



City of Harrisonburg

409 S. Main Street
Harrisonburg, VA 22801

Meeting Agenda - Final-revised City Council

Tuesday, April 9, 2024

7:00 PM

Council Chambers

1. Roll Call

2. Invocation

3. Pledge of Allegiance

4. Special Recognition

4.a. Proclamation recognizing Arbor Day

Attachments: [Proclamation](#)

4.b. Proclamation recognizing May 2024 as National Cities, Towns, and Villages Month

Attachments: [Proclamation](#)

5. Consent Agenda (any item placed on the consent agenda shall be removed and taken up as a separate matter, if so requested by any member of Council, otherwise all items will be voted on with one (1) motion)

5.a. Minutes from the March 26, 2024 City Council Meeting

Attachments: [Minutes from 022724](#)

5.b. Consider a request from Edwin E. Joya to rezone a portion of 705 and 707 North Main Street

Attachments: [Memorandum](#)
[Extract from Planning Commission](#)
[Site Maps](#)
[Application and Supporting Documents](#)
[PC Memorandum](#)
[Notice of Public Hearing](#)
[Surrounding property owners](#)
[PowerPoint Presentation](#)

- 5.c. Consider adopting an ordinance amendment and reenactment for Sections 16-6-41, Discharge of Firearms within City Limits, and Section 16-6-42, Archery Season to Hunt Deer, of the Code of Ordinances, City of Harrisonburg

Attachments: [Memorandum](#)
 [Current ordinance reflecting recommended amendments](#)

- 5.d. Consider amending and reenacting Sec. 7-3-67. - Elevation of building sewer; lifting of sanitary sewage where building drain is too low; Sec. 7-4-9.- Adjustments for excessively high consumption, of the Harrisonburg City Code Sec. 7-5-2. - Watershed west of Rawley Springs - Hunting, Fishing, etc., allowed; exception; Sec. 7-5-3. - Same - Permit required for fishing.

Attachments: [Memorandum](#)
 [Current ordinance reflecting recommended amendments](#)
 [PowerPoint presentation](#)

6. Public Hearings

- 6.a. 2024 CDBG Annual Action Plan

Attachments: [Memorandum](#)
 [Tentative Schedule](#)
 [Funding Recommendations](#)
 [Public Hearing Notice](#)
 [PowerPoint Presentation](#)

- 6.b. Amendments to the 2020 and 2022 CDBG Action Plans

Attachments: [Memorandum](#)
 [Tentative Schedule](#)
 [Public Hearing Notice](#)
 [PowerPoint Presentation](#)

- 6.c. Consider the FY2024-2025 through 2028-2029 Capital Improvement Program

Attachments: [Memorandum](#)
 [Extract from Planning Commission](#)
 [CIP Questions and Responses FY25-29 \(PC Review\)](#)
 [Final Draft CIP FY25-29](#)
 [PC Memorandum](#)
 [Notice of Public Hearing](#)
 [Surrounding Property Owners Notice](#)
 [PowerPoint Presentation](#)

- 6.d. Consider a request from Christian Genaro Rios Ochoa and Yazmin Sanchez Lopez for a special use permit to allow a convenience store at 206 and 210 Charles Street

Attachments: [Memorandum](#)
 [Extract from Planning Commission](#)
 [Site Maps](#)
 [Application and Supporting Documents](#)
 [PC Memorandum](#)
 [Notice of Public Hearing](#)
 [Surrounding Property Owners Notice](#)
 [PowerPoint Presentation](#)

- 6.e. Consider a request from Joshua K. Defnall, Sarah T. Defnall, Jimmy E. Defnall, and Lynne W. Defnall for a special use permit to allow a short-term rental at as 1088 and 1094 College Avenue

Attachments: [Memorandum](#)
 [Extract from Planning Commission](#)
 [Site Maps](#)
 [Application and Supporting Documents](#)
 [PC Memorandum](#)
 [Notice of Public Hearing](#)
 [Surrounding Property Owners Notice](#)
 [PowerPoint Presentation](#)

- 6.f. Consider a request from Wampler Martin Properties for a special use permit to allow personal service establishments at 220 Reservoir Street

Attachments: [Memorandum](#)
 [Extract from Planning Commission](#)
 [Site Maps](#)
 [Application and Supporting Documents](#)
 [PC Memorandum](#)
 [Notice of Public Hearing](#)
 [Surrounding Property Owners Notice](#)
 [PowerPoint Presentation](#)

- 6.g. Consider a request from Bismark LLC for a rezoning to amend proffers at 325 and 335 North Liberty Street

Attachments: [Memorandum](#)
 [Extract from Planning Commission](#)
 [Site maps](#)
 [Application and supporting documents](#)
 [Approved 2018 Rezoning Proffers](#)
 [PC Memorandum](#)
 [Notice of Public Hearing](#)
 [Surrounding Property Owners Notice](#)
 [PowerPoint Presentation](#)

- 6.h. Consider a request from S&K Contracting to add a new subsection to Section 10-3-96 of the M-1, General Industrial District to allow mercantile establishments that supply parts and equipment for over the road tractors, their trailers, and heavy equipment

Attachments: [Memorandum](#)
 [Extract from Planning Commission](#)
 [Application and supporting documents](#)
 [Current ordinance reflecting recommended amendments](#)
 [Selected M-1 District Regulations - Uses Permitted by Right and by Special Use](#)
 [PC Memorandum](#)
 [Notice of Public Hearing](#)
 [Surrounding Property Owners Notice](#)
 [PowerPoint Presentation](#)

