

PLANNING COMMISSION

AGENDA for August 11th 2020

Note: this meeting will be in-person at the Oyler Pavilion, Glen Maury Park. Please observe social distancing and wear a mask if able.

PUBLIC HEARING

Plan of development approval for single family home in the 400 block of Beverly Hollow Lane

REGULAR MEETING

Call to Order by Chairman

Roll Call

Public Comment

Review and Adoption of Minutes

Minutes of July 14th 2020 meeting

Report of Secretary

- Connect BV downtown revitalization planning proceeds Studio Ammons under contract as consultant for plan. Kickoff in coming weeks.
- Former TnT's Restaurant building will soon be an outpatient clinic for Augusta Health. Renovations are currently underway; opening date not known.

Old Business

None

New Business

1. 404 Beverly Hollow Lane Plan of Development

Adjournment

Members and Term Expirations

Dennis Hawes, Chairman, 7/31/2024 Mike Ohleger, Vice-Chairman, 6/30/2022 Sandy Burke, 8/31/2021 Marolyn Cash, 6/30/2024 Lucy Ferrebee, 9/30/2023 Melvin Henson, City Council Representative, 9/30/2023
Preston Manuel, 12/31/2020
Jay Scudder, Ex Officio member
Bradyn Tuttle, 12/31/2020

Staff

Tom Roberts, Director of Community & Economic Development City Hall, 2039 Sycamore Avenue, Buena Vista VA 24416 (540) 261-8607 | troberts@bvcity.org | bvcity.org/planning

Meetings

Members of the Buena Vista Planning Commission meet in Council Chambers, 2039 Sycamore Avenue, at 7:00 p.m. on the 2nd Tuesday of each month, unless otherwise announced. Meetings may be held and business conducted without a quorum, but no votes may be taken unless a quorum is present. A majority of members constitutes a quorum. A motion passes with a majority vote; a tie constitutes defeat of the motion.



PLANNING COMMISSION

MINUTES of July 14th 2020

Members of the Buena Vista Planning Commission met in Council Chambers, City Hall at 7:00 PM on July 14th, 2020. Roll was called and a quorum was established.

Members Present:

Marolyn Cash
Dennis Hawes, Chairman
Melvin Henson, City Council Representative
Preston Manuel
Michael Ohleger, Vice-Chairman

Members Absent:

Sandy Burke Lucy Ferrebee Jay Scudder, Ex Officio member Bradyn Tuttle

Staff Present:

Tom Roberts, Director of Community & Economic Development

Meeting is called into order.

REGULAR MEETING

Public Comment

None

Review and Adoption of Minutes

Mr. Ohleger motioned to approve as presented, Mr. Manuel seconded, and all voted to approve.

Secretary's Report

- Connect BV downtown revitalization planning proceeds
 - Consultant working with team on Opportunity Zone marketing project to create and actively market high-potential properties in BV
 - Finalizing consultant who will conduct public visioning sessions, perform economic analysis, and develop recommendations for downtown

Old Business

None

New Business

Sign Certificate of Appropriateness for 2511 Beech Avenue

Mr. Hawes explained that he had been involved in helping the business owner of the new hair
salon find this building. There was brief discussion of the sign material and size being 3' x 5' and
aluminum. No concerns were raised.

Mr. Ohleger motioned to approve the sign as presented, Mrs. Cash seconded, and all voted to approve.

Adjournment 7:15 PM		
Approved:	 	



PLANNING COMMISSION Staff Report

Planned Unit Development – Master Plan 404 Beverly Hollow Lane 5 August 2020

Synopsis

Applicant Dylan Smith proposes to build one single-family home on a 3 acre site at the end of Beverly Hollow Lane. A Plan of Development is required because the site is zoned R6 Residential Planned Unit Development.

Site Information

Address/Tax Map:		66-11A, proposed address 404 Beverly Hollow Lane			
Existing zoning:		R6 Residential Planned Unit Development (PUD)			
Existing land use:		Vacant/agricultural			
Proposed zoning:		No change			
Proposed land use	:	Single-family residential			
Surrounding zonin	g and la	and use:			
Single-family reside	ential ai	nd agricultural/forest			
Size:		3 acres			
Staff Recommenda	ation:	Approve as presented			
Tentative	f	Preliminary Commission Discussion	n/a		
Timeline	Pl	anning Commission Public Hearing	August 11 th 2020		
		City Council Public Hearing	September 1 st 2020		
		City Council Adoption	September 15 th 2020		

Overview & Analysis

The applicant seeks to build a new house on land adjacent to homes of relatives who have lived on Beverly Hollow Lane for many years.

