



City of Petersburg Virginia

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September 19, 2023 - City Council Closed Session

**September 19, 2023
Petersburg Public Library
201 West Washington Street
Petersburg, VA 23803
3:00 PM**

City Council

Samuel Parham, Mayor – Ward 3
Darrin Hill, Vice Mayor – Ward 2
Marlow Jones, Councilor – Ward 1
Charlie Cuthbert, Councilor – Ward 4
W. Howard Myers, Councilor – Ward 5
Annette Smith-Lee, Councilor – Ward 6
Arnold Westbrook, Jr., Councilor – Ward 7

City Administration

John March Altman, Jr. - City Manager
Anthony Williams - City Attorney
Nykesha D. Lucas - City Clerk

1. Roll Call

2. Closed Session

- a. The purpose of this meeting is to convene in the closed session pursuant to:
(1)§2.2-3711(A)(3) of the Code of Virginia for the purpose of discussion or consideration of the acquisition of real property for a public purpose and the disposition of publicly held real property where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, specifically including but not limited to the acquisition and disposition of real property and (7) and (8) of the Code of Virginia for the purpose of receiving legal advice and status update from the City Attorney and legal consultation regarding the subject of specific legal matters requiring the provision of legal advice by the city attorney, specifically including but not limited to discussion regarding Chapter 107 of the City Code; 58.1-608.3 of the Code of Virginia; Section 33-6 of the Petersburg Zoning Ordinance; 15.2-2100 of the Code of Virginia; Article VII Section 9 of the Virginia Constitution; and other matters requiring the legal advice of the City Attorney.

3. Discussion and/or Consideration

- a. Discussion and/or consideration of a request to appeal the Planning Commission recommendation of approval of 2023-REZ-05 (2255 Jamestown Road).

4. Adjournment



City of Petersburg

Ordinance, Resolution, and Agenda Request

DATE: September 19, 2023

TO: The Honorable Mayor and Members of City Council

THROUGH: March Altman, Jr., City Manager

FROM: Naomi Siodmok

RE: Discussion and/or consideration of a request to appeal the Planning Commission recommendation of approval of 2023-REZ-05 (2255 Jamestown Road).

PURPOSE: Discussion of an appeal request for 2255 Jamestown Road.

REASON: Request for an appeal for 2255 Jamestown Road.

RECOMMENDATION: To discuss and consider the appeal for 2255 Jamestown Road.

BACKGROUND: See attached information.

COST TO CITY: N/A

BUDGETED ITEM: N/A

REVENUE TO CITY: N/A

CITY COUNCIL HEARING DATE: 9/19/2023

CONSIDERATION BY OTHER GOVERNMENT ENTITIES: N/A

AFFECTED AGENCIES: N/A

RELATIONSHIP TO EXISTING ORDINANCE OR RESOLUTION: N/A

REQUIRED CHANGES TO WORK PROGRAMS: N/A

ATTACHMENTS:

1. 2255 Jamestown Road 3287 County Drive - Appeal

CITY COUNCIL
MEETING

SEPTEMBER
19, 2023



Request to Appeal the Planning Commission Recommendation of Approval for 2023-REZ-05

Background

Planning Commission recommended approval with a proffer of a petition to rezone the property located at 2255 Jamestown Road from A, Agricultural Zoning, District to M-1, Light Industrial Zoning, District and 2262 County Drive from B-2, General Commercial Zoning, District to M-1, Light Industrial Zoning, District.

Background (continued)

A request to appeal the Planning Commission decision on 2023-REZ-05 was submitted via email by Ray Ferguson of Poe Lane with support from Ann and Herman Burgess of Poe Lane on August 28th.

Appendix A Article I Section 33-6. – *Appeals from decisions of planning commission* permits the request for appeals.

Stated Basis for Appeal

The appeal is based on the following items as identified by the appellant:

- 1) Failure to submit the Williams Mullen 20-page document dated 07/10/2023 to the public prior to the Planning Commission meeting on August 17th.
- 2) Lack of input from Fort Gregg-Adams as required by Code of Virginia § 15.2-2211 and from Petersburg Public Schools.
- 3) No drawings as to how an 18-wheeler acceleration lane will look and impact HWY 460.

1) The Williams Mullen Document - Response

This document was **received** from the applicant representative via email on **8/16** and **uploaded** to the Planning Commission packet on **8/17** on the **Agendas and Minutes page**.

