

ADDENDUM

MARTINSVILLE CITY COUNCIL AGENDA

October 27, 2015

7:00 pm – CLOSED SESSION ADDENDUM

1. Items to be considered in Closed Session, in accordance with the Code of Virginia, Title 2.2, Chapter 37—Freedom of Information Act, Section 2.2-3711(A)—Closed Meetings, the following:
 - c. Appointments to boards and commissions as authorized by Subsection 1.

7:30 pm – REGULAR SESSION ADDENDUM

1. Consider a Certificate of Appropriateness (COA) application for the demolition of 403 Starling Avenue due to the tie of a motion by the Architectural Review Board (2-2) on October 23, 2015 at a special called ARB meeting.
2. Consider refund resulting from Appeal of Statutory Assessment for Business Personal Property for Tax Year 2014

Meeting Date: October 27, 2015
Item No: Addendum Item 1.
Department: Community Development

Issue: Consider a Certificate of Appropriateness (COA) application for the demolition of 403 Starling Avenue due to the tie of a motion by the Architectural Review Board (2-2) on October 23, 2015 at a special called ARB meeting.

Summary: The City of Martinsville's Architectural Review Board met on Friday, October 23, 2015 to consider a completed application for a COA for the demolition of 403 Starling Avenue at the request of the applicant. The structure and its accompanying outbuilding are contributing buildings in the East Church Street/Starling Avenue Historic District.

Nomination information:

403 Starling Avenue 120-5002-0103 Primary Resource Information: **Single Dwelling, Stories 2.00, Style: Colonial Revival, ca 1933** Dec. 2005 Survey: Built circa 1933, this two-story, three-bay dwelling has a hipped, standing seam metal roof. There are two interior brick chimneys located on the northern and southern slopes of dwelling. The central hipped dormer has a paired, fixed-pane window with 2/2-lights. On the second floor are double-hung sash, 6/1light windows. On the first floor are paired, 6/1-light windows. The one-story, three-bay, full-width porch has a hipped roof supported by Doric columns. The engaged columns on the porch, which are attached to the façade of the house, have been removed. The single-leaf, Craftsman-style door has similar, Craftsman-style sidelights. A one-story, full-width porch, enclosed with vinyl siding, was added onto the rear. This frame structure, covered in brick veneer, is supported by a solid concrete foundation.
Individual Resource Status: **Single Dwelling Contributing** Total: 1 Individual Resource Status: **Garage Contributing** Total: 1

The applicant, Martinsville Smiles, LLC, with representative Dr. Mark Crabtree proposes to demolish the structure which is next-door to the corporation's dental office at 405 Starling Avenue. If approved, Martinsville Smiles, LLC intends plant grass on the vacant lot at the time.

Dr. Crabtree and Martinsville Smiles, LLC provided evidence to support the demolition.

- Photographs, which show the deterioration and blight of the structures.
- Andy Quirk of Quirk Design Build provided an estimate to repair the building at a “low \$161,280.” Data provided by the applicant shows that the building value is \$39,500. Therefore, the costs to repair the building well exceed its value.
- Quirk Design Build found the building to be “somewhat structurally sound” and deemed the building uninhabitable for humans.
- Letters of support from all five (5) adjacent property owners in favor of demolition of both structures.

Recommendations: The process was followed and all of the requested evidence was provided. The proposed property is next-door to 405 Starling Avenue, which has been altered to be noncontributing to the district presently, and these properties lie on the edge of this local/state/federal historic district, thus the demolition is not cutting a “hole” in the center of the district. The adjacent property owners are all in favor of demolition. Therefore, Staff recommends that City Council approve the Certificate of Appropriateness for the demolition of 403 Starling Avenue.

Attachments:
Certificate of Appropriateness Application
Information from Quirk Design Build



Dear Dr. Crabtree,

The members of the Architectural Review Board met on Thursday, October 8, 2015 and reviewed your application for the proposed demolition of 403 Starling Avenue, house and garage. Thank you for providing some information that was requested, including photos, surrounding property owner list, and input letters. The application was, however, incomplete.

The house obviously contributes to the historic district in that it lies in a cluster of related buildings, in a compatible setting, which visually expresses a style of living representative of an earlier period of the City's history.

Before a demolition can be further considered by the Board, evidence must be presented that proves the structure is structurally unsound, meaning that the structural elements in question (i.e. roof, floor) are no longer dependably strong and solid for safe habitation. The Historic District Guidelines, which the Architectural Review Board must follow, states "If the structure is deemed unsound by a certified historic buildings inspector, an application for a permit to demolish the building may be granted." This means that you are asked to provide documentation prepared by a qualified Virginia professional engineer or licensed contractor having experience with historic building inspection, which documents the overall condition and structural integrity of the building. Evidence will not be accepted from a City of Martinsville/Fire Department employee/official.

Also requested is documentation showing that cost of repair estimates that can be compared to the fair market value of the structures (looking for proof that renovation costs would exceed accessed values. Please do not factor in the doors, windows, etc. you authorized to be removed.

These items weren't submitted although requested on page 2 of your COA application. Since other applicants were asked to do this, the ARB must ask every demolition applicant for this information.

Martinsville is one of several Virginia communities to enact local ordinances and historic district guidelines which control demolition of buildings within historic districts. Such regulations are essential parts of our City's effort to protect its irreplaceable historic community assets.

Furthermore, please cease and desist any more interior or exterior demolition work. A board member approached a Mr. Maxey, who advised that he was permitted to remove the front door. He also stated that staff and family of Martinsville Smiles were removing windows and other items. Please secure the structure, such as boarding doors and windows to protect the structure from further damage.

