

**TOWN OF HAYMARKET, VA.
Chartered in 1799
County of Prince William**

PUBLIC HEARING

**MAYOR
John R. Kapp**

**ATTORNEY
John Arledge, Smith & Davenport**

**COUNCIL
James Shepard, Vice Mayor
Nancy Bailey, PC Liaison
Tom Utz
Mary Lou Scarbrough, ARB Liaison
Doug Mohr, PD Liaison
Pam Stutz, Historical Comm. Liaison**

Mayor Kapp opened the public hearing at 7:00 p.m

1. Section 12-116 (1) - B-1 District Height Regulations

Permitted uses may be erected up to forty-five (45) feet in height from grade. Building not more than three (3) stories above grade of street access.

Mayor Kapp asked all those in favor to speak.

First Call - no one spoke.

Second Call - no one spoke.

Third Call - no one spoke.

Mayor Kapp asked all those against to speak.

First Call - no one spoke.

Second Call - no one spoke.

Third Call - no one spoke.

2. Section 12-1 Definitions

Antiques - of or belonging to the past; dating from an early period; any work of art, piece of furniture or the like created or produced in a former period.

Mayor Kapp asked all those in favor to speak.

First Call - no one spoke.

Second Call - no one spoke.

Third Call - no one spoke.

Mayor Kapp asked all those against to speak.

First Call - no one spoke.

Second Call - no one spoke.

Third Call - no one spoke.

3. Section 12-1 Definitions

Collectibles - to gather or to bring together books, stamps, coins, etc., usually as a hobby.

Mayor Kapp asked all those in favor to speak.

First Call - no one spoke.

Second Call - no one spoke.

Third Call - no one spoke.

Mayor Kapp asked all those against to speak.

First Call - no one spoke.

Second Call - no one spoke.

Third Call - no one spoke.

4. Section 12-214 Temporary Signs

Amend - The following signs may be erected or constructed without with a permit; however, all applicable code requirements in this chapter shall apply and all signs except (4), (5) and (6) must comply with the ARB Guidelines:

Mayor Kapp asked all those in favor to speak.

First Call - no one spoke.

Second Call - no one spoke.

Third Call - no one spoke.

Mayor Kapp asked all those against to speak.

First Call - Mrs. Contrucci states (7) and (8) should be exempt also and no permit required for exemptions.

Second Call - no one spoke.

Third Call - no one spoke.

5. Section 12-214 (2) B-2 District Temporary signs, banners -

Repeal (2) Banners (B-1 areas). A business in the B-1 area may display banners permitted under this subsection for advertising sale promotions with no time limitations.

Mayor Kapp asked all those in favor to speak.

First Call - no one spoke.

Second Call - no one spoke.

Third Call - no one spoke.

Mayor Kapp asked all those against to speak.

First Call - no one spoke.

Second Call - no one spoke.

Third Call - no one spoke.

6. Section 2-214 (1)

Amend - (1) Banners. Cloth and canvas type banners shall be approved by the administrator with the right to regulate condition and location. A business may display a maximum of one banner per calendar year. Said banner may not be displayed for more than fourteen (14) days.

Mrs. Contrucci asked Council to consider exempting town sponsored festival days for businesses to put up banners. Mrs. Crafton-Masterson agrees. **Tabled.**

7. Section 12-214 B-3 District

Add - The town may display banners for town sponsored events for up to 45 days.

Removed until B-3 District is adopted.

8. Section 12-112 B-1 District Use regulations - square footage

Amend to maximum 12,000 square feet **not** 3,000 square feet.

Mayor Kapp asked all those in favor to speak.

First Call - no one spoke.

Second Call - no one spoke.

Third Call - no one spoke.

Mayor Kapp asked all those against to speak.

First Call - Mrs. Contrucci feels this should be a special use due to storm water management and parking issues.

Second Call - no one spoke.

Third Call - no one spoke.

9. Section 12-165 - I-1 District Buffer requirement to R-1

Amend to comply with Street scape, landscape and buffer ordinance Section 12-447 (35' buffer).

Mayor Kapp asked all those in favor to speak.

First Call - no one spoke.

