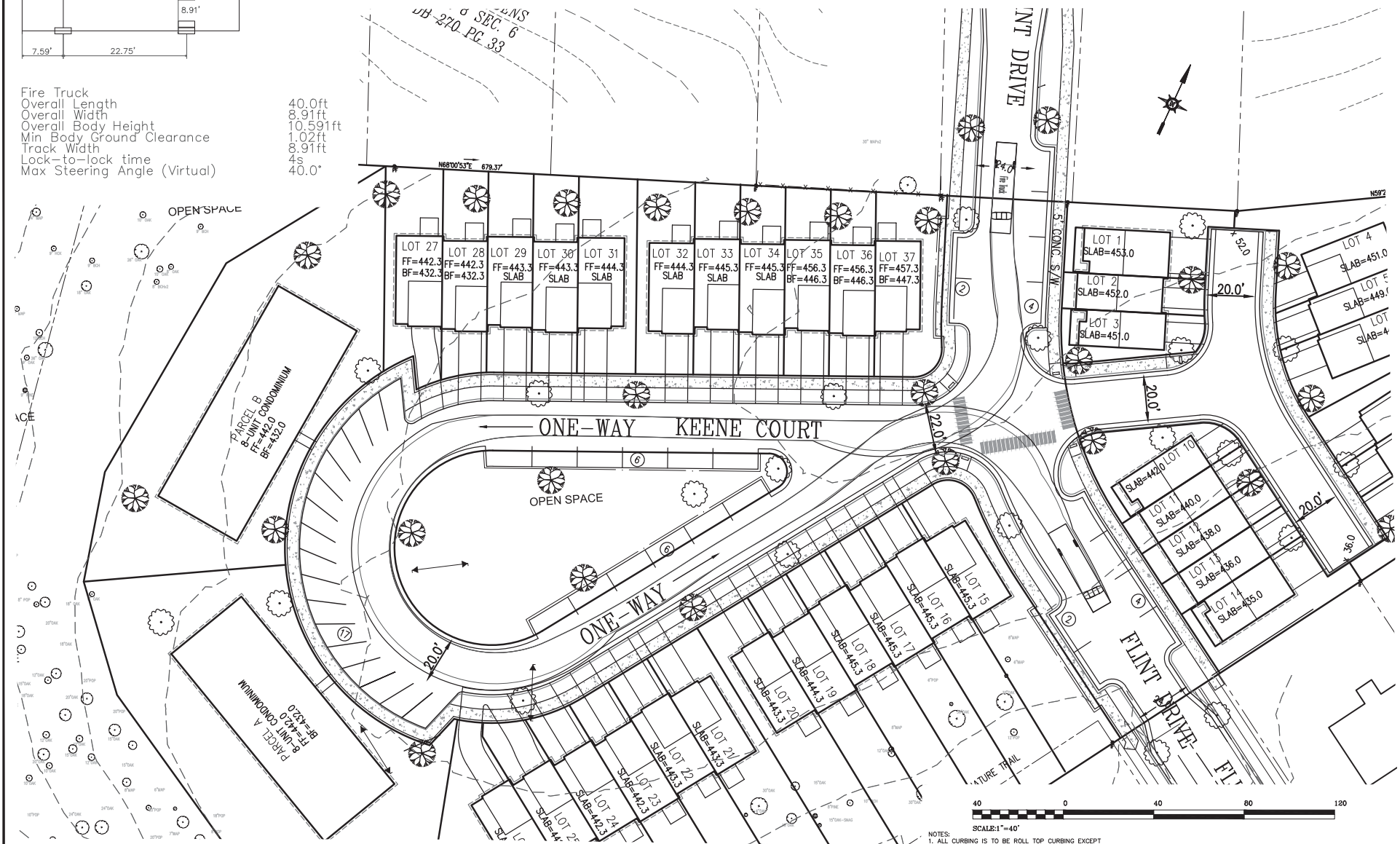
LINETYPE LEGEND

LIMITS OF DISTURBANCE	---
DISTURBED CRITICAL SLOPES	▨

Attachment E
Firetruck Autoturn 1



Fire Truck
Overall Length 40.0ft
Overall Width 8.91ft
Overall Body Height 10.591ft
Min Body Ground Clearance 1.02ft
Track Width 8.91ft
Lock-to-lock time 4s
Max Steering Angle (Virtual) 40.0°

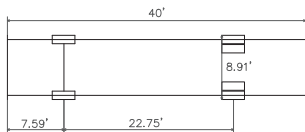


MAY 1, 2020

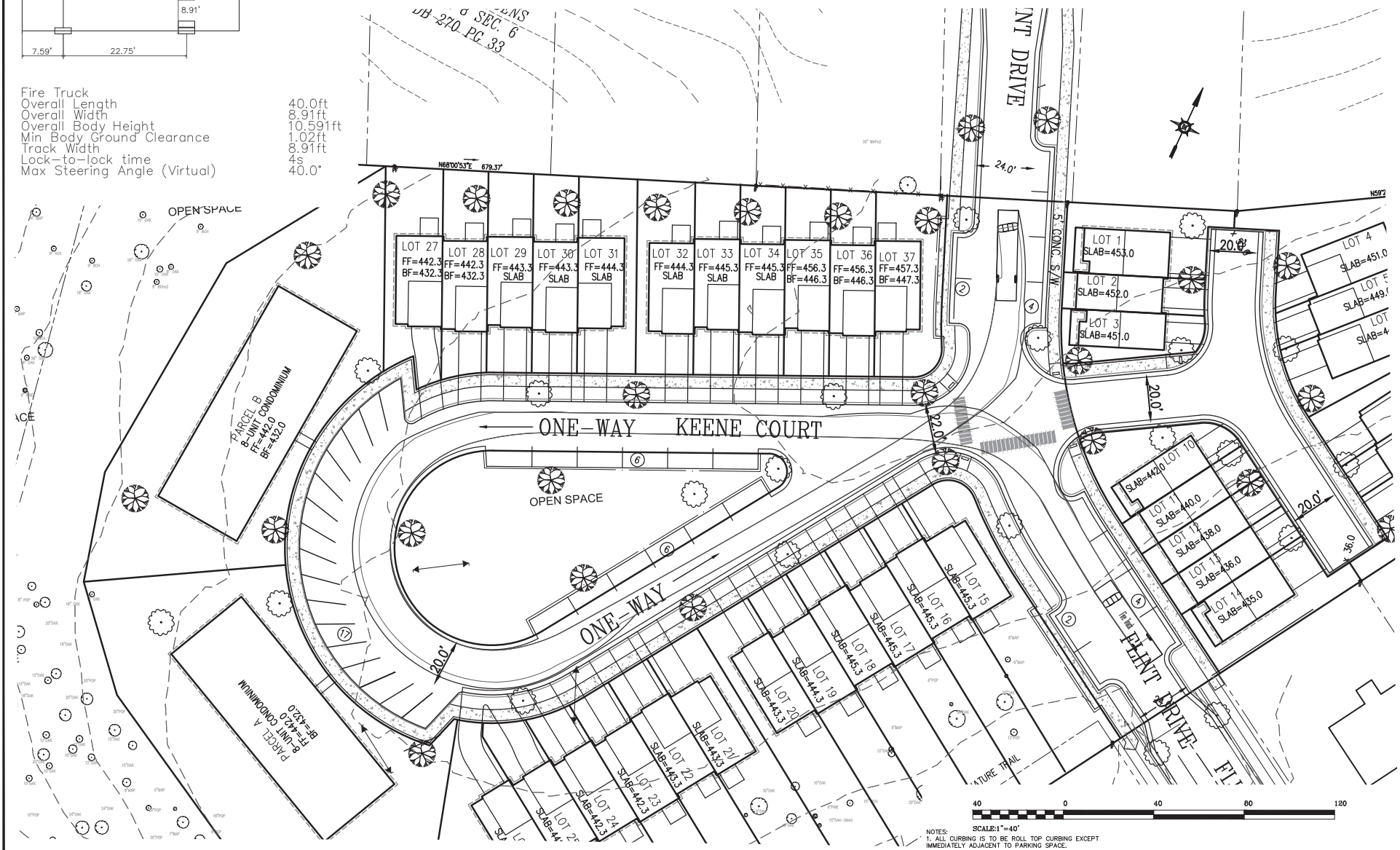
Flint Hill
Charlottesville, Virginia

Roudabush, Gale & Associates, Inc.
Charlottesville, Virginia

Attachment E
Firetruck Autoturn 2



Fire Truck
Overall Length 40.0ft
Overall Width 8.91ft
Overall Body Height 10.591ft
Min Body Ground Clearance 1.02ft
Track Width 8.91ft
Lock-to-lock time 4s
Max Steering Angle (Virtual) 40.0°



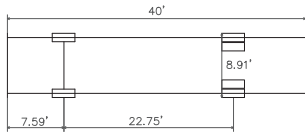
NOTES:
SCALE: 1"=40'
1. ALL CURBING IS TO BE ROLL TOP CURBING EXCEPT IMMEDIATELY ADJACENT TO PARKING SPACE.

MAY 1, 2020

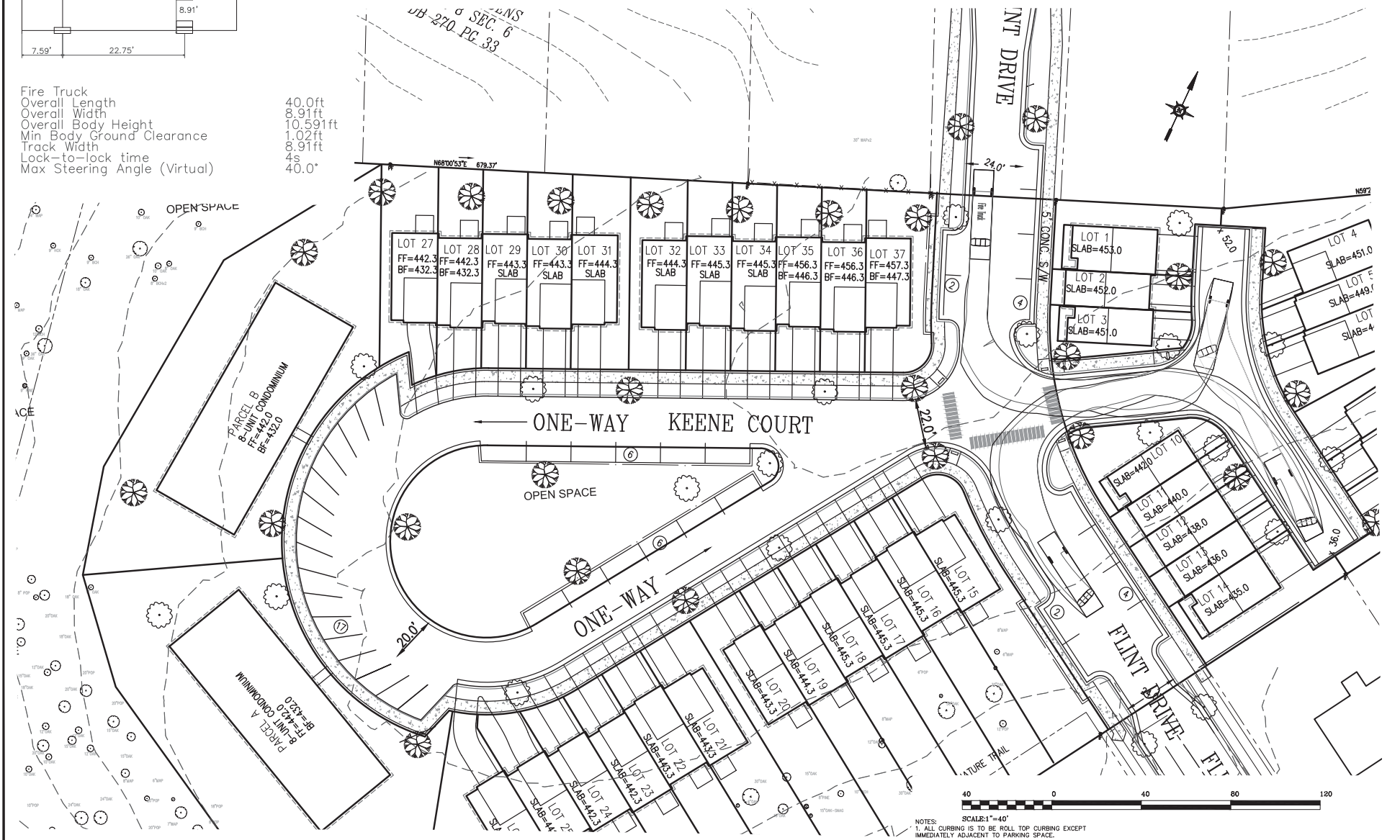
Flint Hill
Charlottesville, Virginia

Roudabush, Gale & Associates, Inc.
Charlottesville, Virginia

Attachment E
Firetruck Autoturn 3



Fire Truck
Overall Length 40.0ft
Overall Width 8.91ft
Overall Body Height 10.591ft
Min Body Ground Clearance 1.02ft
Track Width 8.91ft
Lock-to-lock time 4s
Max Steering Angle (Virtual) 40.0°



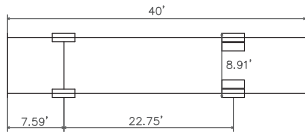
NOTES:
SCALE: 1"=40'
1. ALL CURBING IS TO BE ROLL TOP CURBING EXCEPT IMMEDIATELY ADJACENT TO PARKING SPACE.

MAY 1, 2020

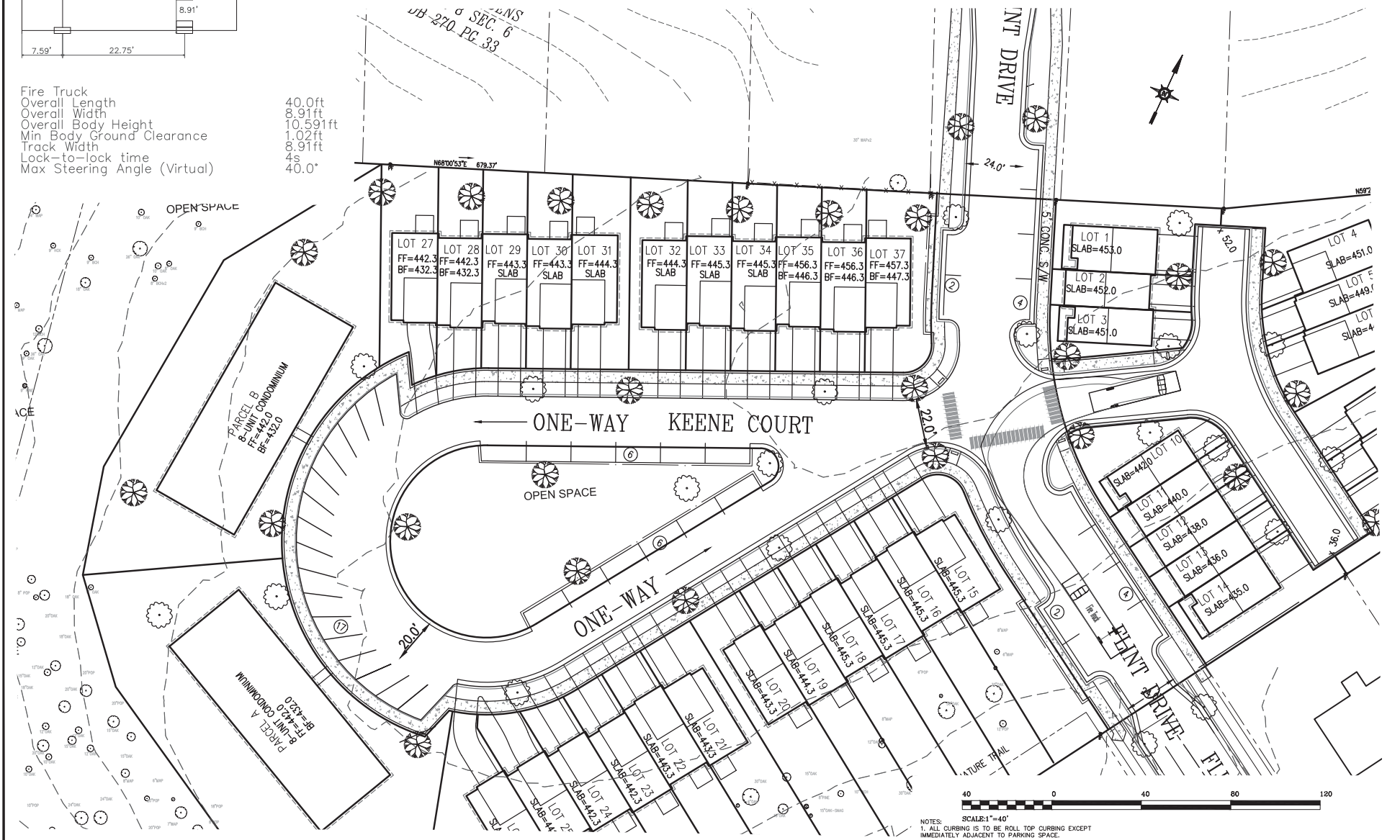
Flint Hill
Charlottesville, Virginia

Roudabush, Gale & Associates, Inc.
Charlottesville, Virginia

Attachment E
Firetruck Autoturn 4



Fire Truck
 Overall Length 40.0ft
 Overall Width 8.91ft
 Overall Body Height 10.591ft
 Min Body Ground Clearance 1.02ft
 Track Width 8.91ft
 Lock-to-lock time 4s
 Max Steering Angle (Virtual) 40.0°



MAY 1, 2020

Flint Hill
 Charlottesville, Virginia

Roudabush, Gale & Associates, Inc.
 Charlottesville, Virginia

Attachment E Landscape Plan

- Notes:**
1. The Planned Unit Development (PUD) shall be in substantial conformity to this PUD Development Plan, subject to changes and revisions coincident with the land use planning, civil engineering, architecture, and, the regulatory approval process, which will result in some plan modification.
 2. There will be a minimum of two different types of houses in this development.
 3. Sidewalks 5' minimum width as shown.
 4. Planting strips between road and sidewalk 4' minimum except adjacent to parallel parking. Planting strips between sidewalk and building 10'-20' typical.
 5. All trees to be selected from the Charlottesville Master Tree List.
 6. Nature trail precise location to be field located in coordination with Parks and Recreation.



Key	Quantity	Botanical Name	Common Name	Size / Cal.	Canopy	Total Canopy	Remarks
CANOPY TREES							
CO	21	<i>Celtis laevigata</i>	Hackberry	2"	572	12,012	
TP	30	<i>Liriodendron tulipifera</i>	Tulip Poplar	2"	387	11,610	
QP	16	<i>Quercus phellos</i>	Willow Oak	2"	370	5,920	
SW	71	<i>Mitrica cerifera & cvs</i>	Southern Waxmyrtle	2"	44	3,124	
						Canopy Grand Total	32,666

MAY 1, 2020

Flint Hill
Charlottesville, Virginia

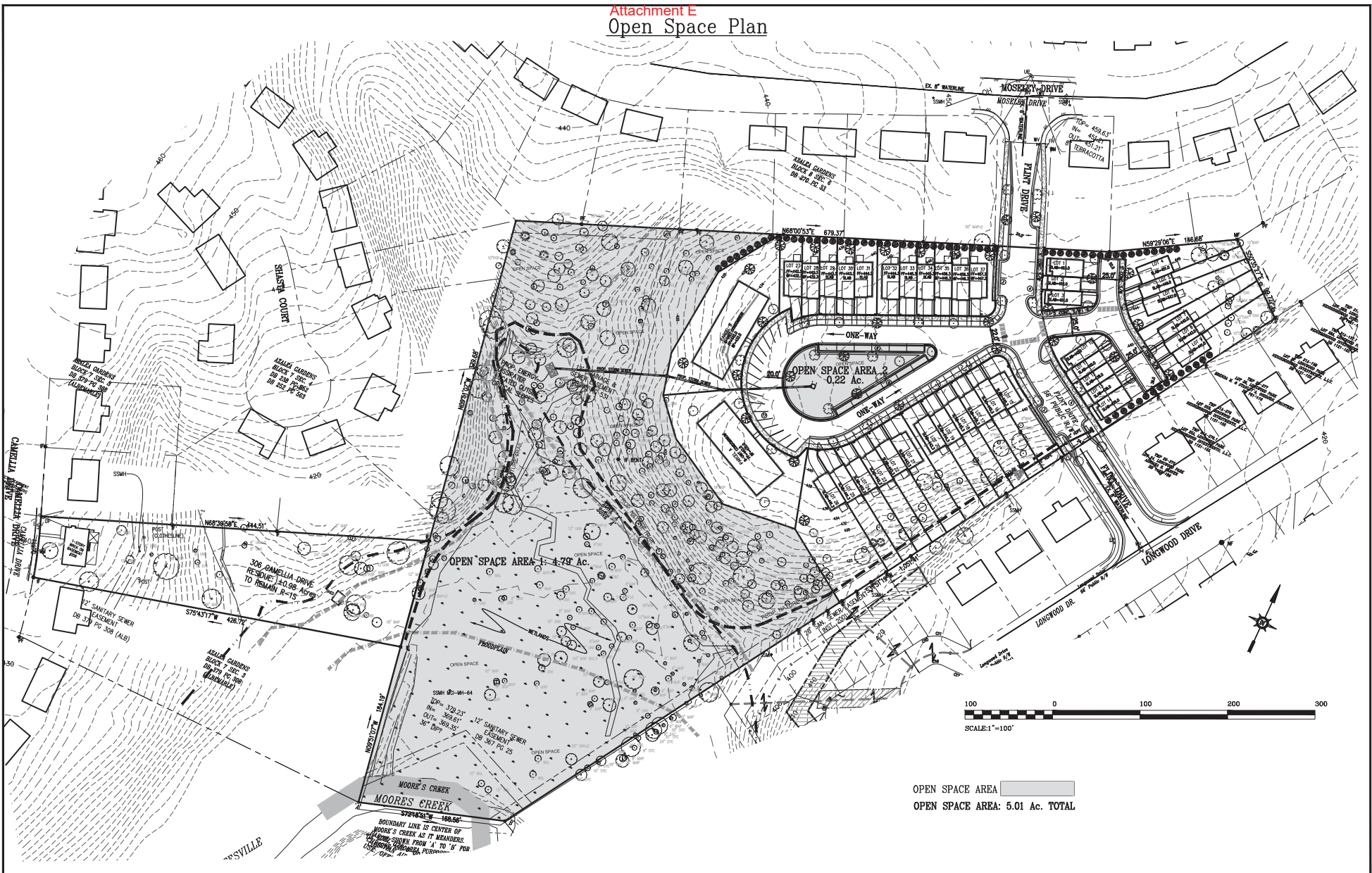
Roudabush, Gale & Associates, Inc.
Charlottesville, Virginia







Attachment E
Open Space Plan



MAY 1, 2020

Flint Hill
Charlottesville, Virginia

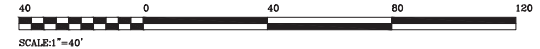
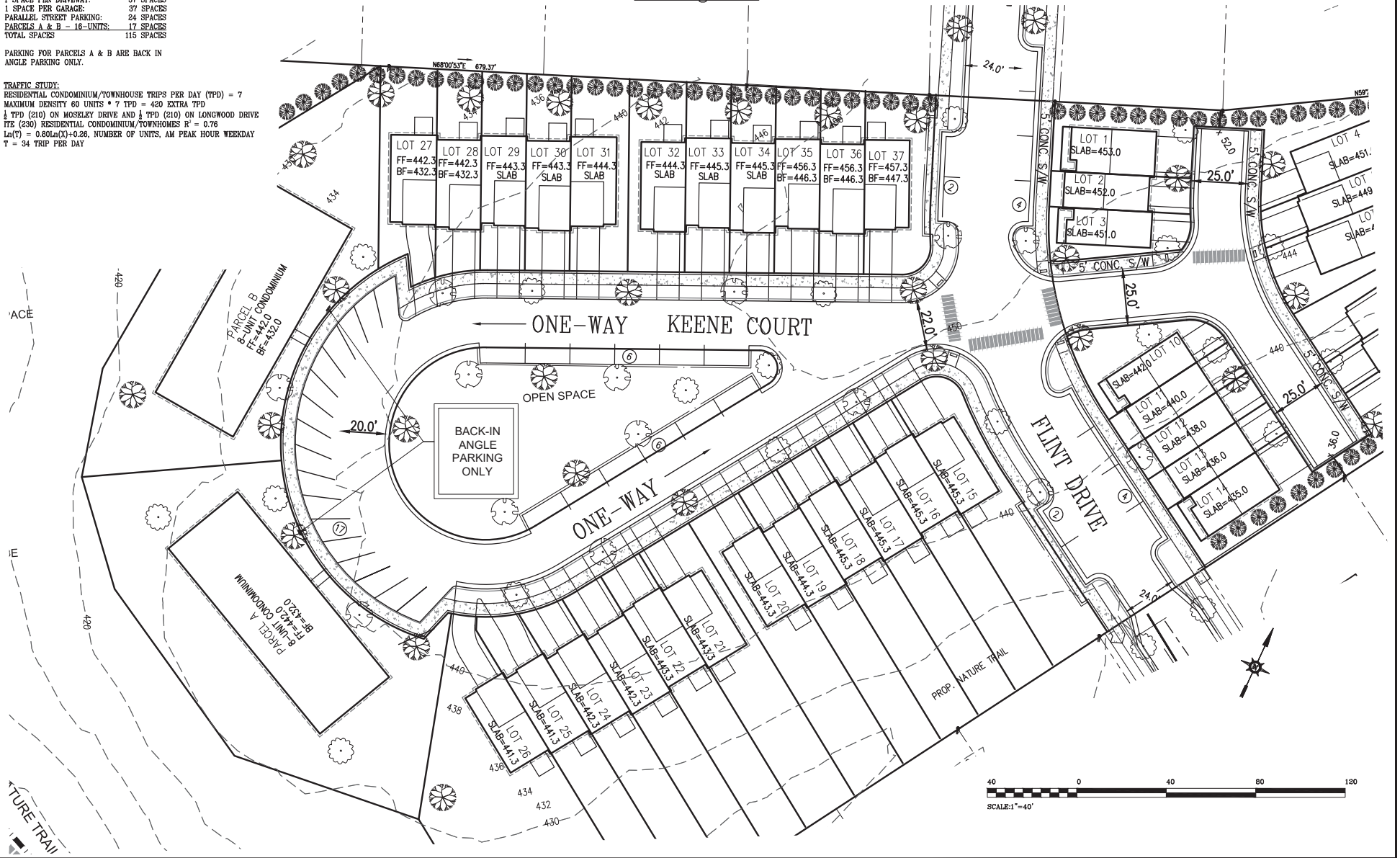
Roudabush, Gale & Associates, Inc.
Charlottesville, Virginia

Attachment E
Parking Plan

PARKING PLAN
 1 SPACE PER DRIVEWAY: 37 SPACES
 1 SPACE PER GARAGE: 37 SPACES
 PARALLEL STREET PARKING: 24 SPACES
 PARCELS A & B - 16 UNITS: 17 SPACES
 TOTAL SPACES: 115 SPACES

PARKING FOR PARCELS A & B ARE BACK IN
 ANGLE PARKING ONLY.

