

Bradley E. Grose, Mayor
Robert R. Altice, Councilmember
Carolyn D. Fidler, Vice Mayor
Matthew S. Hare, Councilmember
William "Wes" Nance, Councilmember



Vinton Municipal Building
311 South Pollard Street
Vinton, VA 24179
(540) 983-0607

Vinton Town Council

Regular Meeting
Tuesday, June 1, 2010

AGENDA

Consideration of:

- A. **7:00 P.M.** – Roll Call and Establishment of a Quorum
- B. **INVOCATION**
- C. **PLEDGE OF ALLEGIANCE TO THE U. S. FLAG**
- D. **CONSENT AGENDA**
- E. **AWARDS, RECOGNITIONS, PRESENTATIONS**
 - 1. Special Recognition of Vinton Dogwood Festival Committee
- F. **CITIZENS' COMMENTS AND PETITIONS**
- G. **OLD BUSINESS**
 - 1. Adoption of Proposed Budget for FY 2010-2011 – Ordinance No. 901
- H. **TOWN ATTORNEY**
- I. **TOWN MANAGER**
- J. **MAYOR**
- K. **COUNCIL**
- L. **ADJOURNMENT**

NEXT TOWN COUNCIL MEETING:

- * Regularly Scheduled Meeting of June 15, 2010

NOTICE OF INTENT TO COMPLY WITH THE AMERICANS WITH DISABILITIES ACT.
Reasonable efforts will be made to provide assistance or special arrangements to qualified individuals with disabilities in order to participate in or attend Town Council meetings. Please call (540) 983-0607 at least 48 hours prior to the meeting date so that proper arrangements may be made.

WORK SESSION

1. Proposed Fence Regulation
2. Recorder Playback Grant – Police Department
3. Emergency Operations Plan
4. Commercial Truck Policy in Residential Areas

PROPOSED BUDGET ORDINANCE NO. 901

AT A REGULAR MEETING OF THE VINTON TOWN COUNCIL HELD ON TUESDAY, JUNE 1 2010, AT 7:00 P.M., IN THE COUNCIL CHAMBERS OF THE VINTON MUNICIPAL BUILDING, 311 SOUTH POLLARD STREET, VINTON, VIRGINIA.

WHEREAS, the Town Charter requires that a budget be adopted by July 1st for the new fiscal year; and,

WHEREAS, the Council has reviewed the proposed budget and is of the opinion that the Town government can operate for the twelve month period beginning July 1, 2010 to June 30, 2011, with the revenues and expenditures contained in the attached budget; and,

WHEREAS, any funds appropriated in this budget to any Town department may be used as participating funds in any Federal Aid Programs for like purposes, with the prior approval of the Town Council.

NOW, THEREFORE, be it ordained by the Council of the Town of Vinton, Virginia, that the budget for the fiscal year beginning July 1, 2010 and ending June 30, 2011 be set forth herein.

<u>Fund Revenue and Expenses</u>	<u>Adopted Budget</u>
General Fund	\$7,282,081
Utility Fund	3,142,102
Capital Improvement Fund	<u>89,250</u>
	\$10,513,433

BE IT FURTHER ORDAINED that this ordinance provides for the daily operation of the department of law and the department of finance, and in an emergency.

NOW THEREFORE, BE IT ORDAINED that this Ordinance takes effect July 1, 2010.

This Ordinance adopted on motion made by Councilperson, and seconded by Councilperson.

AYES:

NAYS:

APPROVED:

Bradley E. Grose, Mayor

ATTEST:

Darleen R. Bailey, Town Clerk

Revenues

General Fund
Utility Fund
Capital Improvements Fund
Total Revenues

Total All Funds

\$ 7,282,081
3,142,102
89,250
\$ 10,513,433

Expenditures**General Fund:**

Town Council \$ 101,847
Town Manager's Office 173,234
Human Resources 78,622
Finance Department 236,734
Police Department 1,805,146
Communications Services 460,487
Emergency Services 1,250
Police Grants 148,005
Fire & EMS 750,725
Animal Control 92,588
Town Garage 61,676
Street Maintenance 1,009,674
Snow and Ice Removal 30,048
Traffic Signs and Street Lighting 132,412
Street and Road Cleaning 67,167
Refuse Collection 478,917
Recycling 62,605
Municipal Building & Grounds 161,342
Special Programs 128,166
War Memorial 288,160
Swimming Pool/Parks 71,419
Senior Citizens Program 82,538
Planning Department 240,440
Economic Development 25,510
Public Transportation 89,000
Vinton Business Center 9,850
Debt Service - General Fund 456,770
Transfers 37,750

