

AGENDA--CITY COUNCIL -- CITY OF MARTINSVILLE,  
VIRGINIA

Council Chambers – Municipal Building

**7:30pm Regular Session**  
**Tuesday August 11, 2020**

**7:30 pm - Regular Session**

Pledge to the American Flag and Invocation by Mayor Lawson

1. Approve minutes from the July 28, 2020 Council Meeting (5 mins)
2. Hear an update from Martinsville City Schools on plans regarding the upcoming 2020/2021 school year. (20 mins)
3. Continue the public hearing on a request from Homero Sandoval Ramos for a Special Use Permit for a vehicle display lot and custom designed vehicle wrap business at 125 Clearview Drive. (10 mins)
4. Hear a staff update on various projects and activities. (20 mins)
5. Consider approval of consent agenda (2 mins)
6. **Business from the Floor - CANCELLED**  
As a result of COVID-19 issues, business from the floor will not occur at City Council meetings until further notice. Citizens desiring to present comments for Council's consideration may do so by emailing the comments to Karen Roberts, Clerk of Council at [kroberts@ci.martinsville.va.us](mailto:kroberts@ci.martinsville.va.us), calling in the comments to 276-403-5182, faxing comments to 276-403-5280, or mailing comments to City of Martinsville, attn.: Karen Roberts, P.O. Drawer 1112, Martinsville, VA 24114. Comments must be received by noon, August 11 for consideration by Council at this meeting.
7. Comments by members of City Council. (5 minutes)
8. Comments by City Manager and City Attorney. (5 minutes)



## **City Council Agenda Summary**

**Meeting Date:** August 11, 2020

**Item No:** 1.

**Department:** Clerk of Council

**Issue:** Consider approval of minutes

**Summary:** None

**Attachments:** July 28, 2020 Council Meeting

**Recommendations:** Motion to approve minutes as presented.



## City Council Agenda Summary

**Meeting Date:** August 11, 2020

**Item No:** 2.

**Department:** City Manager

**Issue:** Hear an update from Martinsville City Schools on plans regarding the upcoming 2020/2021 school year.

**Summary:** Martinsville City School Superintendent Dr. Zeb Talley will provide an update regarding plans for the upcoming 2020/2021 school year. The Covid 19 pandemic has forced school systems nationwide to develop strategies to resume public education in a safe and effective manner and Dr. Talley will discuss Martinsville School's plans.

**Attachment:** None

**Recommendation:** No action needed – presented for information purposes.

**Meeting Date:** August 11, 2020

**Item No:** 3.

**Department:** Community Development

**Issue:** Continue the public hearing on a request from Homero Sandoval Ramos for a Special Use Permit for a vehicle display lot and custom designed vehicle wrap business at 128 Clearview Drive.

**Summary:** On Thursday, January 23, 2020, the Planning Commission conducted a duly advertised public hearing on a request from Homero Sandoval Ramos for a Special Use Permit for a vehicle display lot and custom designed vehicle wrap business at 128 Clearview Drive. At the Public Hearing, two residents of the neighborhood spoke in opposition to the proposed Special Use Permit, and a representative of the planned business addressed those concerns. Following the hearing, the Planning Commission voted unanimously to forward the request along to City Council with the recommendation that the Special Use Permit be granted. At Council's January 28<sup>th</sup> meeting, a public hearing was set for the February 11<sup>th</sup> meeting.

Council conducted a duly advertised public hearing at the Tuesday, February 11, 2020 meeting, and no one spoke except the petitioner. Following questions by Council, a decision was made to continue the hearing to the May 12, 2020 Council meeting to allow the petitioner time to submit additional information to the Inspections Office. No additional information was submitted by that date and the petitioner did not contact the Inspections Office nor respond to contact attempts by Inspections. This matter was placed back on Council's agenda for the May 12, 2020 meeting with the staff recommendation to deny the permit, and Council decided to continue the hearing until June 23, 2020, citing restrictions on attending public meetings due to the Covid19 pandemic. Since that time, City staff has been unable to obtain written confirmation of the petitioner's desire to either move forward with the project, or withdraw the petition.

**Attachments:** Excerpt of minutes from the February 11 Council meeting, staff report

**Recommendations:** Reopen the public hearing for additional comment. Unless additional information is provided before, or at the hearing addressing questions from the February 11<sup>th</sup> hearing, staff recommends denial of the Special Use Permit.

