



**TOWN OF IRVINGTON, VIRGINIA  
TOWN COUNCIL REGULAR MONTHLY MEETING  
IRVINGTON BAPTIST CHURCH  
THURSDAY, FEBRUARY 09, 2023; 6:30 p.m.**

**AGENDA –**

**A. CALL TO ORDER, J. Harris.**

**B. ROLL CALL**

J. Harris, present.  
J. Brown, present.  
J. Penniman, present.  
G. del Rio, present.  
P. Robinson, present.  
D. Patteson, present via phone.  
W. Nunnally, absent.

**C. APPROVE AGENDA**

**Motion (J. Penniman) to approve the agenda.**

**Second G. del Rio.**

**Motion passed unanimously.**

**D. APPROVE MINUTES**

- January 12, 2023, Joint Town Council & Planning Commission Public Hearing Draft Summary Minutes held at 5:30 p.m.

**Motion (J. Penniman) to approve the January 12, 2023, JTC & PC PH minutes.**

**Second J. Brown.**

**Motion passed unanimously.**

- January 12, 2023, Town Council Regular Called Meeting Draft Summary Minutes held at 6:30 p.m.

**Motion (G. del Rio) to approve the January 12, 2023, TC\_RCM minutes.**

**Second P. Robinson**

**Motion passed unanimously.**

**E. FINANCIAL REPORT**

- Treasurer's Report

Treasurer's Report is accepted.

**F. PUBLIC HEARING**

- CUP\_BAKER to operate a STR BUSINESS at 125 Edgewood Lane
- CUP\_GEIER to operate a STR BUSINESS at 4524 Irvington Road
- CUP\_HONEY to operate a Yoga/Pilates retail store at 301 Steamboat Road



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- CUP\_TIDESFARM to operate an agricultural farm on parcel #33-307C by New Tides LLC
- CUP\_HILLENBRAND to operate a STR at 81 Carter's Creek Road
- CUP\_KINDLE to operate a STR at 277 Steamboat Road

Colleen Sweeney - Edgewood Lane – The Baker property will not be a frequent Short Term Rental. Based on this she is withdrawing her objection.

Geier – What kind of rental? No one is present to answer questions regarding type of rental.

F. White – Chase's Cove Lane – Several concerns in regard to the Tides, such as water pressure, parking, access, etc.

M. Little, Tides Inn Horticulturist – Tides farm is currently a vacant property. Wanting to use to grow plants to be used by Tides. Will be foot traffic. Sketch was provided. Working on irrigation issues. There will be drip lines.

**G. PUBLIC COMMENT (limit 3 minutes per speaker)**

S. Kimmeth – listed upcoming events for the Village Improvement Association.

M. Shane – Traffic calming discussed. Speed cameras discussed in school zones.

F. Sanford – Discussed implementation of a temporary tax. This “temporary tax”, discussed years ago, is still in place.

G. Kuper – 277 Steamboat Road CUP, sent in a letter in opposition. There are no checks and balances for Council. Chesapeake National Recreation Area is being created and we need to see how this affects Irvington and its history.

C. Bradley – Speaker series starts Saturday. Public comments should be acknowledged and addressed at some point. Questions about budget discussed. Legal expenses are over budget.

J. Harris – The budget is an estimate from past year's expenses. Expenses are coming down.

M. Getoff – STR ordinance discussed. Density is a concern.

Town Clerk, L. Taylor – read an email from resident A. Lowery – A. Lowery had objections to elaborate plans for Commons. Purchasing new playground equipment, not



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needed. Replacement of tennis courts is not needed. Portable toilets are suitable for now. Amphitheater is not needed nor is walking trail. Funds for part-time police presence is more important.

**H. REPORT FROM THE MAYOR, *J. Harris***

Plaque honoring Jackie Burrell has been placed by Sandra Matthews.

**I. REPORT FROM TOWN ATTORNEY.**

No report.

**J. REPORT FROM THE ZONING ADMINISTRATOR, *J. Nelson***

West Irvington sidewalk engineering project is complete. Tides Inn has received VDOT approval for the new access road.