TRAFFIC STUDY:
 RESIDENTIAL CONDOMINIUM/TOWNHOUSE TRIPS PER DAY (TPD) = 7
 MAXIMUM DENSITY 60 UNITS * 7 TPD = 420 EXTRA TPD
 1/2 TPD (210) ON MOSELEY DRIVE AND 1/2 TPD (210) ON LONGWOOD DRIVE
 ITE (230) RESIDENTIAL CONDOMINIUM/TOWNHOMES R² = 0.76
 $Ln(T) = 0.60Ln(X) + 0.26$, NUMBER OF UNITS, AM PEAK HOUR WEEKDAY
 $T = 34$ TRIP PER DAY



MAY 1, 2020

Flint Hill
 Charlottesville, Virginia

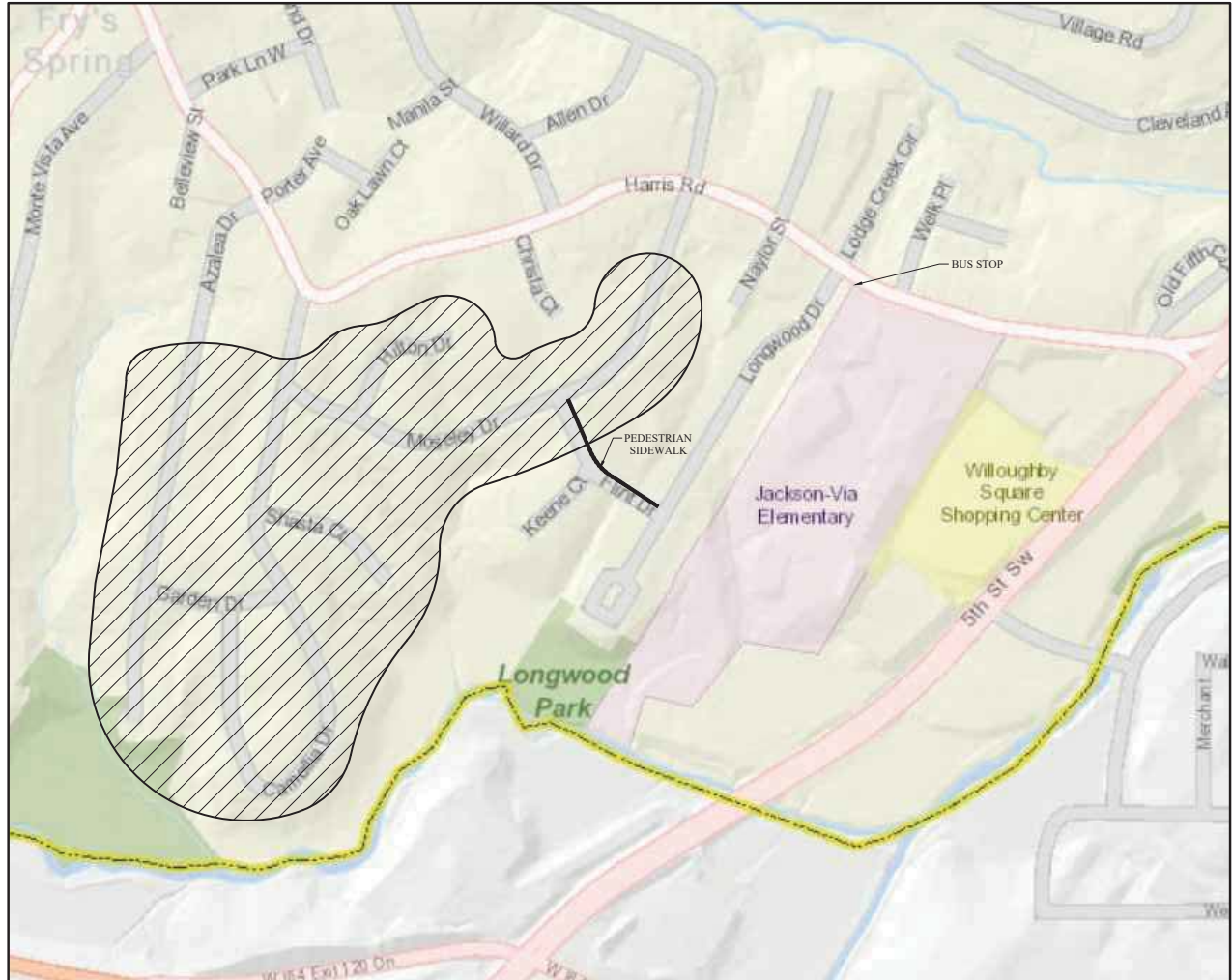
Roudabush, Gale & Associates, Inc.
 Charlottesville, Virginia

Attachment E Pedestrian System

PEDESTRIAN ACCESS FROM AZALEA DRIVE AND SURROUNDING NEIGHBORHOOD

THE CONNECTION OF MOSELEY DR AND LONGWOOD DR WILL DECREASE THE AMOUNT OF TIME THAT MANY STUDENTS WILL SPEND ON HARRIS ROAD WHILE WALKING TO JACKSON-VIA ELEMENTARY SCHOOL. THERE ARE APPROXIMATELY 130 HOUSES THAT RESIDE IN THE SHADED AREA PROVIDED ON THIS SHEET.

THE CLOSEST BUS STOP IS AT THE INTERSECTION OF LONGWOOD DRIVE AND HARRIS ROAD. CTS ROUTE 4 IS APPROXIMATELY 1,400 FT AWAY FROM THIS PLANNED UNIT DEVELOPMENT.



Attachment E Preliminary BMP/Stormwater Management Plan

Project Name: **Flint Hill** CLEAR ALL data input cells
 Date: **12/23/2019** constant values
 BMP Design Specifications List: 2013 Draft Stds & Specs calculation cells
 final results

Site Information

Post-Development Project (Treatment Volume and Loads)

Land Cover (acres)

	A Soils	B Soils	C Soils	D Soils	Totals
Forest/Open Space (acres) – undisturbed, protected forest/open space or reforested land	3.84	2.07			5.91
Managed Turf (acres) – disturbed, graded for yards or other turf to be mowed/managed		2.07			2.07
Impervious Cover (acres)		2.03			2.03
<i>* Forest/Open Space areas must be protected in accordance with the Virginia Runoff Reduction Method</i>					10.01

Constants

Annual Rainfall (inches)	43
Target Rainfall Event (inches)	1.00
Total Phosphorus (TP) EMC (mg/L)	0.25
Total Nitrogen (TN) EMC (mg/L)	1.85
Target TP Load (lb/acre/yr)	0.41
P ₁ (unitless correction factor)	0.90

Runoff Coefficients (Rv)

	A Soils	B Soils	C Soils	D Soils
Forest/Open Space	0.02	0.03	0.04	0.05
Managed Turf	0.15	0.20	0.22	0.25
Impervious Cover	0.95	0.95	0.95	0.95

Post-Development Requirement for Site Area

TP Load Reduction Required (lb/yr)	1.56
------------------------------------	------

Drainage Area A

Drainage Area A Land Cover (acres)

	A Soils	B Soils	C Soils	D Soils	Totals	Land Cover Rv
Forest/Open Space (acres)					0.00	0.00
Managed Turf (acres)		0.54			0.54	0.20
Impervious Cover (acres)		1.20			1.20	0.95
Total					1.74	

6. Bioretention (RR)

6.a. Bioretention #1 or Micro-Bioretention #1 or Urban Bioretention (Spec #9)	40	0.54	1.20	0	1,812	2,718	4,530	25	0.00	2.84	1.56	1.28
6.b. Bioretention #2 or Micro-Bioretention #2 (Spec #9)	80			0	0	0	0	50	0.00	0.00	0.00	0.00

STORMWATER NARRATIVE:

THE WATER QUANTITY PORTION WILL USE THE ENERGY BALANCE EQUATION TO PROVIDE CHANNEL PROTECTION AND FLOOD PROTECTION. THE TOTAL DISTURBED LAND AREA FOR THE PROJECT IS 4.10 AC WHICH INCLUDES THE ROADS TO BE BUILT TO MOSLEY DRIVE AND LONGWOOD DRIVE. THERE WILL BE THREE DISCHARGE POINTS FOR THIS DEVELOPMENT AND ALL POINTS WILL BE SHOWN TO PROVIDE AN ADEQUATE CHANNEL TO THE 100-YR FLOODPLAIN.

THE WATER QUALITY PORTION OF THE DEVELOPMENT WILL USE A LEVEL 1 BIOPILTER AT THE CENTER OF THE OPEN SPACE IN THE CUL-DE-SAC AREA AND/OR OTHER APPROVED PRACTICES AS NECESSARY. THE APPLICANT WILL TREAT AS MUCH OF THE STORMWATER ON SITE AS IS TECHNICALLY AND ECONOMICALLY FEASIBLE, AS DETERMINED BY THE APPLICANT, WITHIN REASON, BUT THE SWM CONCEPT DOES NOT PRECLUDE THE PURCHASE OF NUTRIENT CREDITS IF THAT BECOMES NECESSARY.

IN THE SCENARIO PROVIDED ABOVE WE WOULD BE PRODUCING 1.56 LBS/YR OF PHOSPHOROUS AND TREATING 100% ONSITE OF PHOSPHOROUS. OTHER BMP METHODS WILL BE EXPLORED BY THE APPLICANT AND COULD RESULT IN HIGHER ONSITE TREATMENT.

Site Results (Water Quality Compliance)

Area Checks	D.A. A	D.A. B	D.A. C	D.A. D	D.A. E	AREA CHECK
FOREST/OPEN SPACE (ac)	0.00	0.00	0.00	0.00	0.00	OK
IMPERVIOUS COVER (ac)	1.20	0.00	0.00	0.00	0.00	OK
IMPERVIOUS COVER TREATED (ac)	1.20	0.00	0.00	0.00	0.00	OK
MANAGED TURF AREA (ac)	0.54	0.00	0.00	0.00	0.00	OK
MANAGED TURF AREA TREATED (ac)	0.54	0.00	0.00	0.00	0.00	OK
AREA CHECK	OK	OK	OK	OK	OK	

Site Treatment Volume (ft³) = 9,007

Runoff Reduction Volume and TP By Drainage Area

	D.A. A	D.A. B	D.A. C	D.A. D	D.A. E	TOTAL
RUNOFF REDUCTION VOLUME ACHIEVED (ft ³)	1,812	0	0	0	0	1,812
TP LOAD AVAILABLE FOR REMOVAL (lb/yr)	2.85	0.00	0.00	0.00	0.00	2.85
TP LOAD REDUCTION ACHIEVED (lb/yr)	1.56	0.00	0.00	0.00	0.00	1.56
TP LOAD REMAINING (lb/yr)	1.28	0.00	0.00	0.00	0.00	1.28
NITROGEN LOAD REDUCTION ACHIEVED (lb/yr)	13.02	0.00	0.00	0.00	0.00	13.02

Total Phosphorus

FINAL POST-DEVELOPMENT TP LOAD (lb/yr)	5.66
TP LOAD REDUCTION REQUIRED (lb/yr)	1.56
TP LOAD REDUCTION ACHIEVED (lb/yr)	1.56
TP LOAD REMAINING (lb/yr)	4.10
REMAINING TP LOAD REDUCTION REQUIRED (lb/yr)	0.00

** TARGET TP REDUCTION EXCEEDED BY 0.01 LB/YEAR **

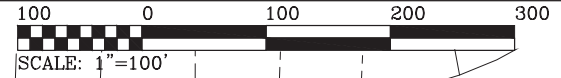
Total Nitrogen (For Information Purposes)

POST-DEVELOPMENT LOAD (lb/yr)	40.49
NITROGEN LOAD REDUCTION ACHIEVED (lb/yr)	13.02
REMAINING POST-DEVELOPMENT NITROGEN LOAD (lb/yr)	27.47

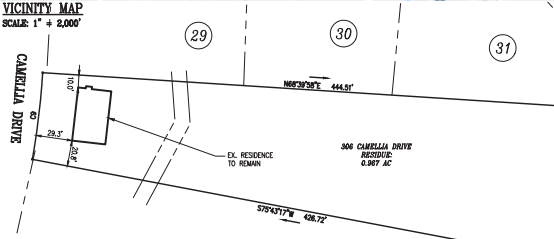


Attachment E

Preliminary Plat



Curve	Length	Radius	Delta	Chord	Tangent	Chord Bearing
C1	20.35'	12.50'	93°17'48"	18.18'	13.24'	S 18°58'15" W
C2	35.36'	77.50'	26°08'27"	35.05'	17.99'	N 52°32'54" E
C3	224.95'	92.00'	140°05'43"	172.96'	253.42'	S 17°18'56" E
C4	59.18'	77.50'	43°45'18"	57.76'	31.12'	N 55°32'35" E
C5	21.73'	12.50'	89°36'43"	19.10'	14.79'	N 83°28'16" E
C6	41.30'	205.74'	11°30'50"	41.28'	204.74'	S 52°28'47" E
C7	159.07'	43.00'	211°57'13"	82.88'	150.19'	N 40°21'27" W
C8	20.87'	8.00'	148°02'47"	15.38'	27.94'	S 40°21'27" E
C9	70.27'	822.88'	6°27'46"	70.23'	35.17'	N 18°10'25" W
C10	98.58'	152.00'	38°24'19"	94.96'	49.89'	S 40°02'33" E
C11	4.41'	13.00'	19°25'09"	4.38'	2.22'	N 69°17'37" E
C12	13.83'	18.50'	42°49'02"	13.51'	7.25'	N 71°02'26" W
C13	14.16'	121.50'	6°40'31"	14.15'	7.09'	S 25°14'42" E
C14	58.92'	90.00'	36°14'14"	55.98'	28.45'	S 40°01'34" E
C15	18.82'	18.24'	62°13'54"	18.86'	11.01'	N 89°46'17" W
C16	9.40'	18.50'	29°08'02"	9.30'	4.80'	N 85°02'24" W



OWNER'S APPROVAL

THE DIVISION OF THE LAND DESCRIBED IS WITH THE FREE CONSENT OF AND IN ACCORDANCE WITH THE DESIRES OF THE UNDERSIGNED OWNER, TRUSTEES, OR PROPRIETORS, ANY REFERENCE TO FUTURE POTENTIAL DEVELOPMENT IS TO BE DEEMED AS THEORETICAL ONLY. ALL STATEMENTS AFFIXED TO THIS PLAT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

SIGNATURE: _____ DATE: _____
CITY SUBDIVISION AGENT

SIGNATURE: _____ DATE: _____
CHAIR, CITY PLANNING COMMISSION

BELMONT STATION, LLC
170 S. FANTIPS DRIVE
CHARLOTTESVILLE, VA 22911
434-242-0694

COMMONWEALTH OF VIRGINIA -
CITY/COUNTY OF: _____
TO WIT: THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED
BEFORE ME THIS _____ DAY OF _____ 20____

SIGNATURE OF NOTARY PUBLIC _____
REG. NO.: _____
MY COMMISSION EXPIRES: _____

1. THIS PLAT HAS BEEN PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT AND DOES NOT THEREFORE NECESSARILY INDICATE ALL ENCUMBRANCES ON THE PROPERTY SHOWN HERON.
2. OWNER OF RECORD: BELMONT STATION, LLC
3. SOURCE OF TITLE: INSTRUMENT NUMBER 2018-355.
4. THE AREA SHOWN HEREON IS LOCATED IN ZONE "R" AREA DETERMINED TO BE OUTSIDE THE 100 YEAR ANNUAL CHANCE FLOOD PLAIN, EXCEPT FOR A PORTION THAT APPEARS TO FALL IN ZONE "AE" AS SHOWN ON FEMA MAP NO. 51002022890. THIS DETERMINATION HAS BEEN MADE BY GRAPHIC METHODS, NO ELEVATION STUDY HAS BEEN PERFORMED AS A PORTION OF THIS PROJECT.
5. BOUNDARY DATA SHOWN IS TAKEN FROM A BOUNDARY SURVEY PREPARED BY ROURDABUSH, GALE AND ASSOCIATES DATED DECEMBER 3, 2018.
6. SUBJECT PARCEL IS ZONED R-1S.
7. SETBACKS PER CURRENT ZONING ARE: 25' FRONT, 10' SIDE AND 25' REAR.
8. PROPOSED USE IS RESIDENTIAL TOWNHOMES.
9. ALL PROPERTY CORNERS WILL BE MONUMENTED WITH IRON PINS UNLESS NOTED OTHERWISE.
10. WATERLINE AND SANITARY SEWER EASEMENTS ARE PUBLIC AND SHALL BE DEDICATED TO AND MAINTAINED BY THE CITY OF CHARLOTTESVILLE UTILITIES DIVISION.
11. ALL DRAINAGE EASEMENTS ARE PRIVATE AND ARE TO BE MAINTAINED BY THE HOMEOWNERS' ASSOCIATION TO BE NAMED AT A LATER DATE.
12. STORM WATER MANAGEMENT EASEMENTS ARE PRIVATE AND SHALL BE MAINTAINED BY THE HOMEOWNERS' ASSOCIATION TO BE NAMED AT A LATER DATE.
13. KEENE COURT AND FLINT DRIVE ARE PUBLIC RIGHTS OF WAY AND SHALL BE DEDICATED TO PUBLIC USE.
14. EACH PARCEL CREATED BY THIS SUBDIVISION PLAT CONTAINS A BUILDING SITE THAT COMPLIES WITH THE REQUIREMENTS OF THE CITY OF CHARLOTTESVILLE'S ZONING, WATER PROTECTION AND SUBDIVISION ORDINANCES.

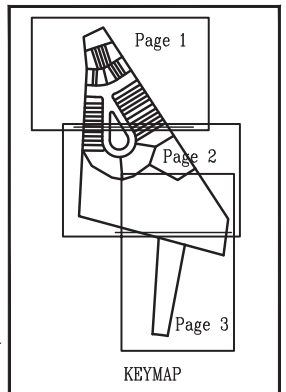
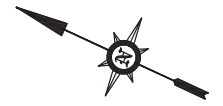
- | | | | | | |
|---|--|----|---|----|---|
| 1 | PARCEL 200259210
SHOWALTER, JONATHAN M & CARLEIGH W
ZONE: R-1S | 10 | PARCEL 214138000
NEIGHBORHOOD INVESTMENTS, LLC
ZONE: R-2 | 19 | PARCEL 200271300
ARMSTRONG, JOSHUA & ANNALIE
ZONE: PUD |
| 2 | PARCEL 200259220
WILSON, JEFFREY M & RUTHANN L
ZONE: R-1S | 11 | PARCEL 200277000
GOODSON, STANLEY A & BRENDA M TR
ZONE: R-2 | 20 | PARCEL 200271200
MCDONNELL, JUSTIN R & HEATHER M
ZONE: PUD |
| 3 | PARCEL 200259230
WICKLINE, HAROLD E
ZONE: R-1S | 12 | PARCEL 200276100
NEIGHBORHOOD INVESTMENTS, LLC
ZONE: R-2 | 21 | PARCEL 200271100
RUTKOWSKI, AUGUST J & MELANIE
ZONE: R-2 |
| 4 | PARCEL 200259240
MORRIS, AMOS E JR & MILDRED K
ZONE: R-1S | 13 | PARCEL 200276000
NEIGHBORHOOD INVESTMENTS, LLC
ZONE: R-2 | 22 | PARCEL 200274000
COPALAN, VARUN & NARAYAN, SHEELA M
ZONE: PUD |
| 5 | PARCEL 200259250
SPENCER, JOYCE P
ZONE: R-1S | 14 | PARCEL 200275000
CARVER, ARIANNA R
ZONE: R-2 | 23 | PARCEL 200270300
ISAC, SHAWN L & KRISTA M
ZONE: PUD |
| 6 | PARCEL 200259360
OWKEY, JUDITH A
ZONE: R-1S | 15 | PARCEL 200274000
NEIGHBORHOOD INVESTMENTS, LLC
ZONE: R-2 | 24 | PARCEL 200270200
METZGER, JUSTIN C & MAUREEN J
ZONE: PUD |
| 7 | PARCEL 21A099800
GAO, JIARNG
ZONE: R-1S | 16 | PARCEL 200273000
GOODSON, BRENDA M & STANLEY A TR
ZONE: R-2 | 25 | PARCEL 200270100
SOUBRA, CHARP P
ZONE: PUD |
| 8 | PARCEL 21A099700
HAYES, CHARLES W & ROSEMARY A
ZONE: R-1S | 17 | PARCEL 200272000
NEIGHBORHOOD INVESTMENTS, LLC
ZONE: R-2 | 26 | PARCEL 200278000
CITY OF CHARLOTTESVILLE
ZONE: R-2 |
| 9 | PARCEL 21A099500
WADLER, JAMIE CLARE
ZONE: R-1S | 18 | PARCEL 200271400
BUSTOS, FRANCIS P & CHRISTINA C
ZONE: PUD | 27 | PARCEL 200196000
MEADORS, GEORGE S JR & FRANCES B
ZONE: R-1S |

