



CITY COUNCIL AGENDA  
August 17, 2015

6:30 p.m. – 7:00 p.m.

Closed session as provided by Section 2.2-3712 of the Virginia Code

Second Floor Conference Room (Boards and Commissions Appointments; Acquisition of Utility Easement along Schenk's Greenway on McIntire Road)

CALL TO ORDER  
PLEDGE OF ALLEGIANCE  
ROLL CALL

Council Chambers

AWARDS/RECOGNITIONS  
ANNOUNCEMENTS

Women's Equality Day; 80<sup>th</sup> Anniversary of the Social Security Act

MATTERS BY THE PUBLIC

Public comment permitted for the first 12 speakers who sign up before the meeting (limit 3 minutes per speaker) and at the end of the meeting on any item, provided that a public hearing is not planned or has not previously been held on the matter.

COUNCIL RESPONSE TO MATTERS BY THE PUBLIC

1. CONSENT AGENDA\*

(Items removed from consent agenda will be considered at the end of the regular agenda.)

Adopted 5-0 (with exception of Item 1(d))

a. Minutes for July 9 (Town Hall meeting) and July 20

b. APPROPRIATION:

Homelessness Solutions Grant - \$459,941 and

Housing Opportunities for Persons with AIDS Grant - \$190,612 (2<sup>nd</sup> of 2 readings)

c. APPROPRIATION:

Check and Connect Student Engagement Grant - \$147,000 (2<sup>nd</sup> of 2 readings)

d. APPROPRIATION:

Police Department Community Response Vehicle - \$62,170 (2<sup>nd</sup> of 2 readings) 4-1 (Smith voted no)

e. APPROPRIATION:

Urban and Community Forestry Grant - \$20,000 (1<sup>st</sup> of 2 readings) carried

f. APPROPRIATION:

Safe Routes to School Program Jackson-Via School Grant - \$249,959 (1<sup>st</sup> of 2 readings) carried

g. APPROPRIATION:

Victim Witness Assistance Program Grant--\$178,551 (1<sup>st</sup> of 2 readings) carried

h. APPROPRIATION:

Adoptions Through Collaborative Partnerships Grant Renewal -\$84,000 (1<sup>st</sup> of 2 readings) carried

i. APPROPRIATION:

Azalea Park Stream Restoration Grant - \$950,000 (1<sup>st</sup> of 2 readings) Removed from agenda

j. RESOLUTION:

Support for Transition Streets Initiative (1<sup>st</sup> of 1 reading) Revised Resolution

k. ORDINANCE:

Abandonment of Gas Easement at 10<sup>th</sup> Street, NE and Water Street Extended (2<sup>nd</sup> of 2 readings)

l. ORDINANCE:

Lowering Speed Limit on Emmet Street from Ivy Road to Arlington Boulevard (2<sup>nd</sup> of 2 readings)

m. ORDINANCE:

Route 250 Bypass Speed Limit Adjustment (2<sup>nd</sup> of 2 readings)

n. ORDINANCE:

Quitclaim Gas Easement to VDOT in Boulders Road (2<sup>nd</sup> of 2 readings)

o. ORDINANCE:

Quitclaim Gas Easement to VDOT in Briarwood Drive (2<sup>nd</sup> of 2 readings)

p. ORDINANCE:

Amendment to Inoperable Motor Vehicles Ordinance (2<sup>nd</sup> of 2 readings)

q. ORDINANCE:

Stormwater utility fees – exemption for Albemarle County School Board property (1<sup>st</sup> of 2 readings) carried

2. RESOLUTION\*

West Main Street Streetscape Plan (1<sup>st</sup> of 1 reading) Deferred action, but approved parking enforcement part of concept plan (2 motions approved)

3. RESOLUTION\*

Amendments to Housing Assistance Policy – Rental Rehab (1<sup>st</sup> of 1 reading) – Approved 5-0

4. RESOLUTION\*

Parking – Albemarle County Courts (1<sup>st</sup> of 1 reading) Revised Resolution - Approved 4-1 (Fenwick voted No)

5. ORDINANCE\*

Transient Lodging Ordinance Amendments (HomeStay Use) (1<sup>st</sup> of 2 readings) Carried

OTHER BUSINESS

MATTERS BY THE PUBLIC

COUNCIL RESPONSE TO MATTERS BY THE PUBLIC

\*ACTION NEEDED

**APPROPRIATION**  
**Virginia Homelessness Solutions Grant \$459,941**  
**Housing Opportunities for Persons with AIDS \$190,612**

**WHEREAS**, The City of Charlottesville, through the Department of Human Services, has received the Virginia Homelessness Solutions Grant from the Virginia Department of Housing and Community Development in the amount of 650,553;

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia that the sum of \$650,553 is hereby appropriated in the following manner:

**Revenues**


\$196,066	Fund: 209 IO: 1900251 (VHPS)	G/L: 430110 State Grants
\$263,875	Fund: 209 IO: 1900251 (VHSP)	G/L: 430120 Federal Pass-Thru State
\$190,612	Fund: 209 IO: 1900252 (HOPWA)	G/L: 430120 Federal Pass-Thru State

**Expenditures**

\$459,941	Fund: 209 IO: 1900251 (VHSP)	G/L: 530550 Contracted Services
\$190,612	Fund: 209 IO: 1900252 (HOPWA)	G/L: 530550 Contracted Services

**BE IT FURTHER RESOLVED**, that this appropriation is conditioned upon receipt of \$650,553 in funds from the Virginia Department of Housing and Community Development.

Approved by City Council  
August 17, 2015



Barbara K. Ronan  
Acting Clerk of Council

**APPROPRIATION**  
**Check and Connect Student Engagement Grant**  
**\$147,000**

WHEREAS, the City of Charlottesville has been awarded \$132,300 in Federal Funds from the Virginia Department of Juvenile Justice, and \$14,700 in Matching Funds for a total award of \$147,000 for the Check and Connect Student Engagement Program; and

WHEREAS, the grant award covers the period from July 1, 2015 through June 30, 2016.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia, that the sum of \$64,860 is hereby appropriated in the following manner:

**Revenue – \$147,000**

\$132,300	Fund: 209	Cost Center: 3413008000	G/L Account: 430120
\$ 14,700	Fund: 209	Cost Center: 3413008000	G/L Account: 498010

**Expenditures - \$147,000**

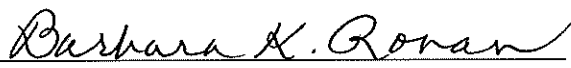
\$59,000	Fund: 209	Cost Center: 3413008000	G/L Account: 519999
\$88,000	Fund: 209	Cost Center: 3413008000	G/L Account: 599999

**Transfer - \$14,700**

\$14,700	Fund: 213	Cost Center: 3413001000	G/L: 561209 Transfers
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**BE IT FURTHER RESOLVED**, that this appropriation is conditioned upon the receipt of \$132,300 from VA Department of Criminal Justice Services, and \$14,700 from Community Attention.