Second Call - no one spoke.

Third Call - no one spoke.

Mayor Kapp asked all those against to speak.

First Call - no one spoke. Mrs. Contrucci would like to see this not to exceed 10% of the lot.

Second Call - no one spoke.

Third Call - no one spoke.

10. Ordinance to give the Historical Commission review authority over permits.

Ordinance proposal not received for public hearing.

Town Boundary Line Adjustment - 14540 John Marshall Highway (St. Gabriel's Labs.)

No presentation by St. Gabriel's at the PC meeting.

Public hearing closed at 7:15 p.m.

Regular session

Mayor Kapp opened the regular session at 7:30 p.m. All council members were present and Atty Arledge was present. Rev. Marcus Fields, Oakrum Baptist Church, led the council in prayer.

Citizen's Time

No one spoke.

Minutes of December 4 & 7 meetings

Vice Mayor Shepard moved to note changes, dispense with reading minutes and approve the minutes, second by Councilman Mohr. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough, Stutz. Nays: None. Motion carried by 6/0.

Minutes of February 5 & 15 meetings

Vice Mayor Shepard moved to note changes, dispense with reading minutes and approve the minutes, second by Councilwoman Bailey. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough,

Stutz. Nays: None. Motion carried by 6/0.

Police Report

Chief Roop reported (see accompanying).

Treasurers' Report

First Virginia Bank general fund beginning balance 1/31/01 \$225,329.83. Expenses for February \$142,231.34. Income for February \$102,791.54. Ending balance \$185,890.03

Unpaid Bills

\$3,000.00 McGuire Woods LLP - bond counsel - legal budget line item

Vice Mayor Shepard moved to approve, second by Councilman Utz. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough, Stutz. Nays: None. Motion carried by 6/0.

\$ 5,604.00	General fund expenses
200.00	McGuire Woods LLP - bond counsel expenses
5,619.22	Virginia Power - ISTEAs
6,672.60	Glen-Gery bricks (2 bills)
236.00	Burgess & Niple ISTEAs
<u>1,000.00</u>	Burgess & Niple ISTEAs
\$ 19,331.78	Total

Councilwoman Scarbrough moved to pay as per specific line item for general expenses and ISTEAs expenses charged to capital improvement line item, second by Councilman Utz. Yeas: Shepard, Mohr, Utz, Scarbrough, Stutz. Nays: Bailey. Motion carried by 5/0/1.

Police Department expenses:

Councilwoman Stutz moved to allocate additional \$2,500 to pay bills of \$1,533.97 and carry them into next month, second by Councilwoman Scarbrough. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough, Stutz. Nays: None. Motion carried by 6/0.

Business License

A-1 Auto Clinic, 6707 Fayette Street #4, vehicle dealer - Councilwoman Bailey moved to approve, second by Vice Mayor Shepard. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough, Stutz. Nays: None. Motion carried by 6/0.

RGR, LLC, 6610 James Madison Hwy. - Mayor Kapp asked Mr. Lowery the status. Mr. Lowery states the information is not in yet.

Haymarket Baptist Church Preschool, 14800 Washington Street, pre-school - Mr. Lowery says he is waiting for water hook up. Mayor Kapp asked Atty Arledge if the town can waive the gross receipts tax for non-profit organizations. Atty Arledge says there is no exception in the state code nor the town code. Atty Arledge says also Back 2 Basics is not exempt.

Councilwoman Stutz moved they [Haymarket Baptist Preschool] provide the town authority to give them a waiver by April 2, 2001, second by Councilman Utz. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough, Stutz. Nays: None. Motion carried by 6/0.

Sign Permit

A-1 Auto Clinic, 6707 Fayette Street #4, vehicle dealer - Councilwoman Scarbrough moved to approve, second by Vice Mayor Shepard. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough, Stutz. Nays: None. Motion carried by 6/0.

Town of Haymarket event sign at route 15 on the island - Mayor Kapp states the Ruritans have offered to make the sign for us. It will be non-lit, Century Schoolbook lettering in hunter green and cream.

