

Town of Haymarket Town Council Meeting  
Monday February 2, 2009  
15000 Washington Street~Haymarket, Virginia 20169  
Mayor Pamela E. Stutz

Planning Commission public hearing called to order on the following:

**Sign Ordinance**

Chair Leake asks for anyone opposed that would like to address the Commission  
In Favor- None

Opposed- Non  
2<sup>nd</sup> Call - None  
3<sup>rd</sup> Call - None

**Commercial Transitional Zoning District (Newly proposed district)**

In Favor- None

Opposed:

**Peg Contrucci**

She asks if the intent is to unilaterally rezone the parcels that are reflected in the map? Comp Plan map is adopted. Is it the Council's intention to amend the zoning map? Or will these parcels continue to be B-1? Mayor responds that the comp plan is simply the plan. The Town Attorney is confused he thought it was the intent of council to rezone these parcels. Landwehr completely agrees with the Mayor. This is the future land use map. Contrucci really wants this in writing if the zoning will be changed. The Town Attorney responds that council cannot put its intent in writing. Vazquez did not think we were doing anything to the current zoning map. The intention was to adopt this as the future plan. You would have to show a compelling need to change it unilaterally without the owners consent. It would give totally a bad image of the town for anyone who would want to buy property. She says you don't find jurisdictions doing this without a compelling need. The Town Attorney comments this is done all the time. Ms. Contrucci informs the clerk that one of her properties was omitted from the notice distribution

**Guy Gravett**

Mr. Gravett represents Sherwood Forest and BM Smith Jr. Properties. He has no problem with Comp Plan changes. He does have a problem with the way this was advertised. As he reads B1 generates better opportunity for a development. He understands that for his properties he has current by-right uses and would like to retain those uses.

Chair closes the Planning Commission public hearing calls the Planning Commission meeting to order.

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Landwehr recommends to forward the recommended sign ordinance changes to the Town Council, Gillin seconds;

Ayes: 3

Nays: 0

\*\*Landwehr asks that the Commercial Transitional District be placed on the Planning Commissions' next agenda.

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Landwehr motions to adjourn the Planning Commission meeting, Gillin seconds;

Ayes: 3

Nays: 0

Mayor calls the Council's public hearing to order

She reads the aloud the public advertisement, mayor asks that the map amendment be struck.

**Marshant Schneider-14891 Rising Sun Lane**

Feels the council should use rezoning to negotiate design. Buffers should have variances, you loose flexibility in design. Shared parking should be looked into as well.

Opposed

None

**Sign Ordinance Text Amendments**

These amendments have been recommended by the Planning Commission

In Favor

Landwehr comments that Rich Gillin spent a year working on this project, it was way more than he had envisioned. He should be commended for his efforts.

Opposed:

None

Mayor called the regularly scheduled meeting of the Haymarket Town Council to order

Roll Call: Vazquez, Leake, Cole, Edwards, Weir, Stutz,  
Shurn Absent

Citizen's Time

Linda Landwehr - Fayette Street

Comments on Transportation grant for trolley system. There are no buses out here, she is in favor of that. She was surprised to see that it goes to Battlefield High School, she would like to see the cost helped by PWC. She hopes that the town considers a place to hold public meetings is a higher priority than a trolley system.

Minutes

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Weir moves to approve the minutes of January 5, 2009, with corrections noted, Edwards seconds;

Ayes: 5

Nays: 0

Absent: Shurn

Town Manager's Report

Grant application for the Trolley grant, with the understanding that the Town cannot bear the whole expense. There may be other sources of funding. We are not committing ourselves to spending the money by making the application for the grant.



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**Comcast**

As of today they have a version of the cable franchise agreement that we have developed.

**DCR**

The Town Manager attended a DCR meeting in Richmond regarding the improvements to our E&S program. We did get that recognition.

**Town Hall flooding & museum**

Adjusters have looked at both, museum damage is in excess of \$30,000. Town Hall wasn't near as bad.

**Ordinance Review Committee**

Move to Feb. 14 @ 10am from  
Mayor encourages everyone to participate or sit in.

**Police Report**

James and Chief are working on budget  
Clerk and Chief are working on letters to violators

**Treasurer's Report**

Assistant deputy clerk did an admiral job in bringing back the lost data from the server crash.  
Mayor would like all businesses included in the ad. Not just the restaurants.