Approved by City Council  
August 17, 2015

  
Barbara K. Ronan  
Acting Clerk of Council

**APPROPRIATION**  
**Police Department Community Response Vehicle**  
**\$62,170**

WHEREAS, the City of Charlottesville Police Department will purchase a Community Response Vehicle;

NOW, THEREFORE BE IT RESOLVED, by the Council of the City of Charlottesville, Virginia that the sum of \$62,170 from various funding sources will be appropriated as follows:

**Transfer from:**

<b>Fund</b>	<b>Internal Order</b>	<b>G/L Account</b>	<b>Amount</b>
105	2000017	599999	\$13,593
105	2000018	599999	\$ 5,577

**Transfer to:**

<b>Fund</b>	<b>Cost Center</b>	<b>G/L Account</b>	<b>Amount</b>
106	1631001001	4498010	\$19,170

**Expense:**

106	1631001001	541040	\$19,170
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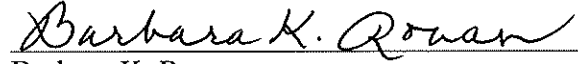
**Revenue:**

<b>Fund</b>	<b>Cost Center</b>	<b>G/L Account</b>	<b>Amount</b>
106	3101001001	451020	\$43,000

**Expense:**

106	3101001001	541040	\$43,000
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Approved by City Council  
August 17, 2015

  
Barbara K. Ronan  
Acting Clerk of Council

**RESOLUTION  
SUPPORTING THE TRANSITION STREETS INITIATIVE**

**WHEREAS**, Charlottesville is one of 50 cities competing for the Georgetown University Energy Prize of \$5 million based on reducing electricity and natural gas usage through 2016; and

**WHEREAS**, Transition Charlottesville Albemarle is a partner of the Energize!Charlottesville community campaign, which the Transition Streets Initiative supports; and

**WHEREAS**, Transition Charlottesville Albemarle is a grass-roots sustainability organization that supports lower energy use to combat climate change; and


**WHEREAS**, people are more likely to change their habits when actively engaged with their peers and neighbors; and

**WHEREAS**, Transition Charlottesville Albemarle will roll out an initiative called Transition Streets that encourages neighbors to come together to learn fun and easy earth friendly habits, and ways to save money on energy and water bills; and

**WHEREAS**, the City of Charlottesville benefits from lower energy use and stronger relationships among neighbors and a heightened sense of community.

**THEREFORE, BE IT RESOLVED**, that the Charlottesville City Council supports the Transition Streets initiative and encourages its staff to assist with outreach efforts to promote Transition Streets.

Approved by City Council  
August 17, 2015

  
\_\_\_\_\_  
Barbara K. Ronan  
Acting Clerk of Council

**AN ORDINANCE  
AUTHORIZING THE ABANDONMENT OF A  
PORTION OF A NATURAL GAS EASEMENT  
NEAR THE INTERSECTION OF 10<sup>TH</sup> STREET, N.E.  
AND WATER STREET EXTENDED**

**WHEREAS**, in 1991 the City acquired a natural gas line easement, of record in the Charlottesville Circuit Court Clerk's Office in Deed Book 563, Pages 249-251, along certain properties located at the intersection of 10<sup>th</sup> Street, N.E. and Water Street Extended ("Subject Easement"), to provide gas service in that area; and

**WHEREAS**, no gas lines were ever installed in the Subject Easement, and the construction of Water Street Extended as a public roadway allowed natural gas lines to be installed in the public right-of-way to serve that area; and

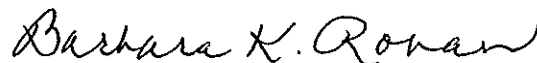
**WHEREAS**, the encroachment of the building at 100 10<sup>th</sup> Street, N.E. has caused a title problem which can be cured by abandonment of a portion of the Subject Easement, which now serves no useful purpose to the City; and

**WHEREAS**, the Director of Public Utilities has reviewed the request and determined that the City no longer has a need for the Subject Easement; and

