

**CITY OF CHESAPEAKE
CITY COUNCIL MEETING
MARKED AGENDA
June 19, 2007
6:30 P.M.
City Hall Council Chamber
306 Cedar Road**

**** ALL PRESENTATION MATERIALS MUST BE REVIEWED BY THE CITY CLERK PRIOR TO 6:30 P.M.****

NOTE: COPIES OF BACKUP MATERIALS FOR ALL AGENDA ITEMS, INCLUDING THE APPLICATION AND SUPPORTING MATERIALS FOR THE PLANNING PUBLIC HEARING ITEMS MAY BE VIEWED IN THE CITY CLERK'S OFFICE OR THE PLANNING DEPARTMENT AT ANY TIME DURING NORMAL BUSINESS HOURS OF 8:30 A.M. TO 5:00 P.M., MONDAY THROUGH FRIDAY.

REMINDER: The work session will begin at 5:00 p.m. in the 4th floor Human Resources Training Room. The topic of discussion will be:

- 1) Green Building Committee

The City Council Work Sessions and Meetings can be viewed live on WCTV-48 and heard on WFOS-FM 88.7. Meetings are retelecast on WCTV-48 at the following times: Tuesday - Work Session at 11:30 p.m. and Meeting at 12:30 a.m.; Wednesday - Work Session at 1:00 p.m. and Meeting at 2:00 p.m. and Saturday - Work Session at 8:00 p.m. and Meeting at 9:00 p.m.

PLEASE NOTE: **Speaker Cards will not be accepted for the Council Meeting after 6:30p.m.** Citizens who wish to speak may register on the date of the meeting in the City Council Chamber before 6:30 p.m. Citizens may also pre-register by calling the City Clerk's Office at 382-6151, Monday through Friday, (8:30 a.m. - 5:00 p.m.) prior to, and including the date of the Council meeting.

NO FOOD OR DRINKS PERMITTED IN THE CITY COUNCIL CHAMBER

PLEASE TURN OFF CELL PHONES WHILE IN THE CHAMBER

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1. INVOCATION – **Pastor Gerald Padgett, Emmaus Baptist Church**
2. PLEDGE OF ALLEGIANCE TO THE FLAG – **Council Member Hayes**
3. ROLL CALL BY CITY CLERK – **Council Member de Triquet excused**
4. APPROVAL OF MINUTES - **APPROVED** September 29-30, 2006 and October 10, 2006 (Collins/Ward) (8-0) (de Triquet out of Chamber)
5. PUBLIC HEARING

APPLICANTS', AGENTS, AND CITIZENS' COMMENTS ON PUBLIC HEARING ITEMS

COUNCIL'S CONSIDERATION OF PUBLIC HEARING ITEMS:

- A. **R(C)-06-16 PROJECT:** Marsh Creek, Section 10 APPLICANT: Princess Anne Builders AGENCY: Hassell & Folkes, P.C. PROPOSAL: A conditional zoning reclassification of 23.9 acres zoned A-1 Agricultural District to R-12(a)s – Single family Residential District (15.7 acres), R-25(a)s Single family Residential District (6.5 acres) and A-1 Agricultural District (1.7 acre) for the purpose of single family residential development. PROPOSED COMP LAND USE & DENSITY: Suburban Single-family with 1 unit per acre to something less than 4 units per acre EXISTING COMP LAND USE & DENSITY: Rural with one unit per 3 or more acres LOCATION: 2209 Cedar Road TAX MAP SECTION/PARCEL: 0450000000060 BOROUGH: Deep Creek

The Planning Commission recommends denial.

CONTINUED to July 17, 2007 (Hayes/Parker) (5-3) (Adams, Ward and Willis voted no) (de Triquet excused)

- B. **R(C)-06-26 PROJECT:** Southgate Shopping Center APPLICANT: Ronald DeAngelis AGENCY: Hunt Club Consulting PROPOSAL: A conditional zoning reclassification of 14.64 acres from B-1 Neighborhood Business District to B-2 General Business District for the Southgate Shopping Center LOCATION: 2309 Bainbridge Boulevard TAX MAP SECTION/PARCEL: portion of 1390000001910 BOROUGH: South Norfolk

Planning Commission recommends approval with the following proffer:

- The applicant/owner agrees to install landscaping in accordance with the "Southgate Shopping Center Landscape Plan" on file with the Chesapeake Planning Department before a certificate of occupancy is approved for any building constructed after approval of this rezoning.

APPROVED with proffer (Hayes/Parker) (8-0) (de Triquet excused)

- C. **R(C)-07-10 PROJECT:** West Road Rezoning APPLICANT: SEEC Developers, Inc. AGENCY: Life, Inc. PROPOSAL: A conditional zoning reclassification of 6.924 acres from A-1 Agricultural District to B-2 General Business District. PROPOSED COMP LAND USE & DENSITY: General Business EXISTING COMP LAND USE & DENSITY: Low density residential 1 unit per acre to less than 4 units per acre. LOCATION: 860 West Road TAX MAP SECTION/PARCEL: 045000000101 BOROUGH: Deep Creek

The Planning Commission recommends approval with the following proffers:

1. The applicant/owner agrees that the property subject to R(C)-07-10 shall be used exclusively for mini warehouse storage further defined as SIC 4225.
2. The exterior architecture shall be accomplished as to enhance and blend the construction with the adjoining properties, as approved by the Planning Director of the City of Chesapeake, Virginia.

