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## CITY COUNCIL

### AGENDA

Tuesday, June 25, 2024

***3:30 CITY COUNCIL WORK SESSION – CITY HALL-10<sup>TH</sup> FLOOR CONFERENCE ROOM***

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|------|---|--|
| I.   | <b>AGENDA OVERVIEW</b>  | <i>Patrick Roberts, City Manager</i>                       |
| II.  | <b><u><a href="#">NORFOLK DEPARTMENT OF HEALTH AND FIVE-YEAR PLAN</a></u></b>   | <i>Dr. Susan Girois, Director, Norfolk Health District</i> |
| III. | <b><u><a href="#">HURRICANE BRIEFING</a></u></b>  | <i>Daniel Hudson, Emergency Management Coordinator</i>     |
| IV.  | <b>CLOSED SESSION:</b> <ul style="list-style-type: none"><li>• <b>CONTRACT NEGOTIATIONS</b></li><li>• <b>APPOINTMENTS</b></li></ul> |  |

**Supporting Documents:**

- **[Announcement of Meeting](#)**
- **[06-25-2024 Hurricane Updates](#)**

**Memos:**

- **[Pending Land Use Report](#)**
- **[Minutes from City Council Meeting of June 11, 2024](#)**



## NORFOLK, VIRGINIA

### DOCKET FOR THE COUNCIL

TUESDAY, JUNE 25, 2024 – 6:00 P.M.

**A CITIZEN WHO WISHES TO ADDRESS COUNCIL CONCERNING A DOCKET ITEM  
OR NEW BUSINESS MUST REGISTER TO SPEAK WITH THE CITY CLERK BY 3:00 PM  
THE DAY OF THE MEETING BY CALLING (757) 664-4253 OR EMAILING  
[CCOUNCIL@NORFOLK.GOV](mailto:CCOUNCIL@NORFOLK.GOV).**

### **MOMENT OF SILENCE**

Followed by the Pledge of Allegiance.

### **APPROVAL OF MINUTES**

Approve the minutes of the previous City Council meeting.

### **CLOSED SESSION RESOLUTION**

A Resolution certifying a closed meeting of the council of the City of Norfolk in accordance with the provisions of the Virginia Freedom of Information Act.

### **PUBLIC HEARINGS**

#### **PH-1**

**PUBLIC HEARING** scheduled this day, pursuant to State Law, on the application of MPV, II, LLC, for a) a Rezoning from Conditional G-1 (Granby/Monticello Corridor Mixed-Use) to Conditional C-C (Community Commercial) and for b) a Conditional Use Permit to Authorize a Large-Scale Drive-through Facility on Property located at **1500 Monticello Avenue** for a Restaurant Named "Raising Cane's."

An Ordinance to Rezone Property Located at **1500 Monticello Avenue** from G-1 (Granby/Monticello Corridor Mixed-Use) District to Conditional C-C (Community Commercial) District.

**PH-1A** An Ordinance Granting a Conditional Use Permit to Authorize a Large-Scale Drive-through Facility on Property located at **1500 Monticello Avenue** for a Restaurant Named “Raising Cane’s.”

**PH-2** **PUBLIC HEARING** scheduled this day, pursuant to State Law, on the application of the **CITY PLANNING COMMISSION**, for a **Zoning Text Amendment** to the *Norfolk Zoning Ordinance* regarding performance standards to a **Group Home**.

An Ordinance to Amend Section 8.3.2 of the *Norfolk Zoning Ordinance* SO AS TO Clarify the **Definition of the Term “Group Home”**, Align the Definition with State Code, and Establish a Set of Conditions to Ensure that Such Facilities Operate in Compliance with Applicable City and State Limitations.

**PH-3** **PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments Approving a Lease Agreement with W.M. Schlosser Co., Inc. For the Lease of a Portion of City Property Located at **3500 Granby Street**, also known as **249 Lavalette Avenue**.

An Ordinance Approving a Lease Agreement with W.M. Schlosser Co., Inc. For the Lease of a Portion of City Property Located at **3500 Granby Street**, also known as **249 Lavalette Avenue**.