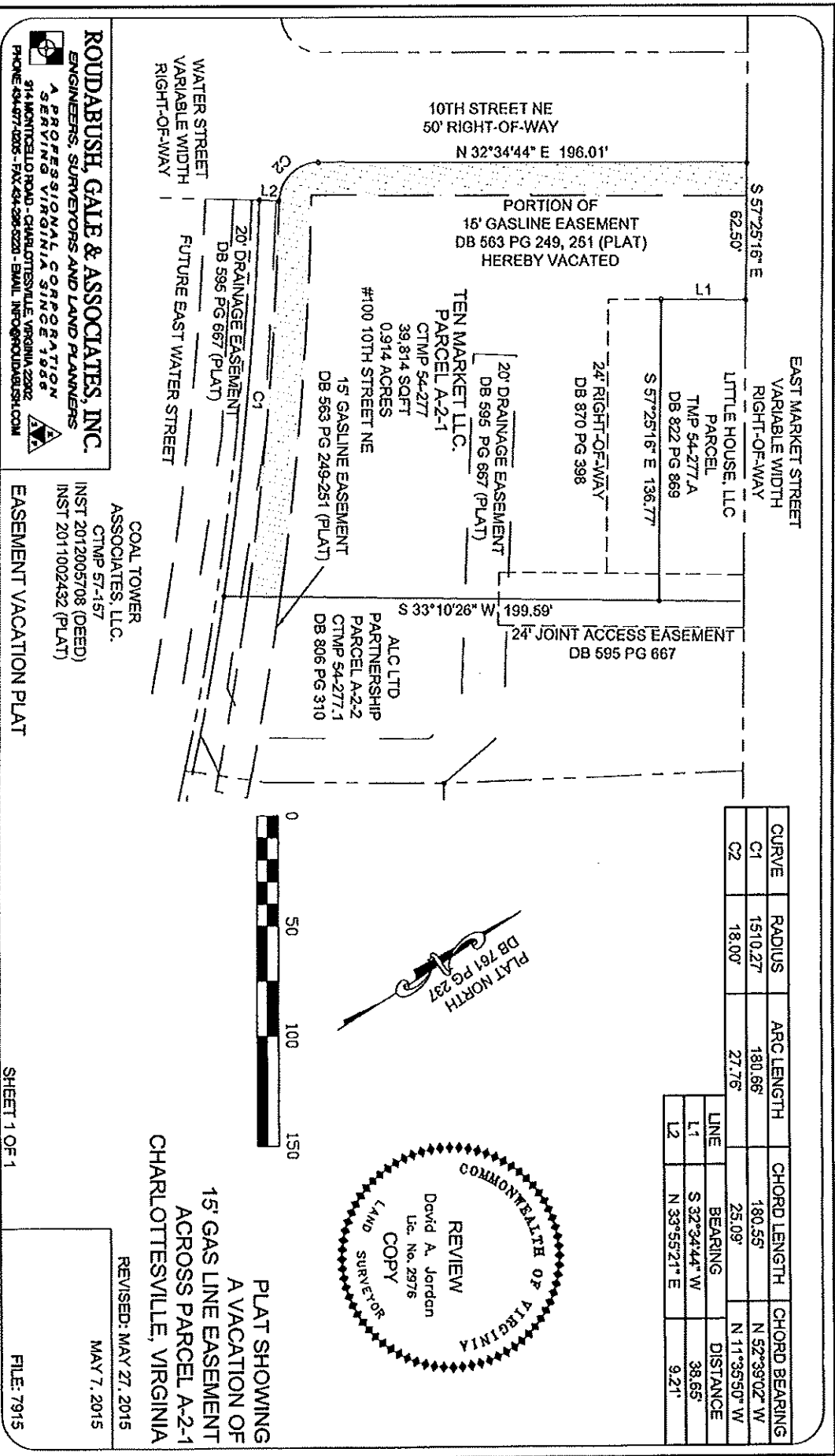
**WHEREAS**, in accordance with Virginia Code Sec. 15.2-1800(B), a public hearing was held to give the public an opportunity to comment on the abandonment of a portion of the Subject Easement; now, therefore,

**BE IT ORDAINED** by the Council of the City of Charlottesville, Virginia that the Mayor is hereby authorized to execute a Quitclaim Deed, in form approved by the City Attorney, to abandon a portion of the 1991 natural gas easement located at the intersection of 10<sup>th</sup> Street, N.E. and Water Street Extended.

Approved by City Council  
August 17, 2015

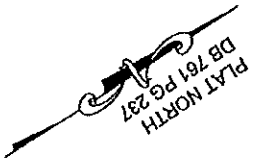


Barbara K. Ronan  
Acting Clerk of Council



CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING
C1	1510.27	180.66	180.55	N 52°38'02" W
C2	18.00'	27.76'	25.09'	N 11°35'50" W

LINE	BEARING	DISTANCE
L1	S 32°34'44" W	38.65'
L2	N 33°55'21" E	9.21'



**ROUDABUSH, GALE & ASSOCIATES, INC.**  
 ENGINEERS, SURVEYORS AND LAND PLANNERS  
 A SERVING VIRGINIA SINCE 1986  
 314 KONTOWE ROAD - CHARLOTTEVILLE, VIRGINIA 22902  
 PHONE (540) 771-0205 - FAX (540) 298-0220 - EMAIL INFO@ROUDABUSH.COM

**COAL TOWER ASSOCIATES, LLC.**  
 CTMP 57-157  
 INST 2012005708 (DEED)  
 INST 2011002432 (PLAT)

**EASEMENT VACATION PLAT**

SHEET 1 OF 1

**PLAT SHOWING  
 A VACATION OF  
 15' GAS LINE EASEMENT  
 ACROSS PARCEL A-2-1  
 CHARLOTTEVILLE, VIRGINIA**

REVISED: MAY 27, 2015

MAY 7, 2015

FILE: 7915

**AN ORDINANCE  
 AMENDING AND REORDAINING SECTION 15-99  
 OF CHAPTER 15 (MOTOR VEHICLES AND TRAFFIC)  
 OF THE CODE OF THE CITY OF CHARLOTTESVILLE, 1990, AS AMENDED,  
 TO REDUCE THE SPEED LIMIT ON EMMET STREET FROM  
 IVY ROAD TO ARLINGTON BOULEVARD**

WHEREAS, the University of Virginia has requested the City to reduce the speed limit on Emmet Street from Ivy Road to Arlington Boulevard from 40 miles per hour to 35 miles per hour; and

WHEREAS, the City Traffic Engineer recently conducted a traffic engineering study and traffic surveys on Emmet Street within the City of Charlottesville, and such study and surveys were reviewed by the Virginia Department of Transportation; and

WHEREAS, the City Traffic Engineer has recommended, and VDOT concurs, that the speed limit on Emmet Street from Ivy Road to Arlington Boulevard be reduced to 35 miles per hour, which aligns with the speed limit set for the intersection of Ivy Road and Emmet Street; now, therefore

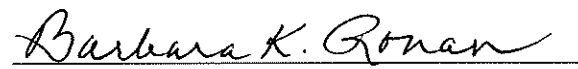
**BE IT ORDAINED** by the Council for the City of Charlottesville, Virginia, that Section 15-99 of Article IV (Speed Limits) of Chapter 15 (Motor Vehicles and Traffic) of the Charlottesville City Code, 1990, as amended, is hereby amended and reordained as follows:

**Sec. 15-99. Maximum limits on specific streets.**

Pursuant to a traffic engineering and traffic survey as required by Code of Virginia, section 46.2-1300, the following speed limits are imposed as hereinafter set forth and no person shall drive a vehicle at a speed in excess of such limits:

Street	From	To	Speed Limit (MPH)
...			
Emmet Street	Jefferson Park Avenue	Ivy Road	25
Emmet Street	Ivy Road	<del>Route 250 By-Pass</del> <u>Arlington Boulevard</u>	40 <u>35</u>
Emmet Street	<del>Route 250 By-Pass</del> <u>Arlington Boulevard</u>	Hydraulic Road	40

Approved by City Council  
 August 17, 2015

  
 \_\_\_\_\_  
 Barbara K. Ronan  
 Acting Clerk of Council



**AN ORDINANCE  
AMENDING AND REORDAINING SECTION 15-99  
OF CHAPTER 15 (MOTOR VEHICLES AND TRAFFIC)  
OF THE CODE OF THE CITY OF CHARLOTTESVILLE, 1990, AS AMENDED,  
RELATED TO SPEED LIMITS ON THE 250 BYPASS.**

