Minutes from the work session of the Planning Commission of the County of Henrico held in the Manager's Conference Room, County Administration Building in the Government Center at Parham and Hungary Spring Roads, beginning at 5:45 p.m., August 9, 2018.

Members Present: Mr. Gregory R. Baka, Vice-Chair (Tuckahoe)

Mr. C. W. Archer, C.P.C. (Fairfield)
Mrs. Adrienne Kotula (Brookland)
Mrs. Patricia S. O'Bannon (Tuckahoe)
Board of Supervisors' Representative

Mr. R. Joseph Emerson, Jr., AICP, Director of Planning,

Secretary

Members Absent: Mrs. Sandra M. Marshall, Chair (Three Chopt)

Mr. William M. Mackey, Jr. (Varina)

Also Present: Ms. Jean M. Moore, Assistant Director of Planning

Mr. James P. Strauss, PLA, Senior Principal Planner Mrs. Leslie A. News, PLA, Senior Principal Planner Mr. Ben Blankinship, AICP, Senior Principal Planner Ms. Rosemary D. Deemer, AICP, County Planner

Mr. Ben Sehl, County Planner

Mrs. Aimee Crady, AICP, County Planner Ms. Sylvia Ray, Recording Secretary

The Commission convened a work session in the Manager's Conference Room at 5:49 p.m.

Mr. Baka – I call this meeting of the Henrico County Planning Commission to order. This is our work session at 5:45 August 9th. I'll turn the agenda over to Mr. Emerson.

Mr. Emerson – Thank you, Mr. Vice-Chair. I will note that we're missing two members tonight; both had personal reasons that they couldn't be here this evening. But we do have a quorum; the rules and regs call for four members of the Commission for a quorum and we do have four members here and able to vote. With that said, we have two items on the work session tonight that we want to go over with you.

The Planning Commission discussed potential revisions to the Zoning Ordinance's R-5A District. Mr. Ben Sehl gave a presentation related to some of the challenges of zero-lot line developments. On the Commission's public hearing agenda there will be several discussion items related to this issue including a resolution to study potential ordinance amendments, and to set a work session and public hearing for September 13, 2018.

The Commission also continued their discussion of the Route 5 Corridor Study. Ms. Rosemary Deemer presented suggested changes to the revised goals, objectives and strategies, and draft design guidelines received from stakeholders. A staff response accompanied each suggestion.

The Commission recessed their meeting at 6:48 p.m.

THE PLANNING COMMISSION RECONVENED AT 7:02 P.M. FOLLOWING A WORK SESSION.

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Minutes of the regular monthly meeting of the Planning Commission of the County of Henrico held in the County Administration Building in the Government Center at Parham and Hungary Spring Roads, beginning at 7:00 p.m. August 9, 2018. Display Notice having been published in the *Richmond Times-Dispatch* on July 23, 2018 and July 30, 2018.

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Members Present: Mr. Gregory R. Baka, Acting Chair (Tuckahoe)

Mr. C. W. Archer, C.P.C. (Fairfield) Mrs. Adrienne F. Kotula (Brookland)

Mr. R. Joseph Emerson, Jr., AICP, Director of Planning,

Secretary

Mrs. Patricia O'Bannon (Tuckahoe)
Board of Supervisors' Representative

Members Absent:

Mrs. Sandra M. Marshall, Chair (Three Chopt)

Mr. William M. Mackey, Jr. (Varina)

Also Present:

Ms. Jean M. Moore, Assistant Director of Planning, Mr. James P. Strauss, PLA, Senior Principal Planner Ms. Leslie A. News, PLA, Senior Principal Planner Ms. Rosemary D. Deemer, AICP, County Planner

Mr. Seth Humphreys, County Planner Mr. Benjamin Sehl, County Planner Mr. Livingston Lewis, County Planner Mrs. Lisa Blankinship, County Planner Mr. Michael Morris, County Planner

Mr. John Cejka, Traffic Engineer, Public Works Mr. William Moffett, CPTED Planner, Police

Ms. Sylvia Ray, Recording Secretary

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Mrs. Patricia O'Bannon, the Board of Supervisors' representative, abstains on all cases unless otherwise noted.

