

LYNCHBURG CITY COUNCIL
PHYSICAL DEVELOPMENT COMMITTEE

Tuesday, March 12, 2019
8:00 a.m.

Information Items

Recent/Pending Contract Awards:

- Demolition of GLTC Site/New Police Department
 - Pleasant View Developers, Inc. – Amount: \$441,370.00
Estimate: \$500,000.00

Priority Projects Update:

- Verbal

General Business

- | | | |
|---|---|-------------|
| 1) Stonehaven Development | - | Tom Martin |
| 2) Lynchburg Ready Mix | - | Lee Newland |
| 3) Loading Zone Ordinance Update (Verbal) | - | Lee Newland |

Pc: Bonnie Svrcek, City Manager
Reid Wodicka, Deputy City Manager
John Hughes, Assistant City Manager
Council Members
Gaynelle Hart, Director of Public Works
News & Advance

Next Meeting: April 9, 2019

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **March 12, 2019 Physical Development Committee**

AGENDA ITEM #:

CONSENT:
ACTION: **X**

REGULAR: **X**
INFORMATION:

WORK SESSION:

CLOSED SESSION:
(Confidential)

ITEM TITLE: Revised Development Agreement – 3104 / 3035 Fulton Street & 2600 Rainbow Circle (Note 3035 Fulton Street was previously known as 3036 Forest Hills Circle)

KEY ELEMENTS:

X Economic Development Excellent Government **X** Natural and Built Environment Safe Community **X** Vibrant Community

RECOMMENDATION: Approval of amending the development agreement for 3104 / 3035 Fulton Street and 2600 Rainbow Circle.

SUMMARY: After Request for Proposals were received, City Council approved the sale of the city owned property located at 3104 / 3035 Fulton Street and 2600 Rainbow Circle to Long Meadows, Inc. for the amount of \$70,000. The sale of the property was conditioned that the property be developed in accordance with a development agreement which was executed on July 1, 2009. The property was transferred from the City of Lynchburg to Long Meadows, Inc. on July 30, 2009.

The original development proposal indicated the development of thirty (30) lots with the construction of the unopened portion of Rainbow Circle. The amended development agreement proposes the development of thirty-five (35) lots as permitted by Zoning Ordinance Section 35.2-80, Residential Cluster Subdivisions. Four (4) to Five (5) lots are proposed to be developed as duplexes, with the remainder being developed as single-household dwellings. Under this proposal the unopened portion of Rainbow Circle is proposed to be vacated and approximately four and two (4.2) tenths acres dedicated as green space.

PRIOR ACTION(S):

April 24, 2007:	Physical Development Committee Meeting
December 9, 2008:	Physical Development Committee Meeting
January 13, 2009:	City Council public hearing concerning property sale
March 24, 2009:	Physical Development Committee Meeting
April 14, 2009:	City Council approved sale of property
July 1, 2009:	Development Agreement Executed
July 30, 2009:	Property transfer to Long Meadows, Inc.

FISCAL IMPACT: N/A

CONTACT(S): Tom Martin, City Planner – 434-455-3900
Lee Newland, City Engineer – 434-455-3900

ATTACHMENT(S):

- Council Agenda Summary – April 14, 2009
- Joint Development Agreement – July 1, 2009
- Amended Development Agreement
- Concept Plan Showing Lots 1 Thru 35 (Proposed)

REVIEWED BY: raw

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **April 14, 2009**

AGENDA ITEM NO.: 12

CONSENT:

REGULAR: **X**

CLOSED SESSION:

(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: **Sale of three lots 3104 Fulton Street, 3036 Forest Hills Circle, and 2600 Rainbow Circle.**

RECOMMENDATION: Approval of sale of three lots located at 3104 Fulton Street, Tax Map No. 169-07-001, 3036 Forest Hills Circle, Tax Map No. 169-06-004, and 2600 Rainbow Circle, Tax Map No. 169-08-003 to Long Meadows, Inc. as long as satisfactory agreement has been finalized with the City for development.

SUMMARY: An RFP was solicited for potential development of the above 3 lots owned by the City, totaling approximately 6 acres. Proposals were received and reviewed with a recommendation given to the Physical Development Committee (PDC) based on the highest overall return to the City. After a public hearing, Council gave preliminary approval pending the drafting of a development agreement. PDC reviewed the development agreement on 3/24/09 and recommended approval to City Council. This proposal would develop this vacant property as residential.

PRIOR ACTION(S):

4/24/07 Physical Development Committee – Verbal Update

12/09/08 Physical Development – Closed Session

1/13/09 Public Hearing

3/24/09 Physical Development Committee

FISCAL IMPACT:

Sales Price - \$70,000

Estimated Taxes Over 5 Years

First Year –

Real Estate Taxes -	\$ 9,893.00
Personal Property Taxes	3,990.00

Second Year –

Real Estate Taxes -	\$32,723.00
Personal Property Taxes	12,540.00

Third Year –

Real Estate Taxes -	\$58,597.00
Personal Property Taxes	21,090.00

Fourth Year –

Real Estate Taxes -	\$71,534.00
Personal Property Taxes	26,790.00

Fifth Year –

Real Estate Taxes -	\$71,534.00
Personal Property Taxes	26,790.00

CONTACT(S):

Steve Lawson – Real Estate Manager – 455-3945

Lee Newland, Director of Engineering – 455-3947

Charlene B. Montford, Director – Community Planning and Development – 455-3902

ATTACHMENT(S):

Site Location Map

Aerial site location map

Preliminary Subdivision Plat

Joint Development Agreement

Resolution

REVIEWED BY: lkp

RESOLUTION

A RESOLUTION TO CONVEY THE THREE VACANT LOTS AT 3104 FULTON STREET, 3036 FOREST HILLS CIRCLE, AND 2600 RAINBOW CIRCLE TO LONG MEADOWS, INC.

WHEREAS, the City of Lynchburg owns three vacant lots located at 3104 Fulton Street (Tax Map Number 169-07-001), 3036 Forest Hill Circle (Tax Map Number 169-06-004) and 2600 Rainbow Circle (Tax Map Number 169-08-003) in the City of Lynchburg, Virginia; and

WHEREAS, the City is not using the lots in question and has no plans to use the lots in the future and in July of 2008 requested proposals for the purchase and development of such lots; and

WHEREAS, Long Meadows, Inc. submitted a proposal to purchase the three lots for the sum of \$70,000 and to build a mixture of energy efficient and environmentally green single family homes and single and two level attached homes on the lots; and

WHEREAS, a resolution authorizing the conveyance of the three lots to Long Meadows, Inc. was introduced to City Council at its January 13, 2009, Council meeting and was brought back to City Council for adoption at Council's April 14, 2009, Council meeting; and

WHEREAS, after careful review of the proposals it received, the City has determined that it is appropriate to convey the three lots to Long Meadows, Inc.; and

NOW, THEREFORE, BE IT RESOLVED that City Council hereby determines that the City has no need for the three lots located at 3104 Fulton Street, 3036 Forest Hill Circle and 2600 Rainbow Circle, and further finds the City's continued ownership of the lots is no longer necessary or required for the best interests of the City.

BE IT FURTHER RESOLVED that the City Council hereby approves the conveyance of the three lots at 3104 Fulton Street, 3036 Forest Hill Circle and 2600 Rainbow Circle to Long Meadows, Inc. and hereby authorizes the City Manager to execute a deed and any other documents that may be needed to convey said lots to Long Meadows, Inc. for the sum of \$70,000.

BE IT FURTHER RESOLVED that the three lots at 3104 Fulton Street, 3036 Forest Hill Circle and 2600 Rainbow Circle are being conveyed to Long Meadows, Inc. subject to the condition that the lots shall be developed in accordance with the Development Proposal dated September 1, 2008, that Long Meadows, Inc. submitted in response to the City's Request for Proposals and in accordance with the Joint Development Agreement between the City and Long Meadows, Inc., copies of which are attached to this Resolution and by this reference made a part hereof.

Adopted:

Certified:

Clerk of Council

031L

JOINT DEVELOPMENT AGREEMENT

THIS JOINT DEVELOPMENT AGREEMENT (this "Agreement") is made as of the _____ day of _____, 2009, by and between THE CITY OF LYNCHBURG, VIRGINIA, a political subdivision of the Commonwealth of Virginia, (the "City"); and LONG MEADOWS, INC., a Virginia Corporation, ("Long Meadows").

WITNESSETH

WHEREAS, the City is the owner of three parcels of property, to-wit: 3104 Fulton Street (Tax Map Number 169-07-001), 3036 Forest Hills Circle (Tax Map Number 169-06-004) and 2600 Rainbow Circle (Tax Map Number 169-08-003), which are hereinafter collectively referred to as the "Property."

WHEREAS, Long Meadows wishes to purchase the above described property from the City for the sum of \$70,000 and to develop the property as provided in this Joint Development Agreement. Upon the execution of this Agreement, Long Meadows will pay the City a \$500.00 deposit which will be held by the City and will be applied towards the purchase price of the property at closing. Closing will take place within fourteen (14) days after the Lynchburg City Council adopts a proposed zoning ordinance amendment that will allow lots in R-3 Medium Density Residential Districts to be subdivided into two lots with a zero foot setback for attached two family dwellings or at another at a date that is mutually agreeable to both parties. Appropriate restrictive covenants will be placed in the deed of conveyance to Long Meadows in order to ensure compliance with the provisions of this Joint Development Agreement.

AGREEMENT

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City and Long Meadows hereby agree, as follows:

1. Subject to the Development Proposal.

The property will be developed in accordance with the Development Proposal dated September 1, 2008, that Long Meadows submitted to the City in response to the City's Request for Proposals, a copy of which is attached to this Joint Development Agreement as "Attachment 1" and by this reference made a part hereof.

2. Additional Development Conditions.

The property will be developed in accordance with the Subdivision Plat entitled "Stonehaven," dated October 18, 2008, and prepared by Acres of Virginia, Inc., a copy of which is attached to this Joint Development Agreement as "Attachment 2" and by this reference made a part hereof. In order to provide the City with a neighborhood that is both environmentally responsible and which furthers the City's goals of promoting cohesive, quality new neighborhoods, Long Meadows agrees as follows:

- (a) Long Meadows agrees to purchase and install street lights from AEP like the street

lights used in the New Towne development. The City agrees that it will be responsible for the ongoing operating costs of such street lights.

(b) In lieu of CG-6 (curb and gutter), Long Meadows agrees to construct face-down style sidewalks throughout the project unless the topography of the property (such as lots 22-28 in Phase II) or other site issues make the construction of face-down style sidewalks impractical. In the event the construction of face-down style sidewalks is impractical, Long Meadows would use a more feasible curb and gutter application. Face-down walks are not required by City ordinances, but Long Meadows believes such sidewalks are an upgrade that will better link the existing neighborhood with the new one. In accordance with the City's construction guidelines, the City and Long Meadows will share 50% of the cost of constructing face-down sidewalks or CG-6 curb and gutter, whichever is installed.

(c) Long Meadows will dedicate a portion of the Phase II property to the City of Lynchburg for a potential future walking trail. Long Meadows will create access via an easement to it along the western property line of Lot 28 as shown on the "Stonehaven" Subdivision Plat.

(d) Long Meadows will build a new connector street, at its own cost and expense according to City standards as part of Phase II of "Stonehaven."

3. Mutual Duties and Responsibilities.

(a) The City will install/upgrade the waterline for the existing lots fronting on Rainbow Circle from the existing 2" line to a 6 or 8 inch line. Additionally, The Phase I water services (laterals, yokes and boxes) will be installed at the time of the waterline upgrade/installation. The individual water meters will be installed at the time of permit acquisition.

(b) The City will leave the existing Fulton Street water line where it currently exists (to avoid complications with widening the road). Any upgrades or partial/complete replacement of the Fulton Street waterline will be at the City's expense. The upgrades or replacements to the waterline will need to be done before Long Meadows can begin construction of the face-down sidewalks.

(c) Long Meadows will be responsible for widening Fulton Street (Phase I of Stonehaven) to accommodate the 40 foot public right-of-way which includes the typical 25 feet of improved street. The widening of Fulton Street is not a full overlay, but simply adding pavement to fill between existing pavement and the new face-down sidewalks. Rainbow Circle will not have any curbing or walks added to the previously developed side of the street, but only on the upper/new side (lots 10-13 of Phase I). Long Meadows will also widen the Rainbow Circle to accommodate the City's right-of-way requirements in the same manner that Fulton Street will be widened.

(d) The City's landscaping ordinance requires street trees every 40 feet. Long Meadows will shift the trees out of the City's right-of-way in order to better accommodate the face-down sidewalks and the placement of utility lines. A property owners association will be established for "Stonehaven" to oversee the maintenance of the trees and to deal with any ongoing issues the

location of the trees on private property may cause the individual property owners.

(e) To assist Long Meadows obtain building permits in a timely manner, Long Meadows will need quick approval of Tommy Brooks' subdivision plat of both Phases I and II of "Stonehaven." This will require that the bulk of the improvements show on the subdivision plat, including the new street as well as the new connector street to be treated as part of Phase II (the 17 lot section) of "Stonehaven," which will take more time for Long Meadows to engineer and develop. Long Meadows will need subdivision approval by the City's Technical Review Committee and subsequent recordation of the subdivision plan in order for Long Meadows to obtain the building permits on the Phase I (the 13 lot section) of "Stonehaven." Long Meadows agrees that it will install the face down-sidewalks before selling the lots in Phase I to the ultimate buyers.

4. General Conditions.

(a) Except as modified by this Joint Development Agreement the property must be developed in accordance with the provisions of the City's subdivision ordinance and all other applicable City ordinances, policies and regulations.

(b) Prior to the commencement of any of the improvements required under this Joint Development Agreement by Long Meadows, Long Meadows agrees that it will provide to the City a performance bond in the amount of the cost to construct such improvements. All work by Long Meadows will be done in a good and workmanlike manner, in accordance with the site plans and in compliance with all applicable laws, statutes, codes, rules and regulations governing such construction. If the Long Meadows fails to construct any of the improvements or fails to construct such improvements to the applicable standards, the City will call the bond. Long Meadows understands and agrees that no occupancy permits will be issued for any of the dwelling units until the improvements required for each Phase of "Stonehaven" have been constructed. Once all of the Phase I improvements have been completed the City will issue occupancy permits for the Phase I dwelling units. Once all of the Phase II improvements have been completed the City will issue occupancy permits for the Phase II dwelling units. The water and sewer lines that must be installed by Long Meadows as part of "Stonehaven" must be installed as part of Phase 1.

(c) This Joint Development Agreement is binding upon the respective heirs, successors, administrators, executors, and assigns of the parties hereto.

(d) No modification of this Joint Development Agreement shall be valid or binding unless such modification is in writing, duly dated and signed by both parties.

(d) This Joint Development Agreement is conditioned upon the approval of the sale of the property described herein by the Lynchburg City Council as required by Section 15.2-1800 of the Code of Virginia.

IN WITNESS WHEREOF, the parties hereto have executed this Joint Development Agreement as of the day and year first above written.

CITY OF LYNCHBURG

By _____
L. Kimball Payne, City Manager

LONG MEADOWS, INC.

By _____
Chris Morey, President

JOINT DEVELOPMENT AGREEMENT

THIS JOINT DEVELOPMENT AGREEMENT (this "Agreement") is made as of the ____ day of _____, 2009, by and between **THE CITY OF LYNCHBURG, VIRGINIA**, a political subdivision of the Commonwealth of Virginia, (the "City"); and **LONG MEADOWS, INC.**, a Virginia Corporation, ("Long Meadows").

WITNESSETH

WHEREAS, the City is the owner of three parcels of property, to-wit: 3104 Fulton Street (Tax Map Number 169-07-001), 3036 Forest Hills Circle (Tax Map Number 169-06-004) and 2600 Rainbow Circle (Tax Map Number 169-08-003), which are hereinafter collectively referred to as the "Property."

WHEREAS, Long Meadows wishes to purchase the above described property from the City for the sum of \$70,000 and to develop the property as provided in this Joint Development Agreement. Upon the execution of this Agreement, Long Meadows will pay the City a \$500.00 deposit which will be held by the City and will be applied towards the purchase price of the property at closing. Closing will take place within fourteen (14) days after the Lynchburg City Council adopts a proposed zoning ordinance amendment that will allow lots in R-3 Medium Density Residential Districts to be subdivided into two lots with a zero foot setback for attached two family dwellings or at another at a date that is mutually agreeable to both parties. Appropriate restrictive covenants will be placed in the deed of conveyance to Long Meadows in order to ensure compliance with the provisions of this Joint Development Agreement.

AGREEMENT

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City and Long Meadows hereby agree, as follows:

1. Subject to the Development Proposal.

The property will be developed in accordance with the Development Proposal dated September 1, 2008, that Long Meadows submitted to the City in response to the City's Request for Proposals, a copy of which is attached to this Joint Development Agreement as "Attachment 1" and by this reference made a part hereof.

2. Additional Development Conditions.

The property will be developed in accordance with the Subdivision Plat entitled "Stonehaven," dated October 18, 2008, and prepared by Acres of Virginia, Inc., a copy of which is attached to this Joint Development Agreement as "Attachment 2" and by this reference made a part hereof. In order to provide the City with a neighborhood that is both environmentally responsible and which _____ the City's goals of promoting cohesive, quality new neighborhoods, Long Meadows agrees as follows:

- (a) Long Meadows agrees to purchase and install street lights from AEP like the street

lights used in the New Towne development. The City agrees that it will be responsible for the ongoing operating costs of such street lights.

(b) In lieu of CG-6 (curb and gutter), Long Meadows agrees to construct face-down style sidewalks throughout the project unless the topography of the property (such as lots 22-28 in Phase II) or other site issues make the construction of face-down style sidewalks impractical. In the event the construction of face-down style sidewalks is impractical, Long Meadows would use a more feasible curb and gutter application. Face-down walks are not required by City ordinances, but Long Meadows believes such sidewalks are an upgrade that will better link the existing neighborhood with the new one. In accordance with the City's construction guidelines, the City and Long Meadows will share 50% of the cost of constructing face-down sidewalks or CG-6 curb and gutter, whichever is installed.

(c) Long Meadows will dedicate a portion of the Phase II property to the City of Lynchburg for a potential future walking trail. Long Meadows will create access via an easement to it along the western property line of Lot 28 as shown on the "Stonehaven" Subdivision Plat.

(d) Long Meadows will build a new connector street, at its own cost and expense according to City standards as part of Phase II of "Stonehaven."

3. Mutual Duties and Responsibilities.

(a) The City will install/upgrade the waterline for the existing lots fronting on Rainbow Circle from the existing 2" line to a 6 or 8 inch line. Additionally, The Phase I water services (laterals, yokes and boxes) will be installed at the time of the waterline upgrade/installation. The individual water meters will be installed at the time of permit acquisition.

(b) The City will leave the existing Fulton Street water line where it currently exists (to avoid complications with widening the road). Any upgrades or partial/complete replacement of the Fulton Street waterline will be at the City's expense. The upgrades or replacements to the waterline will need to be done before Long Meadows can begin construction of the face-down sidewalks.

(c) Long Meadows will be responsible for widening Fulton Street (Phase I of Stonehaven) to accommodate the 40 foot public right-of-way which includes the typical 25 feet of improved street. The widening of Fulton Street is not a full overlay, but simply adding pavement to fill between existing pavement and the new face-down sidewalks. Rainbow Circle will not have any curbing or walks added to the previously developed side of the street, but only on the upper/new side (lots 10-13 of Phase I). Long Meadows will also widen the Rainbow Circle to accommodate the City's right-of-way requirements in the same manner that Fulton Street will be widened.

(d) The City's landscaping ordinance requires street trees every 40 feet. Long Meadows will shift the trees out of the City's right-of-way in order to better accommodate the face-down sidewalks and the placement of utility lines. A property owners association will be established for "Stonehaven" to oversee the maintenance of the trees and to deal with any ongoing issues the

location of the trees on private property may cause the individual property owners.

(e) To assist Long Meadows obtain building permits in a timely manner, Long Meadows will need quick approval of Tommy Brooks' subdivision plat of both Phases I and II of "Stonehaven." This will require that the bulk of the improvements show on the subdivision plat, including the new street as well as the new connector street to be treated as part of Phase II (the 17 lot section) of "Stonehaven," which will take more time for Long Meadows to engineer and develop. Long Meadows will need subdivision approval by the City's Technical Review Committee and subsequent recordation of the subdivision plan in order for Long Meadows to obtain the building permits on the Phase I (the 13 lot section) of "Stonehaven." Long Meadows agrees that it will install the face down-sidewalks before selling the lots in Phase I to the ultimate buyers.