Total General Fund**\$ 7,282,081****Utility Fund:**

Utilities Administration \$ 590,171
Water Distribution System 977,690
Wastewater Collection System 861,328
Debt Service - Utility Fund 661,413
Transfers - Utility Fund 51,500

Total Utility Fund**\$ 3,142,102****Capital Improvement Fund:**

General Fund Transfer \$ 37,750
Utility Fund Transfer 51,500

Total Capital Improvement Fund**\$ 89,250****Combined Total Expenditures****\$ 10,513,433**



TOWN OF VINTON

311 South Pollard Street
VINTON, VIRGINIA 24179

PHONE (540) 983-0607
FAX (540) 983-0626

Christopher S. Lawrence
Town Manager

To: Town Council

From: Christopher S. Lawrence, Town Manager *CSL*

Date: May 28, 2010

Subject: Budget Revision to proposed FY2010/2011 Operating Budget

The proposed budget was submitted to Town Council on April 30 to begin the formal budget review process. Since that time, Council and staff have met on May 4, 18, and 25th to review and discuss the budget. The attached revisions reflect changes to a number of line items with the goal of providing a balanced budget that is not reliant on the Unreserved Fund Balance to produce a budget that is balanced. Updated overview sheets of the budget are also included. The budget has been balanced without the use of any reserve. This was accomplished through significant cuts across the board. Although no major service cuts are planned, we will be operating on very thin margins. Staff will be monitoring the budget monthly and provide regular updates to Council throughout the upcoming year.

Revenues	Account Number	Account Description	Notes	
Department				
Swimming Pool	200.1613.005	Pool Concessions	removed all concessions	\$ (900.00)
	200.1613.007	Swimming Class Fees	included lesson fees	\$ 4,750.00
War Memorial	200.1613.006	War Memorial Income	meet 10% revenue increase goal	\$ 10,000.00
Police Department	200.2404.011	Other Police Grants	All State Insurance Grant	\$ 1,000.00
	200.2404.012	Other Police Grants		\$ 1,000.00
Communications	200.2404.015	Wireless E-911 Grant		\$ 21,000.00
Flower Fund	200.1899.001	Misc. Income	Flower Fund principle for Downtown Flowers	\$ 9,000.00
			Total Revenue Adjustments	\$ 45,850.00
Expenditures - GF				
Town Council	200.1100.311	Codification		\$ (2,000.00)
	200.1100.560	Training and Travel		\$ (5,750.00)
	200.1100.521	Telephone/Internet		\$ (2,600.00)
Town Manager	200.1200.103	Part-time salaries		\$ (2,333.00)
	200.1200.709	Replacement of Equipment		\$ (1,000.00)
Human Resources	200.1203.592	Special Events Awards	employee gift cards reduction	\$ (400.00)
Finance	200.1214.103	Part-time salaries		\$ (1,000.00)
	200.1214.305	Maintenance Service Contracts		\$ (1,000.00)
Police Department	200.3101.102	Salaries - Overtime		\$ (15,000.00)
	200.3101.103	Part-time salaries		\$ (15,000.00)
Police Grants	200.3105.324	Wireless E-911		\$ 21,000.00
	200.3105.316	Community Grants		\$ 1,000.00
Emergency Services	200.3103	Emergency Services	Training, telephone, overtime, uniforms,	\$ (3,075.00)
Fire & EMS Department	200.3205.103	Salaries - Overtime	increase to fund full overtime expenses	\$ 10,000.00
Special Programs	200.7101.102	Part-time salaries		\$ (1,000.00)
	200.7101.306	Printing and Binding	reduction in calendars expenses	\$ (1,000.00)
	200.7101.589	Meeting Expenses		\$ (950.00)
War Memorial	200.7103.103	Part-time salaries		\$ (3,000.00)
Senior Center	200.7107.350	Maintenance & Repair - Bldg		\$ (5,300.00)
	200.7107.709	Replacement of Equipment		\$ (175.00)
	200.7107.722	Special Projects		\$ (3,652.00)
Planning and Zoning	200.8101.554	Training and Travel -Appoint.Officials		\$ 750.00
	200.8101.589	Meeting Expenses		\$ 1,000.00