**PH-4** **PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments Approving a Sublease Agreement Between the City of Norfolk and the Commonwealth of Virginia, Virginia Department of Transportation, For the Lease of a Certain Portion of the Property Located at **9401 4th View Street**.

An Ordinance Approving a Sublease Agreement Between the City of Norfolk and the Commonwealth of Virginia, Virginia Department of Transportation, For the Lease of a Certain Portion of the Property Located at **9401 4th View Street**.

**PH-5** **PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments Approving a Lease Agreement with Truist Bank for the Lease of Space Within Norfolk City Hall, Located at **810 Union Street**, for an ATM.

An Ordinance Approving a Lease Agreement with Truist Bank for the Lease of Space Within Norfolk City Hall, Located at **810 Union Street**, for an ATM.

**PH-6**

**PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments Authorizing the Conveyance to Foreman Services, LLC of a Certain Parcel of Property Located at **701 W. 29th Street** for the Total Sum of \$31,000.00 in Accordance with the Terms and Conditions of the Purchase and Sale Agreement and Authorizing the Expenditure of a Sum of Up to \$1,000.00 for any necessary Transaction Costs.

An Ordinance Authorizing the Conveyance to Foreman Services, LLC of a Certain Parcel of Property Located at **701 W. 29th Street** for the Total Sum of \$31,000.00 in Accordance with the Terms and Conditions of the Purchase and Sale Agreement and Authorizing the Expenditure of a Sum of Up to \$1,000.00 For Any Necessary Transaction Costs.

**PH-7**

**PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments Authorizing the Conveyance to Foreman Services, LLC of Certain Parcels of Property Located at **218 and 220 W. 27th Street** for the Total Sum of \$58,000.00 in Accordance with the Terms and Conditions of the Purchase and Sale Agreement and Authorizing the Expenditure of a Sum of Up to \$1,000,00 For Any Necessary Transaction Costs.

An Ordinance Authorizing the Conveyance to Foreman Services, LLC of Certain Parcels of Property Located at **218 and 220 W. 27th Street** for the Total Sum of \$58,000.00 in Accordance with the Terms and Conditions of the Purchase and Sale Agreement and Authorizing the Expenditure of a Sum of Up to \$1,000,00 For Any Necessary Transaction Costs.

**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**

An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Restaurant with Live Entertainment and the Sale of Alcoholic Beverages for On-Premises Consumption Named "Casamigos" on Property Located at **5957 East Virginia Beach Boulevard**.

- [C-2](#) An Ordinance Approving a Right of Entry Agreement Between the City of Norfolk and TWP - The Youth Movement for Use of City-Owned Property Located at **801 Church Street** for Fuse Fest 2024 and Authorizing the City Manager to Execute the Right of Entry on Behalf of the City.
- [C-3](#) An Ordinance Granting Michael Padden and Megan Padden Permission to Encroach into the Right of Way Adjacent to **6300 Richmond Crescent** with an Existing Wooden Dock and Approving the Terms and Conditions of the Encroachment Agreement.
- [C-4](#) An Ordinance Granting Buxton Associates Limited Partnership Permission to Encroach into the Right-of-Way at **1200 N. Military Highway** with a Sign.
- [C-5](#) An Ordinance Accepting an Amended Easement from Cohen Residential, LLC Over Property Located at **4945 Bruce Street** and Authorizing the City Manager to Enter into an Appropriate Amended Deed of Easement on Behalf of the City.