Sincerely,

Mary Rives Brown, Chairperson
Architectural Review Board
October 13, 2015



Martinsville
A CITY WITHOUT LIMITS

City of Martinsville
P. O. Box 1112
Martinsville, VA 24112
(276) 403-5156
www.ci.martinsville.va.us

APPLICATION FOR CERTIFICATE OF APPROPRIATENESS

**ARCHITECTURAL REVIEW BOARD
MARTINSVILLE, VIRGINIA**

Date: 9/29/2015
Applicant's Name: Martinsville Smiles, PLLC
Address of Property: 403 Starling Ave, Martinsville, VA 24112
Owner of Property: Martinsville Smiles, PLLC
Contact Person: Dr Mark Crabtree
Address of Property Owner if Different from Above: 407 Starling Ave
Martinsville, VA 24112
Telephone # of Owner: 276-632-9266
Email Address of Owner: Dr Crabtree@martinsville.smiles.com
Tax Map #: 73(02)C/21
Date of Original Section of Building/Structure: 1733
Date(s) of any Additions to the Building/Structure: Unknown

CERTIFICATION:

My signature below certifies that I am the actual owner or duly authorized agent of the owner and that all statements made in this document are true and accurate.

Signature: Mark Flanigan

Please check all that apply to project:

- Building to be restored to date of construction
- Building to be restored to date other than original
- Alterations to historic fabric (i. e. windows, doors, masonry, etc.)
- New addition to existing building
- New construction
- Demolition of existing building(s)
- Addition or alteration of signs
- Removal or addition of fencing
- Addition of modern equipment
- Other Demolition

In the space below, please describe in detail the proposed work to be performed on the building or structure including alterations to windows, doors, architectural trim work, signage, surface finishes, fencing (if applicable), the addition of awnings and any other changes or additions to the property. Architectural plans, elevations, detail drawings, photographs, surface finishes, manufacturer's specification sheets and construction materials lists must be submitted with the application.

Demolition and Plant grass
(Both House & Garage)

Name of company doing renovation/restoration work: Mark Cox Enterprises, Inc

→ Address: 624 Flanigan Branch Rd, Ridgeburg, VA 24148

→ Telephone #: 276 956 - 3404

To prepare for the hearing on this demolition request, the record that is presented to the ARB should contain the following:

- Evidence for/against the structure as one of **unique historic significance**, the removal of which would be detrimental to public interest, cultural heritage or architectural history;
- Any plan suggested for **adaptive reuse** of the structure;
- Cost of **Repair estimates** that can be compared to **FMV of the structure** (looking for proof that renovation costs would exceed assessed value);
- Proof of any **structural unsoundness** and evidence that it may be **unsafe for human habitation**;
- Proof of **Notice** of Intent to Demolish and Letters or testimony from **adjacent landowners** in support of or against the demolition;
- Whether structure will be **relocated or demolished**;
- What **vacant lot** will be used for by the owner (any building plans for future);
- **Photographs of interior and exterior of house**, with especial focus on doorways, windows, cornices, stairs and fireplace mantelpieces.

Without this hard evidence, the ARB may not be able to allow demolition.

Check list of items required for submission:

- Architectural plans
- Elevation drawings
- Detail drawings
- Photographs (see Historic District Guidelines) *Exterior, interior, special architectural items (ornate, frieze)*
- Manufacturer's specification sheets
- Surface finishes
- Types of construction materials
- List of adjacent property owners (adjacent property owners will be notified by mail about the proposed project and have an opportunity to comment)
- Reuse plan, attached document*

The Architectural Review Board reserves the right to require additional information in its decision process in regards to this application for a Certificate of Appropriateness.

FOR OFFICIAL USE ONLY

Application Received on 10/5/15 By: Smalish

Date Reviewed by Architectural Review Board: _____

Application: Approved _____ Denied _____

Reason for Denial: _____

Signature of Chairperson of Architectural Review Board

Date

Signature of Secretary of Architectural Review Board

Date

**United States Department of the Interior
National Park Service**

**National Register of Historic Places
Continuation Sheet**

**East Church Street / Starling Avenue
Historic District
Martinsville, Virginia**

Section 7 Page 43

Dec. 2005 Survey:

Built circa 1920, this two-story, three-bay dwelling has a hipped, standing seam metal roof, with intersecting gables. There is a fixed-pane, two-light window underneath the projecting, pedimented gable. There are three brick chimneys, two of which are large with corbelled caps, and are located on the northern and southern slopes of dwelling. Windows on the second story are double-hung sash with 3/1-lights and a lintel. The one-story, six-bay, wraparound porch has been enclosed with vinyl shingles and various fixed-pane multi-light windows. The porch has now become an interior hallway for the dwelling, but the original door and door surround still remain. The original single leaf door has a single-light with single-light sidelights. The porch's square columns are also still intact. The rear, two-story porch has been enclosed with vinyl siding. Frame structure with brick veneer is supported by a solid brick foundation covered with stucco.

Individual Resource Status: **Single Dwelling** **Contributing** *Total:* 1

403 Starling Avenue 120-5002-0103

Primary Resource Information: **Single Dwelling, Stories 2.00, Style: Colonial Revival, ca 1933**

Dec. 2005 Survey:

Built circa 1933, this two-story, three-bay dwelling has a hipped, standing seam metal roof. There are two interior brick chimneys located on the northern and southern slopes of dwelling. The central hipped dormer has a paired, fixed-pane window with 2/2-lights. On the second floor are double-hung sash, 6/1-light windows. On the first floor are paired, 6/1-light windows. The one-story, three-bay, full-width porch has a hipped roof supported by Doric columns. The engaged columns on the porch, which are attached to the façade of the house, have been removed. The single-leaf, Craftsman-style door has similar, Craftsman-style sidelights. A one-story, full-width porch, enclosed with vinyl siding, was added onto the rear. This frame structure, covered in brick veneer, is supported by a solid concrete foundation.

