



# NORFOLK

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## CITY OF NORFOLK AGENDA OVERVIEW

**For March 22, 2011 Meeting**  
**TIME: 7:00 p.m.**

*This information was prepared to help residents and other interested persons better understand the Norfolk agenda process. It describes proposed City Council actions that are scheduled to be considered by the City Council at its next formal meeting.*

*It is important to note that the City Council may decide to change or defer an item from its agenda. While every effort is made to notify the public in advance, given the criticality of an item, City Council may also make changes at the meeting.*

*Below is a list of the topics for the meeting, followed by a brief description of the impact if each item is approved. For ease of reference, each agenda item is discussed in the affirmative. However, in some cases the staff and/or an advisory board to City Council (such as the Planning Commission) may have recommended that the Council not approve the matter.*

### **RECOGNITION & PROCLAMATIONS**

*This is a time allotted to formally recognize individuals and community organizations for their contributions or achievements. Also special events and activities may be acknowledged at this time.*

### **PUBLIC HEARINGS**

*These agenda items are matters required by law or ordinance or are items of significance. The Mayor will invite citizens to comment on each item as it is called on the agenda. The Mayor will close the hearing before the Council takes action on each public hearing matter.*

PH-1 **Zoning Ordinance** Text Amendment to distinguish between community docks and yacht clubs and to establish zoning districts within which community docks may be permitted  
If approved, this item would distinguish a community dock (which would not offer meeting spaces) from a yacht club (which would offer meeting spaces) and define the zoning districts within which a community dock would be permitted. Approval is recommended.

PH-2 **The following applications at 100-138 Bangor Avenue:**

- a. **General Plan** Amendment from Low Density Residential to Commercial /Office
- b. **Change of zoning from R-6 (One Family) district and Conditional C-2 (Corridor Commercial) district to C-2**

If approved, these ordinances would change the land use designation on the *General Plan* Future Land Use map of the property at 100-138 Bangor Avenue to Commercial/Office and change the zoning of the property to Corridor Commercial to permit the development of a “park-and-ride” parking lot for the light rail station at Newtown Road. Approval is recommended

## **CONSENT AGENDA**

*These agenda items are considered to be routine in nature and will be acted upon in one motion.*

*There will be no separate discussion of these items unless requested by a member of the City Council prior to the time the Council votes on the motion to adopt.*

- C-1     **The following applications at 4317 Pretty Lake Avenue:**
- a. **Zoning Ordinance Text Amendment to allow the sale of alcohol for off-premise consumption in the East Beach Harbor District**
  - b. **Special Exception for an Establishment to Sale Alcoholic Beverages for Off-Premise Consumption – Chesapeake Jack's**
- If approved, the request will allow Chesapeake Jack's to sell alcohol to its patrons for off-premise consumption. Approval is recommended.
- C-2     **Zoning Text Amendment to add a Development Certificate provision and to allow Gasoline Stations (sales only) by Special Exception in the Broad Creek Gateway Overlay District (BCGO)**
- If approved, a public hearing will be held to amend the *Zoning Ordinance of the City of Norfolk, 1992*, as amended to add a development certificate process with a waiver provision and to allow gasoline stations by a special exception. Approval is recommended.
- C-3     **Zoning Text Amendment to amend Chapters 2, 3, 11-11.7, 15-5.1, 16-8.1, 25, and 26-4 and Tables 7-6, 8, 8-6, Table 7-6, and 25**
- If approved this request will allow the annual comprehensive review and "clean up" of the *Zoning Ordinance*. Approval is recommended.
- C-4     **Change of Zoning from C-1 (Limited Commercial) district to R-12 (Medium Density Multiple-Family) district**
- If approved, it will allow NRHA and South Hampton Roads Habitat for Humanity the ability to develop a two-family home on individual lots. Approval is recommended.

## **REGULAR AGENDA**

*The City Council takes action by adopting either ordinances or resolutions under this section of the agenda. **Resolutions** usually establish City Council policy or direct certain types of administrative action. **Ordinances** are laws adopted by the Council which usually amend the Municipal Code or modify zoning designations.*

**R-1      Amendment No. 4 to the *West Ocean View Conservation Plan* to include the Pinewell neighborhood**

If approved, this item would permit eligible property owners located in the Pinewell neighborhood to apply for housing rehabilitation loans and grants. Approval is recommended.

**R-2      Lease Termination and Promissory Installment Note – 240 East Main Street – Aeran Enterprises, LLC dba Millwood Cleaners**

If approved, the Lease Termination Agreement will release Aeran Enterprises, LLC, doing business as Millwood Cleaners at 240 East Main Street, from its five-year Lease Agreement with the City that expires May 31, 2013. In addition, a Promissory Installment Note will be put in place to repay six (6) months future rent and the arrears owed within one year beginning April 1, 2011. Approval is recommended.