Cole motions to appropriate 6 ads in the BRO in an amount not to exceed \$8450 and authorize the Town Manager to enter into an agreement for the advertising.

Roll Call Vote: Vazquez-Yes, Leake-Yes, Cole-Yes, Edwards-Yes, Weir-Yes  
Shurn-Absent

Treasurer has not received much from council or residents on what they want. Feb. 23 7:00 town Hall.

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**DRPT Grant Application**

Mayor would like to be sure that we are not committed to the expenditure. TM would like to have something in writing. JCB suggests adding wording. "if hereafter appropriated by council"

Cole motions to to go ahead and make resolution for the grant, with noted changes

Roll Call Vote: Vazquez-Yes, Leake-Yes, Cole-Yes, Edwards-Yes, Weir-Yes  
Shurn-Absent

**Fiberlite Communication**

Weir asks for closed session to discuss this matter

**Quarles**

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Weir motions to approve the amended site plan for 15250 Washington Street (Quarles Center) reflecting a CVS with a drive through pharmacy,, Edwards seconds;

Ayes:

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Special Use Permit Application

Edwards motions to approve the special use permit application for an in-home business, Lincoln Mortgage, to be located at 14851 Washington Street , Vazquez seconds;  
Roll Call Vote: Vazquez-Yes, Leake-Yes, Cole-Yes, Edwards-Yes, Weir-Yes  
Shuryn-Absent

Weir motions to approve the special use permit application for an in-home business, Racing Painting, to be located at 14846 Rising Sun Lane, Cole seconds;  
Roll Call Vote: Vazquez-Yes, Leake-Yes, Cole-Yes, Edwards-Yes, Weir-Yes  
Shuryn-Absent

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Weir motions to approve the business license applications for Charles R. Wood, Twin Air, LLC, Racing painting LLC (14846 Rising Sun Lane) and Lincoln Mortgage, LLC,  
Ayes: 5  
Nays: 0

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Weir motions to enter into closed sessions pursuant to 2.2-3711 A(3) discussion and consideration and disposition, street right of way related to the Fiber Lite Agreement and A(3) Lease with Teaching the Basics and A(3) discussions about the Jameson Property, Edwards seconds;  
Roll Call Vote: Vazquez-Yes, Leake-Yes, Cole-Yes, Edwards-Yes, Weir-Yes  
Shuryn-Absent

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Weir motions certification of the closed session that the only items discussed were those noted in the motion to enter, Edwards seconds;  
Roll Call Vote: Vazquez-Yes, Leake-Yes, Cole-Yes, Edwards-Yes, Weir-Yes  
Shuryn-Absent

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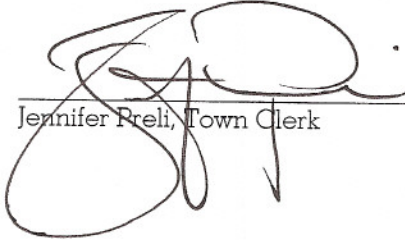
Weir motions to authorize the Town Manager to enter into and execute a utility easement agreement with Fiber Lite to install buried cable in the right-of-way for Route 55, Washington Street, as such terms to insure that such installation does not interfere with the Washington Street C-502 Enhancement Project. The agreement shall specify it is not a cable franchise agreement, Edwards seconds;  
By a Roll Call Vote: Vazquez-Yes, Cole-Yes, Leake-Yes, Edwards-Yes, Weir-Yes  
Absent: Shuryn

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Edwards motions to adjourn the regularly scheduled meeting of the Haymarket Town Council,  
Vazquez seconds;  
Ayes: 5  
Nays: 0  
Absent: Shuryn

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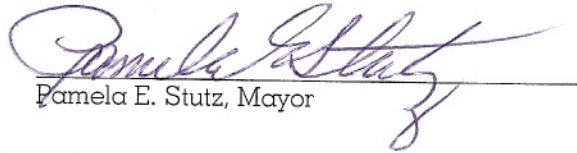
Submitted:



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Jennifer Preli, Town Clerk

Approved:



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Pamela E. Stutz, Mayor