Individual Resource Status: **Single Dwelling** **Contributing** *Total:* 1

Individual Resource Status: **Garage** **Contributing** *Total:* 1

407 Starling Avenue 120-5002-0018

Primary Resource Information: **Single Dwelling, Stories 2.00, Style: Other, ca 1920**

Dec. 2005 Survey:

Built circa 1920, this two-story, two-bay dwelling was designed in the Prairie style with a hip roof and wide eave. Three brick chimneys pierce the roof and have corbelled caps. The chimney on the southern elevation is partially exterior. The wide eave is boxed and features board siding underneath. All of the original windows have been replaced, but the brick sills and flat-jack arches on the side windows still remain. The new single-light windows on the façade are fixed in a variety of widths. One of the windows is sash, double-hung with 1/1 lights. A one-story room projects off of the left part of façade. The one-bay brick porch, once open, has thick brick pillars supporting a hip roof. The porch has been enclosed with aluminum windows and doors, creating a sunroom-style entrance. The single-leaf wood door, with 15 horizontal lights, is original and flanked by 10-light sidelights and topped by a 7-light rectangular broken transom. A herringbone brick water table accents the side elevations. There is a one-story, flat-roofed addition on the rear that has vinyl siding and is supported by a concrete block

Property Sheet:

MAP# 43 (02) C /21

ACCT# 000070600

ADDRESS 403 STARLING AVE

LEGAL DESCRIPTION LOT 21 FRONT 78 FT

CODES Classification 03 Zoning P-2 District MFCH Property Use 03-2 Assessor JCD Mort Cd

OWNER	Name	Address	Date	Deed Book	Consid.
Current	MARTINSVILLE SMILES PLLC	407 STARLING AVE MARTINSVILLE, VA 24112	7/30/2015	LR15/00671	50000
Prev 1	CMB CORPORATION	190 DOUGLAS RD MARTINSVILLE, VA 24112-0955	4/01/1989	DB 185/648	
Prev 2					

ACTIVITY	Vst Date	Time	H	S/D Date	PlatRef	BOE Date Land Impv
	1/23/2014				0098691	
REMARK						

PROPERTY DESCRIPTION

Res'l Y C'cial	2 ST BR	Model:	M/H?
Building Characteristics			
Split Level?	Split Foyer?	Central Heat?	Cental Air?
Stories 2.00	Rooms 8	Bedr. Baths 2.0	Fire Pl. 1 Chim. 1
Roofing COMP. SH.	Exterior BRICK	Cond. GOOD	
Foundation C/B	Basement FULL		
Flooring HARDWOOD	Interior PLASTER	Fuel GAS	
Property Factors			
<input checked="" type="checkbox"/> Pub Watr	<input type="checkbox"/> WatrFrn	<input type="checkbox"/> No Road	<input checked="" type="checkbox"/> Paved
<input checked="" type="checkbox"/> Pub Sewr	<input type="checkbox"/> Septic	<input checked="" type="checkbox"/> Crb/Gutr	<input type="checkbox"/> Gravel
<input type="checkbox"/> Well	<input type="checkbox"/> UG Utl	<input checked="" type="checkbox"/> Sidewlk	<input type="checkbox"/> Dirt
Topo: LEVEL		Soil: CLAY	
Loca: GOOD			
Grade C	Yr Assessed 2015	Yr Built 1933	Yr Remod

BUILDING VALUATION

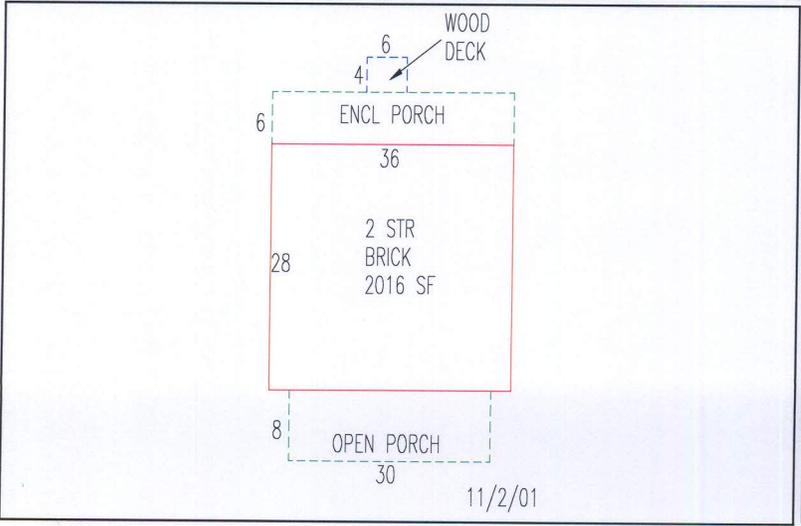
Item Description	Size	Rate	\$ Value
2 ST BR	2016		
BATH + 1	1		
BSMT UNFIN	1224		
PORCH ENCLOSED	216		
PORCH OPEN	240		
Total	Grade	Replacement	

