

# City Council Meeting MINUTES

*Monday, August 14, 2017, 7:30 PM*

Council Chambers, City Hall, 114 North Broad Street, Salem, Virginia 24153

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**1. Call to Order**

A regular meeting of the Council of the City of Salem, Virginia, was called to order at 7:30 p.m., there being present the following members to wit: Byron Randolph Foley, Mayor, William D. Jones, Vice-Mayor, Council members: Jane W. Johnson, James A. Martin (absent), and James L. Chisom; along with Kevin S. Boggess, City Manager; James E. Taliaferro, II, Assistant City Manager and Clerk of Council; Rosemarie B. Jordan, Director of Finance; Charles E. Van Allman, Jr., Director of Community Development; Mike Stevens, Communications Director; and Stephen M. Yost, City Attorney. Absent: Martin

**2. Pledge of Allegiance**

**3. Bid Openings, Awards, Recognitions**

**4. Consent Agenda**

**A. Minutes**

Consider acceptance of minutes from the July 24, 2017, work session and regular meeting.

Approved

**B. Financial Report**

Consider the acceptance of the Statement of Revenues and Expenditures for the twelve months ending June 2017.

Received

**5. Old Business**

**A. Vacation of Right of Way**

Receive report of viewers and consider ordinance on first reading permanently vacating an approximate 0.07 acres of unopened right of way of West 2nd Street, situated west of Cypress Street, bounded on the south by Lot 1 Section 8 of Hockman Land Company Subdivision (Tax Map #144-8-5) and on the north by Lot 1 Section 7 of the Hockman Land Company Subdivision (Tax Map #144-8-3). (As advertised in the July 5 and 12, 2017, issues of the Salem Times Register.)

Mr. Taliaferro noted that at the last meeting Council held a public hearing and appointed viewers to look at the unopened right of way of West Second Street. The viewers met and reviewed the petition and recommend approval of the vacation.

William Jones motioned to approve the ordinance on first reading permanently vacating an approximate 0.07 acres of unopened right of way of West 2nd Street, situated west of Cypress Street, bounded on the south by Lot 1 Section 8 of Hockman Land Company Subdivision (Tax Map #144-8-5) and on the north by Lot 1 Section 7 of the Hockman Land Company Subdivision (Tax Map #144-8-3). Jane Johnson seconded the motion.

Ayes: Chisom, Foley, Johnson, Jones

Absent: Martin

**B. Amendment to the Zoning Ordinance**

Consider ordinance on second reading, the request of Lance B. & Debra M. Duncan, Tarpley Graham, LLC, Justin I. & Andrea N. Boles, Darrell R. & Kirsten K. Printz, Kendall S. & Renae A. Keffer, BGGT, LLC, Daniel I. & Helene M. Shain, David B. & Carolyn F. Bullington, Bradley M. & Elizabeth T. Graham, property owners, for rezoning 13 parcels located at 693, 700, 701, 705, 709, 713, 717, 721, 725, 729 and 733 Ambler Lane (Tax Map #s 271-1-1.1, 271-1-1.2, 271-1-1.3, 271-1-1.4, 271-1-1.5, 271-1-1.6, 271-1-2.1, 271-1-2.2, 271-1-2.3, 271-1-2.4, 271-1-2.5, 271-1-3, 271-1-1, and 290-1-1) from PUD Planned Unit District with conditions to PUD Planned Unit District with amended conditions. (Approved on first reading at the July 24, 2017, meeting.) **Supplemental Item**

James Chisom motioned to approve the ordinance on second reading, the request of Lance B. & Debra M. Duncan, Tarpley Graham, LLC, Justin I. & Andrea N. Boles, Darrell R. & Kirsten K. Printz, Kendall S. & Renae A. Keffer, BGGT, LLC, Daniel I. & Helene M. Shain, David B. & Carolyn F. Bullington, Bradley M. & Elizabeth T. Graham, property owners, for rezoning 13 parcels located at 693, 700, 701, 705, 709, 713, 717, 721, 725, 729 and 733 Ambler Lane (Tax Map #s 271-1-1.1, 271-1-1.2, 271-1-1.3, 271-1-1.4, 271-1-1.5, 271-1-1.6, 271-1-2.1, 271-1-2.2, 271-1-2.3, 271-1-2.4, 271-1-2.5, 271-1-3, 271-1-1, and 290-1-1) from PUD Planned Unit District with conditions to PUD Planned Unit District with amended conditions. William Jones seconded the motion.

Ayes: Chisom, Foley, Johnson, Jones

Absent: Martin

**C. Amendment to the Zoning Ordinance**

Consider ordinance on second reading, the request of ARD Properties LLC,

property owner, for rezoning the property located at 905 Indiana Street, (Tax Map # 186-9-6) from HBD Highway Business District to RSF Residential Single Family District. (Apporved on first reading at the July 24, 2017, meeting.) **Supplemental Item**

William Jones motioned to approve the ordinance on second reading, the request of ARD Properties LLC, property owner, for rezoning the property located at 905 Indiana Street, (Tax Map # 186-9-6) from HBD Highway Business District to RSF Residential Single Family District. James Chisom seconded the motion.

