



**CITY COUNCIL  
AGENDA  
TUESDAY, JANUARY 29, 2018**

**Worksession Agenda**

4:30 PM City Hall - 10th Floor Conference Room

**Agenda Overview**

*Douglas L. Smith, City Manager*

**Vessel Coffee In City Hall**

*Nikki Riddick, Director of General Services*

*Mary Miller, President and CEO, Downtown Norfolk Council*

Documents:

[VESSEL COFFEE.PDF](#)

**Discussion On Redistricting**

*Andrew Fox, Deputy City Attorney*

**Short Term Investment Update**

*Catheryn Whitesell, Deputy City Manager*

Documents:

[SHORT TERM INVESTMENT UPDATE.PDF](#)

**Update On Multi Family Developments**

*George Homewood, Director of Planning*

Documents:

[UPDATE ON MULTI-FAMILY DEVELOPMENTS.PDF](#)

**Startup In-Residence Overview**

*Pete Buryk, Principal Analyst*

Documents:

[STARTUP IN-RESIDENCE.PDF](#)

**Overview Of City Council Retreat**

*Douglas L. Smith, City Manager*

Documents:

[CITY COUNCIL RETREAT OVERVIEW.PDF](#)

## **Dinner & Closed Session**

- Contract Negotiation
- Real Estate Matters

## **Additional Documents**

Documents:

[1-29-19 2018 BOARD OF ZONING APPEALS ANNUAL REPORT.PDF](#)  
[1-29-19 MEMO - \(PH-5\) ZONING TEXT AMENDMENT.PDF](#)  
[1-29-19 MINUTES OF CITY COUNCIL MEETING OF JANUARY 8.PDF](#)  
[1-29-19 PENDING LAND USE ACTIONS.PDF](#)

## **Announcement Of Meeting**

Documents:

[1-29-19 ANNOUNCEMENT OF MEETING.PDF](#)

## **Formal Session**

7:00 PM - Council Chambers, City Hall, 11th Floor

### **Prayer**

Prayer to be offered by Chaplain Terry Haddock, Norfolk Police Department, followed by the Pledge of Allegiance.

### **Public Hearings**

PH-1

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments on quitclaiming, vacating and releasing to 8412 Shore Drive Development, LLC., three easements, located at **8150 Shore Drive** in the City of Norfolk.

Documents:

[PH-1 VACATION OF STORMWATER DRAINAGE EASEMENTS - 8150 SHORE DR.PDF](#)

PH-2

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments authorizing the conveyance to the Norfolk Redevelopment and Housing Authority of a certain parcel of property located at **419 South Main Street** in accordance with terms and conditions of the Conveyance Agreement.

Documents:

[PH-2 CONVEYANCE OF PROPERTY AT 419 S. MAIN ST TO NRHA.PDF](#)

PH-3

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments approving a Lease Agreement with Crown Castle GT Company LLC, for a parcel of land located in the City of Norfolk, at **1384 Kempsville Road**.

Documents:

[PH-3 RENEWAL OF LEASE AT 1384 KEMPSVILLE RD.PDF](#)

PH-4

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments approving a Lease Agreement with Crown Castle GT Company LLC, for a parcel of land at **422 Government Avenue**, located in the City of Norfolk.

Documents:

[PH-4 RENEWAL OF LEASE AT 422 GOVERNMENT AVE.PDF](#)

PH-5

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of the **City Planning Commission**, for zoning text amendments to the *Norfolk Zoning Ordinance* to include provisions that were in the prior zoning ordinance regarding parking and live-work dwellings in the PCO Districts and definitions for “nonconforming lot,” “nonconforming structure,” “nonconforming use,” and “zoning lot;” to adjust the off-lot parking requirements in the PCO and HC Districts and for a Historic Landmark property; and to revise the definition of “antique.”