4. General Conditions.

(a) Except as modified by this Joint Development Agreement the property must be developed in accordance with the provisions of the City's subdivision ordinance and all other applicable City ordinances, policies and regulations.

(b) Prior to the commencement of any of the improvements required under this Joint Development Agreement by Long Meadows, Long Meadows agrees that it will provide to the City a performance bond in the amount of the cost to construct such improvements. All work by Long Meadows will be done in a good and workmanlike manner, in accordance with the site plans and in compliance with all applicable laws, statutes, codes, rules and regulations governing such construction. If the Long Meadows fails to construct any of the improvements or fails to construct such improvements to the applicable standards, the City will call the bond. Long Meadows understands and agrees that no occupancy permits will be issued for any of the dwelling units until the improvements required for each Phase of "Stonehaven" have been constructed. Once all of the Phase I improvements have been completed the City will issue occupancy permits for the Phase I dwelling units. Once all of the Phase II improvements have been completed the City will issue occupancy permits for the Phase II dwelling units. The water and sewer lines that must be installed by Long Meadows as part of "Stonehaven" must be installed as part of Phase 1.

(c) This Joint Development Agreement is binding upon the respective heirs, successors, administrators, executors, and assigns of the parties hereto.

(d) No modification of this Joint Development Agreement shall be valid or binding unless such modification is in writing, duly dated and signed by both parties.

(d) This Joint Development Agreement is conditioned upon the approval of the sale of the property described herein by the Lynchburg City Council as required by Section 15.2-1800 of the Code of Virginia.

IN WITNESS WHEREOF, the parties hereto have executed this Joint Development Agreement as of the day and year first above written.

CITY OF LYNCHBURG

By _____
1. Kimball Payne, City Manager

LONG MEADOWS, INC.

By _____
Chris Morey, President

SOURCE OF FILE: (09-08-001, 08-08-004 & 09-07-001)
THIS PROPERTY WAS CONVEYED TO THE CITY OF LYNDBURG, A MUNICIPAL CORPORATION OF THE COUNTY OF LINCOLN, BY DEED DATED NOVEMBER 10, 1938 AND RECORDED IN DEED BOOK 123 PAGE 328 IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF LYNDBURG, IOWA.

CITY / COUNTY OF

1. AND STATE, AFFORSAID DO HEREBY CERTIFY THAT THE OWNERS WHOSE NAMES ARE SIGNED HERETO HAVE ACKNOWLEDGED THE SAME BEFORE ME THIS _____ DAY OF _____, 20____, MY COMMISSION EXPIRES _____.

NOTARY PUBLIC _____

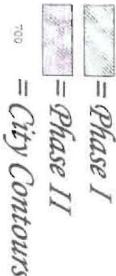
- 1 THIS CONCEPT PLAN WAS PREPARED FOR LONO WILKINS, INC.
- 2 NO DETERMINATION OF WETLANDS WAS REQUESTED OR, NOR WAS ANY
3 DETERMINATION OF WETLANDS MADE BY AGENCIES OF ARIZONA, INC. OR
4 THIS SURVEY. THIS PLAN DOES NOT ADDRESS THE EXISTENCE OR
5 DETERMINATION OF ANY ENVIRONMENTALLY SENSITIVE AREAS IN OR
6 AROUND THE BOUNDARIES OF THIS PROPERTY.

[illegible]

3. ANY SUBSEQUENT DEEDS LOCATED WITHIN THE BOUNDARIES OF THIS PROPERTY MAY BE THE PROPERTY OF THE COMMONWEALTH OF VIRGINIA. THIS SURRENDER HAS MADE NO ATTEMPT TO DETERMINE SAID OWNERSHIP. THEREFORE, THE AREA SHOWN ON THIS CONCEPT PLAN IS PLUS OR MINUS AND IS INCLUSIVE OF ANY SUBSEQUENT DEEDS UNLESS OTHERWISE NOTED.

[illegible][illegible][illegible]

13. ALL LOTS WITHIN STOCKPOND WILL BE SERVED BY UNDERGROUND UTILITIES
14. FINAL SUBDIVISION PLATS MUST BE RECORDED WITHIN SIX (6) MONTHS FROM THE DATE OF THE APPROVAL OF THE PLAT BY THE CLERK OF THE DISTRICT COURT FOR LINCOLN COUNTY. APPROVED PLATS ARE NOT RECORDED WITHIN SIX (6) MONTHS APPROXIMATELY, WILL BE VOID.
15. THE TOTAL SUBDIVIDED AREA OF LOTS WITHIN STOCKPOND IS 8,702.5 ACRES



Approved By _____
Director of Engineering / Design

Signature of _____
 Clerk of Council / Date _____

[illegible]





JOINT DEVELOPMENT AGREEMENT

THIS JOINT DEVELOPMENT AGREEMENT (this "Agreement") is made as of the ____ day of _____, ~~2009~~2019, by and between **THE CITY OF LYNCHBURG, VIRGINIA** a political subdivision of the Commonwealth of Virginia, (the "City"), and **LONG MEADOWS, INC.**, a Virginia Corporation, ("Long Meadows").

WITNESSETH

WHEREAS, the City ~~is the owner previously owned of~~ three parcels of property, to-wit: 3104 Fulton Street (Tax Map Number 160-07-001), 3036 Forest Hills Circle (Tax Map Number 169-06-004) and 2600 Rainbow Circle (Tax Map Number 169-08-003), which are hereinafter collectively referred to as the "Property"

~~WHEREAS, Long Meadows wishes to purchase the above-described property from the City for the sum of \$70,000 and to develop the property as provided in this Joint Development Agreement. Upon the execution of this Agreement, Long Meadows will pay the City a \$500.00 deposit which will be held by the City and will be applied towards the purchase price of the property at closing. Closing will take place (i) within fourteen (14) days after the Lynchburg City Council adopts a proposed zoning ordinance amendment that will allow lots in R-3 Medium Density Residential Districts to be developed with a zero foot setback for attached two-family dwellings or (ii) on another date that is mutually agreeable to both parties. Appropriate restrictive covenants will be placed in the deed of conveyance to Long Meadows in order to ensure compliance with the provisions of this Joint Development Agreement.~~

AGREEMENT

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledge, the City and Long Meadows hereby agree as follows:

1. Subject to the Developmental Proposal.

The property will be developed in accordance with the ~~Development Proposal dated September 1, 2008, that Long Meadows submitted to the City in response to the City's Request for Proposals, a copy of which is attached to this Joint Development Agreement as "Attachment 1"~~ new plat layout, included as modified "Attachment 2" and by this reference made a part hereof.

2. Additional Development Conditions.

The property will be developed in accordance with the Preliminary Subdivision Plat entitled "Stonehaven," dated ~~October 18, 2009~~ November 6, 2018, and Prepared by ~~Acres of Virginia, Inc., Accupoint Surveying & Design, LLC~~ a copy of which is attached to this Joint Development Agreement as modified "Attachment 2" and by this reference made a part hereof. In order to provide the City with a neighborhood that is both environmentally responsible and which furthers the City's goals of promoting cohesive, quality new neighborhoods, Long Meadows agrees as follows:

(a) Long Meadows agrees to purchase and install street lights from American Electric Power Company like the street lights used in New Towne development. The City agrees that it will be responsible for the ongoing operating costs of such street lights.

(b) In lieu of CG-6 (curb and gutter), Long Meadows agrees to construct face-down style sidewalks, throughout the project unless the topography of the property ~~(such as lots 22-28 in Phase II)~~ or other site issues make the construction of face-down style sidewalks impractical. In the event the construction of face-down style sidewalks is impractical, Long Meadows would use a more feasible curb and gutter application. Face-down walks are not required by City ordinances, but Long Meadows believes such sidewalks are an upgrade that will better link the existing neighborhood with the new one. In accordance with the City's construction guidelines, the City and Long Meadows will share 50% of the cost of constructing face-down sidewalks or CG-6 curb and gutter, whichever is installed.

(c) Long Meadows will be dedicating "open/green space" on the rear, undeveloped portion of the property. Long Meadows will grant the City an easement across a portion of the Phase II property this green space for a potential future walking trail. Long Meadows will create access via an easement along the western property line of Lot 28 as shown on the "Stonehaven" Subdivision Plat in a location agreed upon by the City of Lynchburg Planning staff and Long Meadows, Inc.

(d) Long Meadows will build a new connector street, at its own cost and expense according and to City standards ~~as part of Phase II of "Stonehaven".~~ Additional Right of Way will be dedicated by Long Meadows, Inc. to the City of The connector street will be located in the City's existing right of way and will connect Forest Hill Circle and Fulton Street. The connector street Right of Way is shown on the "StoneHaven" plat attached.

3. Mutual Duties and Responsibilities.

(a) The City will install/upgrade the waterline for the existing lots fronting on Rainbow Circle from the existing 2" line to an 6- or 8-inch line. Additionally, The Phase I water services (laterals, yorks and boxes) along Rainbow Drive will be installed at the time of the waterline upgrade/installation and the water services (laterals, yorks and boxes) along Fulton Street will be installed prior to the widening of Fulton Street. The individual water meters will be installed at the time of permit acquisition. The City's standard connection fees will be charged for future connections to the waterline.

(b) The City will ~~leave the existing Fulton Street waterline where it currently exists (to avoid complications with widening the road). Any upgrades or partial/complete replacement of the Fulton Street waterline will be to an 8-inch line~~ at the City's expense. The upgrades or replacements to the waterline will need to be done before Long Meadows can begin construction of the face-down sidewalks. In addition, the City of Lynchburg will pay the pay 100% for the sewer to be extended to the subdivision. This would be MH EX to MH 2 to MH 5 as shown on the RWS design plans. All other sewer collecting from the subdivision (MH 2 to MH 4, and MH 5 to terminal flushing CO LL) would be the responsibility of the developer.

(c) Long Meadows will be responsible for widening Fulton Street ~~(Phase I of Stonehaven)~~ to accommodate the 40 foot public right-of-way which includes the typical 24 feet of improved street. ~~The widening of Fulton Street is not a full overlay, but simply adding pavement to fill between existing pavement and the new face down sidewalks.~~ Rainbow Circle ~~will~~ will not have ~~any curbing or walks~~ added to the previously developed side of the street at the expense of the City, but only on the upper/new side (lots 10-13 of Phase I and Phase II). Long Meadows will also widen the Rainbow Circle to accommodate the City's right-of-way requirements in the same manner that Fulton Street will be widened. Long Meadows, Inc. and the City of Lynchburg will share a 50/50 pro rata share in the reconstruction of the roadway. This will include any

appurtenant subgrade installation, milling and repaving. Storm sewer structure(s) required in order to accommodate stormwater on the previously developed side of Rainbow Circle will be the responsibility of the City. All other storm sewer structures as a result of the development will be the responsibility of Long Meadows, Inc.

(d) The City's landscaping ordinance requires street trees every 40 feet. Long Meadows will shift the trees out of the City's right-of-way in order to better accommodate the face-down sidewalks and the placement of utility lines. A property owners association will be established for "Stonehaven" to oversee the maintenance of the trees and to deal with any ongoing issues the location of the trees on private property may cause the individual property owners.

(e) To assist Long Meadows obtain building permits in a timely manner, Long Meadows will need quick approval of the ~~Acre of Virginia, Inc. Accupoint Surveying & Design, LLC~~ subdivision plat for ~~both Phase I and II of "Stonehaven."~~ ~~This will require that the bulk of the improvements show on the subdivision plat, include the new street as well as the new connector street to be treated as part of Phase II (the 17 lot section) of "Stonehaven," which will take more time for Long Meadows to engineer and develop. Long Meadows will need subdivision approval by the City's Technical Review Committee and subsequent recordation of the subdivision plan in order for Long Meadows to obtain the building permits on the Phase I (the 13 lot section) of "Stonehaven."~~ Long Meadows agrees that it will install the face down sidewalks before closing on the lots in Phase I to the ultimate buyers.

4. General Conditions.

(a) Except as modified by this Joint Development Agreement the property must be developed in accordance with the provisions of the City's subdivision ordinance and all other application City ordinances, policies and regulations.

(b) Prior to the commencement of any of the improvements required under this Joint Development Agreement by Long Meadows, Long Meadows agrees that it will provide to the City a performance bond in the amount of the cost to construct such improvements. All work by Long Meadows will be done in a good and workman like manner, in accordance with the site plans and in compliance with all applicable laws, statutes, codes, rules and regulations governing such construction. If Long Meadows fails to construct any of the improvements or fails to construction such improvements to the applicable standards, in the customary or reasonable timeframe and with weather or material delays excepted, the City will call the bond.

(c) This Joint Development Agreement is binding upon the respective heirs, successors, administrators, executors, and assigns of the parties hereto.

(d) No modifications of this Joint Development Agreement shall be valid or binding unless such modification is in writing, duly dated and signed by both parties.

~~(e) This Joint Development Agreement is conditioned upon the approval of the sale of the property described herein by the Lynchburg City Council as required by Section 15.2 1800 of the Code of Virginia.~~

IN WITNESS WHEREOF, the parties hereto have executed this Joint Development Agreement as of the day and year first above written.

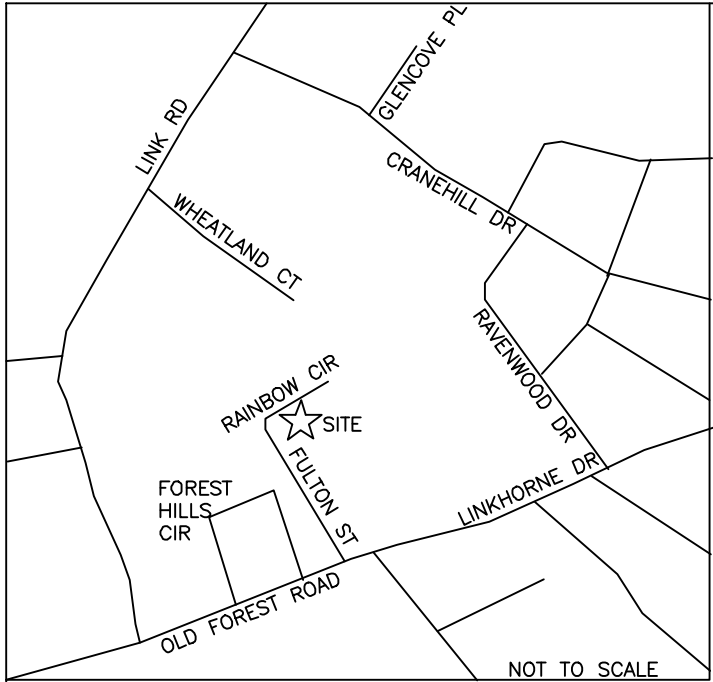
CITY OF LYNCHBURG

By _____

Bonnie Svrcek, City Manager

Long Meadows, Inc.

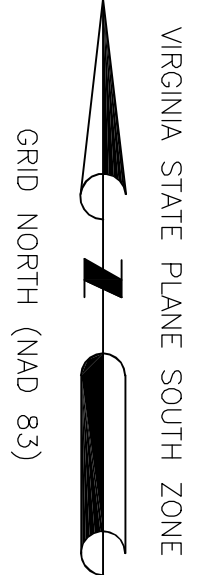
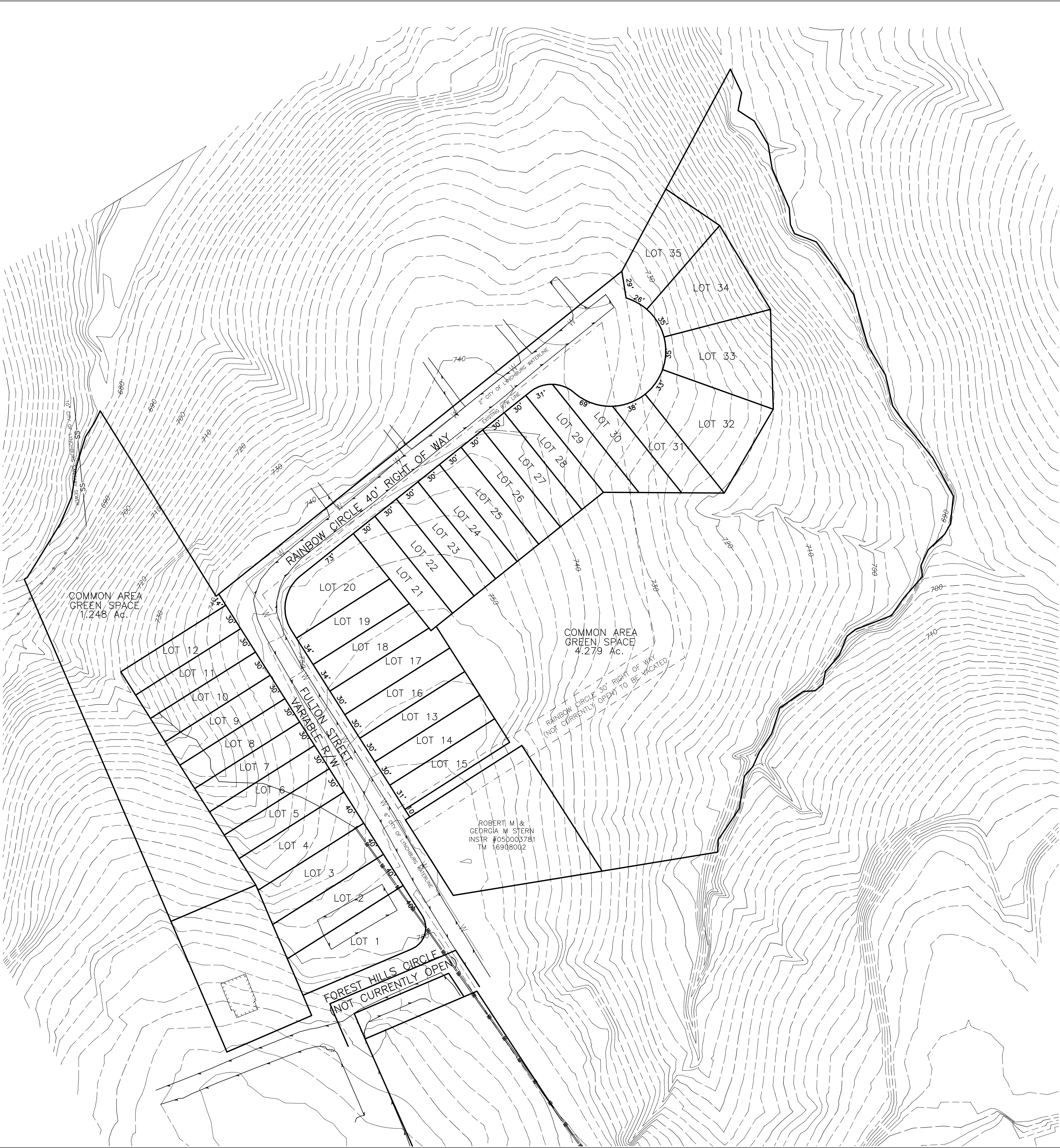
By _____
Chris Mowry, President



VICINITY MAP

SOURCE OF TITLE:
CURRENT OWNER: LONG MEADOWS, INC.
INSTRUMENT NUMBER 090005504 RECORDED IN
THE CLERK'S OFFICE OF THE CIRCUIT COURT OF
LYNCHBURG, VIRGINIA.