Economic Development	200.8150.342	Façade/Change of Use Grant	\$	10,000.00
	200.8150.585	Miscellaneous	\$	(250.00)
	200.8150.589	Meeting Expenses	\$	500.00
Life Insurance Adjustments across General Fund Departments			\$	(20,949.00)
		Total Expenditures Adjustments	\$	(41,184.00)
Water and Sewer Fund				
Life Insurance Adjustment in Water and Sewer Fund		Expenditures	\$	(5,429.00)
		Reduced Revenue	\$	(5,429.00)

General Fund Totals

BUDGET EXPLANATION & JUSTIFICATION - REVENUES FY 09-10

GENERAL FUND	Explanation of Line Item and Request	TOTALS																	
		FY 04-05 Actual	FY 05-06 Actual	FY 06-07 Actual	FY 07-08 Actual	FY 08-09 Actual	FY 09-10 Adopted	FY 10-11 Requested	FY 10-11 Manager Rec	FY 10-11 Adopted									
SOURCES																			
General Property Taxes		\$ 395,157	\$ 391,460	\$ 421,205	\$ 473,135	\$ 435,372	\$ 499,215	\$ 531,332	\$ 531,332	\$ 531,332	\$ 531,332	\$ 531,332	\$ 531,332	\$ 531,332	\$ 531,332	\$ 531,332	\$ 531,332	\$ 531,332	\$ 531,332
Other Local Taxes		2,108,948	2,261,518	2,349,639	2,482,275	2,475,828	2,889,223	2,793,000	2,793,000	2,793,000	2,793,000	2,793,000	2,793,000	2,793,000	2,793,000	2,793,000	2,793,000	2,793,000	2,793,000
Permits & Fees		9,006	10,029	10,851	14,036	11,321	14,100	11,500	11,500	11,500	11,500	11,500	11,500	11,500	11,500	11,500	11,500	11,500	11,500
Fines & Forfeitures		76,294	93,022	103,816	102,720	116,463	118,000	116,500	116,500	116,500	116,500	116,500	116,500	116,500	116,500	116,500	116,500	116,500	116,500
Use of Money		313,494	505,834	549,540	331,348	235,539	252,000	177,000	177,000	177,000	177,000	177,000	177,000	177,000	177,000	177,000	177,000	177,000	177,000
Charges for Services		346,123	305,715	173,139	251,380	300,654	336,250	308,150	308,150	308,150	308,150	308,150	308,150	308,150	308,150	308,150	308,150	308,150	308,150
Miscellaneous Revenues		3,748,638	1,198,154	2,921,243	820,317	550,537	576,500	578,500	578,500	578,500	578,500	578,500	578,500	578,500	578,500	578,500	578,500	578,500	578,500
Recovered Costs		652,768	124,023	141,301	86,801	17,160	76,400	27,000	27,000	27,000	27,000	27,000	27,000	27,000	27,000	27,000	27,000	27,000	27,000
Non-Categorical Aid		396,971	429,590	467,795	445,366	424,388	454,749	405,096	405,096	405,096	405,096	405,096	405,096	405,096	405,096	405,096	405,096	405,096	405,096
Categorical Aid		2,118,306	2,006,170	2,205,800	2,599,487	2,381,472	2,445,720	2,288,153	2,288,153	2,288,153	2,288,153	2,288,153	2,288,153	2,288,153	2,288,153	2,288,153	2,288,153	2,288,153	2,288,153
Use of Fund Balance																			
Total Sources		\$ 10,165,706	\$ 7,325,514	\$ 9,344,329	\$ 7,606,865	\$ 6,948,735	\$ 7,662,157	\$ 7,236,231	\$ 7,236,231	\$ 7,236,231	\$ 7,236,231	\$ 7,236,231	\$ 7,236,231	\$ 7,236,231	\$ 7,236,231	\$ 7,236,231	\$ 7,236,231	\$ 7,236,231	\$ 7,236,231
USES																			
General Administration		\$ 648,932	\$ 540,406	\$ 543,465	\$ 639,615	\$ 602,116	\$ 625,083	\$ 607,963	\$ 607,963	\$ 607,963	\$ 607,963	\$ 607,963	\$ 607,963	\$ 607,963	\$ 607,963	\$ 607,963	\$ 607,963	\$ 607,963	\$ 607,963
Public Safety		2,476,040	2,971,298	5,541,972	3,810,800	3,343,275	3,331,799	3,269,620	3,269,620	3,269,620	3,269,620	3,269,620	3,269,620	3,269,620	3,269,620	3,269,620	3,269,620	3,269,620	3,269,620
Public Works		1,484,280	1,590,136	1,872,032	2,441,145	2,288,939	2,159,248	2,011,057	2,011,057	2,011,057	2,011,057	2,011,057	2,011,057	2,011,057	2,011,057	2,011,057	2,011,057	2,011,057	2,011,057
Special Programs		477,097	525,202	3,080,069	1,078,297	579,760	654,765	586,239	586,239	586,239	586,239	586,239	586,239	586,239	586,239	586,239	586,239	586,239	586,239
Community Development		498,839	254,466	269,257	275,604	348,275	385,659	354,366	354,366	354,366	354,366	354,366	354,366	354,366	354,366	354,366	354,366	354,366	354,366
Non-departmental		140,312	302,393	356,516	419,172	453,674	411,319	456,770	456,770	456,770	456,770	456,770	456,770	456,770	456,770	456,770	456,770	456,770	456,770
Transfers		230,060	402,800	227,413	293,274	128,331	94,283	37,750	37,750	37,750	37,750	37,750	37,750	37,750	37,750	37,750	37,750	37,750	37,750
Total Uses		\$ 5,955,560	\$ 6,586,702	\$ 11,890,726	\$ 8,957,907	\$ 7,744,370	\$ 7,662,157	\$ 7,323,765	\$ 7,323,765	\$ 7,323,765	\$ 7,323,765	\$ 7,323,765	\$ 7,323,765	\$ 7,323,765	\$ 7,323,765	\$ 7,323,765	\$ 7,323,765	\$ 7,323,765	\$ 7,323,765
Net Increase/Decrease		\$ 4,210,145	\$ 738,811	\$ (2,546,396)	\$ (1,351,041)	\$ (795,635)	\$ 0	\$ (87,534)	\$ (87,534)	\$ (87,534)	\$ (87,534)	\$ (87,534)	\$ (87,534)	\$ (87,534)	\$ (87,534)	\$ (87,534)	\$ (87,534)	\$ (87,534)	\$ (87,534)