Documents:

[PH-5 TEXT AMENDMENT TO THE CITYS ZONING ORDINANCE.PDF](#)

P-6

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of the **Norfolk Redevelopment and Housing Authority**, for the closing, vacating and discontinuing of the following streets: (a) the western terminus of **Woodis Avenue**, extending westward of the western line of Colley Avenue, said parcel being a right-of-way containing 4,989 square feet and (b) an unnamed 10-foot wide right-of-way located between the southern line of Southampton Avenue and the northern line of Woodis Avenue, said parcel being a right-of-way containing 2,378 square feet.

Documents:

[PH-6 CLOSURE OF A PORTION OF WOODIS AVE AND UNNAMED 10 LANE.PDF](#)

PH-7

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments approving a **Purchase and Sale Agreement** between the City of Norfolk, as seller, and **EDC**

**Homes – The Tern, LLC** as buyer, for real property consisting of 7.28 acres, more or less, and located generally at **21st Bay Street and Shore Drive** in the East Ocean View section of the City of Norfolk.

Documents:

[PH-7 APPROVAL OF PURCHASE AND SALE AGREEMENT WITH EDC HOMES.PDF](#)

PH-8

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments authorizing the vacation and release to Metro Machine Corp., of a Utility Easement located at **200 Ligon Street and E S Ligon Street** in the City of Norfolk, conditioned upon the Conveyance to the City of a new Utility Easement by Metro Machine Corp.

Documents:

[PH-8 VACATION AND ACQUISITION OF WATER MAIN EASEMENTS AS 200 LIGON ST.PDF](#)

PH-9

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **The Lawson Companies**, for **(a)** change of zoning from Conditional C-C (Community – Commercial) district to MF-AC (Multi-Family – Apartment Complex) district and **(b)** a Conditional Use Permit to allow more than 24 dwelling units on property located at **630 Tidewater Drive**.

Documents:

[PH-9 630 TIDEWATER DR - LAWSON COMPANIES.PDF](#)

PH-10

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **S.L. Nusbaum Realty Company**, for **(a)** change of zoning from CA (Courtney Avenue) zoning district to MF-AC (Multi-Family – Apartment Complex) district; **(b)** a Zoning Text Amendment to repeal Section 9.3, “Other Approved Zoning Districts,” which includes Section 9.3.1., “Courtney Avenue District (CA)”; and **(c)** a Conditional Use Permit to allow more than 24 dwelling units on property located at **1140 E. Princess Anne Road**.

Documents:

[PH-10 1140 E PRINCESS ANNE RD - S.L. NUSBAUM REALTY COMPANY.PDF](#)

PH-11

**PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **The Franklin Johnston Group**, for **(a)** Amendment to the Future Land Use Map within the City’s General Plan, plaNorfolk2030, from Office to Residential Mixed; **(b)** a change of zoning from I-G (Industrial-General) and I-L (Industrial-Light) to TOD-Support (Transit Oriented Development – Support); and **(c)** a Conditional Use

Permit to allow Multi-Family within the TOD-Support zoning district and (d) TOD Development Certificate with waivers requested for minimum lot coverage and building location requirements on property located at **5827 and 5845 Curlew Drive and 5786 Sellger Drive**.

Documents:

[PH-11 5827 AND 5845 CURLEW DR AND 5786 SELLGER DR - THE FRANKLIN JOHNSTON GROUP.PDF](#)

## Consent Agenda

**ALL MATTERS LISTED UNDER THE CONSENT AGENDA WILL BE ENACTED BY ONE MOTION IN THE FORM LISTED. IF DISCUSSION IS DESIRED ON ANY ITEM, IT WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.**

C-1

Letter from the City Manager and an Ordinance entitled, An Ordinance granting a **Development Certificate**, with waivers, to permit the construction of a new residential tower in the D-FN (Downtown-Fort Norfolk) District on property located at **1 Colley Avenue**.

Documents:

[C-1 DOWNTOWN DEVELOPMENT CERTIFICATE AT 1 COLLEY AVE.PDF](#)

C-2

Letter from the City Attorney and an Ordinance entitled, An Ordinance to schedule a **Council Retreat** on Friday, February 22, 2019 and Saturday, February 23, 2019 and to move the location from the Council Chambers of the City Hall Building.

