

Irvington Town Council
Minutes of the Public and Regular Meeting
December 12, 1996

The regular and public meeting of the Irvington Town Council was held December 12, 1996, at the Irvington Town Office at 7:20 P.M.

PRESENT:

Mayor	Alexander McDonald Fleet
Council	Cathy Bryant Jimmie Lee Crockett Richard Pittman Ralph Ransone
Zoning Administrator	John C. Fitzpatrick

ABSENT:

Council	Cabell Lawton Richard Lynn
Attorney	Mat Terry

VISITORS:

H.S. Gov't Students	Lisa Anthony Lashawn Gaskins Heather Jones
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The Mayor opened the Council Meeting with a prayer.

The minutes from the October 10, 1996, meeting were reviewed. Jimmie Lee Crockett made a motion to approve them as presented and Richard Pittman seconded the motion. Vote was 4-0.

A corrected September Treasurer's report and an October Treasurer's report were reviewed. Richard Pittman made the motion to approve them and Jimmie Lee Crockett seconded the motion. Vote was 4-0.

On November 14, 1996, the Council was unable to have the business meeting because of a lack of a quorum present. There was a brief discussion regarding the meeting that had taken place with the representatives from the cable company. Cathy Bryant made a motion to accept the minutes from the meeting and Ralph Ransone seconded the motion. Vote was 4-0.

The minutes for the November 21, 1996, meeting were reviewed.

Richard Pittman reported that Toby Blake was pleased with the zoning administrator's help. The question of charging for using the Bandstand was raised. The Council members thought that there should be no charge for using the Bandstand, but any group using the Bandstand should have insurance to cover the activity. Jimmie Lee Crockett made a motion to approve the minutes and Richard Pittman seconded the motion. Vote was 4-0.

A new format for the Treasurer's Report was presented. The November Treasurer's Report was reviewed, but not approved because of some of the changes. A status report for the Bandstand Fund was given.

The zoning administrator presented an update on the Bank Lease Renewal. In the February 10, 1972 minutes, it was stated that the renewal term of the lease would be in twenty-five year periods. A copy of the document for this agreement has not been located. Mat Terry, Town Attorney, recommended that the lease be renewed for a period of twenty-five years for \$750 per year for the first five years and thereafter, the lease amount be reviewed every five years. Cathy Bryant made a motion to rescind the motion passed last month to lease the ground for \$750 per year for five years and Ralph Ransone seconded the motion. The vote was 4-0. Ralph Ransone made the motion to lease the land for a period of twenty-five years for \$750 per year for the first five years and thereafter, the lease amount be reviewed every five years. Jimmie Lee Crockett seconded the motion. The vote was 4-0.

There was a discussion regarding the development of the Bandstand gazebo and surrounding area. The Mayor thinks that the Council should be informed of any plans such as landscaping and that it have control as what is planned or being done. Richard Pittman suggested that Mr. Westbrook be invited to the next Council meeting. He said he would talk with Mr. Westbrook and tell him that the Town Council needs to be informed about plans for the area.

NEW BUSINESS:

Contribution to Rescue Squad: It was decided to consider this in the Spring.

Contribution to White Stone Fire Department: Records indicated that a \$150 donation was made to the Fire Department in August.

Chamber of Commerce: Information about the luminaries that the Chamber is encouraging residents to display was given to the Council members.

Christmas Tree Decorations: Richard Pittman was complimented on the installation of decorations. Letters of appreciation will be sent to Peyton Pittman and Owen Schultz, who helped Richard, and to Randy Stephens, who loaned his truck with a cherry picker.

John H. Garrett Boat Donation: Jack Garrett has donated his electric boat to the Town of Irvington, and requests that revenue from the asset be used to complete the funding for the bandstand and landscaping. William Westbrook is paying for its storage at the Rappahannock Yachts. Richard Pittman volunteered to take care of the maintenance of the boat and talk with Ragland Kruegar about the liability insurance. The Mayor said he would talk with a Town resident who has experience with electric boats.

Museum: The Mayor said that people have talked with him about an Irvington museum. He will do more research and explore the possibility of obtaining a Dupont Grant. The old Bank Building was mentioned as a site for a museum if it could be obtained.

Garbage: The Town pays Doggett's Diposal \$57.00 per month for garbage collection. If the collection were to be done by volunteers to eliminate the expense, the outside containers owned by Doggett's would need to be replaced. The mayor said that he would obtain more information and inform the Council in January.

Water Flooding Street: Jimmie Lee Crockett brought up the problem that is occurring in the street around the parking lot entrance and in the parking lot of the Irvington Methodist Church when there are heavy rains. One council member stated that the State had not cleaned out the leaves from the storm drains this Fall and this is the case around drain at the corner in front of the Church. The Mayor said that he or the Town Clerk would contact C.C. Burgess at the State's Brookvale office.