BUDGET EXPLANATION & JUSTIFICATION - EXPENDITURES FY 05-06

Dept. #	Account Description	Explanation of Line Item and Request									
		FY 04-05 Actual	FY 05-06 Actual	FY 06-07 Actual	FY 07-08 Actual	FY 08-09 Actual	FY 09-10 Adopted	FY 10-11 Requested	FY 10-11 Manager Rec	FY 10-11 Adopted	
	TOTALS	\$ 5,955,560	\$ 6,586,702	\$ 11,890,726	\$ 8,957,907	\$ 7,744,370	\$ 7,662,158	\$ 7,323,765	\$ 7,323,766	\$ 7,282,081	
1100	Town Council	\$ 290,413	\$ 154,793	\$ 114,900	\$ 192,126	\$ 117,880	\$ 124,745	\$ 112,197	\$ 112,197	\$ 101,847	
1200	Town Manager's Office	179,878	119,860	145,240	135,415	162,753	174,709	177,133	177,133	173,234	
1203	Human Resources Office	-	80,401	72,861	68,627	76,407	86,436	79,183	79,183	78,622	
1214	Finance Department	178,642	185,351	210,465	243,447	245,076	239,193	239,450	239,450	236,734	
	Total General Administration	648,932	540,406	543,465	639,615	602,116	629,583	607,963	607,963	590,437	
3101	Police Department	1,802,970	1,920,067	2,165,094	1,838,971	1,889,861	1,842,728	1,842,382	1,842,382	1,805,146	
3102	Communication Services	-	-	11,027	392,801	442,477	496,333	460,487	460,487	460,487	
3103	Emergency Services	-	-	-	1,998	79	4,325	4,325	4,325	1,250	
3105	Police Grants	(11,478)	161,346	187,902	342,895	117,150	116,165	126,005	126,005	148,005	
3201	Fire Department	398,683	-	-	-	-	-	-	-	-	
3203	Rescue Squad	206,956	-	15	253	-	-	-	-	-	
3205	Fire & EMS	-	798,378	3,070,130	1,137,929	794,932	775,628	743,591	743,591	750,725	
3501	Animal Control	78,909	91,398	107,805	95,953	98,776	96,620	92,831	92,831	92,588	
	Total Public Safety	2,476,040	2,971,298	5,541,972	3,810,800	3,343,275	3,331,799	3,269,620	3,269,621	3,258,201	
1221	Town Garage	78,098	54,892	65,476	65,417	61,096	64,195	61,702	61,702	61,676	
4101	Street Maintenance	796,328	796,328	982,964	1,511,396	1,338,106	1,158,435	1,014,882	1,014,882	1,009,674	
4105	Snow and Ice Removal	26,369	24,517	15,314	11,672	10,050	30,048	30,048	30,048	30,048	
4108	Traffic Signs/Street Lights	58,452	71,363	79,319	93,301	119,569	134,205	132,670	132,670	132,412	
4202	Street Cleaning	13,083	49,129	60,538	50,186	71,503	64,767	67,440	67,440	67,167	
4203	Refuse Collection	397,070	412,571	470,371	473,197	466,563	473,817	480,132	480,132	478,917	
4206	Recycling	47,674	65,504	80,560	73,477	67,749	62,964	62,842	62,842	62,605	
4304	Buildings & Grounds	67,205	115,832	117,491	162,500	154,301	170,817	161,341	161,341	161,341	
	Total Public Works	1,484,280	1,590,136	1,872,032	2,441,145	2,288,939	2,159,248	2,011,057	2,011,057	2,003,840	
7101	Special Programs	72,619	64,182	68,479	110,344	127,860	141,994	131,301	131,301	128,166	
7103	War Memorial	269,442	342,001	2,882,176	826,181	305,049	316,723	291,744	291,744	288,160	
7105	Swimming Pool and Parks	59,061	52,103	59,286	68,506	64,236	80,747	71,474	71,474	71,419	
