

Planning & Development Committee
June 23, 2009
MINUTES

PRESENT: Vice-Mayor Michael Butler; Councilor Evan Clark, John Hill, Milt McInturff, Les Veach and John Willingham; Vice-President Art Major; Mayor Elizabeth Minor (8)

ABSENT: President Jeff Buettner (1)

Vice-President Major called the meeting to order at 6:46 p.m.

Approval of Minutes - May 26, 2009

Councilor Willingham moved to approve the minutes of the May 26, 2009 meeting. *The motion was seconded by Vice-President Major then unanimously approved by voice-vote.*

Items for Discussion -

a. Ward 1

- i. **TP-08-02** Request for reapproval of a temporary permit for two (2) conjoined structures at the Winchester Medical Center for use by the BioMed Department.

Zoning Administrator Vince Diem stated this will be the last request for approval the applicant anticipates before the completion of the project. The original approval was granted in 1997 for the two modules.

Councilor Willingham moved to forward the request to Council for approval. *The motion was seconded by Vice-President Major then approved 7/0/1 with Councilor Clark abstaining.*

b. Ward 2

- i. **CU-09-05** Request of Christina Thompson for a Conditional Use Permit for a Neighborhood Convenience Establishment at 715 South Kent Street (Map 213-01-H-14) zoned Limited High Density Residential (HR-1) District.

Planning Director Tim Youmans stated phase one for the project will include a market and residence. Phase two of the project will include a café that can serve the customers of the Patsy Cline Museum and local citizens. The Planning Commission did not see negative impacts on the neighboring residents and recommended approval.

Councilor Willingham moved to forward the CUP to Council for approval. *The motion was seconded by Mayor Minor.*

Vice-President Major moved to amend the hours of operation to 7 a.m. to 10 p.m. *The motion was seconded by Councilor Willingham then unanimously approved by voice-vote.*

Councilor Willingham's motion to forward the CUP was unanimously approved as amended.

c. All Wards

i. **TA-09-66 AN ORDINANCE AMENDING ARTICLE 20 OF THE WINCHESTER ZONING ORDINANCE PERTAINING TO THE BOARD OF ZONING APPEALS**

Mr. Diem stated the ordinance would incorporate legislation that already exists in the State Code to allow up to three alternatives on the Board of Zoning Appeals to remedy attendance and quorum issues within the BZA.

Vice-President Major moved to forward the ordinance to Council for approval. *The motion was seconded by Councilor Willingham then unanimously approved by voice-vote.*

ii. **AN ORDINANCE TO AMEND, CREATE AND ADOPT; SECTIONS 6-132 THROUGH 6-134 OF THE WINCHESTER CITY CODE, REGARDING SPOT BLIGHT ABATEMENT AND DERELICT BUILDINGS**

Mr. Diem stated the ordinance will reflect changes made to the State Code effective July 1 in regards to offering an incentive for the removal and renovation of derelict buildings and structures and to streamline the spot blight abatement process.

Vice-President Major moved to forward the ordinance to Council for approval. *The motion was seconded by Councilor Clark then unanimously approved by voice-vote.*

1. Other Items

a. Economic Redevelopment Updates – Jim Deskins

Economic Redevelopment Director Jim Deskins presented a summary of the submitted report and offered to answer any questions.

City Attorney Anthony Williams stated he did not know of any legislation to allow the tax exemption incentives. Mr. Deskins will provide the sections to Mr. Williams to review.

b. Pending Appointments for Boards and Commissions

Vice-Mayor Butler announced the letter requesting a resignation from Steve Northcutt was returned undeliverable. Therefore, the committee can proceed with looking for a replacement to serve on the OTDB.

- c. MOTION TO CONVENE IN EXECUTIVE SESSION FOR DISCUSSION OF REAL ESTATE WHERE PUBLIC DISCUSSION WOULD ADVERSELY AFFECT THE NEGOTIATING STRATEGY AS DESCRIBED IN §2.2-3711(A)(3) OF THE CODE OF VIRGINIA

Councilor Veach moved to convene into executive session for the discussion of real estate at 7:18 p.m. *The motion was seconded by Vice-President Major then unanimously approved by voice-vote.*

Councilor Willingham moved to reconvene in open session at 7:31 p.m. *The motion was seconded by Councilor Clark then unanimously approved by voice-vote.*

Upon returning, each member certified that only public business matters lawfully exempted from open meeting requirements of the Virginia Freedom of Information Act were discussed during the closed meeting, and that only those public business matters identified in the motion which convened the closed meeting were heard, discussed, or considered during the closed meeting.

A roll call vote was taken, the ayes and nays being recorded as shown below:

MEMBER	VOTE
Vice-Mayor Butler	Aye
Councilor Clark	Aye
Councilor Hill	Aye
Vice-President Major	Aye
Councilor McInturff	Aye
Mayor Minor	Aye
Councilor Veach	Aye
Councilor Willingham	Aye
President Buettner	Absent

Adjourn

With no further business to discuss, Vice-President Major adjourned the meeting at 7:32 p.m.