

AGENDA
SUFFOLK CITY COUNCIL
June 16, 2004

1. **Call to Order**
2. **Invocation**
3. **Freedom of Information Act Certification**
Approved 7-0
4. **Special Presentations**
 - A presentation by Lynette Brugeman, Director of Tourism, to the Fairgrounds Committee, for the Virginia Downtown Development Association's 20th Annual Awards of Excellence Program
 - Presentation of a proclamation in recognition of July as National Recreation and Parks Month
5. **Consent Agenda - Approval of the Minutes**
Approved 7-0
6. **Consent Agenda - An ordinance to accept and appropriate a Federal Grant Award in the amount of 5,933 from the U. S. Department of Justice for the Bulletproof Vest Program - Second Reading**
Approved 7-0
7. **Consent Agenda - An ordinance to accept and appropriate \$5,600 of project income for the Fifth Judicial District Community Corrections Program – Second Reading**
Approved 7-0
8. **Consent Agenda - An ordinance to accept and appropriate donations to the City in the amount of \$1,235 - Second Reading**
Approved 7-0
9. **Consent Agenda - An ordinance to accept and appropriate \$19,030 from a tax levy for expenditures for Mosquito Control Service within the Mosquito Control Taxing District - Second Reading**
Approved 7-0
10. **Consent Agenda - An ordinance to accept and appropriate \$76,000 from the Commonwealth of Virginia Department of Transportation for the design and construction of the Mullican Drive (Rivershore Drive extended) rural addition roadway project and to transfer \$76,000 in local cash match - Second Reading**
Approved 7-0

11. **Consent Agenda** - An ordinance to accept and appropriate \$43,500 from the Commonwealth of Virginia Department of Transportation for the design and construction of the Pike Street rural addition roadway project and to transfer \$43,500 in local cash match - **Second Reading**
Approved 7-0

12. **Consent Agenda** - An ordinance to accept and appropriate proceeds in the amount of \$1,382 from the Peanut Fest Souvenir Program - **First Reading**
Approved 7-0

13. **Consent Agenda** – An ordinance to accept and appropriate a Law Enforcement Terrorism Prevention Program Grant in the amount of \$184,620 from the Department of Criminal Justice Services - **First Reading**
Approved 7-0

14. **Consent Agenda** - An ordinance approving an open-space agreement between the City of Suffolk and Alan C. and Mary Lynn Dixon
Approved 7-0

15. **Consent Agenda** - A resolution authorizing the City Manager to amend the Suffolk Airport Sanitary Sewer and Water Extension Engineering Services Agreement
Approved 7-0

16. **Consent Agenda** - A resolution authorizing the City Manager to amend the Maple Hills/Forest Glen Sanitary Sewer Engineering Agreement.
Approved 7-0

17. **Consent Agenda** - A resolution terminating the Agreement with the Whaleyville Corporation
Approved 7-0

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18. **Public Hearing** - 2018 Comprehensive Plan amendment to include the “Huntersville Initiatives Plan” as part thereof
Approved 7-0

19. **Public Hearing** – 2018 Comprehensive Plan amendment to include the “Driver Village Initiatives Plan” as a part thereof
Approved 7-0

20. **Public Hearing** - Conditional Use Permit Request C6-04, submitted by Teda Barrows of Attitude All Stars, applicant, on behalf of William C. Chick, property owner, to permit an indoor amusement center in accordance with Sections 31-306 and 31-406 of the Unified Development Ordinance
Approved 7-0