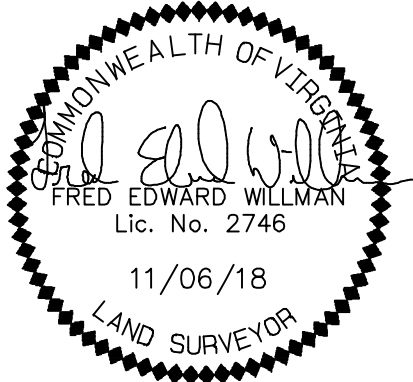
- NOTES:
1. THIS CONCEPT PLAN WAS PREPARED AT THE REQUEST OF LONG MEADOWS INC.
 2. THIS SURVEYOR HAS MADE NO INVESTIGATION OR INDEPENDENT SEARCH FOR EASEMENTS OF RECORD, ENCUMBRANCES, RESTRICTIVE COVENANTS, OWNERSHIP TITLE EVIDENCE, OR ANY OTHER FACTS THAT AN ACCURATE AND CURRENT TITLE SEARCH MAY DISCLOSE. THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT AND DOES NOT THEREFORE NECESSARILY INDICATE ALL ENCUMBRANCES OR IMPROVEMENTS ON THIS PROPERTY. ALL ADJOINING OWNERS ARE NOW OR FORMER OWNERS.
 3. BY GRAPHIC SCALING ONLY THIS PROPERTY AS PLATTED FALLS WITHIN THE FLOOD ZONE "X" AS DETERMINED BY F.E.M.A. AND SHOWN ON THEIR MAP NUMBER 5100930037D DATED JUNE 3, 2008.
 4. THIS CONCEPT PLAN WAS COMPILED FROM PRIVATE AND PUBLIC RECORDS AND WAS MADE UNDER MY SUPERVISION AND COMPLIES WITH THE MINIMUM STANDARDS AND PROCEDURES ESTABLISHED BY THE VIRGINIA STATE BOARD OF ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS, CERTIFIED INTERIOR DESIGNERS AND LANDSCAPE ARCHITECTS TO THE BEST OF MY KNOWLEDGE AND BELIEF.
 5. ALL LOTS WITHIN STONEHAVEN WILL BE SERVED BY UNDERGROUND UTILITIES.
 6. ALL LOTS WITHIN STONEHAVEN WILL BE SERVED BY CITY OF LYNCHBURG PUBLIC WATER AND SANITARY SEWER.
 7. CONTOURS SHOWN HEREON WERE TAKEN FROM THE CITY OF LYNCHBURG DATA PORTAL.
 8. THE SUBJECT PARCELS ARE ZONED R-3.
 9. BUILDING SETBACKS:
FRONT: 30'
SIDE: 5'
REAR: 30'



LOT #	SQ. FT.	ACRES
LOT 1	8248.65	0.189
LOT 2	5824.47	0.134
LOT 3	5567.23	0.128
LOT 4	5402.90	0.124
LOT 5	4050.00	0.093
LOT 6	4050.00	0.093
LOT 7	4050.00	0.093
LOT 8	4050.00	0.093
LOT 9	4050.00	0.093
LOT 10	4050.00	0.093
LOT 11	4050.00	0.093
LOT 12	4050.00	0.093
LOT 13	4090.49	0.094
LOT 14	4077.18	0.094
LOT 15	4135.54	0.095
LOT 16	4090.50	0.094
LOT 17	4068.51	0.093
LOT 18	4269.27	0.098
LOT 19	4141.48	0.095
LOT 20	6274.72	0.144
LOT 21	4050.00	0.093
LOT 22	4050.00	0.093
LOT 23	4050.00	0.093
LOT 24	4050.00	0.093
LOT 25	4050.00	0.093
LOT 26	4050.00	0.093
LOT 27	4050.00	0.093
LOT 28	4050.00	0.093
LOT 29	4347.85	0.100
LOT 30	4771.63	0.110
LOT 31	4556.09	0.105
LOT 32	8713.29	0.200
LOT 33	8410.49	0.193
LOT 34	8065.96	0.185
LOT 35	6697.50	0.154



CONCEPT PLAN
SHOWING LOTS 1 THRU 35
STONEHAVEN
CITY OF LYNCHBURG, VIRGINIA



950 Airport Road
Lynchburg, Virginia 24502
Ph: 434-610-4334
www.accupointsurveying.com

SCALE:	1" = 60'
ASD JOB #:	2017-125
FILE #:	2017-125 CONCEPT
PARCEL ID:	16906004, 16907001 16908003
DATE:	NOVEMBER 6, 2018

CONCEPT PLAN

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **March 12, 2019 Physical Development Committee**

AGENDA ITEM #:

CONSENT:
ACTION: **X**

REGULAR: **X**
INFORMATION:

WORK SESSION:

CLOSED SESSION:
(Confidential)

ITEM TITLE: Lynchburg Ready Mix Interest in Industrial Access Road Funds

KEY ELEMENTS:

☒ Economic Development ☒ Excellent Government ☒ Natural and Built Environment ☐ Safe Community ☐ Vibrant Community

RECOMMENDATION: Consider and forward a recommendation to City Council regarding submittal of a resolution requesting Virginia Department of Transportation (VDOT) Industrial Access Road Funds for a new road to give access to the proposed new facility off of Carroll Avenue.

SUMMARY: Lynchburg Ready Mix representatives approached City staff to inquire about participation in constructing an access road to undeveloped land off Carroll Avenue. Staff recognized that this project would meet the requirements of the Commonwealth Transportation Board (CTB) policy for the Economic Development Access Funds. Staff has been working with Lynchburg Ready Mix to secure the required documents for a formal resolution of support to be included in the package for the CTB Meeting later in the spring. Proposed location is properly zoned I-2.

PRIOR ACTION(S): None

FISCAL IMPACT: No local match; Cost for maintenance of new City Street, which will be offset by additional lane mileage payments

CONTACT(S): Lee Newland, City Engineer, 455-3947
Gaynelle Hart, Director of Public Works, 455-4406

ATTACHMENT(S):

- Resolution
- Map of Area
- Concept of Proposed Development
- Letter of Request

REVIEWED BY: raw

RESOLUTION

WHEREAS, the Lynchburg City Council desires to assist in the development of property for the purpose of economic development located off Carroll Avenue in the City of Lynchburg; and

WHEREAS, Lynchburg Ready Mix Concrete Company, Inc. has purchased property within the City of Lynchburg and will soon enter into a firm contract to expand its facilities on that property for the purpose of producing and supplying concrete; and

WHEREAS, this new facility is expected to involve new private capital investment in land, building and equipment of approximately \$4.6M and is expected to employ 40 persons at this facility; and

WHEREAS, operations are expected to begin at this new facility on or about June 30, 2021; and

WHEREAS, the subject property has no access to a public street and will require the construction of a new roadway to connect with Carroll Avenue; and

WHEREAS, the City of Lynchburg hereby guarantees that the necessary environmental analysis, mitigation and fee simple right of way and utility relocations or adjustments for this improvement, if necessary, will be provided at no cost to the Economic Development, Airport and Rail Access Fund; and

WHEREAS, the City of Lynchburg acknowledges that no land disturbance activities may occur within the limits of the proposed access project prior to any construction activity on this project as a condition of the use of Economic Development, Airport and Rail Access Fund; and

WHEREAS, the City of Lynchburg hereby guarantees that all ineligible project costs and all costs not justified by the eligible capital outlay will be provided from sources other than those administered by the Virginia Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED THAT: The Lynchburg City Council hereby requests that the Commonwealth Transportation Board provide Economic Development Access Program funding to provide an adequate road to this property; and,

BE IT FURTHER RESOLVED THAT: The City Manager is hereby authorized to execute any and all documents necessary to secure the funding sought through the Economic Development Access Program up to, but not exceeding \$500,000 state funds; and,

BE IT FURTHER RESOLVED THAT: The City of Lynchburg City Council hereby acknowledges that the new roadway so constructed will be added to and become part of the road system of the City of Lynchburg pursuant to Section 33.2-1509, paragraph C., of the *Code of Virginia*.

Adopted: _____

Certified: _____
Clerk of Council



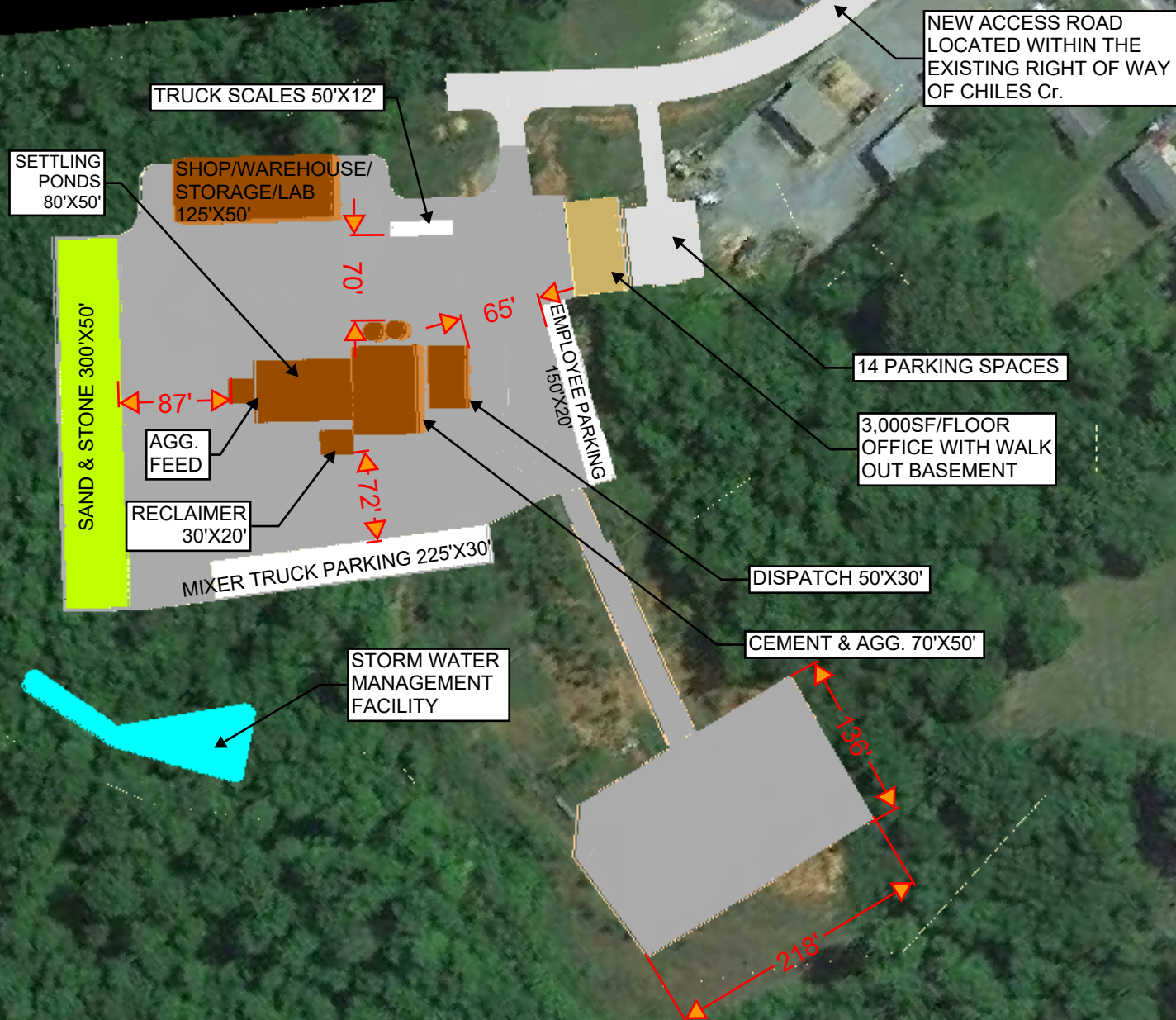
LRM Area



DISCLAIMER: THIS MAP IS NEITHER A LEGALLY RECORDED MAP NOR A SURVEY AND IS NOT INTENDED TO BE USED AS SUCH. THE INFORMATION DISPLAYED IS A COMPILATION OF RECORDS, INFORMATION, AND DATA OBTAINED FROM VARIOUS SOURCES. THE CITY OF LYNCHBURG IS NOT RESPONSIBLE FOR ITS ACCURACY OR HOW CURRENT IT MAY BE.

0 200 400 ft
1 inch = 200 feet 1:2,400

PRINTED ON
March 1, 2019





HALSEY RD., P.O. BOX 10066
LYNCBURG, VA 24506-0066
434-846-6563
FAX: 434-846-3437



"Helping Central Virginia Grow Since 1947"



805 RAILROAD AVENUE
BEDFORD, VA 24523
540-586-8380
FAX: 540-846-3437

January 4, 2019

City of Lynchburg
Mr. Lee Newland – City Engineer
900 Church St. 3rd Floor
Lynchburg, VA 24504

Mr. Newland,

I am writing to request Economic Development Access funds for the construction and partial completion of Chiles Circle.

Lynchburg Ready Mix Concrete Co., Inc. is preparing to lease land in the City of Lynchburg at 1002, 1003, & 1008 Advantage Ct. with the intent to relocate our current operation at 100 Halsey Rd. and construct a new concrete plant at Advantage Ct. Our target date to start sitework for this project is June 2019 and we hope to begin operation of the new concrete production facility in June of 2021. Enclosed with this letter are the capital investments planned for this new operation.

Lynchburg Ready Mix has been in business since 1947 and we currently operate one concrete plant in the City of Lynchburg as well as plants in Amherst, Appomattox, and Bedford. All four concrete plants produce and deliver ready mix concrete for residential, commercial, local municipal, and VDOT projects. When we relocate our Lynchburg plant, we will retain 37 current jobs and forecast adding 2-3 new jobs per year over the next 3-5 years.

In order to develop these properties, a road will need to be constructed off of Carroll Ave. to give access to the property. The current paper street, Chiles Cir., which is between 3001 and 2941 Carroll Ave, will need to be developed to give the necessary access to accommodate our traffic needs. The cost summary included allows for constructing approximately 500 feet of Chiles Cir. to gain access off of Carroll Ave. The development of this portion of Chiles Cir. is estimated at approximately \$400,000.

OTHER PLANT LOCATIONS:

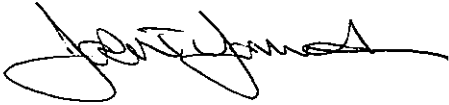
AMHERST, VA
434-946-5562

APPOMATTOX, VA
434-352-2829

On an average business day, Lynchburg Ready Mix will have approximately 35 employee vehicles accessing this road. In addition to this, we will have approximately 23 of our commercial trucks entering and exiting this road throughout the business day and several other outside vendors making daily deliveries with commercial trucks.

I look forward to hearing back from you and continuing the application process.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jason T. Landes', with a stylized, flowing script.

Jason T. Landes

COUNCIL MEMBER PERROW WILL GIVE THE INVOCATION

A G E N D A

City Council Meeting of March 12, 2019

4:00 P.M. – Work Session

1. BUDGET – City Manager Introduces FY 2020 Proposed Budget and Begin Budget Review
2. Roll Call
3. Consideration of a closed meeting for the discussion and consideration of prospective candidates for the position of Clerk of Council pursuant to Section 2.2-3711(A.) (1) of the Code of Virginia.

7:30 P.M. City Council Agenda Items

GENERAL POLICY REGARDING PUBLIC PARTICIPATION AT CITY COUNCIL MEETINGS

Each speaker shall clearly state his or her name and locality of residence.

The City Council agenda is divided into three sections.

CONSENT AGENDA: This section includes routine items. All items may be approved by one vote.

PUBLIC HEARINGS: This section includes all public hearings as required by law or as Council may direct.

Procedure:

- Staff will make a presentation.
- For Zoning petitions, the applicant or his or her representative shall have ten (10) minutes to make a presentation.
- Comments will then be solicited from those in favor.
- Comments will then be solicited from those in opposition.

During the public hearing there shall be a time limit of three (3) minutes for each individual speaker. If the speaker represents a group, there shall be a time limit of five (5) minutes. A speaker representing a group shall identify that group at the beginning of his or her remarks. A group may have only one spokesperson.

After public comments have been received, for zoning petitions the applicant or the representative of the applicant, at his or her discretion, may respond with a rebuttal. There shall be a five (5) minute time limit for rebuttal.

Upon the conclusion of public comments or the applicant's rebuttal the public hearing will be closed and the matter referred to Council for deliberation.

PUBLIC PRESENTATIONS: Public presentations shall be for the purpose of allowing members of the public to present any matter, which, in their opinion, deserves the attention of the Council. They shall not serve as a forum for debate with the Council. Individuals may speak up to 3 minutes; or group spokesperson up to 5 minutes. Once Council has heard a presentation from a citizen or organization on a particular subject, the citizen or organization may not make another presentation on the same subject within three (3) months of the first presentation, except by a majority vote of the members of Council present and voting.

GENERAL BUSINESS: This section includes items of a general nature to be considered by Council.

City Council may make exceptions to these rules at its discretion.

Prior to a meeting, any questions which citizens may have regarding any item on the agenda may be addressed to City Council or the City Administration. The following numbers are provided for the convenience of the citizens:

CITY COUNCIL 455-3995 MAYOR 455-3995 CITY MANAGER 455-3990

A reasonable charge may be made for copying and other activities related to responding to long and involved inquiries.

CITIZENS OFTEN EXPRESS CONFLICTING AND DIVERSE POSITIONS REGARDING SPECIFIC ISSUES UNDER CONSIDERATION. TO ENCOURAGE CITIZEN PARTICIPATION AND TO AVOID INTIMIDATION TO PERSONS WHO MAY EXPRESS SOMETIMES UNPOPULAR OPINIONS, APPLAUSE, CHEERS, OR JEERS FROM THE AUDIENCE ARE NOT PERMITTED. WHEN APPEARING BEFORE CITY COUNCIL CITIZENS MAY NOT ENGAGE IN BEHAVIOR THAT INTIMIDATES OR INSULTS OTHERS, ENGAGE IN DISRUPTIVE BEHAVIOR, USE PROFANITY OR VULGAR LANGUAGE, PROMOTE PRIVATE BUSINESS VENTURES OR CAMPAIGN FOR PUBLIC OFFICE.

*** PREVIOUSLY DISCUSSED AND/OR CONSIDERED BY CITY COUNCIL**

Recognitions:

- ❖ Proclamation - Recognize Red Cross Month

C O N S E N T A G E N D A

- #4. Consideration of approving the minutes of the February 26, 2019 meeting.
 - *#5. Consideration of adopting Resolution #R-19-015 to appropriate \$163,204 to the FY 2019 City-Federal-State Aid Budget for the Temporary Assistance for Needy Families (TANF) Community Wealth Building (CWB) Grant.
 - *#6. Consideration of adopting Resolution #R-19-016 to amend the FY 2019 City Capital Fund budget and appropriate \$1,000,000 with resources from the Virginia Department of Transportation (VDOT) State of Good Repair Grant to pave sections of Wards Road and Fort Avenue.
-

P U B L I C C O M M E N T

- #7. Hear from a citizen regarding a concern (Ronald 'BB' Shavers).
-

P U B L I C H E A R I N G

- #8. Public Hearing regarding the petition of Jamerson Real Estate Inc. to rezone approximately eighty-two thousandths (0.082) of an acre at 1221 Lockewood Drive from R-1, Low Density Residential District to R-3, Medium Density Residential District to allow the construction of a duplex.
#O-19-_____
- #9. Public Hearing to amend and reenact Section 14-32 of the Lynchburg City Code to change the location of the voting place for the First Precinct of the First Ward from Moose Lodge, located at 2307 Lakeside Drive to Heritage Baptist Church, located at 219 Breezewood Drive.
#O-19-_____
- #10. Public Hearing to amend and reenact Section 14-35 of the Lynchburg City Code to change the location of the voting place for the First Precinct of the Fourth Ward from Cornerstone Community Church, located at 525 Old Graves Mill Road to Crosspoint Community Church, located at 7619 Timberlake Road.
#O-19-_____

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **March 12, 2019**

AGENDA ITEM #: **1**

CONSENT:
ACTION:

REGULAR:
INFORMATION: **X**

WORK SESSION: **X**

CLOSED SESSION:
(Confidential)

ITEM TITLE: *Proposed FY 2020 Operating Budget and FY 2020-2024 Capital Improvement Program*

KEY ELEMENTS:

☒ Economic Development ☒ Excellent Government ☒ Natural and Built Environment ☒ Safe Community ☒ Vibrant Community

RECOMMENDATION: Hear a presentation regarding the introduction of the *Proposed FY 2020 Operating Budget and FY 2020-2024 Capital Improvement Program* and begin Council review of the proposal.

SUMMARY: The City Manager will present an overview of the *Proposed FY 2020 Operating Budget and FY 2020-2024 Capital Improvement Program* followed by the beginning of a walk-through of the proposed budget document.

PRIOR ACTION(S): None

FISCAL IMPACT: To be determined

CONTACT(S): Bonnie Svrcek, City Manager – 455-3990

ATTACHMENT(S): *Proposed FY 2020 Operating Budget and FY 2020-2024 Capital Improvement Program*
Embargoed from public dissemination/media until 4:00 p.m., Tuesday, March 12, 2019

REVIEWED BY: bms

031A

// A regular meeting of the Council of the City of Lynchburg, was held on the 26th day of February, 2019, at 4:00 P.M. in the Council Chamber, City Hall, Treney Tweedy, President, presiding. The purpose of the meeting was to conduct a work session regarding several items. The following Members were present:

Present: MaryJane Dolan, Jeff S. Helgeson, J. Randy Nelson, E. J. Turner Perrow, Sterling A. Wilder, Treney Tweedy 6

Absent: Beau Wright 1

// Mayor Tweedy and Vice Mayor Dolan recognized Heritage High School's Class 3, 2018-2019 State Championship Football Team. The team and coaches were presented with City of Lynchburg lapel pins as a symbol of support.