**WHEREAS**, the City contracted with RK&K, Traffic Consultants, to perform a traffic engineering study and traffic surveys on various streets within the City of Charlottesville, and such study and surveys were completed in October 2010, March 2012 and September 2013; and

**WHEREAS**, RK&K submitted the report entitled "U.S. 250 Speed Study", dated March 21, 2012, to the City Traffic Engineer, who concurs with the recommendations made by RK&K for appropriate speed limits (from an engineering and safety standpoint) on various streets, including the Route 250 Bypass; and

**WHEREAS**, subsequent to the submission of the speed study, construction of the Route 250 Interchange project commenced, and RK&K issued an update of the study dated September 9, 2013; and

**WHEREAS**, by ordinance adopted October 21, 2013, the speed limits on portions of the 250 Bypass were reduced in accordance with the recommended speed limits in the RK&K study; and

**WHEREAS**, construction has been completed on the Route 250 Bypass Interchange project at McIntire Road and all roadway impacts due to construction has been eliminated, and RK&K has issued a letter dated June 23, 2015 recommending the speed limit be returned to its original 35 miles per hour; now, therefore

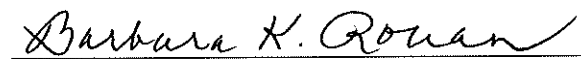
**BE IT ORDAINED** by the Council for the City of Charlottesville, Virginia, that Section 15-99 of Article IV (Speed Limits) of Chapter 15 (Motor Vehicles and Traffic) of the Charlottesville City Code, 1990, as amended, is hereby amended and reordained as follows:

**Sec. 15-99. Maximum limits on specific streets.**

Pursuant to a traffic engineering and traffic survey as required by Code of Virginia, section 46.2-1300, the following speed limits are imposed as hereinafter set forth and no person shall drive a vehicle at a speed in excess of such limits:

Street	From	To	Speed Limit (MPH)
Route 250 By-Pass (Westbound)	East corporate limits	<del>Five hundred feet west of Park Street off ramp</del> <u>Westernmost McIntire Park Entrance</u>	35
Route 250 By-Pass (Westbound)	<del>Five hundred feet west of Park Street off ramp</del> <u>Westernmost McIntire Park Entrance</u>	<del>Eight hundred feet west of Birdwood Road</del> <u>West corporate limits</u>	25 <u>45</u>
Route 250 By-Pass (Westbound)	<del>Eight hundred feet west of Birdwood Road</del>	<del>Westernmost McIntire Park Entrance</del>	35
Route 250 By-Pass (Westbound)	<del>Westernmost McIntire Park Entrance</del>	<del>West corporate limits</del>	45
Route 250 By-Pass (Eastbound)	West corporate limits	Four hundred feet west of Emmet Street southbound ramp	55
Route 250 By-Pass (Eastbound)	Four hundred feet west of Emmet Street southbound ramp	<del>Four hundred fifty feet west of Birdwood Road</del> <u>Westernmost McIntire Park Entrance</u>	45
Route 250 By-Pass (Eastbound)	<del>Four hundred fifty feet west of Birdwood Road</del> <u>Westernmost McIntire Park Entrance</u>	<del>Five hundred fifty feet east of McIntire Road</del> <u>East corporate limits</u>	25 <u>35</u>
Route 250 By-Pass (Eastbound)	<del>Five hundred fifty feet east of McIntire Road</del>	<del>East corporate limits</del>	35
McIntire Road	Preston Avenue	<del>Three hundred fifty feet south of Harris Street</del> <u>Route 250 By-Pass</u>	35
McIntire Road	<del>Three hundred fifty feet south of Harris Street</del>	<del>Route 250 By-Pass</del>	25

Approved by City Council  
August 17, 2015

  
Barbara K. Ronan  
Acting Clerk of Council

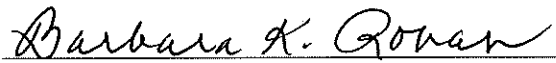
**AN ORDINANCE  
TO QUITCLAIM NATURAL GAS LINE EASEMENTS  
WITHIN THE BOULDERS ROAD RIGHT OF WAY  
LOCATED IN ALBEMARLE COUNTY  
TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION**

**WHEREAS**, the Virginia Department of Transportation (VDOT) is prepared to take over maintenance of the roadway known as Boulders Road in Albemarle County; and

**WHEREAS**, the City owns natural gas lines located within this roadway, and also owns easements for such lines, and VDOT has asked that the foregoing easements crossing Boulders Road be released upon VDOT's acceptance of the roadway; now, therefore,

**BE IT ORDAINED** by the Council of the City of Charlottesville, Virginia that the Mayor is hereby authorized to execute a deed of quitclaim, substantially the same in form as the deed attached hereto, approved by the City Attorney, for release of the above-described gas line easements to the Virginia Department of Transportation conditioned upon receipt by the City of a VDOT permit allowing said lines to continue to be located in said right-of-way.

Approved by City Council  
August 17, 2015

  
\_\_\_\_\_  
Barbara K. Ronan  
Acting Clerk of Council

*Prepared by S. Craig Brown, City Attorney (VSB #19286)  
Charlottesville City Attorney's Office  
P.O. Box 911, Charlottesville, VA 22902  
Albemarle County Tax Map 32, Parcels 5C and 5C3; Tax Map 33, Parcel 14  
(Boulders Road)*

**This deed is exempt from recordation taxes pursuant to  
Virginia Code Secs. 58.1-811(A)(3) and 58.1-811(C)(4).**

### **DEED OF QUITCLAIM**

**THIS DEED OF QUITCLAIM**, made and entered into on this 18<sup>th</sup> day of AUGUST, 2015, by and between the **CITY OF CHARLOTTESVILLE, VIRGINIA**, a municipal corporation, **GRANTOR**, and the **COMMONWEALTH OF VIRGINIA, DEPARTMENT OF TRANSPORTATION, GRANTEE**, whose address is P. O. Box 671, Culpeper, Virginia 22701.