Documents:

[C-2 SCHEDULING CITY COUNCIL RETREAT.PDF](#)

C-3

Letter from the City Manager and an Ordinance entitled, An Ordinance rescinding the Authority to lease to **Brilliant Beginnings Learning Center II, LTD.**, a parcel of property owned by the City of Norfolk located at **1210 W. Little Creek Road** and repealing Ordinance number 47,299, adopted on July 24, 2018.

Documents:

[C-3 RESCIND LEASE AND REPEAL ORDINANCE NO. 47,299.PDF](#)

C-4

Letter from the City Manager and an Ordinance entitled, An Ordinance granting **245 Granby Street**, LLC permission to encroach into the right-of-way at 245 Granby Street approximately 117 square feet and into the right-of-way on West Tazewell Street approximately 132 square feet for the purpose of outdoor dining and approving the terms and conditions of the **Encroachment Agreement**.

Documents:

[C-4 ENCROACHMENT FOR OUTDOOR DINING - 215 E. PLUME ST.PDF](#)

C-5

Letter from the City Manager and an Ordinance entitled, An Ordinance accepting the conveyance of a utility easement by the **Retreat at Harbor Pointe, L.P.** to the City of Norfolk and authorizing the City Manager to accept the **Deed of Easement** on behalf of the City.

Documents:

[C-5 ACCEPTANCE OF UTILITY EASEMENT AT 350 CAMPOSTELLA RD.PDF](#)

C-6

Letter from the City Manager and an Ordinance entitled, An Ordinance granting **Conditional Use Permits** to authorize retail sales after midnight and the sale of alcoholic beverages for off-premises consumption at an establishment named **“GoPuff”** on property located at **1312 Monticello Avenue, Unit B.**

Documents:

[C-6 CONDITIONAL USE PERMITS - GOPUFF.PDF](#)

C-7

Letter from the City Attorney and an Ordinance entitled, An Ordinance repealing Ordinance No. 46,128 adopted on November 10, 2015 and Ordinance number 46,879 adopted on June 27, 2017 **SO AS TO** permit 450 Boush, LLC or its successors and assigns to encroach into the **right-of-way at Greens Court, Boush Street and Charlotte Street** with building façade, juliet balconies, foundation canopies, roof overhangs and a sign on Boush Street.

Documents:

[C-7 ENCROACHMENT AT 450 BOUSH ST - ADD SUCCESSORS AND ASSIGNS.PDF](#)

## Regular Agenda

R-1

Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the acquisition of a certain parcel of property located at **8021 Hampton Boulevard** in the City of Norfolk for the sum of \$750,000.00; approving the terms and conditions of the **Purchase and Sale Agreement**; and authorizing the expenditure of a sum of up to \$760,000.00 from funds heretofore appropriated for acquisition of the property and all related transactional costs,” will be introduced in writing and read by its title.

Documents:

[R-1 PURCHASE OF PROPERTY AT 8021 HAMPTON BLVD.PDF](#)

R-2

Letter from the City Manager and an Ordinance entitled, “An Ordinance approving a First Amendment to Lease between the **City of Norfolk, as Landlord, and Stockpot North, Inc., as Tenant**, and authorizing the City Manager to execute

the Second Amendment to Lease on behalf of the City of Norfolk," will be introduced in writing and read by its title.

Documents:

[R-2 AMENDMENT TO LEASE WITH STOCKPOT NORTH, INC. - 215 E. PLUME ST.PDF](#)

R-3

Letter from the City Attorney and Resolution entitled, "A Resolution of the Council of the City of Norfolk, Virginia **supporting new legislation** that would allow a developer to construct and develop a resort and casino in the City of Norfolk," will be introduced in writing and read by its title.

Documents:

[R-3 RESOLUTION IN SUPPORT OF COMMERCIAL GAMING.PDF](#)