

CITY OF CHARLOTTESVILLE

PLANNING COMMISSION WORKSESSION

TUESDAY, September 22, 2009 -- 5:00 P.M.

NDS CONFERENCE ROOM

Planning Commissioners present

Mr. Jason Pearson (by telephone)

Mr. Bill Emory

Ms. Genevieve Keller

Mr. Dan Rosensweig

Mr. John Santoski

Mr. Kurt Keesecker

Staff Present:

Ms. Missy Creasy, Planning Manager

Ms. Ebony Walden, Neighborhood Planner

Mr. Craig Fabio, Zoning Inspector

Mr. Richard Harris, Deputy City Attorney

Ms. Melissa Celij, Grants Coordinator

Genevieve Keller opened the meeting at 5:00pm. Craig Fabio provided an overview of the yard sale report including information on this issue as discussed in 1975. Bill Emory had provided information from the state noting the taxation laws for sales which he felt could be helpful with this issue. It was noted that an official legal opinion from the state taxation office would be needed to apply this information. Further discussion included differences between yard sales and temporary sales permits. Information on other localities yard sale permit regulations were shared including fee structures that ranged from \$3-25. There was support for allowing additional signage for yard sales off premises however staff expressed concern for opening a potential code loophole for off premise signs throughout the City. After discussion, the Commission decided to move forward on the following: revisit definitions for yard sale and temporary sales, look at temporary sales regulations as part of the matrix review and enhance the educational component for regulations that apply to yard sales.

The meeting moved to continuation of retreat items. It began with a discussion of streamlining discussion at meetings. Jason Pearson requested input on changes he tried at the September regular meeting. Generally feedback was positive. Dan Rosensweig disagreed. The new process produced the longest public hearing in at least one and one half years and required commissioners to comment across the board on issues that were not of primary concern. Additionally, it restricted the conversation such that Mr. Emory was not able to bring up concern with the standard of review until a motion was on the

table. Commissioners were in favor of beginning these discussions with a reminder about the standard of review to keep discussion focused properly. Ms. Keller also noted that she was in favor of having the minority opinion included in the discussion that is forwarded to Council so those concerns are heard. Mr. Pearson signed off at 6:13.

Concerning the minutes, it was agreed that short minutes that met the legal requirements are all that is necessary. Ms. Creasy updated the Commission on work staff is doing to get regular meeting minutes to boards in a more timely manner. An adjustment to the public hearing time to 6pm was recommended. This will be presented in a bylaws change request at the next regular meeting. Commissioners wanted to keep the pre-meeting. It will be adjusted to be an informal gathering until 5pm. At that time Commissioners want to convene to gain clarity on any questions for clarity and provide a determination on pulling items on the consent agenda to better inform applicants.

The Do's and Don'ts presentation was postponed to a time when all Commissioners would be present. This allowed for additional time to look at the retreat homework. A brief discussion was held on reasons for deferring projects. The importance of engaging Mr. Neuman in discussions was raised.

Mr. Creasy reminded the Commissioners to forward Committee assignment preferences and noted the process staff has undertaken to update the zoning use matrixes.

The meeting ended at 7pm.