Contrucci, 14951 Washington Street, dedication plaque - Councilwoman Bailey moved to approve, second by Councilwoman Scarbrough. Councilman Mohr asks what material, it is not determined. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough, Stutz. Nays: None. Motion carried by 6/0.

Contrucci, 14951 Washington Street, change lettering on existing sign - grand fathered sign. Councilwoman Bailey moved to approve, second by Councilwoman Scarbrough. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough, Stutz. Nays: None. Motion carried by 6/0.

Councilman Mohr asks if the sign face will be split again. Mrs. Contrucci states she will try to make it less noticeable.

Offix, 14945 Washington Street - 2' x 3' (6 sq. ft.) Councilwoman Stutz moved to approve pending the receipt of a business card for the colors, second by Councilman Utz. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough, Stutz. Nays: None. Motion carried by 6/0.

Construction Permit

Alger Fence, 6958 Jockey Club Lane, deck - Councilwoman Bailey moved to approve, second by Councilwoman Scarbrough. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough, Stutz. Nays: None. Motion carried by 6/0.

Ryan, 18th Century Haymarket, Lot 11, 6770 Jefferson Street, Oberlin A - house type change - Councilwoman Scarbrough moved to approve with caveats [with 8/12 pitch roof with dormers, dentil molding, colonial lintels, carriage lights], second by Councilman Utz. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough, Stutz. Nays: None. Motion carried by 6/0.

Planning Commission

Councilwoman Bailey submitted a written report from February 27 meeting. See accompanying.

Architectural Review Board

Councilwoman Scarbrough states the ARB needs to appoint a new member. She presented Debra Stephanian. Councilwoman Scarbrough moved to appoint Debra Stephanian to the ARB [term expiring December 9, 2002], second by Councilman Mohr. Yeas: Shepard, Mohr, Bailey, Utz, Scarbrough, Stutz. Nays: None. Motion carried by 6/0.

Board of Zoning Appeals

No business.

Historical Commission

Mrs. Crafton-Masterson states she submitted a letter dated October 28, 2000 regarding Historical

Commission review of submissions. Mayor Kapp states this is on the agenda.

Mrs. Crafton-Masterson states their treasurer is still in Georgia. The balance is \$857.02. In their account. \$800 belongs to the Foundation from previous concert.

They adopted a budget and sent it to council at the last meeting.

They approved a marketing plan for Mrs. Turner's book, to be published, March 15. Linda and Kristy have set up an account at the bank and have secured a post office box.

Final count on concert with the exception for one donation is \$1,050.26 with \$688 in expenses. \$361.73 profit plus \$100 outstanding.

Mrs. Crafton-Masterson states the Historical Commission was asked for input on 18th Century Haymarket in the fall of 1999. She noted the importance of an archaeological study and reminds council the Historical Commission spoke against the front load garages.

Mrs. Crafton-Masterson tenders her letter of resignation from the Historical Commission citing personal things she has to do with real estate business and her ministry in sending out missionaries. It has been a pleasure to work on the historical agenda for the town. She enjoys working with Mary Louise, Mary Carter, Sarah Turner and new member Ellie Ivancic. She hopes the creek project will continue. She will transition out March 31 and will hand over the files. She enjoyed time with everyone and hopes the town prospers.

Building Official

Mr. Lowery states letters went out this morning. Letter regarding E&S fax is missing in the agenda packet. Mr. Lowery will bring it March 6. Mr. Bolt's bill has not gone out but others have gone out.

Councilman Mohr states we established a fee of \$50 for E&S inspections for one company but Mr. Leaberry's bill is a \$40 per inspection. Mr. Lowery states Mr. Leaberry told him he has a signed agreement the Mayor made with him that the inspections would be \$40. Mayor Kapp states Mr. Leaberry said Mr. Lowery made the \$40 deal. Mr. Lowery will prepare the bills and submit to Bolt, Leaberry, Witcher and Haymarket Self Storage. Councilman Mohr does not want to let this go by. He states council agreed to \$50 and that is our fee. Mr. Lowery will bill Leaberry at \$50 per inspection.

Witcher E&S inspection fees

Atty Arledge was directed by council to collect the Witcher money.