Flint Hill
Charlottesville, Virginia

Rourdabush, Gale & Associates, Inc.
Charlottesville, Virginia

MAY 1, 2020

Tree Survey 1



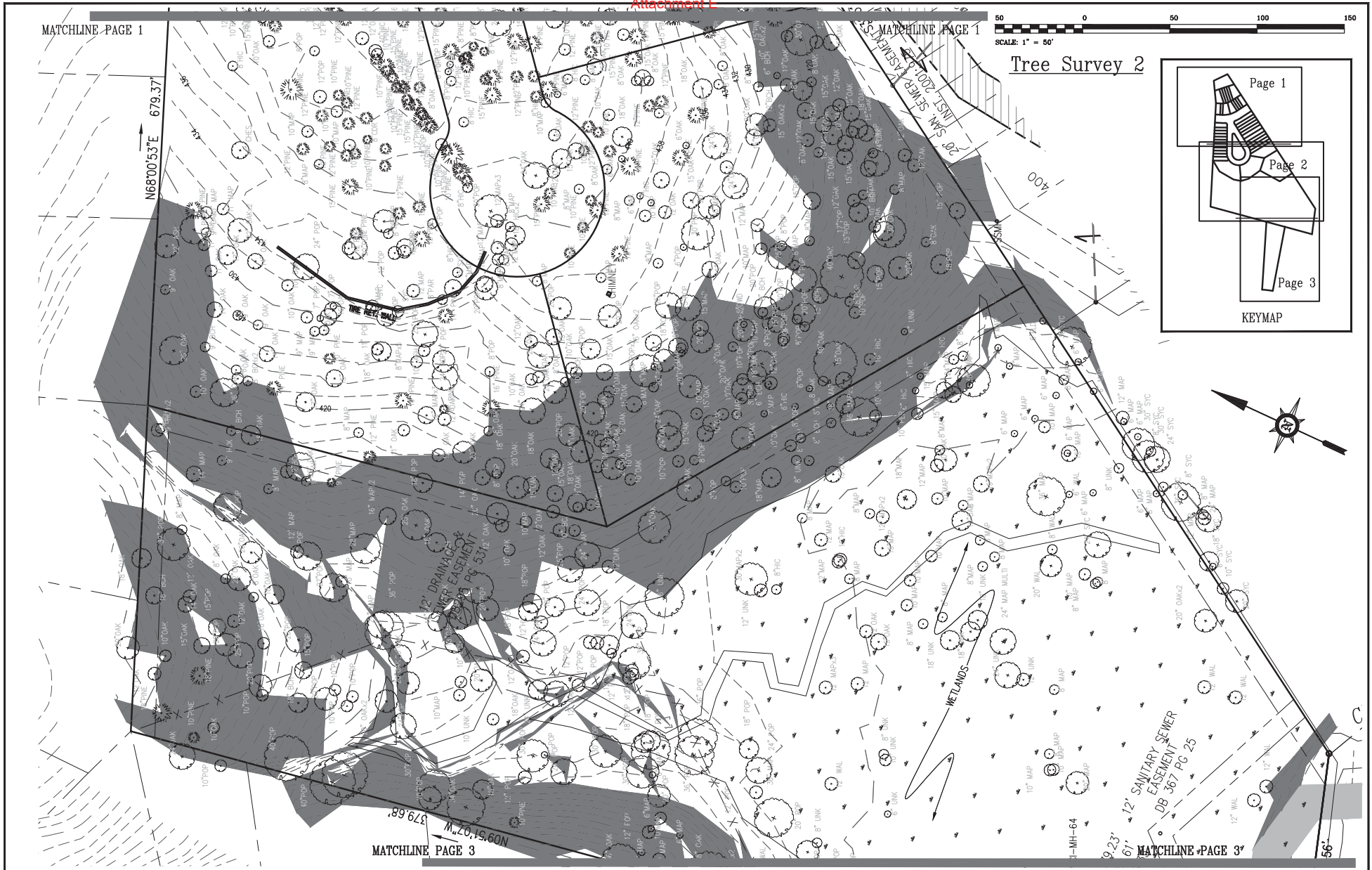
MATCHLINE PAGE 2

MATCHLINE PAGE 2

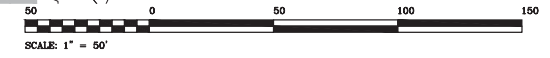
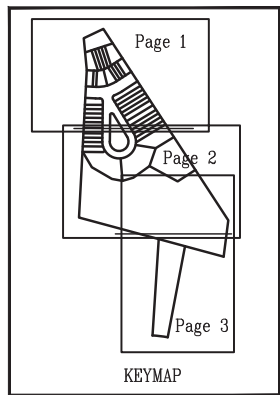
MAY 1, 2020

Flint Hill
Charlottesville, Virginia

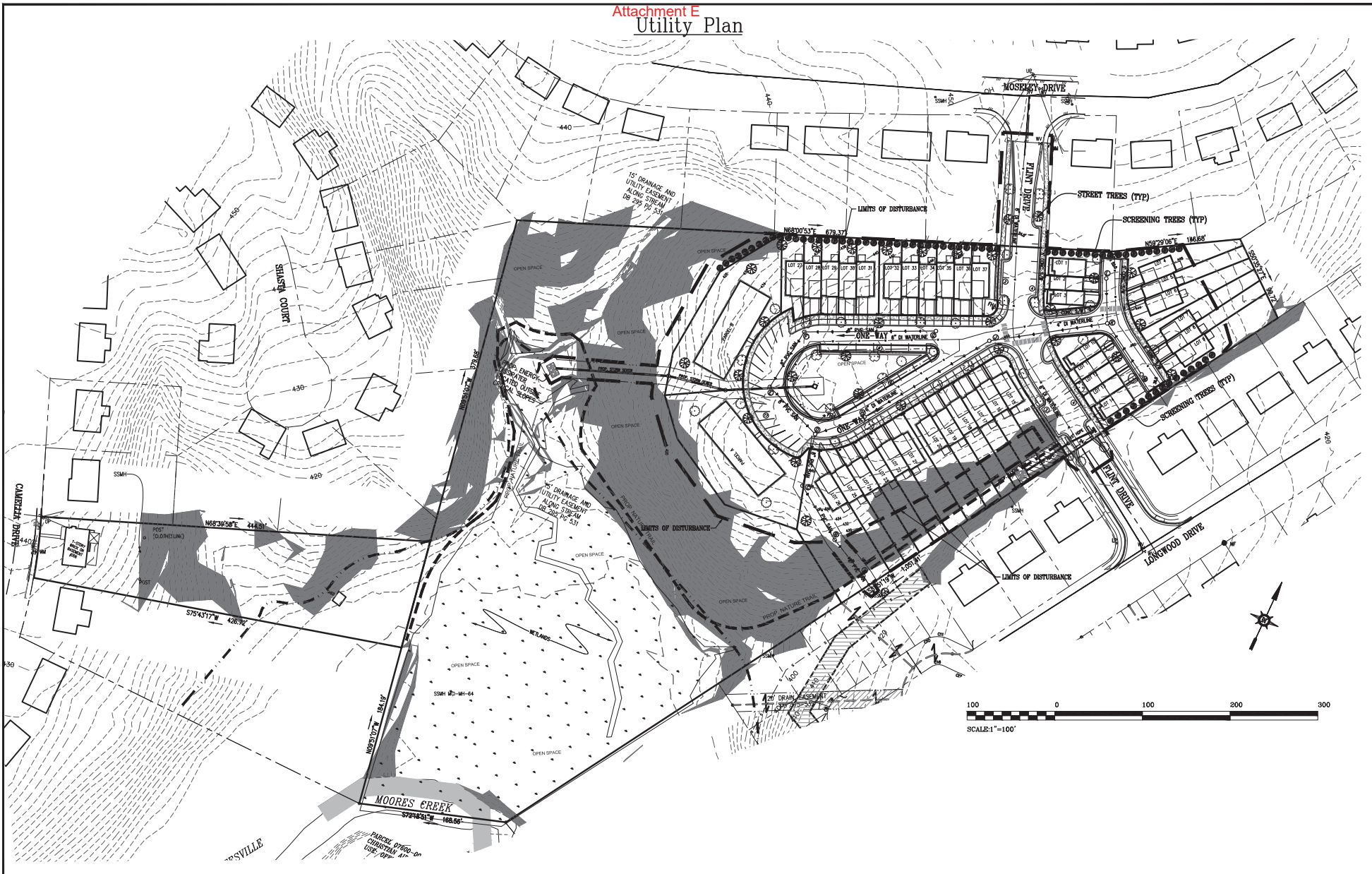
Roudabush, Gale & Associates, Inc.
Charlottesville, Virginia



Tree Survey / 3



Attachment E
Utility Plan

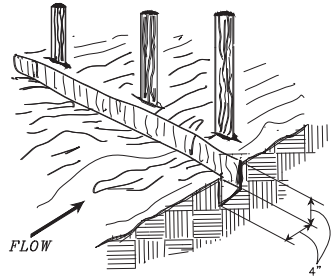


MAY 1, 2020

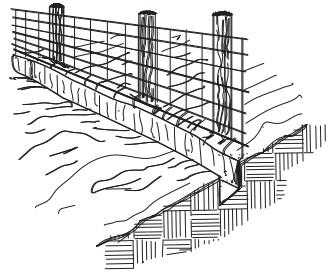
Flint Hill
Charlottesville, Virginia

Roudabush, Gale & Associates, Inc.
Charlottesville, Virginia

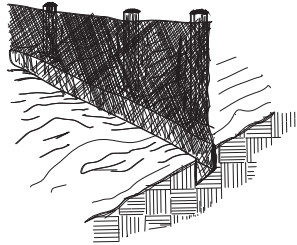
1. SET POSTS AND EXCAVATE A 4"x4" TRENCH UPSLOPE ALONG THE LINE OF POSTS.



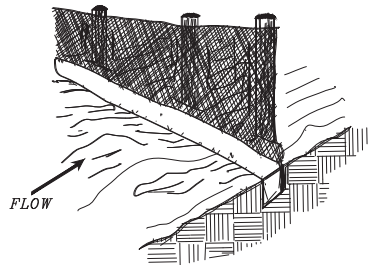
2. STAPLE WIRE FENCING TO THE POSTS.



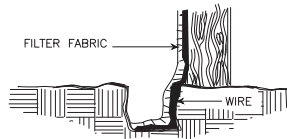
3. ATTACH THE FILTER FABRIC TO THE WIRE FENCE AND EXTEND IT INTO THE TRENCH.



4. BACKFILL AND COMPACT THE EXCAVATED SOIL.

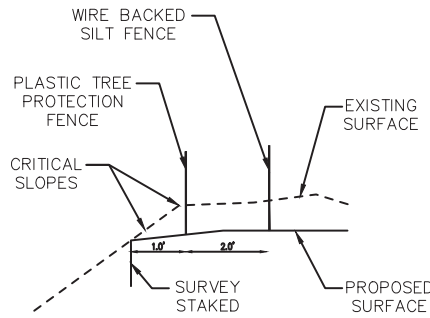


EXTENSION OF FABRIC AND WIRE INTO THE TRENCH.



WIRE BACKED SILT FENCE DETAIL (3-05-A1)

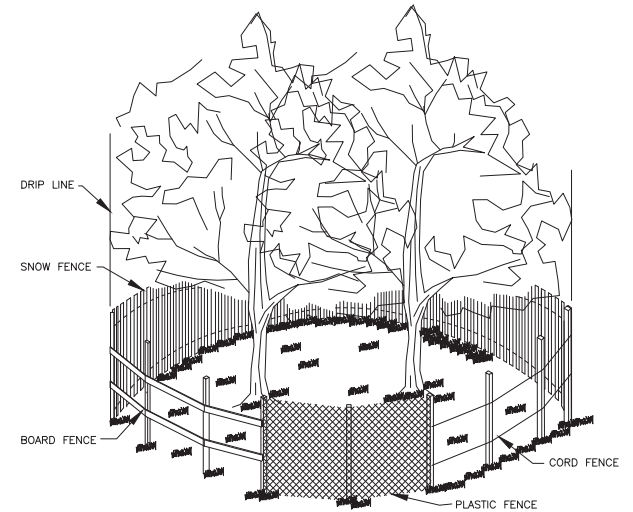
NOT TO SCALE



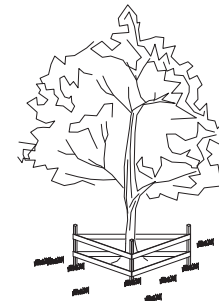
LIMITS OF DISTURBANCE DETAIL

NOT TO SCALE

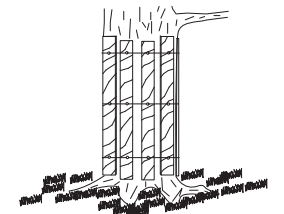
NOTE: LIMITS OF DISTURBANCE SHALL BE STAKED BY SURVEYOR. TREE PROTECTION SHALL BE PLACED 1' OFF OF THE LIMITS OF DISTURBANCE. WIRE SUPPORTED SILT FENCE (SUPER SILT FENCE) SHALL BE PLACED 3' OFF OF LIMITS OF DISTURBANCE WHEREVER THE LATEST EROSION AND SEDIMENT CONTROL HANDBOOK DICTATES THAT SILT FENCE SHOULD BE PLACED. CRITICAL SLOPES OUTSIDE OF THE LIMITS OF DISTURBANCE SHALL NOT BE DISTURBED.



CORRECT METHODS OF TREE FENCING



TRIANGULAR BOARD FENCE
(placed at dripline)



CORRECT TRUNK ARMORING

TREE PROTECTION FENCING DETAIL (3-38-2)

NOT TO SCALE

*REFERENCE VIRGINIA EROSION AND SEDIMENT CONTROL HANDBOOK (VESCH) FOR DETAILS REGARDING INDIVIDUAL CONTROL MEASURES.

BEFORE THE CITY COUNCIL OF THE CITY OF CHARLOTTESVILLE, VIRGINIA
IN RE: PETITION FOR REZONING (City Application No. ZM20-00001)
STATEMENT OF FINAL PROFFER CONDITIONS
For the Flint Hill PUD
Dated as of June 26, 2020

TO THE HONORABLE MAYOR AND MEMBERS OF THE COUNCIL OF THE CITY OF CHARLOTTESVILLE:

The undersigned limited liability company is the owner of land subject to the above-referenced rezoning petition ("Subject Property"). The Owner/Applicant seeks to amend the current zoning of the property subject to certain voluntary development conditions set forth below. In connection with this rezoning application, the Owner/Applicant seeks approval of a PUD as set forth within a PUD Development Plan, pages 1 through 8, dated May 1, 2020.

The use and development of the Subject Property shall be subject to the following development conditions voluntarily proffered by the Landowner, which conditions shall apply in addition to the regulations otherwise provided within the City's zoning ordinance:

1. There shall be a maximum of 60 residential units within the area of the Subject Property.
2. Affordable Dwelling Units:
 - a. The Landowner shall cause a minimum 15% of the residential units constructed within the area of the Subject Property to be affordable to households having income between 25% and 60% of area median income (as defined in City Code 34-12(c) and 34-12(g)), with such affordability guaranteed for a period of at least thirty (30) years by deed restrictions recorded by the Landowner within the land records of the Charlottesville Circuit Court, which deed restrictions shall include, at a minimum, a first right of refusal for the Landowner to repurchase the property, appreciation-sharing provisions, and forgivable and/or no-interest mortgages from the Landowner or Landowner's designee to a qualified home buyer ("Affordable Dwelling Units, or "ADUs").
 - b. During home construction within the Project, the ADUs shall be provided incrementally such that at least 1 ADU shall be under construction prior to the issuance of every 10th Certificate of Occupancy. At the Landowner's option, if the Landowner conveys to Greater Charlottesville Habitat for Humanity ("Habitat"), by recorded deed, any lot(s) within the Subject Property, then:
 - i. the conveyed lot(s) shall be deemed ADUs that are "under construction" as of the date of recordation of the deed of conveyance from Landowner to Habitat containing the deed restrictions referenced in paragraph 2.a., above; and
 - ii. the deed restrictions shall include a covenant requiring that, if any of the initial homeowners of the ADUs sell or otherwise transfer ownership of the ADU to a person other than Habitat or a qualifying heir, within the first thirty (30) years following issuance of a certificate of occupancy for the unit sold or transferred, then Habitat will use any appreciation-sharing proceeds from the sale or transfer of that ADU for construction of a replacement affordable dwelling unit within the City of Charlottesville and shall document such use of the appreciation-sharing proceeds, and shall make such documentation available to the City's zoning administrator upon request.

WHEREFORE, the undersigned Owner(s) stipulate and agree that the use and development of the Subject Property shall be in conformity with the conditions hereinabove stated, and requests that the Subject Property be rezoned as requested, in accordance with the Zoning Ordinance of the City of Charlottesville.

Respectfully submitted this 26th day of June, 2020.

Owner:
Belmont Station, LLC

Owner's Address:
142 South Pantops Drive
Charlottesville, VA 22911

By: 
Charles Armstrong, Member

**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date: July 20, 2020

Action Required: Vote on Resolution

Staff Presenters: Timothy Motsch, Transportation Project Manager

Staff Contacts: Alex Ikefuna, NDS Director
Martin Silman, Public Works Director
Tony Edwards, Development Services Manager
Timothy Motsch, Transportation Project

Title: Emmet Streetscape –
Resolution Approving Design Public Hearing

Background: The Design Public Hearing for the Emmet Streetscape project was held on Tuesday, December 3 2019 at Walker Upper Elementary School. The meeting was advertised using the following methods:

- 1) Daily Progress Advertisement – Sunday, November 3 through Saturday November 9, and Sunday November 10 through Tuesday November 19.
- 2) Direct Mailing - 17 “Current Residents” + 13 “Owners” (Three University of Virginia entities own over 90% of the frontage on the project).
- 3) Certified Mailing to Impacted Property Owners (as well as Invitation to Meet)
- 4) Emailed Citywide mailing list as well as Project mailing list
- 5) UVA Housing and Residence Life emailed affected student population
- 6) Updated Project Website’s Main Page
- 7) Installed signage on Project Corridor
- 8) Variable Message Sign used on Project Corridor for one week before meeting
- 9) Posted Notices in Neighborhood Development Services’ lobby

Fifteen persons attended the hearing. Project plans, detailed displays, environmental documents and other required project materials were available for public review and discussion from 5:00pm until 7:00pm. The Public Hearing was from 7:00 PM to 8:00 PM. The displays are included as electronic links to this memorandum (Attachment E). From 7:00pm until shortly after 7:25pm public speakers shared comments that were captured by a court reporter (Attachment C). Two citizens spoke during the hearing, two provided comment forms and five written comments via e-mail. All public comments received between December 3 and December 31, 2019 have been provided with project team responses (Attachment D). Comments have been addressed by the project team and these responses have been posted to the project website, including the original comment forms that were submitted.

Discussion: After an extensive public involvement process, City Council approved a Preferred Conceptual Design for the Emmet Streetscape project on February 4, 2019 and authorized commencement of final design. As a result, the project team has refined the Preferred Conceptual Design in preparation of the Design Public Hearing. The hearing was held to solicit public comment on the major design features (bicycle and pedestrian facilities, roadway configuration, landscaping) as well as anticipated temporary and permanent impacts on adjacent property owners and the completed environmental document.

No comments were received regarding the environmental document which is not surprising given the existing built environment and that this project is proposing modifications to the existing streetscape. No additional environment impacts are expected with this project and the project team will be producing construction documents to ensure the contractor follows current requirements for proper environmental compliance and maintains proper site controls (ex. erosion and sediment protections).

As for major design features, a review of highlights from the comments collected is provided:

- 1) The desire for a shared-use path under the railroad on the east side of Emmet Street was noted by meeting participants based on observations of pedestrian traffic and general origins and destinations for users on the east side of the road. Two people provided written comments regarding this concern. Funding for the project limits the project to the construction of only one tunnel under the railroad in keeping with the approved scope of work in the VDOT SmartScale funding application. A detailed study for determining the best location of the shared-use path tunnel was conducted early in the project design including a public input process. As a result of this study, the west side of Emmet Street was determined to be the optimal location of a shared-use path. In addition to unfavorable conditions on the east side of Emmet Street such as the existing hotel site directly on the south side of the railroad, public safety personnel that have served on the Technical Committee for the project expressed significant concerns about public safety for an east side location.
- 2) The desire for improved safety at the intersections on the project was expressed by participants and are noted in comments. Improvements at the Emmet/Ivy/University intersection was noted to be a key concern with the volume of vehicles and pedestrians that converge at this key intersection. The proposed improvements at the Emmet/Ivy/University intersection includes the installation of new traffic and pedestrian signalization. A pedestrian safety countermeasure that is being employed on the project signals entails the use of leading pedestrian intervals on the signal timing which gives pedestrians the opportunity to enter an intersection 3-7 seconds before vehicles are given a green indication. With this head start, pedestrians can better establish their presence in the crosswalk before vehicles have priority to turn. Ultimately, vehicles turning right are always expected to yield to pedestrians and non-vehicular traffic.
- 3) Comments were made regarding the benefits that the project will bring for bike safety and how the separation of bike lanes from the vehicular travel lanes will provide that. The project team evaluated suggestions from comments and has implemented design changes to further enhance the safety features of the project design.
- 4) A concern was expressed regarding erosion of soil during and after the project construction. Runoff from the project is being collected and treated via a modular, underground bioretention system along the project that utilizes the capacity of soils for stormwater management and integrated into the landscaping. An erosion and sediment

control plan that meets all current environmental requirements is included the design and will be implemented during construction.

The project team appreciates all of the comments offered by the public and has responded to each comment in Attachment D. Several comments complimented the public process, overall project and expressed the feeling that participants were heard during the process.

As a result of the comments received, the project team is suggesting the following changes:

- 1) The location of the bike lanes on western side of Emmet Street have been revised to be adjacent to the shared-use path in order to increase the separation of the raised bike lanes from vehicular travel lanes to provide improved safety for bicyclists on the corridor. The shared-use path and bike lanes will be clearly identified with pavement markings and signs and will be separated by a directional tactile strip that provides a height, texture and color contrast that instantly warn users if they stray from the proper path.
- 2) Incorporating the change to the bike lane location has also entailed improving safety at intersections and entrances in which the bike lane and pedestrian paths are set back from the intersection to provide better visibility and give bicyclists and pedestrians more time to notice and react to turning vehicles.

Alignment with City Council’s Vision Areas and Strategic Plan: Advancing Emmet Streetscape project upholds the City’s commitment to create “a connected community” by improving upon our existing transportation infrastructure. In addition, it would contribute to Goal 3 of the Strategic Plan, Beautiful Environment; 3.1 Engage in robust and context sensitive urban planning and implementation; 3.2 Provide reliable and high quality infrastructure and 3.3 Provide a variety of transportation and mobility options.

Community Engagement: This agenda item is approving the results of the latest public meeting held for the Emmet Streetscape project. Going forward, bi-monthly reports will be issue to update the public on project status as final construction documents are produced, right of way secured and construction commences.

To help guide the project, the City Council appointed a project Steering Committee composed of:

- Gregg Bleam, Lewis Mountain Neighborhood Association
- Thomas Funari, Federal Realty, Barracks Road Shopping Center
- Lisa Green, Planning Commission
- Alex Ikefuna, Neighborhood Development Services
- Brian Menard, Tree Commission
- Hamilton Lombard, Venable Neighborhood Association
- Mary Hughes, University of Virginia
- Beth Meyer, Lewis Mountain Neighborhood Association
- Claude Morris, Buckingham Branch Railroad Company
- Peter Ohlms, Bike & Pedestrian Advisory Committee
- Abigail Palko, The Meadows Neighborhood Association
- Vipul Patel, Gallery Court Hotel
- Nat Perkins, P.E., UVA Foundation
- Rebecca White, University of Virginia

- Peter Russell, Tree Commission
- Jess Wenger, Fry’s Spring Neighborhood Association
- Bobbie Williams, Jefferson Park Avenue Neighborhood Association

The process also involved coordination with the following City Council appointed stakeholder groups:

- Bicycle and Pedestrian Advisory Committee
- PLACE Design Task Force
- ADA Advisory Committee
- Planning Commission
- Tree Commission
- Technical Committee

Coordination with the following stake holders also took place during the development of the project design:

- Office of the Architect for UVA
- The UVA Foundation
- Barracks Road Shopping Center
- Buckingham Branch Railroad

The City of Charlottesville has provided multiple opportunities for the public to provide input into the plan development process. A project website with an on-line surveys, two community events (Community Information Meetings) as well as three stakeholder meetings occurred between April 18, 2018 and December 3, 2019. Information presented and gathered at the meetings can be found at <https://www.easthighstreetscape.org/>, however a summary of each event is below:

Project Website: The Project website (<https://www.emmetstreetscape.org/>) contains information that has been presented to date as part of the process. Information presented includes:

- Project background
- Project schedule
- A “resource” page that provides access to the traffic analysis and information presented and gathered from community events, and information presented at the stakeholder meetings
- A contact e-mail
- A “get involved” page

Community Event 1: Community Information Meeting, May 12, 2018

The first community meeting for the Emmet Streetscape project occurred on May 12, 2018 at the Cavalier Inn in Charlottesville. A total of 21 people signed into the meeting. The purpose of the meeting was to gather ideas to help the design team develop concepts for the future of the street. The meeting yielded information on common destinations for Emmet Street users, issues

related to walking and bicycling, needs that the design could address, and preferences for various improvements that could be implemented through the project.