7107	Senior Citizens Program	75,975	66,917	70,129	73,267	82,615	115,301	91,720	91,720	82,538	
	Total Special Programs	477,097	525,202	3,080,069	1,078,297	579,760	654,765	586,239	586,239	570,283	
8101	Planning and Zoning	459,255	218,802	217,268	223,030	236,033	278,324	239,756	239,756	240,440	
8150	Economic Development	-	-	-	-	30,000	21,285	15,760	15,760	25,510	
8160	Public Transportation	39,584	35,664	51,980	52,574	75,513	82,200	89,000	89,000	89,000	
8170	Vinton Business Center	-	-	-	-	6,730	3,850	9,850	9,850	9,850	
	Total Community Develop.	498,839	254,466	269,257	275,604	348,275	385,659	354,366	354,366	364,800	
8800	Debt Service	140,312	302,393	356,516	419,172	453,674	411,319	456,770	456,770	456,770	
	Total Non-departmental	140,312	302,393	356,516	419,172	453,674	411,319	456,770	456,770	456,770	
9950	Transfers	230,060	402,800	227,413	293,274	128,931	94,284	37,750	37,750	37,750	
	TOTAL GENERAL FUND	\$ 5,955,560	\$ 6,586,702	\$ 11,890,726	\$ 8,957,907	\$ 7,744,370	\$ 7,662,158	\$ 7,323,765	\$ 7,323,766	\$ 7,282,081	

BUDGET EXPLANATION & JUSTIFICATION - REVENUES FY 10-11

Utility Fund Totals	Account Description	Explanation of Line Item and Request	BUDGET EXPLANATION & JUSTIFICATION - REVENUES FY 10-11													
			FY 04-05 Actual	FY 05-06 Actual	FY 06-07 Actual	FY 07-08 Actual	FY 08-09 Actual	FY 09-10 Adopted	FY 10-11 Requested	FY 10-11 Manager Rec	FY 10-11 Adopted					
		TOTALS														
	UTILITIES FUND															
	SOURCES:															
	Operating Revenues		\$ 1,920,581	\$ 2,018,654	\$ 2,368,106	\$ 2,494,898	\$ 2,514,338	\$ 2,881,793	\$ 3,124,031	\$ 3,118,602						
	Use of Money		42,669	35,000	72,238	115,005	43,592	50,000	7,500	7,500						
	Use of Property		140	200	200	172	120	1,000	1,000	1,000						
	Use of Fund Balance		-	1,000	321,658	753	303,703	118,441	1,000	1,000						
	Bond Proceeds		-	-	-	-	-	-	-	-						
	Recovered Costs		5,400	8,000	10,480	10,520	11,347	11,000	14,000	14,000						
	Total Sources		\$ 1,968,790	\$ 2,062,854	\$ 2,772,682	\$ 2,621,349	\$ 2,873,101	\$ 3,062,234	\$ 3,147,531	\$ 3,142,102						
	USES:															
	Administration		\$ 446,339	\$ 494,172	\$ 589,368	\$ 592,159	\$ 651,830	\$ 597,447	\$ 592,634	\$ 590,171						
	Water System Operations		557,074	691,126	907,460	1,027,449	940,760	1,003,569	979,633	977,690						
	Wastewater Operations		680,821	663,695	760,690	716,202	745,095	800,890	862,350	861,327						
	Debt Service		98,900	94,285	172,533	222,031	213,791	660,329	661,413	661,413						
	Depreciation		437,454	437,454	605,796	590,221	633,509	-	-	-						
	Transfers		-	7,500	61,900	113,486	126,018	-	-	-						
	Total Uses		\$ 2,220,588	\$ 2,388,232	\$ 3,097,747	\$ 3,261,548	\$ 3,311,003	\$ 3,062,234	\$ 3,147,531	\$ 3,142,102						
	Net Increase/Decrease		(251,797)	(325,378)	(325,065)	(640,199)	(437,902)	(0)	0	0						