Mayor Kapp states he talked to Leaberry about B&N [bill outstanding] and Leaberry told him he will pay the B&N bill.

Councilman Mohr asks Mr. Lowery for new letters and bills. Mr. Lowery will do March 5 and send March 6. Mr. Lowery will send separate letter for B&N billing.

The Clerk asked Council for cash escrow for E&S inspections up front for three month period. Mr. Lowery says there will be no fees paid to him as he does inspections when he is here for other inspections.

Councilman Mohr states regarding Witcher bond, he doesn't want to delay exercising the bond. Atty Arledge states he is preparing to deliver letter to the bank.

Atty Arledge will send approval of Leaberry bonds to the clerk March 6.

Cross Connection Agreement - Mr. Lowery to give to Atty Arledge Friday, March 9

Shrink/Swell Policy - Mr. Lowery to give to Atty Arledge Friday, March 9.

Mayor Kapp asks Mr. Lowery to have these two items off the agenda next month.

Councilman Utz asks why the E&S billing is back to last August. Mr. Lowery says there was confusion as to when he officially took over the E&S.

Engineer and bonds

Mr. Lowery states the reviewing engineer sets the E&S bond amounts [for McDonald's, Frogale, Haymarket Self Storage, Bull Run Vet].

Bolt/Bleight Drive property

Mr. Lowery states he has been contacted regarding this property. The plans are to come shortly. He was asked about Fire Marshal review.

Piedmont

Mr. Lowery states council needs to talk to KSI regarding the purchase of "Strong Farm." The land is in town. Seven houses are to be built there but KSI doesn't know the land is in the town limits. Mr. Lowery states there will be no access to the houses from Jordan Lane so the Police Dept will have to go around and through the development to get to them.

Mr. Lowery states we will get approved subdivision plan and our engineer should review to see if it meets town requirements. Councilman Utz asks if those houses should face Jordan Lane. Mr. Lowery says we need to contact them. Mayor Kapp will call Mike at KSI.

Councilwoman Scarbrough asks about Lambradozzi, re: vehicles parked there. Mr. Lowery states Mayor Kapp took this away from him. Councilwoman Bailey states she looked up in code and there is no violation in the code. Councilman Mohr says he spoke with Chief Roop about whether vehicles there stay 30 days.

Councilwoman Stutz asks Mr. Lowery about letter to property owner about trees, weeds, etc. Many houses need the same letter. Councilwoman Stutz asks how do we get these sent to other property owners. Mr. Lowery decided to take time now to send letters out. Councilman Mohr said we directed Mr. Lowery to send last year and they haven't been done. Mr. Lowery states he is working on Madison Street now.

Mr. Lowery will not pursue person in 2nd floor apartment of 15020 Washington Street without direction from Council. Mr. Lowery has asked Mr. Gossom to get him out. Mr. Gossom put in a new water heater in violation of the code. Mr. Lowery was told the gas company re-hooked it up.

Councilwoman Bailey asked about complaint about Madison Court. Mr. Lowery has tried to get someone to answer the door even when there are lights on inside. There is a letter in the packet

with violation to comply within 15 days.

Old Business

ISTEA - Mayor Kapp states we need to purchase park benches and plaques. Plaques are \$54 each. The street light plaques are paid for by Industrial Lighting due to the wrong street lights being sent. Councilwoman Utz asks under which line item we would purchase the plaques.

Councilwoman Scarbrough asked to wait for continuation meeting to determine when the Foundation has the record of money available. Tabled.

Haymarket Historical Foundation - Councilwoman Stutz passed out an invitation to the foundation meeting, March 10, for brainstorming fund raising ideas.

Municipal Code - Clerk will contact them regarding approval of the unpaid bill.

Web Site - O. P. Ditch told Mayor Kapp some links are not there and it costs \$500 to fix. Mayor Kapp e-mailed Karen who will get with Mr. Ditch.

Ordinances needed:

Lamp posts - Atty Arledge to draw up.

Public water - Mr. Lowery says not required unless town has an ordinance. Atty Arledge is doing that.

B-3 - tabled.