Signs: The Mayor said he has ridden around the Town with Glen Rowe and pointed out street signs that need attention such as straightening and repositioning.

Mad Calf Lane Update: The Council was informed that Mat Terry has told the Town Office that there is a contract on the House at Mad Calf Lane and the Town will be reimbursed for grass cutting from the proceeds from the sale.

Water Fountain and Recreational Area: Richard Pittman will work on the fountain when the weather is better. He stated that the Town had previously approved \$300.00 to improve the backfield of the ball diamond. In the future he would also like to see other improvements such as thirty feet of four foot chain link fence erected to prevent balls from going into the wet ditch by first base. The Dreamfields will offer to donate a backstop. This will be discussed in a future meeting.

Tennis Court Lock: A combination lock has been purchased. When residents purchase a permit, they will receive the combination, which will also be provided to those who have previously purchased permits.

Bids: The Mayor said the Council should consider whether to bid out grass cutting on the Town property and insurance for the

Town. Jimmie Lee Crockett stated that the Town should get at least two insurance quotes because of the changes in the industry.

ADJOURNMENT:

Jimmie Lee Crockett made a motion to adjourn the meeting. Richard Pittman seconded the motion. The vote was unanimous and meeting was adjourned at 8:45 P.M.


Alexander McDonald Fleet, Mayor

Irvington Town Council
Minutes of A Special Meeting
November 21, 1996

A Special Meeting of the Irvinton Town Council was held in the Town Office, Thursday, November 21, 1996.

PRESENT:

Mayor

Alexander McDonald Fleet

Council

Cathy Bryant
Jimmie Lee Crockett
Ralph Ransone
Richard Pittman
Richard Lynn

Zoning Administrator

John Fitzpatrick

Attorney

Mat Terry

ABSENT:

Council

Cabell Lawton

The Mayor called the special meeting to order at 5:38 P.M. The Minutes of the October Meeting and October Treasurer's Report will be reviewed at the December meeting.

The purpose of the meeting was to appoint persons to act in lieu of the zoning administrator on two zoning applications. The zoning administrator has conflicts of interest in both cases. No public hearing or approval by the Town Council is needed for either application. Richard Pittman made the motion that Mayor Fleet administer the Widens Grant's application and Matson Terry administer the Tides Inn's application for an addition of twenty-five rooms. Jimmie Lee Crockett seconded the motion. The vote was 5-0.

OLD BUSINESS:

Bank Lease: Mat Terry, noting the cost of the Hope And Glory new sewage system and the increased value of land, recommended that the ground rent for Chesapeake Bank be either \$500.00 per year for three years or \$750 per year for five years. Richard Lynn made a motion that the lease be \$750 per year for five years and Ralph Ransone seconded the motion. The vote was 5-0.

Christmas Lights: Richard Lynn reported that the lights would be lit on Decmber 2, 1996.

Bandstand: Ralph Higgins has paid the balance owed to W.H. Porter and is to be reimbursed as donations are received.

Jimmie Lee Crockett raised the question of charging for use of the Bandstand in order to cover the Town's liability should an accident occur when the guests at a Hope and Glory function use the Bandstand. The Mayor recommended that the use of the Bandstand be watched and discussed in the future.

Blake Zoning Permit: Richard Pittman asked about Toby Blake's permit and his need to go before the BZA to obtain a variance. He would like to build his garage 27 feet from the lot line rather than the 35 feet required because it is a corner lot. He is concerned about whether or not he should hire an attorney to go before the BZA. The zoning administrator thought it was premature to hire an attorney and has prepared a presentation for him.

ADJOURNMENT:

Jimmie Lee Crockett made a motion that the meeting be adjourned and Richard Pittman seconded the motion. The vote was unanimous.


Alexander McDonald Fleet, Mayor

Irvington Town Council
Minutes of The Public and Regular Meeting
November 14, 1996

PRESENT:

Vice-Mayor	Cathy Bryant
Council	Ralph Ransone
Zoning Administrator	John C. Fitzpatrick
Attorney	Mat Terry

ABSENT:

Mayor	Alexander McDonald Fleet
Council	Jimmie Lee Crockett Cabell Lawton Richard Lynn Richard Pittman

GUESTS:

Mr. Brinton Belyea
Mr. William Newborg

VISITORS:

Mr. Stuart Chaplain
Mr. Norman Dobyns
Mr. Jack Garrett

The business part of regular meeting of the Town Council was unable to be held on November 14, 1996, because of the lack of a quorum of Council members present. However, there was a discussion regarding the cable service in Irvington. Mr. Belyea and Mr. Newborg had been invited to hear the complaints that the residents were having regarding their cable service.