### **WITNESSETH:**

That for and in consideration of the sum of One Dollar (\$1.00) cash in hand paid, receipt of which is hereby acknowledged, the GRANTOR does hereby QUITCLAIM and RELEASE to the GRANTEE, subject to the reservations hereinafter set forth, the easements and rights of way, as shown on the attached plat made by the City of Charlottesville Gas Division dated June 24, 2015, to construct, maintain, operate, alter, repair, inspect, protect, remove, and replace certain improvements in Boulders Road in the County of Albemarle, namely: Natural gas lines and related gas facilities upon and across Boulders Road, insofar as the land embraced within said easements falls within the boundaries of a public street or highway to be maintained by the Virginia Department of Transportation. Said gas line easements in Boulders Road were conveyed to the City by: (1) Deed from Next Generation, LLC, dated June 27, 2000, recorded in the Clerk's Office of the Circuit Court of Albemarle County, Virginia, in Deed Book 1931 at

page 330, and (2) Deed from Next Generation, LLC, dated July 23, 2009, recorded in the Clerk's Office of the Circuit Court of Albemarle County, Virginia, in Deed Book 3784 at page 679.

The Grantor reserves unto itself, its successors and assigns, all of the rights and privileges under the aforesaid Deed of Easement until such time as the Virginia Department of Transportation has issued a permit to the GRANTOR subject to the following two conditions which shall also be covenants running with the land:

1. That the above described improvements of the GRANTOR may continue to occupy such streets or highways in the existing condition and location.

2. The GRANTOR shall at all times indemnify and save harmless the Commonwealth of Virginia, Department of Transportation, its employees, agents, and officers from any claim whatsoever arising from GRANTOR'S exercise of rights or privileges stated herein.

The GRANTEE is to have and hold the above-described property for so long as said property is used as part of its public street or highway maintained by the GRANTEE or its successors or assigns charged with the responsibility and obligation to maintain public streets and highways, but upon abandonment of said property's use for such purposes, all rights, privileges, interests and easements in the property herein described under aforesaid Right of Way Easement shall revert to the GRANTOR, its successors and assigns.

Notwithstanding other language contained herein which might appear to the contrary, the parties agree that GRANTOR shall continue to own in fee simple the gas line improvements located within the above described public roadway.

**IN WITNESS WHEREOF**, the **GRANTOR** has caused its name to be assigned hereto and its seal to be affixed and attested by its appropriate officers, all after due authorization, on the day and year first above written.

CITY OF CHARLOTTESVILLE, VIRGINIA

BY: Satyendra Singh Huja  
Satyendra Singh Huja, Mayor

ATTEST:

Barbara K. Ronan  
Acting Clerk of Council

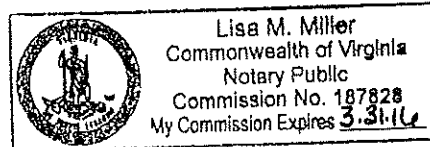
STATE OF VIRGINIA  
CITY OF CHARLOTTESVILLE

I, Lisa M. Miller, a Notary Public in and for the City of Charlottesville within the State aforesaid, do hereby certify that Satyendra Singh Huja, Mayor of the City of Charlottesville, Virginia, and Barbara K. Ronan, its Acting Clerk of Council, whose names are signed to the foregoing writing, bearing date of August 18, 2015, have each duly acknowledged the same before me within my City and State aforesaid.

My Commission Expires: March 31, 2016

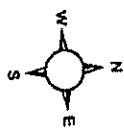
Given under my hand this 18<sup>th</sup> day of August, 2015.

Lisa M. Miller  
Notary Public  
Registration #187828



CITY OF CHARLOTTEVILLE PUBLIC UTILITIES: GAS  
PLAT SHOWING  
EXISTING 15-FOOT WIDE GAS LINE EASEMENT  
LOCATED WITHIN THE ROAD RIGHTS-OF-WAY OF  
"BOULDERS ROAD"

ALBEMARLE COUNTY TAX MAP 32 PARCEL 5C AND TAX MAP 33 PARCEL 14  
RECORDED IN ALBEMARLE COUNTY AT DEED BOOK 1931 PAGE 330  
TO BE QUIT CLAIMED TO:  
THE COMMONWEALTH OF VIRGINIA DEPARTMENT OF TRANSPORTATION  
DATE: JUNE 24, 2015 SCALE: 1" = 100'



CO TXMP 32 PARCEL SC1  
UNITED STATES OF AMERICA  
D.B. 1595 P. 138

CO TXMP 32 PARCEL SC2  
NEXT GENERATION, L.L.C.  
D.B. 1534 P. 611

CO TXMP 32 PARCEL 5C  
NEXT GENERATION, L.L.C.  
D.B. 1534 P. 611

CO TXMP 33 PARCEL 14  
NEXT GENERATION, L.L.C.  
D.B. 1534 P. 611

GAS LINE EASEMENT  
DEED BOOK 1931 PAGE 330

The M.A.O.P. of 4" & 1 1/4" P.E. pipe  
is 99 P.S.I., which is <20% S.M.T.S.  
When installed the minimum depth was:  
42" below paved travelways  
and 36" deep in grassy areas.

CO TXMP 32 PARCEL SC1  
UNITED STATES OF AMERICA  
D.B. 1595 P. 138

MATCH TO SHEET 2



Back of Curb  
New R.O.W. 15.0'

The M.A.O.P. of 4" & 2" P.E. pipe is 99 P.S.I., which is <20% S.M.Y.S. When installed the minimum depth was: 42" below paved travelways and 36" deep in grassy areas.

GAS LINE EASEMENT RECORDED AT: DEED BOOK 3784 PAGE 684

TXMP 33 PAR 14

"Boulders Road"

Tax Map 32 Parcel 5 C 3

CITY OF CHARLOTTESVILLE PUBLIC UTILITIES: GAS PLAT SHOWING: AN EXISTING 15-FOOT WIDE GAS LINE EASEMENT LOCATED WITHIN THE CIRCA 2009 (REVISED) RIGHTS-OF-WAY ALIGNMENT OF "BOULDERS ROAD" ALBE.CO. TAX MAP 32 PARCEL 5 C 3 RECORDED AT: DEED BOOK 3784 PAGE 684

TO BE QUIT CLAIMED TO: THE COMMONWEALTH OF VIRGINIA DEPARTMENT OF TRANSPORTATION DATE: JUNE 24, 2015 SCALE 1" = 80'

Gas Line Easement D.B. 1931 P. 330

SHEET 1 OF 2



TXMP 33 PAR 1D

CITY OF CHARLOTTESVILLE  
PUBLIC UTILITIES: GAS  
PLAT SHOWING  
AN EXISTING 15-FOOT WIDE EASEMENT  
GAS LINE EASEMENT  
LOCATED WITHIN THE CIRCA 2009  
(REVISED) RIGHTS OF WAY ALIGNMENT  
OF: "BOULDERS ROAD"  
ALBE. CO. TAX MAP 32 PARCEL 5 C 3  
RECORDED AT: DEED BOOK 3784 PAGE 684  
TO BE QUIT CLAIMED TO:  
THE COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION  
DATE: JUNE 24, 2015 SCALE: 1" = 80'  
SHEET 2 OF 2

The M.A.O.P. of 4" & 2" P.E. pipe  
is 99 P.S.I., which is <20% S.M.Y.S.  
When installed the minimum depth  
was: 42" below paved travelways  
and 36" deep in grassy areas.