**K. COMMITTEE REPORTS**

- Budget & Finance Report, *J. Penniman & G. del Rio*  
Two meetings held. Moving along. Haven't started on Capital Improvement budget. Meals tax should be on next month's meeting agenda. .
- Charter, Codes & Ordinances Committee, *J. Brown & P. Robinson*  
Motion (J. Brown) to have a workshop for Council to discuss past issues.  
Second J. Penniman.  
Motion passes unanimously.
- H. R. Committee, *D. Patteson & W. Nunnally*  
Budget for next fiscal year for staff.
- Facilities Committee, *J. Brown & P. Robinson*  
P. Robinson – Complaints on sidewalks. Town is responsible for some sidewalks and VDOT is responsible for other sidewalks. Government funding program is available, up to 80% will be paid back for sidewalk projects.
- Community & Special Events Committee, *J. Penniman & D. Patteson*  
4th of July parade, Monday July 3, 2023.
- Playground & Commons Committee, *G. del Rio & W. Nunnally*  
Next meeting will be Thursday, February 23, 2023, 4:00 p.m., open meeting.
- Planning Commission Update, *T. Chapman – Chair*  
CUP's and STR's discussed. Sign ordinance.

**L. OLD BUSINESS**

- CUP\_BAKER to operate a STR at 125 Edgewood Lane

**Motion (J. Brown) to approve Baker CUP.**

**Seconded by P. Robinson**

**Motion passes unanimously.**

- CUP\_HONEY to operate a Yoga/Pilates retail store at 301 Steamboat Road



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**Motion (J. Brown) to accept HONEY CUP.**

**Seconded by D. Patteson.**

**Motion passes unanimously.**

- CUP\_TIDESFARM to operate an agricultural farm on parcel #33-307C by New Tides LLC

**Motion (J. Penniman) to accept TidesFarm CUP.**

**Seconded by D. Patteson.**

**Motion passes unanimously.**

- CUP\_HILLENBRAND to operate a STR at 81 Carter's Creek Road

**Motion (J. Penniman) to accept Hillenbrand CUP for house only.**

**Seconded by P. Robinson.**

**Motion passes unanimously.**

- CUP\_KINDLE to operate a STR at 277 Steamboat Road  
P. Robinson – Objects to contacts living/working in Virginia Beach. No issue with parking.

**Motion (J. Brown) to deny granting Kindle CUP.**

**Seconded by P. Robinson.**

**Motion passes 4-1-0. D. Patteson abstained.**

27 STR's at present.

- STR Ordinance Amendment.

All CUP's will have to comply with these. Business license - Expiration shall occur after written notice and 30 days without compliance.

G. del Rio - There should be a remedy period. Pushback about business license. There are a lot of folks that don't know about this.

**Motion (P. Robinson) to accept modified language of ordinance and to accept previously approved CUP's.**

**Seconded by J. Brown**

**D. Patteson, yes.**

**J. Penniman, yes.**

**J. Brown, yes.**

**G. del Rio, yes.**

**P. Robinson, yes.**

**Motion passes unanimously.**



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**Motion (G. del Rio) to send back to PC with the amendments to go through the process to make a formal amendment to the ordinance in the interest of health, safety and welfare and practices of the Town.**

**Seconded by J. Penniman.**

**D. Patteson, yes.**

**J. Penniman, yes.**

**J. Brown, yes.**

**G. del Rio, yes.**

**P. Robinson, yes.**

**Motion passes unanimously.**

**M. NEW BUSINESS**

- Banking Resolutions 2023-01 and 2023-02 to appoint new signatories for Chesapeake Bank and Blue Ridge Bank. Mr. Nunnally would be added as Vice Mayor.

**Motion (J. Brown) to approve to add new signatories.**

**Seconded by G. del Rio.**

**D. Patteson, yes.**

**J. Penniman, yes.**

**J. Brown, yes.**

**G. del Rio, yes.**

**P. Robinson, yes.**

**Motion passes unanimously.**

- CD at Blue Ridge Bank – close and deposit to Atlantic Union CD for 4%.

**Motion (G. del Rio) to approve closing and depositing to Atlantic Union CD.**

**Second J. Brown.**

**D. Patteson, yes.**

**J. Penniman, yes.**

**J. Brown, yes.**

**G. del Rio, yes.**

**P. Robinson, yes.**

**Motion passes unanimously.**

- VIA Events – *S. Kimmeth*  
2023 Event calendar in packet.

**Motion (J. Brown) for use of Town Commons for VIA event calendar.**

**Seconded by G. del Rio.**



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**Motion passed unanimously.**

- Request for Town sponsorship of SEM Crab Fest  
Information for budget planning. Information about donation.
- Historic Designation – There was extensive work done to get this designation.  
Decisions need to be made as to use of this designation.

**N. ANNOUNCEMENTS**

- Town Office closed February 20, 2023, for Presidents' Day
- Next Town Council Regular Called meeting, March 9, 2023, at 6:30 p.m. at  
Irvington **BAPTIST** Church

**O. ADJOURN**

**Motion (J. Brown) to adjourn.**

**Seconded by D. Patteson**

**Motion passes unanimously.**