Mr. Chaplain, representing the Glebe area residents, stated that in his area, the service seems to fail not only with severe storms, but with mild changes of weather and that it is out for long periods of time. Several of his neighbors are considering changing to satellite because of poor service. Mr. Belyea replied that the signal comes to this area by microwave from the Middlesex area and that if storm cells cross anywhere between the two points, there can be a disruption of service. He stated that plans to bring the signal by fiber are in the stage of permits being obtained to cross the wetlands and the River. He said signal transmission by fiber with microwave back-up will provide more reliable service.

Mr. Garrett recently had his cable and telephone lines cut when cable service was being installed to a neighbor. His complaint concerned the rudeness of the subcontractor's worker when he complained. This problem has already been addressed by the cable company. Mr. Belyea reminded the residents that when repairs have to be made that involve the cable company and another company, then the work has to be coordinated between the two companies and this can take time.

Mr. Dobyns wanted to know the relationship between Irvington and the cable company and what it can do when there is poor service. The Town of Irvington granted the franchise and ultimately if it is dissatisfied with service, it does not have to renew the contract.

Regarding the answering service and repair during the "off hours," Mr. Belyea and Mr. Newborg stated the following:

1. Repairpersons are on duty Saturday, but not on Sundays.
2. All the people carry beepers.
3. When responding to calls, the repairperson will ask if the problem can be resolved during working hours. If the resident insists then the repairperson is to go to the individual's home.
4. Outages take priority over bad pictures for repair.
5. A cluster of residents having problems would have priority over individuals living in scattered areas having problems. Therefore, in a neighborhood if all the neighbors call rather than have a spokesman for the group call, the cable company would respond more quickly as they try to restore service to the bigger group first.


Cathy Bryant, Vice-Mayor

Irvington Town Council
Minutes of the Public and Regular Meeting
October 10, 1996

The regular public meeting of the Irvington Town Council was held in the Town Office, Thursday, October 10, 1996, at 7:30 P.M.

PRESENT:

Mayor

Alexander McDonald Fleet

Council

Cathy Bryant
Cabell Lawton
Ralph Ransone
Richard Pittman
Richard Lynn

Zoning Administrator

John Fitzpatrick

ABSENT:

Council

Attorney

Jimmie Lee Crockett
Matt Terry

Mayor Fleet opened the meeting with a prayer followed by the presentation of a Resolution to Anne H. Cheek, who has "retired" after four years of service as the Town Clerk. Cabell Lawton made a motion that the Town accept the resolution and defray the cost of framing it at Hang-Ups. Richard Lynn seconded the motion. Vote 5-0.

The Minutes of the September Town Council Meeting were reviewed by the members. Cabell Lawton stated that innovation should be invocation. Richard Pittman moved that the minutes be approved as corrected. The motion was seconded and the vote was unanimous.

Mayor Fleet stated that the Free Health Clinic will use the Community grounds on October 23, after the Dedication of their new building. All Council Members were invited to the reception.

The Treasurer's Report was reviewed. The motion was made and seconded to approve the Treasurer's report. The vote was unanimous. Richard Pittman stated that the Town Office's furnace should be serviced at this time. Richard Lynn made the motion that

it be serviced and Richard Pittman seconded the motion. The vote was 5-0. The Clerk was instructed to schedule this with Christopher and Treakle.

The Zoning Administrator reported the Tides Inn's plan to add 25 rooms and said that it had been suggested that the Council send letters advising neighbors of the pending construction. The Council members decided it was not the Council's responsibility to notify the neighbors.

NEW BUSINESS:

Planning Commission Appointments: Mayor Fleet recommended that Robert Morrison be appointed to the Planning Commission to replace Jerry Hill. Cabell Lawton made a motion to approve the appointment. Richard Lynn seconded the motion. Vote 5-0. Richard Pittman nominated Ralph Ransone as the Town Council's representative to the Planning Commission. Cathy Bryant seconded the nomination. Vote was 5-0.

Bank Lease Renewal: The twenty-five year lease of ground for Chesapeake Bank's septic system will terminate in January, 1997. Mayor Fleet asked for discussion regarding the rate and term for renewing the lease. Noting the fact that the Town pays for grass cutting of that area, council members suggested increasing the rate to \$500.00 per year and reducing the term to five years. The Mayor said he would discuss these suggestions with Matt Terry, the legal counsel and would talk with Doug Monroe.

Changing Time of Meeting: Mayor Fleet stated that it had been suggested that the time of the Town Council's meeting be changed from 7:30 P.M. to 7:00 P.M. It was agreed that it would be tried for a few months.

Appointment of Representative to Lancaster County Chamber of Commerce: Ralph Ransone made a motion that Cabell Lawton be appointed as the Town's representative to the Lancaster Chamber of Commerce. Richard Lynn seconded motion. Vote was 5-0.

"Get Well Card": The Council members agreed to send a "Get Well Card" to Henry Edwards, a former council member, who has had surgery.