SUMMARY OF IMPROVEMENTS

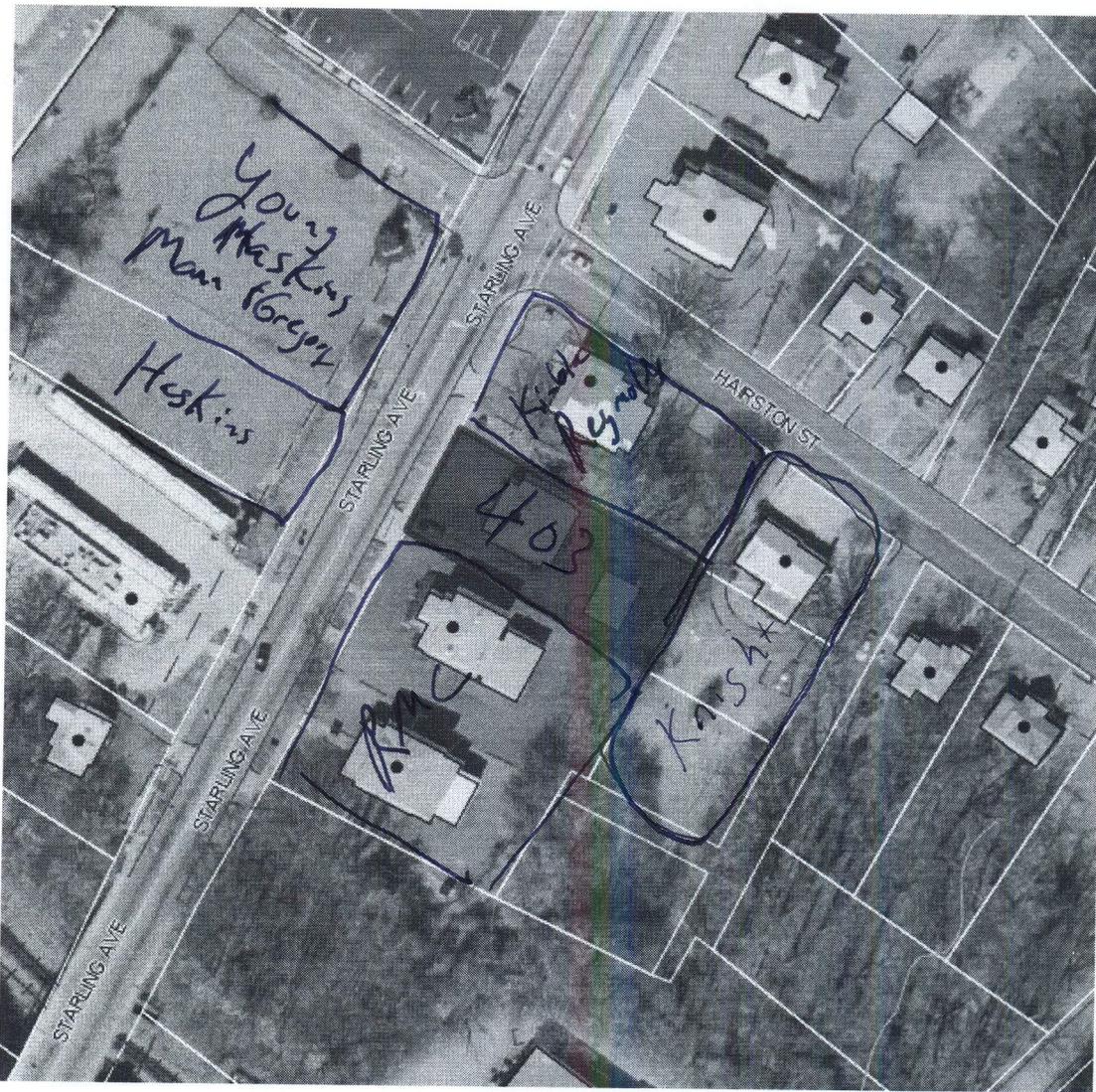
Description	Size	Rate	Grad	Dep	Func	Econ	\$ Value
I:	2013	39500		2015		39500	1.00
L:		30500				30500	1.00
MKT:		<u>70000</u>				<u>70000</u>	

LAND VALUATION

Description	Size	Rate	Adj	\$ Value
~78 FF	11864.000			
11864 SF PER MAP MB 5-129				
Land 1:	x			
Land 2:	x			
Total Size:	11864.000	Value:		



Property Report - City of Martinsville



Current Data:

Property ID: 000070600 **Tax Map Number:** 43 (02) C /21
Owner: CMB CORPORATION
Address: 190 DOUGLAS RD **City/State/Zip:** MARTINSVILLE, VA
Deed/Page: DB 185/648 **Legal Description:** LOT 21 FRONT 78 FT
Aquired Date: NA **Consideration:** \$0.00
Year Built: 1933 **Property Desc:** 2 ST BR **Above Grade Sq Ft:** 2016
Acres: 11864 **Zoning:** P-2
Land Value: \$30500.00 **Building Value:** \$39500.00 **Total Value:** \$70000.00

Previous Data:

Owner: NA
Aquired Date: NA **Deed/Page:** NA **Consideration:** \$0.00

DISCLAIMER: The information contained on this page is NOT to be used as a LEGAL DOCUMENT. The map information displayed is believed to be accurate but accuracy is not guaranteed.