// In the matter of Public Works – refuse, Council Report #1 was considered to provide feedback regarding staff recommendations to establish flat fees to better address bulk waste related to landlord eviction set outs. Deputy City Manager Reid Wodicka provided background related to improvements to the solid waste system. Public Works Director, Gaynelle Hart provided a brief presentation on Landlord Setout Program Recommendations. Councilmembers Helgeson and Perrow questioned the cost structure and recommended higher fees for disposal if the City performs this service. Councilmember Wilder asked for clarification concerning the punishment for non-compliance, time limits for pickup, and unintended consequences for citizens who may set items out. Councilmember Nelson noted a concern related to the tenant's "right to retrieve their tangible personal property" within guidelines set forth in the law. City Attorney, Walter Erwin address this comment by paraphrasing State code related to landlord-initiated evictions. Mr. Erwin advised Council that tenants have 24 hours to claim property set in the public right of way. After this 24 hour period, the landlord has 48 hours to remove the items. Councilman Nelson further observed that landlords could be at risk for citations by the City if a contracted private company doesn't follow through on pickup of items in the right of way. Ms. Hart stated that Public Works will determine a work flow for that question and advise Council at a later date. Vice Mayor Dolan agreed that a private option for landlords would be best. Councilmember Perrow asked if City requirements on landlord set outs could be handed out in the courts. City Attorney Erwin answered in the affirmative, stating that the City could ask the Clerk of the Court to hand out any related pamphlets once prepared. Deputy City Manager Reid Wodicka summarized the overall requests for Council on this matter as: to be more aggressive on fees, consider potential rental fee for dumpsters, create a safety valve for third party private haulers and to have eviction/landlord set out information available for distribution in the court. Mayor Tweedy mentioned that she is in favor of increasing fees for City pickup of landlord set out items, and distribution of information through the courts.

// In the matter of City Assessments, Council Report # 2 was considered to hear a presentation from the City Assessor regarding 2019 Real Estate Assessments. Mr. Jeff Bandy, City Assessor provided a brief presentation on 2019 Proposed Real Estate Assessment Changes to Council. Councilmember Perrow noted that the community wealth appears to be growing per the rise in assessment value.

Councilmember Perrow also commented that 24% of the City's total assessed real estate value consists of exempt properties. Mr. Bandy responded that this is not an uncommon occurrence in localities.

Councilmember Perrow asked that staff consider investigating the best practices of other localities that have a similar percentage of tax exempt property. Councilmember Helgeson noted that City property is also tax exempt. Councilmember Nelson commented on the benefits that tax-exempt entities bring to the City and the increased tax revenue from downtown revitalization.

// In the matter of Roll Call, Council Report #3 was considered. Councilmember Wilder noted that he attended a Black Panther event at the Academy over the weekend and another for the Legacy Museum that celebrated firsts in local African American History at the Aviary. Councilmember Helgeson addressed the need for a logical answer to parking downtown for those who pay for parking spaces. Also, Councilmember Helgeson commented that the City charges business owners more for parking than downtown residents. Vice Mayor Dolan attended the Mayor's Youth Council Breakfast and the Mayor's Youth Council Budget session as well as the Community Action Network Black History Month health event. Councilmember Wilder recalled attending the Lynchburg Regional Detention Home Spelling Bee and was very impressed with caliber of students in that contest. Mayor Tweedy mentioned attending the Legacy Museum event, a Ladies Empowerment event at the All Nations church, and the Empowering Female Veterans event at the American Legion Hall. Mayor Tweedy also went to Dunbar Middle School today and participated on a panel with The Lynchburg City Schools Superintendent and a Captain from the Lynchburg Fire Department for students.

// [Council report #4] On motion of Council Member Helgeson, seconded by Council Member Wilder, Council by the following recorded vote elected to hold a closed meeting for the discussion and consideration of prospective candidates for the position of Clerk of Council, pursuant to Section 2.2-3711(A.)(1) of the Code of Virginia, 1950, as amended:

Ayes: Dolan, Helgeson, Nelson, Perrow, Wilder, Tweedy	6
Noes:	0
Absent: Wright	1

// Council Member Helgeson made the following motion:

WHEREAS, the Council of the City of Lynchburg has convened a closed meeting on this date,

pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by City Council that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Lynchburg certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by Council.

The Motion was seconded by Council Member Wilder, and Council by the following recorded vote adopted the motion:

Ayes: Dolan, Helgeson, Nelson, Perrow, Tweedy, Wilder	6
Noes:	0
Absent: Wright	1

// City Council recessed the meeting after the closed session.

// City Council reconvened the meeting at 7:30 p.m.

// Vice Mayor Dolan gave the Invocation, followed by the Pledge of Allegiance. The following Members were present:

Present: Dolan, Helgeson, Nelson, Perrow, Wilder, Tweedy	6
Absent: Wright	1

// Mayor Tweedy recognized the Bonner Leaders group from the University of Lynchburg that were attending City Council meeting.

// [Council Report #5, #6, #7, #8, #9] Copies of the minutes of the December 11, 2018, January 8, 2019, January 22, 2019, and January 12, 2019 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Councilmember Nelson, seconded by Councilmember Wilder, Council by the following recorded vote approved the minutes as presented and an additional item Resolution #R-19-014 as follows:

Ayes: Dolan, Helgeson, Nelson, Perrow, Wilder, Tweedy	6
Noes:	0
Absent: Wright	1

// In the matter of Public Comment, Council Report #10 was considered. Citizen Natalie Jones was scheduled to speak before Council. Ms. Jones was not present for the Public Comment.

// In the matter of Finance – General, Council Report #11 was considered regarding introducing a Resolution to appropriate \$163,204 to the FY 2019 City-Federal-State Aid Budget for the Temporary Assistance for Needy Families (TANF) Community Wealth Building (CWB) Grant. Assistant City Manager John H. Hughes, IV provided a brief presentation on this matter. Councilmember Jeff Helgeson, Chair of the Finance Committee, stated that the request was considered by the Finance Committee earlier in the day and moved for approval of the Resolution. The motion did not require a second. Councilmember Perrow commented that this was the first time he had witnessed a presentation from the Clerk of Council's seat and commended Assistant City Manager Hughes on the presentation and for assuming the role of Acting Clerk of Council. Councilmember Perrow noted that this appropriation is a primary legislative goal of Virginia First Cities. Councilmember Wilder remarked that better employment is a crucial step for our City to give citizens better opportunities. Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-19-015, as presented to amend the FY 2019 City Federal State Aid budget and appropriate \$163,204 with resources from the Commonwealth of Virginia Department of Social Services (VDSS) through the Employment for TANF Participants Grant:

Ayes: Dolan, Helgeson, Nelson, Perrow, Wilder, Tweedy	6
Noes:	0
Absent: Wright	1

// In the matter of Finance – General, City Council Report #12 was considered regarding introducing a Resolution to amend the FY 2019 City Capital Fund budget and appropriate \$1,000,000 with resources from the Virginia Department of Transportation (VDOT) State of Good Repair Grant to pave sections of Wards Road and Fort Avenue. Joseph Lee Newland, City Engineer, provided a brief presentation on this matter. Councilmember Helgeson, Chair of the Finance Committee stated that this matter was considered by the Finance Committee earlier in the day and moved for approval of the Resolution. The motion did not require a second. Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-19-016, as presented, to amend the FY 2019 City Capital

Fund budget and appropriate \$1,000,000 with resources from the Virginia Department of Transportation State of Good Repair Grant to pave sections of Wards Road and Fort Avenue:

Ayes: Dolan, Helgeson, Nelson, Perrow, Wilder, Tweedy 6

Noes: 0

Absent: Wright 1

// The meeting was adjourned at 7:44 P.M. until March 6, 2019 at 1 P.M. to conduct closed meetings throughout the day for interviews with and discussions of prospective candidates for the position of Clerk of Council, pursuant to Section 2.2-3711(A.)(1) of the Code of Virginia.

Re: City Council Meeting March 12th

Ronald Shavers <shoponation2018@gmail.com>

Tue 3/5/2019 4:41 PM

To: Campbell, Alicia <alicia.campbell@lynchburgva.gov>;

Good Evening can you please put me on the docket to speak at city council on the 12. Want to speak about anti Bullying initiatives

On Mon, Mar 4, 2019, 4:10 PM Campbell, Alicia <alicia.campbell@lynchburgva.gov> wrote:

Good Afternoon, BB –

Please respond to this email with your request to speak at Council no later than this Wednesday, March 6th, by noon.

Thank you!

ALICIA F. CAMPBELL – Administrative Services Associate III

City of Lynchburg, City Manager's Office

900 Church Street

Lynchburg, VA 24504

P: (434) 455-3990 F: (434) 847-1536

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **March 12, 2019**

AGENDA ITEM #: **8**

CONSENT:
ACTION: **X**

REGULAR: **X**
INFORMATION:

WORK SESSION:

CLOSED SESSION:
(Confidential)

ITEM TITLE: Rezoning – R-1, Low Density Residential to R-3, Medium Density Residential – 1221 Lockwood Drive

KEY ELEMENTS:

___ Economic Development ___ Excellent Government **X** Natural and Built Environment ___ Safe Community **X** Vibrant Community

RECOMMENDATION: Approval of the rezoning petition from R-1, Low Density Residential to R-3, Medium Density Residential to allow the construction of a duplex.

SUMMARY: Jamerson Real Estate Inc. is petitioning to rezone approximately eighty-two thousandths (0.082) of an acre from a portion of 1221 Lockwood Drive from R-1, Low Density Residential to R-3, Medium Density Residential to allow the construction of a duplex. If approved, the residue of 1221 Lockwood Drive would be combined with 1225 Lockwood Drive and result in a one and thirty-six thousandths (1.036) acre lot for the construction of a single household dwelling.

PRIOR ACTION(S):

February 13, 2019: The Planning Division recommended approval of the rezoning petition.
The Planning Commission held a public hearing and recommended approval (5-0, with 2 members absent, Light, Bowden)

FISCAL IMPACT: N/A

CONTACT(S): Tom Martin, City Planner – 455-3900
Kent White, Community Development Director – 455-3900

ATTACHMENT(S):

- Ordinance
- Planning Commission Minutes – February 13, 2019
- Planning Commission Packet – February 13, 2019
 - Planning Commission Report
 - Zoning Map with Adjoining Owners
 - Future Land Use Map
 - Watershed Map
 - Planimetric and Topographic Map
 - Concept Plan
 - Property Photograph
 - Speaker Signup Sheet

REVIEWED BY: raw

UNCODIFIED ORDINANCE:

AN ORDINANCE CHANGING A CERTAIN AREA LOCATED AT 1221 LOCKEWOOD DRIVE FROM R-1, LOW DENSITY RESIDENTIAL TO R-3, MEDIUM DENSITY RESIDENTIAL.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNCHBURG that in order to promote the public necessity, convenience, welfare and good zoning practice that Chapter 35.2 of the Code of the City of Lynchburg, 1981, as amended, be and the same is hereby further amended by adding thereto Section 35.2-54. __ which shall read as follows:

Section 35.2-54. __. Change of a certain area located at 1221 Lockewood Drive from R-1, Low Density Residential to R-3, Medium Density Residential.

The area embraced within the following boundaries:

COMMENCING AT THE INTERSECTION OF THE NORTHERN RIGHT OF WAY OF WOOD ROAD AND THE WESTERN RIGHT OF WAY OF LOCKEWOOD DRIVE, THENCE ALONG SAID LOCKEWOOD DRIVE RIGHT OF WAY NORTH 04 DEGREES 52 MINUTES 42 SECONDS EAST 201.48 FEET TO A POINT; THENCE NORTH 82 DEGREES 42 MINUTES 57 SECONDS WEST TO THE TRUE POINT OF BEGINNING; THENCE LEAVING SAID LOCKEWOOD DRIVE RIGHT OF WAY NORTH 82 DEGREES 45 MINUTES 54 SECONDS WEST 194.73 FEET TO A POINT; THENCE NORTH 04 DEGREES 48 MINUTES 50 SECONDS EAST 18.55 FEET TO A POINT; THENCE SOUTH 82 DEGREES 37 MINUTES 09 MINUTES EAST 194.78 FEET TO A POINT ON SAID LOCKEWOOD DRIVE RIGHT OF WAY; THENCE SOUTH 04 DEGREES 52 MINUTES 42 SECONDS WEST 18.06 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.0818 ACRES.

...is hereby changed from R-1, Low Density Residential District to R-3, Medium Density Residential District.

And the City Planner shall forthwith cause the "Official Zoning Map of the City of Lynchburg, Virginia" referred to in Section 35.2-32 of this chapter to be amended in accordance therewith.

Adopted:

Certified: _____

Acting Clerk of Council

029A

MINUTES OF THE FEBRUARY 13, 2019 PLANNING COMMISSION MEETING (MINUTES HAVE NOT BEEN APPROVED):

Petition of Jamerson Real Estate Inc. to rezone approximately eighty two thousandths (0.082) of an acre at 1221 Lockwood Drive from R-1, Low Density Residential District to R-3, Medium Density Residential District to allow the construction of a duplex:

Mr. Tom Martin summarized the report for the commissioners. The subject property is currently zoned both R-3, Medium Density Residential District and R-1, Low Density Residential District. The property is designated Medium Density Residential and Low Density Residential on the City's *Future Land Use Map (FLUM)*. The proposal is to rezone approximately eighty-two thousandths (0.082) of an acre to allow the construction of one additional duplex beyond what would be allowed by the existing zoning. It is a strip of approximately 18 feet fronting on Lockwood Drive and extending back approximately 195 feet. The remainder of 1221 Lockwood Drive would be joined with 1225 Lockwood Drive to create a one acre lot that would be developed for a single-family home. Planning staff thinks this is a very reasonable request and is recommending approval of the rezoning petition.

Mr. Bill Jamerson of Jamerson Real Estate came forward to represent the petition. He said that Mr. Martin had stated everything very well in the report and summary. Mr. Jamerson mentioned that a portion of 1221 Lockwood Drive contains a drainage channel that has been there for ages and it has worked very well. In order to build on 1221 Lockwood Drive, they would have to do a lot of work to the drainage channel. If this rezoning is approved, he can build a very nice home on the residue lot and will probably not have to disturb the drainage channel very much, if at all.

Chair Rogers asked for anyone who wished to speak in favor of the petition. No one came forward. He asked for anyone who wished to speak in opposition to the petition. No one came forward. He closed the public hearing portion of the petition.

Commissioner Marion asked Mr. Martin to clarify what portion of 1221 Lockwood Drive is being proposed to be rezoned. Mr. Martin indicated on the zoning map that there is an 18-foot strip of land that is currently zoned R-1. If that is rezoned to R-3, it will allow an additional duplex to be built on 1221 Lockwood Drive. The residue of 1221 Lockwood Drive will be added to 1225 Lockwood Drive to make a one acre lot zoned R-1. Commissioner Marion noted the strip is approximately the width of an alley. Mr. Martin indicated it is not even the width of an alley.

Commissioner Perault noted that the total impact is reduced by the fact that there will be a much larger R-1 residue lot at 1225 Lockwood Drive. The other commissioners felt this was a common sense request and seemed reasonable.

Commissioner Lowe noted that there are many single-family homes on the other side of Lockwood Drive. Are we going to start allowing duplexes to go on down the rest of this side of the road? Commissioner Marion agrees that she is concerned with Wood Road. They have talked about Wood Road previously. She noted that the rest of Wood Road is already zoned for duplexes. If we are just talking about 18 feet, she would not quibble about it. Commissioner Perault agrees with Commissioner Lowe's concern. However, this is not a typical petition. Generally petitioners do not offer to combine a residue lot with another lot in order to build a single-family home. The precedent the commission would be setting is saying that because the petitioner offered a bigger single-family lot instead of asking for more duplexes or more density is one reason the commission felt it could support this rezoning petition. Commissioner Rogers noted that the houses on the other side of Lockwood Drive have already started to create their own buffer. Commissioner Lowe noted that if this piece of property is the cutoff for duplexes on Lockwood Drive, then he is comfortable with the petition.

Commissioner Johnson made the following motion, which was seconded by Commissioner Marion:

"That the Planning Commission recommends to City Council approval of the petition of Jamerson Real Estate Inc., to rezone approximately eighty-two thousandths (0.082) of an acre located at 1221 Lockwood Drive from R-1, Low Density Residential District to R-3, Medium Density, Residential District.

The motion passed by the following vote:

AYES:	Johnson, Lowe, Marion, Perault and Rogers	5
NOES:		0
ABSTENTIONS:		0
ABSENT:	Bowden and Light	2

The Department of Community Development
City Hall, Lynchburg, VA 24504 **434-455-3900**

To: Planning Commission
From: Planning Division
Date: February 13, 2019
Re: Rezoning – R-1, Low Density Residential to R-3, Medium Density Residential –
1221 Lockewood Drive

I. PETITIONER

Jamerson Real Estate Inc., P. O. Box 395, Appomattox, Virginia 24522

Representative: Michael Cassidy, Piedmont Surveyors, 3831 Old Forest Road, Suite 6,
Lynchburg, Virginia 24501

Property Owner: Jamerson Real Estate, Inc., P. O. Box 395, Appomattox, Virginia 24522

III. PURPOSE

The purpose of the petition(s) is to rezone approximately eighty-two thousandths (0.082) of an acre of the subject property, which would facilitate the construction of one (1) additional duplex.

IV. SUMMARY

- The *Comprehensive Plan 2013-2030's Future Land Use Map (FLUM)* recommends a Low Density and Medium Density Residential use for the area.
- The rezoning would facilitate the construction of a duplex on the property.

The Planning Division recommends approval of the rezoning petition.

V. FINDINGS OF FACT

1. **Comprehensive Plan.** The *Comprehensive Plan 2013-2030* recommends Low Density Residential and Medium Density Residential uses for the area.

Low Density Residential areas are dominated by single family detached housing at densities of up to four (4) dwelling units per acre. In addition to residential uses, they may include public and institutional uses compatible in scale with single family residential homes. Private recreation uses, including country clubs and swim and racquet clubs, and private open space are also appropriate for Low Density Residential areas. (p.72)

Medium Density Residential are characterized by small lot single family detached housing, duplexes and townhouses at densities up to 12 units per acre. Where neighborhoods already exist, infill development should be at a compatible density and housing type. In addition to residential uses, they may include public and private institutional uses compatible in scale with single family homes. Private recreation uses, including country clubs, swim and racquet clubs and private open space are also appropriate. (p.72)

2. **Zoning.** The subject property proposed for rezoning is approximately eighty-two thousandths (0.082) of an acre located at 1221 Lockewood Drive. This parcel is currently zoned R-1, Low Density Residential and R-3, Medium Density Residential. Rezoning this small area would facilitate the construction of a duplex. The remainder of the parcel would be combined with

the adjacent 1225 Lockewood Drive and be developed as a single-family residence. The area was annexed into the City in 1976 and the existing zoning was established in 1978.

3. **Proffers.** N/A
4. **Board of Zoning Appeals (BZA).** The Zoning Official has determined that no variances are needed for the development of the property as proposed.
5. **Surrounding Area.** There have been a several items requiring City Council approval in the immediate area:
 - On May 22, 1979, Council approved the Timberlake Road Study which revised zoning for properties fronting the Timberlake Road area.
 - On April 13, 1982, Council approved the conditional use permit petition of Ronnie Vaughan to allow a recreation center at 8131 Timberlake Road.
 - On November 13, 2007, Council denied the petition of S. W. Neal Development Group for a conditional use permit at 1200 and 1202 Wood Road to allow the construction of a Planned Unit Development containing single-family homes and townhomes.
 - On February 13, 2018, Council denied the petition of Danny Tyree for a conditional use permit at 1002 Wood Road and 8129 Timberlake Road to allow the construction of a forty-three (43) unit townhome development.
6. **Site Description.** The property is currently vacant. A portion of the property is currently zoned R-3, Medium Density Residential and the remainder is zoned R-1, Low Density Residential. The property is bound to the north by vacant land, to the south by duplexes, to the east by single household uses and to the west by multi-family uses.
7. **Proposed Use of Property** The purpose of the petition is to rezone approximately eighty-two thousandths (0.082) of an acre located at 1221 Lockewood Drive. If rezoned this area would be combined with the portion of the property currently zoned R-3, Medium Density Residential to facilitate the construction of a duplex. The remainder of the property would be combined with 1225 Lockewood Drive to be developed as a single-family residence.
8. **Traffic, Parking and Public Transit.** A transportation analysis was not required by the City Engineer.