Water Fountain at Ball Park: Richard Pittman believes the same type of fountain that is at the Chesapeake Academy can be duplicated at the Ball Park for about \$50.00. He will contact Central Systems which installed the one at the Academy for more information.

Cable TV: Mayor Fleet stated that he had received complaints about the lack of cable service on the Glebe Road as late as 7:30 P.M. on October 9, after the storm that occurred October 8. It was noted that the satellite feed comes out of Kilmarnock, and in this instance, Kilmarnock experienced a power failure. Council members

thought there should be better "human" service after 5:00 P.M., when calls are received by an answering service for the cable company in Newport News. The Council decided to request a cable company representative to attend the next Council meeting to discuss problems that the Town residents are experiencing. Cabell Lawton will supply the name and number of the representative.

Proposed GTE Rate Increase: Ann Cheek reported that protests against the proposed rate increase have already been made.

OLD BUSINESS:

Christmas Lights: Ten new Christmas decorations have been ordered. Richard Pittman presented an estimate from Ketner's Electric, in the amount of \$6114.00, for rewiring the Town for the decorations to meet Code, to prevent line sagging, and to have the potential for additional lights in the future. The breakdown is \$2000.00 for labor and \$4114.00 for parts. Richard Pittman said that two weeks would be required for installation of the new wiring. There was a discussion regarding possible financial help to meet the cost of the rewiring. Ann Cheek mentioned that the Tides Inn had previously offered to buy flags and that perhaps they would be willing to help in paying the cost of the rewiring. Cabell Lawton stated that he would contact Virginia Power as a possible source of financial help and Mayor Fleet will contact Randy Stephens. Richard Pittman stated that the electrical contractor would need half of the money before beginning work. Cathy Bryant made a motion to have Ketner's Electric to rewire the poles. Richard Pittman seconded the motion. Vote 5-0.

Tennis Courts: The tennis courts have been resurfaced by Tennis Courts, Inc. for a cost of \$8250.00. Richard Pittman asked Richard Lynn to weld a chain to a lock to be wrapped around the gate at the Tennis Courts. Residents paying for the \$5.00 permit would receive the combination to the lock. The combination would be kept at the Hope and Glory Inn. Cabell Lawton made a motion that Richard Pittman purchase a new lock and chain for \$20.00 and return an old lock previously purchased. Ralph Ransone seconded the motion. Vote was 5-0. Ann Cheek recommended that there be a picture in the Record as an impressionable way to notify the residents about the lock.

Richard Pittman made a motion that money received from the Alfred Lokey Estate and the balance of the money in the Money Market account be used to pay for the tennis court repair and the wiring for the Christmas decorations at this time and to be replaced in November, when the Certificates of Deposit come due. Ralph Ransone seconded the motion. Vote 5-0.

Mad Calf Lane: The Clerk was instructed to pursue obtaining reimbursement for the cost of grass cutting of the Mad Calf Lane property from the Pennsylvania bank which holds the property.

ADJOURNMENT:

Cabell Lawton made a motion that the October Town Council meeting be adjourned. Richard Lynn seconded the motion and the vote was unanimous.

Alexander McDonald Fleet

Alexander McDonald Fleet, Mayor

**RESOLUTION
OF
THE TOWN COUNCIL
OF
THE TOWN OF IRVINGTON, VIRGINIA**

ADOPTED OCTOBER 10, 1996

WHEREAS, Anne H. Cheek, has been Clerk to the Town of Irvington, Virginia, since 1993; and

WHEREAS, Anne H. Cheek has chosen to retire from her position as Clerk to the Town Council; and

WHEREAS, during her tenure as Clerk to the Town Council, Anne H. Cheek has performed her duties professionalism, courtesy and good humor; and

WHEREAS, Anne H. Cheek has done so much more for the Town of Irvington beyond her obligations as Clerk to the Town Council;

NOW, THEREFORE, upon motion duly made, seconded, and unanimously carried, it was

RESOLVED, that the Town Council of the Town of Irvington hereby acknowledges, with great gratitude, the many contributions of Anne H. Cheek, to the Town of Irvington during her tenure as Clerk to the Town Council of the Town of Irvington, Virginia; her genuine love and concern for the Town and its citizens; her caring and sympathetic attitude to the public; and her attention to the myriad details required of the Town Clerk; and

FURTHER RESOLVED, that a copy of this resolution be presented to Anne H Cheek, and that a copy be spread upon the minutes of the Town Council.

Witness the following signatures:

Alexander Hiet, Mayor
Cathy H. Bryant
G. Cole Jackson
Charles J. M.
Ralph D. Ransome
Payton R. Pittman Jr.

Irvington Town Council
Minutes of the Public and Regular Meeting
September 5, 1996

The public meeting of the Irvington Town Council was held in the Town Office, Thursday, September 5, 1996 at 7:30 in the evening.