Zoning and Comprehensive Plan Conformance

The land is zoned R6 Residential PUD. This zone is intended for large-scale residential development, such as a housing subdivision. All development, regardless of the scale, requires approval by City Council of a master plan of development. In this case, the "master plan of development" is for one single-family house. The boundaries of the master plan are coincident with the boundaries of the tax parcel.

Single-family residential development is a permitted use in R6. While a master plan for only one house may unusual and not exactly what was intended for this zone, in the 2019 revision of the

R6 text this type of application was anticipated. The proposed house does not conflict with the intent of the zone, and in fact the clustering of houses at the end of Beverly Hollow Ln clearly ties into several of the design objectives of R6:

607.01-1 A mix of residential lot and dwelling unit sizes and configurations is provided so as to offer a variety of housing opportunities, yet create a cohesive neighborhood that enhances social interaction.

607.01-2 Housing is clustered to preserve valuable environmental resources and provide usable recreational open space.

The full text of the R6 zone is included with this packet.

The Comprehensive Plan designates this area for "Mixed Use Planned Development," which is described thus:

The areas are intended for a mixture of land uses, housing types, and densities within a comprehensive site design concept. The area could possibly include single-family residential with attached commercial and multifamily with neighborhood-oriented retail commercial or intermixed office commercial.

Staff believe that this proposal is consistent with the Comprehensive Plan.

Background and Environmental Characteristics

This site has been identified for several decades as a home site. In 1992, existing land was divided to create the current 3 acre parcel designated 66-1---1A. In 1993 a house was planned and a septic drain field installed. Around 2000, excavation for a foundation was done, but a house was never built. The road access on Beverly Hollow Lane to the site has been maintained.

The site is rolling but not steeply sloped (more than 15%). Currently the land is a grassy field. Less than 10,000 sq ft will be disturbed during construction so no Erosion & Sediment Control plan will be required.

Infrastructure

This location is distant from existing City water and sewer mains, separated by thousands of feet of rolling topography and forest. City code requires connection to public water and sewer when it is available, but it is not available at this location. Well and septic must be approved by the Virginia Department of Health.

The septic system installed in 1993 was inspected and approved by the Virginia Department of Health for a 3 bedroom house on June 4th 2020. A well has never been dug, but sketches submitted to the Health Department in 1993 and 2000 propose locating the well to the north or northwest of the house.

Access

The sit is accessed by Beverly Hollow Lane, a private gravel road accessed from Route 501 south. Beverly Hollow Ln has existed since at least the 1940s and served as a Forest Service access route. Multiple property deeds refer to access rights on Beverly Hollow Ln and it seems that it has a 30' right-of-way across multiple land parcels.