The closest public transportation is Greater Lynchburg Transit Company (GLTC) Route 7, with a bus stop located at 8201 Timberlake Road. This bus stop is approximately one thousand sixty-four (1,064) feet from the area proposed for rezoning. The area is not connected to the bus stop by sidewalks.
9. **Stormwater Management.** The City's Environmental Reviewer had no concerns with the proposed rezoning.
10. **Emergency Services:** The City's Police and Fire Departments had no concerns regarding the rezoning.
11. **Impact.** The rezoning of the small strip of land would allow it to be combined with an existing portion of the property to facilitate the construction of a duplex. The remaining R-1, Low Density Residential portion of the property would be combined with the adjacent property and result in the construction of a single-family residence on a one acre lot. The rezoning should have little to no impact on the area.

12. **Technical Review Committee.** The Technical Review Committee (TRC) reviewed the rezoning petition on January 23, 2019. Comments have or will be addressed prior to final approvals.
-

VI. PLANNING DIVISION RECOMMENDATION

Based on the preceding Findings of Fact, the Planning Commission recommends to City Council approval of the petition of Jamerson Real Estate Inc., to rezone approximately eighty-two thousandths (0.082) of an acre located at 1221 Lockewood Drive from R-1, Low Density Residential District to R-3, Medium Density, Residential District.

This matter is respectfully offered for your consideration.



William T. Martin, AICP
City Planner

pc: Ms. Bonnie M. Svrcek, City Manager
Mr. Reid Wodicka, Deputy City Manager
Mr. Walter C. Erwin, City Attorney
Mr. Kent L. White, Director of Community Development
Mr. J. Lee Newland, City Engineer
Ms. Cynthia Kozarow, Lynchburg Police Department
Battalion Chief Thomas Goode, Fire Marshal
Mr. Doug Saunders, Building Official
Mr. Kevin Henry, Zoning Administrator
Mr. Bill Jamerson, Property Owner
Mr. Michael Cassidy, Representative

VII. ATTACHMENTS

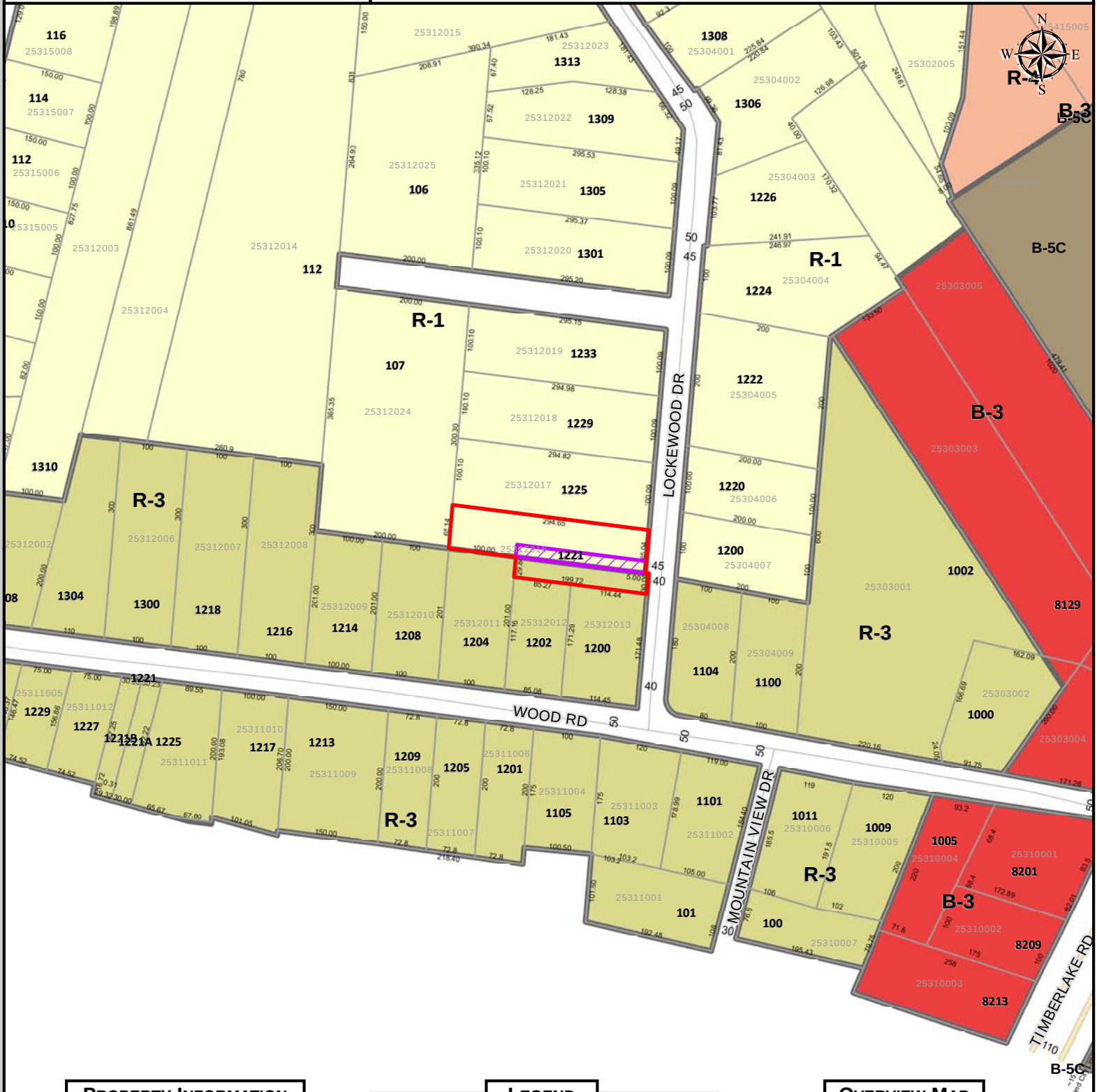
1. **Zoning Map with Adjoining Owners**
2. **Future Land Use Map**
3. **Watershed Map**
4. **Planimetric and Topographic Map**
5. **Concept Plan**
6. **Property Photograph**

Zoning Map

1221 LOCKEWOOD DR

Zoning Request

Jamerson Real Estate, Inc.



PROPERTY INFORMATION

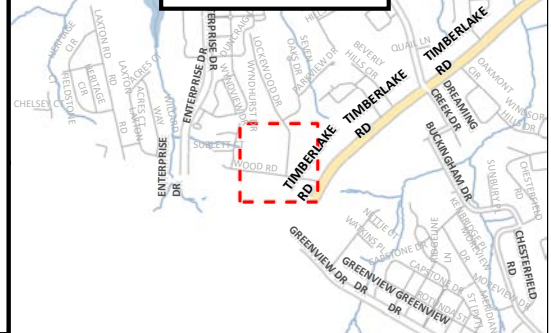
PARCEL ID	ADDRESS
25312016	1221 LOCKEWOOD DR

LEGEND

- Area To Be Rezoned
 - Subject Property
 - 215' Buffer
- | | | |
|---|--|---|
| B-1 | I-1 | R-1 |
| B-3 | I-2 | R-2 |
| B-4 | I-3 | R-3 |
| B-5 | IN-1 | R-4 |
| R-C | IN-2 | |

MAP SCALE: 1" = 200' DATE PRINTED: 2/26/2019

OVERVIEW MAP



DISCLAIMER: THIS MAP IS NEITHER A LEGALLY RECORDED MAP NOR A SURVEY AND IS NOT INTENDED TO BE USED AS SUCH. THE INFORMATION DISPLAYED IS A COMPILATION OF RECORDS, INFORMATION, AND DATA OBTAINED FROM VARIOUS SOURCES. THE CITY OF LYNCHBURG IS NOT RESPONSIBLE FOR ITS ACCURACY OR HOW CURRENT IT MAY BE.

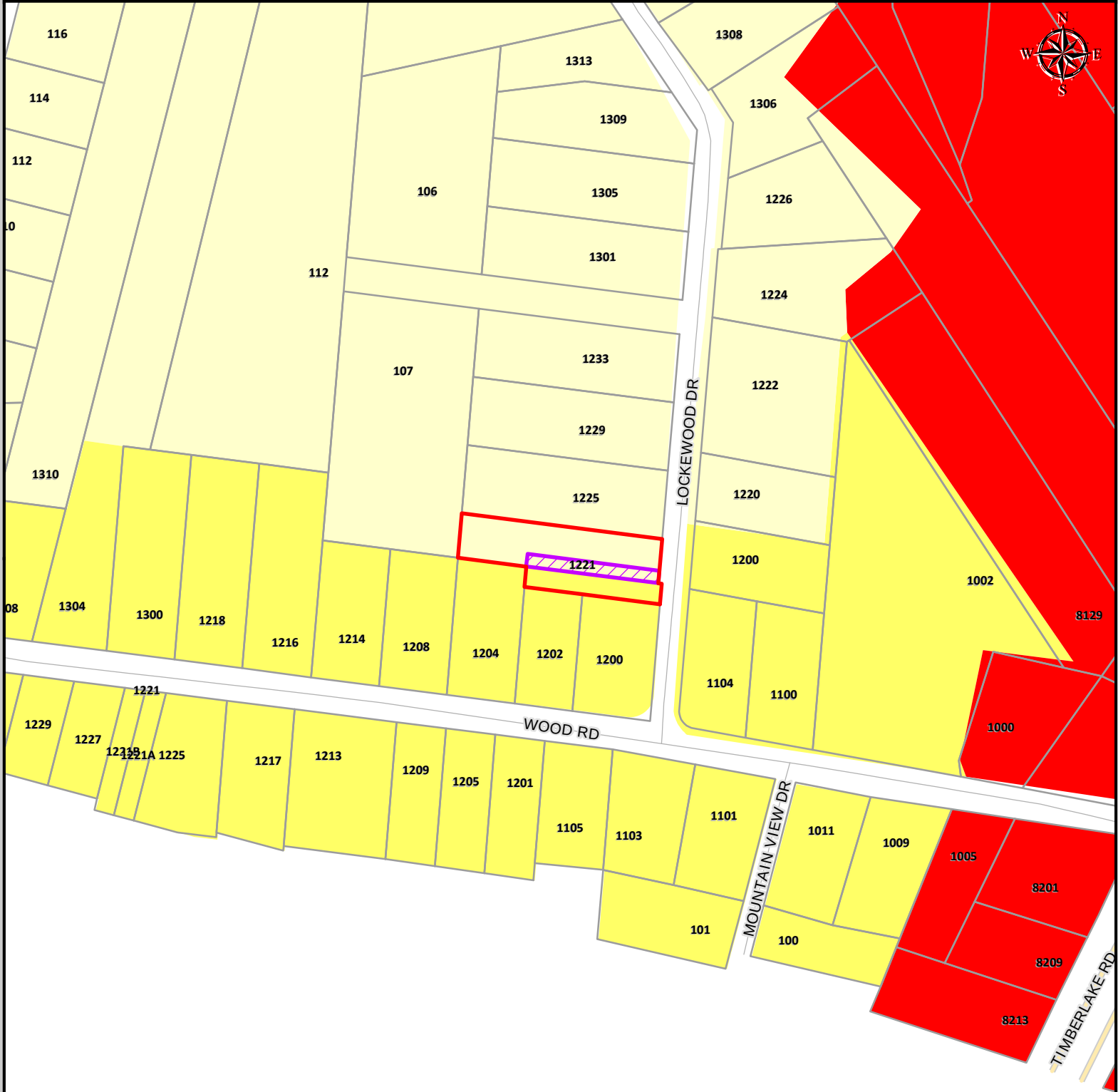
25304009	1100 WOOD RD	COLLINS, LINDA W & TRAVIS G
25304007	1200 LOCKEWOOD DR	DAUGHERTY, HARVEY L JR & JUANITA R
25312014	112 BILL DR	DAVIS, PRESTON E & LORETTA C
25312018	1229 LOCKEWOOD DR	DRISKILL, GWENDELLYN C
25312010	1208 WOOD RD	GERDUS, RYAN A
25304005	1222 LOCKEWOOD DR	HARTMAN, RUSSELL B JR & PAULA M
25312019	1233 LOCKEWOOD DR	HUDSON BUILDERS INC
25312013	1200 WOOD RD	HUDSON BUILDERS INC
25312012	1202 WOOD RD	HUDSON BUILDERS INC
25312017	1225 LOCKEWOOD DR	JAMERSON REAL ESTATE INC
25312016	1221 LOCKEWOOD DR	JAMERSON REAL ESTATE INC
25312024	107 BILL DR	JAMERSON REAL ESTATE INC
25304006	1220 LOCKEWOOD DR	LARKIN, SHAWN N & BRITTANY
25312011	1204 WOOD RD	MAYO, MICHAEL T
25312009	1214 WOOD RD	RADICK, JOHN R & HELGA M
25312008	1216 WOOD RD	STEELE, MELISSA L
25304008	1104 WOOD RD	WRIGHT, DANA V

FLUM Map

1221 LOCKEWOOD DR

Zoning Request

Jamerson Real Estate, Inc



PROPERTY INFORMATION

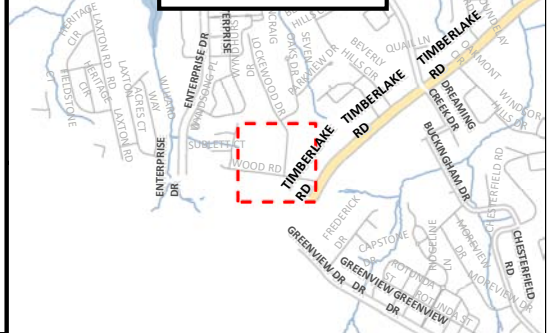
PARCEL ID	ADDRESS
25312016	1221 LOCKEWOOD DR

LEGEND

- | | |
|----------------------------|-----------------------|
| Local Historic District | Employment 1 |
| Traditional Residential | Employment 2 |
| Low Density Residential | Downtown |
| Medium Density Residential | Institution |
| High Density Residential | Public Use |
| Neighborhood Commercial | Public Parks |
| Community Commercial | Resource Conservation |
| | Mixed Use |

MAP SCALE: 1" = 200' DATE PRINTED: 2/26/2019

OVERVIEW MAP



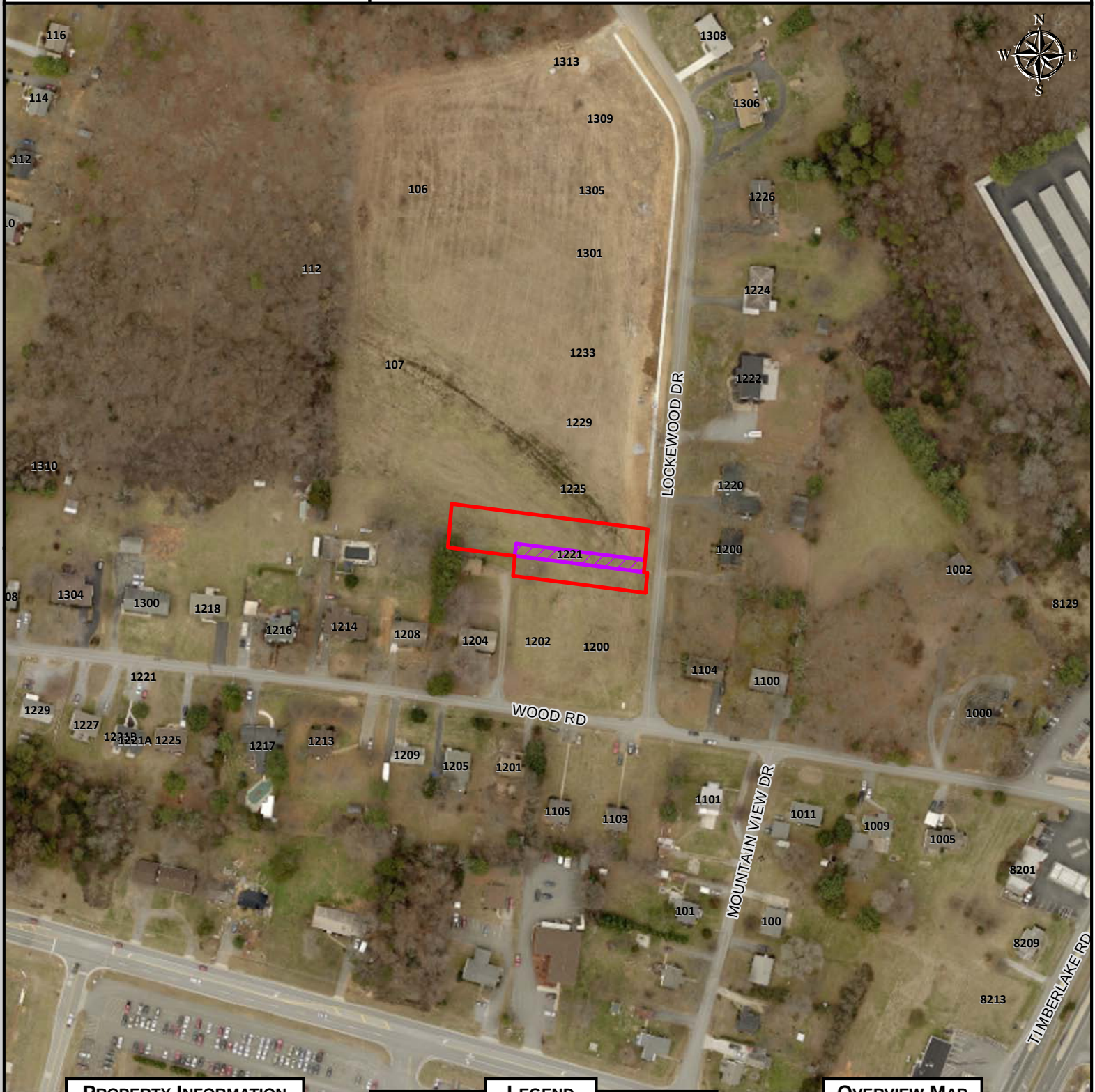
DISCLAIMER: THIS MAP IS NEITHER A LEGALLY RECORDED MAP NOR A SURVEY AND IS NOT INTENDED TO BE USED AS SUCH. THE INFORMATION DISPLAYED IS A COMPILATION OF RECORDS, INFORMATION, AND DATA OBTAINED FROM VARIOUS SOURCES. THE CITY OF LYNCHBURG IS NOT RESPONSIBLE FOR ITS ACCURACY OR HOW CURRENT IT MAY BE.

Watershed Map

1221 LOCKEWOOD DR

Zoning Request

Jamerson Real Estate, Inc



PROPERTY INFORMATION

PARCEL ID	ADDRESS
25312016	1221 LOCKEWOOD DR

LEGEND

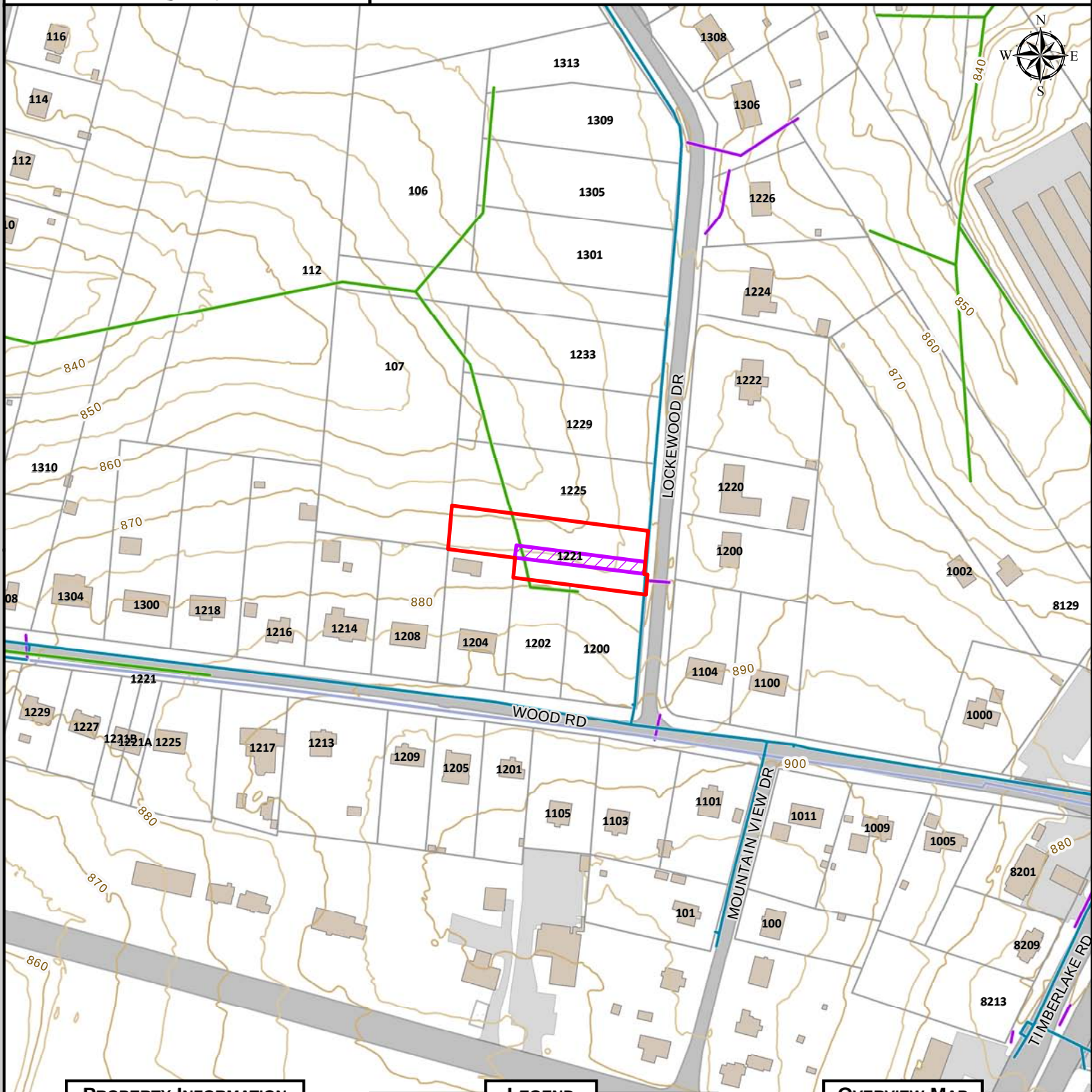
- Area To Be Rezoned
- Subject Property
- Base Flood Elevation
- Floodway
- Floodzone
- River / Lake / Stream

OVERVIEW MAP



MAP SCALE: 1" = 200' DATE PRINTED: 2/26/2019

DISCLAIMER: THIS MAP IS NEITHER A LEGALLY RECORDED MAP NOR A SURVEY AND IS NOT INTENDED TO BE USED AS SUCH. THE INFORMATION DISPLAYED IS A COMPILATION OF RECORDS, INFORMATION, AND DATA OBTAINED FROM VARIOUS SOURCES. THE CITY OF LYNCHBURG IS NOT RESPONSIBLE FOR ITS ACCURACY OR HOW CURRENT IT MAY BE.