21. **Public Hearing** - Conditional Use Permit C9-04, submitted by Keith Weaver and Susan Weaver, property owners, permit an accessory apartment in accordance with Sections 31-306, 31-406, and 31-701 of the Unified Development Ordinance
Approved 7-0
22. **Public Hearing** - Conditional Use Permit Request C10-04 submitted by Jeffrey L. Gardy of Glasscock, Gardy & Savage on behalf of the John Wesley Leggett Estate, property owner, to permit a middle school classroom use in accordance with Sections 31-306 and 31-406 of the Unified Development Ordinance
Approved 6-0-1 (Council Member Brown was out of the City Council Chamber at the time of the vote.)
23. **Public Hearing** - Conditional Use Permit Request C11-04, submitted by E. Grier Ferguson of Ferguson, Rawles & Raines, P.C. on behalf of Angus I. Hines, Inc., property owner, to permit replacing a nonconforming structure (gas island canopy) that was damaged by more than 50% of the replacement costs in accordance with Sections 31-306 and 31-801 of the Unified Development Ordinance
Approved 5-2 (Vice Mayor Bennett and Mayor Dickens voted no.)
24. **Public Hearing** - Conditional Use Permit Request C-14-04 for Casual Fun Products, Inc., to operate an adult use retail business (adult bookstore) at the Suffolk West Shopping Center, Unit 7, 831 West Constance Road
Approved 6-1 (Vice Mayor Bennett voted no.)
25. **Public Hearing** - Rezoning Request RZ3-03 (Conditional), submitted by Whitney G. Saunders of Saunders, Babineau and Brewbaker on behalf of Suffolk Towers, L.L.C. and Bridgeway L.P., property owners, for a change in zoning from M1, Light Industrial District to RL, Residential Low Density District for 92.28 acres, RU, Residential Urban District for 33.45 acres and OI, Office Institutional District for 38.09 acres within a proposed Planned Development Overlay District (Conditional) on the west side of Harbour View Boulevard. In addition, the applicant is requesting a change in zoning from M1, Light Industrial District to OI, Office Institutional District for 70.91 acres on the east side of Harbour View Boulevard. The applicant is also requesting that the Riverfront Residential Master Plan be amended to change the designated land use for Section EE from 63 single family attached to single family detached units
Approved 7-0
26. **Public Hearing** - Rezoning Request RZ4-03, submitted by Whitney G. Saunders of Saunders, Babineau, and Brewbaker, LLC. On behalf of Harbourview Partners, property owner, for a change in zoning from M1, Light Industrial District to OI, Office Institutional District for 37.91 acres, for property located at the northeast corner intersection of Harbour View Boulevard and Town Point Road
Approved 7-0

- 27. Public Hearing** - A resolution declaring that a public necessity exists for the construction, operation, and maintenance of water transmission and distribution mains and a sanitary sewer force main and for municipal purposes generally, in and on certain real estate owned by: Trudy Eaver Norfleet, Arlene S. Smith, Morris A. Brinkley & Betty H. Brinkley, Gordon E. Vanderburg & Kerri L. Vanderburg, and William E. Edwards, Sr. & Paula J. Edwards; to authorize the taking of a portion of said real estates by condemnation
Approved 7-0
- 28. Public Hearing** - Ordinance Text Amendment OA2-04, initiated by the Suffolk Planning Commission for an amendment to Chapter 31, Table 407-1, Unified Development Ordinance, to eliminate the minimum lot size and to increase the maximum density in the CBD, Central Business District
Approved 7-0
- 29. Ordinance** - Subdivision Variance Request V1-04, submitted by Issam H. Baraki of Improvement Associates, Inc. on behalf of Classic Homes Development, Inc., property owner, for a variance from Section 31-612(f) of the Unified Development Ordinance to provide for the required connectivity ratio (This item was continued from the April 21, 2004, City Council Meeting)
Approved 7-0
- 30. Motion** - A motion to schedule a Re-organizational Meeting for July 1, 2004, at 11:00 a.m., in the City Council Chambers and to cancel the July 7, 2004, Meeting of City Council
Approved 7-0
- 31. Motion** - A motion to schedule a Work Session for July 21, 2004, at 4:00 p.m., unless canceled.
Approved 7-0

There was a motion to amend the agenda to consider the following item:

A motion to nominate and appointed the following individuals to these respective boards and commissions:

COMMUNITY POLICY AND MANAGEMENT TEAM (CPMT)

(Suffolk Interagency Team)

Marquetta Jones (Parent Representative)

HAMPTON ROADS PLANNING DISTRICT COMMISSION (HRPDC)

(Executive Committee)

R. Steven Herbert

LOCAL BOARD OF BUILDING CODE APPEALS

Mitchell Wilcox

Rebecca Habel

NATIONAL ORGANIZATION ON DISABILITY

Margaret C. "Peggy" Hopewell

PAUL D. CAMP COMMUNITY COLLEGE BOARD

Lydia G. Duke

TIDEWATER REGIONAL GROUP HOME COMMISSION

Leonard Horton

- 32. Late Appearances** - (Late appearances are limited by Section 2021 of the City Code to give (5) minutes per speaker. There is no limitation on the total time period for late appearances.)
- 33. Announcements and Comments from Council Members**
- 34. Adjournment**