**R-3      Special Exception for an Eating and Drinking Establishment at 440 Monticello Avenue – Bite Restaurant and Catering**

If approved, it will allow Bite Restaurant and Catering the ability to serve alcohol to their patrons. Approval is recommended.

**R-4      Lease Termination and Promissory Installment Note – 226 East Main Street – W. T. Brownley Company, Inc.**

If approved, the Lease Termination Agreement will release W. T. Brownley Company, Inc. at 226 East Main Street, from the remainder of the last year of its Lease Agreement with the City that expires March 31, 2011, in order for the business to relocate to another Norfolk location. In addition, there is a Promissory Installment Note to repay the arrears owed within one year beginning April 1, 2011. Approval is recommended.

**R-5      VDOT Princess Anne Road/Sewells Point Road Construction Agreement**

If approved, the City/State Construction Agreement will be executed that assigns City and State duties and responsibilities regarding the construction and operation of the Princess Anne Road at Sewells Point Road Project, and authorizes the expenditure of City funds. Approval is recommended.

- R-6 **Acceptance of Funds – Saint Patrick Catholic School**  
If approved, this ordinance will establish a special revenue account for this project and allow the City to accept, appropriate and authorize the expenditure of \$24,134.00 to be received from Saint Patrick School for reimbursement of construction costs for the installation of Reduced Speed Flashing School Zone Beacons on Bolling Avenue in front of the school. Approval is recommended.
- R-7 **VDOT Military Highway/Virginia Beach Boulevard Signal Improvements Project - Special Revenue Account Update**  
If approved, the Special Revenue funding account will be increased to cover the total costs for the VDOT Military Highway/Virginia Beach Boulevard Signal Improvements Project. Approval is recommended.
- R-8 **Traffic Control Signs – Various Locations**  
If approved, the City Code will be amended as follows:  
1) 'Yield' signs will be repealed at the intersection of Hillside Avenue at Warwick Avenue.  
2) 'Stop' signs will be posted at the intersections of Beck Street at Stratford Street; Dune Street at Stratford Street; E. Westmont Avenue at Hammett Avenue; Farrell Street at Stratford Street; Hillside Avenue at Warwick Avenue; Howe Street at Stratford Street; Leigh Street at Shirley Avenue; New Street at Stratford Street; and Stratford Street at E. Evans Street. Approval is recommended.
- R-9 **Institutional Development Plan for Lake Taylor Transitional Care Hospital at 1309 Kempsville Road**  
If approved, Lake Taylor Transitional Care Hospital can construct a 104 space parking lot on the property they are leasing from the city. Approval is recommended.
- R-10 **Special Exception to operate an Eating and Drinking Establishment at 331 East Bayview Boulevard – Mom's and Pop's Family Restaurant**  
If approved, the request will allow Mom's and Pop's Family Restaurant to serve alcoholic beverages to its customers. Approval is recommended.
- R-11 **Special Exception for an Entertainment Establishment with alcoholic beverages at 5957 East Virginia Beach Boulevard – Interstate Bingo**  
If approved, this ordinance will allow Interstate Bingo to host banquets, private parties, and to serve alcoholic beverages to its customers. Approval is recommended.
- R-12 **To amend a previously granted Special Exception for an Eating and Drinking Establishment at 4300 Monarch Way - Sakura Sushi Bar**  
If approved, this ordinance will allow Sakura Sushi Bar to expand and to allow for an increase in capacity at their existing restaurant that serves alcohol. Approval is recommended.

- R-13 **Special Exception to expand an existing nonconforming use at 1114 Graydon Avenue - Jillian Richardson**  
If approved, the property owner will be allowed to add a master bathroom to the apartment units on the first and second floors. Approval is recommended.
- R-14 **Special Exception for an Eating and Drinking Establishment at 905 East Ocean View Avenue – 905 Café and Grill**  
If approved, the request will allow 905 Café and Grill to serve alcohol to its patrons. Approval is recommended.
- R-15 **To amend a previously granted Special Exception for an Eating and Drinking Establishment at 1007 – 1011 East Bayview Boulevard**  
If approved this will allow modifications to the floor plans and the hours of operation for Pizza Chef Restaurant. Approval is recommended.
- R-16 **Special Exception to operate an Electronic Changeable Copy Sign at 5670 Raby Road – Port Alliance Federal Credit Union**  
If approved, this will allow Port Alliance Federal Credit Union to install an electronic sign. Planning Commission recommended denial.

**PUBLIC COMMENTS ON NON-AGENDA RELATED MATTERS**

*If you wish to address the City Council, you should complete and submit a “Request to Speak” form to the City Clerk before the start of the Council meeting. When your name is called, please approach the lectern and speak clearly into the microphone, stating your name and address for the record.*

*Due to the number of items on the agenda and the length of City Council meetings, speakers are asked to limit their remarks to three minutes.*