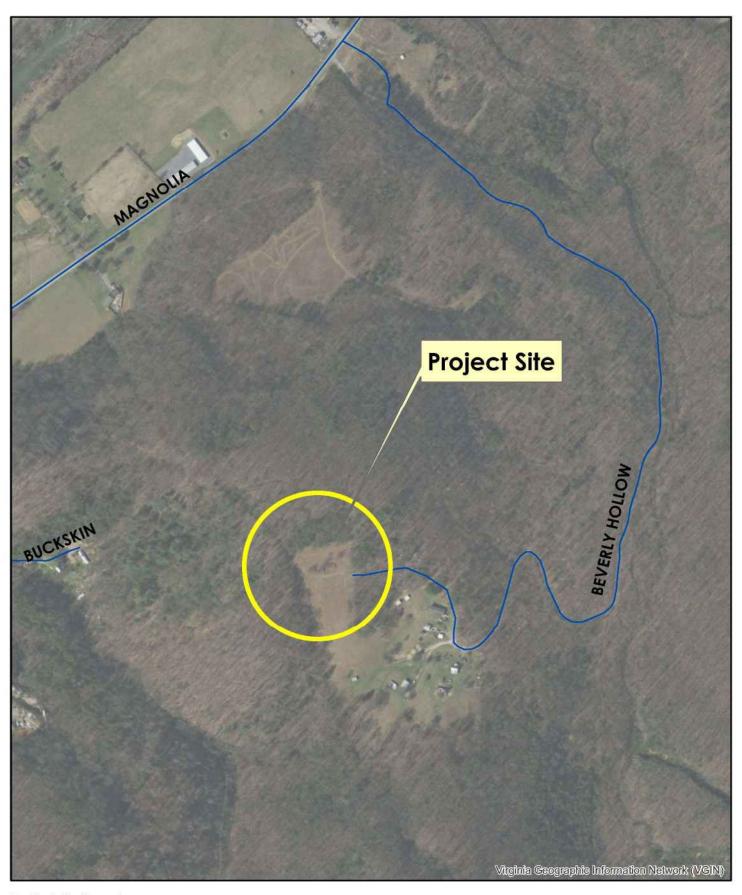
Maintenance of the road is done by current residents of the road. An exhaustive legal analysis of the roadway has not been performed, but there do not appear to be any explicit references to maintenance of the road. The road is gravel and is roughly 10' wide. It is in generally good condition but does not appear to meet any one of the VDOT road design standards for width, curvature, surface, etc. Photographs included.

PUD Design and Development Requirements

Section 607.07 of R6 provides Site Design and Development Requirements. Many of these requirements do not apply when translated to a 3-acre project of one single-family home, but each one is satisfied to the letter or intent. I can provide more details if desired.

Recommendation

Staff recommend approval of this plan of development as presented.



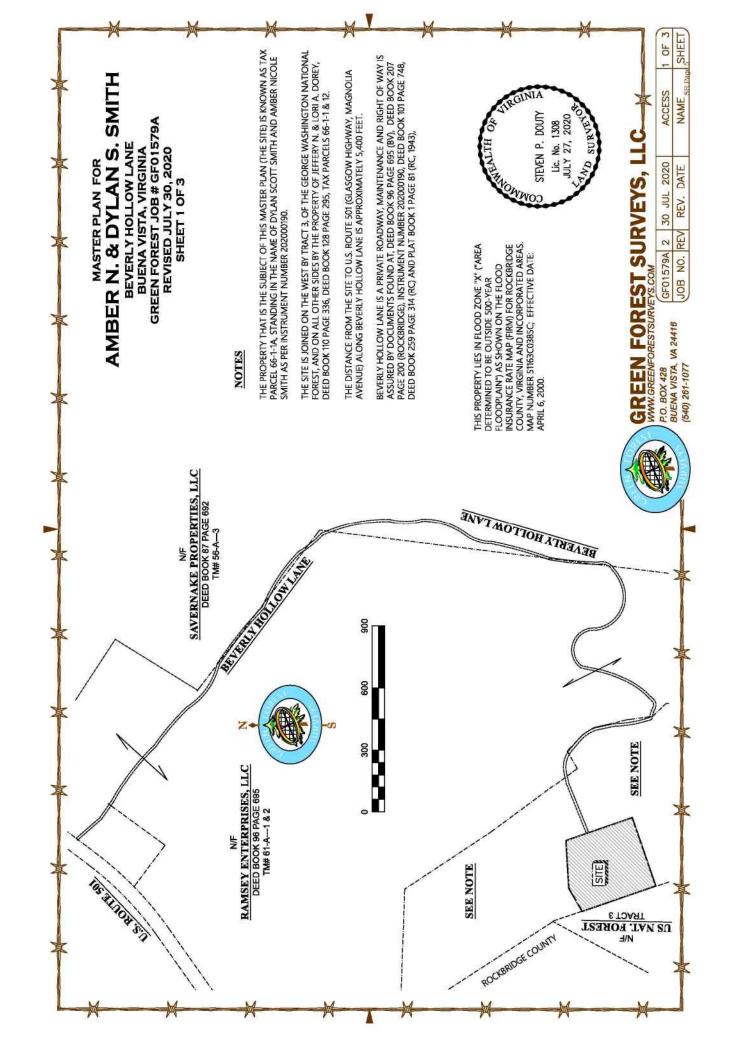
Any determination of topography or contours, or any depiction of physical improvements, property lines or boundaries is for general information only and shall not be used for the design, modification, or construction of improvements to real property or for flood plain determination.

