

VIRGINIA: The Poquoson Planning Commission met in a regular meeting on Monday, September 15, 2014 at 7:00 p.m. in the Council Chambers located at 500 City Hall Avenue.

PRESENT: Commissioner Bonnie W. Shriver, Chairwoman
 Commissioner William J. Travis, Vice Chairman
 Commissioner Richard D. Clifton, Member
 Commissioner Shawn M. Avery, Member
 Commissioner James K. Titlow, Member
 Commissioner Gustavus A. Goddin, Member

Deborah L. Vest, Director of Community Development
 Kevin M. Wyne, Planner
 Karen Holloway, Environmental Compliance Officer
 Ellen Roberts, City Engineer
 Victoria H. Diggs, Clerk

ABSENT: Commissioner Gregory N. Gardy, Member

REGULAR SESSION

The regular session of the Planning Commission was called to order by Chairwoman Shriver.

INVOCATION AND PLEDGE OF ALLEGIANCE

Vice Chairman Travis led the audience in the invocation and the Pledge of Allegiance.

APPROVAL OF THE MINUTES

Commissioner Clifton moved, seconded by Commissioner Titlow, that the minutes of the June 16, 2014 regular session be approved as submitted. Recorded vote on the motion:

YES: Commissioners Travis, Avery, Clifton, Titlow, Goddin and Chairwoman Shriver.

NO: None.

Commissioner Clifton moved, seconded by Vice Chairman Travis, that the minutes of the June 16, 2014 work session be approved as submitted. Recorded vote on the motion:

YES: Commissioners Goddin, Titlow, Clifton, Avery, Travis and Chairwoman Shriver.

NO: None.

AUDIENCE FOR VISITORS

No one in the audience spoke.

PUBLIC HEARINGS

- 1. ORDINANCE AMENDING ARTICLE 1, GENERAL PROVISIONS, SECTION 1-3. DEFINITIONS AND ARTICLE 5, R-S DISTRICT REGULATIONS, SECTION 5-2. PERMITTED USES OF THE CITY'S ZONING ORDINANCE, RESPECTIVELY, BY ADDING THE DEFINITION OF *COVERED PIER* AND ADDING *COVERED PIERS* TO THE LIST OF PERMITTED USES IN THE R-S DISTRICT.**

The proposed amendments to the Zoning Ordinance were advertised for a public hearing in the Daily Press on August 28, 2014 and September 4, 2014.

The Environmental Compliance Officer, Karen Holloway, stated that several years ago, State Law was amended to allow construction of open-sided structures on piers provided they do not exceed 400 square feet. She explained that the proposed amendment will bring the City's Zoning Ordinance into conformance with Virginia State law by allowing covered piers by-right as long as they:

- Have open or transparent insect screen sides;
- Have a gable, gambrel or hip style shingled roof;
- Have a minimum pitch of four to twelve;
- Are no higher than 15 feet above mean high water; and
- Measure no larger than 400 square feet in size.

In addition, Ms. Holloway stated that the proposed amendment prohibits storage above the ceiling joists and allows each property to have either a covered pier or a covered boat slip. In conclusion she confirmed that Virginia Marine Resource Commission (VMRC) must first approve the construction of covered piers and boat lifts.

Chairwoman Shriver opened the public hearing; however, there being no speakers the public hearing was closed.

Commissioner Clifton moved, seconded by Commissioner Goddin, to recommend approval to City Council of the proposed amendment to Article I, Section 1-3 and Article 5, Section 5-2 of the Zoning Ordinance. Recorded vote on the motion:

YES: Commissioners Travis, Avery, Clifton, Titlow, Goddin and Chairwoman Shriver.

NO: None.

2. ORDINANCE AMENDING APPENDIX A, ARTICLE XI.IV. ENVIRONMENTAL MANAGEMENT AREA (EMA) OVERLAY DISTRICT OF THE CITY'S ZONING ORDINANCE TO REFLECT DEFINITION AND NUMBERING CHANGES REQUIRED BY STATE CODE.

