

WINCHESTER COMMON COUNCIL

May 13, 2008

AGENDA

- 1. CALL TO ORDER AND ROLL CALL**
- 2. INVOCATION** – Reverend George Fletcher, First Baptist Church
- 3. PLEDGE OF ALLEGIANCE**
- 4. APPROVAL OF MINUTES** – April 8, 2008 Regular Meeting
- 5. REPORT OF PRESIDENT**
 1. Resolution honoring Richard C. Nelson.
 2. Recognition of the Volunteers in Policing.
 3. Public Hearing: AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY OWNED BY SHENANDOAH VALLEY COMMUNITY RESIDENCES, INC., EXEMPT FROM CITY TAXATION PURSUANT TO SECTION 58.1-3651 OF THE CODE OF VIRGINIA
 4. Public Hearing: AN ORDINANCE TO CONVENTIONALLY REZONE 0.09 ACRES OF LAND FROM COMMERCIAL INDUSTRIAL, CM-1 DISTRICT WITH HISTORIC WINCHESTER, HW DISTRICT OVERLAY TO CENTRAL BUSINESS, B-1 DISTRICT WITH HISTORIC WINCHESTER, HW DISTRICT OVERLAY AT 421 NORTH CAMERON STREET. The Comprehensive Plan calls for light industrial use. B-1 zoning permits densities ranging from 30-68 units per acre. The proposed rezoning is to eliminate an isolated CM-1 zone that will remain subsequent to rezoning of surrounding properties. RZ-08-03
 5. Public Hearing: AN ORDINANCE TO CONVENTIONALLY REZONE 10.894 ACRES OF LAND FROM EDUCATIONAL, INSTITUTIONAL AND PUBLIC USE, EIP DISTRICT, HIGH DENSITY RESIDENTIAL, HR DISTRICT AND INTENSIVE INDUSTRIAL, M-2 DISTRICT TO HIGHWAY COMMERCIAL, B-2 DISTRICT AT PROPERTY NOW OR FORMERLY KNOWN AS 2400 ROOSEVELT BOULEVARD, 2402-2404 ROOSEVELT BOULEVARD, 2417 PAPERMILL ROAD AND 2479 PAPERMILL ROAD AND TO CONVENTIONALLY REZONE 1.142 ACRES OF LAND FROM EDUCATIONAL, INSTITUTIONAL AND PUBLIC USE, EIP DISTRICT TO HIGHWAY COMMERCIAL, B-2 DISTRICT AT 2333 ROOSEVELT BOULEVARD. The proposed rezoning is to facilitate the planned extension of Hope Drive and to facilitate economic redevelopment in the area. RZ-08-04
 6. Public Hearing: AN ORDINANCE TO AMEND ARTICLE 18, GENERAL PROVISIONS, OF THE WINCHESTER ZONING ORDINANCE, PERTAINING TO THE USE AND STORAGE OF RECREATIONAL VEHICLES AND EQUIPMENT, AND PERTAINING TO OFF-STREET PARKING REQUIREMENTS ON RESIDENTIALLY USED AND OCCUPIED PROPERTIES. TA-07-06
 7. Public Hearing: Request of Denesia Berry for a Conditional Use Permit for a nightclub at 932 Berryville Avenue (*Section 176, Double Circle 7, Lot 3*) zoned Highway Commercial, B-2 District. CU-08-06
 8. Public Hearing: AN ORDINANCE TO AMEND AND RE-ENACT SECTION 14-27 OF THE WINCHESTER CITY CODE PERTAINING TO THE SPEED LIMIT ON MIDDLE ROAD BETWEEN ROCKLAND DRIVE AND VALLEY AVENUE.

6. REPORTS OF STANDING COMMITTEES

6-1 FINANCE AND ADMINISTRATION

1. Second Reading, by title, for adoption: AN ORDINANCE DESIGNATING CERTAIN REAL PROPERTY OWNED BY SHENANDOAH VALLEY COMMUNITY RESIDENCES, INC., EXEMPT FROM CITY TAXATION PURSUANT TO SECTION 58.1-3651 OF THE CODE OF VIRGINIA
2. First Reading: AN ORDINANCE TO AMEND SECTION 2.9 OF THE WINCHESTER CITY CODE TO FACILITATE THE INCORPORATION OF AN ANNUAL BUDGET
3. Motion to approve changes to the City of Winchester Comprehensive Employee Management System (CEMS) regarding the Family and Medical Leave Act.
4. Motion to approve the Public Safety Pay Plan.
5. Motion to approve a RESOLUTION OF OFFICIAL INTENT TO REIMBURSE EXPENDITURES WITH PROCEEDS OF A BORROWING
6. Presentation of additional FY09 proposed budget amendments.

