

AT A REGULARLY SCHEDULED MEETING OF THE DEVELOPMENT REVIEW COMMITTEE OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD IN THE BUILDING A CONFERENCE ROOM AT 4 P.M. ON THE 30th DAY OF JANUARY TWO THOUSAND EIGHT.

ROLL CALL

Mr. Jack Fraley
Ms. Shereen Hughes
Mr. George Billups
Mr. Tony Obadal

ABSENT

Mr. Rick Krapf
Jim Kennedy

STAFF

Allen Murphy
Barry Moses
Bill Cain
Luke Vinciguerra

MINUTES

Mr. Billups wanted to re-explore the parking meters discussed and presented within the January 4th minutes. Mr. Billups questioned if parking meters would be cost effective.

Ms. Hughes stated that the meter option was no longer being considered, and that the consensus was to create time-reserved parking.

Mr. Fraley asked for staff to notify Mr. Smolnik about Mr. Billups's request for parking meter information should that option come to the forefront.

Mr. Billups stated he wanted to better understand the diagram discussed in connection to the Prime Outlet Expansion.

Ms. Hughes stated that an updated diagram will be provided by Mr. Romeo of LandMark. The updated version will reflect modifications made up to this point.

Mr. Billups noted that the degree of modification may require another review by the board. Mr. Billups asked if there are laws governing the degree in which the applicant will be required to follow.

Mr. Murphy stated he wants to have a supplement made available to reflect all changes thus far.

Ms. Hughes concurred.

Mr. Obadal suggested the board further discuss the necessity of additional follow up in regards to ensuring that applicants follow the direction of the board. Mr. Obadal requested that committee member's requests, directives, and suggestions be underlined in the minutes in the future.

Mr. Billups requested the Policy Committee discuss the format of minutes at a future meeting.

Mr. Fraley moved to approve the minutes.

The minutes were approved by a voice vote. (5-0).

SP-0021-2007 Anderson's Corner Animal Hospital sidewalk waiver

Mr. Luke Vinciguerra presented the case and stated that Ms. Milissa England on behalf of DJG Inc. had applied for a sidewalk waiver located at 8391 Richmond Road. At the time of the report the applicant was requesting to construct an all weather trail as the topography of the site would make it difficult to construct a sidewalk. The Zoning Ordinance permits alternatives to a sidewalk should the DRC find that adequate pedestrian facilities have been provided.

Mr. Tony Obadal asked how the cost of the trail compared to the cost of a sidewalk.

Mr. Moses stated that a trail would be cheaper than a sidewalk.

Mr. Obadal asked about the impact on stormwater.

Mr. Moses responded that accommodations have been made to manage stormwater from the trail.

Mr. Obadal stated that when this case went to the Board for approval, that the applicant was obligated to follow the rules of the Zoning Ordinance, one of which was to create a sidewalk.

Mr. Murphy stated that a sidewalk wasn't discussed at the Master Plan level when the case went to the Board and the sidewalk didn't become an issue until the site plan level.

Mr. Billups asked if the sidewalk ordinance was in place when the case went to the Board.

Mr. Murphy responded that it was.

Mr. Billups asked if it was possible to make a path straight by the addition of a bridge.

Mr. Burton stated there was a transformer preventing the path from being straight and, could not be relocated.

Ms. Hughes stated that she was concerned that the terminus of the trail, not being in VDOT right-of-way, would make it difficult for adjacent parcels to connect to the trail should the

neighboring parcels be developed. Ms. Hughes discussed the possibility of making a condition requiring the applicant to pay for any improvements that need to be made to future neighboring sidewalk connections to the trail.

Mr. Murphy stated that the County would pursue a connection when the neighboring parcels develop.

Mr. Billups stated that approving the trail would be deviating from the intent of the Ordinance.

Mr. Fraley stated that the Ordinance permits a trail instead of a sidewalk and the trail could be considered better than a sidewalk as there is less impervious cover.

Mr. Billups stated that items such as a sidewalk waiver should be dealt with administratively and should not be brought before the DRC.

Mr. Fraley stated the issue is if the DRC is alright with the trail.

Ms. Hughes stated she was comfortable with the plan.

Mr. Burton stated the trail is safer than a sidewalk as it is not immediately adjacent to the road. The trail reflects the rural feel of the area and prevents the creation of steep slopes, as would be the case if a sidewalk was added.

Mr. Obadal asked if someone could ride a bike on the trail?

Mr. Burton responded that a bike could ride on it.

Mr. Fraley opened the public comment period.

Mr. Gerald Johnson responded that this is a superior solution to the problem and, thanked Ms. Hughes for her participation on the DRC.

Mr. Fraley closed the public comment period.

Ms. Hughes stated that this is safer than a sidewalk and made a motion to approve of the sidewalk modification.

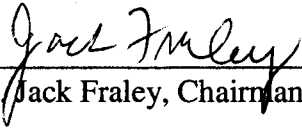
The motion was seconded by Mr. Obadal.

The motion passed unanimously.

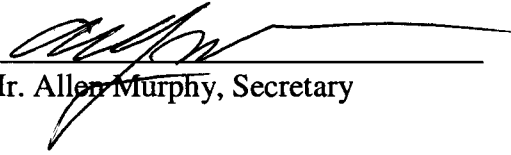
PUBLIC COMMENT PERIOD

ADJOURNMENT

Motion for Adjournment at 4:40 pm



Mr. Jack Fraley, Chairman



Mr. Allen Murphy, Secretary