CITY OF VIRGINIA BEACH
“COMMUNITY FOR A LIFETIME”

CITY COUNCIL
MAYOR ROBERT M. “BOBBY” DYER, At Large
VICE MAYOR JAMES L. WOOD, Lynnhaven – District 5
JESSICA P. ABBOTT, Kempsville – District 2
MICHAELE F. BERLUCCHI, Rose Hall – District 3
BARBARA M. HENLEY, Princess Anne – District 7
LOUIS R. JONES, Bayside – District 4
JOHN D. MOSS, At Large
AARON R. ROUSE, At Large
GUY K. TOWER, Beach – District 6
ROSEMARY WILSON, At Large
SABRINA D. WOOTEN, Centerville – District 1

CITY COUNCIL APPOINTEES
CITY MANAGER – PATRICK A. DUMANEY
CITY ATTORNEY – MARK D. STILES
CITY ASSESSOR – RONALD D. AGNOR
CITY AUDITOR – LYNDON S. REMIAS
CITY CLERK – AMANDA BARNES

CITY COUNCIL SPECIAL SESSION AGENDA
August 25, 2020

MAYOR ROBERT M. “BOBBY” DYER
PRESIDING

I. CALL TO ORDER – Mayor Robert M. “Bobby” Dyer - Virginia Beach Convention Center - 4:00 PM
   A. READING OF THE MAYOR’S CALL FOR SPECIAL SESSION
   B. ROLL CALL OF CITY COUNCIL

II. CITY MANAGER’S BRIEFINGS
   A. INTERIM FINANCIAL STATEMENT
      Alice Kelly, Director – Finance
   B. PENDING PLANNING ITEMS
      Bill Landfair, Planning Evaluation Coordinator
      Kevin Kemp, Zoning Administrator

III. CITY COUNCIL COMMENTS

IV. CITY COUNCIL AGENDA REVIEW

V. RECESS TO CLOSED SESSION – Virginia Beach Convention Center – 5:15 PM

VI. RECONVENE SPECIAL SESSION
   A. CERTIFICATION OF CLOSED SESSION

VII. ADJOURNMENT
August 20, 2020

HONORABLE MEMBERS OF CITY COUNCIL

In accordance with the Virginia Beach City Code Section 2-21, and by the authority vested in me as Mayor of the City of Virginia Beach, I hereby call for a SPECIAL SESSION of the VIRGINIA BEACH CITY COUNCIL

Tuesday, August 25, 2020
4:00 P.M.
Virginia Beach Convention Center
1000 19th Street

The purpose of this SPECIAL SESSION is to allow City Council to hold City Manager briefings, City Council comments, and agenda review, at the Virginia Beach Convention Center. At 5:15 p.m., City Council will convene into a Closed Session. At the conclusion of the Closed Session, City Council will reconvene and certify the Closed Session.

Sincerely,

Robert M. Dyer
Mayor

Cc: City Manager
    City Attorney
    City Clerk
    Deputy City Managers
    FOIA Officer
    Communications Office
CITY OF VIRGINIA BEACH
“COMMUNITY FOR A LIFETIME”

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CITY COUNCIL JOINT SPECIAL FORMAL SESSION WITH PLANNING COMMISSION
August 25, 2020

MAYOR ROBERT M. “BOBBY” DYER PRESIDING

I. CALL TO ORDER – Mayor Robert M. “Bobby” Dyer - Virginia Beach Convention Center - 6:00 PM

A. READING OF THE MAYOR’S CALL FOR SPECIAL SESSION

B. ROLL CALL OF CITY COUNCIL

C. INVOCATION

D. PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

E. MINUTES

   SPECIAL SESSION
   JOINT SPECIAL SESSION

F. PUBLIC COMMENT

   1. RESOLUTION TO REESTABLISH A RESORT MANAGEMENT OFFICE AND ADDRESS RESORT AREA INITIATIVES

G. FORMAL SESSION AGENDA

   1. CONSENT AGENDA

H. ORDINANCES/ RESOLUTION

   1. Ordinances to ACCEPT and APPROPRIATE:

      a. $10,141,570 in CARES Act Funding to FY2020-21 Virginia Beach City Public Schools (VBCPS) Operating Budget re support remote and extended learning, and continuity of operations and services
b. $5,000 from Cox Communication to FY2020-21 Finance Operating Budget re provide outreach and engagement to Small, Woman, and Minority (SWaM) businesses through the Ignite Series (Requested by Council Member Wooten)

2. Resolution for APPROVAL of Ignite Series virtual boot camp in September 2020 (Requested by Council Member Wooten)

3. Ordinance to TRANSFER necessary funds from salary and vacancy savings within the FY2020-21 Operating Budget re one-time payments of $1,500 to Emergency Responders and $250 to eligible full-time employees