Mrs. Roberta Lewis, Clerk of the Court, was present to swear in the new mayor and council. Reverend John Farmer offered an invocation to begin the new term of the mayor and council.

PRESENT:

Mayor

Alexander McDonald Fleet

Council

Jimmy Crockett
Cathy Bryant
Cabell Lawton
Ralph Ransome
Richard Pittman

Zoning Administrator

John Fitzpatrick

Attorney

Mat Terry

ABSENT:

Richard Lynn

Mayor Fleet introduced John Fitzpatrick as the new zoning administrator. In recognition of his service to the Town, Rawleigh Simmons was presented a silver picture frame with a picture of his "swearing in". Mayor Fleet recognized past zoning administrator Gil Unangst and councilman James Robertson each with a resolution read by Mat Terry expressing the Town's appreciation of their service to the Town.

The minutes of the August meeting were read and a motion to approve was made by Richard Pittman and seconded by Jimmie Crockett. The minutes were approved 5-0.

The Treasurer's report was reviewed and a motion to approve was made by Jimmie Crockett and seconded by Cabell Lawton. The Treasurer's report was unanimously approved.

Mayor Fleet introduced Ms. Jeanne Nelson. Ms. Nelson, representing the Free Health Clinic, requested use of the gazebo and recreation grounds on October 23rd to entertain the volunteers who have given time to the Clinic. Council approved the use of the grounds as long as Ms. Nelson presented a certificate of insurance for any liability.

Council elected Cathy Bryant as Vice Mayor for the term of September 1996 to September 1998.

Council discussed rewiring the poles for the Christmas lights. Richard Pittman stated that he is attempting to contact an electrician to perform the necessary adjustments. Council approved the purchase of 10 new lantern decorations to cost \$2500 to replace existing older decorations.

Mayor Fleet informed Council that the tennis courts will be repaired on the 23rd of September by Tennis Courts Inc.

Ralph Ransome motioned to adjourn the September Town Council meeting, seconded by Cabell Lawton, and approved. The September Council meeting adjourned.

A handwritten signature in blue ink, reading "Alexander McDonald Fleet", written over a horizontal line.

Alexander McDonald Fleet, Mayor

**RESOLUTION
OF
THE TOWN COUNCIL
OF
THE TOWN OF IRVINGTON, VIRGINIA
ADOPTED SEPTEMBER 5, 1996**

WHEREAS, James M. Robertson, III, has been a member of the Town Council of the Town of Irvington, Virginia, since April 11, 1985; and

WHEREAS, James M. Robertson, III, has chosen to retire from the Town Council; and

WHEREAS, during his tenure on the Town Council, James M. Robertson, III, has performed his duties as a member of the Town Council with humility, courtesy and good common sense; and

WHEREAS, James M. Robertson, III, has done so much more for the Town of Irvington beyond his obligations as a member of the Town Council;

NOW, THEREFORE, upon motion duly made, seconded, and unanimously carried, it was

RESOLVED, that the Town Council of the Town of Irvington hereby acknowledges, with great gratitude, the many contributions of James M. Robertson, III, to the Town of Irvington during his tenure as a member of the Town Council of the Town of Irvington, Virginia; his genuine love and concern for the Town and its citizens; his unselfish willingness to do more than was asked for the Town; and his strength, courtesy and impartiality in all his efforts for the Town; and

FURTHER RESOLVED, that a copy of this resolution be presented to James M. Robertson, III, and that a copy be spread upon the minutes of the Town Council.

Witness the following signatures:

Rayton R. Pittman Jr.
Ralph D. Bynum
G. C. Bell Jr.
Cathy H. Bryant

Jimmie Lee Crockett
Alexander Shurt
Matson C. J.

**RESOLUTION
OF
THE TOWN COUNCIL
OF
THE TOWN OF IRVINGTON, VIRGINIA
ADOPTED SEPTEMBER 5, 1996**

WHEREAS, Gilbert Unangst has been Land Use Administrator for the Town of Irvington, Virginia, at the request of the Town Council since September, 1992; and

WHEREAS, Gilbert Unangst has chosen to retire from the position of Land Use Administrator; and

WHEREAS, during his service as Land Use Administrator, Gilbert Unangst has not only discharged those duties but also has given freely of his time and talents to set up the computer system for the Town, to help draft the new Zoning Ordinance for the Town, and to generally aid in the conduct of the Town's affairs;

NOW, THEREFORE, upon motion duly made, seconded, and unanimously carried, it was

RESOLVED, that the Town Council of the Town of Irvington hereby acknowledges, with great gratitude, the many contributions of Gilbert Unangst, to the Town of Irvington during his service as Land Use Administrator for the Town of Irvington, Virginia; his discharge of the sometimes unpleasant duties of his position without favor for any one but with courtesy and common sense to everyone; his contributions to the more efficient operation of the Town by setting up the Town's computer system; and his respect for the rule of law as embodied in the Town Ordinances which he helped draft.

