



CITY COUNCIL

REVISED AGENDA Tuesday, September 27, 2022

4:00 CITY COUNCIL WORK SESSION

- | | |
|---|---|
| I. AGENDA OVERVIEW | <i>Dr. Larry H. Filer II, City Manager</i> |
| II. TIDEWATER COMMUNITY COLLEGE VISUAL ARTS CENTER | <i>Dr. Marcia Conston, President
Tidewater Community College</i> |
| III. FLOOD INSURANCE ISSUES BRIEFING | <i>Benjamin J. McFarlane, Sr. Regional Planner
Hampton Roads Planning District Commission</i> |
| IV. CITY PLANNING UPDATE | <i>Paula Shea, Assistant Director of Planning</i> |
| V. OVERVIEW OF RETREAT AGENDA | <i>Pete Buryk, Chief of Staff</i> |
| VI. CLOSED SESSION: | |
| • LEGAL MATTER | |
| • CONTRACT NEGOTIATION | |

Supporting Documents:

- [Announcement of Meeting](#)
- [City Planning Update](#)
- [Flood Insurance Program Update](#)
- [Request to vacate portions of right-of-way by Lyon Shipyard, Inc.](#)
- [Bradley Vomocil Request for Short Term Rental at 4036 East Ocean View Ave](#)
- [Minutes from City Council Meeting of September 13](#)
- [Pending Land Use Actions](#)
- [Zoning Text Amendment Cannabis Dispensing Facility](#)
- [Dale and Cynthia Johnson Request for Short Term Rental at 3201 Pretty Lake Ave](#)



NORFOLK, VIRGINIA

DOCKET FOR THE COUNCIL

TUESDAY, SEPTEMBER 27, 2022 – 7:00 P.M.

MOMENT OF SILENCE

Followed by the Pledge of Allegiance.

APPROVAL OF MINUTES

Approve the minutes of the previous City Council meeting.

PUBLIC HEARINGS

PH-1

PUBLIC HEARING scheduled this day, pursuant to State Law, to revoke a Special Exception Permit Previously Granted to Oates Enterprises II, LLC on April 23, 2013 by Ordinance No. 45,078, Authorizing the Operation of an Entertainment Establishment named Scotty Quixx on Property Located at **434 Granby Street**.

An Ordinance Revoking a Special Exception Permit Previously Granted to Oates Enterprises II, LLC on April 23, 2013 by Ordinance No. 45,078, authorizing the Operation of an Entertainment Establishment named Scotty Quixx on Property Located at **434 Granby Street**.

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 establish use categories and performance standards for **Medical and Recreational Cannabis Sales and Processing**.

(TO BE CONTINUED TO OCTOBER 11, 2022)

An Ordinance to Amend Sections 4.2.3.F, 4.2.3.G and 8.3.2 and Tables 3.3.9 and 3.5.7 of the *Norfolk Zoning Ordinance* SO AS TO Define and Create Performance Standards for a New Use Labeled "**Cannabis Dispensing Facility**," to be Permitted in Certain Commercial Districts by Conditional Use Permit Only, and for a New Use Labeled "**Cannabis Cultivation or Manufacturing Facility**," to be Permitted in the I-G (Industrial-General) District by Conditional Use Permit Only.

[PH-3](#) **PUBLIC HEARING** scheduled this day, pursuant to State Law, on the application of the **CITY PLANNING COMMISSION**, for a Zoning Text Amendment to permit **Solar Energy Collection Facility (large scale)** in OSP zoning by Conditional Use Permit.

An Ordinance to Amend Table 3.7.13 of the *Norfolk Zoning Ordinance* SO AS TO Include “**Solar Energy Collection Facility (large scale)**” as a use in the OSP (Open Space and Preservation) District by Conditional Use Permit Only.

[PH-4](#) **PUBLIC HEARING** scheduled this day, pursuant to State Law, on the application of **3321 PRINCESS ANNE LLC**, to vacate an unimproved portion of right-of-way along the south side of **E. Princess Anne Road**.