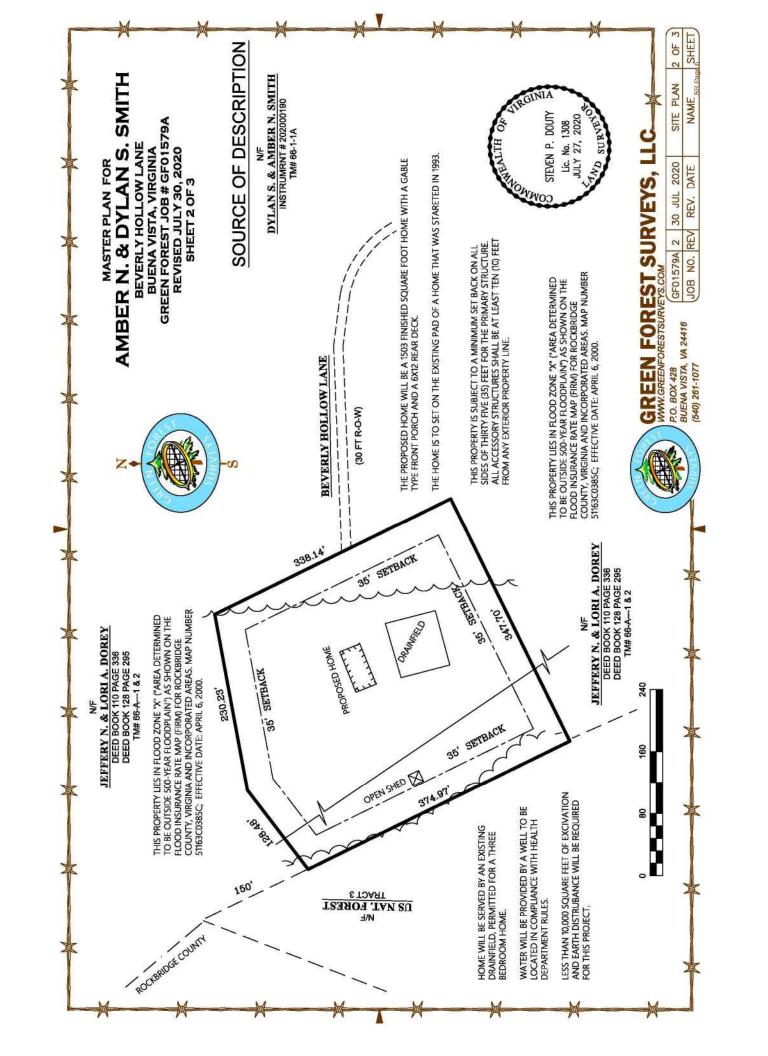


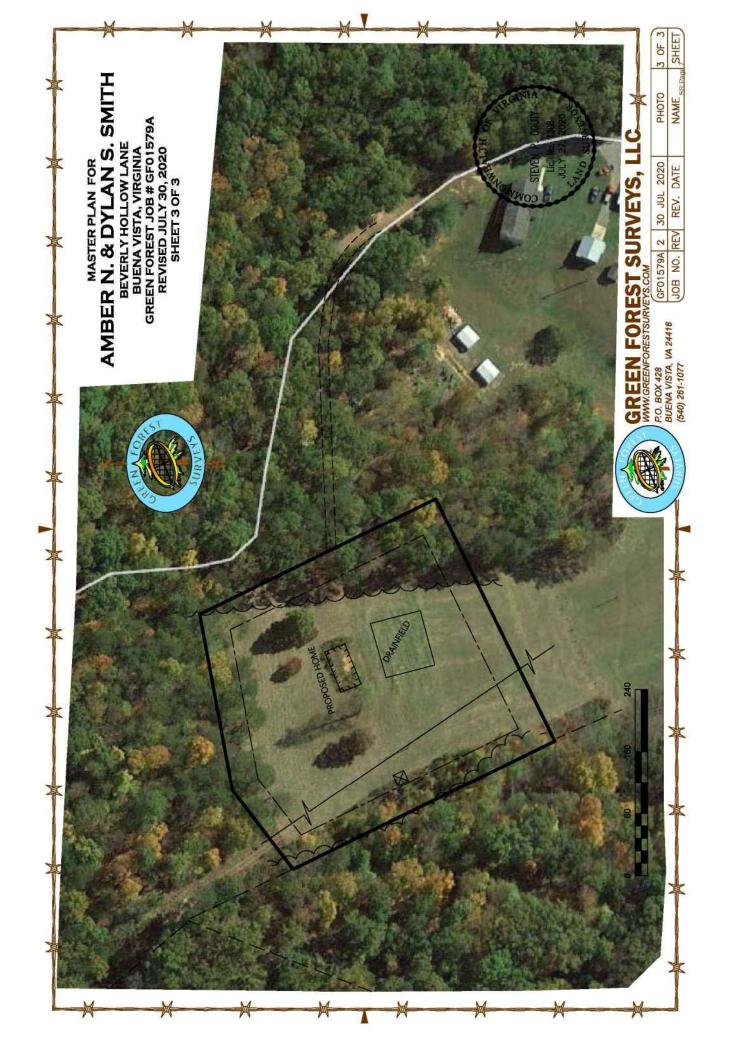
404 Beverly Hollow Master Plan Proposed Site

490 245 0 490 Feet

Planning & Zoning | 7/31/2020 SR Page 4







Beverly Hollow Ln entrance looking toward Rt 501



Beverly Hollow Ln road surface



Beverly Hollow Ln showing typical road width



Beverly Hollow Ln cul de sac. House shown is 402. Project is accessed straight ahead.





440 Beverly Hollow Ln (at end of driveway)



Beverly Hollow Ln continuation past house at 402, project site ahead.



Project site from end of Beverly Hollow Ln, looking west.



House location showing excavation for footer, looking north.



Existing car port and overhead power lines on western edge of site, looking west.



House site, looking south





July 27, 2020

Thomas Roberts, Director Community & Economic Development City of Buena Vista, Virginia (540) 261-8607 Thomas Roberts troberts@bvcity.org

RE: Proposed house on Beverly Hollow Lane

Mr. Roberts,

I am representing Dylan S. & Amber N. Smith as the design professional preparing and submitting the master plan for their proposed home on Beverly Hollow Lane in Buena Vista. It is my understanding that the property in question lies in planning zone R6 and therefore requires a master plan and narrative as per your letter to Mr. Smith dated July 13, 2020.

This letter is intended to serve as the Project Narrative for the proposed project. I am offering the following items in support of the approval of their project.

- 1) The property in question is known as Tax Parcel 66-1-1A.