Ayes: Chisom, Foley, Johnson, Jones

Absent: Martin

**D. Amendment to the City Code**

Consider ordinance on second reading amending Chapter 106, Article II District Regulations, Section 106-210(B)(5) Downtown business district, Commercial Use Types, Article III Use and Design Standards, Section 106-310.23 Commercial uses, pertaining to Dance Halls; Article II District Regulations, Section 106-212(A)(5) Transitional business district, Commercial Use Types, pertaining to Microbreweries and Microdistilleries; Sections 106-214(A)(5) and 106-214.2(B)(5) Highway business district, Commercial Use Types, 106-218.2(A)(5) and 106-218.2(B)(5), Light manufacturing district, Commercial Use Types, 106-220.2(A)(5) and 106-220.2(B)(5), Heavy manufacturing district, Commercial Use Types, pertaining to Personal Storage; Section 106-214.2(B)(5) and Article IV, Definitions and Use Types, Section 106-602.9, Commercial use types pertaining to Massage Parlors; Article IV, Development Standards, Section 106-402.1(B) Buffer yards, screening and landscaping, general requirements and Section 106-402.29 pertaining to the approved planting list. (Approved on first reading at the July 24, 2017, meeting.) **Supplemental Item**

William Jones motioned to approve the ordinance on second reading amending Chapter 106, Article II District Regulations, Section 106-210(B)(5) Downtown business district, Commercial Use Types, Article III Use and Design Standards, Section 106-310.23 Commercial uses, pertaining to Dance Halls; Article II District Regulations, Section 106-212(A)(5) Transitional business district, Commercial Use Types, pertaining to Microbreweries and Microdistilleries; Sections 106-214(A)(5) and 106-214.2(B)(5) Highway business district, Commercial Use Types, 106-218.2(A)(5) and 106-218.2(B)(5), Light manufacturing district, Commercial Use Types, 106-220.2(A)(5) and 106-220.2(B)(5), Heavy manufacturing district, Commercial Use Types, pertaining to Personal Storage; Section 106-214.2(B)(5) and Article IV, Definitions and Use Types, Section 106-602.9, Commercial use types pertaining to Massage Parlors; Article IV, Development Standards, Section 106-402.1(B) Buffer yards, screening and landscaping, general requirements and

Section 106-402.29 pertaining to the approved planting list. James Chisom seconded the motion.

Ayes: Chisom, Foley, Johnson, Jones

Absent: Martin

**6. New Business**

**A. Sheraton Drive ESC Plan**

Consider setting the bond for erosion and sediment control for the Sheraton Drive ESC Plan. **Audit - Finance Committee**

Vice Mayor Jones noted that the Audit Finance Committee met and reviewed the estimate for erosion and sediment control for the Sheraton Drive ESC Plan. The Committee concurs with the Community Development Department's recommendation that bond be set in the amount of \$9,207 and a time frame for completion set at twelve (12) months.

Mr. VanAllman noted that this is approximately three quarters of an acre disturbance, and it will not require a state storm water permit. As far as staff knows, they are just planning to level the lot at this time. He further discussed the project and stated they will have to submit a new erosion and sediment control plan when they decide to develop the property.

William Jones motioned to approve the bond for erosion and sediment control for the Sheraton Drive ESC Plan. Jane Johnson seconded the motion.

Ayes: Chisom, Foley, Johnson, Jones

Absent: Martin

**B. The Village at North Mill Phase III**

Consider setting the bond for physical improvements and erosion and sediment control for The Village at North Mill Phase III. **Audit - Finance Committee**

Vice Mayor Jones noted the Audit Finance Committee also discussed this item earlier today. The Committee reviewed the estimate for physical improvements and erosion and sediment control for The Village at North Mill Phase III Subdivision. The Committee concurs with the Community Development Department's recommendation that bond be set in the amount of \$193,033.50 and a time frame for completion set at twelve (12) months.

William Jones motioned to approve the bond for physical improvements and erosion and sediment control for The Village at North Mill Phase III. James Chisom

seconded the motion.

Ayes: Chisom, Foley, Johnson, Jones

Absent: Martin

**C. Boards and Commissions**

Consider appointments to fill vacancies on various boards and commissions.

William Jones motioned to reappoint J. Chris Conner and Margaret Humphrey to a two-year term on the Personnel Board (current term expired August 12, 2017) and to reappoint N. Jackson Beamer to a four-year term on the Planning Commission (current term expires August 28, 2017). Jane Johnson seconded the motion.

Ayes: Chisom, Foley, Johnson, Jones

Absent: Martin

**7. Closed Session**

**8. Adjournment**

The meeting was adjourned at 7:38 p.m.

**Audit - Finance Committee Meeting, 8:00 a.m., City Manager's Conference Room**

**Work Session Meeting, 6:30 p.m., City Manager's Conference Room**