I. PLANNING

1. MCLAREN INVESTMENTS, LLC for a Variance to Section 4.4(b) of the Subdivision Regulations re subdivide the parcel into two lots and construct two single-family dwellings at 1129 Flobert Drive DISTRICT 2 – KEMPSVILLE

   STAFF RECOMMENDATION: APPROVAL

2. ATRICE LEE RICHARD, JR., TRUSTEE OF THE ATRICE LEE RICHARD, JR. REVOCABLE LIVING TRUST for a Conditional Change of Zoning from AG-1 Agricultural District to I-1 Light Industrial District re subdivide into two lots and rezone Lot A and a Variance to Section 4.4(b) of the Subdivision Regulations re minimum lot area and lot width for Lot B at 2968 Holland Road DISTRICT 7 – PRINCESS ANNE

   STAFF RECOMMENDATION: APPROVAL

3. KENNETH R. PRUITT/ KINGS’S GRANT BAPTIST CHURCH for a Modification of Conditions re open-air market at 873 Little Neck Road DISTRICT 5 – LYNNHAVEN (Approved June 16, 2015)

   STAFF RECOMMENDATION: APPROVAL

4. SENIORS UNLIMITED LIFESTYLES, INC./ CITY OF VIRGINIA BEACH for a Conditional Use Permit re housing for seniors and disabled persons at 1015 & 1020 Finney Circle and 5387 & 5841 Burton Station Road DISTRICT 4 – BAYSIDE

   STAFF RECOMMENDATION: APPROVAL

5. WOLFE BROS EVENTS for a Conditional Use Permit re assembly use at 1145 Princess Anne Road DISTRICT 7 – PRINCESS ANNE

   STAFF RECOMMENDATION: APPROVAL

6. JACOB SHORT for a Conditional Use Permit re short term rental at 4905 Mandan Road DISTRICT 4 – BAYSIDE

   STAFF RECOMMENDATION: APPROVAL

7. YOUR NOT ALONE, LLC/ DONALD & DEBRA WALKER REVOCABLE TRUST for a Conditional Use Permit re short term rental at 207 79th Street, Unit C DISTRICT 5 – LYNNHAVEN

   STAFF RECOMMENDATION: APPROVAL
8. LISA C. EURE/ RITA BIANCHI & MICHAEL BURNS for a Conditional Use Permit re short term rental at 2312 Red Tide Road, Unit A DISTRICT 5 – LYNNHAVEN

STAFF RECOMMENDATION: APPROVAL

9. ATLANTIC DEVELOPMENT ASSOCIATES, LLC for a Conditional Use Permit re short term rental at 112A 56th Street DISTRICT 5 – LYNNHAVEN

STAFF RECOMMENDATION: APPROVAL

10. CEBT PROPERTIES, LLC for a Conditional Use Permit re short term rental at 201 64th Street DISTRICT 5 – LYNNHAVEN

STAFF RECOMMENDATION: APPROVAL

11. LA PAZ, LLC for Conditional Use Permits re short term rentals at 2565 Shore Drive:
   a. Unit A
   b. Unit B

DISTRICT 5 – LYNNHAVEN

STAFF RECOMMENDATION: APPROVAL

12. OCEAN RENTAL PROPERTIES, LLC for a Conditional Use Permit re short term rental at 2216 Baltic Avenue, Unit B DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL

13. WILLIAM J. WRIGHT, JR. for a Conditional Use Permit re short term rental at 909 Pacific Avenue, Unit A DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL

14. CARLIN CREATIVE CONCEPTS, LLC for a Conditional Use Permit re short term rental at 901 Pacific Avenue, Unit B DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL

15. NATHAN BOLLING for a Conditional Use Permit re short term rental at 423 21st ½ Street DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL

16. DAWN WYATT for a Conditional Use Permit re short term rental at 609 Bayway Road DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL

17. NEW JERUSALEM CHURCH for a Conditional Use Permit re short term rental at 101 Bishop Thoroughgood Avenue DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL
18. AUSTIN BOYLES & STAR BOYLES for a Conditional Use Permit re short term rental at 1804 Baltic Avenue, Unit E DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL

19. McLESKEY & ASSOCIATES/ FWM RESIDENTIAL RENTAL PROPERTIES, LLC. for Conditional Use Permits re short term rentals at:
   a. 409 Southside Road
   b. 441 Southside Road
   DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL

20. McLESKEY & ASSOCIATES/ RUDEE HEIGHTS PROPERTIES, LLC for Conditional Use Permits re short term rentals at 1405 Cypress Avenue:
   a. Unit A
   b. Unit B
   DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL

21. JADE VACATIONS, LLC/ JOSEPH CLARK for a Conditional Use Permit re short term rental at 329 25th Street DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL

22. ANDREAS LOIZOU for a Conditional Use Permit re short term rental at 4005 Atlantic Avenue, Unit #102 DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL

23. PROLIFIC PROPERTIES, LLC for a Conditional Use Permit re short term rental at 1047 Coastaway Drive DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL

24. JOHN KEENAN for a Conditional Use Permit re short term rental at 410 Terrace Avenue DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL

25. LONGCREEK, LLC for Conditional Use Permits re short term rentals at 4005 Atlantic Avenue:
   a. Unit 110
   b. Unit 111
   c. Unit 210
   d. Unit 212
   DISTRICT 6 – BEACH

STAFF RECOMMENDATION: APPROVAL
THE REMAINING ITEMS DO NOT REQUIRE PLANNING COMMISSION CONSIDERATION:

26. KEMPSVILLE VOLUNTEER RESCUE SQUAD, INC./CITY OF VIRGINIA BEACH – Resolution to APPROVE a freestanding sign in accordance with City Zoning Ordinance (CZO) Section 905 (f)(5) for Kempsville Volunteer Rescue Squad, Inc., DISTRICT 2 – KEMPSVILLE

STAFF RECOMMENDATION: APPROVAL

27. WESTMINSTER CANTERBURY ON CHESAPEAKE BAY for a Modification of Conditions re home of the aged, disabled and handicapped for the properties located at 3100 Shore Drive (Approved November 14, 1977) DISTRICT 5 – LYNNHAVEN

RECOMMENDATION: APPROVAL
APPLICANT HAS REQUESTED, AND CITY COUNCIL, BY CONSENSUS, SHALL DEFER THIS MATTER TO SEPTEMBER 22, 2020

J. APPOINTMENTS
2040 VISION TO ACTION COMMUNITY COALITION
BAYFRONT ADVISORY COMMISSION
BOARD OF BUILDING CODE APPEALS
CHESAPEAKE BAY ALCOHOL SAFETY ACTION PROGRAM
CITIZENS COMMITTEE ON BOARDS AND COMMISSIONS
CLEAN COMMUNITY COMMISSION
COMMUNITY ORGANIZATION GRANT REVIEW & ALLOCATION COMMITTEE
COMMUNITY SERVICES BOARD
CONVENTION & VISITORS BUREAU COMMUNITY TASK FORCE
HEALTH SERVICES ADVISORY BOARD
HOUSING ADVISORY BOARD
HUMAN RIGHTS COMMISSION
INVESTIGATIVE REVIEW PANEL
OLD BEACH DESIGN REVIEW COMMITTEE
OPEN SPACE ADVISORY COMMITTEE
PARKS AND RECREATION COMMISSION
PROCESS IMPROVEMENT STEERING COMMITTEE
PUBLIC LIBRARY BOARD
RESORT ADVISORY COMMITTEE
WETLANDS BOARD

K. UNFINISHED BUSINESS

L. NEW BUSINESS

M. ADJOURNMENT

If you are physically disabled or visually impaired and need assistance at this meeting, please call the CITY CLERK’S OFFICE at 385-4303

The Agenda (including all backup documents) is available at https://www.vbgov.com/government/departments/city-clerk/city-council under the eDocs Document Archive. If you would like to receive by email a list of the agenda items for each Council meeting, please submit your request to pmcgraw@vbgov.com or call 385-4303.
August 20, 2020

HONORABLE MEMBERS OF CITY COUNCIL

In accordance with the Virginia Beach City Code Section 2-21, and by the authority vested in me as Mayor of the City of Virginia Beach, and with the consent of the Planning Commission Chair, I hereby call for a JOINT SPECIAL FORMAL SESSION of the VIRGINIA BEACH CITY COUNCIL and the VIRGINIA BEACH PLANNING COMMISSION

Tuesday, August 25, 2020
6:00 P.M.
Virginia Beach Convention Center
1000 19th Street

The purpose of this JOINT SPECIAL FORMAL SESSION is to allow the City Council and the Planning Commission to hear planning items concurrently which is necessary in light of a prior advertising error. The City Council will hold a Public Comment and consider the Ordinances listed on the printed agenda, then immediately following, the City Council and the Planning Commission will proceed with the Public Hearing and consider planning items listed on the printed agenda.

Citizens may comment either in person or virtually. If you would like to speak in person, please call the City Clerk’s office at 757-385-4303 to sign up.

If you wish to make comments virtually on an item, please follow the two-step process provided below:
• Register for the WebEx at: https://vbgov.webex.com/vbgov/onstage/g.php?MTID=e9ecfda6ad731e1ff5ef82b95a978f5c
• Register with the City Clerk’s Office by calling (757) 385-4303 or via email at ABarnes@vbgov.com prior to 5:00 p.m. on August 25, 2020

This Joint Special Formal Session will be streamed live on www.vbgov.com and Facebook Live, and will be recorded for rebroadcast on Cable TV. Citizens are encouraged to submit their comments to the City Council prior to the meeting via email at CityCouncil@vbgov.com.

Sincerely,

Robert M. Dyer
Mayor

Cc: Planning Commission Chair and Members
City Manager
City Attorney
City Clerk
Deputy City Managers
FOIA Officer
Communications Office