APPROVED w/proffers (Hayes/Parker) (8-0) (de Triquet excused)

- D. **UP-07-12 PROJECT:** West Road Mini-Storage APPLICANT: SEEC Developers, Inc. AGENCY: Life, Inc. PROPOSAL: A conditional use permit to allow a mini storage facility on a 6.924 acre parcel. ZONE: Existing: A-1 Agricultural District; Proposed: B-2 General Business District under R(C)-07-10. SIC CODE: 4225 LOCATION: 860 West Road TAX MAP SECTION/PARCEL: 045000000101 BOROUGH: Deep Creek

The Planning Commission recommends approval with the following stipulations:

1. The approval of UP-07-12 is contingent on approval of R(C)-07-10.
2. The applicant/owner agrees the architecture of the structures shall blend with the surrounding properties as proffered in R(C)-07-10.
3. The 30-foot reforestation zone shall be provided as shown on the Preliminary Site Plan.

APPROVED with stipulations (Parker/Ward) (8-0) (de Triquet excused)

- E. **GB(M)-07-01 PROJECT:** The Streets of Greenbrier APPLICANT: Cove Land, LLC AGENCY: Engineering Services, Inc. PROPOSAL: A modification to the Land Use Plan and Development Criteria of the Greenbrier PUD to redesignate a 17.59 acre parcel from Business/Office to Mixed Use. PROPOSED COMP LAND USE & DENSITY: Mixed use to include not more than 100,000 square feet of commercial, professional offices, retail sales and services establishments, and multi-family residential development up to 30 dwelling units per acre with no more than 280 units. EXISTING COMP LAND USE & DENSITY: Regional mixed use to include commercial, professional offices, retail sales and services establishments, and residential units not to exceed 30 dwelling units per acre. LOCATION: Property generally located north of Greenbrier Mall between the I-64 on ramp and 660± feet westward of River Birch Run. TAX MAP SECTION/PARCEL: 0280000000077 BOROUGH: Washington

The Planning Commission recommends approval including the updated Development Criteria date-stamped May 8, 2007.

APPROVED with development criteria date-stamped May 8, 2007 and additional provisions offered by applicant (Adams/Parker) (6-2) (Krasnoff and Willis voted no) (de Triquet excused)

- F. **UP-07-09 PROJECT:** 1408 Beaver Dam Road Home Occupation APPLICANT: Kenny Gill PROPOSAL: A conditional use permit for a home occupation to operate an administrative office for a small general contractor. ZONE: A-1 Agricultural District SIC CODE: 17 LOCATION: 1408 Beaver Dam Road TAX MAP SECTION/PARCEL: 0871001000100 BOROUGH: Butts Road

The Planning Commission recommends denial.

DENIED (Collins/Ward) (8-0) (de Triquet excused)

- G. **UP-07-14 PROJECT:** Navy Federal Credit Union, Hanbury Village Shopping Center APPLICANT: Navy Federal Credit Union AGENCY: URS Corporation PROPOSAL: A conditional use permit to construct and operate a drive through facility with an amplified speaker system. ZONE: B-2 General Business District SIC CODE: 6061 LOCATION: Out parcel 6 of the Hanbury Village Shopping Center, 237 Hanbury Road East. TAX MAP SECTION/PARCEL: 0600000002250 BOROUGH: Pleasant Grove

The Planning Commission recommends approval with the following stipulation:

- The proffers approved with R(C)-04-07 shall be listed on the final site plan and all plans and development shall comply with applicable proffers.

APPROVED with stipulation (Collins/Hayes) (8-0) (de Triquet excused)

- H. **CP-07-03** Resolution amending the 2026 Chesapeake Comprehensive Plan, including revision of the Public Utility Franchise Area Policy and Public Water Service Policies to authorize connections to existing water lines located outside the public utility franchise area under certain stated conditions and including modification of the public utility franchise area map to refine and correct the location of the franchise area boundaries and to expand the public utility franchise area to include certain un-served properties covered by the 2006 Cost Participation Policy.

The Planning Commission recommends approval of the version dated May 1, 2007.

APPROVED version dated May 1, 2007 (Ward/Collins) (6-2) (Hayes and Willis voted no) (de Triquet excused)

6. COMMITTEE REPORTS

7. OLD AND NEW BUSINESS

- A. Discussion of Chesapeake's Real Estate Tax Relief Program for Disabled or Senior Citizens - Council Member Ella P. Ward

No action taken

- B. Discussion and selection of date for City Council's Summer Break – Mayor Dalton S. Edge

Cancelled August 28, 2007 City Council meeting (Collins/Willis) (8-0) (de Triquet excused)

- C. Discussion and referral to the Rules Committee of possible Rule Implementation to set time limits for City Council Committee Reports and Old & New Business - Council Member Patricia P. Willis

No action taken

MOTION TO SUSPEND RULES OF ORDER AND PROCEDURE TO RECONSIDER THE STEEL BRIDGE BIKE PATH FACILITY AT THE JUNE 26, 2007 CITY COUNCIL MEETING (Hayes/Parker) (6-1) (Adams voted no) (de Triquet and Krasnoff excused)

- 8. CLOSED SESSION (If called) **9:31 p.m. – 10:03 p.m.**
- 9. ADJOURNMENT – **10:05 p.m.**