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Mr. Baka - Good evening and welcome. At this time I call the meeting of our Henrico County Planning Commission to order. This is our rezoning meeting for August 9, 2018. At this time, I'd like to ask that you silence your cell phones and please stand with the Commission for the Pledge of Allegiance.

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Do we have anyone in the audience tonight with the news media? We are pleased to welcome Mrs. Pat O'Bannon, our representative from the Board of Supervisors, who is sitting with the Planning Commission for this year. Thank you

for being here, Mrs. O'Bannon. Mrs. O'Bannon does abstain on all cases unless otherwise noted.

We do have the majority of the Planning Commissioners here, so we have a quorum and we can conduct business. At this point, I'll turn the agenda over to our secretary, Mr. Emerson.

Mr. Emerson - Thank you, Mr. Chair. As you noted, we do have a quorum this evening, and we do have two Commissioners that are not with us due to personal reasons, things that came up they needed to attend to this evening. But you do have the required four members present.

I'll also note that the Commission did hold a work session earlier this evening. It began at 5:45 in the manager's conference room on the third floor of the Administration Building. The Commission discussed potential ordinance amendments to the R-5A General Residence District, and also continued discussion regarding the Route 5 corridor study. That meeting did recess at 6:48.

With that said, first on your agenda this evening are the requests for withdrawals and deferrals. Those will be presented by Mr. Jim Strauss.

Mr. Strauss Thank you, Mr. Secretary. Staff is aware of three requests for deferral this evening, and the first two requests are in the Varina District. The first request is on page 1 on your agenda. It's REZ2018-00014, Quality of Life of VA LLC. The applicant is requesting a deferral to the September 13, 2018 meeting.

 (Deferred from the July 12, 2018 Meeting)

REZ2018-00014 Leroy Chiles for Quality of Life of VA LLC: Request to conditionally rezone from R-4 One-Family Residence District, B-1 Business District, and M-1 Light Industrial District to R-5AC General Residence District (Conditional) Parcel 805-710-1834 containing 11.7 acres located south of Darbytown Road approximately 300' south of its intersection with Oregon Avenue. The applicant proposes detached dwellings with zero lot lines. The R-5A District allows a minimum lot area of 5,625 square feet and a maximum overall density of 6 units per acre. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per acre, and Environmental Protection Area.

Mr. Baka - Is there anyone in opposition to the deferral of REZ2018-00014, Leroy Chiles for Quality of Life of VA LLC? I see no opposition. At this time, I would move that REZ2018-00014, Leroy Chiles for Quality of Life of VA LLC, be deferred until the September 13, 2018 meeting per the applicant's request.

69	Mrs. Kotula -	Second.
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71 Mr. Baka - We have a motion by Mr. Baka and a second by Mrs. Kotula. All in favor say aye. Those opposed say no. There is no opposition; this motion passes.

At the request of the applicant, the Planning Commission deferred REZ2018-00014, Leroy Chiles for Quality of Life of VA LLC.

Mr. Strauss - The next request for deferral is on page 2 of your agenda. It's REZ2018-00019, Liberty Homes. In this case, the applicant is requesting a deferral to the September 13, 2018 meeting.

(Deferred from the July 12, 2018 Meeting)

REZ2018-00019 Mark Rempe for Liberty Homes: Request to rezone from B-3 Business District to R-3 One-Family Residence District Parcel 825-720-6242 containing .24 acres located on the west line of E. Nine Mile Road (State Route 33) approximately 150' north of its intersection with Elsing Green Way. The applicant proposes a single-family residence. The use will be controlled by zoning ordinance regulations. The 2026 Comprehensive Plan recommends Suburban Residential 2, density should not exceed 3.4 units per acre. The site is in the Enterprise Zone and the Airport Safety Overlay District.