FURTHER RESOLVED, that a copy of this resolution be presented to Gilbert Unangst, and that a copy be spread upon the minutes of the Town Council.

Witness the following signatures:

Payton R. Pittman Jr.
Ralph D. Pansone
G. C. C. C. C.
Cathy H. Bryant

Jimmy Lee Crockett
Alexander Fleet

Irvington Town Council
Minutes of the Public and Regular Meeting
August 8, 1996

The public meeting of the Irvington Town Council was held in the Town Office, Thursday, August 8, 1996 at 7:30 in the evening.

PRESENT:

Mayor

Rawleigh Simmons

Council

Jimmy Robertson
Cathy Bryant
Alexander Fleet
Marion James
Richard Pittman
Richard Lynn

Zoning Administrator

Gil Unangst

ABSENT:

Mat Terry

The minutes of the July meeting were reviewed and a motion to accept was made by Alex Fleet and seconded by Richard Lynn. The minutes were unanimously approved.

The Town Council reviewed the Treasurer's report and a motion to approve as presented was made by Richard Lynn and seconded by Jimmy Robertson. The Treasurer's report was approved 6-0.

Mayor Simmons opened the meeting to a Public Hearing for a CUP for a swimming pool for Mr. Russell Powell. Mr. Unangst informed Council that the adjoining property owners had been notified and there were no objections. He stated that the Planning Commission had recommended approval for the CUP as presented. Councilman Fleet motioned to approve the CUP and Councilman Lynn seconded the motion. A discussion followed concerning fencing and/or covering the pool. Richard Lynn made a motion to approve the CUP for a swimming pool with the condition that it be built and maintained in compliance with building codes. Richard Pittman seconded the motion to motion to amend to approve as amended. Vote 6-0 to approve.

Mr. Unangst informed Council that the appointment of William Kerr to the BZA, as a representative from the Planning Commission, has been completed. Also, he told Council that William Wright has agreed to serve an additional year on the Planning Commission if the Council so desires. Alex Fleet made a motion to extend the term of Mr. Wright for one year until November of 1997. It was seconded and unanimously approved. Mr. Jerry Hill's term will

expire November of 1996 so Council will need to consider a replacement. There will also need to be a replacement of Jimmy Robertson from the Town Council.

Mr. Unangst discussed with Council the concerns of the Planning Commission pertaining to the condition of the tennis courts. An estimate of \$8250 from Tennis Courts, Inc. to repair and renovate the existing courts was presented to Council to discuss. Cathy Bryant motioned contract Tennis Courts, Inc. to replace the surface of the tennis courts as soon as possible. Jimmy Robertson seconded the motion. Vote 6-0.

A complaint had been made to the Town concerning the Christmas lights still remaining on the Methodist Church tree and their request to have them removed after the holiday season. Richard Pittman said he would have them removed. Also discussed was that Jimmy Ketner is to renovate the electric hookups on the Town poles and Richard Lynn will repair the remaining Christmas decoration fixtures.

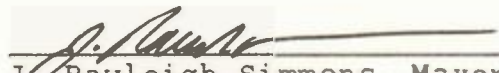
Alex Fleet made a motion to have Richard Pittman and Richard Lynn renovate or replace the existing water fountain on the recreation grounds.

Mr. Fleet requested a change in the date for the September meeting as he would be unable to attend on the 12th. The Council meeting was changed to September 5 at 7:30 for the swearing in of new Council members.

The bequest of the Lokey estate has been received and Council decided to deposit the money in the money market checking account until a decision can be made as to its usage.

A motion was made by Alex Fleet and seconded by Marion James to have the Litter Grant given to the County again this year. Vote 6-0.

A motion to adjourn was made by Richard Pittman and seconded by Richard Lynn. The August Town Council was adjourned.


J. Rawleigh Simmons, Mayor

Irvington Town Council
Minutes of the Public and Regular Meeting
July 11, 1996

The public meeting of the Irvington Town Council was held in the Town Office, Thursday, July 11, 1996 at 7:30 in the evening.

PRESENT:

Mayor

Rawleigh Simmons

Council

Jimmy Robertson
Cathy Bryant
Alexander Fleet
Marion James

Zoning Administrator

Gil Unangst

Attorney

Mat Terry

ABSENT:

Richard Lynn
Richard Pittman

Mayor Simmons asked Council to review the minutes of the June meeting. Jimmy Robertson made a motion to accept, seconded by Alex Fleet and approved 4-0.

The Treasurer's report was reviewed and a motion to approve was made by Alex Fleet and seconded by Jimmy Robertson. The Treasurer's report was unanimously approved.

Mr. Unangst, Zoning Administrator, informed Council that the BZA approved the sideline setback request of the Powell's but denied the encroachment into the fifty foot Resource Protection Area (RPA).