Historical Commission review of submissions - Atty Arledge asks what the function would be. Atty Arledge says the Historical Commission is not created by state statute. The town would delegate as to a town employee, only authorization by state statute, re: Dillon rule, does not function like the ARB, but is advisory to the ARB. State code 15.2-2306 allows the creation of the ARB, not the Historical Commission. If county code was adopted the town would have to give up the overlay. Council to review letter of 10/28/00. Councilwoman Stutz will help the PC with this for the April meeting.

Fitness Center - PC is reviewing this also.

Historical Commission - Mayor Kapp states he had a meeting with Historic Resources folks. Council to review the notes.

Zoning Violation - Signature Kitchens - Mr. Lowery sent letter to contractor regarding parking. Saddlery Liquidators is included in the letter.

McDonald's, 6740 Leaberry Way - Zigler & Payne review comments.

Haymarket Self Storage - Mayor Kapp and Mr. Lowery talked about the whole area needing to be paved and add storm water management. Mr. Lowery says lumber storage does not require paving only in front of Alibi Caterers. Mayor Kapp suggests Lambradozzi and Frogale talk to Haymarket Self Storage about using their [storm water management] pond, which is behind both properties.

Mr. Lowery states he spoke with Mr. Minchik who asks if he puts up a roofed structure with no

sides can he store vehicles under it? Councilman Mohr states yes they can, it only has to be under roof, doesn't require sides.

Councilwoman Stutz states when Mr. Minchik brought up reducing the pond there were no documents reviewed. The documents are at Zigler and Payne, the Clerk advises.

Planning Commission to discuss if a roof only [no building sides] is permissible for parking vehicles under. Atty Arledge states sides are required.

Burgess & Niple letters - re: E&S inspections, responsibilities, overdue billing Leaberry & Witcher - addressed

St. Gabriel's Executive Park, 14540 John Marshall Highway - Mayor Kapp states he did not get in touch with Mr. Reuter for the Planning Commission. He will invite him to the March 27 PC meeting. Councilwoman Bailey states we got a letter stating he wants to remain an M-2 zoning and have the town guarantee his current zoning. Councilwoman Bailey states the M-2 county zone permits more uses than the I-1 zone in town. She states the property would have to come into the town as an R-1 zoning. She checked the use for an I-1 district which would comply with manufacturing of pharmaceuticals.

Councilman Mohr states Mr. Reuter's letter agrees to put in the street scape when it gets across the Pace West School property. Councilman Mohr asks what if we don't bring it down there. Mayor Kapp says he won't do it unless we get the rest of it there.

Bull Run Veterinary, 14830 Washington Street - Mr. Lowery asks about the Vet hospital. Will they do the street scape now or escrow the money? Mayor Kapp says they have the horizontal and vertical alignments. Mr. Lowery states Mr. Verna is ready to go with his project. Councilman Utz is concerned when we are re-building and matching brick, lights, benches, we need to keep this uniform so you will not be able to see where it stops and starts. Bull Run Vet can get the enhancements now. Councilwoman Stutz suggests they escrow the money and leave it until we get there. Cost analysis from Burgess & Niple.

Mr. Lowery states Win Frank, Occoquan, got a ridiculously low price to do a whole block of new sidewalks.

14860 Washington Street - Councilman Mohr asks about this property and the discussion of the new post office. Mayor Kapp spoke with Guy Gravette who is pursuing it.

Engineer fees for plan review - in the hands of the Planning Commission. Tabled.

Zoning Text Amendments - public hearing items - Councilwoman Bailey states the Planning Commission has not made any recommendations yet. Tabled.

Storm window for town office - Mayor Kapp has not gotten price.

Heaters for Clerk's office - Councilman Mohr and Linda Landwehr have one each to lend.

E&S compliance with Burgess & Niple and billing - Mr. Lowery states this is done.

Tenant in 2nd floor apartment of 15020 Washington Street - Mr. Lowery to send letter [in Spanish] to the tenant to vacate the premises.

Continuation, public hearing for bond, budget work session

Scheduled for March 22 continuation at 7:00 and public hearing at 8:00.

New Business

84 Lumber - preliminary site plan - VDOT comments submitted

Peachtree misplaced - it's back.

