



City of Harrisonburg

409 S. Main Street
Harrisonburg, VA 22801

Meeting Agenda - Final City Council

Mayor Christopher B. Jones
Vice-Mayor Richard Baugh
Council Member Ted Byrd
Council Member Kai Degner
Council Member Abe Shearer

Tuesday, July 28, 2015

7:00 PM

Council Chambers

1. Roll Call
2. Invocation
3. Pledge of Allegiance
4. Comments from the public, limited to five minutes, on matters not on the regular agenda. (Name and address are required)
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

Attachments: [July 14, 2015 Draft Meeting Minutes](#)

- 5.b. Consider a request from Jamison Black Marble Wildlife Preserve, LLC to amend the Zoning Ordinance Section 10-3-97(10) to allow non-transient dwellings with recreational and leisure time activities within the M-1, General Industrial District by special use permit

Review & Recommendation: Planning Commission recommended approval (6-0) of the Zoning Ordinance amendment that would modify Section 10-3-97(10). Currently, recreational and leisure time activities are permitted in the M-1, General Industrial District only by special use permit and no dwellings are permitted in association with this use. The amendment would add text to Section 10-3-97 (10) allowing for nontransient dwellings.

Attachments: [Extract ZO Amend Non-Transient Dwellings in M-1](#)
[Staff Report SUP & ZO Amend. M-1 Non-Transient Dwellings](#)
[Application and Supporting Info](#)
[PowerPoint](#)
[Section 10-3-97\(10\)](#)

Legislative History

7/14/15 City Council approved on first reading

- 5.c. Consider amending the Zoning Ordinance Sections 10-3-24, 10-3-34, 10-3-35, 10-3-40, 10-3-41, 10-3-46, 10-3-47, 10-3-48.4, 10-3-48.5, 10-3-52, 10-3-53,

10-3-55.4, 10-3-55.5, 10-3-56.4, 10-3-56.5, 10-3-57.4, 10-3-57.5, 10-3-58.4, 10-3-58.5, 10-3-84, 10-3-85, 10-3-86, 10-3-90, 10-3-91, 10-3-92, 10-3-96, 10-3-97, 10-3-98, 10-3-129, 10-3-180, and 10-3-181 and to add a new Article CC. Wireless Telecommunication Facilities with new Sections 10-3-195 through 10-3-203

Review & Recommendation: Planning Commission recommended approval (6-0) of the request to amend the Zoning Ordinance by modifying multiple existing sections and to add a new article to the Code. Changes to the existing Code include those needed in the Definitions section and then proceeding through the code sections of most of the zoning districts and specifying the different types of wireless telecommunications facilities that will be permitted and whether they would be allowed by right or by special use permit. The new article includes the specifics of how wireless telecommunications facilities would be permitted within all residential districts and the MX-U district, the B-1 and B-2 districts, and the M-1 district. There are submittal and application requirements, rules for submitting annual reports for each facility, maintenance and enforcement regulations, stipulations regarding the removal of defective and abandoned facilities, and finally specifics regarding how property owners can take advantage of Section 6409 of the Spectrum Act.

In addition to the modifications associated with wireless telecommunications facilities, the Zoning Ordinance Section 10-3-84 Uses Permitted By Right within the B-1, Central Business District would also be modified by adding "radio and television stations and studios or recording studios" as an additional set of uses permitted by right, where all antennas and satellites and associated equipment shall be screened.

Attachments: [Extract Wireless Telecommunications Facilities Ord](#)
[REVISED FINAL Staff Report Wireless Telecommunications](#)
[Extract August 14, 2013.doc](#)
[Extract September 11, 2013.doc](#)
[Telecommunications Report Packet 08-14-13.pdf](#)
[PowerPoint](#)
[Final Ordinances](#)

Legislative History

7/14/15 City Council approved on first reading

5.d. Consider amending and re-enacting Section 7-3-84 (6) in the Harrisonburg City Code, limits for Total Dissolved Solids (TDS)

Review & Recommendation: The amendment would change the limits for TDS to one thousand (1,000) mg/l. Currently, the ordinance reads three hundred (300)mg/l. Unnecessary concerns have been presented with development interests within the city with limits for TDS at 300 mg/l. The limits were originally recommended by Harrisonburg-Rockingham Regional Sewer Authority (HRRSA) to the city for adoption in 1991; HRRSA has revisited this issue and agrees that the limits can be changed to 1,000 mg/l. Attached you will find HRRSA minutes from March 2015 and the proposed ordinance change.