TOWN OF VINTON

311 S. POLLARD STREET
VINTON, VIRGINIA 24179

PHONE (540) 983-0605
FAX (540) 983-0621

Karla Turman
Enforcement Officer/Associate Planner

TO: Chris Lawrence, Town Manager

FROM: Karla Turman, Associate Planner/Code Enforcement Officer

CC: Antia McMillan, Planning and Zoning Director

DATE: May 26, 2010

SUBJECT: Proposed Zoning Ordinance Changes for Fence Regulations

ISSUE/PURPOSE:

To update the zoning ordinance regarding the proposed amendments, which are attached.

BACKGROUND INFORMATION:

In recent years, the town has seen a relatively high number of fences erected which do not meet the current fence regulations. In 2009, staff was asked to review our regulations, as well as those of nearby localities, to determine if amendments to the regulations might be appropriate.

Staff and Planning Commission members have discussed these regulations for several months. Attached is a document that outlines the proposed amendments. A lot of the amendments are based on the City of Roanoke's regulations.

The Planning Commission held a public hearing on Tuesday, April 27, 2010. They voted 4-0 in favor of recommending the proposed amendments to Town Council. Please see attached draft minutes from that public hearing.

If you have questions about the proposed amendments, please feel free to call me at 983-0605.

ORDINANCE NO.

AT A PUBLIC HEARING OF THE VINTON TOWN COUNCIL HELD ON TUESDAY, JUNE 15, 2010, AT 7:00 P.M., IN THE COUNCIL CHAMBERS OF THE VINTON MUNICIPAL BUILDING, 311 SOUTH POLLARD STREET, VINTON, VIRGINIA.

AN ORDINANCE to amend the Vinton Zoning Ordinance No. 634 dated December 19, 1995, Appendix B of the Vinton Town Code, *Article V, Supplementary Regulations, Division. 3, Section 5-5, Exceptions to yard requirements and Section 5-11, Visibility at intersections.*

THEREFORE, BE IT ORDAINED by the Council of the Town of Vinton, Virginia that the *Article V, Supplementary Regulations, Division. 3, Section 5-5, Exceptions to yard requirements and Section 5-11, Visibility at intersections,* be amended and added as follows:

* * * * *

AMENDMENT TO APPENDIX B
OF THE TOWN OF VINTON ZONING ORDINANCE

* * * * *

ARTICLE V. SUPPLEMENTARY REGULATIONS

* * * * *

DIVISION 3

* * * * *

Sec. 5-5. Exceptions to yard requirements

* * * * *

~~(a) *Fences and walls.* Fences and walls not exceeding four feet in height may be located within required front and street side yards. Fences and walls not exceeding 6.5 feet in height may be located within required side and rear yards. An additional one foot of fence or wall height shall be permitted for posts, columns or gates. All other fences and walls shall be subject to all yard requirements applicable to buildings and structures.~~

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(a) Fences, walls, arbors, and trellises.

Applicability. Fences, walls, arbors, and trellises shall be subject to the supplemental

regulations of this section. For the purpose of this section, "walls" shall include decorative walls and walls intended as a buffer or screen. The supplemental regulations of this section shall not apply to retaining walls. The supplemental regulations of this section shall apply to freestanding trellises and arbors as well as trellises attached to fences.

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(b) Fence and wall standards.