6-2 PLANNING AND DEVELOPMENT

1. Report of the in-house Viewers for: AN ORDINANCE TO VACATE AND CONVEY TO FREDERICK COUNTY SCHOOLS THE EXCESS RIGHT OF WAY AT THE TWO DRIVEWAY ENTRANCES TO JAMES WOOD MIDDLE SCHOOL AT 1313 AMHERST ST SV-08-01
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6. First Reading: AN ORDINANCE TO ADOPT ARTICLE 11.1 OF THE WINCHESTER CITY CODE PERTAINING TO GRAFFITI ABATEMENT
7. First Reading: AN ORDINANCE TO CONVEY TWO PARCELS OF REAL ESTATE COMPRISING APPROXIMATELY 0.6660 SQUARE ACRES AND 0.1412 SQUARE ACRES TO THE WINCHESTER PARKING AUTHORITY

8. First Reading: AN ORDINANCE TO CONDITIONALLY REZONE 633 CEDAR CREEK GRADE (Section 270, Double Circle 1, Lot 1A) CURRENTLY ZONED HIGHWAY COMMERCIAL, B-2 DISTRICT WITH CORRIDOR ENHANCEMENT, CE OVERLAY TO INCLUDE PLANNED UNIT DEVELOPMENT, PUD OVERLAY AND, TO CONDITIONALLY REZONE A PORTION OF 629 CEDAR CREEK GRADE (Section 270, Double Circle 1, Lot 1) FROM HIGHWAY COMMERCIAL, B-2 DISTRICT WITH CORRIDOR ENHANCEMENT, CE OVERLAY TO HIGH DENSITY RESIDENTIAL, HR DISTRICT WITH PLANNED UNIT DEVELOPMENT, PUD OVERLAY AND CORRIDOR ENHANCEMENT, CE OVERLAY AND, TO REZONE A SEPARATE PORTION OF 629 CEDAR CREEK GRADE FROM HIGHWAY COMMERCIAL, B-2 DISTRICT WITH CORRIDOR ENHANCEMENT, CE OVERLAY TO INCLUDE PLANNED UNIT DEVELOPMENT, PUD OVERLAY. The request amends some of the zoning proffers for 629 & 633 Cedar Creek Grade. The Comprehensive Plan calls for a combination of Major Commercial, Open Space, and High Density Residential Use. RZ-08-05
9. First Reading: AN ORDINANCE AMENDING ARTICLES 1-2 AND 18-9 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO THE DEFINITION OF FENCE AND PERTAINING TO PERMIT REQUIREMENTS FOR FENCES AND ACCESSORY STRUCTURES TA-08-01
10. First Reading: AN ORDINANCE TO AMEND AND RE-ADOPT CHAPTER 6, ARTICLE 1, SECTION 6-9 OF THE WINCHESTER CITY CODE REGARDING VACANT BUILDING REGISTRY; AND, TO INCORPORATE A DEFINITION OF VACANT BUILDING
11. Motion to approve request of Denesia Berry for a Conditional Use Permit for a nightclub at 932 Berryville Avenue (Section 1761, Double Circle 7, Lot 3) zoned Highway Commercial, B-2 District.
12. Motion to appoint Dan Martin, John Marker, and Sue Robinson as members of the Winchester-Frederick County Tourism Board for a three year term beginning July 1, 2008 and expiring June 30, 2011.
13. Motion to direct the Clerk of Council to prepare Certificates of Appreciation for Kitty Hockman-Nicholas and Pat Embrey as members of the Winchester-Frederick County Tourism Board.

6-3 PUBLIC SERVICES

1. Motion to approve a Resolution to participate in Regional Water Supply Plan
2. Motion to approve a Resolution to change the name of the Environmental Maintenance Department to Public Works Department and recognize National Public Works Week
3. Motion to appoint T'ai Roulston as a member of the Tree Commission for a four year term expiring December 31, 2011.

6-4 COMMUNITY SAFETY

1. Second Reading, by title, for adoption: AN ORDINANCE TO AMEND AND RE-ENACT SECTION 14-27 OF THE WINCHESTER CITY CODE PERTAINING TO THE SPEED LIMIT ON MIDDLE ROAD BETWEEN ROCKLAND DRIVE AND VALLEY AVENUE.
2. First Reading: ORDINANCE TO AMEND AND re-ADOPT THE SCHEDULE OF FEES FOR SERVICE INTO SECTION 7.1-1 OF THE WINCHESTER CITY CODE
3. Motion to direct the Clerk of Council to prepare a Certificate of Appreciation for Aaron Burns as a member of the Local Emergency Planning Committee. Mr. Burns' term began in November 2003 and expired April 30, 2008

6-5 HEALTH, EDUCATION AND WELFARE

1. Motion to appoint Carla Taylor, Vicki McClelland, and Tim Coyne as members of the Regional Mental Health Task Force.
2. Motion to reappoint John Bishop, Barry Deuel, and Linda Miller as members of the Winchester School Board for four year terms beginning July 1, 2008 and expiring June 30, 2012.

- 7. NEW BUSINESS**
 1. Report of the Mayor.

- 8. ADJOURNMENT**