Following a brief presentation, the meeting followed an open house format, with six activity stations where people shared their ideas and preferences including the following aspects of the project:

- Activity 1 – How Do You Use Emmet Street?
- Activity 2 – Now and Then (Opinion on key attributes that Emmet Street should achieve with the project)
- Activity 3 – How is Emmet Street Working for You?
- Activity 4 – Design Principles
- Activity 5 – Visual Preference Survey
- Activity 6 - West Side / East Side Shared Use Path
- Activity 7 – Walking Tour Summary

The public outreach and engagement from this community meeting yielded the following feedback highlights:

- Understanding use and perceptions of the corridor
 - Auto-centric, congested, unsafe
- Understanding vision for future use
 - Safe, walkable, bike and pedestrian friendly
- East or West Side Tunnel location
 - 11 of 14 prefer West side

Display materials and information used during this community meeting are provided on the project website (www.emmetstreetscape.org/resources/) page.

The meeting also featured a facilitated walking tour as Activity 7 from Ivy Road to the Goodwin Bridge and back. Participants recorded their observations on the existing conditions during the tour. This activity was highly productive in generating input from the participants by directly experiencing existing conditions on the corridor. Valuable input and comments were received on the comfort, safety, behaviors and overall impressions of this segment of Emmet Street.

A summary document provided on the resources page (www.emmetstreetscape.org/resources/) summarizes the community input data collected at the event and offers stakeholders and community members the opportunity to see the thoughts of others in the community.

On-Line Survey:

The online Emmet Streetscape Needs and Preferences Survey became active on May 12, 2018 and is currently still open. A total of 69 participants provided 2,067 data points and 67 written comments. The goal of the survey was to educate the public about the project and collect feedback on project priorities, tradeoffs to help direct design, and design preferences related to function and aesthetics. The survey was designed to mirror the activities of the in-person activities at the Streetscape Community Meeting, and included questions on the following topics:

- **Trips and mode of travel**
 - The 69 respondents reported on a typical week making 636 drive trips, 44 bike trips, 160 walking trips, and 113 transit trips on Emmet Street in the study area.
- **Priority ranking of potential improvement strategies**
 - The three highest rated improvements were accessible and safe crosswalks, coordinated traffic signals, and shade trees.
- **Vehicular speeds**
 - 51% of respondents selected that reducing the speed limit in the study corridor is “very important” or “moderately important” and 49% selected that it’s “not important.”
- **Physical separation of bicycles and pedestrians from vehicles**
 - 94% of respondents selected that it’s “very important” or “moderately important” to provide separate dedicated spaces for pedestrian and bicycles.
- **Protection of bicycles and pedestrians with design features**
 - 81% of respondents selected that it’s “very important” or “moderately important” to protect pedestrians and bicycles from vehicle traffic through features such as a curb, plantings, or bollards.
- **The preferred location of the shared-use path (east of west side of the street)**
 - 60% selected a preference for the west side (JPJ Arena side).

The project website has served as an excellent tool for public outreach and awareness for the project. Over the last 12 months, the website has seen an average of 69 visits per day and 2,065 visits per month.

Community Event 2: UVA Student Information Meeting, September 17, 2018

The Emmet Streetscape project team held an open house for the UVA community on September 17, 2018 from at the Lambeth Commons. A total of 17 people signed into the meeting. The Lambeth Field Apartments are in the heart of the study area, and Lambeth Commons is a central gathering place for the 174 UVA apartment complex. The students that live in the apartments frequently use Emmet Street, and are a key stakeholder representing the UVA community and future generations of students.

The purpose of the meeting was to gather input from residents, other students, staff, and faculty at UVA who depend on Emmet Street for access to Central Grounds, North Grounds, and shopping and entertainment destinations in the city. The meeting yielded information on common routes people use in this area, issues related to walking and bicycling, needs that the design could address, and preferences for various improvements under consideration in the concept development phase of the project.

Displays were provided with questions about how students use the Emmet Street corridor, destinations around the campus that they frequently travel to, how they cross Emmet Street and comments on the conceptual design. Information summarizing input received at this meeting is summarized and provided on the project website <https://www.emmetstreetscape.org/>. The overview points out common themes and takeaways from the feedback received during the

event, as well as noting the written comments received on the worksheets. Highlights of the feedback from this meeting includes the following:

- **Understanding student use**
 - Improve bike/ped facilities, safety at Emmet/Ivy/ University is important, Central & North Grounds, Barracks Road Shopping Center are major destinations
- **Vision for future use**
 - Protected and raised bicycle lanes, better bike and pedestrian accommodations at Emmet/Ivy/University
- **East or West Tunnel location**
 - East side preferred by some because it's convenient for Lambeth residents, west side preferred by some because of major destinations, east side deviation from the street would be a safety concern

Steering Committee and Stakeholder Meetings

Throughout the process, the design team collaborated with the Steering Committee and various other boards, committees and agencies to receive input and feedback during the design process. Steering committee meetings were open to the public. The following groups were met with on the following dates:

- Steering Committee Meetings: April 18, 2018, August 9, 2018 and December 19, 2018
- Buckingham Branch Railroad Field Meeting: May 30, 2018
- City Council: August 6, 2018
- CAT and UTS Coordination Meetings: June 18, 2018 and September 13, 2018
- PLACE Committee Meeting: December 13, 2018
- Planning Commission Work Session: December 18, 2018
- Planning Commission: January 8, 2019

Meeting agendas and summaries can be found under the resources tab on the project website <https://www.emmetstreetscape.org/>. Additionally, a Technical committee was formed which is comprised of representatives from appropriate City departments. The technical committee held meetings on the project on April 18, 2018 and August 9, 2018. The technical committee meetings confirmed input received from the public and stakeholder groups could be technically attained and then maintained.

As the University of Virginia (UVA) is a key stakeholder for the project and owner of the majority property directly adjacent to the project that is also in the process of being redeveloped or planned for redevelopment, regular coordination meetings were held with UVA and their design team engaged in the Ivy Corridor development project. The meetings have been held on approximately a quarterly basis to review an exchange information and updates on project developments. Coordination meetings with UVA were held on February 7, March 23, April 17, July 26, September 17, and October 30, 2018; March 13, May 28, August 13, September 12, October 16, and December 12, 2019; and January 22 and March 3, 2020.

Budgetary Impact:

The preferred Conceptual Design Concept is above the established budget comprised of a combination of City, State and Federal funding sources. The cost estimates for construction elements needed for the project including a retaining wall, traffic signalization and roadway construction are higher than the cost estimate completing during the scoping of the project. The design team is working to identify opportunities to reduce construction costs.

The current draft of the City of Charlottesville FY 2020-2024 Capital Improvement Program.... .

Recommendation:

Staff recommends approval of the major design features as shown at the Design Public Hearing with 2 changes as a result of public hearing comments:

- 1) The configuration of the bike lane to be located adjacent to the shared-use path (with separation strip) and offset further away from the vehicular travel lanes on two segments of the project. Segments in which this change was made are on the west side of Emmet Street from the railroad to Arlington Boulevard and on the east side of Emmet Street from Massie Road to Copeley Road.
- 2) Reconfigure the pedestrian and bike lane crossings at entrances and intersections to provide an increased offset from the Emmet Street travel lanes to improve visibility and safety for pedestrians and bicyclists.

Alternatives:

None.

Attachments:

- (A) Proposed Design Resolution Approving Major Design Features**
- (B) Preferred Conceptual Design**
- (C) Design Public Hearing Transcript**
- (D) Design Public Hearing Comments**
- (E) Design Public Hearing Displays**

Attachment A

**EMMET STREETSCAPE PROJECT
DESIGN PUBLIC HEARING APPROVAL RESOLUTION**

WHEREAS, a Design Public Hearing was conducted on December 3, 2019 in the City of Charlottesville by representatives of the City of Charlottesville and the Commonwealth of Virginia Department of Transportation after due and proper notice for the purpose of considering the proposed design of the Emmet Streetscape project under State project number of U000-104-297, P101, R201, C501 and Federal project number of BR-5104 (159) in the City of Charlottesville, at which hearing aerial photographs, drawings, environmental documentation and other pertinent information were made available for public inspection in accordance with state and federal requirements; and

WHEREAS, all persons and parties in attendance were afforded full opportunity to participate in said public hearing; and

WHEREAS, representatives of the City of Charlottesville were present and participated in said hearing; and

WHEREAS, the Council had previously requested the Virginia Department of Transportation to program this project; and

WHEREAS, the Council fully deliberated and considered all such matters; now

THEREFORE BE IT RESOLVED that the Council of the City of Charlottesville hereby approves the major design features of the proposed project as presented at the Public Hearing with the following changes:

- 1) The configuration of the bike lane to be located adjacent to the shared-use path (with separation strip) and offset further away from the vehicular travel lanes on two segments of the project. Segments in which this change was made are on the west side of Emmet Street from the railroad to Arlington Boulevard and on the east side of Emmet Street from Massie Road to Copeley Road.
- 2) Reconfigure the pedestrian and bike lane crossings at entrances and intersections to provide an increased offset from the Emmet Street travel lanes to improve visibility and safety for pedestrians and bicyclists.

BE IT FURTHER RESOLVED that the City of Charlottesville will acquire and/or furnish all right-of-way necessary for this project and certify the same to the Virginia Department of Transportation and Federal Highway Administration at the appropriate time.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute, on behalf of the City of Charlottesville, all necessary agreements required in conjunction with acquiring such rights of way, as well as all other associated standard agreements for construction activities.

Adopted this _____ day of April , 2020.

City of Charlottesville, Virginia

ATTEST:

CLERK OF COUNCIL

BY: _____
MAYOR

Attachment E - Design Public Hearing Displays

All of the below materials are linked to the project website, <https://www.emmetstreetscape.org/>, and are available under the Resources tab in an accessible format using the following links:

- **Notice**
 - Design Public Hearing Notice November 3, 2019 (PDF)
- **Meeting Material**
 - [Meeting Transcript](#)
 - [Meeting Comment Sheets with Responses](#)
 - [Meeting Sign-In Sheet](#)
 - [Emmet Streetscape Plan View](#)
 - [Emmet Streetscape Typical Sections](#)
 - [Emmet Streetscape Project Furnishings](#)
 - [Emmet Streetscape Project Landscape Palette](#)
 - [Emmet Streetscape Level of Service](#)
 - [Emmet Streetscape Multi-Modal Existing Conditions Board](#)
 - [Emmet Streetscape Welcome](#)
 - [Emmet Streetscape Brochure and Comment Form](#)
 - [Emmet Streetscape Design Plans](#)
 - [NEPA Document](#)



City of Charlottesville
City Council
July 20, 2020

Tonight's Agenda



- **Resolution to proceed with Right-of-Way Acquisition**



Process/Schedule

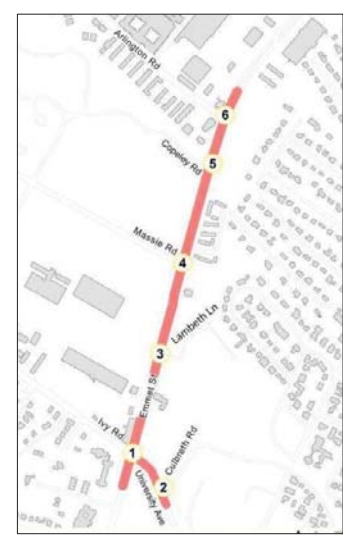
EMMET STREETSCAPE

Smart Scale Project Description

Objective: A complete street that works for all users

Features:

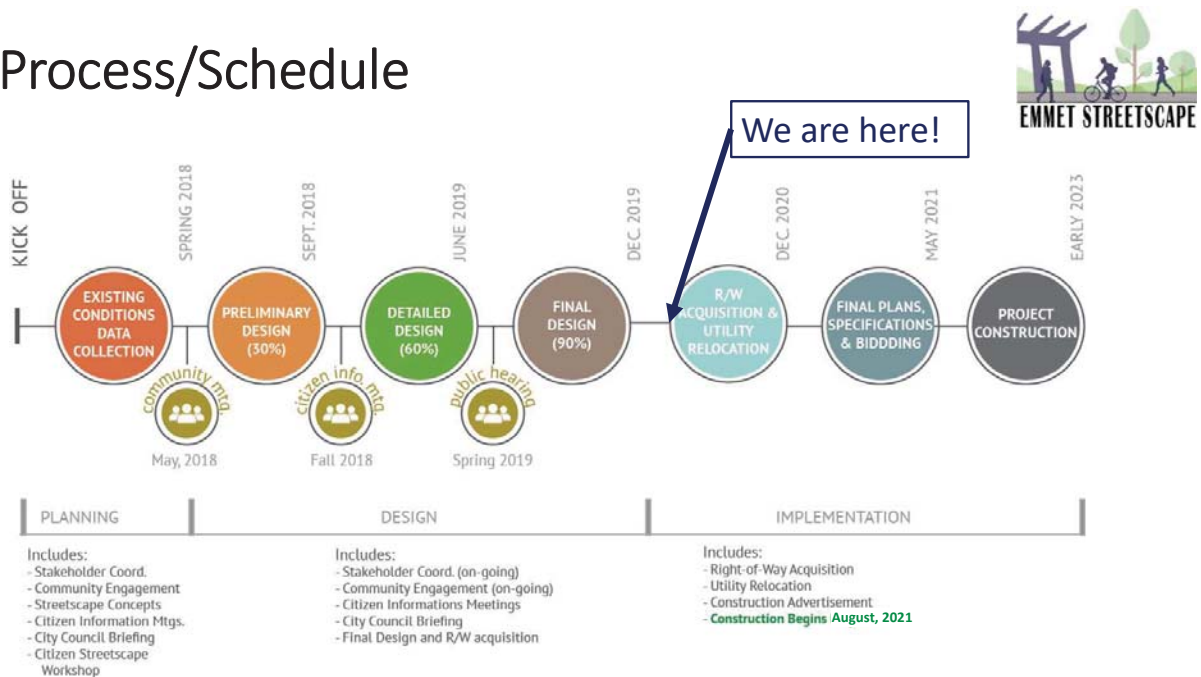
- Bike lanes on both sides
- 10-ft asphalt multi-use path
- Audible pedestrian signals & ADA standard curb ramps
- 5-ft grassy buffer planted with street trees between the multi-use path and Emmet
- Landscaped center median extended to the ped. bridge
- Bus shelters and optimize/consolidate bus stops
- Traffic signal coordination



Emmet Street Corridor



Process/Schedule



A graphic illustration for a public engagement overview. It features a light green background with silhouettes of a person walking, a person riding a bicycle, and a person running. There are also stylized trees and a large tree trunk on the left. The text 'Public Engagement Overview' is centered in a large, black, sans-serif font. Below the illustration, the words 'EMMET STREETSCAPE' are written in a large, light gray, sans-serif font.

Public Engagement Overview

EMMET STREETSCAPE

Steering Committee

- Gregg Bleam, Lewis Mountain Neighborhood Assoc.
- Thomas Funari, Federal Realty, Barracks Road Shopping Center
- Lisa Green, Planning Commission
- Alex Ikefuna, Neighborhood Development Services
- Laura Knott, Tree Commission
- Hamilton Lombard, Venable Neighborhood Assoc.
- Mary Hughes, University of Virginia
- Beth Meyer, Lewis Mountain Neighborhood Assoc.
- Claude Morris, Buckingham Branch Railroad Company
- Peter Ohlms, Bike & Pedestrian Advisory Committee
- Abigail Palko, The Meadows Neighborhood Assoc.
- Vipul Patel, Gallery Court Hotel
- Nat Perkins, P.E., UVA Foundation
- Rebecca White, University of Virginia
- Peter Russell, Tree Commission
- Jess Wenger, Fry's Spring Neighborhood Assoc.
- Bobbie Williams, Jefferson Park Ave Neighborhood Assoc.

Website - <http://www.emmetstreetscape.com/>



Public Outreach & Engagement

- 4/18/18: Steering Committee Meeting
- 5/12/18: Community Info. Mtg. 1
- 8/9/18: Steering Committee Meeting
- 9/13/18: CAT/UTS Meeting
- 9/17/18: UVA Student Info. Meeting
- 12/3/19: Design Public Hearing



Public Outreach & Engagement

Key Feedback: [Community Info. Meeting 1](#)

- Understanding use and perceptions
 - **Autocentric, congested, unsafe....**
- Understanding vision for future use
 - **Safe, walkable, bike and pedestrian friendly**
- East or West Tunnel location
 - **11 of 14 prefer West**
- Walking Tour (Valuable Feedback!)
 - **Not accommodating for pedestrians or bikes.**



Public Outreach & Engagement

Key Feedback: [UVA Student Info. Mtg.](#)

- Understanding student use
 - **Improve bike/ped facilities, safety at Emmet/Ivy/ University is important, Central & North Grounds, Barracks Road Shopping Center are major destinations**
- Vision for future use
 - **Protected and raised bicycle lanes, better bike and pedestrian accommodations at Emmet/Ivy/University**
- East or West Tunnel location
 - **East side preferred by some because it's convenient for Lambeth residents, west side preferred by some because of major destinations, east side deviation from the street would be a safety concern**



We value your input for how to best incorporate new dedicated bike lanes, shared-use path and bus stop accommodations on the Emmet Street corridor.

Help us in developing the overall function of the corridor.

www.emmetstreetscape.org

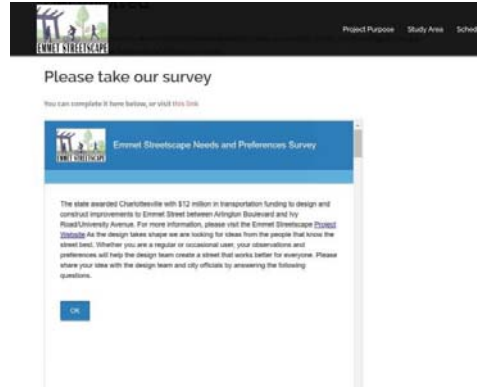
Provide your input on the Emmet Streetscape Project!



Public Outreach & Engagement

Key Feedback: [Website Survey](#)

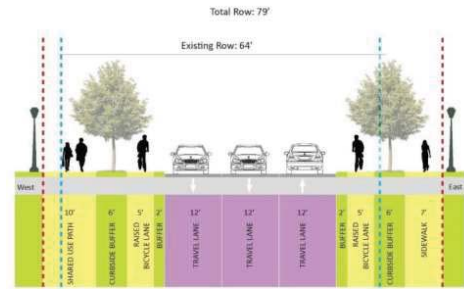
- Understanding current use and perceptions
 - **Concerns about traffic, lack of bike/ped accommodations, traffic signal coordination**
- Understanding vision for future use
 - **Accessible and safe crosswalks, coordinated traffic signals, and separate & dedicated spaces for bikes and peds identified as top priorities**
- East or West Tunnel location
 - **60/40 preference for west side**



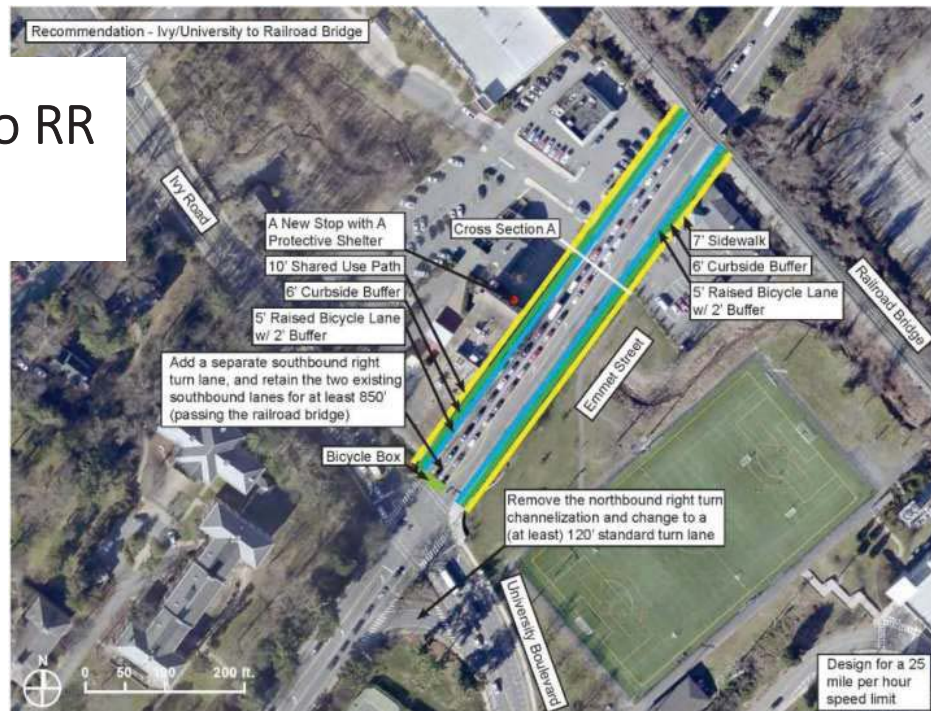
Conceptual Design Review

Study Options

- SUP Path Location
- Bike Lane Configuration
- Mid-block crossing at Goodwin Bridge
- Width configurations
- Transit



Emmet/Ivy to RR Concepts



RR to Massie Concepts



Massie to Arlington Concepts





Design Features



- Public and Stakeholder Engagement Input
- Bike lane
- Shared-Use Path
- Transit
- Traffic operations



Typical Section – Emmet St. at Ivy Rd.



Typical Section – Emmet St. RR Underpass



Typical Section – RR Underpass to Pedestrian Bridge



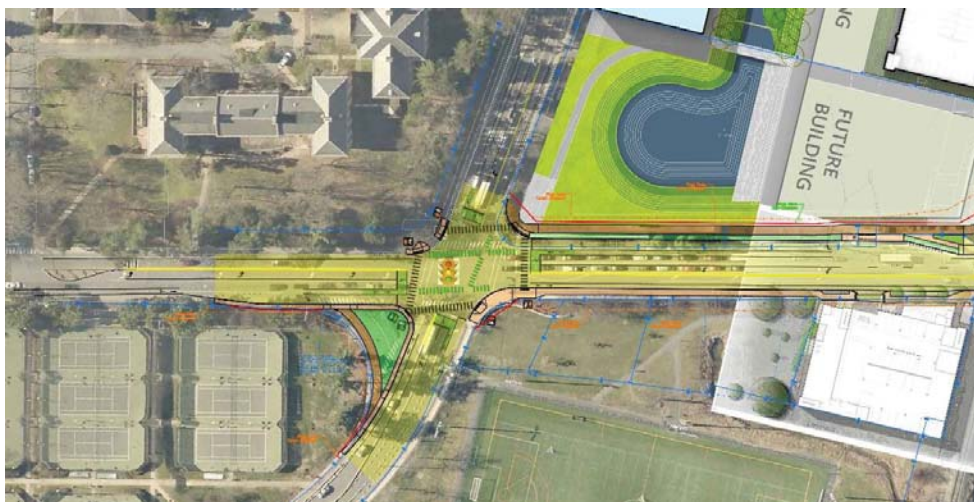
Typical Section – Pedestrian Bridge to Arlington Blvd.