Tax Map 32  
Parcel 5C3

"Boulders Road"



GAS LINE  
EASEMENT  
RECORDED AT:  
DEED BOOK 3784 PAGE 684

TXMP 33 PAR 1D LOT 1

TXMP 33 PAR 1D

TXMP 32  
PAR 5C4

TXMP 33 PAR 1D

TXMP 33 PAR 14

TXMP 33 PAR 14

MATCH FROM SHEET 1

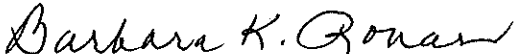
**AN ORDINANCE  
TO QUITCLAIM A NATURAL GAS LINE EASEMENT  
WITHIN BRIARWOOD DRIVE  
LOCATED IN THE BRIARWOOD SUBDIVISION IN ALBEMARLE COUNTY  
TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION**

**WHEREAS**, the Virginia Department of Transportation (VDOT) is prepared to take over maintenance of the roadway known as Briarwood Drive in the Briarwood Subdivision in Albemarle County; and

**WHEREAS**, the City owns natural gas lines located within this roadway, and also owns an easement for such line, and VDOT has asked that the foregoing easement crossing Briarwood Drive be released upon VDOT's acceptance of the roadway; now, therefore,

**BE IT ORDAINED** by the Council of the City of Charlottesville, Virginia that the Mayor is hereby authorized to execute a deed of quitclaim, substantially the same in form as the deed attached hereto, approved by the City Attorney, for release of the above-described gas line easement to the Virginia Department of Transportation conditioned upon receipt by the City of a VDOT permit allowing said line to continue to be located in said right-of-way.

Approved by City Council  
August 17, 2015

  
\_\_\_\_\_  
Barbara K. Ronan  
Acting Clerk of Council

*Prepared by Charlottesville City Attorney's Office  
S. Craig Brown, City Attorney (VSB #19286)  
Albemarle County Tax Map 32G (Briarwood Drive)*

**This deed is exempt from recordation taxes pursuant to  
Virginia Code Secs. 58.1-811(A)(3) and 58.1-811(C)(4).**

**DEED OF QUITCLAIM**

**THIS DEED OF QUITCLAIM**, made and entered into on this 18<sup>th</sup> day of AUGUST, 2015, by and between the **CITY OF CHARLOTTESVILLE, VIRGINIA**, a municipal corporation, **GRANTOR**, and the **COMMONWEALTH OF VIRGINIA, DEPARTMENT OF TRANSPORTATION, GRANTEE**, whose address is P. O. Box 671, Culpeper, Virginia 22701.

**WITNESSETH:**

That for and in consideration of the sum of One Dollar (\$1.00) cash in hand paid, receipt of which is hereby acknowledged, the GRANTOR does hereby QUITCLAIM and RELEASE to the GRANTEE, subject to the reservations hereinafter set forth, the easements and rights of way, as shown on the attached plat made by the City of Charlottesville Gas Division dated June 25, 2015, to construct, maintain, operate, alter, repair, inspect, protect, remove, and replace certain improvements in Briarwood Drive in the Briarwood Subdivision in the County of Albemarle, namely: Natural gas lines and related gas facilities upon and across Briarwood Drive, insofar as the land embraced within said easement falls within the boundaries of a public street or highway to be maintained by the Virginia Department of Transportation. Said gas line easement was conveyed to the City by deed from Woodbriar Associates, dated September 7, 2011, recorded in the Clerk's Office of the Circuit Court of Albemarle County, Virginia, in Deed Book 4077 at page 228.

The Grantor reserves unto itself, its successors and assigns, all of the rights and privileges under the aforesaid Deed of Easement until such time as the Virginia Department of Transportation has issued a permit to the GRANTOR subject to the following two conditions which shall also be covenants running with the land:

1. That the above described improvements of the GRANTOR may continue to occupy such streets or highways in the existing condition and location.

2. The GRANTOR shall at all times indemnify and save harmless the Commonwealth of Virginia, Department of Transportation, its employees, agents, and officers from any claim whatsoever arising from GRANTOR'S exercise of rights or privileges stated herein.

The GRANTEE is to have and hold the above-described property for so long as said property is used as part of its public street or highway maintained by the GRANTEE or its successors or assigns charged with the responsibility and obligation to maintain public streets and highways, but upon abandonment of said property's use for such purposes, all rights, privileges, interests and easements in the property herein described under aforesaid Right of Way Easement shall revert to the GRANTOR, its successors and assigns.

Notwithstanding other language contained herein which might appear to the contrary, the parties agree that GRANTOR shall continue to own in fee simple the gas line improvements located within the above described public roadway.

**IN WITNESS WHEREOF**, the GRANTOR has caused its name to be assigned hereto and its seal to be affixed and attested by its appropriate officers, all after due authorization, on the day and year first above written.

CITY OF CHARLOTTESVILLE, VIRGINIA

BY: Satyendra Singh Huja  
Satyendra Singh Huja, Mayor

ATTEST:

Barbara H. Ronan  
Acting Clerk of Council

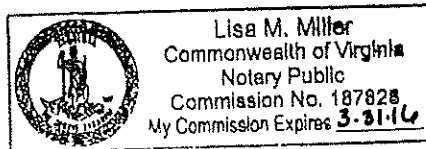
STATE OF VIRGINIA  
CITY OF CHARLOTTESVILLE