The proposed amendments to the Zoning Ordinance were advertised for a public hearing in the Daily Press on August 28, 2014 and September 4, 2014.

City Engineer, Ellen Roberts, presented the proposed changes to the Environmental Management Area (EMA) Overlay District. She explained that the amendments reflect new State laws, effective July 1, 2013 relative to the controlling agency for stormwater, erosion and sediment control and the Chesapeake Bay water quality programs. She stated that the proposed Zoning Ordinance amendments will bring City Code into compliance with the new State laws by changing:

- The definition of "Board" from Soil and Water Conservation Board to State Water Control Board;
- The definition of "Department" from Department of Conservation and Recreation (DCR) to Department of Environmental Quality (DEQ); and
- The City Code references to reflect the new, correct State Code sections.

Chairwoman Shriver opened the public hearing; however, there being no speakers the public hearing was closed.

Commissioner Clifton moved, seconded by Commissioner Avery, to recommend approval to City Council of the City's proposed amendments to the Zoning Ordinance. Recorded vote on the motion:

YES: Commissioners Goddin, Titlow, Clifton, Avery, Travis and Chairwoman Shriver

NO: None.

NEW BUSINESS

1. Election of Officers

Victoria Diggs, Clerk, explained the options available to the Commission in order to elect and/or re-elect its officers. She affirmed that the current officers are: Chairwoman (Bonnie Shriver); Vice Chairman (William Travis); Clerk (Victoria Diggs) and Deputy Clerk (Evie Insley).

Commissioner Clifton moved, seconded by Commissioner Avery, to re-elect the slate of officers as they currently stand. Recorded vote on the motion:

YES: Commissioners Travis, Avery, Clifton, Titlow, Goddin and Chairwoman Shriver

NO: None.

COMMUNICATIONS AND CORRESPONDENCE

The Planner, Kevin Wyne, stated that staff plans to introduce several land use ordinance amendments in the New Year. He also explained that as a result of a request by one of the City Schools to install an electronic sign, City staff, at Council's request, researched neighboring localities and found the following information relative to digital signs in their respective jurisdictions:

- Hampton – Electronic display signs are permitted by-right and have no conditions relative to flashing, strobing or transitioning.
- Newport News – Electronic signs are permitted by-right in all commercial and industrial districts and with a Conditional Use Permit within residential districts with specific conditions regarding timing, flashing, scrolling, etc.
- York County – Electronic signs are prohibited for standalone businesses; however, are permitted for regional or specialty centers with special conditions applied.

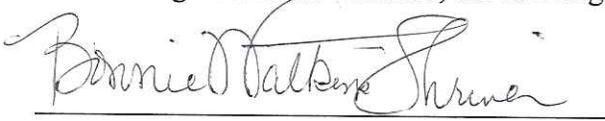
At Council's June 23, 2014 meeting it was decided that use of electronic signs in Poquoson should be initially available only to City government and Schools. In conclusion, Mr. Wyne stated that this amendment will likely be presented to the Commission at its December meeting for a public hearing and consideration.

Ms. Vest, Director of Community Development, asked if a work session instead of a regular meeting would be acceptable to discuss in detail the aforementioned sign ordinance amendment and two land use Zoning Ordinance amendments. Following a brief discussion, it was decided that a 6:30 p.m. work session on October 20th would be optimal for the Commission.

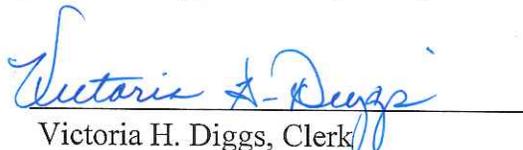
During the Commission's comments, Commissioner Clifton reminded everyone that the Poquoson Seafood Festival 5k Walk/Run, which benefits the Poquoson Education Foundation and the Poquoson Kiwanis Club Scholarship Fund, will be held on October 4th at 8:30 a.m. at Poquoson High School.

ADJOURNMENT

There being no further business, the meeting was adjourned at approximately 7:21 p.m.



Bonnie W. Shriver, Chairwoman



Victoria H. Diggs, Clerk