- The property is standing in the name of Dylan S. & Amber N. (Dorey) Smith as per Instrument Number 202000190.
- 3) Beverly Hollow Lane is documented as an existing road since 1943.
- 4) There are documents addressing the right to use this road at DB 96 P 695 (BV), DB 207 P 200 (RC), Instrument 202000190 (BV), DB 101 P 748 (BV), DB 259 P 314 (RC), PB 1 P 81 (RC) and DB 110 P 336 (BV). The legal status of Beverly Hollow Lane was not determined as a part of this survey.
- 5) The property known as Tax Parcel 66-1-1A was established in 1992 in DB 81 P 137 (Instrument 930000776).
- A septic permit was obtained for a three-bedroom home and said drainfield was installed in the early 1990's.
- Construction was started on the home in the early 1990's, hover the construction was not completed.
- 8) The present owner is proposing to construct a finished 1503 square foot home with gable type front porch and rear deck on the footprint of the previously started home.



- 9) The existing septic system will be used.
- 10) A new well will be established on the property.
- 11) Existing electric and communication service serves the property.
- 12) The proposed home will share a neighborhood with three existing homes, thereby continuing the use and nature of the neighborhood.

Dylan and Amber respectfully request your favorable consideration of their request to continue the tradition of their family in this area.

Please feel free to contact me if you have any questions.

Respectfully Submitted,

Steven P. Douts

Steven P. Douty, L.S.