Audit - proposals from Wes Lovelace \$4750, Swart, Lalande & Assoc. \$5,000 per year for two years. Mayor Kapp says he likes to keep things local and Wes is in town. Councilman Mohr agrees. Councilwoman Stutz suggests we postpone until we get a loan since the audit is not needed for the bank.

New procedures for Council meetings - discussed

Lewd, indecent...exhibitions in town ordinance - Atty Arledge says the state code section for indecent material is 18.2-372 which states that obscene items, i.e., books, magazines, are subject to community standards of what obscenity is. Atty Arledge states it gives authority in a broad sense but it needs to be in the ordinance. The Planning Commission is to look for an ordinance.

Town Center lease, Contrucci Realty - Mayor Kapp addressed some questions. Mrs. Contrucci submitted some pictures of vehicles to be parked. Mayor Kapp says they would have to be tagged if they are left here overnight. Councilwoman Scarbrough asked about parking. Mayor Kapp states there is room out back. [Alan Gossom is looking for the plat.] Mayor Kapp has not heard back from the HVAC man. He states we may want to reconsider gas for electric.

The ADA is fine. An elevator is not required unless that is the last thing required in the building. BOCA-wise the office use is grand fathered. Handicap bathrooms are being put in. Mayor Kapp states they talked about a reception area being put in. Mayor Kapp drew up one but has not heard if they want it. The first floor reception area is 287 sq. ft. Councilwoman Stutz states that would take retail space.

Councilman Utz left at 10:25 p.m.

The truck/vehicle size is okay

Mayor Kapp states to enter into the letter of intent Council only has to resolve to do so. Councilman Mohr moves to accept the letter of intent from Contrucci Realty for proposed town center area, second by Councilman Stutz. Councilman Mohr amends motion to include that the ADA and parking of vehicles meet satisfactorily with Mr. Lowery, second of amendment by Councilwoman Stutz. Yeas: Shepard, Mohr, Bailey, Scarbrough, Stutz. Nays: None. Motion carried by 5/0.

Town Center property

Facade - Mayor Kapp states he met with Drew, Ryan Homes, regarding the building of the facade. Drew proffered \$2,000 to \$2,800 for the facade. They will not build the whole thing. 84

Mayor Kapp states to enter into the letter of intent Council only has to resolve to do so. Councilman Mohr moves to accept the letter of intent from Contrucci Realty for proposed town center area, second by Councilman Stutz. Councilman Mohr amends motion to include that the ADA and parking of vehicles meet satisfactorily with Mr. Lowery, second of amendment by Councilwoman Stutz. Yeas: Shepard, Mohr, Bailey, Scarbrough, Stutz. Nays: None. Motion carried by 5/0.

Town Center property

Facade - Mayor Kapp states he met with Drew, Ryan Homes, regarding the building of the facade. Drew proffered \$2,000 to \$2,800 for the facade. They will not build the whole thing. 84 Lumber is making up an estimate. Mayor Kapp got \$217 donation from 84 Lumber for materials. He also got \$150 donation from Bernard Bolt, which was his winnings from the Super Bowl raffle. Drew will try to get roof shingles donated. Mr. Lowery will check with a roofing company. Mayor Kapp guesses it will take 13 squares of shingles.

Mayor Kapp talked with Richard Newlon about cast aluminum posts that could be painted. Councilman Mohr states in Alexandria they are tearing down a building with posts. He will check into it. Councilwoman Stutz states she would rather see the posts be in wood. The ARB has been hard on everyone else and we should stay with the ARB guidelines.

Lunch with county executive - Mayor Kapp states he will have lunch at 1:00 Thursday with the county executive and public works director regarding the possibility of our building inspections being done by the county. Mayor Kapp asked Council for the town to pay for their lunch. Council declined to approve the expense.

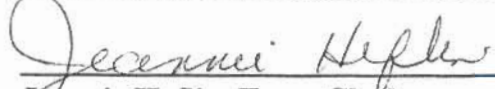
Closed Session

Councilwoman Bailey asked Mr. Lowery to stay. Councilwoman Bailey moved to go into closed session pursuant to State Code 2.1-344(A)(1) to discuss personnel issues regarding the building official, second by Councilman Stutz. Yeas: Shepard, Mohr, Bailey, Scarbrough, Stutz. Nays: None. Motion carried by 5/0.