Design



Emmet/Ivy to RR



RR to Massie



Massie to Arlington





Shared-Use Path Tunnel



south approach

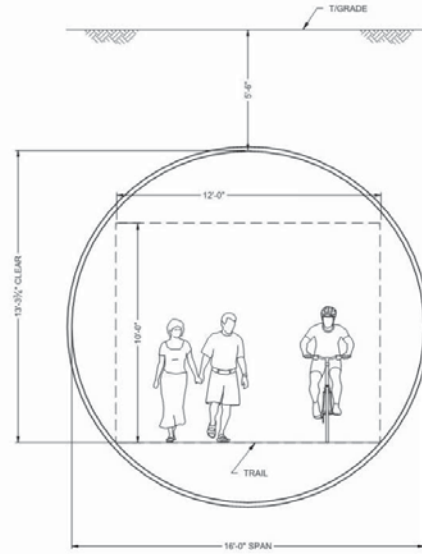
Emmet Street RR Bridge

Bridge #: 1834
Type: I-Beam 48'-91/4"
Clearance: 19' – 7" B/R to Ground
Built: 1934
E70 Loading
Ballast Deck



north approach

Concept Design



16'-0" Diameter Option

Approximate Area: 142 sq. ft. used, 203 sq. ft. total

- NOTES
- MEASUREMENTS ARE TO THE INSIDE CRESTS OF THE CORRUGATION
 - DIMENSIONS ARE SUBJECT TO MANUFACTURING TOLERANCES

Liner Plate Underpass



Next Steps

- Council Approval for ROW
 - April 6, 2020
- ROW Acquisition Complete
 - April 2021
- Advertise Construction
 - August 2021



Thank you!

Questions?



EMMET STREETScape

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	July 20, 2020
Action Required:	Resolution Approval
Presenter:	Carrie Rainey, City Planner, Neighborhood Development Services
Staff Contacts:	Carrie Rainey, City Planner, Neighborhood Development Services Jerry Allen, Assistant Traffic Engineer, Public Works Jack Dawson, City Engineer, Public Works Amanda Poncy, Bicycle and Pedestrian Coordinator, Public Works
Title:	Sidewalk Waiver Request, Vicinity of 1200 Landonia Circle

Background:

Previously, it was the practice for the Planning Commission to approve sidewalk waiver requests, as referenced within Section 29-182(j) of the subdivision ordinance; however, in 2013 the Virginia Supreme Court decided that only City Council may grant this type of waiver. This is one of many updates that are necessary to the City's various development ordinances. The current practice for sidewalk waiver requests presented by developers pursuant to Section 29-182 is for the approval of the requested waivers to be presented to City Council for review and decision.

Mike Myers of 30 Scale, LLC, on behalf of Landonia, LLC, requests a waiver from the requirement of Section 29-182(j)(2) of the City Code for construction of sidewalks to approved City standards on both sides of every new street. Landonia, LLC has submitted a final site plan for the construction of four (4) single family attached homes and the extension of a public street (Landonia Circle) and related public facilities.

Discussion:

Per Section 29-182(j)(5), the authority granting the waiver shall consider the factors set forth within Section 29-36, which state that due to *the unusual size, topography, shape of the property, location of the property or other unusual conditions (excluding the proprietary interests of the subdivider) the requirement that is proposed to be varied or excepted would result in substantial injustice or hardship and would not forward the purposes of this chapter or serve the public interest.* Per Section 29-182(j)(5), the authority shall also consider:

- (i) whether a surface other than concrete is more appropriate for the subdivision because of the character of the proposed subdivision and the surrounding neighborhood;
- (ii) whether sidewalks on only one (1) side of the street may be appropriate due to environmental constraints such as streams, stream buffers, critical slopes, floodplain, tree cover, or wetlands, or because lots are provided on only one (1) side of the street;
- (iii) whether the sidewalks reasonably can connect into an existing or future pedestrian system in the area;
- (iv) whether the length of the street is so short and the density of the development is so low that it is unlikely that the sidewalk would be used to an extent that it would provide a public benefit;
- (v) whether an alternate pedestrian system including an alternative pavement could provide more appropriate access throughout the subdivision and to adjoining lands, based on a proposed alternative profile submitted by the subdivider;
- (vi) whether the sidewalks would be publicly or privately maintained;
- (vii) whether the waiver promotes the goals of the comprehensive plan, including the applicable neighborhood plan; and (viii) whether waiving the requirement would enable a different principle of the neighborhood plan to be more fully achieved.

The applicant's analysis of these factors is included in the Application Materials, Attachment B.

Staff Analysis

The Engineering Department has provided the following analysis.

City engineering staff examined the subject lots and found no topographic challenges that would lead to any undue cost to the applicant. No undue maintenance burden on future cost to the City was found. Engineering staff did find a minor impact to two proposed tree plantings on the south side of the street. (There is no impact to tree planting on the north side of the street; there are no trees proposed to be planted in the right-of-way in that location.)

The Bicycle and Pedestrian Coordinator has provided the following analysis.

The 250 Bypass between Locust and Free Bridge is considered a Bicycle Arterial in the 2015 Bicycle and Pedestrian Master Plan. Given the high volume of traffic, number of commercial properties and corresponding driveway entrances on 250 there is a need to study parallel routes that could provide an alternate connection. Landonia Circle and the connection to Otter Street is the logical parallel route. While there may not be an immediate public benefit, this roadway could over the longer term serve bicycles and pedestrians wishing to travel between residential neighborhoods surrounding Locust Avenue and the commercial areas near Pantops.

In addition, staff has recently received an inquiry from the owner of the All-American Car Wash to rezone the property at 1315 Long Street, which would include a sidewalk along Landonia Circle from the Long St. to Coleman St. Should this project move forward, the two projects could make progress toward a connected pedestrian route in the nearer term.

The Assistant Traffic Engineer has provided the following analysis. The applicant's argument is *italicized* and the analysis is in standard font.

1. *Z.O. 29-36, due to the unusual location and topography of the property, the sidewalk requirement would result in a substantial hardship and would not serve the public interest at this time.*

The installation of a sidewalk at this location will not result in “substantial hardship” and it would serve the public. Pedestrians should not be made to use the roadway as a means of travel. The city is already allowing the developer to make Landonia Circle a through road by connecting to Long St, instead of designing what would otherwise have been a street with an appropriate turn-around for emergency vehicles. This improves pedestrian accessibility in the area if the applicant is required to comply with the Code requirement for sidewalk installation in connection with its proposed development. The only hardship that would be incurred, is the funding for the sidewalk, which is required [2008 SADM, Section 205, par B (1 & 2)] and (2019 SADM, Section 4.10) and developers are aware that these costs must be addressed for street improvements related to developments.

2. *Landonia Circle is characterized by up to a 14 percent road grade, which exceeds the current maximum of 10 percent.*

Sidewalks should generally conform to the vertical alignment of the adjacent roadway [2008 SADM, Section 209, par A (1)]. The 2019 SADM, Section 4.10.3 references the PROWAG. “...the running grade of the pedestrian access route may be as steep as the running grade of the roadway.” (PROWAG, X02.1.5.1). The area in which the developer is requesting a sidewalk waiver does not exceed 5 percent slope. The only location that does exceed the 5 percent slope, and up to 14 percent slope, is a future connection from Long St to the project site. Existing topography relative to a future connection to a sidewalk should not be considered as part of this application.

3. *The provision of a sidewalk across from 1200 Landonia Circle, in addition to not serving any public interest, will serve as both a nuisance and a hardship on an elderly City resident.*

The requirement to construct sidewalks on both sides of a new road is to provide accessibility to pedestrians, namely elderly and disabled. The installation of a sidewalk at this location will serve the public, especially when a connection is made to it from Long St. We can all agree that construction is oftentimes a necessary “nuisance” that we put up with for the betterment of our community. While the sidewalk construction may temporarily seem a nuisance, its construction will serve the community for many years to come. The hardship that the elderly City resident may experience is not specified within the waiver request. The developer spoke to the daughter of the elderly resident and stated that her father would “likely be impacted” by the construction of a sidewalk. People in neighborhoods are typically “impacted” by construction within the area. Longer term, residents would be impacted more, as would the local businesses, if the sidewalk waiver is approved.

4. *Analysis of item (iv) listed under 29-182 (j)(5), which states: (iv) whether the length of the street is so short and the density of the development so low that it is unlikely that the sidewalk would be used to an extent that it would provide a public benefit. Landonia Circle is approximately 1000 feet long and there are 9 residents that have driveways on*

the maintained portion of Landonia Circle. There is no existing sidewalk on this portion of Landonia Circle. The provision of an adjacent sidewalk at the site would not serve a public benefit since there are no existing sidewalk connections within 250 feet to the south and 525 feet to the north.

Landonia Circle is the distance of over two city blocks (City Code, Section 15-202). The benefit of installing a sidewalk on both sides of the project frontage with connection to Long Street and the existing neighborhood sidewalks, would be greater safety for pedestrian's accessibility to businesses, religious services, recreation facilities, and neighboring homes. Sidewalk would also alleviate the need for residents to walk in the roadway to access the above-mentioned areas. Furthermore, there are 219 residences or businesses within a 1000 foot radius of the project site.

As previously noted, per Section 29-182(j)(5), the authority granting the waiver shall consider the factors set forth within Section 29-36, which state that due to *the unusual size, topography, shape of the property, location of the property or other unusual conditions (excluding the proprietary interests of the subdivider) the requirement that is proposed to be varied or excepted would result in substantial injustice or hardship and would not forward the purposes of this chapter or serve the public interest.* The Engineering and Traffic Departments have confirmed that no hardships due to the physical site exist.

Per Section 29-182(j)(5), the authority shall also consider:

(i) Whether a surface other than concrete is more appropriate for the subdivision because of the character of the proposed subdivision and the surrounding neighborhood:

No alternative material is proposed.

(ii) Whether sidewalks on only one (1) side of the street may be appropriate due to environmental constraints such as streams, stream buffers, critical slopes, floodplain, tree cover, or wetlands, or because lots are provided on only one (1) side of the street:

There are no environmental constraints preventing the installation of sidewalk on both sides of the street. The applicant is constructing houses on only one side of the street, but the lots on the opposite side are already developed.

(iii) Whether the sidewalks reasonably can connect into an existing or future pedestrian system in the area:

The Bicycle and Pedestrian Coordinator has noted above the need to investigate parallel routes to Long Street (250 Bypass) for pedestrians. Landonia Circle may serve as a parallel route and connect northern residential areas to the commercial areas on Long Street (250 Bypass).

(iv) Whether the length of the street is so short and the density of the development is so low that it is unlikely that the sidewalk would be used to an extent that it would provide

a public benefit:

While the section of Landonia Circle required to be improved and accepted as public right-of-way through this development project is approximately 120 feet, the entire Landonia Circle public right-of-way has some level of physical improvement and connects the Locust Grove neighborhood with Long Street (250 Bypass).

(v) Whether an alternate pedestrian system including an alternative pavement could provide more appropriate access throughout the subdivision and to adjoining lands, based on a proposed alternative profile submitted by the subdivider:

No alternative profile is proposed.

(vi) Whether the sidewalks would be publicly or privately maintained:

Section 29-182(j)(2) states sidewalks shall be constructed to approved city standards on both sides of every new street, and the dedicated right-of-way for a public street shall be sufficient to permit installation of the sidewalk within the right-of-way on both sides of such street. Therefore, sidewalks would be constructed in the public right-of-way and, after approved and accepted by the City, the sidewalk improvements would be maintained by the City.

(vii) Whether the waiver promotes the goals of the comprehensive plan, including the applicable neighborhood plan; and (viii) whether waiving the requirement would enable a different principle of the neighborhood plan to be more fully achieved:

The 2013 Comprehensive Plan Transportation Goal 1.3 states: *Provide design features on roadways, such as street trees within buffers, street furniture and sidewalk widths that improve the safety and comfort level of all users and contribute to the City's environmental goals.*

The 2013 Comprehensive Plan Transportation Goal 1.5 states: *Continue to include bicycle and pedestrian accommodations in conjunction with the planning and design of all major road projects, all new development and road paving projects.*

The 2013 Comprehensive Transportation Goal 2.1 states: *Provide convenient and safe bicycle and pedestrian connections between new and existing residential developments, employment areas and other activity centers to promote the option of walking and biking.*

The 2015 Bicycle and Pedestrian Master Plan identifies Landonia Circle as a lower demand corridor for bicycle and pedestrian facilities in the Demand Analysis map.

Alignment with Council Strategic Plan:

Sidewalk construction contributes to Goal 3 of the Strategic Plan, A Beautiful and Sustainable

Natural and Built Environment, and objective 3.2, to provide reliable and high quality infrastructure, and objective 3.3, to provide a variety of transportation and mobility options.

Community Engagement:

Property owners within 500-feet of the subject properties were notified of the public site plan conference held on May 15, 2019 for the associated final site plan. Five (5) members of the public attended the meeting. Discussions focused on the deteriorated pavement and potential improvement within the unaccepted Landonia Circle public right-of-way, traffic impacts, and the proposed architectural style of the houses.

Budgetary Impact:

If City Council grants a sidewalk waiver to an applicant in connection with the proposed development of a new subdivision/ city street, then if the City later wishes to establish a sidewalk adjacent to the developed street, the City will be required to pay for and complete that construction in accordance with its approved CIP. If City Council does not grant this waiver, and a new sidewalk is established on both sides of the new city street, then the City's long-term maintenance costs will be slightly higher than if no sidewalk is constructed.

Recommendation:

The Engineering and Traffic Engineering Departments have confirmed there are no hardships per Section 29-36 preventing the installation of new sidewalks. The Traffic Engineering Department has provided analysis that supports installation of the sidewalks.

Alternatives:

City Council has several alternatives:

- (1) by motion, take action to deny the sidewalk waiver;
- (2) by motion, take action to approve the attached Resolution granting the requested sidewalk waiver;
- (3) by motion, defer action on the sidewalk waiver.

Attachments:

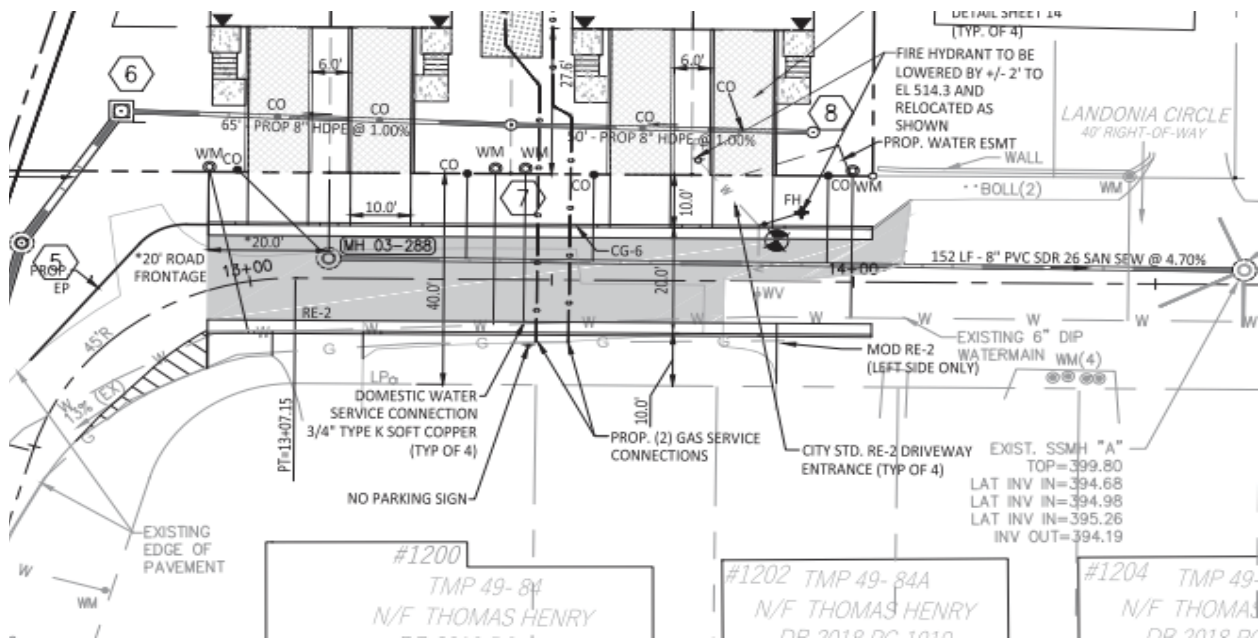
- A. Provided Resolution
- B. The full package of Application Materials, received February 11, 2020
- C. Sheet 4 of the proposed Final Site Plan, dated February 10, 2020

RESOLUTION
Sidewalk Waiver Request at 1200 Landonia Circle

WHEREAS, Landonia, LLC (“Applicant/Developer”), through its agent 30 Scale, LLC (Mike Myers) has submitted an application seeking a waiver of the requirement of City Code Section 29-182(j)(2) for construction of sidewalks to approved City standards on both sides of every new street. This application is submitted in connection with the Applicant/ Developer’s proposed development of a vacant lot identified within the City’s Real Estate tax records (2020) as Parcel Identification No. 490073000, which fronts on the north edge of the public right-of-way for Landonia Circle. The proposed development is located across from property described as 1200 and 1202 Landonia Circle, as shown in the diagram set forth below within this Resolution; and

WHEREAS, City staff has submitted to City Council a staff report providing information and staff’s recommendations regarding the sidewalk waiver request, and City Council has reviewed the application and the staff report and has considered the factors set forth within the City’s Subdivision Ordinance, Sections 29-36 and 29-182(j)(5);

NOW THEREFORE BE IT RESOLVED by the Council for the City of Charlottesville, Virginia that the sidewalk waiver request presented to this Council by the Applicant/Developer is hereby approved along the frontage of the City lot currently identified as Real Estate Parcel Identification Number 490073000, on both sides of Landonia Circle, for the general or approximate length depicted below.





WAIVER REQUEST FORM

RECEIVED

FEB 11 2020

Please Return To: City of Charlottesville
Department of Neighborhood Development Services
PO Box 911, City Hall
Charlottesville, Virginia 22902
Telephone (434) 970-3182

NEIGHBORHOOD DEVELOPMENT SERVICES
Fax (434) 970-3359

For a Critical Slopes Waiver Request, please include one of the following application fees: \$75 for single-family or two-family projects; \$500 for all other project types. **additional application form required*
For all other Waiver Requests, please include one of the following application fees: \$50 for single-family or two-family projects; **\$250** for all other project types.

Project Name/Description	<u>LANDONIA CIRCLE - LOTS 1-4</u>	Parcel Number	<u>TMP 49-73</u>
Address/Location	<u>LANDONIA CIRCLE 250 FEET NORTH OF INTERSECTION WITH ROUTE 250</u>		
Owner Name	<u>LANDONIA LLC</u>	Applicant Name	<u>RICH CARTER</u>


Applicant Address: 315 WINDING RIVER LANE, SUITE 201, CHARLOTTESVILLE, VA 22911
Phone (H) _____ (W) 434-973-8088 (F) _____
Email: rich@southlandhomesinc.com

Waiver Requested (review Zoning Ordinance for items required with waiver submissions):

- | | |
|---|--|
| <input checked="" type="checkbox"/> Sidewalk | _____ Drainage/Storm Water Management |
| <input type="checkbox"/> *Contact Staff for Supplemental Requirements | _____ Off-street Parking |
| _____ Site Plan Review | _____ Lighting |
| _____ Landscape | _____ Signs |
| _____ Setbacks | _____ Critical Slopes <i>*additional application form required</i> |
| _____ Communication Facilities | _____ Other |
| _____ Stream Buffer Mitigation Plan | |

Description of Waiver Requested: Requesting waiver of construction of sidewalk on both sides of Landonia Circle

Reason for Waiver Request: see attached letter of justification

Applicant Signature 

Date 2/11/20

Property Owner Signature (if not applicant) _____

Date _____

For Office Use Only:	Date Received: _____
Review Required: Administrative _____ Planning Commission _____ City Council _____	
Approved: _____ Denied: _____	Director of NDS
Comments: _____	

30 Scale, LLC
871 Justin Drive, Palmyra, VA 22963
Ph. 434.242.2866
mike@30scale.com



February 10, 2020

Carrie Rainey, RLA
Neighborhood Planner
City of Charlottesville
Neighborhood Development Services
City Hall
Charlottesville, VA 22902

**RE: Landonia Circle – Lots 1-4 – Sidewalk Waiver Request
TMP 49-73
City of Charlottesville, Virginia**

Dear Carrie,

This letter and accompanying fee shall serve to request a waiver to construct sidewalks on both sides of the street for the referenced development. In accordance with Z.O. 29-36, due to the unusual location and topography of the property, the sidewalk requirement would result in a substantial hardship and would not serve the public interest at this time. Also, in analyzing the request, we will also present discussion of item (iv) listed under 29-182(j)5, specifically related to a new sidewalk not serving a public benefit.

By way of background information, the developer is proposing to construct four single-family attached homes on 0.37 acres of land. The property is located on the north side of Landonia Circle, a 40'-wide City right-of-way that was platted as "Riverdale Addition – Section One" in 1947. Landonia Circle is approximately 1,000 feet long and connects with Route 250 in 2 locations. The City only maintains an approximate 215 portion of Landonia Circle located east of the subject property and terminating at the intersection with Coleman Street as shown on Figure 1.

Currently, there is no sidewalk on Landonia Circle. The closest existing sidewalk is located approximately 250 feet to the south on Route 250. Also, Landonia Circle is characterized by up to a 14% road grade, which exceeds the current maximum of 10% (See Figure 1). The provision of a sidewalk along the site frontage does not serve the public interest due to its isolation from any other existing sidewalk and road grades of up to 14% are generally not considered as safe pedestrian routes, especially in icy conditions.

During the post-submission conference for this project held on May 15th, we discovered from the daughter of the owner of 1200 Landonia Circle (directly across the street), that her father is elderly and would likely be impacted poorly by any construction near his property. She requested that our team take great care in our construction program so as not to negatively impact her father, who resides in the house at 1200 Landonia Circle full-time. The provision of a sidewalk across 1200 Landonia, in addition to not serving any public interest, will serve as both a nuisance and a hardship on an elderly City resident.

As part of our request to waive the sidewalk construction on both sides of the street, we offer analysis of item (iv) listed under 29-182(j)5, which states:

- (iv) whether the length of the street is so short and the density of the development so low that it is unlikely that the sidewalk would be used to an extent that it would provide a public benefit.

Landonia Circle is approximately 1,000 feet long, but the current length that is maintained by the City is 215 feet and extends from the east side of the property to the intersection with Coleman Street as shown on the map provided herein. There are 9 residences that have driveways on the maintained portion of Landonia Circle. There is no existing sidewalk on this portion of Landonia. The provision of a sidewalk adjacent to the

site would not serve a public benefit since there are no existing sidewalk connections within 250 feet to the south and 525 feet to the north. Refer to Figure 1 below.

