

5:00 P.M. Item - RZ-2000-PR-064 - S&R DEVELOPERS, INC.
Providence District

On Thursday, September 20, 2001, the Planning Commisison voted 11-0-1 (Commissioner Hall abstaining) to recommend the following actions to the Board of Supervisors:

Approval of RZ-2000-PR-064 and the conceptual development plan,
subject to execution of proffers consistent with those dated
September 19, 2001.

Approval of a variance of the minimum district size.

The Planning Commission also noted 11-0-1 (Commissioner Hall abstaining) to approve FDP-2000-PR-064, subject to Board approval of RZ-2000-PR-064 and the conceptual development plan, and subject also to the development conditions dated September 19, 2001 with the addition of a new condition 3 to read: "Drainage improvements along Sutton Road shall be accomplished entirely within the VDOT right-of-way without trespassing onto adjacent properties, unless permission to do has has been granted by the property owner."

Planning Commission Meeting
September 20, 2001
Verbatim Excerpts

RZ-2000-PR-064 - S&R DEVELOPERS, INC.
FDP-2000-PR-064 - S&R DEVELOPERS, INC.

Decision Only During Commission Matters
(Public Hearing held on May 30, 2001)

Commissioner Smyth: My decision on S&R Developers -- we heard this case a few months ago. Here again, the issue was drainage. The applicant has worked with our stormwater management people and VDOT to work out a solution. You may have found a letter in your packet tonight from Katherine and Beverly Harris, the next door neighbors. They are very concerned about the drainage issue. What I would like to do is to add a condition on this and then go ahead and move the approval. The applicant has stated in the proffers that they would be willing to come back for a proffered condition amendment if they do not get this plan approved by DPWES, and VDOT. So I think we have some assurance here that either this is going to work or its going to be back to see us with the changes. So, Mr. Chairman, I would like to MOVE THAT THE PLANNING COMMISSION RECOMMEND APPROVAL OF RZ-2000-PR-064 AND THE CONCEPTUAL DEVELOPMENT PLAN, SUBJECT TO THE EXECUTION OF PROFFERS CONSISTENT WITH THOSE DATED SEPTEMBER 19, 2001, which were in your packet last night.

Commissioners Byers and Alcorn: Second.

Chairman Murphy: Seconded by Mr. Byers and Mr. Alcorn. Is there a discussion of the motion? All those in favor of the motion to recommend to the Board of Supervisors that it approve RZ-2000-PR-064, say aye.

Commissioners: Aye.

Commissioner Hall: Abstain.

Chairman Murphy: Opposed? Motion carries. Ms. Hall abstains. Ms. Smyth.

Commissioner Smyth: Thank you, Mr. Chairman. I would like to MOVE THAT THE PLANNING COMMISSION APPROVE FDP-2000-PR-064, SUBJECT TO THE BOARD'S APPROVAL OF RZ-2000-PR-064 AND THE CONCEPTUAL DEVELOPMENT PLAN AND THE ATTACHED DEVELOPMENT CONDITIONS NOW DATED SEPTEMBER 19, WITH THE ADDITION OF THE FOLLOWING CONDITION: NUMBER 3: "DRAINAGE IMPROVEMENTS ALONG SUTTON

ROAD SHALL BE ACCOMPLISHED ENTIRELY WITHIN THE VDOT RIGHT-OF-WAY WITHOUT TRESPASSING ONTO ADJACENT PROPERTIES UNLESS PERMISSION TO DO SO HAS BEEN GRANTED BY THE PROPERTY OWNER."

Commissioner Byers: Second.

Chairman Murphy: Seconded by Mr. Byers. Discussion of the motion? All those in favor of the motion to approve FDP-2000-PR-064, subject to the Board's approval of the conceptual development plan and rezoning and amendment this evening, say aye.

Commissioners: Aye.

Commissioner Hall: Abstain.

Chairman Murphy: Opposed? Motion carries. Ms. Hall abstains.

Commissioner Smyth: Mr. Chairman, I MOVE THAT THE PLANNING COMMISSION RECOMMEND APPROVAL OF A VARIANCE OF THE MINIMUM DISTRICT SIZE.

Commissioner Byers: Second.

Chairman Murphy: Seconded by Mr. Byers. Discussion of the motion? All those in favor of the motion, say aye.

Commissioners: Aye.

Commissioner Hall: Abstain.

Chairman Murphy: Opposed? Motion carries. Same abstention. Thank you very much.

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(Each motion carried by a vote of 11-0-1 with Commmissioner Hall abstaining.)

LBR