 Mr. Baka - Is there anyone in opposition to the deferral of REZ2018-00019, Mark Rempe for Liberty Homes? I see no opposition. I would move that REZ2018-00019, Mark Rempe for Liberty Homes, be deferred until the September 13, 2018 Planning Commission meeting per the applicant's request.

Mr. Archer - Second.

Mr. Baka - We have a motion by Mr. Baka, a second by Mr. Archer. All in favor say aye. Those opposed say no. There is no opposition; this motion passes.

At the request of the applicant, the Planning Commission deferred REZ2018-00019, Mark Rempe for Liberty Homes, to its meeting on September 13, 2018.

 Mr. Strauss - The third request for deferral this evening is on page 2 of the agenda in the Brookland District. This is REZ2018-00031, Parham & Broad LLC. In this case, the applicant is requesting deferral to the September 13th meeting.

 REZ2018-00031 James W. Theobald for Parham & Broad LLC: Request to amend proffers accepted with Rezoning case C-10C-97 on Parcel 762-754-3266 located at the northeast intersection of W. Broad Street (U.S. Route 250) and Parham Road. The applicant proposes to amend proffers to

115 116		The existing zoning is B-3C Business District omprehensive Plan recommends Commercial Arterial
117 118 119 120 121	Mr. Baka - REZ2018-00031, James opposition, Mrs. Kotula.	Is there anyone in opposition to the deferral of W. Theobald for Parham & Broad LLC? I see no
122 123 124	Mrs. Kotula - Parham & Broad LLC, be request of the applicant.	I move that REZ2018-00031, James W. Theobald for e deferred to the September 13, 2018 meeting at the
125 126 127	Mr. Archer -	Second.
128 129 130 131	Mr. Baka - Mr. Archer. All in favor sa this motion passes.	We have a motion by Mrs. Kotula and a second by y aye. Those opposed say no. There is no opposition;
132 133 134 135		bald for Parham & Broad LLC, to its meeting on
136 137 138 139 140	and there are none. So we first case to be heard this	Mr. Chairman, that completes the request for this evening. The next items are expedited requests, e now move into your regular agenda to page 2 for the s evening, REZ2018-00029, Aaron Breed and Roger e staff report will be presented by Mr. Michael Morris.
141 142 143 144 145 146 147 148 149 150	Deferred from the July 12, 2018 Meeting) REZ2018-00029 Aaron Breed and Roger Bowers for Jeff Small: Request to conditionally rezone from B-3 Business District and R-6 General Residence District to B-3C Business District (Conditional) Parcel 766-749-2740 containing 1.78 acres located on the east line of W. Broad Street (U.S. Route 250) approximately 480' south of its intersection with Sunnybrook Road. The applicant proposes a car wash. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Commercial Arterial.	
151 152 153 154	Mr. Baka - opposed to REZ2018-000 see no opposition. Please	Good evening. Is there anyone present who is 29, Aaron Breed and Roger Bowers for Jeff Small? I proceed.
155 156 157	Mr. Morris -	Thank you, Mr. Chair, members of the Commission.
158 159		ested to conditionally rezone 1.78 acres from B-3 General Residence District to B-3C Business District

(Conditional) to allow a carwash. The property is located on West Broad Street,

approximately 480 feet south of its intersection with Sunnybrook Road. The existing restaurant on site would be removed prior to construction.

Surrounding uses include a retail shopping center and VEPCO office building and parking lot to the north, which is connected to the subject property by a shared access drive. To the east is an unimproved portion of Bowler Street, followed by West Broad Street Gardens subdivision, zoned R-4 One Family Residence District. To the south are two motels, zoned B-3 Business District and B-2C Business District (Conditional). To the west, across Broad Street, is a car dealership and auto body shop, zoned M-1 Light Industrial District and B-3 Business District.

You just received revised proffers dated August 9, 2018. Time limits will need to be waived.