Name	Value
Account Number	000102000
Map Number	43 (02)C /20R
Prop Address	407 STARLING AVE
Owner Name	RMC REAL ESTATE LLC
Address	1100 MULBERRY RD
City, State	MARTINSVILLE, VA
Zip	24112-5220
Legal Desc	E/S STARLING AVE, LOTS 19, 19AL, &20, NOW 20R
Zoning	P-2
Deed/Page	LR10/01205
Acreage/Sq. Ft.	24549.000000
Land Value	58600.000000
Prop Desc	1 & 2 STR BR & VIN/SID
Above Grade Sq Ft	0.000000
Improv Value	491200.000000
Total Value	549800.000000
Acquired Date	2.12.2010
Consideration	0.000000
Year Built	1928
Prv. Owner	CRABTREE MARK A
Prv. Acquired Date	1.7.1987
Prv. Deed	DB 174/432
Prv. Consideration	100000.000000

Adjacent Property Owners

Name	Value
Account Number	000969620
Map Number	43 (02)A /17R-2
Prop Address	400 STARLING AVE
Owner Name	YOUNG HASKINS MANN & GREGORY L
Address	400 STARLING AVE
City, State	MARTINSVILLE, VA
Zip	24112
Legal Desc	TRACT 17R-2
Zoning	P-2
Deed/Page	LR13/00411
Acreage/Sq. Ft.	53666.000000
Land Value	111200.000000
Prop Desc	1 STR BR LAW OFFICE
Above Grade Sq Ft	9613.000000
Improv Value	270100.000000
Total Value	381300.000000
Acquired Date	8.4.2013
Consideration	0.000000
Year Built	1940
Prv. Owner	HASKINS JAMES W ET AL
Prv. Acquired Date	2.2.1993
Prv. Deed	DB 212/392
Prv. Consideration	0.000000

Name	Value
Account Number	000970060
Map Number	43 (02)A /17R-1B
Prop Address	406-LOT STARLING AVE
Owner Name	HASKINS JAMES W & HASKINS ELIZABETH M
Address	PO BOX 72
City, State	MARTINSVILLE, VA
Zip	24114-0072
Legal Desc	TRACT 17R-1
Zoning	P-2
Deed/Page	LR09/00382
Acreage/Sq. Ft.	35669.000000
Land Value	44900.000000
Prop Desc	
Above Grade Sq Ft	0.000000
Improv Value	7500.000000
Total Value	52400.000000
Acquired Date	16.4.2009
Consideration	5000.000000
Year Built	
Prv. Owner	L & H ENTERPRISES OF VA INC
Prv. Acquired Date	29.12.2006
Prv. Deed	000-000
Prv. Consideration	0.000000

Name	Value
Account Number	000535600
Map Number	43 (02)C /22A
Prop Address	401 STARLING AVE
Owner Name	REYNOLDS KIMBLE JR
Address	401 STARLING AVE
City, State	MARTINSVILLE, VA
Zip	24112
Legal Desc	FRONT PART LOT 22
Zoning	P-2
Deed/Page	DB 228/078
Acreage/Sq. Ft.	11793.000000
Land Value	30500.000000
Prop Desc	2 ST BR
Above Grade Sq Ft	3339.000000
Improv Value	104100.000000
Total Value	134600.000000
Acquired Date	20.10.1994
Consideration	64250.000000
Year Built	1925
Prv. Owner	THOMAS STUART L & THOMAS JULIE H
Prv. Acquired Date	8.1.1992
Prv. Deed	DB 203/515
Prv. Consideration	45000.000000

Name	Value
Account Number	000057100
Map Number	43 (02)C /21A
Prop Address	306-LOT HAIRSTON ST
Owner Name	KNIGHT CONRAD M & KNIGHT PAT P
Address	212 STARLING AVE
City, State	MARTINSVILLE, VA
Zip	24112-3844
Legal Desc	BACK OF LOT 21 OFF STARLING AVE
Zoning	R-9
Deed/Page	LR05/00603
Acreage/Sq. Ft.	6080.000000
Land Value	4000.000000
Prop Desc	
Above Grade Sq Ft	0.000000
Improv Value	0.000000
Total Value	4000.000000
Acquired Date	15.4.2005
Consideration	75000.000000
Year Built	
Prv. Owner	BLACKARD BENTON S ET UX
Prv. Acquired Date	1.7.1987
Prv. Deed	DB 029/109
Prv. Consideration	0.000000

RMC Real Estate, LLC

1100 Mulberry Road • Martinsville, VA 24112

September 29, 2015

Dear City of Martinsville,

RMC Real Estate, LLC has no objection and encourages the demolition of all structures at 403 Starling Avenue for the removal of the blight and dangers posed to the public by the structures.



Mark A. Crabtree, DDS
Managing Partner



October 1, 2015

Architectural Review Board
City of Martinsville
P.O. Box 1112
Martinsville, VA 24112

RE: Demolition of House and Shed located at 403 Starling Avenue

Martinsville Smiles PLLC purchased the blighted property at 407 Starling Avenue to remove the deteriorating and unsafe structures to improve the community.

The structures are of no unique or historical significance.

The plan is to remove the structures and plant grass.

Future plans for the lot have not been developed.

Please review photos for condition of the building. It is unsafe and a threat to public safety and a detriment to the future of the neighborhood. All adjacent property owners support the removal and have no objections to removal of the blighted structures.

Sincerely,

A handwritten signature in black ink that reads "Mark A. Crabtree 09".

Mark A. Crabtree, DDS
Managing Partner

407 Starling Avenue
Martinsville, Virginia 24112

CONRAD KNIGHT

306 HAIRSTON ST
MARTINSVILLE, VIRGINIA 24112
PH: 276-638-8794

SEPTEMBER 30, 2015

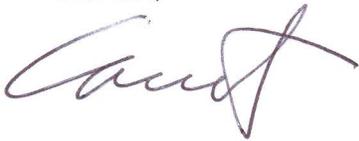
CITY OF MARTINSVILLE
55 W. CHURCH ST
MARTINSVILLE, VA 24112

REF: REQUEST BY DR. MARK CRABTREE TO RAZE THE BUILDINGS AT 403 STARLING AVE.