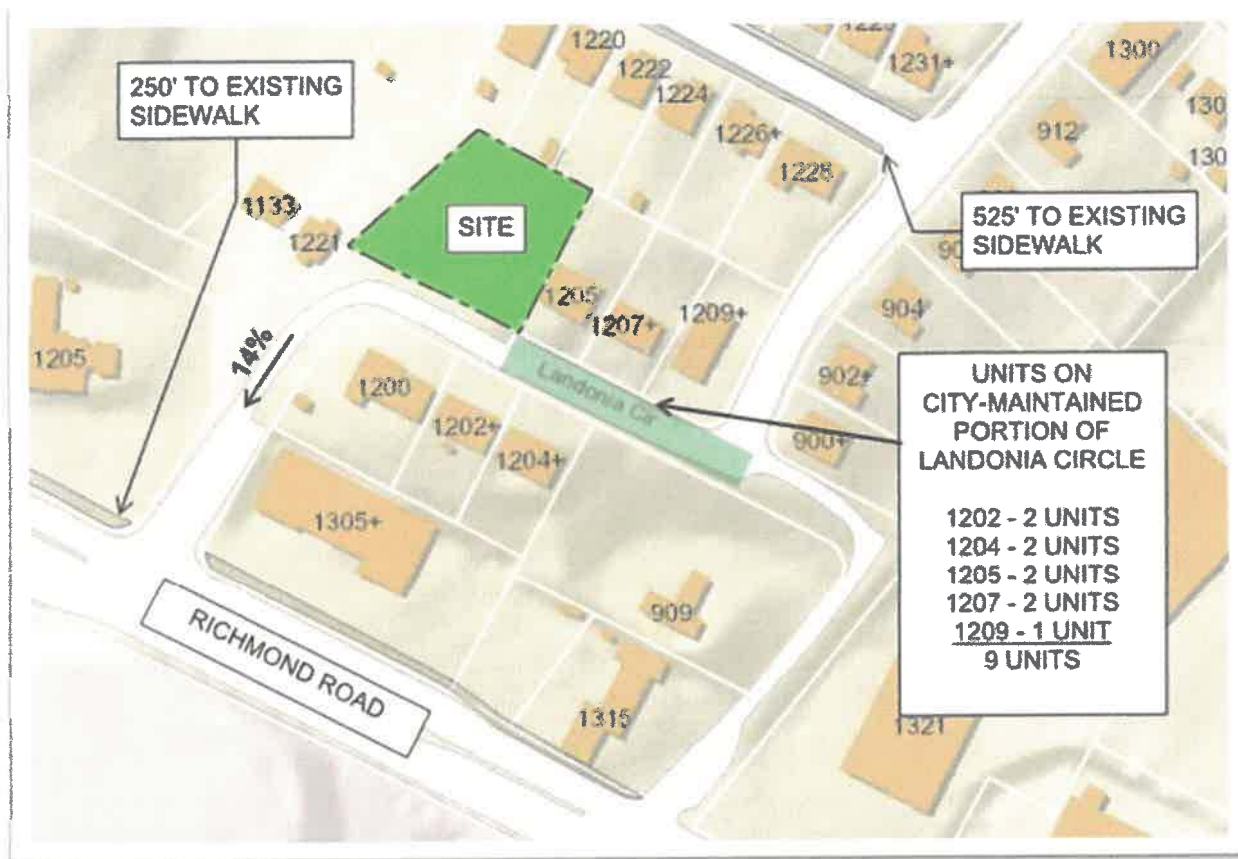


Figure 1 - Map of Existing Conditions

In summary, due to the location of the site in and around steep terrain and the concern raised by the family of the adjacent neighbor at 1200 Landonia Circle, we would respectfully request a waiver of the construction of sidewalk on both sides of the street. Furthermore, since there are such a small number of residences (9) on this short section of street, construction of the sidewalk in this location does not serve the public interest and we believe the added work adjacent to the neighboring property would present a substantial hardship on a City resident.

We thank you for taking the time to review this request. Please feel free to call me any time if you have any questions or would like additional information.

Sincerely,



Michael Myers, P.E., CFM

Cc: Mr. Rich Carter
attachments



OWNER:
LANDONIA LLC
3134 BEAUMONT FARM ROAD
CHARLOTTEVILLE, VA 22911

ENGINEER:
30 SCALE, LLC
871 JUSTIN DRIVE
PALMYRA, VA 22963
P: 434.242.2866
E: mke@30scale.com
WEB: www.30scale.com

FINAL SITE PLAN
LANDONIA CIRCLE - LOTS 1-4
TMP 49-73
CITY OF CHARLOTTEVILLE, VIRGINIA

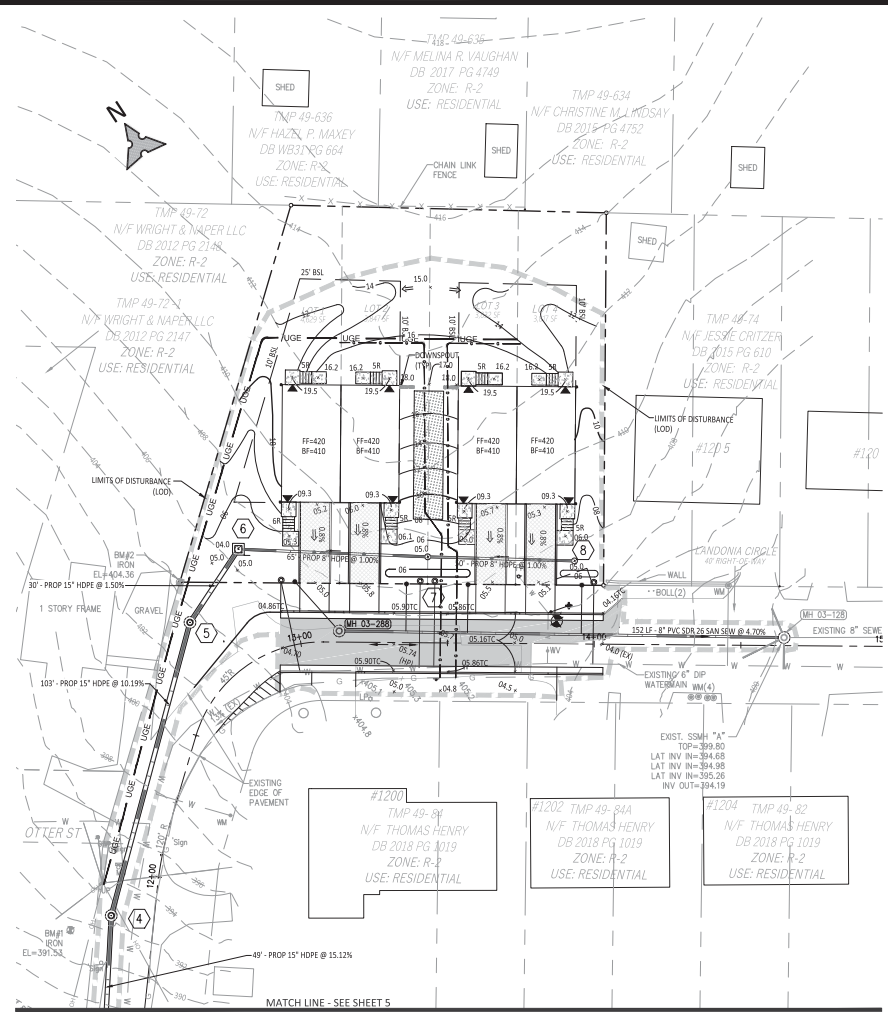


sheet title:
SITE PLAN

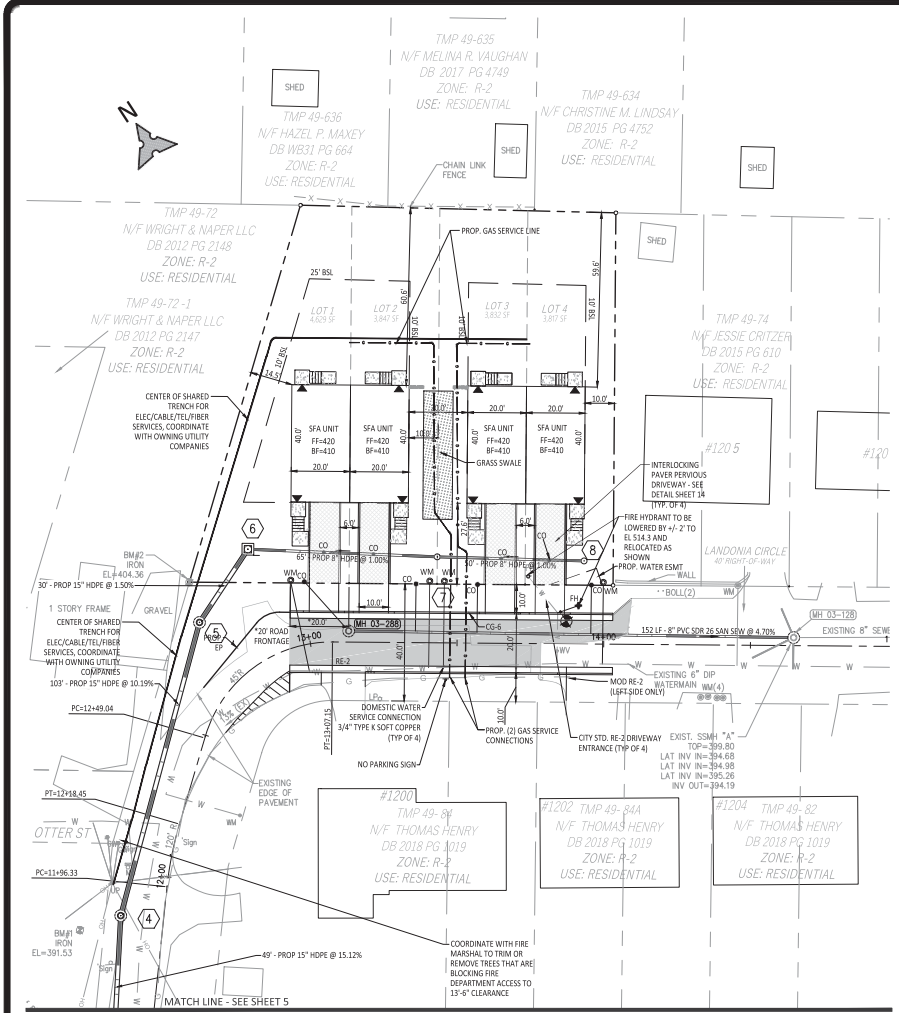
sheet #
4 OF 17

scale:
1"=20'

date:
4/24/19



GRADING PLAN

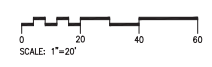


LAYOUT AND UTILITY PLAN

WATER AND SEWER SITE PLAN NOTES

1. IF REQUIRED, ALL WATER LINE SHUT DOWNS MUST BE COORDINATED WITH AND PERFORMED BY THE CITY, AND THE DEVELOPER MUST HAND OUT NOTICES TO AFFECTED CUSTOMERS AT LEAST 48 HOURS IN ADVANCE.
2. ANY SEWER CLEANOUTS THAT ARE INSTALLED IN OR WITHIN ONE FOOT OF A DRIVEWAY SHALL BE PROVIDED TRAFFIC-BEARING CLEAN-OUT COVERS.
3. ANTICIPATED AVERAGE DAILY SEWER FLOW = 1,080 GPD (270 GPD/UNIT) AT ULTIMATE BUILD-OUT OF 4 UNITS AND THEREFORE A FLOW ACCEPTANCE LETTER IS NOT REQUIRED SINCE < 40,000 GPD.

REVISIONS		
#	DESCRIPTION	DATE
1	CITY COMMENTS	9/27/2019
2	CITY COMMENTS	2/7/2020



CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	July 20, 2020
Action Required:	Ordinance Amendment
Staff Contacts:	John Blair, City Attorney
Presenters:	John Blair, City Attorney
Title:	Ordinance Prohibiting Firearms and Ammunition in Public Spaces (1st of 2 readings)

Background:

In 2020, the Virginia General Assembly amended Virginia Code Section 15.2-915. This amendment provides localities with the authority to enact prohibition on the possession, carrying, or transportation of firearms, ammunition, or components or combinations in certain public spaces.

Discussion:

The proposed ordinance prohibits the possession, carrying or transportation of firearms, ammunition, or components or combinations thereof in City buildings, City parks, in City recreational or community centers, and in any public street, road, alley, or sidewalk or public right-of-way or space open to the public that is being used by or is adjacent to a permitted event by the City or an event that would otherwise require a City permit.

The proposed ordinance permits the City to implement security measures designed to prevent the unauthorized access of the aforementioned public places such as metal detectors.

The proposed ordinance includes several exemptions from its provisions including exceptions for sworn law enforcement officers as well as the activities of Senior Reserve Officers' Training Corps program.

A violation of the ordinance is a Class 1 misdemeanor.

Attachments:

Proposed Ordinance

**AN ORDINANCE
ADDING SECTION 33-10
TO CHAPTER 33 (WEAPONS)**

BE IT ORDAINED by the Council for the City of Charlottesville, Virginia, that:

Chapter 33 of the Code of the City of Charlottesville (1990) is amended as follows:

Sec. 33-10. – Prohibition of firearms on city property.

- (a.) The possession, carrying or transportation of firearms, ammunition, or components or combination thereof (1) in any buildings, or parts thereof, owned or used, by the city, or by any authority or local governmental entity created or controlled by the city, for governmental purposes; or (2) in parks owned or operated by the city, or by any authority or local governmental entity created or controlled by the city; or (c) in any recreational or community center facility operated by the city, or by any authority or local governmental entity created or controlled by the city; or (d) in any public street, road, alley, or sidewalk or public right-of-way or any other place of whatever nature that is open to the public and is being used by or is adjacent to a permitted event or event that would otherwise require a permit, is prohibited.
- (b.) The possession, carrying, storage or transportation of firearms by city employees, agents or volunteers in workplaces owned, operated or managed by the city is prohibited.
- (c.) Pursuant to this section, the city may implement security measures that are designed to reasonably prevent the unauthorized access of such buildings, parks, recreation or community center facilities, or public streets, roads, alleys, or sidewalks or public rights-of-way or any other place of whatever nature that is open to the public and is being used by or is adjacent to a permitted event or an event that would otherwise require a permit by a person with any firearms, ammunition, or components or combination thereof, such as the use of metal detectors and increased use of security personnel.
- (d.) This section shall not apply to (1) military personnel when acting within the scope of their official duties; or (2.) sworn law enforcement offices; or (3.) a Senior Reserve Officers' Training Corps program operated at a public or private institution of higher education in accordance with the provisions of 10 U.S.C. § 2101 et seq.; or (4.) any intercollegiate athletics program operated by a public or private institution of higher education and governed by the National Collegiate Athletic Association or any club sports team recognized by a public or private institution of higher education where the sport engaged in by such program or team involves the use of a firearm. Such activities shall follow strict guidelines developed by such institutions for these activities and shall be conducted under the supervision of staff officials of such institutions.

- (e.) Notice of the restrictions imposed by this ordinance shall be posted (1) at all entrances of any building, or part thereof, owned or used by the city, or by any authority or local governmental entity created or controlled by the city, for governmental purposes; (2) at all entrances of any public park owned or operated by the city, or by any authority or local governmental entity created or controlled by the city; (3) at all entrances of any recreation or community center facilities operated by the city, or by any authority or local governmental entity created or controlled by the city; and (4) at all entrances or other appropriate places of ingress and egress to any public street, road, alley, or sidewalk or public right-of-way or any other place of whatever nature that is open to the public and is being used by or is adjacent to a permitted event or an event that would otherwise require a permit.
- (f.) Any violation of section 33-10 is unlawful and shall be punished as a Class 1 misdemeanor.

**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	July 20, 2020
Action Required:	Ordinance Amendment
Staff Contacts:	John Blair, City Attorney
Presenters:	Mayor Nikuyah Walker John Blair, City Attorney
Title:	Amend Section 2-6 of the Charlottesville City Code

Background:

On January 4, 1971, the Charlottesville City Council enacted City Code Section 2-189.1 codifying the legal holidays observed by the City of Charlottesville.

The City Council establishes the legal holidays observed by the City of Charlottesville in Charlottesville City Code Section 2-6. A legal holiday results in the closure of the City of Charlottesville's offices for business on the designated day.

The City Council last amended the City's official holiday schedule on July 1, 2019, by adding March 3, Liberation and Freedom Day, as a holiday and removed April 13, the observance of Thomas Jefferson's birthday, as a holiday.

Discussion:

On January 1, 1863, President Abraham Lincoln issued the Emancipation Proclamation to free enslaved people in states that were in rebellion against the United States. Due to the rebellion, many enslaved individuals did not experience freedom upon the issuance of the Emancipation Proclamation.

United States Major General Gordon Granger arrived in Galveston, Texas on June 18, 1865. On June 19, 1865, General Granger read aloud General Order 3 which stated, "The people of Texas are informed that in accordance with a Proclamation from the Executive of the United States, all slaves are free..." Formerly enslaved individuals immediately celebrated their freedom.

On June 19, 1866, formerly enslaved individuals gathered in Galveston, Texas to celebrate the first anniversary of their freedom. This celebration became an annual tradition, and it is now celebrated as Juneteenth. Juneteenth celebrates Black freedom and achievement. It is a day to celebrate formerly enslaved individuals, subjected to inhumane and evil conditions, gaining their freedom and to honor their contributions to this nation.

The celebration of Juneteenth as an official government holiday began in Texas in 1980.

Governor Northam recently stated that he intends to introduce legislation to make Juneteenth an official state holiday in Virginia in 2021.

Budgetary Impact:

An additional city holiday would have a budgetary impact of approximately \$62,500 in Fiscal Year 2021 if the Council adopts the proposal to make June 19 an official City holiday.

Attachments:

Proposed Ordinance Adding June 19 as an Official City Holiday

**AN ORDINANCE
AMENDING SECTION 2-6
OF CHAPTER 2 (ADMINISTRATION)**

WHEREAS, on January 1, 1863, President Abraham Lincoln issued Proclamation 95, known as the “Emancipation Proclamation” which freed enslaved people in states “in rebellion against the United States”; and

WHEREAS, the Emancipation Proclamation was not enforced in many areas of the United States then in rebellion; and

WHEREAS, on June 19, 1865, United States Major General Gordon Granger read General Order Number 3 to the residents of Galveston, Texas; and

WHEREAS, General Order Number 3 stated, “The people of Texas are informed that in accordance with a Proclamation from the Executive of the United States, all slaves are free” and formerly enslaved people celebrated upon General Granger’s statement; and

WHEREAS, on June 19, 1866, formerly enslaved individuals celebrated the first anniversary of General Granger’s statement by establishing the holiday now known as Juneteenth; and

WHEREAS, Juneteenth is a celebration of Black freedom and achievement that the Charlottesville City Council desires to celebrate on an annual basis.

NOWE, THEREFORE, BE IT ORDAINED by the Council for the City of Charlottesville, Virginia, that:

Section 2-6 of Chapter 2 of the Code of the City of Charlottesville (1990) is amended as follows:

Sec. 2-6. - Legal holidays.

In each year, the first day of January (New Year's Day), the third Monday in January (Martin Luther King, Jr. Day), the third Monday in February (George Washington Day), the third day of March (Freedom and Liberation Day), the last Monday in May (Memorial Day), the nineteenth day of June (Juneteenth), the fourth day of July (Independence Day), the first Monday in September (Labor Day), the eleventh day of November (Veterans Day), the fourth Thursday in November (Thanksgiving Day), the Friday after the fourth Thursday in November, the twenty-fifth day of December (Christmas Day) or, whenever any of such days shall fall on Saturday, the preceding Friday shall be a legal holiday, and whenever such days shall fall on Sunday, the Monday next following such day shall be a legal holiday.

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	July 20, 2020
Action Required:	Approve Allocation Resolution
Presenter:	Kaki Dimock, Director, Department of Human Services Ryan Davidson, Senior Budget and Management Analyst
Staff Contacts:	Kaki Dimock, Director, Department of Human Services Ryan Davidson, Senior Budget and Management Analyst Gretchen Ellis, Human Services Planner Shayla Givens, Human Services Planner
Title:	Allocation of Vibrant Community Fund Dollars for the F.Y. 21 Adopted Budget - \$2,259,129

Background:

The funding review process for all outside nonprofit human service focused agencies, formerly referred to as the Agency Budget Review Team Process (A.B.R.T.), underwent significant changes for the F.Y. 21 review cycle. That new process, now known as the Vibrant Community Fund process, was the result of a year-long review led by City Council members, community members, and staff. The Vibrant Community Fund adopted 5 broad funding priority areas: Education and Youth; Jobs and Wages; Community and Public Safety; Affordable Housing; and Health. The process allowed for three ways of requesting City support: operational grants under \$25,000 (with an abbreviated application), operational grants over \$25,000, and capacity building grants of up to \$10,000. All funding was zero-based and not predicated on any previous allocations from the City. Applications were reviewed by a panel of local residents with lived experience and individuals with human service and/or grantmaking experience, using objective criteria.

The initial F.Y. 21 funding recommendations resulted in numerous shifts in both the number of agencies and programs to be funded, as well as the amounts of funding for those agencies recommended for funding through the Vibrant Community Fund. However, due to the spread of the COVID-19 pandemic, the circumstances under which City Council initially considered the Vibrant Community Fund requests are substantially different – projected revenues and expenses have changed in many cases, the way nonprofits deliver service and communicate with each other has changed, the way we think about next year and the future has changed. As Charlottesville City Council worked on budget decisions in the face of the COVID-19 pandemic, they asked staff to request updates from organizations that applied for funding through the Vibrant Community Fund, so that specific funding allocations could be made after the additional information was received and reviewed. Therefore, the F.Y. 21 Adopted budget contained 2 unallocated lump sums for outside nonprofit agencies totaling \$2,259,129 (approximately \$2.1 million for Vibrant Community Fund agencies and \$154,00 for Arts and Culture agencies).

Discussion:

As part of the revised budget adoption process for F.Y. 21, City Council requested additional information from the agencies in order to make more informed decisions on the specific funding allocations for those outside nonprofit agencies. Staff created a simple on-line document asking applicants to report changes in revenues, expenses, and beneficiaries. Applicants were also asked to describe changes in current service delivery, additional services provided related to COVID, plans for recovery, and any changes to proposed strategies for F.Y. 21. Staff also requested brief updates from the Arts and Cultural Organizations and Festivals, which were not initially required to submit applications for F.Y. 21, and updates from organizations that had requested Vibrant Community Fund Capacity Building grants.

On June 12th, staff provided Council with a report containing the new information along with the initial review information and recommendations. City Council held a work session on June 30th to discuss the agency updates and funding allocations. City Council added several agencies/programs to be considered for funding to the initial funding recommendations and directed staff to reduce the allocations evenly and equitably to accommodate these changes. In order to accommodate the new requests the allocations for those agencies rated as Exemplary/Essential were reduced from 97% of request to 90% of request, Solid/Essential rated agencies were adjusted from 66% of request to 60%, Exemplary/Important rated agencies we adjusted from 55% of request to 50% of request, and Arts and Culture Agencies were adjusted to 75% of their F.Y. 20 allocations. The below chart provides a summary of those allocations and the attached agency allocations spreadsheet contains the revised allocations for each agency and/or program.

FY21 Vibrant Community Fund Allocations

All Applicants	Essential	Important	Helpful	No direct connection
Exemplary Quality	22 programs at 90% \$1,365,894	11 programs at 50% \$277,340		
Solid Quality	11 programs at 60% \$410,100			
Fair Quality				
Poor Quality				

Arts and Culture 11 Programs at 75% of FY20 Allocations **118,779**
 Capacity Building Grants **10,000**
 Reduced Contractual Funding **(7,500)**
 Emergency Assistance Program **84,516**

TOTAL SUM \$2,259,129
--

Alignment with City Council’s Vision and Strategic Plan:

The allocation of funding to outside human service nonprofit agencies supports several of City Council’s vision areas, including “A Center for Lifelong Learning”, “Quality Housing Opportunities for All”, C’ville Arts and Culture”, and “Community of Mutual Respect”. It contributes to Goal 1 of the Strategic Plan, to be an inclusive community of self-sufficient residents, and objectives 1.1 through 1.5.

Community Engagement:

The agency review process includes city residents and community members in the initial review of the applications. In addition, City Council held two work sessions specifically on community agencies (March 12, 2020 and June 30, 2020) with public comment session at each work session. There were also several other opportunities for the public to engage and provide feedback throughout the budget process in the form of other City Council work sessions, a Community Budget Forum, and two Public Hearings on the proposed budget – March 16, 2020 and May 18, 2020.

Budgetary Impact:

This reallocation resolution has no impact on the General Fund. The funds being allocated to the community agencies were previously appropriated as part of the F.Y. 2020 – 2021 Adopted Budget.

Recommendation:

Staff recommends approval of resolution and allocation of funding to the outside nonprofit agencies.

Alternatives:

Council could not accept the changes to the agency allocations and continue to revise some or all of the allocations, which may result in further delay of payment to the outside agencies.