The applicant has proffered this schematic landscape plan showing one point of access at Broad Street, centrally located vacuum facilities, and buffers along the north, east, and southern property lines.

The image on the screen is the elevation proffered by the applicant and shows a predominately brick building with split-faced CMU skirt wall, and standing seam metal roof. Proffer #8 also addresses the building materials for the carwash and associated shade structures.

In addition to the landscape plan and elevations, the applicant has provided a number of additional proffers, which address access, trash removal, lighting, hours of operation, among others.

The site is located in the West Broad Street Corridor—Central Revitalization/Reinvestment Opportunity Special Focus Area, which recommends the area's continued revitalization and promotion for employment-generating uses, and to strengthen adjacent neighborhoods. The proposed use is generally consistent with the 2026 Comprehensive Plan's designation of Commercial Arterial and generally compatible with existing commercial operations in the vicinity.

As this portion of West Broad Street continues to see reinvestment and revitalization activities, staff looks for assurances that proposed development will continue to upgrade the corridor, specifically in the areas of architecture design and quality, signage, and landscaping. The applicant has addressed staff concerns regarding the general quality and design of the development, as well as those concerning signage. For these reasons, staff recommends approval.

This concludes my presentation. I am happy to answer any questions you may have.

207 208	Mr. Baka - Thank you.	Questions from staff? Okay. No questions for staff.
209210211	Mr. Morris -	Thank you.
212 213	Mr. Baka -	How would you like to proceed?
214 215	Mrs. Kotula -	There's no opposition? Have we checked?
216 217	Mr. Baka -	Yes.
218 219	Mr. Emerson -	There is none.
220 221 222 223 224	· · · · · · · · · · · · · · · · · · ·	No opposition. I don't have any questions, but I would for working with us throughout this process. I know it's this point, and I just appreciate everybody working
225 226	Mr. Baka -	Okay. Do we need to waive the time limits first?
227 228 229	Mrs. Kotula - REZ2018-00029, Aaron B	Yes. I move that we waive the time limits for reed and Roger Bowers for Jeff Small.
230 231	Mr. Archer -	Second.
232 233 234 235		We have a motion by Mrs. Kotula, a second by time limits as required. All in favor say aye. Those no opposition; this motion passes.
236 237 238 239	Mrs. Kotula - Aaron Breed and Roger B 2018.	Okay. I move that we approve REZ2018-00029, sowers for Jeff Small with the proffers dated August 9,
240 241 242 243	Mr. Baka - second by Mr. Baka. All i opposition; this motion pas	Second. We have motion by Mrs. Kotula and a n favor say aye. Those opposed say no. There is no sees.
244 245 246 247 248 249	recommend the Board of	Acting on motion by Mrs. Kotula, seconded by Mr. mission voted 3-0 (two absent, one abstention) to Supervisors grant the request because it conforms to commendation of the Land Use Plan and the business rounding development.
250 251 252		Mr. Chairman, we now move on to the next item on on page 2. It is REZ2018-00032, Lawrence Pearson report will be presented by Mr. Ben Sehl.

REZ2018-00032 Lawrence Pearson for Donald Rudd: Request to conditionally rezone from R-3 One-Family Residence District and B-3 Business District to B-3C Business District (Conditional) Part of Parcel 771-740-3432 containing .58 acres located at the northeast intersection of W. Broad Street (U.S. Route 250) and Henderson Road. The applicant proposes automobile sales. The use will be controlled by zoning ordinance regulations and proffered conditions. The 2026 Comprehensive Plan recommends Commercial Concentration and Office. Part of the site is located in the Enterprise Zone.

Mr. Baka - Good evening. Is there anyone present opposed to REZ2018-00032, Lawrence Pearson for Donald Rudd? I see no opposition. Mr. Sehl?

Mr. Sehl - Good evening, Mr. Chairman, members of the Commission. As Mr. Emerson stated, this is a request to rezone approximately just more than one-half acre from B-3 and R-3 to B-3C to allow for the construction of a new building to be used for online auto sales.