- (1) No fence or wall shall be permitted within a sight distance triangle, as defined in Section 5-11 of this appendix.
- (2) No fence or wall located in an area as set forth in subsections (A) and (B) below shall be permitted:
 - A. On a lot with only one (1) lot frontage: Within the first five (5) feet of the front property line ; or
 - B. On a lot with more than one (1) lot frontage: Within the first five (5) feet of the property line on the principal lot frontage, nor within 5 feet of the property line on the street side lot frontage.
- (3) The maximum height for fences and walls shall be based on the following schedule:

Zoning District	Location on Lot	Maximum Height of Fence or Wall
R-LD, R-1, R-2, R-3, RB	On a lot with only one (1) lot frontage: Within the first five (5) feet of the front property line ; or On a lot with more than one (1) lot frontage: Within the first five (5) feet of the property line on both lot frontages.	None allowed
	On a lot with only one (1) lot frontage: Between five (5) feet of the front property line and front corner of the house; or On a lot with more than one (1) lot frontage: Between five (5) feet of the front property line and front corner of the house on the principal lot frontage, or between five (5) feet and fifteen (15) feet of the property line on the street side lot frontage.	4 feet
	On a lot with only one (1) lot frontage: After the front corner of the house ; or On a lot with more than one (1) lot frontage: After the front corner of the house facing the principal lot frontage, or beyond 15 feet of the property line on the street side lot frontage.	6.5 feet
	Any required side or rear yard	6.5 feet

* * * * *

(c) Arbor and trellis standards.

- (1) No arbor or trellis shall be permitted within a sight distance triangle, as defined in Section 5-11 of this appendix.
- (2) On a lot with only one (1) lot frontage, an arbor or trellis shall not be permitted between the building line and the lot frontage, except that in the case of any lot with no principal building, an arbor or trellis shall not be located within the required minimum front yard of the applicable zoning district.
- (3) On a lot with more than one (1) lot frontage: an arbor or trellis shall not be permitted between the building line and the property line on the principal lot frontage, nor between the building line and the property line on the street side lot frontage, except that in the case of any lot with no principal building, an arbor or trellis shall not be located within the required minimum front yard of the applicable zoning district.

* * * * *

(d) *Yard accessories.* Poles, posts, similar customary yard accessories and ornaments, and permitted signs for which no specific yard requirement is specified elsewhere in this

appendix, may be located within required yards. No accessory may be placed within a sight distance triangle, as defined in Section 5-11 of this appendix.

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(e) A zoning permit is required for all fences, walls, arbors and trellises.

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Sec. 5-11. Visibility at intersections.

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(b) *Visibility triangle.* On a corner lot in any district other than a CB central business district, nothing that would materially obstruct the vision of operators of motor vehicles shall be erected, placed, planted or allowed to grow ~~between the heights of three feet and eight feet above the grade of the intersection of the centerlines of the adjacent intersecting streets~~ within the following described area:

A triangular shaped area on the ground bounded on two sides by the street lines abutting the lot, and bounded on the third side by a line joining points on said street lines 20 feet from the point of their intersection.

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MINUTES OF THE MEETING OF THE TOWN OF VINTON PLANNING COMMISSION HELD ON TUESDAY, APRIL 27, 2010, AT 6:30 P.M., AT THE VINTON MUNICIPAL BUILDING, 311 SOUTH POLLARD STREET.

MEMBERS PRESENT: Dave Jones, Chairman
Dawn Michelsen, Vice Chairperson
Bob Patterson
C.W. Pace, Jr.

STAFF PRESENT: Anita McMillan, Planning and Zoning Director
Karla Turman, Associate Planner/Code Enforcement Officer
Julie S. Tucei, Planning and Zoning Coordinator

OTHERS PRESENT: Lee Bosworth, 814 Bedford Road, Vinton

AGENDA

I. Call to Order

II. Approval of Minutes: Public Hearing, January 27, 2010
Work Session, March 18, 2010

III. Public Hearing:

The proposed amendments to the Town of Vinton Zoning Ordinance, Article V, Supplementary Regulations, Division 3, Section 5-5, Exceptions to yard requirements and Section 5-11, Visibility at intersections. The proposed amendments are related to placement and height of fences, walls, arbors, and trellises within residential districts.

IV. Other Business

V. Adjournment

The meeting of the Vinton Planning Commission was called to order at 6:30 p.m. All four members were present.

The first item on the agenda was the approval of minutes from a public hearing held on January 27, 2010, and minutes from a work session held on March 18, 2010. There were no corrections or additions to the minutes; therefore, a motion to approve both sets as submitted was made by Mr. Patterson. The motion was seconded by Ms. Michelsen. A roll call vote was taken, and all members voted in favor of the motion.