PROPERTY INFORMATION

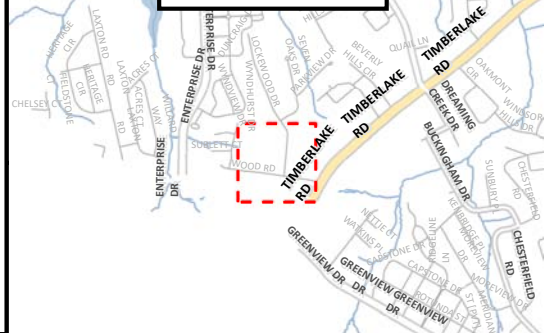
PARCEL ID	ADDRESS
25312016	1221 LOCKEWOOD DR

LEGEND

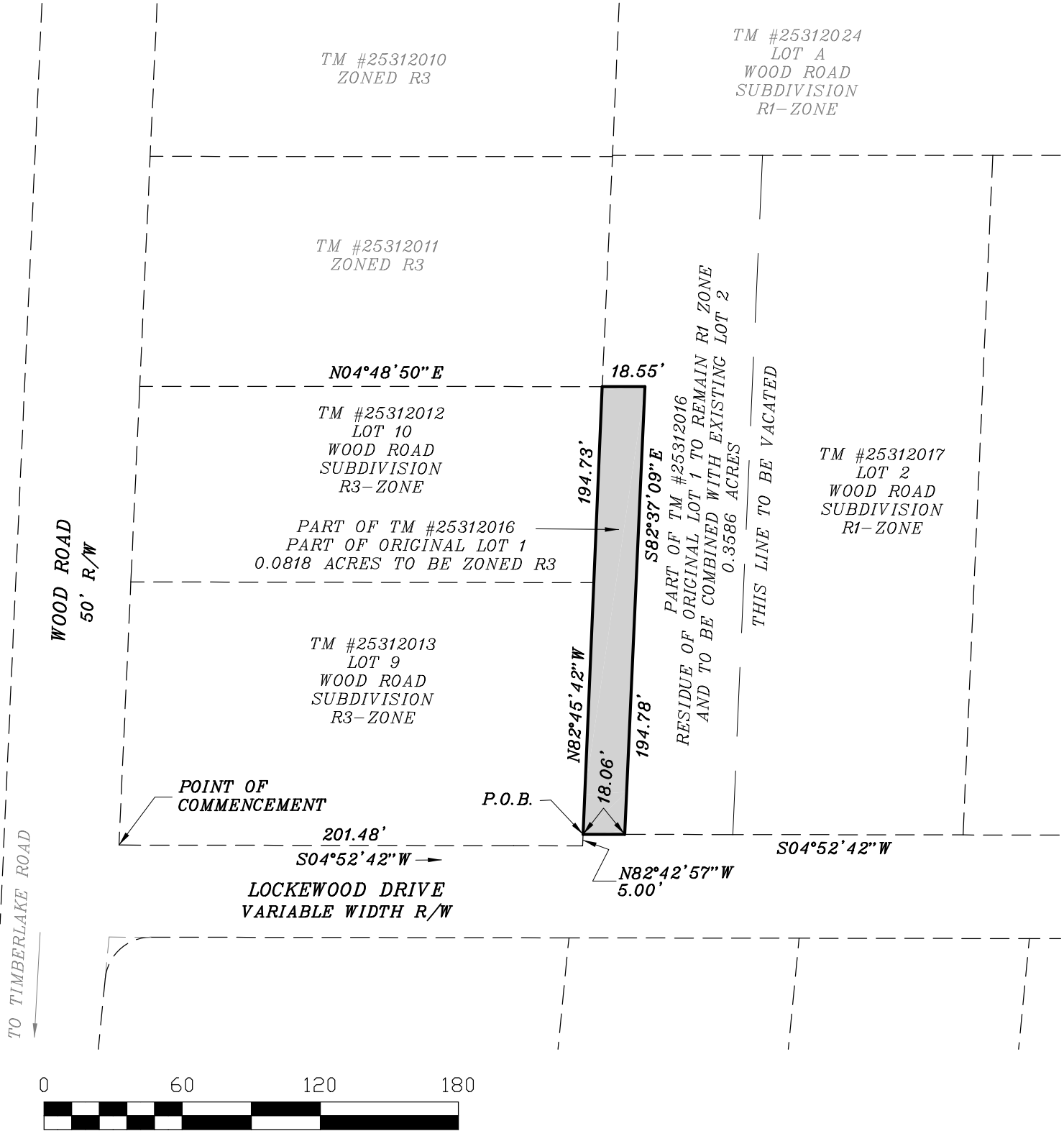
Utilities	Area To Be Rezoned		
	Active	Proposed	Abandoned
	Water	Sanitary	Storm
Planimetrics	Paved		
	Unpaved		
	Other		
	Structure	Roadway	Parking
	Sidewalk	Driveway	
Topography	Contour		
	100'	20'	5'
	50'	10'	1'

MAP SCALE: 1" = 200' DATE PRINTED: 2/26/2019

OVERVIEW MAP



DRAWNG SHOWING THAT PART OF LOT 1
WOOD ROAD SUBDIVISION
TO BE REZONED FROM R1 TO R3
CITY OF LYNCHBURG, VIRGINIA
SHEET 1 OF 2

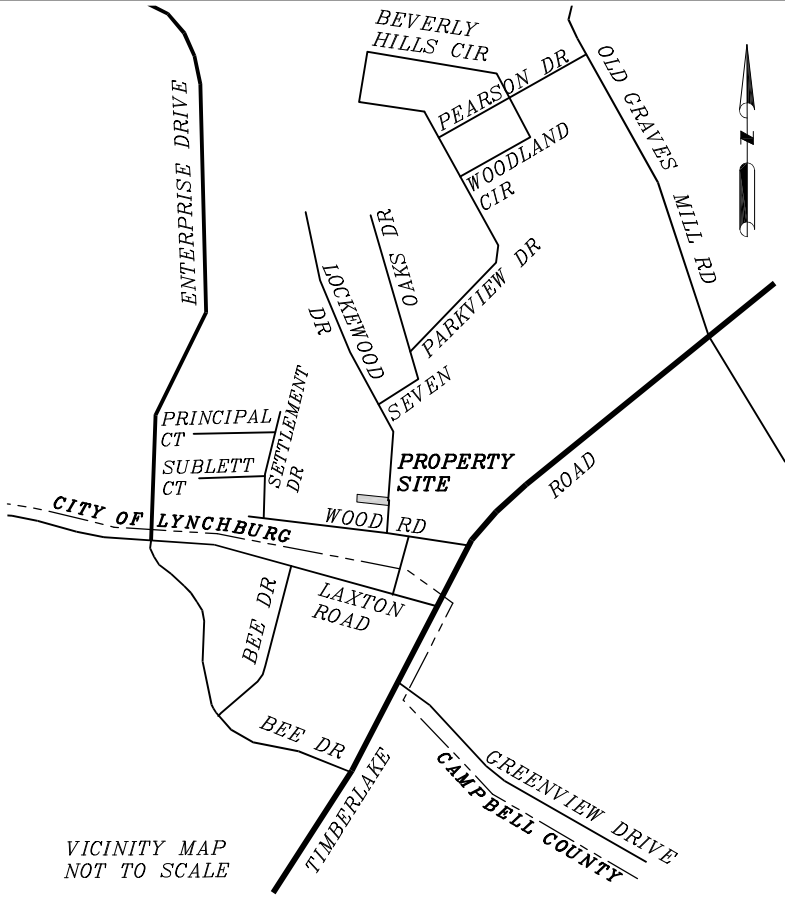


SOLID GREY SHADED AREA REPRESENTS
THAT PART OF EXISTING LOT 1 OF WOOD
ROAD SUBDIVISION TO BE REZONED
FROM R1 TO R3.

THIS DRAWING IS INTENDED ONLY FOR CITY
OF LYNCHBURG REVIEW AND/OR APPROVAL
OF A REZONING REQUEST AND IS NOT
INTENDED TO BE BOUNDARY SURVEY

TAX MAP #25312016 AND #25312017 WERE
ACQUIRED BY JAMERSON REAL ESTATE,
INC. FROM KATHRYN M. CARSON, JAMES
BLAKE MYERS, JEFFREY F. MYERS AND
SCOTT D. MYERS (DEWISEES OF THE
ESTATE OF INA R. DALTON) BY DEED
RECORDED IN THE CIRCUIT COURT CLERK'S
OFFICE OF CITY OF LYNCHBURG, VIRGINIA
AS INSTRUMENT #130009108. SEE PLAT
CABINET 13 SLIDE 61B & 62A FOR
ORIGINAL SUBDIVISION PLAT.

TAX MAP #25312012 AND #25312013 WERE
ACQUIRED BY HUDSON BUILDERS, INC.
FROM JAMERSON REAL ESTATE, INC. BY
DEED RECORDED IN THE CIRCUIT COURT
CLERK'S OFFICE OF CITY OF LYNCHBURG,
VIRGINIA AS INSTRUMENT #170003727. SEE
PLAT CABINET 13 SLIDE 61B & 62A FOR
ORIGINAL SUBDIVISION PLAT.



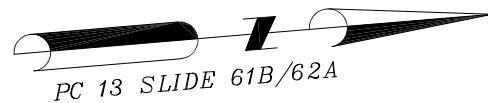
VICINITY MAP
NOT TO SCALE

LEGAL DESCRIPTION FOR PART OF EXISTING LOT 1
TO BE REZONED FROM R1 TO R3

COMMENCING AT THE INTERSECTION OF THE
NORTHERN RIGHT OF WAY OF WOOD ROAD AND THE
WESTERN RIGHT OF WAY OF LOCKWOOD DRIVE,
THENCE ALONG SAID LOCKWOOD DRIVE RIGHT OF
WAY NORTH 04 DEGREES 52 MINUTES 42 SECONDS
EAST 201.48 FEET TO A POINT; THENCE NORTH 82
DEGREES 42 MINUTES 57 SECONDS WEST TO THE
TRUE POINT OF BEGINNING; THENCE LEAVING SAID
LOCKWOOD DRIVE RIGHT OF WAY NORTH 82
DEGREES 45 MINUTES 54 SECONDS WEST 194.73
FEET TO A POINT; THENCE NORTH 04 DEGREES 48
MINUTES 50 SECONDS EAST 18.55 FEET TO A POINT;
THENCE SOUTH 82 DEGREES 37 MINUTES 09
MINUTES EAST 194.78 FEET TO A POINT ON SAID
LOCKWOOD DRIVE RIGHT OF WAY; THENCE SOUTH 04
DEGREES 52 MINUTES 42 SECONDS WEST 18.06 FEET
FEET TO THE POINT OF BEGINNING AND CONTAINING
0.0818 ACRES.

REVISED 2/5/2019 TO REFLECT CURRENT CITY ZONING LIMITS

 PIEDMONT SURVEYORS PLLC 3831 OLD FOREST ROAD – SUITE 6 LYNCHBURG, VA 24501 434-426-9510 WWW.PIEDMONTSURVEYORS.COM	<i>PROJECT NO: 2016-828</i>
	<i>DRAWING NO: 2016-828-7</i>
	<i>1/31/2019</i>
	<i>SEE SHEET FOR SCALE</i>
	<i>SHEET 1 OF 2</i>



PC 13 SLIDE 61B/62A

DRAWING SHOWING THAT PART OF LOT 1
WOOD ROAD SUBDIVISION
TO BE REZONED FROM R1 TO R3
CITY OF LYNCHBURG, VIRGINIA
SHEET 2 OF 2

TM #25312011
MICHAEL T. MAYO
DB 857 PG 490
DB 857 PG 499 (PLAT)
ZONED R3

EXISTING VARIABLE
WIDTH SANITARY SEWER
EASEMENT AREA

EX. 20' WIDE CITY OF LYNCHBURG
SANITARY SEWER EASEMENT

THIS SHEET IS FOR SHOWING ULTIMATE DIVISION OF
EXISTING WOOD ROAD SUBDIVISION LOTS 1,2,9 & 10.
SOLID GREY SHADED AREA REPRESENTS THAT PART OF
EXISTING LOT 1 OF WOOD ROAD SUBDIVISION
TO BE REZONED FROM R1 TO R3.
(SEE SHEET 1 OF 2 FOR METES AND BOUNDS)

THIS DRAWING IS INTENDED ONLY FOR CITY OF LYNCHBURG
REVIEW AND/OR APPROVAL OF A REZONING REQUEST AND
IS NOT INTENDED TO BE BOUNDARY SURVEY

TM #25312017
REVISED LOT 2
ZONED R1
#1225 LOCKEWOOD DR
1.036 AC

TM #25312018
GWENDELLYN C. DRISKILL
INSTR #180005715
LOT 3
ZONED R1
0.677 ACRES
#1229 LOCKEWOOD DR



REVISED 2/5/2019 TO REFLECT
CURRENT CITY ZONING LIMITS

PROJECT NO: 2016-828

DRAWING NO: 2016-828-7

1/03/2019

SEE SHEET FOR SCALE

SHEET 2 OF 2



3831 OLD FOREST ROAD-SUITE 6
LYNCHBURG, VA 24501
434-426-9510
WWW.PIEDMONTSURVEYORS.COM

POINT OF
COMMENCEMENT

LOCKEWOOD DRIVE
VARIABLE WIDTH R/W

(FYS) FRONT YARD SETBACK
(SYS) SIDE YARD SETBACK
(RYS) REAR YARD SETBACK





LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **March 12, 2019**

AGENDA ITEM #: **9**

CONSENT:
ACTION: **X**

REGULAR: **X**
INFORMATION:

WORK SESSION:

CLOSED SESSION:
(Confidential)

ITEM TITLE: Change of Polling Location in Ward I, Precinct 1 from Moose Lodge to Heritage Baptist Church

KEY ELEMENTS:

☐ Economic Development ☒ Excellent Government ☐ Natural and Built Environment ☐ Safe Community ☐ Vibrant Community

RECOMMENDATION: After a public hearing, adopt an ordinance amending Section 14-32 Clause 1 (paragraph 1) of the City Code moving the voting location for Ward I Precinct 1 from Moose Lodge, 2307 Lakeside Drive, to Heritage Baptist Church, 219 Breezewood Drive.

SUMMARY: Moose Lodge is the Ward I Precinct 1 polling location. Moose Lodge has been a polling location for the city for 40 years. During that time the precinct has seen growth in the surrounding traffic and increased registered voters. Heritage Baptist Church is well equipped to handle voter turn-out, has better accessibility for voters with disabilities, and the interior voting space is flexible in accommodating low or high turnout elections. Further, the location can better handle traffic flow for ease in and out of the polling location. Heritage Baptist Church has agreed to serve as a polling location for Ward I, Precinct 1.

PRIOR ACTION(S): None

FISCAL IMPACT: Cost of printing and mailing new voter cards to approximately 4,637 voters as well as required legal ads estimated to cost \$3,400.

CONTACT(S): Christine Gibbons, General Registrar: (434)-477-5999; Electoral Board: Pat Bower, Chair:
David Neumeyer, Vice Chair: John Cobbs, Secretary

ATTACHMENT(S): Ordinance
Map
Presentation

REVIEWED BY: bms

AN ORDINANCE TO AMEND AND REENACT SECTIONS 14-32 AND 14-35 OF THE CODE OF THE CITY OF LYNCHBURG, 1981, THE AMENDED SECTIONS RELATING TO THE DESIGNATION OF VOTING PLACE FOR THE FIRST PRECINCT OF THE FIRST WARD.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNCHBURG:

1. That Section 14-32 of the Code of the City of Lynchburg, 1981, be and the same are hereby amended and reenacted as follows:

Sec. 14-32. - First ward.

The first ward shall be divided into five election precincts, the boundaries of which shall be as follows:

(1) First precinct. All that portion of the first ward beginning at a point, said point being the intersection of the corporate limits of the City of Lynchburg and the centerline of Graves Mill Road, thence proceeding in an easterly direction along the centerline of Graves Mill Road to its point of intersection with the centerline of McConville Road, thence proceeding in a northerly direction along the centerline of McConville Road to its point of intersection with the centerline of Tomahawk Creek, thence proceeding in an easterly direction along the centerline of Tomahawk Creek to its point of intersection with the centerline of Blackwater Creek, thence proceeding in an easterly direction along the centerline of Blackwater Creek to its point of intersection with the centerline of Fleetwood Drive extended, thence proceeding in a northerly direction along the centerline of Fleetwood Drive extended 395 feet to the terminus of the centerline of Fleetwood Drive, thence proceeding in a northerly direction along the centerline of Fleetwood Drive to its point of intersection with the centerline of Wyndale Drive, thence proceeding in an easterly direction along the centerline of Wyndale Drive to its point of intersection with the centerline of Lakeside Drive, thence proceeding in an easterly direction along the centerline of Lakeside Drive to its point of intersection with the centerline of Forest Brook Road, thence proceeding in a northerly direction along the centerline of Forest Brook Road to its point of intersection with the centerline of Old Forest Road, thence proceeding in a northeasterly direction along the centerline of Old Forest Road to its point of intersection with the centerline of Devonshire Road, thence proceeding in a northwesterly direction along the centerline of Devonshire Road to its point of intersection with the centerline of Kettering Lane, thence proceeding in a northwesterly direction 1,815 feet along the centerline of Devonshire Road extended to its point of intersection with the centerline of the Ivy Creek Tributary, thence proceeding in a northwesterly direction along the centerline of the Ivy Creek Tributary to its point of intersection with the centerline of Ivy Creek, thence proceeding in a westerly direction along the centerline of Ivy Creek, to its point of intersection with the centerline of an unnamed trail located within Peaksview Park, thence proceeding in a westerly direction along the centerline of the unnamed trail in Peaksview Park to its point of intersection with the centerline of Ivy Creek Lane, thence proceeding in a westerly direction along the centerline of Ivy Creek Lane to its point of intersection with the centerline of Wiggington Road, thence proceeding in a northwesterly direction along the centerline of Wiggington Road to its point of intersection with the centerline of Burnham Lane, thence proceeding in a northerly direction along the centerline of Burnham Lane to its point of intersection with the centerline of Mercury Street, thence proceeding in a westerly direction along the centerline of Mercury Street to its point of intersection with the centerline of Saturn Street, thence proceeding in a southerly direction along the centerline of Saturn Street to its point of intersection with the centerline of Wiggington Road, thence proceeding in a northwesterly direction along the centerline of Wiggington Road to its point of intersection with the centerline of Chadwick Drive, thence proceeding in a southwesterly direction along the centerline of Chadwick Drive to its point of intersection with the corporate limits of the City of Lynchburg, thence proceeding in a southerly direction along the corporate limits of the City of Lynchburg to the point of beginning. The voting place in said first precinct of the first ward shall be located at ~~Moose Lodge #715, 2307 Lakeside Drive~~ Heritage Baptist Church, 219 Breezewood Drive.

