

**BAYFRONT ADVISORY COMMISSION
APPROVED MINUTES
JULY 16, 2020
OCEAN PARK FIRE AND RESCUE SQUAD**

Chairman Phil Davenport, Vice Chairman Charlie Malbon, Wally Damon, Bill Hearst, Martin Thomas, Morgan Ayers, Bob Magoon, Stacy Shiflet

STAFF PRESENT:

Mark Shea – Planning, Victoria Eisenberg – City Attorney, Nina Goodale – Cultural Affairs

OTHERS PRESENT:

Todd Solomon – Shore Drive Community Coalition, Empsy Munden – Cape Story by the Sea, Tim Solanic – Shore Drive Community Coalition, Scott Ayers, Jeff Holste, Harbor View, Tom Forrest, Bill Prince

APPROVAL OF MINUTES:

Mr. Davenport called the meeting to order. Mr. Thomas made a motion to approve the minutes, Mr. Damon seconded the motion and the motion was approved by unanimous vote.

CHAIRMAN REPORT:

Chairman Davenport welcomed everyone to the meeting after a long while due to the COVID-19 Pandemic. Mr. Davenport announced that the developers of Marlin Bay Apartments notified Mr. Shea a couple hours prior to the meeting that they would not be attending or giving a presentation. Mr. Peterson stated that this was due to unanswered questions from review staff. Mr. Davenport ended his report with an introduction of the BAC newest member Bob Magoon. Copies of the Public Works Shore Drive newsletter was submitted to all members to provide updated information regarding the major projects in the area.

STAFF REPORTS:

Mr. Shea stated that he forwarded pending items for City Council, Planning Commission, Board of Zoning Appeals and the Chesapeake Bay Board. There are a couple zoning appeals and one Chesapeake Bay application coming in August and the Westminster-Canterbury application will be before City Council on August 4, 2020. There are also a few short-term rental applications. He concluded his report by stating that there was to be a public meeting on short term rentals 7/20/20 at the Convention Center.

At the end of the meeting Ms. Goodale gave an update on the Shore Drive/Route 13

underpass. The RFP went out and she received over a dozen proposals. The project is hold due to the hiring freeze brought on by COVID-19.

COMMITTEE REPORTS:

Mr. Malbon stated that due to COVID-19, HRT has suspended all of the trolley routes for the summer season.

Mr. Magoon volunteered to serve on the Design Committee.

OLD BUSINESS:

Mr. Shea went over the Board's Rules of Procedure document. Review of this document was suggested at the February meeting due to some confusion over the Commission's comments regarding the Westminster-Canterbury application back in the Fall. Board members expressed the need to always take a position to avoid any confusion about whether they supported or did not support an application.

The Board did not make a motion on the item and a couple members were concerned that the applicant inaccurately represented to the Planning Commission that the Bayfront Advisory Commission recommended approval of the application.

Mr. Thomas made a motion for the Chair to send a letter to City Council to clarify that the Commission did not vote to approve the application. Mr. Damon seconded the application and it was approved by unanimous vote. After hearing community comments BAC made a substitute motion to request City Council defer action on Westminster-Canterbury until BAC has another chance to discuss. Mr. Thomas made a motion to approve the substitute motion and Mr. Damon seconded the motion.

COMMUNITY COMMENTS:

Todd Solomon, of the Shore Drive Community Coalition, had the following comments:

- He was pleased with the motion to clarify the BAC position on Westminster Canterbury. He expressed concerns with the lack of narrative regarding this item in the Planning Commission minutes.
- He suggested that staff provide BAC with information regarding the Virginia Natural Gas line down Shore Drive.
- He asked staff to check whether there was a policy to charge for city lease agreements. He stated that Chic's is planning to pay for parking spaces at the Lynnhaven Marina but Orstead was not required to pay for an office and storage site at the Municipal Wharf site.
- His last point of major discussion was regarding staff review of short-term rental parking agreements.
- Later in the meeting he suggested that BAC consider whether the 36 units per acre threshold was appropriate in the Shore Drive Overlay District.

Scott Ayers, who spent 20 plus years on BAC, spoke about how Marlin Bay Apts. were not in keeping with the character Shore Drive. He made a parallel to Atlantic Avenue through the North End. Both areas were set up to be low density residential.

Tim Solanic mentioned that past studies indicate that the Shore Drive Corridor is the densest area of the City. He also stated that the ULI study notes the area was 40 acres short with recommended open space. He mentioned that there is an on-line petition regarding the property owners interest in making a deal with the City for the remaining acreage at Pleasure House Point.

There being no further business, the meeting adjourned at 4:30 p.m.