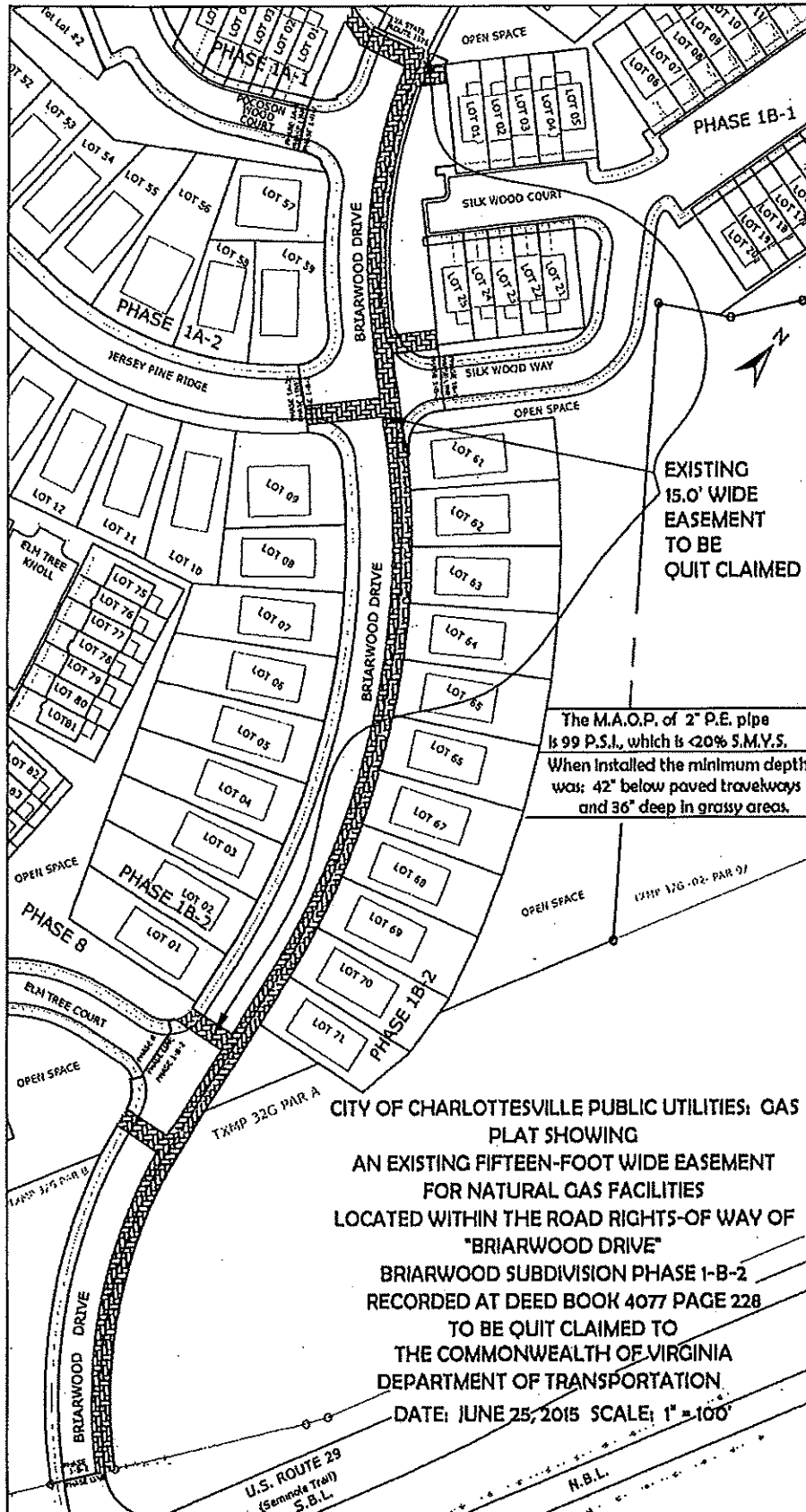
I, Lisa M. Miller, a Notary Public in and for the City of Charlottesville within the State aforesaid, do hereby certify that Satyendra Singh Huja, Mayor of the City of Charlottesville, Virginia, and Barbara Ronan, its Acting Clerk of Council, whose names are signed to the foregoing writing, bearing date of August 18, 2015, have each duly acknowledged the same before me within my City and State aforesaid.

My Commission Expires March 31, 2016.

Given under my hand this 18<sup>th</sup> day of August, 2015.

Lisa M. Miller  
Notary Public  
Registration # 187828





EXISTING  
15.0' WIDE  
EASEMENT  
TO BE  
QUIT CLAIMED

The M.A.O.P. of 2" P.E. pipe  
is 99 P.S.I., which is 20% S.M.Y.S.  
When installed the minimum depth  
was: 42" below paved travelways  
and 36" deep in grassy areas.

CITY OF CHARLOTTESVILLE PUBLIC UTILITIES; GAS  
PLAT SHOWING  
AN EXISTING FIFTEEN-FOOT WIDE EASEMENT  
FOR NATURAL GAS FACILITIES  
LOCATED WITHIN THE ROAD RIGHTS-OF WAY OF  
"BRIARWOOD DRIVE"  
BRIARWOOD SUBDIVISION PHASE 1-B-2  
RECORDED AT DEED BOOK 4077 PAGE 228  
TO BE QUIT CLAIMED TO  
THE COMMONWEALTH OF VIRGINIA  
DEPARTMENT OF TRANSPORTATION  
DATE: JUNE 25, 2015 SCALE: 1" = 100'

**AN ORDINANCE  
AMENDING AND REORDAINING SECTION 5-150 OF THE CODE  
OF THE CITY OF CHARLOTTESVILLE, 1990, AS AMENDED,  
RELATED TO THE OPEN STORAGE OF INOPERABLE MOTOR VEHICLES.**

**BE IT ORDAINED** by the Council for the City of Charlottesville, Virginia, that Section 5-150 of Article V (Blighted Property) of Chapter 5 (Building Regulations; Property Maintenance) of the Charlottesville City Code, 1990, as amended, is hereby amended and re-ordained, to read as follows:

**CHAPTER 5. BUILDING REGULATIONS; PROPERTY MAINTENANCE**

**ARTICLE V. Blighted Property**

**Sec. 5-150. - Open storage of inoperable vehicles.**

(a) It shall be unlawful for any person to keep, except within a fully enclosed building or structure or otherwise shielded or screened from view, on any property zoned for residential purposes, see section 34-350 of the City Code, or commercial purposes, see sections 34-440 and 34-541 of the City Code, ~~(R-1,, R-1U, R-1S, R-1SU, R-2, R-2U, R-3, University Medium Density, University High Density, or McIntire 5th Residential) purposes, commercial (B-1, B-2, B-3 or Emmet Street Commercial) purposes, Overlay Districts (Public Park Protection Overlay, Historic Districts, Entrance Corridors, Parking Exempt Zone Boundary, Planned Unit Development or Special Use Permit), or Mixed Use (Downtown Corridor, Downtown Extended Corridor, Downtown North Corridor, West Main North Corridor, West Main South Corridor, Central City corridor, Urban Corridor, High Street Corridor, Highway Corridor, Neighborhood Commercial Corridor, or Cherry Avenue Corridor)~~ purposes any inoperable motor vehicle. However, the provisions of this section shall not apply to a licensed business which, on June 26, 1970, was regularly engaged in business as an automobile dealer, salvage dealer or scrap processor.