7. Regular Items

- 7.a. Receive findings from Planning Commission regarding City Code Section 10-1-6 and whether the proposed Fire Station #5 public facility site at 450 Mt. Clinton Pike is in substantial accord with the Comprehensive Plan

Attachments: [Memorandum](#)
 [Extract from Planning Commission](#)
 [Planning Commission Findings for Fire Station #5](#)
 [Site maps](#)
 [Site Plan for Fire Station #5](#)
 [Code of Virginia 15.2-2232 Legal Status of Plan](#)
 [PC Memorandum](#)
 [PowerPoint Presentation](#)

- 7.b. Consider a request from Daniel R. and Naomi R. Shenk, Harrisonburg Cohousing LLC, and Brenda G. Castello & Ted A. Morris to preliminarily subdivide three parcels addressed as 1816 and 1820 Country Club Road, and 640, 650, 660, 670, 680, 690, 700, 710 and 730 Keezletown Road

Attachments: [Memorandum](#)
[Extract from Planning Commission](#)
[Site maps](#)
[Application and supporting documents](#)
[2024 Approved Rezoning Proffers](#)
[PC Memorandum](#)
[PowerPoint Presentation](#)

- 7.c. Consider a request from PRR 1 LLC to rezone 1211, 1225, 1245 & 1261 Port Republic Road

Attachments: [Memorandum \(revised\)](#)
[Extract from Planning Commission](#)
[Updated Proffer Statement](#)
[Updated Concept Plan](#)
[Site maps](#)
[Application and supporting documents](#)
[PC Memorandum](#)
[Notice of Public Hearing](#)
[Surrounding property owners](#)
[PowerPoint Presentation](#)
[Applicants PowerPoint presentation](#)

- 7.d. Consider a request from PRR 1 LLC for a special use permit to allow townhomes at 1211, 1225, 1245 & 1261 Port Republic Road

Attachments: [Memorandum \(rev\)](#)
[Extract from Planning Commission](#)
[Updated Proffer Statement](#)
[Updated Concept Plan](#)
[Site maps](#)
[Application and supporting documents](#)
[PC Memorandum](#)
[Notice of Public Hearing](#)
[Surrounding property owners](#)
[PowerPoint Presentation](#)

- 7.e. Consider approving the write-off of 128 Utility Bills from January 1, 2022 through December 31, 2022

Attachments: [Memorandum](#)
 [Write Off Summary](#)
 [Annual Breakdown](#)
 [Write Off Account Graph 2022](#)
 [Write Off Account Itemization 2022](#)

- 7.f. Presentation on the proposed FY 2024-25 Budget

- 7.g. Consider adopting a resolution appointing Thanh Dang as Interim Zoning Administrator

Attachments: [Memorandum](#)
 [Resolution](#)

- 7.h. Consider approving the installation of Virginia Department of Transportation's (VDOT) Highway Historical Marker commemorating Federal Judge John Paul, Jr.

Attachments: [PowerPoint Presentation](#)

8. Supplementals

- 8.a. Consider a supplemental appropriation in the amount of \$150,000 for the Fire Department

Attachments: [Memorandum](#)
 [Supplemental Appropriation](#)

9. Other Matters

9.a. Comments from the public, limited to five minutes, on matters not on the regular agenda. (Name and address are required)

9.b. City Council and Staff

10. Boards and Commissions

- 10.a. Planning Commission

Attachments: [Kate Nardi Sullivan](#)
 [William Jones](#)
 [Isaac Witmer](#)

10.b. Stormwater Advisory Committee (SWAC)

Attachments: [Daniel Michael - reappointment](#)
 [Daniel Stone - reappointment](#)
 [Kent O'donohue](#)
 [Chelsea Thomas](#)

11. Adjournment**NOTE TO THE PUBLIC:**

Residents/Media will be able to attend the meeting.

The Public can also view the meeting live on:

- **The City's website, <https://harrisonburg-va.legistar.com/Calendar.aspx>**
- **Public Education Government Channel 3**

A phone line will also be live where residents will be allowed to call in and speak with City Council during the Public Hearings and the Public Comments portion of the night's meeting. We ask those that wish to speak during the public comment period to not call in until after all the public hearings and public comment on those have been heard. This will avoid anyone calling on any other item from holding up the queue and then being asked to call back at a later time.

The telephone number to call in is: (540) 437-2687

**Residents also may provide comment prior to the meeting by visiting this page:
www.harrisonburgva.gov/agenda-comments**

Interpretation Services

Language interpretation service in Spanish, Arabic and Kurdish is available for City Council meetings. To ensure that interpreters are available at the meeting, interested persons must request the accommodation at least four (4) calendar days in advance of the meeting by contacting the City Clerk at (540) 432-7701 or by submitting a request online at: www.harrisonburgva.gov/interpreter-request-form

**El servicio de intérpretes inglés-español está disponible para las reuniones públicas del consejo municipal. Para asegurar la disponibilidad de intérpretes, cualquier interesado deberá solicitar la presencia de un intérprete al menos cuatro (4) días calendarios antes de la reunión comunicándose con la Secretaría Municipal al (540) 432-7701 o por medio de la página por internet al:
<https://www.harrisonburgva.gov/interpreter-request-form>**