Attachments:

Allocation Resolution
Revised Agency Allocation Spreadsheet

RESOLUTION

**Allocation of Vibrant Community Fund Dollars for the FY21 Adopted Budget
\$2,259,129**

WHEREAS, the City of Charlottesville FY 2020 – 2021 Adopted Budget contained \$2,104,683 in unallocated agency funding and \$154,446 in unallocated arts and culture funding; and

WHEREAS, the Charlottesville City Council has determined the specific allocation amounts for each community nonprofit agency;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the funding for the Vibrant Community Fund outside nonprofit agencies is hereby transferred in the following manner:

Transfer From:

\$2,104,683	Fund: 105	Cost Center: 9743028000	G/L Account: 540100
\$154,446	Fund: 105	Cost Center: 9753019000	G/L Account: 540100
\$7,500	Fund: 105	Cost Center: 9733001000	G/L Account: 540100

Transfer To:

\$293,392	Fund: 105	Cost Center: 9713007000	G/L Account: 540100
\$97,500	Fund: 105	Cost Center: 9713008000	G/L Account: 540100
\$9,000	Fund: 105	Cost Center: 9713011000	G/L Account: 540100
\$84,000	Fund: 105	Cost Center: 9733004000	G/L Account: 540100
\$40,800	Fund: 105	Cost Center: 9733010000	G/L Account: 540100
\$10,000	Fund: 105	Cost Center: 9733013000	G/L Account: 540100
\$26,500	Fund: 105	Cost Center: 9743003000	G/L Account: 540100
\$202,500	Fund: 105	Cost Center: 9743004000	G/L Account: 540100
\$77,141	Fund: 105	Cost Center: 9743007000	G/L Account: 540100
\$21,000	Fund: 105	Cost Center: 9743009000	G/L Account: 540100
\$13,025	Fund: 105	Cost Center: 9743012000	G/L Account: 540100
\$13,000	Fund: 105	Cost Center: 9743013000	G/L Account: 540100
\$63,000	Fund: 105	Cost Center: 9743015000	G/L Account: 540100
\$40,500	Fund: 105	Cost Center: 9743020000	G/L Account: 540100
\$52,500	Fund: 105	Cost Center: 9743022000	G/L Account: 540100
\$354,842	Fund: 105	Cost Center: 9743023000	G/L Account: 540100

\$45,000	Fund: 105	Cost Center: 9743026000	G/L Account: 540100
\$163,770	Fund: 105	Cost Center: 9743027000	G/L Account: 540100
\$84,516	Fund: 105	Cost Center: 9743028000	G/L Account: 540100
\$12,000	Fund: 105	Cost Center: 9743029000	G/L Account: 540100
\$24,300	Fund: 105	Cost Center: 9743031000	G/L Account: 540100
\$22,500	Fund: 105	Cost Center: 9743032000	G/L Account: 540100
\$5,500	Fund: 105	Cost Center: 9743034000	G/L Account: 540100
\$33,534	Fund: 105	Cost Center: 9743035000	G/L Account: 540100
\$34,000	Fund: 105	Cost Center: 9743037000	G/L Account: 540100
\$21,079	Fund: 105	Cost Center: 9753002000	G/L Account: 540100
\$1,824	Fund: 105	Cost Center: 9753003000	G/L Account: 540100
\$37,068	Fund: 105	Cost Center: 9753005000	G/L Account: 540100
\$4,346	Fund: 105	Cost Center: 9753006000	G/L Account: 540100
\$15,353	Fund: 105	Cost Center: 9753016000	G/L Account: 540100
\$22,500	Fund: 105	Cost Center: 9753017000	G/L Account: 540100
\$1,688	Fund: 105	Cost Center: 9753018000	G/L Account: 540100
\$13,500	Fund: 105	Cost Center: 9753021000	G/L Account: 540100
\$128,201	Fund: 105	Cost Center: 9773001000	G/L Account: 540100
\$150,000	Fund: 105	Cost Center: 9773002000	G/L Account: 540100
\$47,250	Fund: 105	Cost Center: 9773004000	G/L Account: 540100

Vibrant Community Fund Allocations

(Revised 6/30/2020)

Essential/Exemplary (90% of request)

<u>Agency</u>	<u>Program</u>	<u>FY21 Proposed</u>
Bridgeline	Residential	27,000
Women's Initiative	Mental Health Counseling	45,000
OAR	Local Probation	29,676
	Reentry Services	83,348
	Therapeutic docket	54,450
	Adult Drug Treatment Court	68,352
	Pretrial Services	47,741
	Criminal Justice Planner	9,825
TJACH	System Planner	9,270
Shelter for Help in Emergency	Outreach	119,475
	Residential	83,025
TJACH - Haven	Vital Housing Services	130,500
Habitat for Humanity		47,250
Piedmont Housing Alliance	Housing Opportunity	96,150
	Management & Development	32,051
PHAR	Resident- Involved Redevelopment	31,500
CASA	Volunteers	9,000
Child Health Partnership	Home Visiting Collaborative	310,847
Foothills	MDT/Forensic	27,000
	Child Health Access	13,500
ReadyKids	Counseling and Family Support	57,400
Local Food Hub	Fresh Farmacy	33,534
TOTAL		1,365,894

Essential/Solid (60% of request)

<u>Agency</u>	<u>Program</u>	<u>FY21 Proposed</u>
Bridgeline	Case Management	13,800
Free Clinic		
	Free Dental	63,000
	Medical Clinic and Pharmacy	21,000
On Our Own	General Operations	12,000
Legal Aid	Civil Legal Services	60,000
Sexual Assault Resource Agency	Survivor Services	21,000
TJACH - PACEM	Shelter Operations	24,000
AHIP	Housing Rehab & Repair	150,000
City School Yard Garden		
	Plant, Grow, Harvest	13,200
	Urban Agriculture	11,100
PHAR	Internship Program	21,000
TOTAL		410,100

Important/Exemplary (50% of request)

<u>Agency</u>	<u>Program</u>	<u>FY21 Proposed</u>
Literacy Volunteers	Adult Workforce Tutoring	21,079
Boys and Girls Club		
	Afterschool Youth Development	14,985
	Summer Youth Development	48,015
Abundant Life	K-4 Afterschool Tutoring	13,000
Computers 4 Kids	C4K	13,025
MACAA	Head Start	26,500
Piedmont YMCA	Early Learning Center	34,000
Ready Kids		
	Home Visiting Collaborative	43,995
	Early Learning	19,741
Legal Aid	Community Advocacy on Racial Equity	37,500
Sin Barreras	Growing to Maturity	5,500
TOTAL		277,340

Capacity Building Applications

FY21 Proposed

Birth Sisters	10,000
Health Department*	-7,500
TOTAL	2,500

*\$7,500 was already included in Health Department allocation that was approved in June, but not part of the \$2.1M to be allocated to agencies, reallocation of those dollars increases the pot to be allocated by \$7,500.

Arts and Culture Funding (75% of request)

FY21 Proposed

Virginia Film Festival	11,400
Virginia Festival of the Book	12,413
Charlottesville Opera	1,824
Paramount Theater	15,353
Jefferson School African American Heritage Center	22,500
Charlottesville Festival of Cultures	2,813
Stu Comm Inc. (WNRN)	1,688
New City Arts Initiative	13,500
Virginia Discovery Museum	4,346
Lighthouse Studios - Vinegar Hill Theater Program	22,500
City Supported Events	10,442
TOTAL	118,779

Emergency Assistance Program **84,516**

TOTAL ALLOCATIONS **2,259,129**

**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	July 20, 2020
Action Required:	Resolution Adoption
Staff Contacts:	John Blair, City Attorney
Presenters:	John Blair, City Attorney
Title:	Police Civilian Review Board Resolution

Background:

Virginia Governor, Ralph S. Northam, is expected to convene a special session of the General Assembly in August 2020 pursuant to Article IV, Section 6 of the Constitution of Virginia. One of the topics that the special session is expected to address is law enforcement.

Discussion:

In anticipation of the special session, the Virginia Legislative Black Caucus (VLBC) released a set of its legislative priorities on June 24, 2020.

One of the VLBC's priorities is creating police civilian review boards with subpoena powers.

The attached Resolution requests the City of Charlottesville's legislative delegation to support legislation to establish the duties, powers, and authorities of police civilian review boards in Virginia including the establishment of a subpoena power for these boards.

Budgetary Impact:

None.

Attachments:

Proposed Resolution

**RESOLUTION
REQUESTING LEGISLATORS
SUPPORT POLICE CIVILIAN
REVIEW BOARDS**

WHEREAS, Virginia Governor, Ralph S. Northam, is expected to call a special session of the Virginia General Assembly in August 2020; and

WHEREAS, the Virginia Legislative Black Caucus (hereinafter “VLBC”) released a set of priorities it plans to pursue during the special session; and

WHEREAS, one of the VLBC’s priorities for the special session is to enact legislation creating police civilian review boards with subpoena powers; and

WHEREAS, the current Code of Virginia does not establish the duties, powers, or authorities of police civilian review boards.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that it requests that Delegate Sally L. Hudson and Senator R. Creigh Deeds support legislation at the special session that establishes the duties, powers, and authority of police civilian review boards including subpoena powers.

**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	July 20, 2020
Action Required:	Discussion/Direction
Staff Contacts:	Alex Ikefuna, Director of Neighborhood Development Services John Blair, City Attorney
Presenters:	Alex Ikefuna, Director of Neighborhood Development Services John Blair, City Attorney
Title:	Honorary Street Naming Requests

Background:

The City of Charlottesville adopted an Honorary Street Name Policy on September 19, 2011. The policy limits honorary street name designations to individuals or events that have made an important and lasting contribution to the City of Charlottesville or represent a key part of its history.

There have been approximately nine honorary street naming designations pursuant to the 2011 Policy. Those honored include: George Ferguson, Franklin Delano Gibson, Preston Coiner, the Reverend R.A. Johnson, the Reverend Rufus Hayes, Heather Heyer, Rue De Besançon, Winneba Way, and Asalie Preston.

Discussion:

In the month of June 2020, the Council received two applications for Honorary Street Name Designations pursuant to its 2011 Policy. It also received an Honorary Street Name request via email. All three requests are attached to this Council Memorandum.

Two of the requests are very similar. Don Gathers requests that the portion of Market Street between 1st Street NE and 9th Street NE received the honorary street name designation, “Black Lives Matter Boulevard.” Myra Anderson is requesting that 7th Street between Market Street and 7th Street receive the honorary street name designation “Black Lives Matter Avenue.”

Tanesha Hudson’s email requests that the portion of Main Street between the Ridge and McIntire intersection and the 10th Street/Roosevelt Brown Boulevard intersection received the honorary street name designation, “Black Excellence Way.”

Neighborhood Development Services (NDS) staff members have reviewed the requests, and their recommendation is that the Council combine Mr. Gathers’ and Ms. Anderson’s requests and approve one honorary street naming. Both of their requests are located in the same area and their requests also ask the streets to be named for the same organization of individuals: Black Lives

Matter. The 2011 Policy prohibits duplicative honorary street naming designations.

Ms. Hudson has not presented an application to the Clerk of Council. Additionally, her request does not conform with the 2011 Policy's requirement that the honorary street name designation be for an individual or event.

While Ms. Hudson's request is not for an individual or event, Charlottesville City Code Section 28-4 provides that the City Council has the ultimate authority to name City streets. If Council wishes to grant Ms. Hudson's request, a resolution can be prepared that notes the Council is making an exception to its policy.

The purpose of this item is for Council to discuss the three requests and provide their feedback to staff. Staff will present the appropriate resolution(s) at the Council's August 3, 2020 meeting.

Budgetary Impact: If Council approves this request, the cost estimates are: \$374.30 for the 7th Street request between Market and 7th; \$748.60 for Market Street, from 1st Street, North to 9th Street, NE.; and \$748.60 for Main Street, from Ridge/McIntire to 10th Street/Roosevelt Brown.

Attachments:

2011 Honorary Street Name Policy

Gathers Request

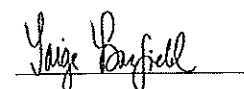
Anderson Request

Hudson Request

Honorary Street Name Policy

1. The following restrictions and process for honorary street name designations shall apply.
 - a. **Honorary street name designations should be limited to individuals, or events that have made an important and lasting contribution to the City of Charlottesville or represent a key part of its history.**
 - The street to be designated should have a connection to the individual/event and his/its contribution.
 - This designation should not be used for an individual or event already recognized in some significant manner.
 - b. The application form (see Attachment 1) should be submitted directly to the Clerk of City Council.
 - c. The application can be completed and submitted by any individual or group in Charlottesville.
 - d. The completed application will be circulated to Council before formal Council action is taken.
 - e. A Council Resolution will be prepared, outlining the proposed designation and providing an estimate of cost impacts including sign manufacture and installation and any other costs that might be incurred. NDS will prepare the appropriate staff memo.
 - f. Upon approval, the Public Works Department will implement the honorary street name designation.
2. Application Form. Attachment 1 is a proposed application form for requesting honorary street name designation. The forms will be made available at City Hall and can be downloaded from the City's website. The forms require submission directly to the Clerk of City Council.
3. Proposed Process. The proposed procedure includes the following steps.
 - a. Individuals or groups wishing to propose honorary street name designation will complete application form and submit it to the Clerk of City Council.
 - b. The Clerk will determine if there is sufficient support on Council for the request to be considered by Council.
 - c. NDS will prepare a brief memo to Council that identifies any cost impacts associated with the request and background on the individual nominated for the honor.
 - d. A Council Resolution will be prepared.
 - e. Upon final approval by City Council, the Public Works Department will install the sign.
 - f. Upon approval, NDS staff will send notice to all impacted properties and to public safety agencies.

Approved by Council
September 19, 2011


Clerk of Council

From: [Don Gathers](#)
To: [Council](#); [Council](#); [CLERK OF COUNCIL, x3113](#); [Thomas, Kyna N](#)
Subject: Requested street renaming
Date: Monday, June 15, 2020 4:01:01 PM
Attachments: [Honorary Street Name Designation COMPLETED.docx](#)

WARNING: This email has originated from **outside of the organization**. Do not click links or open attachments unless you recognize the sender and know the content is safe.

City of Charlottesville

Request for Honorary Street Name Designation

Applicant Name: Don Gathers

Applicant Address: 408 11th Street, NW

Charlottesville, Virginia 22903

Applicant Telephone: 804-972-3385 _____ 804-972-3385
(Daytime) (Evening)

1. Honorary Street names are restricted to:

Individuals

Organizations

Entities

Events

Of local and long lasting significance to Charlottesville

A. For whom/what are you recommending this designation?

Black Lives Matter Charlottesville -----

For African Americans and all like minded individuals of Charlottesville seeking Justice, Equality, Equity and fairness.

B. What is the reason for this recommendation? (Applicants should complete a short essay of approximately 500 words that provides justification for the proposed honorary designation. The completed essay should be attached to this application form).

In an effort to support the movement against the continued oppression of Black and Brown people both here and throughout

the community, the State and the Country. And to continue to bring attention to the ongoing issue of Police misconduct throughout our communities, particularly, our communities of color.

2. Location of Proposed honorary street name designation:

A. Street Name Market Street (Example: Kirby Avenue)

B. Between 1st Street NE and 9th Street NE
 (example: between Neil and Wright)

OR

All of the street _____

C. What is the proposed name?

BLACK LIVES MATTER BOULEVARD

Please complete and mail the attached form to:

Clerk of City Council
City of Charlottesville
P. O. Box 911
Charlottesville, VA 22902

From: [Myra Anderson](#)
To: [Walker, Nikuyah](#); [Council](#)
Cc: [Thomas, Kyna N](#)
Subject: Honorary Street Name Proposal
Date: Monday, June 8, 2020 6:40:01 PM
Attachments: [Honorary Street Proposal-Black Lives Matter.pdf](#)

WARNING: This email has originated from **outside of the organization**. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Mayor Walker and members of City Council

Please accept the attached Honorary street name Proposal for "Black Lives Matter" Avenue

Myra Anderson

City of Charlottesville

Request for Honorary Street Name Designation

Applicant Name: Myra Anderson

Applicant Address: 2517 Hydraulic Rd
63

Applicant Telephone: (434) 305-2083
(Daytime) (Evening)

1. Honorary Street names are restricted to:

Individuals

Organizations

Entities

Events

Of local and long lasting significance to Charlottesville

A. For whom/what are you recommending this designation?

Individual: Myra Anderson
Black Lives Matter

B. What is the reason for this recommendation? (Applicants should complete a short essay of approximately 500 words that provides justification for the proposed honorary designation. The completed essay should be attached to this application form).

Attached

2. Location of Proposed honorary street name designation:

A. Street Name 7th St (Example: Kirby Avenue)

B. Between Market and 7th
(example: between Neil and Wright)

OR

All of the street _____

C. What is the proposed name?

Black Lives Matter Avenue

Please complete and mail the attached form to:

Clerk of City Council
City of Charlottesville
P. O. Box 911
Charlottesville, VA 22902

My reason for proposing an honorary street name "Black Lives Matter" is greatly influenced by recent local and national events. The past several months has exposed racial disparities and inequalities (once again), inspiring people all across the county to condemn acts of racism, discrimination and senseless violence, particularly against African Americans. This includes numerous protest and rallies right here in Charlottesville; a city that has its own dark history of racism and discrimination dating all the way back from slavery, to Jim crow, to Robert E statue debate, to August 12th -the Summer of Hate, to Black Lives Matter protest the past several weeks.

I believe the most recent protest in the city are part of the biggest collective demonstration of civil unrest around police violence that my generation has witness across the whole entire country. The unifying theme, for the first time in our country's long, ugly and dark history, is BLACK LIVES MATTER. This is extremely important, because currently there are still institutions and systems right here in Charlottesville that act as if black lives don't matter. The city made 4th street and honorary street named after one woman (Heather Heyer) to honor her fallen life. It's in that same spirit that I submit this proposal to you to honor the over 10, 000 Black lives in Charlottesville, who remain disproportionately impacted by structural and racism (overt and covert) and still live under an entire social structure centered around white privilege and disproportionate minority contact with the police. Due to the latter, I also propose the honorary street be one closest to the Charlottesville Police Department (or another area that is impactful the African American community)

Naming an honorary street of "Black Lives Matter " is NOT saying that other lives don't matter, but rather affirming that Black lives should matter as much as all (other) lives. Furthermore, a Black Lives Matter honorary street naming has already occurred in our nation's capital, so Charlottesville would not be the first. However, it would be the first time our city names to street to serve as acknowledgment of the historical racism, racial terror and trauma, and racial injustices Africans Americans have endured past and present. Finally and most importantly, an honorary street would send strong, resounding, powerful, validating message to African Americans city-wide who have been disproportionately impacted by police violence and systematic racismthat we see you, we hear you, and we are committed to ensuring our city becomes more fair and more just.

Submitted by-Myra N Anderson

From: [Tanesha Hudson](#)
To: [Council](#); [Richardson, Tarron](#); [Shelton, Letitia](#)
Subject: Request for Honorary Street Name
Date: Tuesday, June 16, 2020 1:20:31 PM
Attachments: [Honorary Street.docx](#)

WARNING: This email has originated from **outside of the organization**. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Please see attached request the proper city form to come shortly.

Thank you,
Tanesha

If you don't like something, change it. If you can't change it, change your attitude. ~
Maya Angelou

The Starr Hill area was a prominent and thriving community for black people during the 1900's. In 1977 there was a Starr Hill Neighborhood association made up of mostly blacks at the time. Former Mayor Huja at the time was a city planner back then and was part responsible for applying for a federal grant that was supposed to be intended to help the Starr Hill neighborhood association get more black businesses but it didn't work that way due to bank discriminating in lending. The Starr Hill Grant in 1977 was for Minority Economic development in Starr Hill. They were not successful getting more black businesses there because of lack of capital / money problems. Blacks didn't have any money to use for collateral. So Banks didn't take a risk on black businesses at the time because of that. The Banking discrimination then played a vital role in how Starr Hill area was taken from Black people and it's no different today in how neighborhoods become gentrified or blacks are priced / bought out.

With Blacks having no capital and no power at the time to fight these kinds of issues from the inside because no one black was on city council at the time. The first Black to run for City Council was Dr. Bernard Coles then after him came George Harding and Charles Johnson but they did not win the election. Then we had our first elected black council member named Charles Barbour. Ray Bell was the first black elected to the School Board in 1963. The Ridge / McIntire intersection of Main on down to 10th Street Intersection of Main was a vibrant and often frequented route for people of color to grocery shop, get to work, go to the doctor or to simply go home. It also surrounds many of the historical black businesses from the past to present.

Then:

Inge's Store

Bell Funeral Home,

Dr. Jackson's Office (The corner of 4th and Commerce)

Mt. Zion Baptist Church (The Original Church)

Now:

Mel's Café

The Drewary Brown memorial Bridge.

First Baptist Church

Ebenezer Church

Far too often we don't hear and we're definitely not taught the Black history or Black excellence that we once had and still have in our community. I would like Main Street from the Ridge and McIntire Intersection corner up until the 10th Street / Roosevelt Brown intersection named Black Excellence Way. Each street that intersects on Main Street between these 2 intersections lead to a deep and telling story. I would hope that Charlottesville would honor those often left behind and make this happen.

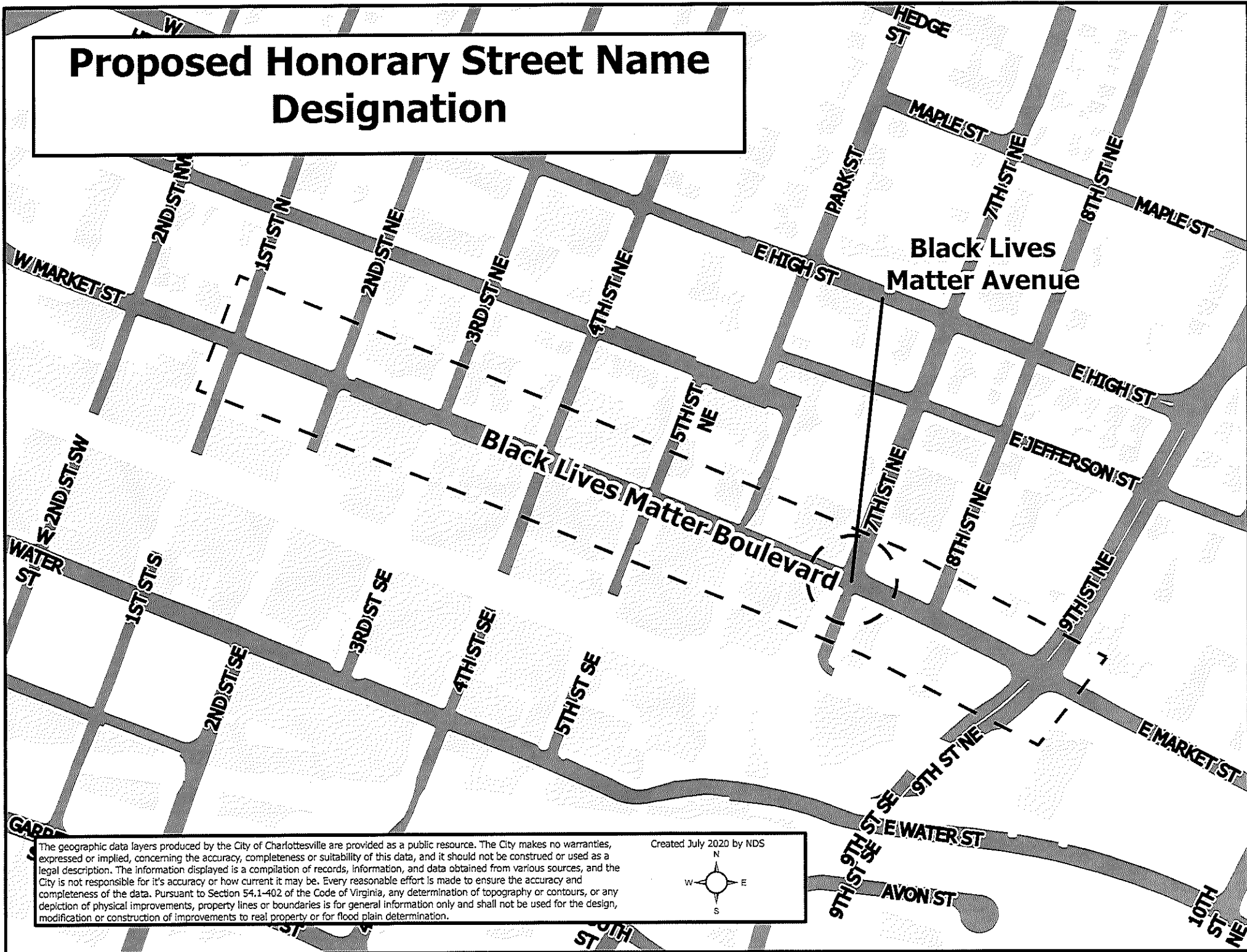
Acknowledging the Black Excellence Way is a small step in acknowledging the role we've played in making this city what it is.