TO WHOM IT MAY CONCERN,

MY WIFE AND I OWN THE HOUSE AT 306 HAIRSTON STREET WHICH JOINS THE PROPERTY AT 403 STARLING AVE. WE HAVE NO OBJECTION TO THE DEMOLITION OF THE BUILDING AND GARAGE AT 403 STARLING AVE. I SAY GOOD RIDDANCE. THIS PROPERTY IS AND HAS FOR THE LAST 10-15 YEARS BEEN POORLY MAINTAINED AND MANAGED. THE GARAGE BUILDING IS READY TO FALL DOWN, IS UNSIGHTLY AND HAS AT LEAST ONE GROUNDHOG DEN UNDER IT. THE PREVIOUS TENANT KEPT TWO CHAINED DOGS BEHIND THE HOUSE. THE DOGS BARKED AT EVERYONE WALKING ALONG THE STREET AND WERE NEVER EXERCISED PER CITY ORDINANCE. AT TIMES THE ODOR FROM THE YARD WAS QUITE NOTICEABLE.

SINCERELY,

A handwritten signature in dark ink, appearing to read "Conrad", written in a cursive style.

YOUNG, HASKINS, MANN, GREGORY, McGARRY & WALL

A PROFESSIONAL CORPORATION

JAMES W. HASKINS
ROBERT W. MANN*
JOHN L. GREGORY, III
JAMES R. McGARRY
SCOTT C. WALL

400 STARLING AVENUE
POST OFFICE BOX 72
MARTINSVILLE, VIRGINIA 24114-0072
ATTORNEYS@YOUNGHASKINS.COM

R.R. (JIM) YOUNG, JR.
(1922-1995)

PHONE (276) 638-2367
FAX (276) 638-1214

September 30, 2015

City of Martinsville
55 West Church Street
Martinsville, Virginia 24112

Re: Property located at 403 Starling Avenue, Martinsville, Virginia

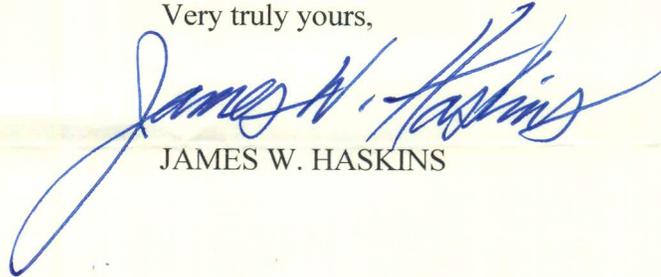
To Whom It May Concern:

I am the owner of certain property located across the street from property located at 403 Starling Avenue recently acquired by Martinsville Smiles, PLLC.

The purpose of this letter is to acknowledge that I have absolutely no objection to the demolition of all structures at 403 Starling Avenue, Martinsville, Virginia.

If you have any questions or need anything else from me, please do not hesitate to contact me. Thank you very much.

Very truly yours,



JAMES W. HASKINS

JWH/pjn

LAW OFFICES

YOUNG, HASKINS, MANN, GREGORY, McGARRY & WALL

A PROFESSIONAL CORPORATION

JAMES W. HASKINS
ROBERT W. MANN*
JOHN L. GREGORY, III
JAMES R. McGARRY
SCOTT C. WALL

400 STARLING AVENUE
POST OFFICE BOX 72
MARTINSVILLE, VIRGINIA 24114-0072
ATTORNEYS@YOUNGHASKINS.COM

R.R. (JIM) YOUNG, JR.
(1922-1995)

PHONE (276) 638-2367
FAX (276) 638-1214

JOHN L. GREGORY DIRECT EMAIL:
GREGORY@YOUNGHASKINS.COM

September 30, 2015

City of Martinsville
55 West Church Street
Martinsville, Virginia 24112

Re: Property located at 403 Starling Avenue, Martinsville, Virginia

To Whom It May Concern:

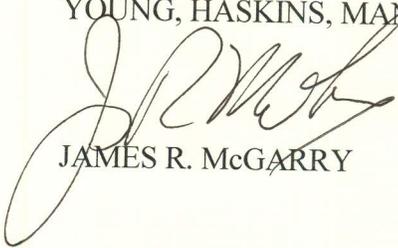
Our law firm is the owner of certain property located at 400 Starling Avenue, Martinsville, Virginia, across the street from property located at 403 Starling Avenue recently acquired by Martinsville Smiles, PLLC.

The purpose of this letter is to acknowledge that we have absolutely no objection to the demolition of all structures at 403 Starling Avenue, Martinsville, Virginia. In fact, we would encourage that the demolition be done as an improvement to the surrounding property values and the general safety of the area.

If you have any questions or need anything else from us, please do not hesitate to contact me. Thank you very much.

Very truly yours,

YOUNG, HASKINS, MANN & GREGORY, LLC


JAMES R. McGARRY

JRM:pjn

KIMBLE REYNOLDS, JR.

Attorney & Counselor at Law

401 Starling Avenue

Martinsville, Virginia

Telephone

(276) 632-3588

Facsimile

(276) 632-2899

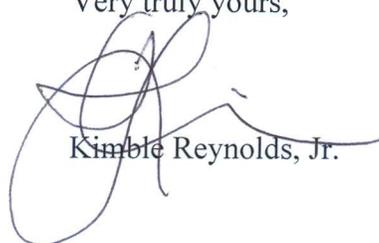
September 30, 2015

Architectural Review Board
City of Martinsville
55 W. Church Street
Martinsville, VA 24112

To Whom it May Concern:

We have no objection to Dr. Crabtree purchasing and demolishing the vacant house between my office and the office of Dr. Mark Crabtree.