(2) Second precinct. All that portion of the first ward beginning at a point, said point being the intersection of the corporate limits of the City of Lynchburg and the centerline of Chadwick Drive, thence proceeding in a northwesterly direction along the corporate limits of the City of Lynchburg to its point of intersection with the centerline of Boonsboro Road, thence proceeding in a southeasterly direction along the centerline of Boonsboro Road to its point of intersection with the centerline of Link Road, thence proceeding in a southwesterly direction along the centerline of Link Road to its point of intersection with the centerline of Ivy Creek, thence proceeding in a northwesterly direction along the centerline of Ivy Creek to its point of intersection with the centerline of an

unnamed trail located within Peaksview Park, thence proceeding in a westerly direction along the centerline of the unnamed trail in Peaksview Park to its point of intersection with the centerline of Ivy Creek Lane, thence proceeding in a westerly direction along the centerline of Ivy Creek Lane to its point of intersection with the centerline of Wiggington Road, thence proceeding in a northwesterly direction along the centerline of Wiggington Road to its point of intersection with the centerline of Burnham Lane, thence proceeding in a northerly direction along the centerline of Burnham Lane to its point of intersection with the centerline of Mercury Street, thence proceeding in a westerly direction along the centerline of Mercury Street to its point of intersection with the centerline of Saturn Street, thence proceeding in a southerly direction along the centerline of Saturn Street to its point of intersection with the centerline of Wiggington Road, thence proceeding in a northwesterly direction along the centerline of Wiggington Road to its point of intersection with the centerline of Chadwick Drive, thence proceeding in a southwesterly direction along the centerline of Chadwick Drive to the point of beginning. The voting place in said second precinct of the first ward shall be located at Bedford Hills School, Morningside Drive and Indian Hill Road.

(3) Third precinct. All that portion of the first ward beginning at a point, said point being the intersection of the corporate limits of the City of Lynchburg and the centerline of Boonsboro Road, thence proceeding in a southeasterly direction along the centerline of Boonsboro Road to its point of intersection with the centerline of Rivermont Avenue, thence proceeding in an easterly direction along the centerline of Rivermont Avenue to its point of intersection with the centerline of VES Road, thence proceeding in a northerly direction along the centerline of VES Road to its point of intersection with the centerline of Hydro Street, thence proceeding in a Northerly Direction along the centerline of Hydro Street to its point of intersection with the centerline of Sugar Tree Branch, thence proceeding in an easterly direction along the centerline of Sugar Tree Brach to its point of intersection with the western bank of the James River, thence proceeding in an easterly direction along the centerline of Sugar Tree Branch extended 306 feet to its point of intersection with the corporate limits of the City of Lynchburg, thence proceeding in a Northerly direction along the corporate limits of the City of Lynchburg to the point of beginning. The voting place in said third precinct of the first ward shall be located at First Presbyterian Church, 1215 Virginia Episcopal School Road.

(4) Fourth precinct. All that portion of the first ward beginning at a point, said point being the intersection of the centerline of Rivermont Avenue and the centerline of VES Road, thence proceeding in a northerly direction along the centerline of VES Road to its point of intersection with the centerline of Hydro Street, thence proceeding in a northerly direction along the centerline of Hydro Street to its point of intersection with the centerline of Sugar Tree Brach, thence proceeding in an easterly direction along the centerline of Sugar Tree Branch to its point of intersection with the western bank of the James River, thence proceeding in an easterly direction along the centerline of Sugar Tree Branch extended 306 feet to its point of intersection with the corporate limits of the City of Lynchburg, thence proceeding in a southerly direction along the corporate limits of the City of Lynchburg to its point of intersection with the centerline of the Norfolk and Southern Railroad, thence proceeding in a southwesterly direction along the centerline of the Norfolk and Southern Railroad to its point of intersection with the centerline of Rivermont Avenue, thence proceeding in an westerly direction along the centerline of Rivermont Avenue to the point of beginning. The voting place in said fourth precinct of the first ward shall be located at Rivermont Presbyterian Church, 2424 Rivermont Avenue.

(5) Fifth precinct. All that portion of the first ward beginning at a point, said point being the intersection of the centerline of Ivy Creek and the centerline of the abandoned Norfolk and Southern Railroad, thence proceeding in a northeasterly direction along the centerline of the abandoned Norfolk and Southern Railroad to its point of intersection with the centerline of the Blackwater Creek Bikeway, thence proceeding in a northeasterly direction along the centerline of the Blackwater Creek Bikeway to its point of intersection with the centerline of the Norfolk and Southern Railroad, thence proceeding in a northwesterly direction along the centerline of the Norfolk and Southern Railroad to its point of intersection with the centerline of Rivermont Avenue, thence proceeding in a westerly direction along the centerline of Rivermont Avenue to its point of intersection with the centerline of Rivermont Terrace, thence proceeding in a southerly direction along the centerline of Rivermont Terrace to its point of intersection with the centerline of Langhorne Road, thence proceeding in a southerly direction along the centerline of Langhorne Road to its point of intersection with the centerline of Landon Street, thence proceeding in a westerly direction along the centerline of Landon Street to its point of intersection with Club Drive, thence proceeding in a southwesterly direction along the centerline of Club Drive to its terminus, thence proceeding in a southwesterly direction 93 feet along the centerline of Club Drive extended to its point of intersection with the centerline of Ivy Creek, thence proceeding in a southeasterly direction along the centerline of Ivy Creek to its

point of beginning. The voting place in said fifth precinct of the first ward shall be located at First Christian Church, 3109 Rivermont Avenue.

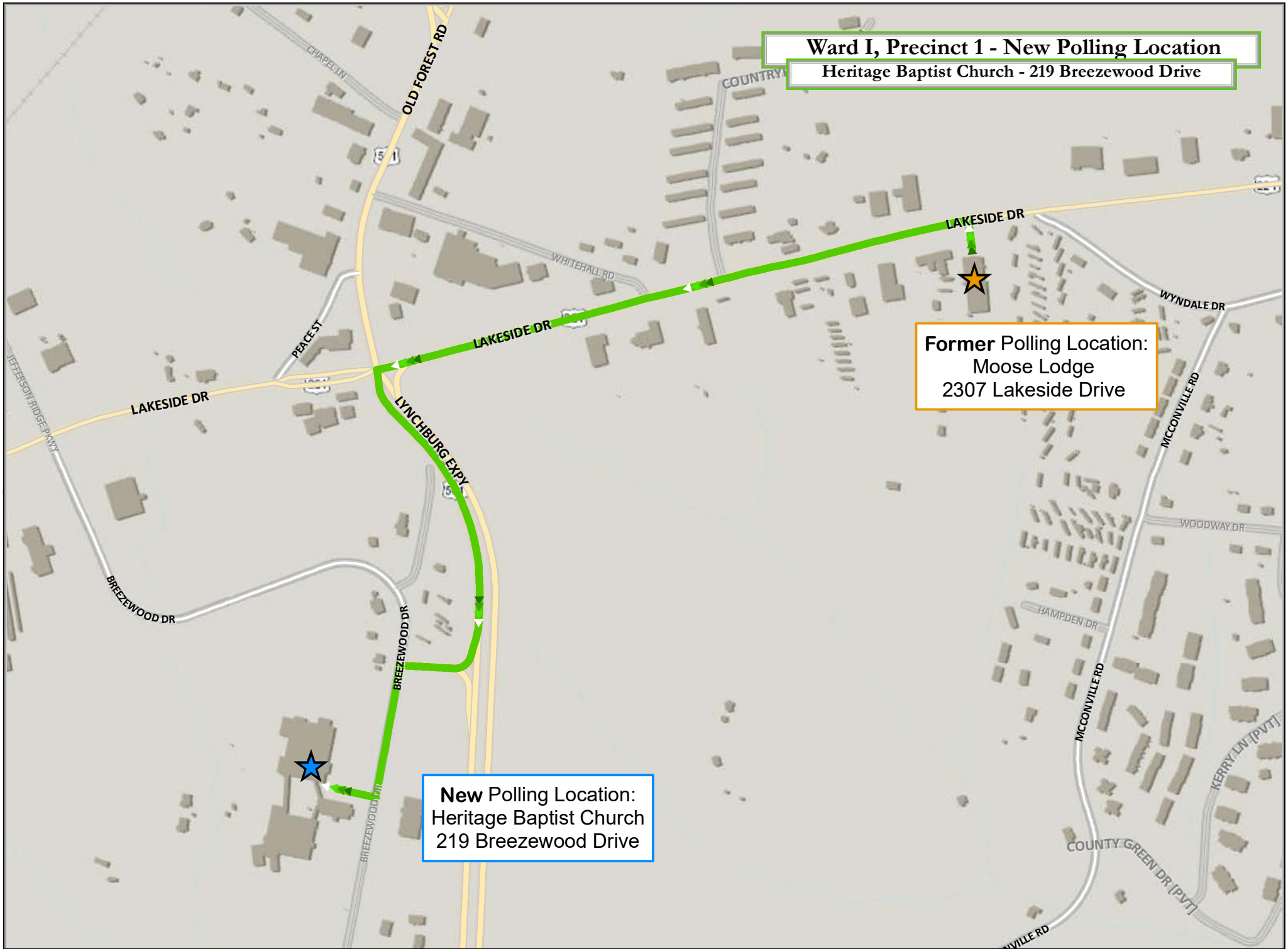
2. That this ordinance shall become effective upon its adoption.

Adopted:

Certified:

Acting Clerk of Council

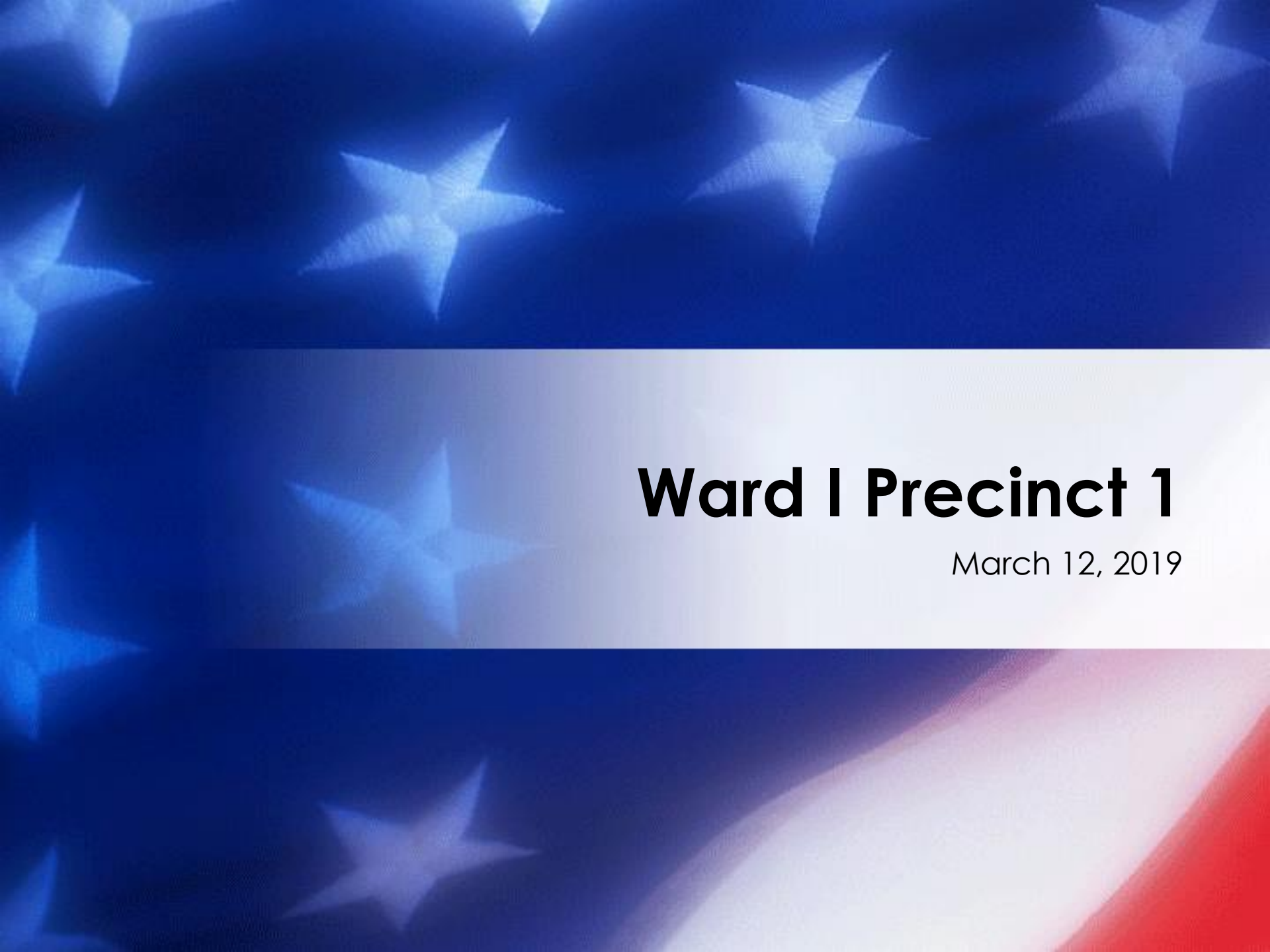
023A



Ward I, Precinct 1 - New Polling Location
Heritage Baptist Church - 219 Breezewood Drive

Former Polling Location:
Moose Lodge
2307 Lakeside Drive

New Polling Location:
Heritage Baptist Church
219 Breezewood Drive

The background of the slide is a close-up, slightly blurred image of the stars and stripes of the United States flag. The top half is dominated by blue fields with white stars, while the bottom right corner shows the red and white stripes.

Ward I Precinct 1

March 12, 2019

**Old Location
Moose Lodge
2307 Lakeside Drive**



New Location Heritage Baptist Church 219 Breezewood Drive



Reason for Relocation

- Larger facility needed

November 6, 1979

2,141 voters registered with 456 turnout

November 6, 2018

4,618 voters registered with 2,190 turnout

Reason for Relocation

- Accessibility and safety of entrance and exit to polling location

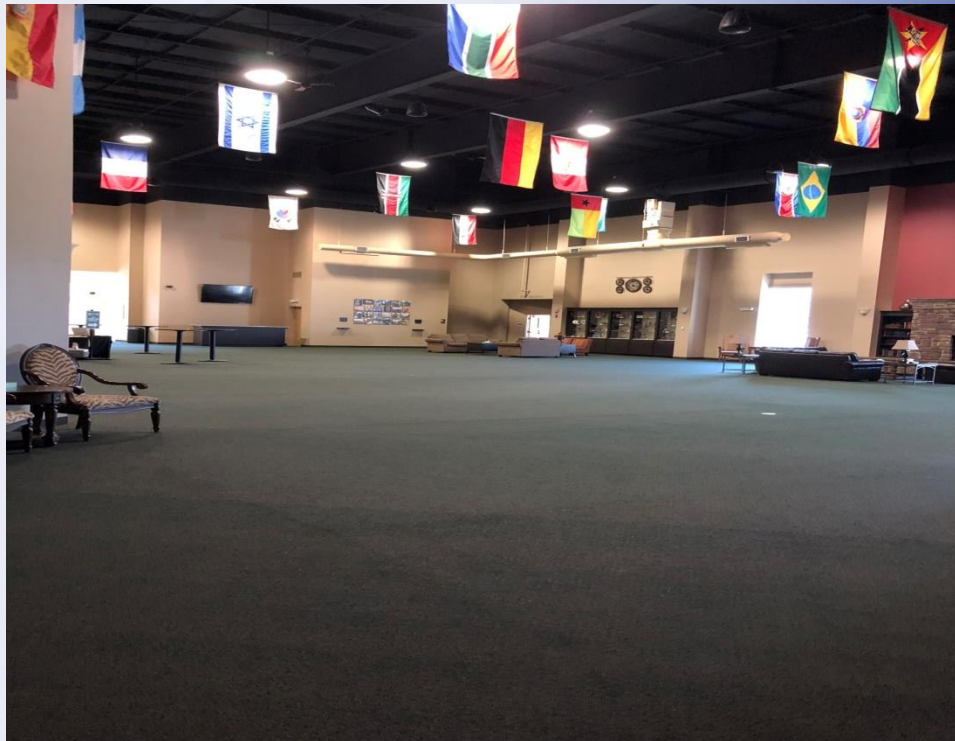
Old Location Entrance & Exit



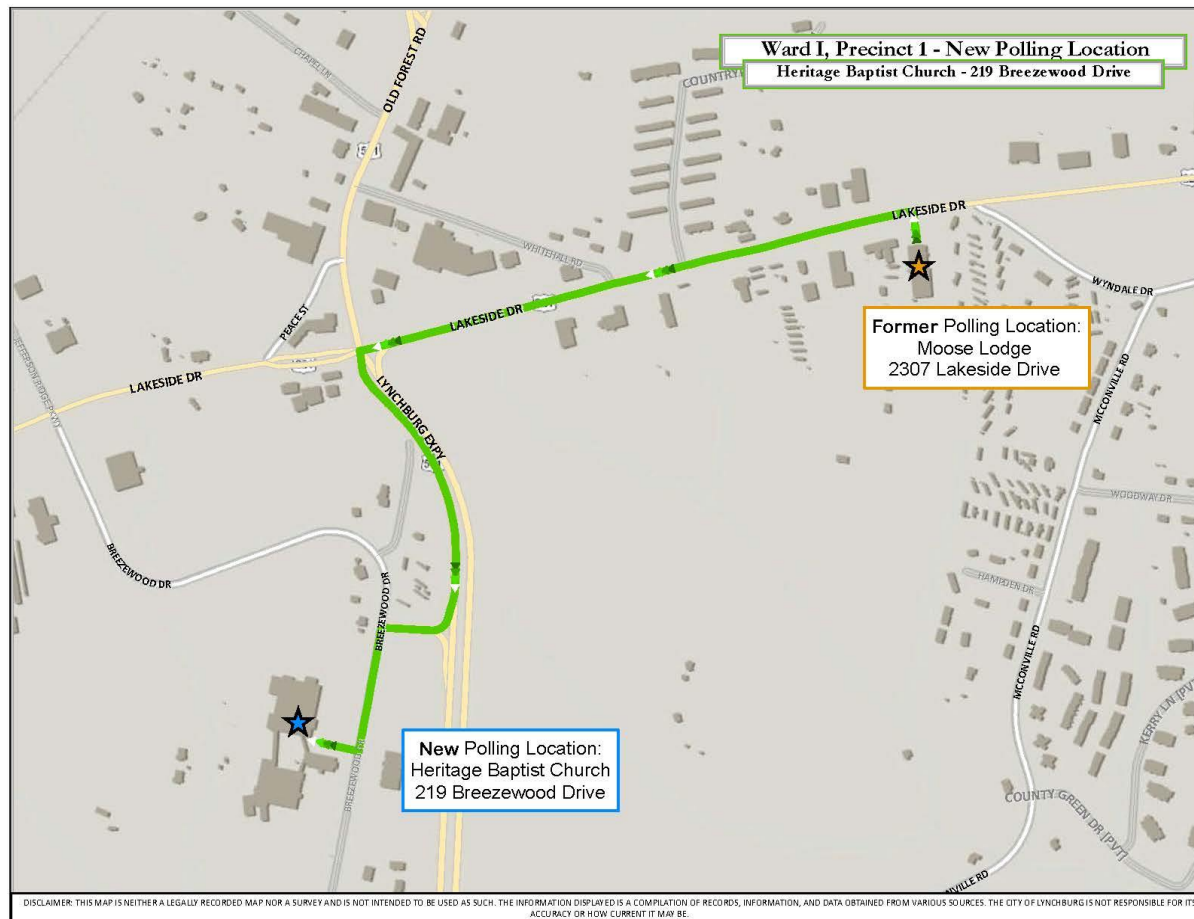
New Location Entrance



New Location Inside Precinct



Directions



Distance

- 3 minutes
- .9 miles

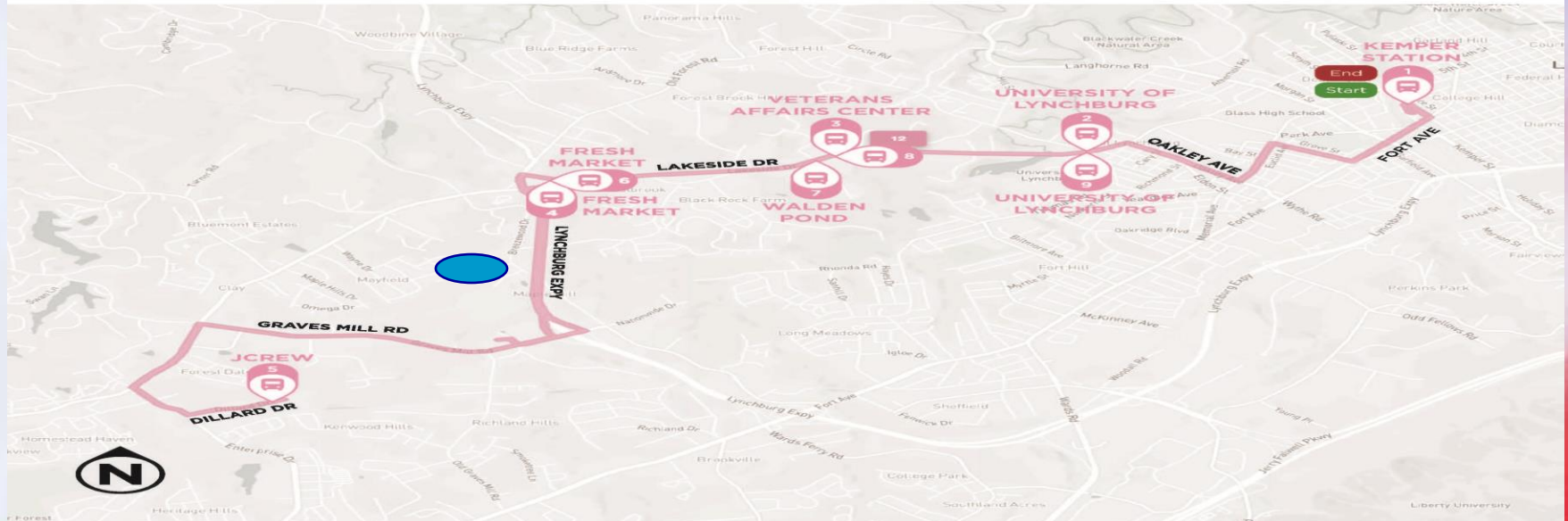


Bus Route?

