

Planning Commission Meeting
May 22, 2013
Verbatim Excerpt

RZ/FDP 2012-MV-018 – CAPITAL INVESTMENT ADVISORS, LLC

After Close of the Public Hearing

Chairman Murphy: Public hearing is closed; Mr. Flanagan.

Commissioner Flanagan: Thank you, Mr. Chairman. This has been, really, a roller coaster. I have never had an application like this. I don't think the Commission has. I have six motions this evening. But first I wish to thank Bill Mayland and his staff, and Lynne Strobel, and the applicant for being readily available and providing the time in clarifying community concerns regarding the difference between the rezoning application that is before us tonight for action and possible - I emphasize the word "possible" - road improvement options that are yet to be decided in the future with community participation. As a result, that help has led to the overwhelming support of the rezoning application tonight by the Mount Vernon Land Use and Transportation Committees of the Mount Vernon Council, and further overwhelming support tonight of the Mount Vernon Council itself, and all of the adjacent communities - - Fair Haven and the Palisades. I, therefore, **MOVE THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF RZ 2012-MV-018 AND THE ASSOCIATED CONCEPTUAL DEVELOPMENT PLAN, SUBJECT TO THE EXECUTION OF PROFFERS CONSISTENT WITH THOSE CONTAINED IN APPENDIX 1 OF THE STAFF REPORT, WITH THE AMOUNT IN PROFFER 2I CHANGED TO \$250,000, AS AGREED TO TONIGHT BY STAFF AND THE APPLICANT.**

Commissioner Litzenberger: Second.

Chairman Murphy: Seconded by Mr. Litzenberger. 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 2012-MV-018, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Flanagan: I – **I ALSO MOVE THAT THE PLANNING COMMISSION APPROVE THE FINAL DEVELOPMENT PLAN 2012-MV-018, SUBJECT TO THE PROPOSED FINAL DEVELOPMENT PLAN CONDITIONS CONTAINED IN APPENDIX 2 OF THE STAFF REPORT, AND THE BOARD OF SUPERVISORS' APPROVAL OF RZ 2012-MV-018, AND THE ASSOCIATED CONCEPTUAL DEVELOPMENT PLAN.**

Commissioners Litzenberger and Sargeant: Second.

Chairman Murphy: Seconded by Mr. Litzenberger and Mr. Sargeant. Is there a discussion of that motion? All those in favor of the motion to approve FDP 2012-MV-018, subject to the Board's approval of the Rezoning and the Conceptual Development Plan, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries.

Commissioner Flanagan: Mr. Chairman, if there is no objection, I will combine the requested three waivers and one modification into a single motion.

Chairman Murphy: I'd love it.

Commissioner Flanagan: Hearing none, I MOVE THAT THE PLANNING COMMISSION RECOMMEND TO THE BOARD OF SUPERVISORS APPROVAL OF A WAIVER NUMBER 9285-WPFM-010-1 (*sic*) OF 6-0303.8 OF THE PUBLIC FACILITIES MANUAL TO ALLOW FOR AN UNDERGROUND STORMWATER VAULT ON THE RESIDENTIAL PROPERTY, SUBJECT TO THE WAIVER CONDITIONS IN ATTACHMENT A OF APPENDIX 3 OF THE STAFF REPORT, AND APPROVAL OF A MODIFICATION OF SECTION 13-303 OF THE ZONING ORDINANCE FOR TRANSITIONAL SCREENING AND WAIVER OF SECTION 13-304 FOR THE BARRIER REQUIREMENTS BETWEEN THE RESIDENTIAL AND COMMERCIAL USES WITHIN THE PROPERTY AND ALONG THE boundaries – the PROPERTY BOUNDARIES, IN FAVOR OF THE LANDSCAPING DEPICTED ON THE CONCEPTUAL DEVELOPMENT PLAN AND THE FINAL DEVELOPMENT PLAN –

Commissioner Litzenberger: Second.

Commissioner Flanagan: – and, whoops, I have two more – and A WAIVER OF SECTION 12-0508 OF THE PUBLIC FACILITIES MANUAL FOR THE TREE PRESERVATION TARGET AND, finally, A WAIVER OF THE SERVICE DRIVE REQUIREMENT ALONG RICHMOND HIGHWAY.

Commissioner Sargeant: Second.

Chairman Murphy: Seconded by Mr. Sargeant.

Commissioner Sargeant: Mr. Chairman? And I think we need one correction in the approval of the waiver – number 9285-WPFM. I believe Mr. Flanagan said -010- and THE DOCUMENT SAYS -001 –

Chairman Murphy: All right if that's –

Commissioner Sargeant: – or -001-1.

Chairman Murphy: Okay, SO NOTED. All right. Seconded by Mr. Sargeant. Is there a discussion of the motion? All those in favor to recommend to the Board of Supervisors to approve all those things, say aye.

Commissioners: Aye.

Chairman Murphy: Opposed? Motion carries. Thank you very much. Thank you, Ms. Strobel. Thanks to all the citizens. I know a lot of work was put into this application. We appreciate your participation in the land use process.

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(The motions carried unanimously with Commissioners Hurley and Lawrence absent from the meeting.)

JLC