The site is in an area characterized by B-3 zoning, including the adjacent properties to the northwest and southeast. To the rear of the site is the Pine View subdivision, which is zoned R-3. Past zoning requests have continued to transition this area from residential to commercial uses, and this request would be consistent with this trend.

The requested zoning would also be generally consistent with the Commercial Concentration designation for the front portion of the site. While not fully consistent with the Office designation, the proffered conditions submitted by the applicant should mitigate impacts on adjacent homes to bring more consistency in that manner.

The proffers submitted by the applicant include a number of guarantees, including construction of a building consistent with these elevations. The applicant has indicated the bulk of their sales would occur online, and the building would be used for storage of the for-sale vehicles. Other proffers limit uses, hours of operation and construction, and regulate other items typical of commercial rezonings in the county.

The applicant has also provided this un-proffered concept plan indicating how the site might be developed. Transitional buffer 35s will be required along this property line and this property line adjacent to the existing residential to the rear and to the west.

The submitted proffers, along with these code-required buffers, should minimize impacts on adjacent homes and would provide for a level of quality not otherwise possible. The development of this site for commercial uses would be generally

299 300 301 302	consistent with the recommendations of the 2026 Plan and development trends in the area. Properly developed, the proposed use should not negatively impact adjacent properties. For these reasons, staff supports this request.		
303 304	This concludes my present	tation. I will be happy to answer any questions.	
305 306	Mr. Baka -	Any questions from the Commission?	
307 308 309	Mrs. Kotula - parking that's on the lot wo	Mr. Sehl, can you confirm that the existing gravel ould be required to be replaced?	
310 311 312 313 314	·	Yes ma'am. A plan of development would be required arking, within 200 feet of an R district is required to be a. So that's public parking that would be required to be of development process.	
315 316 317	Mr. Baka - Mrs. Kotula?	Are there questions for the staff? Thank you.	
318 319	Mrs. Kotula - Pearson for Donald Rudd,	I move that we approve REZ2018-00032, Lawrence with the proffers dated July 20, 2018.	
320 321 322	Mr. Archer -	Second.	
323 324 325	Mr. Baka - Mr. Archer. All in favor say this motion passes.	We have a motion by Mrs. Kotula and a second by y aye. Those opposed say no. There is no opposition;	
326 327 328 329 330 331 332	recommend the Board of Sthe objectives and intent of	Acting on a motion by Mrs. Kotula, seconded by Mr. mmission voted 3-0 (two absent, one abstention) to Supervisors grant the request because it conforms with of the County's Comprehensive Plan and the proffered of the potential impacts on surrounding land uses.	
333 334 335 336 337		Mr. Chairman, the next item on your agenda is a ideration of Resolution PCR-5-18. Mr. Sehl, did you d like to make regarding that? You should have the	
338 339 340 341	DISCUSSION ITEM: of Zoning Ordinance Ame Requirements.	RESOLUTION: PCR-5-18: To Initiate Consideration endments to the R-5A General Residence District Lot	
342 343 344		Members of the Commission, I believe the resolution rening. This is the item that we discussed recently at next three items. I'm certainly happy to answer any	