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AND 135 - 2072

181-92-0037 revised

Health Department ID # 181-20-0048

Request for Health Department Safe, Adequate, and Proper Review Building/Zoning Department Use Only:

The Rockbridge County City) Building Departm evaluate the onsite sewage system and/or water supply on the propert sewage disposal system is safe, adequate and proper for the proposed	ent hereby requests that the Virginia Department of Health ty described below to determine whether the existing onsite use.
Building Official Signature:	Date: SAP
To be completed by	y property owner or agent:
Smith, Dylan and Amber Owner Name (required): Mailing Address: 402 Beyerly Hollow Rd. Buerra Vista, Va.	Home Telephone: n/a n/2 Office Telephone: 5405708921
Agent Name: Chris Hegmann Mailing Address: 11998 Wards Rd. Rustburg, Va. 24588 501 S To Beverly Hollow Re	Home Telephone: Office Telephone: 434 326 5023 Cell Phone: 434 316 2886 d. PRVT . Rd. just west of old drive in
-approx. 1 mile to end of prvt rd Past White	DW on left. continue past 100 yds to home site
Date of most recent Septic Tenk pumping:	ert Leech Jr. Date Installed 8-17-93? as new installed Well or Public Water ? (Please circle one) Other (describe)
Tax Map #: 100-(1)1-4 911 addresses: 402 E Subdivision Name (if applicable): bed single family Current Use (include # of Bedrooms): 5 bed single family Proposed Use (include # of Bedrooms): 3 bedroom single Reason for evaluation: new construction. 3 bedr Applicant is building 3 be The sewage disposal system, property boundaries and building locate Health to enter the property described for the purpose of processing the property, length of property lines, existing and proposed structures, we construct the purpose of processing the property signature: Chris Hegmann AGNT Please locate, uncaver and pump the septile tank. Please	Beverly Hollow Rd, Buena Vista, Va. Lot # Home never built e family com design was revised for a two bedroom. edroom home. com are clearly murked. I give permission to the Virginia Department of this application. An accurate sketck/plat of the property including shape of the rells, sewage disposal systems, and proposed driveways is attached. O5-26-2020 Date: note you may be asked to ancover other system components.
 Completion of the "Affidavi to Recognize and Affirm Co. It is the owner's responsibility to comply with all regula. Some applicants may be required to submit additional d. It is always recommended to have an established Reserv. 	locumentation from a Professional Engineer.
Designed for: # of Bedrooms 2 Gallons per day The existing sewage disposal system is safe, adeq	th Department I.D./File Identifier 300 Installation Date 8-17-93 permit signed uate and proper for the proposed use and is approved.
The request is denied (see Comments below). This Comments Actual institute the is Vortice Those See Attacher Findings	(,)
lealth Official Signature:	Date: 12020 HEALTH DEPARTMENT

AFFIDAVIT TO RECOGNIZE AND AFFIRM COMPLIANCE WITH APPLICABLE LAW AND REGULATION

STATE OF VIRGINIA Rockbridge	
CITY/COUNTY:	
On the 21th day of May (month), 2020, (year) (property owner) of TBD Reverly Hollow are (property address),	Amber S
having first been duly sworn, states as follows:	9
a. That on the 27th (day) of May (month), 2020 (year)	
there is no evidence that the installed onsite sewage disposal system for the above referenced property is malfunctioning or failing. Specifically, there is no raw or partially treated sewage on the ground over the property of the propert	
partially treated sewage on the ground surface or in adjacent ditches or waterways. The onsite sewage disposal system is not known to be contaminating groundwater and sewage is not backing-up into the plumbing fixtures.	ŝ
AND	
b. The proposed building, addition, or use described in the Request for Health	3
onsite sewage disposal system or cause a violetica of the active upon the existing	-/9
septic tank located, uncovered and numbed and Y land been advised to have the	
components. I understand that any educate area (the footprint) as well as all system	
could result in system failure and upon such discovery I will make all effort to correct any future defect found and brought to my attention. I have taken into account the	
age of the sewage disposal system and the local health department's suggestion to establish a future reserve area at this time if none has previously been established and understand that an application and fee is required in order to establish the suggested reserve area.	3
5/27/20	Malon Cina
DATE OWNER SIGNATURE	marchin
Subscribed, acknowledged, and sworn to before me this 27th day of day of	(K
in the City/County of Bull ra Vista, Commonwealth of Virginia:	
My commission expires: 8 31/23 NOTARY PUBLIC NOTARY #	
DANIEL KARA	*
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COMMONWEALTH OF VIRGINIA VIRGINIA DEPARTMENT OF HEALTH