ROUTE 12

MONDAY - FRIDAY

DEPART 1	2	3	4	5	6	7	8	9	ARRIVE 1
Kemper Station	University of Lynchburg	Veterans Affairs Center	Fresh Market	J Crew	Fresh Market	Walden Pond	Veterans Affairs Center	University of Lynchburg	Kemper Station
5:15 AM	5:25 AM	5:26 AM	5:30 AM	5:45 AM	6:00 AM	6:03 AM	6:04 AM	6:05 AM	6:15 AM
6:15 AM	6:25 AM	6:26 AM	6:30 AM	6:45 AM	7:00 AM	7:03 AM	7:04 AM	7:05 AM	7:15 AM
7:15 AM	7:25 AM	7:26 AM	7:30 AM	7:45 AM	8:00 AM	8:03 AM	8:04 AM	8:05 AM	8:15 AM
8:15 AM	8:25 AM	8:26 AM	8:30 AM	8:45 AM	9:00 AM	9:03 AM	9:04 AM	9:05 AM	9:15 AM
9:15 AM	9:25 AM	9:26 AM	9:30 AM	9:45 AM	10:00 AM	10:03 AM	10:04 AM	10:05 AM	10:15 AM
10:15 AM	10:25 AM	10:26 AM	10:30 AM	10:45 AM	11:00 AM	11:03 AM	11:04 AM	11:05 AM	11:15 AM
11:15 AM	11:25 AM	11:26 AM	11:30 AM	11:45 AM	12:00 PM	12:03 PM	12:04 PM	12:05 PM	12:15 PM
12:15 PM	12:25 PM	12:26 PM	12:30 PM	12:45 PM	1:00 PM	1:03 PM	1:04 PM	1:05 PM	1:15 PM
1:15 PM	1:25 PM	1:26 PM	1:30 PM	1:45 PM	2:00 PM	2:03 PM	2:04 PM	2:05 PM	2:15 PM
2:15 PM	2:25 PM	2:26 PM	2:30 PM	2:45 PM	3:00 PM	3:03 PM	3:04 PM	3:05 PM	3:15 PM
3:15 PM	3:25 PM	3:26 PM	3:30 PM	3:45 PM	4:00 PM	4:03 PM	4:04 PM	4:05 PM	4:15 PM
4:15 PM	4:25 PM	4:26 PM	4:30 PM	4:45 PM	5:00 PM	5:03 PM	5:04 PM	5:05 PM	5:15 PM
5:15 PM	5:25 PM	5:26 PM	5:30 PM	5:45 PM	6:00 PM	6:03 PM	6:04 PM	6:05 PM	6:15 PM
6:15 PM	6:25 PM	6:26 PM	6:30 PM	6:45 PM	7:00 PM	7:03 PM	7:04 PM	7:05 PM	7:15 PM
7:15 PM	7:25 PM	7:26 PM	7:30 PM	7:45 PM	8:00 PM	8:03 PM	8:04 PM	8:05 PM	8:15 PM
8:15 PM	8:25 PM	8:26 PM	8:30 PM	8:45 PM	9:00 PM	9:03 PM	9:04 PM	9:05 PM	9:15 PM



Estimated Cost

Mailing to approximately 4,618 voters included cost of paper, envelopes, printing, processing, and postage.

- Letters to voters with directions & precinct map
\$276
- Envelopes for mailing
\$431
- Bulk Mail Processing
\$497
- Postage
\$1,910
- Legal Notice
\$185

Total	\$3,300
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Ward I Precinct 1

Heritage Baptist Church

- Added parking
- Added safety in entering and exiting polling location
- Added space inside precinct
- Newer facility with up to date building standards for voters with disabilities
- Optional Covered entrance for drop off & curbside

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **March 12, 2019**

AGENDA ITEM #: **10**

CONSENT:
ACTION: **X**

REGULAR: **X**
INFORMATION:

WORK SESSION:

CLOSED SESSION:
(Confidential)

ITEM TITLE: Change of Voting Location in Ward IV, Precinct 1 from Cornerstone Community Church to Crosspoint Community Church

KEY ELEMENTS:

☐ Economic Development ☒ Excellent Government ☐ Natural and Built Environment ☐ Safe Community ☐ Vibrant Community

RECOMMENDATION: After a public hearing, adopt an ordinance amending Section 14-35 (paragraph 1) of the City Code moving the voting location for Ward IV, Precinct 1 from Cornerstone Community Church, 525 Old Graves Mill Road, to Crosspoint Community Church, 7619 Timberlake Road.

SUMMARY: Cornerstone Community Church is the Ward IV, Precinct 1 polling location; the church no longer wishes to be a polling location effective immediately. Crosspoint Community Church has agreed to serve as a polling location for Ward IV, Precinct 1.

PRIOR ACTION(S): None

FISCAL IMPACT: Cost of printing and mailing new voter notices to approximately 4,815 as well as required legal ads in the local newspaper is estimated to be \$3,400.

CONTACT(S): Christine Gibbons, General Registrar: (434)-477-5999; Electoral Board: Pat Bower, Chair:
David Neumeyer, Vice-Chair: John Cobbs: Secretary

ATTACHMENT(S): Ordinance
Map
Presentation

REVIEWED BY: bms

AN ORDINANCE TO AMEND AND REENACT SECTIONS 14-32 AND 14-35 OF THE CODE OF THE CITY OF LYNCHBURG, 1981, THE AMENDED SECTIONS RELATING TO THE DESIGNATION OF VOTING PLACE FOR THE FIRST PRECINCT OF THE FOURTH WARD.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNCHBURG:

1. That Section 14-35 of the Code of the City of Lynchburg, 1981, be and the same are hereby amended and reenacted as follows:

Sec. 14-35. Fourth ward.

The fourth ward shall be divided into four (4) election precincts, the boundaries of which shall be as follows:

(1) First precinct. All that portion of the fourth ward beginning at a point, said point being the intersection of the Corporate Limits of the City of Lynchburg and the centerline of Graves Mill Road, thence proceeding in an easterly direction along the centerline of Graves Mill Road to its point of intersection with the centerline of McConville Road, thence proceeding in a northerly direction along the centerline of McConville Road to its point of intersection with the centerline of Tomahawk Creek, thence proceeding in an easterly direction along the centerline of Tomahawk Creek to its point of intersection with the centerline of Burton Creek, thence proceeding in a southerly direction along the centerline of Burton Creek to its point of intersection with the centerline of the westbound lane of Timberlake Road, thence proceeding in a southwesterly direction along the centerline of the westbound lane of Timberlake Road to its point of intersection with the Corporate Limits of the City of Lynchburg, thence proceeding in a westerly direction along the Corporate Limits of the City of Lynchburg to the point of beginning. The voting place of said first precinct of the fourth ward shall be located at ~~Cornerstone Community Church, 525 Old Graves Mill Road~~ Crosspoint Community Church, 7619 Timberlake Road.

(2) Second precinct. All that portion of the fourth ward beginning at a point, said point being the intersection of the centerline of Tomahawk Creek, Burton Creek and the centerline of Blackwater Creek, thence proceeding in an easterly direction along the centerline of Blackwater Creek to its point of intersection with the Blackwater Creek Tributary, thence proceeding in a southeasterly direction along the centerline of the Blackwater Creek Tributary to its point of intersection with the centerline of Heath Avenue extended, thence proceeding in a southerly direction two hundred thirty-four (234) feet along the centerline of Heath Avenue extended to the terminus of the centerline of Heath Avenue, thence proceeding in a southerly direction along the centerline of Heath Avenue to its point of intersection with the centerline of Fort Avenue, thence proceeding in a southwesterly direction along the centerline of Fort Avenue to its point of intersection with the centerline of Burton Creek, thence proceeding in a northerly direction along the centerline of Burton Creek, to the point of beginning. The voting place in said second precinct of the fourth ward shall be located at Sandusky Middle School, 805 Chinook Place.

(3) Third precinct. All the portion of the fourth ward lying at a point, said point being the intersection of the centerline of Wyndale Drive and the centerline of Fleetwood Avenue, thence proceeding in a southeasterly direction along the centerline of Fleetwood Avenue to its terminus, thence proceeding in a southerly direction three hundred ninety-five (395) feet along the centerline of Fleetwood Drive extended to its point of intersection with the centerline of Blackwater Creek, thence proceeding in a northeasterly direction along the centerline of Blackwater Creek to its point of intersection with the Blackwater Creek Tributary, thence proceeding in a southeasterly direction along the centerline of the Blackwater Creek Tributary to its point of intersection with the centerline of Heath Avenue extended, thence proceeding in a southerly direction two hundred thirty-four (234) feet along the centerline of Heath Avenue extended to the terminus of the centerline of Heath Avenue, thence proceeding in a southerly direction along the centerline of Heath Avenue to its point of intersection with the centerline of Fort Avenue, thence proceeding in a northeasterly direction along the centerline of Fort Avenue to its point of intersection with the centerline of Oakridge Boulevard, thence proceeding in a westerly direction along the centerline of Oakridge Boulevard to its point of intersection with the centerline of Sussex Street, thence proceeding in a northeasterly direction along the centerline of Sussex Street to its point of intersection with the centerline of Richmond Street, thence proceeding in a northeasterly direction along the centerline of Richmond Street to its point of intersection with the centerline of Rockbridge Avenue, thence proceeding in a northwesterly direction along the centerline of Rockbridge Avenue to its point of intersection with the centerline of Lakeside Drive, thence proceeding in a southwesterly direction along the centerline of Lakeside Drive to its point of intersection with the centerline of Wyndale Drive, thence proceeding in a southwesterly direction along the centerline of Wyndale Drive to the point of beginning. The voting place in said third precinct of the fourth ward shall be located at the Perrymont Fellowship Hall, 114 Perrymont Avenue.

(4) Fourth precinct. All that portion of the fourth ward beginning at a point, said point being the intersection of the centerline of Rivermont Avenue and the centerline of Rivermont Terrace, thence proceeding in a southerly direction along the centerline of Rivermont Terrace to its point of intersection with the centerline of Langhorne Road, thence proceeding in a southerly direction along the centerline of Langhorne Road to its point of intersection with the centerline of Landon Street, thence proceeding in a westerly direction along the centerline of Landon Street to its point of intersection with Club Drive, thence proceeding in a southwesterly direction along the centerline of Club Drive to its terminus, thence proceeding in a southwesterly direction ninety-three (93) feet along the centerline of Club Drive extended to its point of intersection with the centerline of Ivy Creek, thence proceeding in a southeasterly direction along the centerline of Ivy Creek to its point of intersection with the centerline of the abandoned Norfolk and Southern Railroad, thence proceeding in a northeasterly direction along the centerline of the abandoned Norfolk and Southern Railroad to its point of intersection with the centerline of Langhorne Road, thence proceeding in a southerly direction along the centerline of Langhorne Road to its point of intersection with the centerline of Blackwater Creek, thence proceeding in a westerly direction along the centerline of Blackwater Creek to its point of intersection with the Blackwater Creek Tributary, thence proceeding in an easterly direction along the centerline of the Blackwater Creek Tributary to its point of intersection with the centerline of Lakeside Drive, thence proceeding in a southwesterly direction along the centerline of Lakeside Drive to its point of intersection with the centerline of Forest Brook Road, thence proceeding in a northerly direction along the centerline of Forest Brook Road to its point of intersection with the centerline of Old Forest Road, thence proceeding in a northeasterly direction along the centerline of Old Forest Road to its point of intersection with Devonshire Road, thence proceeding in a northwesterly direction along the centerline of Devonshire Road to its point of intersection with Kettering Lane, thence proceeding in a northwesterly direction one thousand eight hundred fifteen (1815) feet along the centerline of Devonshire Road extended to its point of intersection with the centerline of the Ivy Creek Tributary, thence proceeding in a northwesterly direction along the centerline of the Ivy Creek Tributary to its point of intersection with the centerline of Ivy Creek, thence proceeding in a northeasterly direction along the centerline of Ivy Creek to its point of intersection with the centerline of Link Road, thence proceeding in a northeasterly direction along the centerline of Link Road to its point of intersection with Rivermont Avenue, thence proceeding in an easterly direction to the point of beginning. The voting place in said fourth precinct of the fourth ward shall be located at Linkhorne Middle School, 2525 Linkhorne Drive.

2. That this ordinance shall become effective upon its adoption.

Adopted:

Certified: _____

Acting Clerk of Council

Ward IV, Precinct 1 - New Polling Location

Crosspoint Community Church - 7619 Timberlake Road

Former Polling Location:
Cornerstone Community Church
525 Old Graves Mill Road

New Polling Location:
Crosspoint Community Church
7619 Timberlake Road

Ward IV Precinct

1

March 12, 2019

Cornerstone Community Church
525 Old Graves Mill Road



Former Polling Location

Crosspoint Community Church
7619 Timberlake Road



New Polling Location

- Received a letter November 30, 2019 from the pastor of Cornerstone Community Church that effective immediately the church will no longer be available for outside use of any kind.

Reason for Relocation



New Location Entrance



Inside Precinct



New Location



Entrance & Exit



Parking



Directions



- 4 minutes and .7 mile

Distance



ROUTE 7

MONDAY - FRIDAY

	DEPART	1	2	3	4	5	6	ARRIVE
		River Ridge Mall	CVCC	Kroger	Startek	J CREW	Social Security	River Ridge Mall
7A	5:15 AM	5:20 AM	5:35 AM	-	5:45 AM	5:55 AM	6:15 AM	
7B	6:15 AM	6:20 AM	6:35 AM	6:45 AM	-	6:55 AM	7:15 AM	
7A	7:15 AM	7:20 AM	7:35 AM	-	7:45 AM	7:55 AM	8:15 AM	
7B	8:15 AM	8:20 AM	8:35 AM	8:45 AM	-	8:55 AM	9:15 AM	
7A	9:15 AM	9:20 AM	9:35 AM	-	9:45 AM	9:55 AM	10:15 AM	
7B	10:15 AM	10:20 AM	10:35 AM	10:45 AM	-	10:55 AM	11:15 AM	
7A	11:15 AM	11:20 AM	11:35 AM	-	11:45 AM	11:55 AM	12:15 PM	
7B	12:15 PM	12:20 PM	12:35 PM	12:45 PM	-	12:55 PM	1:15 PM	
7A	1:15 PM	1:20 PM	1:35 PM	-	1:45 PM	1:55 PM	2:15 PM	
7B	2:15 PM	2:20 PM	2:35 PM	2:45 PM	-	2:55 PM	3:15 PM	
7A	3:15 PM	3:20 PM	3:35 PM	-	3:45 PM	3:55 PM	4:15 PM	
7B	4:15 PM	4:20 PM	4:35 PM	4:45 PM	-	4:55 PM	5:15 PM	
7A	5:15 PM	5:20 PM	5:35 PM	-	5:45 PM	5:55 PM	6:15 PM	
7B	6:15 PM	6:20 PM	6:35 PM	6:45 PM	-	6:55 PM	7:15 PM	

* For Saturday Service, Please Refer to Route 6/7X



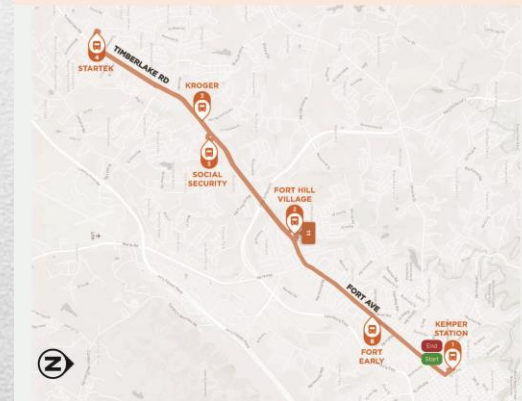
ROUTE 11

MONDAY - FRIDAY

	DEPART	1	2	3	4	5	6	ARRIVE
		Kemper Station	Fort Hill Village	Kroger	Startek	Social Security	Fort Early	Kemper Station
	5:15 AM	5:30 AM	5:35 AM	5:45 AM	5:55 AM	6:05 AM	6:15 AM	
	7:15 AM	7:30 AM	7:35 AM	7:45 AM	7:55 AM	8:05 AM	8:15 AM	
	9:15 AM	9:30 AM	9:35 AM	9:45 AM	9:55 AM	10:05 AM	10:15 AM	
	11:15 AM	11:30 AM	11:35 AM	11:45 AM	11:55 AM	12:05 PM	12:15 PM	
	1:15 PM	1:30 PM	1:35 PM	1:45 PM	1:55 PM	2:05 PM	2:15 PM	
	3:15 PM	3:30 PM	3:35 PM	3:45 PM	3:55 PM	4:05 PM	4:15 PM	
	5:15 PM	5:30 PM	5:35 PM	5:45 PM	5:55 PM	6:05 PM	6:15 PM	
	7:15 PM	7:30 PM	7:35 PM	7:45 PM	7:55 PM	8:05 PM	8:15 PM	
	8:15 PM	8:30 PM	8:35 PM	8:45 PM	8:55 PM	9:05 PM	9:15 PM	
	9:15 PM	9:30 PM	9:35 PM	9:45 PM	9:55 PM	10:05 PM	10:15 PM	

SATURDAY

	DEPART	1	2	3	4	5	6	ARRIVE
		Kemper Station	Fort Hill Village	Kroger	Startek	Social Security	Fort Early	Kemper Station
	7:15 PM	7:30 PM	7:35 PM	7:45 PM	7:55 PM	8:05 PM	8:15 PM	
	8:15 PM	8:30 PM	8:35 PM	8:45 PM	8:55 PM	9:05 PM	9:15 PM	
	9:15 PM	9:30 PM	9:35 PM	9:45 PM	9:55 PM	10:05 PM	10:15 PM	



Bus Routes

Mailing to approximately 4,815 voters included cost of paper, envelopes, printing, processing, and postage

Letters to voters with directions & precinct map	\$285
Envelopes for mailing	\$431
Bulk Mail Processing	\$513
Postage	\$1,987
Legal Notice	\$185

Estimated Costs

- Flow of traffic control entering & exiting
- Accessible Covered Parking for Curbside & Drop Off
- On two bus routes
- Ample parking for 4,773 Registered Voters with 2,587 Voter turn-out

Ward IV Precinct 1

Crosspoint Community Church