The second item on the agenda was the proposed amendments to the Town of Vinton Zoning Ordinance, Article V, Supplementary Regulations, Division 3, Section 5-5, Exceptions to yard requirements and Section 5-11, Visibility at intersections. The proposed amendments are related to placement and height of fences, walls, arbors, and trellises within residential districts. Chairman Jones mentioned that notice of this meeting had been advertised in the paper. Ms. Turman stated that recently there have been several fences that have been erected that do not meet the zoning ordinance requirements. She said that, in 2009, the Planning Commission had been asked to look into the regulations due to the increase in variance requests and new fences not meeting the ordinance. Ms. Turman went over some of the changes that are proposed, a copy of which will be made a part of the permanent record of this meeting. She mentioned that there were also changes made concerning arbors and trellises. She stated that they would check with the building commissioner to make sure whether or not arbors or trellises are exempt from building code. Under the proposed regulations, a zoning permit would be required for all fences, arbors, or

trellises, and nothing will be allowed within the sight visibility triangle. Ms. Turman asked if they had any questions. No one did. Chairman Jones asked the gentleman in attendance if he wished to speak about the proposed amendments. Mr. Bosworth, of 814 Bedford Road, said he purchased the property recently. He stated that he loves the area. He said he would like to be able to beautify his property. He mentioned that his property comes to a point (triangle). He stated that there is a chain link fence in the back and he would like to put up a picket fence in the front to beautify the lot. He said the line of sight for drivers would not be affected by where he'd like to put the fence. He stated that the new regulations would make it nearly impossible to put up a fence in the front. He said there should be consideration in the regulations for oddly shaped properties, such as his, where the owners would not have to obtain variances. The fence he is proposing would be four feet tall or less. He stated that he would also like to put a fence up so people would not walk across his property right in front of his porch. Chairman Jones asked if there were any questions for Mr. Bosworth. There were none. Chairman Jones stated that this was an amendment that they had been working on for months. Ms. McMillan mentioned that, with these amendments, they try to consider the town as a whole rather than lot by lot. She said that Mr. Bosworth would be able to apply for a variance from the Board of Zoning Appeals (BZA) and, perhaps because his lot is oddly shaped he may have a hardship. However, staff cannot guarantee a variance being granted. With there being no further business, Chairman Jones declared the public hearing closed and asked for a motion. Ms. Michelsen commented that it is always difficult as a citizen of Vinton to balance what is good for the entire Town, as well as for those with oddly shaped lots. She said that they have really studied this issue, tried to be as fair and open as possible, and that they try to keep the streets safe. She said, from her position, she would like to see him be able to do what he would like to do with his property, but she said she must also weigh what is good for the Town as a whole. Mr. Bosworth stated that he wants to put his fence 25 feet back from the point. He said his issue is with the 5 feet setback that is required on the sides of his property. Ms. Michelsen asked if that would qualify him to request a variance from the BZA. Ms. McMillan said he could, but would need to prove a specific hardship, as defined by code. Mr. Bosworth said he had already considered the line of sight for drivers in his plans. Chairman Jones said the Planning Commission takes into consideration what is good for the entire Town. He mentioned that they would make a recommendation to Town Council who will consider that in making their final decision. He asked for a motion. Ms. Michelsen made a motion to recommend to Council the zoning requirements for fences, trellises, and arbors as discussed. Mr. Patterson seconded the motion. A roll call vote was taken, and all members voted in favor of the motion. Ms. McMillan stated that Town Council will be considering the issue on May 18th, and encouraged Mr. Bosworth to attend and discuss it with Town Council.

In other business, Mr. Bosworth also spoke about his lot not having curbing and stated that he would like to have curbs to help protect his home from cars that could crash into it. He stated that he had talked with a couple of Town employees and was told that someone would have to call him back. He stated that he had never received a call back. Ms. McMillan recommended that he write up something to submit to the Highway Safety Committee. Ms. McMillan said that the Public Works Director and members of the Police Department are on that committee. Mr. Bosworth also stated that he was told by VDOT that he might be able to request a guardrail. However, Mr. Bosworth said he did not think a guardrail would look very good.

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Chairman Jones asked if there was anything else to discuss. Ms. McMillan mentioned that Arbor Day was held recently at Vinton Public Works. She also said that 348 trees had been planted on Town property along Tinker Avenue in Midway around the same time with grant money. Ms. McMillan said she would keep them posted on the progress of the Corridors Plan and also the Downtown Revitalization project.

There was no further business; therefore, Chairman Jones adjourned the meeting at 7:04 p.m.

Respectfully Submitted,

Anita McMillan
Planning Commission Secretary