Councilwoman Stutz moved to go out of closed session, second by Vice Mayor Shepard. Yeas: Shepard, Mohr, Bailey, Scarbrough, Stutz. Nays: None. Motion carried by 5/0.

Adjournment

RESPECTFULLY SUBMITTED:



Jeannie Heflin, Town Clerk

APPROVED:



John R. Kapp, Mayor

STATS FOR FEB. 2001

MILEAGE 2825
 GAS 250.5
 PRICE \$392.46
 J. TICKETS 81
 TICKETS 1
 JTS 65
 .. FELONY 1
 . MISD. 7
 REPORTS 14
 COMPS. 178
 R-300 0
 H. WORKED 473.25

COMPS -

20 RIDS
 2 DUI
 1 DUID
 1 DRIVE SUSP.
 7 DUU. PROBLEMS
 2 DOMESTICS
 1 TRESPASS
 1 TOWED VEHICLE
 3 LOCK-OUTS
 6 DISORDARLIES
 1 GRAND LARCENY
 1 B+E / GRAND LARCENY - DOMESTIC - JACKY CLUB
 1 A+B ON TOG - A+B (RESISTING) ABDUCTION

3 GRAND LARCENYS 1 AT TOWN HALL / 2 AT CENT...
 1 PETIT LARCENY - CENT. STAIRS
 ROAD
 1 ASSAULT / RAGE
 1 FOUND PROPERTY - SIGN

ASSISTS :

PWC : WITH 11 CALLS
 USP : WITH 2 CALLS

TOT PWC

The purpose of this report is to keep the Council up to date on what the Planning Commission has done and what we have on our plate for the future. I hope to be able to do this every month so the Council knows what we are doing and if you have any questions or comments you will be prepared to ask them at our council meetings. Also it should cut down on time for me to explain what we are doing. I hope this will be helpful.

The Planning Commission took no action on the Public Hearing items as certain questions were raised as well as comments that we felt should be thought out and more research be done. For example under **Temporary Signs**: we need to look at our ordinance again to see if we need to make any other exceptions to not require a permit such as real estate signs, for lease signs and for rent signs. Under the **B-3 District**: How can we add something to a district that does not exist.

Under the **B-1 District Use**: We should consider making the square footage increase as a special use not as a use by right, addressing storm water management and to make sure there is ample parking for the building if any is to be built. Concerning the **I-1 to R-1 District Buffer** we should look into adding that the buffer should be no greater than 10% of the lot size.

The Town Boundary line adjustment for St. Gabriel's Lab. was as tabled as Mr. Reuter was not asked to attend our meeting. He will be asked to attend our March meeting.

We tabled the question concerning a new Ordinance to give the Historical Commission review authority over all permit applications. (To be discussed during Historical Commission time)

We took no action on the Event Sign as it is not in the Town and referred it to VDOT. The Commission approved the design although that is not our job but the ARB's.

The dedication plaque was approved on 14951 Washington Street under Section 12-216#4.

The sign permit for 14951 Washington Street is grandfathered and needed no action.

The sign permit for 14945 Washington Street was approved after the applicant changed the size to comply with Section 12-216B#4.

The deck application for 6958 Jockey Club Lane was approved under Section 12-15.

The house application for 6770 Jefferson Street was approved under Section 12-40&12-41A&B.

At our March *Planning Commission meeting* we will be discussing the following to hopefully bring to Council at the April meeting the following: definition for trailer, height of light fixtures for I-1 district, B-1 district and B-2 district, a new fee schedule (plan approval, land disturbing, performance fees, fees to be paid to town) what we need to approve a site plan and a definition for fitness center.

I spoke with Jim Van Zee from the Northern Virginia Regional Commission concerning our B-3 District, which he has a copy of, and he will be e-mailing me on his comments and recommendations. After I receive them I will review them and get back to him. He also suggested that we hold off on our Comp. Plan update until June when the census information becomes

TOWN OF HAYMARKET, VA.