Fort Gregg-Adams – VA State Code

§ 15.2-2211. Cooperation of local planning commissions and other agencies.

...The planning commission of any locality shall consult with the installation commander of any military installation **that will be affected by potential development within the locality so as to reasonably protect the military installation against any adverse effects that might be caused by the development...**

Fort Gregg-Adams + Public Schools – Petersburg Code

Fort Gregg-Adams, Colonel Jim Hoyman, Garrison Commander was contacted on 9/6/2023 with the plans. He acknowledged receipt and shared the plans with his team.

School Superintendent was called on 9/6/2023 and a voicemail was left. Called back 9/13 and a voicemail was left. Email sent on 9/13 with the full case packet requesting feedback and notifying the Superintendent of the Council meeting date.

3) Details on the project's acceleration lane.

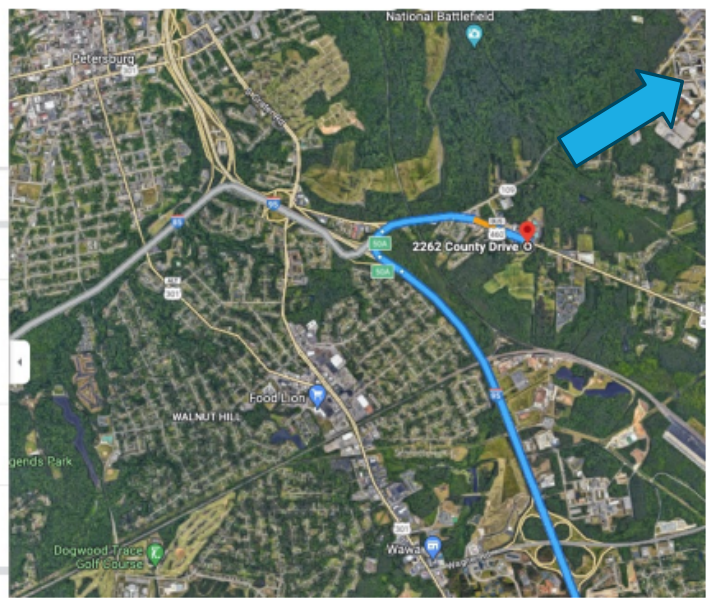
There is no outgoing acceleration lane, so there is no acceleration lane diagram to review. Only an inbound taper lane is warranted, and no outbound acceleration lane.

Add destination

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[Send directions to your phone](#)

via I-20 E and I-95 N	8 hr 2 min
Fastest route now, avoids road closure on Capitol Sq SW	
Details	557 miles
via I-85 N	8 hr 13 min
	508 miles
via I-40 E and I-85 N	8 hr 55 min
	545 miles



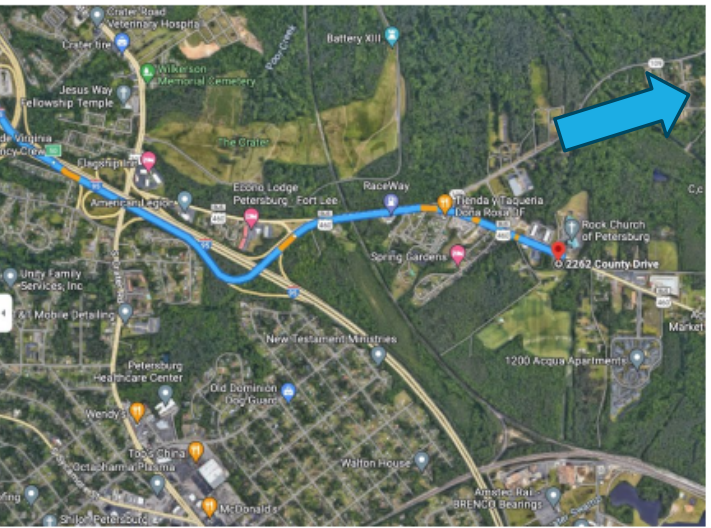
Fort Gregg-Adams

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via I-95 S	2 hr 39 min
Fastest route now due to traffic conditions	
Details	133 miles
via US-301 S and I-95 S	3 hr 10 min
Some traffic, as usual	
via Hwy 17 S and I-95 S	3 hr 10 min
	165 miles



Fort Gregg-Adams