Thank you for your time,

Tanesha Hudson

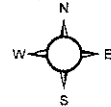
(434) 806-8952

Proposed Honorary Street Name Designation



The geographic data layers produced by the City of Charlottesville are provided as a public resource. The City makes no warranties, expressed or implied, concerning the accuracy, completeness or suitability of this data, and it should not be construed or used as a legal description. The information displayed is a compilation of records, information, and data obtained from various sources, and the City is not responsible for its accuracy or how current it may be. Every reasonable effort is made to ensure the accuracy and completeness of the data. Pursuant to Section 54.1-402 of the Code of Virginia, any determination of topography or contours, or any depiction of physical improvements, property lines or boundaries is for general information only and shall not be used for the design, modification or construction of improvements to real property or for flood plain determination.

Created July 2020 by NDS

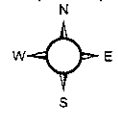


Proposed Honorary Street Name Designation

Black Excellence Way

The geographic data layers produced by the City of Charlottesville are provided as a public resource. The City makes no warranties, expressed or implied, concerning the accuracy, completeness or suitability of this data, and it should not be construed or used as a legal description. The information displayed is a compilation of records, information, and data obtained from various sources, and the City is not responsible for its accuracy or how current it may be. Every reasonable effort is made to ensure the accuracy and completeness of the data. Pursuant to Section 54.1-402 of the Code of Virginia, any determination of topography or contours, or any depiction of physical improvements, property lines or boundaries is for general information only and shall not be used for the design, modification or construction of improvements to real property or for flood plain determination.

Created July 2020 by NDS



CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	July 20, 2020
Action Required:	Sign Charter
Presenter:	Ben Allen, Executive Director, The Equity Center, University of Virginia
Staff Contacts:	Kaki Dimock, Director, Human Services
Title:	Frontline Worker’s Fair Treatment Charter

Background:

The Frontline Workers Fair Treatment Charter was developed as a collaboration between The Equity Center, Network2Work at Piedmont Virginia Community College, and the University of Virginia’s President’s Council. The purpose of the charter is to identify regional support for the rebuilding of a healthy community as localities move forward with recovery efforts. The charter’s authors recognize that the gradual reopening of the economy will depend on the healthy, well-being and labor of frontline workers. In Charlottesville, and surrounding counties, these low wage and essential workers are disproportionately African American and Latinx and, because of historic and current disparities and the compounded effects of complex trauma, are at higher risk for COVID-19 disease complications and death.

Discussion:

The Equity Center, Network2Work, and the President’s Council seek support for the Frontline Workers Fair Treatment Charter from the Charlottesville City Council and the Albemarle County Board of Supervisors.

Alignment with City Council’s Vision and Strategic Plan:

This request is aligned with the City Council’s vision, which includes serving as a leader of innovation, environmental sustainability, and social and economic justice and healthy race relations; being flexible and progressive in anticipating and responding to the needs of our citizens; and supporting self-sufficiency of residents

Community Engagement:

The Frontline Workers Fair Treatment Charter is the product of a multi-jurisdictional, multi-organizational, public-private collaboration and represents the interests, investment and knowledge of a wide variety of constituents.

Budgetary Impact:

There are no general funds required or being requested.

Recommendation:

Staff recommends support for the Frontline Worker's Fair Treatment Charter.

Alternatives:

Council may decline to sign on to the proposed regional Frontline Worker's Fair Treatment Charter.

Attachments:

Frontline Workers Fair Treatment Charter

Ablemarle/Charlottesville Region Fair Treatment Charter for Frontline Workers

The novel coronavirus highlights conditions that are, sadly, not novel at all: low-income individuals, especially individuals of color, are suffering disproportionately, both physically and financially. These health and income inequities—which were pre-existing conditions long before COVID-19—will persist long after the pandemic subsides unless we are as intentional in addressing inequities as we were in creating and sustaining them.

As the Commonwealth of Virginia enters a new phase of COVID response, we should focus our recovery efforts not on restoring the old economy but on rebuilding an equitable economy—a healthy economy—intentionally constructed on a foundation of racial justice.

The gradual reopening of this economy will depend on front line workers. In Charlottesville and the surrounding counties these low wage and essential workers are disproportionately African American and Latinx.¹

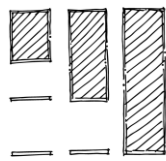
To achieve an equitable economy, public and private employers must recognize, fairly compensate, and protect the health of employees who risk losing their lives to pursue their livelihoods.. A healthy economy, which values the well-being of all of its workers, is both more just and more robust than an economy that compels workers to accept below subsistence wages in order to survive. We have an opportunity for our region to emerge from COVID-19 recovery with an economy that is more just and equitable than it was before the Commonwealth shut down. This means ensuring safe and equitable conditions for frontline workers and it means making sure that the voices of frontline workers infuse every plan. Community-based advocates from the Equity Center Local Steering Committee and UVA President’s Council on Community-University Partnerships helped build the list of just employment practices below, and Network2Work@PVCC is working to animate these as a set of just employment standards for which local employers could get certified.

Just Employment Practices

1. Health and Safety Protections:

- Personal Protective Equipment (PPE) is made available to all at no cost to employees and is permitted to be worn.
- COVID-19 testing is free and easily accessible.
- Stress reduction/Mental health support is readily available. Ideally, these services will be community-based, easily accessible, and delivered in a way to minimize stigma.

¹ For more on who constitutes our regional frontline workforce, see: https://virginiaequitycenter.github.io/cvilleequity_covid/frontline/



THE
EQUITY
CENTER

NETWORK²WORK@PVCC

+ Real Jobs. Real People. Realizing Potential.

2. **COVID training to protect essential workers:** Workers and managers are educated on risks and safety measures, and managers are educated on how to consider equity in making and enforcing policies that protect their workers.
3. **Robust Premium Compensation:** During a pandemic, workers at risk deserve more than a living wage. Essential workers receive compensation that acknowledges the critical contribution they make to our collective health and the economy. Essential workers need hazard pay; this means extra pay for performing extra dangerous duties.
4. **Paid Sick Leave for Essential Workers:** Frontline workers are provided paid sick leave. These essential workers not only contract the virus at higher rates, but are more likely to infect others because they feel like they cannot miss a day of work. They come to work sick and go home sick.
5. **Flexible Work Schedules and Arrangements:** Employers are flexible with work schedules, and other work arrangements as we attempt to reopen the economy, understanding that things cannot go back to “normal.”
6. **Open Hiring Practices:** Employers rebuilding their workforce use open hiring practices, which speeds the hiring process, improves retention and avoids the threat of implicit or explicit bias by hiring qualified workers on a first-come, first served basis. Those who want the job get the job.
7. **Pipeline Support for Former Frontline Workers:** Workers who are not willing to risk returning to a frontline position should be provided fair compensation and support by allowing them to continue collecting unemployment benefits, while also connecting them to training/resources on other jobs within employer networks.

Just Community Commitments:

Government, quasi-governmental and social service institutions must also acknowledge the collective imperative to support our frontline workers through the provision of:

8. **Wrap Around Services During Illness:** When workers get sick, they must be able to recover safely without infecting others. Infected workers will have access to housing and other essentials that allow them to more easily self-isolate while they recover.
9. **Child and Family Care:** This is crucial as public schools and daycare centers remain closed. Child care needs to be affordable, provide high-quality early educational experiences and might require creative solutions—i.e. using schools as safe places for cooperative or small business owned childcare to operate and subsidizing employment,

rather than just unemployment, for jobs that society values but the economy does not, such as child care.

10. **Provide Accessible, Safe, Reliable Transit:** CAT and JAUNT have demonstrated best practices in providing safe, free transit to frontline workers during the shelter-in-place, but as the economy re-opens frontline workers must continue to have access to safe, reliable, free transit options.
11. **Affordable health care is available to all frontline workers and their families during the crisis.**
12. **Create a Regional Frontline Worker Rights Commission:** In order to ensure that essential workers voices are centered in the expression of their needs during the pandemic, a regional commission (populated by frontline workers themselves) should be created as a place for dialogue and ongoing advocacy for workers' rights.

**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	July 20, 2020
Action Required:	Resolution
Presenter:	Missy Creasy, Assistant Director of Neighborhood Development Services Alex Ikefuna, Director of Neighborhood Development Services John C. Blair II, City Attorney
Staff Contacts:	Missy Creasy, Assistant Director of Neighborhood Development Services Alex Ikefuna, Director of Neighborhood Development Services John C. Blair II, City Attorney
Title:	Community Engagement Meeting Requirements during COVID 19

Background:

On March 12, 2020, the City Council authorized City Manager, Dr. Tarron J. Richardson, to issue a Declaration of Emergency due to the potential spread of COVID-19 within the City of Charlottesville. On March 16, 2020, City Council adopted a resolution waiving any mandatory review periods of fewer than 60 days imposed by City ordinances. On March 25, 2020, the City Council adopted an Ordinance concerning the continuity of the City’s governmental operations, in which Council—among other things—deemed all agenda items scheduled or proposed to be considered by council, the planning commission, or any boards to be continued for the duration of the emergency, if not acted upon. As a result of the potential spread of COVID-19 and the Council’s March 25, 2020 ordinance, the Department of Neighborhood Development Services (hereinafter “NDS”) ceased accepting new applications for development review.

On June 15th City Council approved an amendment to the March 25, 2020 Ordinance, to authorize NDS to accept and review any development applications which do not require a community meeting or other form of community engagement, such as a public hearing (“administrative review”). In addition, Council approved a motion to direct NDS to accept all new development applications, but to refrain from scheduling any public hearings or community meetings until procedures can be approved to assure adequate public engagement during the extended period of the emergency. Staff was directed to bring procedures establishing guidelines for public hearings and community meetings to City Council for consideration at its July 20, 2020 meeting.

Discussion:

As the City has adapted to COVID-19, it is implementing new practices and procedures to insure the safety of its workforce and the community. Staff’s community meeting proposal, attached, takes into account providing guidelines that would allow for the level of potential participation pre-COVID, accounting for health and safety considerations. The proposal provides ways to engage through technology as well as by paper/pencil and mailings and where possible, timeframes for feedback

have been outlined to allow time for extended time for the community to engage. This level of inclusiveness in our current state of emergency will involve additional costs and resources for mailings, copies of materials and labor to process these items. Council can provide guidance on whether this proposal meets their expectations or provide other direction on how engagement should proceed.

Going forward: NDS will accept all applications; however, no development application will be scheduled for a community meeting or for a public hearing agenda, until City Council approves guidelines for how public engagement associated with community meetings and public hearings can be conducted.

Alignment with City Council’s Vision:

This item aligns with the City Council Vision Statements of: A great Place to Live for All of Our Citizens and a Smart, Citizen Focused Government.

Community Engagement:

Speakers at the June 15, 2020 Council meeting requested that the City explore methods for providing for the community to engage during the state of emergency. It was noted that other communities have provided for this opportunity and the City has used virtual meetings for City Council, authorized boards and commissions and for meeting opportunities with applicants and the public.

Budgetary Impact:

There will be increased costs for both the city and the applicants to provide for mailings, copies of materials and the labor to process the materials. The City would have responsibility for mailing packages in the case of site plan reviews and those costs will vary depending on the number of property owners and occupants residing in the 500 foot area surrounding a site. It can be anticipated to cost \$500 – \$2000 per month depending on the number of submissions.

In addition, costs are involved for software for hosting virtual meetings using the outlined method as well as storage of the recorded meetings to allow for viewing per the prescribed period. The City Information Technology department estimates \$100 per month for audio/video conferencing service, \$150-250 per month for toll free access and \$100-200 per month for the storage costs for archived meetings.

Recommendation:

It is recommended that Council provide guidance on whether this proposal meets their expectations or provide additional direction needed for moving forward with community engagement at this time.

Alternatives:

The City Council has the following alternative actions:

1. by motion, vote to approve the attached resolution;

2. by motion, request changes to the attached resolution, and then approve it in accordance with the amended resolution;
3. by motion, defer action, or
4. by motion, deny the proposed resolution.

Attachments:

1. Proposed City Council Resolution
2. Community Engagement Meeting Requirements (during COVID 19 Emergency)

RESOLUTION
ESTABLISHING PROCEDURES FOR CONDUCTING COMMUNITY MEETINGS
AND PUBLIC HEARINGS FOR THE DURATION OF THE PERIOD OF EMERGENCY
DECLARED BY THE CITY MANAGER ON MARCH 12, 2020

WHEREAS, on March 12, 2020, the City Manager issued a Declaration of Emergency due to the potential spread of COVID-19 within the City of Charlottesville; and

WHEREAS, on March 25, 2020, the Charlottesville City Council adopted an ordinance pursuant to Virginia Code Section 15.2-1413 to assure continuity in government and the provisions of said ordinance, as amended, remain in effect; and

WHEREAS, on June 15, 2020 directed the City's Department of Neighborhood Development Services to accept all development applications, but to bring City Council a proposal for how adequate public engagement can be promoted for and in connection with "community meetings" required for rezoning and special use permit applications, and "conferences" required for site plans (together, "Community Meetings");

WHEREAS, on July 20, 2020 NDS Staff presented to City Council proposed procedures designed to promote public notice and an opportunity for City residents to comment on development applications regardless of whether they have access to internet or telephone services;

NOW, THEREFORE, BE IT RESOLVED that the procedures presented by NDS Staff to City Council on July 20, 2020 are hereby approved and all Community Meetings shall be conducted in accordance with said procedures for the duration of the State of Emergency declared by the City Manager on March 12, 2020.

**CITY OF CHARLOTTESVILLE
NEIGHBORHOOD DEVELOPMENT SERVICES**



Community Engagement Meeting Requirements (during COVID 19 Emergency)

The following procedures will apply to the following Community Engagement Meetings (“Community Meetings”):

1. Community Meetings required in connection with applications seeking rezonings including Planned Unit Developments (PUDs) per City Code Section 34-41(c)(2), and special use permits (SUP) per City Code Section 34-158(a).
2. Public Site Plan Conferences (also referred to as “Community Meetings”, for purposes of these procedures) per City Code Section 34-821.

The purposes of a community meeting are to provide citizens an opportunity to receive information about a proposed project, about applicable zoning processes and procedures, about applicable policies of the comprehensive plan and city ordinances or regulations that may apply to the project, and to give citizens an opportunity to ask questions about the project.

The following procedures are designed to ensure adequate community engagement and opportunities for public comment on zoning and development applications, while protecting public health and safety during the continuing state of emergency declared by the City Manager on March 12, 2020 for the COVID-19 pandemic.

1. Responsibility for Hosting and Conducting Electronic Community Meetings

A. *Rezoning and SUPs*

It is the responsibility of the landowner(s) who is/are the applicant to schedule, host, set up, advertise and conduct the required Community Meeting.

B. *Site Plans*

Neighborhood Development Services (NDS) staff shall be responsible for scheduling, hosting, advertising, and conducting the electronic Community Meetings for Site Plan Conferences.

2. **Format**

A. ***Rezoning and SUPs***

1. Due to the potential limitations of members of the public to engage in a virtual meeting format, the applicant must provide both a virtual community meeting and the opportunity for citizens to provide comments by electronic and U.S. mail, first-class, postage pre-paid (“USPS Mail”).
2. The window of opportunity for citizens to mail in comments shall be a minimum of 45 days from the mailing of written notices (see section 4, below).
3. The applicant shall choose an electronic virtual meeting platform that satisfies all of the following criteria:
 - a. Members of the public may participate by video conferencing via the internet, free of charge, and
 - b. Members of the public shall also be given the opportunity to join via telephone, free of charge, instead of via the internet, and
 - c. All members of the public shall be afforded the opportunity to register to attend the meeting, regardless of their location, and
 - d. The platform chosen by the applicant must allow a means by which concept plans, illustrations, building elevations, photographs, etc. may be shared electronically with the public who attend the meeting, and
 - e. The platform chosen by the applicant must allow all participants the ability to present verbal questions and comments, and
 - f. The platform chosen by the applicant must provide a means by which the meeting can be recorded (including all questions and comments provided by persons who use the telephone dial-in option).
4. The applicant as well as the applicant’s design professionals shall attend the virtual community meeting.
5. The basic agenda for each meeting shall be as follows:
 - a. Introduction of Applicant and Design Professional—verbally provide names of legal entities (such as companies or LLC’s) as well as names of the individuals who are the real parties in interest. For example: ABC, LLC, by Joe Smith, its sole member; or ABC Engineering Consultants, by Joe Smith, Project Engineer.
 - b. Project Overview—to be provided verbally, supplemented by concept plans, illustrations, building elevations, maps, photographs, etc. The following information, at a minimum, shall be included:
 - i. Identification of the Subject Property by its classification on the City’s Long Range Land Use Map (Comprehensive Plan) and by its current Zoning District Classification.
 - ii. Identification of the number and types of housing units and other uses within the proposed project, the height and general size(s) of the housing units and other buildings, and an explanation of the reason(s) why the rezoning or SUP

is necessary in order for the project to be constructed as proposed by the applicant.

- iii. If the Subject Property is within an overlay district, such as an Architectural Design Control District or an Entrance Corridor District, the district shall be identified and the applicant shall provide a description of the characteristics of the design control district, based on the description of the district contained in the City's Historic District Guidelines.
 - iv. Identify any waiver(s) the applicant will be requesting of generally-applicable zoning requirements (critical slope waivers, sidewalk waivers, etc.)
 - v. Identify any amenities that will be part of the project (open space, affordable housing, special parking arrangements, etc.)
 - vi. If affordable housing will be included, state whether the applicant is subject to the requirements of City Code Section 34-12 and if so, identify generally the number of units that would be required based on gross floor area (GFA) of the project if built out as proposed. If Section 34-12 does not apply, or if the applicant proposes to provide more affordable dwelling units than required by Section 34-12, describe the applicant's specific proposal.
- c. Question and Answer Period for the public attending the Community Meeting:
- i. Each person who wishes to speak or ask questions shall be given no less than three (3) minutes, not counting time used by the applicant to respond.
 - ii. Applicant shall arrange for at least one (1) person to "moderate" the question and answer period, by calling upon individuals who wish to speak, keeping track of time, assisting with and resolving technical problems, etc. Before beginning the question and answer period, the moderator shall announce that all questions shall be limited to the proposal being discussed.
 - iii. Questions shall be responded to by applicant, applicant's design professional, or other person(s) designated to speak as the applicant's agent.

B. *Site Plans*

NDS shall conduct the Site Plan Conference using a format that can be recorded and available for review by members of the public following the date of the conference. Additionally the format of the conference shall satisfy the requirements of 2(A)(3), above.

Due to the potential limitations of members of the public to engage in a virtual meeting format, the opportunity for citizens to provide comments by email and by USPS mail shall be provided. The window of opportunity for written comments (email or USPS mail) shall be 30 days from the date on which the site plan conference is conducted by NDS staff (see section 4, below). NDS staff shall choose a virtual meeting platform that is free to participants and allows participants to join via telephone instead of online. All

interested parties shall be allowed to register to attend the virtual community meeting, regardless of the party's location.

3. Scheduling

A. *Rezoning and SUPs*

The applicant shall schedule the virtual community meeting outside of regular business hours. Weeknights between 5:30-8:00 p.m. are preferable. Federal or religious holidays shall not be used for virtual community meetings. The applicant shall include a 30 minute minimum "buffer" extension on their reservation on the chosen virtual meeting platform in the event additional time is required to provide participants adequate opportunity to speak.

The applicant is responsible for setting up the time, date and any necessary hardware/software needed to host and conduct an electronic/telephone Community Meeting. Applicant shall obtain the approval of the NDS Director, or designee, that the Applicant's preferred date and time satisfy the requirements of this section prior to conducting the community meeting.

B. *Site Plans*

Site plan conferences are routinely held on the first and third Wednesdays of each month, per City Code Section 34-821. However, additional conference dates may be set by NDS adequate notice to affected persons. The applicant or their designated representative, as well as the design professionals involved in the project, shall attend the site plan conference (community meeting) by video conference, and shall be prepared to present verbal information as well as drawings, sketches, illustrations and photos as part of the video conference. NDS staff shall record each conference, and any member of the public who wishes to listen or watch the conference during the 30-day comment period following the conference may do so.

4. Public Advertisement and Written Notices

A. *Rezoning and SUPs*

The applicant will mail via USPS, an application packet and notice of the community meeting to a list of addresses provided by the City. The address list will include all landowners and occupants (if different than property owner) within 500 feet of the Subject Property, as well as neighborhood association contacts. The applicant shall also provide a copy of the packet to the NDS planner by email and USPS mail.

The mailing of the notice and application packet must be mailed at least 14 calendar days prior to the date of the Community Meeting. The applicant is responsible for the cost of the mailing.

The application packet shall include:

1. A cover letter summarizing the application and providing full contact information for the applicant, including mailing address, telephone number, and email address.
2. A copy of the complete rezoning or SUP application, including all site or conceptual plans and supplemental information. Colorized materials (such as conceptual plans or illustrative graphics) shall be provided in a colorized format unless greyscale documents are approved by the NDS planner. City Code Section 34-827 requires site plans to be submitted at a scale of 1:20. However, if this scale results in document sizes which will be difficult to mail, NDS may approve an alternate scale to allow for reduced size mailings. If the applicant desires to provide materials at a reduced scale, the NDS planner and ADA Coordinator must approve the reduced scale prior to mailing. The applicant will need to provide additional reasonable accommodations if requested.
3. Stamped self-addressed envelopes for citizens to provide written comment to the applicant. A minimum of 45 calendar days shall be provided from the date of mailing for citizens to return written comments by email and USPS mail. The notice letter shall identify the deadline for receipt of written comments.
4. The applicant shall have available, at the time of mailing, all materials in PDF format to be provided to the community as requested. The applicant must provide the PDF materials to the NDS planner at the time of the mailing.

B. *Site Plans*

In the application packet, the applicant will provide materials for distribution by NDS staff in advance of the Site Plan Conference. The applicant shall confirm with the NDS planner prior to submission the quantity of materials required for distribution. The materials shall include the following documents and shall be submitted in compiled packages, each within an unsealed envelope ready for distribution by staff:

1. A cover letter summarizing the proposed development and providing full contact information for the applicant, including mailing address, telephone number, and email address.
2. A copy of the proposed site plan. City Code Section 34-827 requires site plans to be submitted at a scale of 1:20. However, if this scale results in document sizes which will be difficult to mail, NDS may approve an alternate scale to allow for reduced size mailings. If the applicant desires to provide materials at a reduced scale, the NDS planner and ADA Coordinator must approve the reduced scale prior to submission. The applicant will need to provide additional reasonable accommodations if requested.
3. Stamped self-addressed envelopes for citizens to provide written comment to the applicant. A minimum of 30 calendar days shall be provided from the date of

mailing for citizens to return written comments by email and USPS mail. The notice letter shall identify the deadline for receipt of written comments.

4. At the time of submission, the applicant shall provide to the NDS planner all materials in PDF format to be provided to the community as requested.

5. Documentation

A. ZMAs and SUPs

Community meetings shall be documented by the applicant as follows:

1. At least seven (7) calendar days prior to the meeting, the applicant will provide the city with a sworn affidavit confirming that the mailing was completed in a timely manner and attaching the mailing list.
2. On the date of the meeting, the applicant shall record the meeting. The applicant shall provide the NDS planner with a link to the recording of the meeting and a record of all registered attendees from the meeting platform. The meeting link must remain publicly accessible throughout the review process.
3. At the end of the public comment window, the applicant shall compile all written comments received by email and by USPS Mail, and shall send them (all at once, packaged together) to the NDS planner. If submitted electronically to the planner, all comments shall be compiled into a single electronic document in PDF format.

B. Site Plans

Virtual community meetings and notification shall be documented by NDS using the following protocols:

1. At least five (5) calendar days prior to the meeting, NDS staff will place an affidavit into the application file, confirming that the mailing was completed in a timely manner.
2. On the date of the meeting, NDS staff shall make records of attendance and shall also document that the meeting occurred through recordation or other evidence. The NDS planner shall maintain a record of all registered attendees.
3. At the end of the 30-day public comment window, the applicant shall send to the NDS planner all written comments which were sent directly to the applicant. If submitted electronically to the planner, all comments shall be compiled into a single electronic document, in PDF format.

6. Completion

The Community Meeting requirement for a rezoning or SUP is not completed until the NDS planner has received all documentation required by these procedures.