Very truly yours,



Kimble Reynolds, Jr.

KR/rc



Dishman Environmental Inc.

DANVILLE, VA

Environmental Services

Danville, VA 24541

P.O. BOX 10250 (24543)

PH. (434) 685-1662

FAX (434) 685-3069

INVOICE

#0259

Sold To: Martinsville Smiles, LLC

ATTN: Accounts Payable

407 Starling Avenue

Martinsville, VA 24112

Reference: 403 Starling Ave.

Invoice Date: 9/23/2015

Reference	Description	Amount
403 Starling Avenue Martinsville, VA	For the removal and legal disposal of multiple layers of floor tile/vinyl and mastic from the residential home located at 403 Starling Ave.	\$ 1,800.00
Net 30	Total Amount Owed:	\$ 1,800.00

Please Make Checks payable to **Dishman Environmental, Inc.**
We Appreciate Your Business!

Fire & EMS Department / Inspections Division
ASBESTOS INSPECTION CERTIFICATION/EXEMPTION FORM

Section 36-99.7 of the Code of Virginia and Section 110.3 of the 2012 Virginia Uniform Statewide Building Code (VUSBC) requires the submission of an asbestos inspection certification to the City of Martinsville Fire & EMS Department Inspections Division prior to the issuance of a building permit allowing a building to be renovated or demolished. The asbestos inspection certification must state that the affected portions of the building have been inspected for the presence of asbestos and that appropriate response actions will be undertaken in accordance with the Code of Virginia. The asbestos inspection must be performed by a person with a valid Asbestos Inspector's license issued by the Virginia Department of Professional and Occupational Regulations. The asbestos inspection requirement does not apply to single family dwellings or to residential housing with four or fewer units unless the renovation or demolition of such buildings is for commercial or public development purposes. This provision shall not apply if the combined amount of regulated asbestos containing material involved in the renovation or demolition is less than 260 linear feet on pipes or less than 160 square feet on other facility components or less than thirty-five cubic feet of facility components where the length or area could not be measured previously.

This form must be completed for all renovation or demolition permits. Original signatures are required on all "Asbestos Inspection Certification/Exemption Forms" (copies are *not* acceptable). This certification must be signed by the owner or by the owner's authorized agent of all properties on which work is being performed.

I, Martinsville Sables PLLC AM THE OWNER OR THE OWNER'S AUTHORIZED AGENT OF THE BUILDING LOCATED AT: 403 Starling Avenue (Address) WHICH IS WITHIN THE CITY OF MARTINSVILLE. I PROPOSE TO PERFORM THE FOLLOWING WORK:
Demolition of House & Garage
(Full description of work)

1. I CERTIFY THAT THE AFFECTED PORTIONS OF THIS BUILDING HAVE BEEN INSPECTED FOR THE PRESENCE OF ASBESTOS IN ACCORDANCE WITH THE ASBESTOS RELATED PROVISIONS OF THE CODE OF VIRGINIA AND THE 2012 VUSBC, AND THAT,

CERTIFY THE APPROPRIATE BOX CONCERNING THE ASBESTOS INSPECTION:

No asbestos containing materials were found in the affected portion of the building.

Asbestos containing materials were found in the affected portions of the building and that appropriate response actions will be undertaken in accordance with all applicable laws and regulations regarding asbestos abatement. I further certify that the abatement area will not be reoccupied until the response actions have been completed and final clearance levels have been measured and found to be within the regulated tolerances for re-occupancy.

Removed by D. Sherman Environmental, Inc.

2. I CERTIFY THAT I AM EXEMPT FROM THE PROVISIONS OF SECTION 36-99.7 OF THE CODE OF VIRGINIA AND SECTION 110.3 OF THE 2012 VUSBC BECAUSE,

CHECK THE APPROPRIATE BOX:

The combined amount of regulated asbestos containing material involved in the renovation or demolition is less than 260 linear feet on pipes or less than 160 square feet on other facility components or less than thirty-five cubic feet of facility components where the length or area could not be measured previously.

This is a single-family dwelling or residential housing with four or fewer units which is not to be renovated or demolished for commercial or public development purposes.

Mark A. Crabtree PA - Managing Partner 9/29/15
Signature of Owner or Owner's Agent Date
Mark A. Crabtree
Printed Name Position or Title



Asbestos Characterization Form

Generator Identification:

FPC Approval #: _____

^{OWNER'S} Business name: DR. MARK CRABTREE / Martinsville Smokers PLLC

* Mailing address: _____

Job location/Name: 403 STARLING AVE. City: MARTINSVILLE State/Zip: VA 24112

* Authorized agent: _____ Title: OWNER *Phone: _____

Description of waste product (please specify friable or non-friable): NON-FRIABLE

Indicate the process that generates this waste (be specific): DEMOLITION

Material Characterization:

Estimated volume/tonnage: _____ Frequency (check one): monthly yearly one time

Packing: Bulk Drums If Drums, give size and type: _____

Physical state: solid liquid

Is this waste corrosive? no

Is this a listed hazardous waste per USEPA Regulations? no

Abatement Information:

Contractor name: DISHMAN ENVIRONMENTAL, INC.

Address: P.O. BOX 10250 City: DANVILLE State/Zip: VA, 24543

Telephone: (434) 685-1662

Hauler's Information (if other than First Piedmont Corporation vehicles):

Name: M.R. DISHMAN & SONS, INC.