He also informed Council that Indian Creek Yacht and Country Club has given Irvington fencing and wind screens for the baseball field and the tennis courts. The screening is stored in a trunk at Alex Fleet's home. The Town Clerk will contact David Cook to install the wind screen. Mr. Unangst was asked by Council to write a thank you note to ICYCC.


A discussion of the Thompson property and its condition was held.

Mat Terry, legal counsel informed Council that Roberta Lewis, Clerk of the Court, has delivered the BZA nomination to the Judges to be certified. Mr. Terry will notify Council when certification of the appointment is complete.

Mr. Terry agreed to write to Mr. Joseph Gunther concerning the fencing of his ponies, which have escaped onto Route 200 frequently.

Mayor Simmons presented the budget for the fiscal year 1996-1997 to Council. Mr. Alex Fleet moved to approve the budget as presented, seconded by Jimmy Robertson and approved 4-0.

As there was no further business, the July Town Council meeting was adjourned.


J. Rawleigh Simmons, Mayor

Irvington Town Council
Minutes of the Public and Regular Meeting
June 13, 1996

The public meeting of the Irvington Town Council was held in the Town Office, Thursday, June 13, 1996 at 7:30 in the evening.

PRESENT:

Mayor

Rawleigh Simmons

Council

Jimmy Robertson
Cathy Bryant
Richard Lynn
Alexander Fleet
Marion James

Zoning Administrator

Gil Unangst

ABSENT:

Mat Terry
Richard Pittman

Mayor Simmons opened the June Town Council meeting with a question and answer meeting with VDOT representatives Joe Staton and Carter White and County E911 Representative Glenn Rowe. Mr. Staton explained the Adopt-A-Highway requirements and asked if we wanted to have another group adopt the area around the Village Green area. Council decided to see if the Town residents would be responsible for this area. Mr. Staton informed the Council that crepe myrtles could not be planted in the triangle as requested by a resident. Council requested that VDOT clean the drainage ditches and storm drains. Mr. Staton will be meeting with Marion James to locate the problem areas. Mr. Staton stated that VDOT usually sweeps and cleans the streets in the fall and spring and cuts the sides of the road a few times during the summer. Council discussed the problems of the drainage ditch along the Wilder's Grant property and the Baptist Church. Mr. Staton told Council that if a property easement of approximately 10 feet was secured, then VDOT could install a drainage pipe and help maintain the ditch. Mr. White gave Council a letter written to Rev. Farmer and the Town delineating the requirements and possibilities to resolve this problem. Also discussed were the requirements of adding roads to the secondary system and the speed limits within the Town. Mr. Staton stated that speed limits are usually 35 MPH unless Council requests otherwise.

Glenn Rowe explained that the County E911 system is responsible for all signs with names, whereas VDOT is responsible for all signs with road numbers. Mr. Rowe stated that the County has decided to replace all street name signs with the new green and white design. Council also requested that those signs leaning in

the Town please be straightened. He also stated that it is usually 30 to 45 days to receive a requested sign and to install it.

Mayor Simmons thanked Mr. Staton, Mr. White and Mr. Rowe for attending the Town meeting at Council's request.

Mayor Simmons asked Council to approve the minutes of the May meeting. Alex Fleet made a motion to accept, seconded by Richard Lynn and approved 5-0.

The Treasurer's report was reviewed and a motion to approve was made by Marion James and seconded by Richard Lynn. The Treasurer's report was unanimously approved.

Mr. Unangst, Zoning Administrator, gave Council members the new copy of the zoning ordinances. He informed Council that the Comprehensive Plan will be reviewed and assistance from CBLAD will be available this summer to rewrite the plan.

Mr. Unangst informed Council that the BZA lacks a member from the Planning Commission being represented. The Planning Commission has recommended William Kerr for this position. Mr. Unangst requested the Council's approval. Jimmy Robertson made a motion to approve William Kerr's appointment to the BZA, seconded by Marion James and unanimously approved.

Mr. Unangst told Council that the BZA approved a four foot variance to the sideline setback for the Smiley's. Also he informed Council that Mr. Bill Hoffler of Carter Creek Estates has contracted Theodore Fisher to remove the tree logs on his property.

A request to review the Thompson deserted house was made by Mr. Unangst. Council will visit the property and advise Mr. Unangst next month as to what should be done.

Jimmy Robertson requested that the Town sell Mr. Harmon Treakle the Town's police radio for \$150.00 and then donate the \$150.00 to the White Stone Fire Department. A motion was made by Richard Lynn to approve the request, seconded by Marion James and passed 5-0.

Mayor Simmons informed Council that the Bandstand for the Village Green will arrive around the 15th and that a bank account has been established to fund the project.

As there was no further business, the May meeting was adjourned.