Rockbridge-Lexington Health Department Environmental Health Office 300 White Street PO Box 900 Lexington, VA 24405 (540) 463-3185

Findings: Review pursuant to Va. Code § 32.1-165

Dylan and Amber Smith 402 Beverly Hollow Rd. Buena Vista, VA 24416

Tax Map#: 100-(1) 1-4

Subdivision: Section: Lot:

Physical Address: 501S to Beverley Hollow Rd. private road on right just west of old drive in.

Is the existing onsite sewage system safe, adequate and proper or approvable as nonconforming for the proposed use?

(YES) Comments: The existing sewage system is safe, adequate, and proper for the proposed use for a three bedroom residence. The residence shall be placed constructed in a manner that meets required setbacks to the existing sewage system components. See the attached sketch for further explanation.

Office records did not reflect the exact observations made in the field. The records indicated a two bedroom system was installed consisting of 4 75 foot lines. This was change made from a three bedroom permit consisting of five 90 foot lines. The inspection documented four seventy foot trenches.

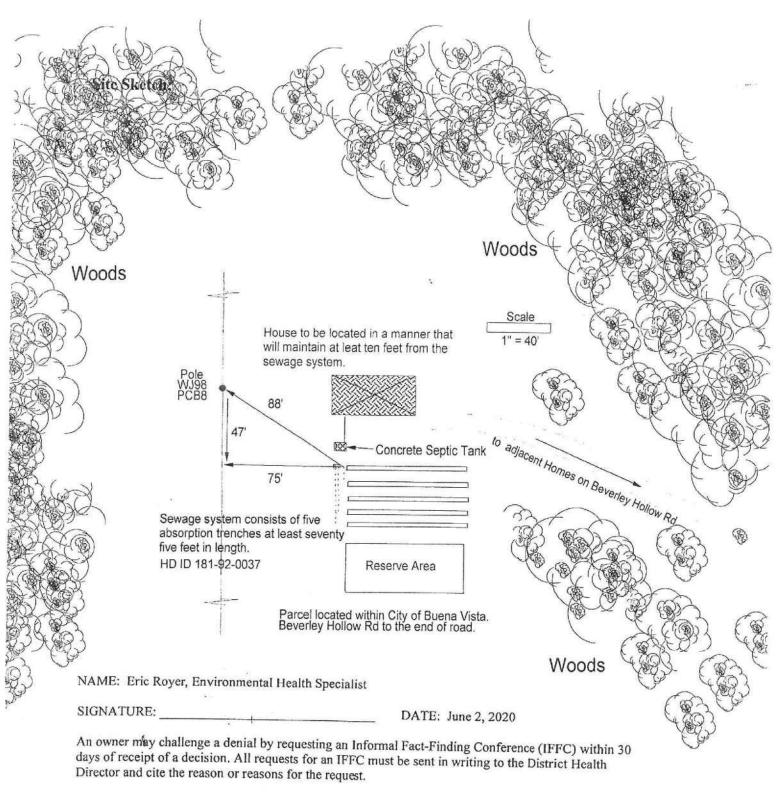
Owner uncovered the distribution box and five lines are present. I observed the five lines on June 1, 2020. I assume there are five lines at least seventy five feet in length. This would be square footage greater than the two bedroom design and less than the three bedroom design. This is also a design difference of plus or minus 10 mpi for estimated percolation rate.

Based on the observation made and records reviewed. The system is expected to be safe, adequate, and proper for the intended use.

Please note that each evaluation is based on a case by case basis and may or may not include a Department site visit. There is no guarantee given or implied that this sewage disposal system will continue to function properly in the future. In the event of a sewage disposal system malfunction, the owner will be responsible for any repairs or other actions deemed necessary by the Department to correct the situation.

See page 2 for Site Sketch and Signature.

GMP2017-03 Attachment 3a-Page 1



GMP#2017-03 Attachment 3a-Page 2

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