345 346 347 348	additional questions that may have arisen between that presentation and now. But otherwise, this will start us moving towards your September meeting and looking at the R-5A District requirements.		
349 350 351	Mr. Emerson - a simple motion approving	Mr. Chairman, if it meets with the Commission's liking, Resolution PCR-5-18 would suffice.	
352 353	Mr. Baka -	Okay. A motion is in order at this time.	
354 355	Mr. Archer -	Mr. Chairman, I move for the adoption of PCR-5-18.	
356 357	Mrs. Kotula -	Second.	
358 359 360 361	•	We have a motion by Mr. Archer, a second by resolution as drafted. All in favor say aye. Those no opposition; that motion passes.	
362 363 364 365 366		Mr. Chairman, next on your agenda is discussion item September 13, 2018, to discuss the staff's research and nance amendments to the R-5A General Residence	
367 368 369 370		To set a Work Session for September 13, 2018 for dments to the R-5A General Residence District Lot	
371 372 373 374 375 376 377 378 379	Mr. Emerson - I was thinking about the time we may want to consider for that. You also may want to have some brief discussion about Route 5 again I'm not sure. I think we've covered everything. But if there are any questions of anything that comes to your mind that you might want to discuss, we could brief have that on a work session agenda as well. Five forty-five might be a little late to get started. Our research is going to be fairly in depth. I think our recommendation is going to be fairly simple on the R-5A. So I'll leave it up to you you may want to start a little bit earlier than 5:45, maybe 5:30.		
380	Mr. Baka -	Okay. Five thirty would be fine.	
381 382 383 384	Mr. Emerson - group what you want to do	I know your time gets pressed, so I'll leave it up to the o.	
385 386	Mrs. Kotula -	Yes.	
387 388	Mr. Baka -	Five thirty is fine.	
389 390	Mr. Emerson -	Does 5:30 work?	

391	Mr. Baka -	Yes.
392 393 394 395 396 397		Okay, well that's fine. I don't need a motion from you on 5:30 p.m. We'll see if can get the room upstairs n. But of course we'll be in touch and let you know. So n September 13th.
398 399 400		iscussion item is to set a public hearing for September dinance amendments to the R-5A General Residence do need a motion for this.
401 402 403 404	DISCUSSION ITEM: Zoning Ordinance Amen Requirements.	To set a Public Hearing for September 13, 2018 for dments to the R-5A General Residence District Lot
405 406	Mr. Baka -	Okay.
407 408 409	Mr. Archer -	Same night, right?
410	Mr. Emerson -	Yes sir, same night.
412	Mr. Archer -	Okay. Public hearing?
413 414 415	Mr. Emerson -	Yes sir, public hearing.
416 417 418	Mr. Archer - September 13, 2018.	I move that the Commission set a public hearing for
419	Mrs. Kotula -	Second.
420 421 422 423 424 425	Mr. Baka - We have a motion by Mr. Archer and a second by Mrs. Kotula to set up a public hearing for the R-5A ordinance in September. All in favor say aye. Those opposed say no. There is no opposition; that motion passes.	
426 427 428 429 430		Mr. Chairman, the next item is the consideration of from the July 12, 2018 meeting. There is no errata my changes, certainly we will make note of them and
431	Mr. Baka -	Does the Commission have any edits to the minutes?
432	Mr. Archer -	I have none.
434 435	Mrs. Kotula -	No sir.

	437 438	Mr. Baka - as submitted.	Have none? I'll make a motion to approve the minutes
	439 440	Mr. Archer -	I'll second your motion.
	441	WII. AIGHEI -	Thi second your motion.
	442	Mr. Baka -	Motion by Mr. Baka, second by Mr. Archer to approve
	443 444	the minutes. All in favor sa that motion passes.	ay aye. Those opposed say no. There is no opposition;
4	445		
	446 447	Mr. Emerson - Commission this evening.	Mr. Chairman, I have nothing further for the
	448 449	Mr. Baka -	Any other questions or comments from the
	450		and adjourned. Thank you.
	451 452	Mr. Emerson -	Mr. Chairman, we do need by your rules and regs a
	453	motion and a second.	3
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	455 456	Mr. Baka -	I'm sorry.
	457	Mr. Emerson -	I'm sorry. It's in your rules and regs.
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	459	Mr. Baka -	That's quite all right. May I have a motion to adjourn?
	460	Mr. Archer -	Fear not, I move for adjournment.
	462 463	Mr. Baka -	Fear not?
	464 465	Mrs. Kotula -	Second.
	466	Wis. Notula -	Geoffd.
	467	Mr. Baka -	We have a motion and a second for adjournment.
	468	Now we stand adjourned.	Thank you.
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	470 471		
	472		CH R.
	473		HREG DARO
	474		Mr. Gregory R. Baka, Acting Chair
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