- (1) As used in this section "inoperable motor vehicle" means any motor vehicle, trailer or semitrailer (as defined within Virginia Code § 46.2-100) which: (i) is not in operating condition (including, without limitation any motor vehicle, trailer or semitrailer which for a period of sixty (60) days or longer, has been partially or totally disassembled by the removal of tires or wheels, the engine, or other essential parts required for operation); (ii) does not display a valid license plate; (iii) does not display a valid inspection decal; or (iv) displays an inspection decal that has been expired for more than sixty (60) days.
- (2) As used in this section, "otherwise shielded or screened from view" shall mean, on property zoned for residential purposes, not visible to the unaided eye from anywhere below the level of the third story of a building outside the boundaries of the lot on which the vehicle is kept; on property zoned for business purposes, "otherwise shielded or screened from view" shall mean not visible to the unaided eye from street or ground level outside the boundaries of the lot on which the vehicle is kept.

(b) No person shall keep more than one (1) inoperable motor vehicle outside of a fully enclosed building or structure. The one (1) vehicle allowed outside of a fully enclosed building or structure shall still be subject to the requirement of being shielded or screened from view.

(c) Whenever a violation of this section is determined by the director, the director shall serve notice on the owner of the property whereon the inoperable motor vehicle is located, requiring the owner to remove or cause the removal of such vehicle.

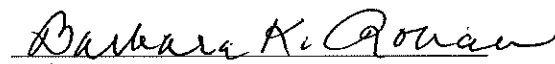
(1) All notices sent pursuant to this section shall be served to an owner as follows: (i) by hand-delivery to the owner of record, (ii) by regular, first-class mail, to the owner of record at the address listed in the city's real estate tax records, or to any occupant of the property at the address where the violation exists; (iii) to a person who has charge of real estate as an executor, administrator, trustee, guardian or agent, by hand delivery, or by regular mail to the last known address of such person, or (iv) to a person who is the beneficiary of any easement or right of use of a parcel of real estate, by hand delivery, or by regular first-class mail to the person's last known address. If the real estate parcel on which the violation exists is undeveloped or vacant, the notice shall also be posted in a conspicuous place on the property.

(2) Such notice shall require the owner to correct the condition within ten (10) days from the date of delivery or mailing of the notice.

(d) Should the owner of the premises fail to remove or cause the removal of an inoperable motor vehicle as directed within the director's notice, and if the owner also fails within the ten-day period to request an informal administrative hearing with an official designated by the chief of police for the purpose of challenging the validity of the violation determination or the necessity for removing the vehicle, then the city may take action to remove the inoperable motor vehicle(s). The costs and expenses of such removal by the city shall be assessed and billed to the property owner, and the director shall prepare an affidavit certifying the costs and expenses incurred by the city. In the event the charges billed to the property owner remain unpaid for more than thirty (30) days, such charges shall constitute a lien against such property enforceable as provided by section 5-4 of the City Code.

(e) After removing an inoperable motor vehicle from property, the city may then dispose of the vehicle after giving an additional ten (10) days' written notice to the owner of the vehicle and, if different, also to the owner of the property from which the vehicle was removed. However, if a timely request for an administrative hearing has been made to challenge the validity of the violation determination, then disposal by the city shall not be made unless and until the matter is resolved in favor of the city.

Approved by City Council  
August 17, 2015

  
Barbara K. Ronan  
Acting Clerk of Council

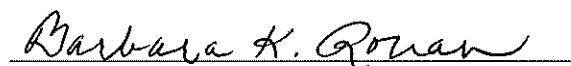


## RESOLUTION

### APPROVING HOUSING ASSISTANCE PROGRAM POLICIES

BE IT RESOLVED by the City Council for the City of Charlottesville THAT the “Housing Assistance Program (HAP) Policies, Procedures, Protocols, and Rehabilitation Standards” proposed as of July 6, 2015 by the City’s Housing Development Specialist (“HDS”) are hereby approved and adopted by this Council, and shall hereafter be utilized by the HDS and other City officials and employees for the administration of the City’s Housing Assistance Program.

Approved by City Council  
August 17, 2015

  
\_\_\_\_\_  
Barbara K. Ronan  
Acting Clerk of Council

**RESOLUTION**  
**TO PROVIDE ACCESS TO PARKING TO ACCOMMODATE**  
**FUTURE PARKING NEEDS OF THE ALBEMARLE GENERAL DISTRICT COURT**

**Whereas**, the County of Albemarle has demonstrated a strong interest in keeping its General District Court in Downtown Charlottesville; and

**Whereas**, the presence of the Albemarle County General District Court in Court Square contributes to the economic vitality of the Downtown Charlottesville; and

**Whereas**, Albemarle County projects a need of between 75 and 100 parking spaces to accommodate future growth of its court; and

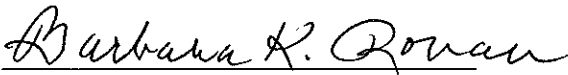
**Whereas**, the City and the County are researching the possibility of co-locating their general district courts in Downtown;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of Charlottesville, Virginia that the City will make available thirty-five (35) parking spaces near Court Square for use by the Albemarle County court system. These initial 35 spaces will be provided at the beginning of construction of a new Albemarle County General District Court in Downtown Charlottesville. The additional 40 – 65 parking spaces needed for the County court system will be provided upon the issuance of a certificate of occupancy for the new County General District Court.

This Resolution by the City Council to assist in providing parking spaces for the operation of the County court system is expressly contingent on (1) a continuing commitment by the Albemarle County Board of Supervisors to keep the County Circuit and General District Courts in Downtown Charlottesville; and (2) the execution of an agreement between the City Council and the Board of Supervisors wherein the City guarantees the availability of the agreed-upon number of parking spaces as described herein, and the County agrees to be responsible for the ongoing market rate cost for those spaces.

**BE IT FURTHER RESOLVED** that this Resolution will expire on September 1, 2016, unless it has been rescinded earlier, or extended for an additional period of time by the City Council.

Approved by City Council  
August 17, 2015



Barbara K. Ronan  
Acting Clerk of Council