



City of Harrisonburg

409 S. Main Street
Harrisonburg, VA 22801

Meeting Agenda - Final-revised City Council

Mayor Deanna R. Reed
Vice-Mayor Richard A. Baugh
Council Member Ted Byrd
Council Member George Hirschmann
Council Member Christopher B. Jones

Tuesday, January 24, 2017

7:00 PM

Council Chambers

1. Roll Call
2. Invocation
3. Pledge of Allegiance
4. 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)

4.a. Minutes

Attachments: [Draft meeting minutes January 10, 2017](#)

- 4.b. Consider a request from Robert Cook with representative Dick Blackwell to rezone a 0.69 +/- acre parcel zoned R-3C, Multiple Dwelling Residential District Conditional to located at 1375 Wine Drive

Review & Recommendation: Planning Commission recommended to deny (4-0) the request to rezone the parcel identified as tax map parcel 88-I-7.

Attachments: [Memorandum](#)

[Extract](#)

[Site Maps](#)

[Application, applicant letter, proposed site development layout, supporting docu](#)

[May 2007 R-3C, Proffer Statement and supporting documents](#)

[Surrounding Property Notice](#)

[Mountain View Apartments Support Letter](#)

- 4.c. Consider amending and re-enacting Section 13-1-51, Parking Methods of the Harrisonburg City Code

Review & Recommendation: The amendments to Section 13-1-51 clarify language regarding parking methods and add a prohibition against parking or stopping a car in such a way that it blocks access to a mailbox.

Attachments: [Memorandum](#)

[Current ordinance reflecting recommended amendments](#)

4.d. Consider amending and re-enacting Section 13-1-58 Unlawful Opening of Doors of the Harrisonburg City Code

Review & Recommendation: The amendments to Section 13-1-58 clarify when opening a car door into traffic is prohibited, exempts law-enforcement officers, firefighters, and emergency medical services personnel engaged in the performance of their duties, and adds a reference to the similar State Code section.

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

4.e. Consider amending and re-enacting Section 13-1-66 Guest Cards of the Harrisonburg City Code

Review & Recommendation: The amendment to Section 13-1-66 adds a provision requiring that guest cards issued to permit parking in a residential permit parking zone identify the address of the person(s) to whom the guest card is issued, and limits the area guest cards permit parking to within 500 feet of the property line of the address listed on the guest card. This provision is intended to ensure guest cards are only used for their intended purpose of providing parking to guests visiting a residence. Presently, there is concern that some residents of residential permit parking zones are abusing their guest cards by lending them to non-residents, who then use the guest card for personal convenience unrelated to time spent as a guest of a resident in the residential permit parking zone.

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

4.f. Consider a supplemental appropriation for the Police Department in the amount of \$4,583.12 to purchase WRAP Restraint System's

Review & Recommendation: The Harrisonburg Police Department often deals with community members who are in crisis. During these high stress and high impact times, the offenders need to be safely restrained to minimize the likelihood of injury to them and/or to the officers. The Harrisonburg Police Department has researched the most effective and safe manner to restrain a violently resisting offender and chose the Safe Restraint "Wrap System."

Attachments: [Memorandum](#)
[Supplemental Appropriation](#)
[WRAP Endorsement Letters](#)
[Dr Frank Sheridan Letter](#)
[WRAP Cost Specification](#)

5. Public Hearings

5.a. Consider amending and re-enacting Section 13-1-61 Issuance of residential parking permits to certain residents and businesses of the Harrisonburg City Code

Review & Recommendation: The amendment to Section 13-1-61 adds a provision allowing up to five (5) residential parking permits be issued to businesses operating in a residential parking area that were operating at the location prior to the passage of this ordinance. This will ensure already-existing businesses have sufficient access to parking, while ensuring future businesses take parking into consideration before opening.

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

5.b. Consider amending and re-enacting Section 13-1-69 Parking of Commercial Vehicles near Residences of the Harrisonburg City Code

Review & Recommendation: The amendments to Section 13-1-69 expand and clarify the sorts of vehicles that may not be parked near residences, and removes the provision allowing commercial vehicles to park near residences with the written consent of the owner or tenant of the lot. In practice, the time-intensive nature and difficulty of determining whether the commercial vehicle's owner, operator, or driver had the consent of the owner or tenant to park severely restricted the City's ability to enforce the ordinance.

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

6. Regular Items

6.a. Consider enacting Section 13-1-51.1 Bicycle Lanes of the Harrisonburg City Code

Review & Recommendation: Presently, the locations of many bus stops require Harrisonburg Department of Public Transit (HDPT) vehicles to stop in bicycle lanes temporarily, in order to allow passengers to board and disembark. Section 13-1-51.1 clarifies that HDPT vehicles, including school buses, are permitted to stop in bicycle lanes for this limited purpose and only after ensuring it would be safe to do so, while additionally clarifying that this is the sole circumstance in which a vehicle is permitted to stop in a bicycle lane.

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

6.b. Consider amending and re-enacting Sections 1-1-6 Penalties of the Harrisonburg City Code

Review & Recommendation: The amendment to Section 1-1-6 inserts a catch-all provision to ensure no penalties imposed by the City exceed the penalties provided by state law for a similar offense. State law prohibits localities from providing for a more severe penalty for violation of an ordinance than the penalty would be under state law for a similar offense.

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

7. Other Matters

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

7.b. City Council and staff

8. Boards and Commissions

9. Adjournment