## Excerpt of minutes from the February 11, 2020 Council meeting

### Conduct a public hearing on a request from Homero Sandoval Ramos for a Special Use Permit for a vehicle display lot and custom designed vehicle wrap business at 128 Clearview Drive –

Kris Bridges invited Council to ask any questions of the Mr. Ramos who was in attendance. Of the three individuals who spoke at the Planning Commission hearing, two expressed concerns about the business regarding possible increased traffic, the potential for it to become a junk yard, etc. Mr. Ramos's son spoke in defense of the business assuring that the appearance of the building would remain professional and that they would not allow it to look junky. There will be security cameras and they would not offer services or sell items at this business that would invite the wrong customer base. The Planning Commission voted to send this request to Council for a final decision with the recommendation that the special use permit be granted. Council Member Turner said he does not feel that the use of this location as a vehicle wrap business would cause any increase in traffic flow. Council Member Bowles asked how a car would be wrapped at the business if it cannot be driven into the building. Mr. Ramos explained that a garage door would be installed and they are reviewing their best options for that. Ramos does not plan to store many vehicles at this location, possibly three or four that that are being wrapped since that process could take a week or more. Mayor Lawson opened the public hearing. No one approached the podium. Mayor Lawson continued the public hearing until May 12, 2020 allowing Mr. Ramos time to submit additional information to the Building Inspector's office.

# Martinsville City Council

May 12th, 2020 at 7:30PM, Council Chambers

## Staff Report

**Subject:** Conduct a Public Hearing for a Special Use Permit to Consider an Application for a Car Display/Lot and Custom Vehicle Wrap Business at 128 Clearview Drive

**Applicant:** Homero Sandoval Ramos, Owner

**Location:** 128 Clearview Dr, Martinsville VA 24112

**Tax Parcel Number:** 13 (02) 00/ 06A (000226000)

**Existing Zoning:** C-N (Neighborhood Commercial District)

**Adjacent Property Zoning(s):** R-N (Neighborhood Residential District) and C-N (Neighborhood Commercial District)

**Requested Action:** To obtain a special use permit for a car display lot and custom designed car wraps (*Automobile Sales, including display lot and Automobile Repair and Service*), for the location of 128 Clearview Dr, Martinsville VA, 24112. This is permitted by special use only in the C-N (Neighborhood Commercial District), per Section XIII, Letter D in the City's Zoning Ordinance.

**Circumstances:** To obtain a special use permit for a car display lot and custom designed car wraps for the address of 128 Clearview Dr, Martinsville VA, 24112. The building located on the property was constructed in 1940 and is the former site of the Midget Market. According to a record of ownership, this property is owned by Homero Sandoval Ramos since October 29<sup>th</sup>, 2019. Since 1963 this building has been used as a convenience store/restaurant under the name of the "Midget Market." Although the ownership has changed over the years, the convenience store has always been re-opened under the same name according to records. This property has been used historically for commercial, retail purposes until the Midget Market closed around 2017. Future Land Use Map from the 2009 City of Martinsville's Comprehensive Plan designates this property as a "Professional."

Both the City's Planning Commission and City Council requested additional information from the petitioner and extended the public hearing until May 2020. As of May 2020, the Community Development Office has not received any new information related to the development at 128 Clearview Drive.

**Staff Recommendation:** Therefore, Staff recommends the Council **deny the request** due to lack of supporting information submitted to the Community Development Office and the applicant's lack of contact with City employees regarding continuance of interest in the project despite numerous outreach attempts on the part of City Staff.

**Attachments:** Application, Property Information



## City Council Agenda Summary

**Date:** August 11, 2020

**Item No:** 4.

**Department:** City Manager

**Issue:** Hear a staff update on various projects and activities.

**Summary:** City staff will provide an update on various projects and activities including CARES funding, construction projects, and grant-funded projects.

**Attachments:** None. Additional information will be presented at the meeting.

**Recommendations:** Presented for information purposes. No Council action needed.



## City Council Agenda Summary

**Meeting Date:** August 11, 2020

**Item No:** 5.

**Department:** Finance

**Issue:** Consider approval of the consent agenda

**Summary:**

The attachment amends the FY20 and FY21 budgets with appropriations in the following funds:

FY20

General: \$ 30,998 – Forfeited Assets; Grants

FY21

General: \$ 758 – Forfeited Assets

**Attachments:** Consent Agenda – 8-11-20

**Recommendations:** Approve.

BUDGET ADDITIONS FOR 8/11/20

ORG	OBJECT	DESCRIPTION	DEBIT	CREDIT
<b>BUDGET ADDITIONS</b>				
<b>FY2020</b>				
<b>General Fund:</b>				
01102926	405555	Brownfields Grant - EPA		7,345
01812247	503136	Brownfields - Hazardous - Consultant	6,153	
01812249	503136	Brownfields - Petroleum - Consultant Requisition #6	1,192	
01102926	436401	Categorical Federal - Confiscated Assets - PD		23,653
01311085	506079	Police Dept - Federal Asset Forfeitures Forfeited assets from Federal Gov't	23,653	
<b>Total General Fund:</b>			<b>30,998</b>	<b>30,998</b>

**FY2021**

<b>General Fund:</b>				
01101917	442401	Categorical Other State - Confiscated Assets - PD		606
01101917	442402	Categorical Other State - Confiscated Assets - CA		152
01311085	506078	Police Dept - State Asset Forfeitures	606	
01221082	506105	Commonwealth's Atty - State Asset Forfeitures Forfeited assets from Commonwealth	152	
<b>Total General Fund:</b>			<b>758</b>	<b>758</b>