Address: 3156 MOOREFIELD BIRDGE RD. City: DANVILLE State/Zip: VA 24541

Telephone: (434) 685-3911

Generator's Certification:

This is a complete and accurate description of this waste material and I hereby certify this waste is not hazardous as defined by the U.S. Department of Transportation (DOT), U.S. Environmental Protection Agency (EPA), state or local regulations.

* Generator's signature: Mark Crabtree OPI

* Title: Managing Partner *Date: 9/16/15

If you have any questions, please call our Main Office in Chatham, VA at (434) 432-0211 or toll free (800) 476-6780. Please sign and fax this form to Ricky Harris at (888) 594-0278. Thank you.

Meeting Date: October 27, 2015
Item No: Addendum Item 2.
Department: Commissioner of the Revenue, City Treasurer
Issue: Refund Resulting from Appeal of Statutory Assessment for Business Personal Property for Tax Year 2014.

Summary: The Commissioner of the Revenue office annually requires an itemized filing of business tangible personal property and machinery and tools still in use by the business as of the January 1st tax date. One large tax customer that has several business sites in Martinsville did not submit complete itemized listings for all of the offices in Martinsville as required in the attached 2014 Filing Note to Business Taxpayers. The 2014 assessment was delayed as late as possible last fall by the Commissioner's office in an attempt to get an accurate assessment booked before the City Treasurer mailed personal property bills last October. The business was unable to provide the requested itemization therefore a statutory assessment was made. A statutory assessment is one that is authorized by Code of Virginia §58.1-3109. The Martinsville Commissioner's office based the statutory assessment on the highest assessment of a business that had reported a complete listing and is similar to the business that failed to file a complete itemization.

The statutorily assessed business subsequently conducted an inventory of each site and provided a detailed listing for their 2015 business equipment listing. The business appealed the 2014 assessment on October 14, 2015 and requested that we use the asset listing for the 2015 tax year as the basis for their 2014 business personal property assessment.

The auditors in the Commissioner's office promptly reviewed the accounts and made necessary adjustments as the taxpayer had paid the 2014 statutory assessment of their business personal property. The adjustments were completed on October 23, 2015 to 6 personal property accounts that were appealed by the taxpayer and the City Treasurer was notified of the adjustments. The Treasurer has applied as much of the resulting refund to the taxpayer's 2015 bills and supplemental assessments but a balance of \$53,323.22 remained. She has also calculated interest as of October 27, 2015 on the various accounts to be \$4,090.21. Interest will continue to accrue if authorization to issue the refund is delayed beyond October 27, 2015.

The Code of Virginia authorizes the City Treasurer to issue refunds up to \$2,500 without prior authorization of City Council. Because the refund amount is over this limit, City Council must authorize the City Treasurer to issue the refund so that the timing of the refund does not negatively impact the city's cash flow.

All necessary reports were provided to the City Treasurer and Finance Director and are subject to review by the city's auditors as part of the city's annual audit. Detailed information regarding the assessment, the taxpayer and specific details of the assessment are protected by the state's confidentiality laws.

Attachments: 2014 Filing Note to Business Taxpayers

Recommendations: Authorize City Treasurer to issue total refund of \$57,413.43 to city business customer #1511679 for overpayment of their 2014 business personal property assessment as of October 27, 2015.

RUTH L. EASLEY
COMMISSIONER



PHONE (276) 403-5131
FAX (276) 403-5337

OFFICE OF THE COMMISSIONER OF THE REVENUE
P.O. BOX 1222
MARTINSVILLE, VIRGINIA 24114-1222

FILING NOTE TO BUSINESS TAXPAYERS

Enclosed are your forms for filing your **2014** City of Martinsville itemized listing for business tangible personal property and/or machinery and tools.

Please note that the enclosed itemized listing forms for tangible personal property that you own or lease on January 1, 2014 must be completed and submitted with your filing. A computer generated listing will be accepted provided that the listing contains the information required on the itemized listing sheets that are enclosed. Returns submitted without an itemized listing will be considered incomplete and will be returned to you for completion. The required **completed** vehicle verification return (green sheet) and itemization sheets are due on or before **May 1, 2014**, to avoid late filing penalties. Postal postmarks (not postage meter) will determine the filing date on mailed returns.

Computer generated listings or the enclosed itemization sheets must contain a detailed listing of **ALL** items used in the course of your business that were owned or leased on January 1, 2014. If you have fully depreciated any equipment for federal tax purposes but continue to use the equipment in your business, then it should continue to be listed on your return for local taxation purposes. The original purchase cost or lease cost, the date of acquisition and, in the case of leased equipment, the name and address of the lessor should be listed. A separate itemization form is provided for leased equipment.

To assure completeness and accuracy, please identify and describe any dispositions of previously acquired property (showing original cost, acquisition date and disposal date.) Move-in dates for older equipment that may have been used in prior years in another location should be clearly noted. The current year itemization is compared to the prior year listings and adjustments will be made to prior years, if necessary.

Thank you for filing a timely completed return. Again, incomplete returns or improperly completed returns WILL NOT be accepted and will be returned to you for completion. If not **completely** filed by **May 1, 2014**, late filing penalties will be assessed.

On behalf of the citizens of the City of Martinsville, thank you for choosing the City of Martinsville for your business location. The office of the Commissioner of the Revenue is available to assist you in any way possible. If you have questions regarding the operation of your business in the City of Martinsville or need assistance with filing this return, please do not hesitate to contact me at (276) 403-5131.

Sincerely,

Ruth L. Easley, MCR
Commissioner of the Revenue