### **REGULAR AGENDA**

- [R-1](#) An Ordinance adopting the revised **City of Norfolk Stormwater Design and Construction Manual**.
- [R-2](#) An Ordinance to Amend and Reordain Section 32-3.4 of the *Norfolk City Code, 1979*, to change the Program Name from the **Virginia Stormwater Management Program** to the **Virginia Erosion and Stormwater Management Program** to conform to changes in State Law.
- [R-3](#) An Ordinance to Amend and Reordain Chapter 41.2 of the *Norfolk City Code, 1979*, regarding the Virginia Stormwater Management Program, to change the chapter name to **Virginia Erosion and Stormwater Management Program** to conform to changes in State law; to Amend and Reordain Section 41.2-1 of the *Norfolk City Code, 1979*, to include soil erosion impacts to conform to changes in State law and to amend the **Department of Planning and Community Development** to the **Department of City Planning** to conform with the Norfolk City Code; and to Amend and Reordain Section 41.2-3 of the *Norfolk City Code, 1979*, to amend the **Department of Planning and Community Development** to the **Department of City Planning** to conform with the *Norfolk City Code*.

- [R-4](#) An Ordinance to Amend and Reordain Section 41.1-25 of the *Norfolk City Code, 1979*, regarding the **Virginia Stormwater Management Program Fees**, to change the Section Name to the “Virginia Erosion and Stormwater Management Program Fees” and change the Program Name to the “Virginia Erosion and Stormwater Management Program (VESMP)” to conform to changes in State Law, to amend the language regarding when required fees are to be paid, and to change the permit maintenance fee for Single Family Residential Home with land disturbance greater than 1 acre, but less than 5 acres, to \$0 .
- [R-5](#) An Ordinance to Amend and Reordain Section 41.1-1 of the *Norfolk City Code, 1979*, regarding **Stormwater Management**, to amend the definition and term of Impervious Surface Area.
- [R-6](#) An Ordinance to Amend and Reordain subsection (b) of Section 15-3 of the *Norfolk City Code, 1979*, to change the Program Name from the “**Virginia Stormwater Management Program**” to the “**Virginia Erosion and Stormwater Management Program**” and update the regulations to reflect the change from **the Stormwater Management Act to the Virginia Erosion and Stormwater Act** effective July 1, 2024 to conform to changes in State Law, and removal of regulations for plans approved prior to July 1, 2014; and to Amend and Reordain subsection (c) of Section 15-9 of the *Norfolk City Code, 1979*, to change the permit name from the “**Virginia Stormwater Management Program Construction General Permit**” to the “**General Virginia Pollutant Discharge Elimination System (VPDES) Permit for Discharges of Stormwater from Construction Activities or other permit required by law**” to conform to State Law.
- [R-7](#) An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Banquet Hall and Live Entertainment at an Establishment Named “Eros Event Spaces” on Property Located at **801 East 26th Street, Suite C**.
- [R-8](#) An Ordinance Authorizing the Acquisition of a Certain Parcel of Property Located at **642 35th Street** for the Sum of \$112,000.00 and Authorizing the Expenditure of a Sum of Up to \$127,000.00 From Funds Heretofore Appropriated for Acquisition of the Property and All Related Transactional Costs.
- [R-9](#) An Ordinance Approving a Lease Agreement with the United States of America, Department of the Navy, For the Lease of a Certain Portion of the Property Located at **9401 4th View Street** and Authorizing the Expenditure of the Sum of \$40,558.00 for Rent and Administrative Costs.

- [R-10](#) An Ordinance Amending and Reordaining the FY2025 Annual Appropriations Ordinance No. 49,590 SO AS TO Amend Section 3 to Include a **Retiree Health Credit** Authorized by Section 37-61(o) of The *Norfolk City Code, 1979*, As Amended.
- [R-11](#) An Ordinance Amending and Reordaining Section 1 Of the FY2024 Annual Appropriation Ordinance (No. 49,220), As Amended, to Increase the General Fund Appropriations for **The Fleet Management Fund** in the amount of \$1,200,000 and Authorizing Its Expenditure.
- [R-12](#) A Resolution to Amend the **Cost Allocation Agreement** Between the Cities of Chesapeake, Hampton, Newport News, Norfolk, Portsmouth, Virginia Beach and the Transportation District Commission of Hampton Roads.
- [R-13](#) An Ordinance Permitting an Existing Deck as an Encroachment into the Right-of-Way of Bayside Avenue North of Property Numbered **3130 East Ocean View Avenue**.

## **ADJOURNMENT**