What
about
2-2140)

Public Hearing - Planning Commission - Tuesday, February 27, 2001

Public Hearing - Town Council - Monday, March 5, 2001

1. Section 12-116 (1) - B-1 District Height Regulations

Permitted uses may be erected up to forty-five (45) feet in height from grade. Building not more than three (3) stories above grade of street access. Continued PC public hearing to March 27, 2001.

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Amend - The following signs may be erected or constructed ~~without~~ with a permit; however, all applicable code requirements in this chapter shall apply and all signs except (4), (5) and (6) must comply with the ARB Guidelines:

5. Section 12-214 (2) B-1 District Temporary signs, banners -

Repeal (2) Banners (B-1 areas). A business in the B-1 area may display banners permitted under this subsection for advertising sale promotions with no time limitations.

6. Section 2-214 (1)

Amend - (1) Banners. Cloth and canvas type banners shall be approved by the administrator with the right to regulate condition and location. A business may display a maximum of one banner per calendar year. Said banner may not be displayed for more than fourteen (14) days.

7. Section 12-214 B-3 District

Add - The town may display banners for town sponsored events for up to 45 days.

8. Section 12-112 B-1 District Use regulations - square footage

Amend to maximum 12,000 square feet not 3,000 square feet.

9. Section 12-165 - I-1 District Buffer requirement to R-1

Amend to comply with Street scape, landscape and buffer ordinance Section 12-447 (35' buffer).

10. Ordinance to give the Historical Commission review authority over permits.

Ordinance proposal not received for public hearing.

Town Boundary Line Adjustment - 14540 John Marshall Highway (St. Gabriel's Labs.)

No presentation by St. Gabriel's at the PC meeting.

Tabled

etc

Public Hearing Planning Commission February 27, 2001

Comments from the public:

#4. Temporary Signs - Real Estate signs required to comply with ARB guidelines makes it onerous for property owner to sell or lease property.

#7. Section 12-214 B-3 District - How can you have an addition to code under a section that has not been adopted by the town.

#8. Section 12-112 B-1 District. Use regulations. - If this use is by right there will be significant impact of storm water management and parking. This should be a special use.

#9 Section 12-165 - I-1 district buffer to R-1 property - suggestion buffer be limited that it can't be more than 10% of the entire lot. With the small lots in town it could leave parcels out of compliance for building.

TOWN OF HAYMARKET
PLANNING COMMISSION

February ²⁷~~26~~, 2001
Public Hearing, 7:00 p.m.

Zoning Text Amendments

- (1) Sec. 12-116 Height Regulations
- (2) Sec. 12-1 Definition of "antique"
- (3) Sec. 12-1 Definition of "collectible"
- (4) Sec. 12-214 -3 repeal temporary signs, Banners (B-1) area
- (5) Sec. 12-214 1 - amend temporary signs
- (6) Sec. 12-214 2 - amend "without a permit" to "with a permit"
- (7) Sec. 12-214 Banners (B-3 district)
- (8) Sec. 12-112 B-1 District
- (9) Sec. 12-137 amend B-2 Use Regulations
- (10) Sec. 162.1 amend I-1 Use Regulations
- (11) Sec. 12-165 I-1 to R-1 buffer requirement

Ordinance to give the Historical Commission review authority over permits.

Town Boundary Line Adjustment - 14540 John Marshall Highway (St. Gabriel's Labs)

February 26, 2001
Regular Session, following public hearing

Call to order

Roll Call

Minutes of previous meeting

Sign Permit

Town of Haymarket, event sign, VDOT right of way, Rt. 15

Peg Contrucci, 14951 Washington St., dedication plaque, wall mounted

Peg Contrucci, 14951 Washington St., existing internally illuminated sign, change lettering

TOPC, LLC, 14945 Washington St., business identification sign, wall mounted

Construction Permit

Alger Fence, 6958 Jockey Club Lane, deck

Ryan Homes, 6770 Jefferson St., house type change, set back check

NEW BUSINESS

Proposal for fitness center

Bond requirements for plan approval, land disturbing, performance, fees to be paid to town