An Ordinance Closing, Vacating and Discontinuing a Portion of E. Princess Anne Road and Authorizing the Conveyance to the Abutting Property Owner of Any Interest the City Has in the said Portion of **E. Princess Anne Road**.

[PH-5](#) **PUBLIC HEARING** scheduled this day, pursuant to State Law, on the application of **LYON SHIPYARD, INC.**, to vacate portions of **Rose Avenue, Claiborne Avenue, and Willoughby Avenue**.

An Ordinance Closing, Vacating and Discontinuing Portions of Rose Avenue, Claiborne Avenue and Willoughby Avenue and Authorizing the Conveyance to Lyon Shipyard, Inc. of any interest the City Has in the Said Portions of **Rose Avenue, Claiborne Avenue and Willoughby Avenue**.

REGULAR AGENDA

[R-1](#) An Ordinance Approving a Right of Entry Agreement Permitting TWP - The Youth Movement to Enter Upon and Use City-Owned Property Located at 801 Church Street, **607 Nicholson Street, 620 E. Olney Road and W S 5th Street** for Gardening Related Activities, Community Events and Other Special Events.

[R-2](#) An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Retail Store with the Sale of Alcoholic Beverages for off-premises Consumption and the Sale of Smoking Products, named “Family Dollar,” on Property Located at **5900 East Virginia Beach Boulevard, Suite 206**.

(PASSED BY AT THE AUGUST 23, 2022 COUNCIL MEETING)

- [R-3](#) An Ordinance Granting a Conditional Use Permit to Authorize a Short-Term Rental Unit (Vacation Rental) on Property Located at **3201 Pretty Lake Avenue**.
- [R-4](#) An Ordinance Granting a Conditional Use Permit to Authorize a Short-Term Rental Unit (Vacation Rental) on Property Located at **4036 East Ocean View Avenue**.
- [R-5](#) An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No., 48,751) so as to Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$4,500 from the Mental Health Federal Block Grant from the Virginia Department of Behavioral Health and Developmental Services for the Norfolk Community Services Board to **Increase Mental Health Program Retention Efforts, Staff Bonuses, and Professional Development and Training**.
- [R-6](#) An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No. 48,751) so as to Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$4,673.00 from the Virginia Department of Behavioral Health and Developmental Services for the Norfolk Community Services Board's Projects for Assistance in **Transition from Homelessness (PATH) Program** to cover costs for PATH Program Staff Training and Travel as well as Outreach Services.
- [R-7](#) An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No. 48,751) so as to Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$133,408.94 from The Planning Council for Norfolk Community Services Board to **Provide Homeless Shelter Services**.
- [R-8](#) An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No. 48,751) so as to Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the Sum of \$3,624.50 from the Virginia Department of Historic Resources (VDHR) 2022-2023 Certified Local Government (CLG) Grant, and Appropriating Local Cash Match Funds in the Amount of \$3,624.50 to Continue the **City-Wide Historic Resource Resurvey and Update the Existing West Freemason National Register Historic District Nomination**.

[R-9](#) An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No. 48,751) so as to Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the Sum of \$35,368.00 from the Virginia Department of Historic Resources (VDHR) 2022-2023 Certified Local Government (CLG) Grant, and Appropriating Local Cash Match Funds in the Amount of \$25,392.00 to Continue the **City-Wide Historic Resource Resurvey by Surveying the Campostella Heights Area on the Southside.**

[R-10](#) An Ordinance Authorizing the Sale of Certain Parcels of Real Property Located in the City of Norfolk, to Newport Manor, LLC, an Entity Owned and Controlled by the **Hanson Company, L.L.C.** for the Sum of \$163,000.00, and Approving the Purchase and Sale Agreement.

[R-11](#) A Resolution Appointing and Reappointing **21 Members to 4 Commissions, 4 Boards, 3 Authorities, and 1 Committee** for Certain Terms.

ADJOURNMENT