Attachments: [Minutes - March 2 2015](#)
[Ordinance 7-3-84](#)

Legislative History

7/14/15 City Council approved on first reading

6. Regular Items

6.a. Consider approval of State Performance Contract for Community Services Board

Review & Recommendation: The contract is between the Harrisonburg Rockingham Community Services Board and the Virginia Department of Behavioral Health and Development Services. The Code of Virginia calls for a formal vote on this contract. However, if no action is taken by Council by September 30, 2015, it is considered approved. An executive summary of the contract is attached, along with a comparative budget overview for FY2015 and 2016.

A complete copy of the contract is available upon request.

Attachments: [FY16 Performance Contract Exec Summary](#)

6.b. Consider traffic study in Sunset Heights neighborhood request

Review & Recommendation: Residents from the Sunset Heights neighborhood have submitted a request for a traffic study to evaluate speeding and cut-through traffic on their residential streets. A staff summary is included.

Attachments: [Memorandum & Request](#)

6.c. Presentation on the newly implemented single stream solid waste collection program

Review & Recommendation: Public Works staff will be presenting information on the newly implemented single stream solid waste collection program. As of August 3, 2015, the city will no longer have a separate collection for recyclables and asks that all citizens, who currently receive curbside refuse collection, to comingle their solid waste into one container. This new program will increase the city's recycling rate from the current 27% to a projected minimum of 50%.

Attachments: [Single Stream Collection Program Flyer](#)

6.d. Presentation of the Bicycle Friendly Community application

Review & Recommendation: In May 2011, Harrisonburg was recognized as a Bronze Level Bicycle Friendly Community by the League of American Bicyclists. This year, our Bronze Level designation expires and a new application is due on August 11, 2015. The application collects data on activities within five broad areas: Engineering, Education, Encouragement, Enforcement and Evaluation. Award levels, starting with the highest, are Diamond, Platinum, Gold, Silver and Bronze. Harrisonburg's application was completed by city staff from Public Works, Police, Transit, and others, and with assistance from the Transportation Safety & Advisory Commission's Bicycle & Pedestrian Subcommittee, Shenandoah Valley Bicycle Coalition members, Sentara RMH safe routes to school coordinators and other community members.

Attachments: [BFC Infographic](#)
[BFC Fall 2015 Draft Application](#)

6.e. Bicycle and Pedestrian Plan update

Review & Recommendation: The City's Bicycle & Pedestrian Plan was adopted in 2010 (amended in 2011) and a new update is currently underway. Please see attached memorandum describing the work completed to date and requests for input from City Council on Stakeholder Focus Groups and Factors for Prioritization of Infrastructure Projects.

Attachments: [Memorandum](#)

7. Special Event Application Requests

7.a. Consider the Parks and Recreation Youth TRYathlon for a special event request

Review & Recommendation: The Parks and Recreation Youth TRYathlon will be held Saturday, August 8, 2015 from 8am - 11:30am at Westover Park and the surrounding neighborhoods.

Attachments: [Parks & Rec Youth TryAthlon 8.8.15](#)
[Parks & Rec Youth .6 Mile Run](#)
[Parks & Rec Youth 0.94 Mile Run](#)
[Parks & Rec Youth 1 Mile Bike Ride](#)
[Parks & Rec Youth 2.45 Mile Bike Ride](#)

7.b. Consider the Parks & Recreation 13th Annual Race to Beat Breast Cancer 5k Run/Walk for a special event request

Review & Recommendation: The Parks & Recreation 13th Annual Race to Beat Breast Cancer 5k Run/Walk will be held on Saturday, October 17, 2015 from 9:30am - 11:00am in Westover Park and the surrounding neighborhood.

Attachments: [Parks & Rec Breast Cancer 5k 10.17.15](#)

8. Supplementals**8.a. Consider a supplemental appropriation for the Police Department in the amount of \$12,610.13**

Review & Recommendation: These funds would be transferred from the Federal Asset Forfeiture (\$10,091.99) and State Asset Forfeiture (\$2,518.14) budget to the Police Hardware line item to purchase iPad tablets for all supervisory personnel in the Police Department. This purchase furthers the Geographical Policing initiative and preparation for "predictive policing" and COMSTAT documentation.

Attachments: [Supplemental Appropriation \(Asset Forfeiture\)](#)

9. Other Matters**10. Boards and Commissions****11. Adjournment**