J. Rawleigh Simmons, Mayor

PROPOSED BUDGET 1996 - 1997

	<u>Received</u>	<u>Projected</u>
	FY 95-96	FY 96-97
<u>RECEIPTS</u>		
Sales Tax	\$ 13,592.45	\$ 11,800.00
Auto Tags	9,985.00	9,500.00
Sale of Books	185.00	150.00
Zoning Permits	1,060.00	1,100.00
ABC	1,934.60	1,900.00
Tennis Permits	30.00	20.00
Maps & Copies & Pewter	0.00	0.00
Cable TV	1,554.92	1,400.00
Ground Rent	150.00	150.00
Interest Checking Acct.	262.65	209.00
Interest C. D.	5,566.65	5,600.00
Miscellaneous	2,981.07	4,000.00
(transfer \$ for printing of "To Irvington With Love")		
Bank Franchise	5,789.34	3,500.00
Contribution	0.00	0.00
Virginia Power Ches. Ac.	7,515.95	7,500.00
	<u>\$ 50,607.63</u>	<u>\$ 46,829.00</u>

	<u>Disbursed</u> FY 95-96	<u>Projected</u> FY 96-97
<u>DISBURSEMENTS</u>		
Taxes (employer's)	\$ 955.60	\$ 955.00
Salaries	16,008.00	16,008.00
Utilities		
Town (water,phone,electric)	8,665.50	8,606.00
Ches. Ac. (electric)	7,537.95	7,500.00
Office Equipment - Supplies	448.85	600.00
Ground Maintenance	1,081.44	1,000.00
Office Maintenance	776.00	1,000.00
Auto Tags	653.80	660.00
Insurance	2,209.44	2,225.00
Rapp. Record	134.30	200.00
Dues	294.00	475.00
Election	462.66	0.00
Miscellaneous	6,596.58	4,000.00
(firemen's grant, book printing, moving lumber to ball park, madcalf lane, printing zoning book)		
Contribution	250.00	500.00
Legal/Acct/Survey	0.00	100.00
Xmas Lights	2,387.04	3,000.00
	<u>\$ 48,461.16</u>	<u>\$ 46,829.00</u>

Irvington Town Council
Minutes of the Public and Regular Meeting
May 9, 1996

The public meeting of the Irvington Town Council was held in the Town Office, Thursday, May 9, 1996 at 7:30 in the evening.

PRESENT:

Mayor

Rawleigh Simmons

Council

Jimmy Robertson
Cathy Bryant
Richard Pittman
Alexander Fleet

Zoning Administrator

Gil Unangst

ABSENT:

Marion James
Richard Lynn
Mat Terry

Mayor Simmons opened the May Town Council meeting with the Public Hearings. Mr. Unangst presented to Council the first CUP which was a request by Pamela Smith and Barbara Hope to operate a retail business in the former Bay Windows building on Irvington road. Council heard details of the business and did not require any additional conditions to their proposed plans. Alex Fleet moved to approve the CUP as presented and Jimmy Robertson seconded the motion. Vote 4-0.

Mr. Unangst presented the next CUP for Russell Powell for a pier to be built beyond the GP line on Calf Pasture Cove of Carter Creek. Dana Stillman explained the plans and that the adjoining property owners did not object. Mr. Unangst informed Council that the Planning Commission recommended approval, the Corps of Engineers had no objection, and that Mayor Simmons and Councilman Robertson had visited the project site by boat with no concerns expressed. Richard Pittman made a motion to approve the CUP for the Powell dock with the condition that the existing dock permit be rescinded. The motion was seconded by Alex Fleet and passed 4-0.

The third CUP was presented to Council. Mr Nilles requested building an eighteen foot pier on his property on the headwaters of Bridge Cove. Mr. Unangst informed Council that VMRC and the Corps of Engineers had given their "blessing". The Planning Commission did not make a recommendation to Council as the Cumberlands, the adjoining property owners, were present at the Planning Commission

meeting and voiced concern as to the length of the Nilles pier restricting access to their pier. The suggestion was made to reduce the pier's channelward distance by three feet and a visit to be made to the site. Mayor Simmons and Councilman Robertson visited the site on May 8th. After reviewing the plans with marine contractor Roger McKinley, Cathy Bryant recommended approval of a pier for 15 feet channelward encroachment, seconded by Jimmy Robertson and passed 4-0.

The Minutes of the April meeting were read and a motion was made to change on page 2, the name Richard Lynn to Richard Pittman and approve the remainder as presented. Motion to approve made by Alex Fleet and seconded by Jimmy Robertson. Vote 4-0.

The Treasurer's report was reviewed and a motion was made by Jimmy Robertson, seconded by Richard Pittman to approve. Vote 4-0.

Members of Council questioned the responsibilities of ditches and the street signs within the Town. The Clerk is to contact Glenn Rowe with the County and C. C. Burgess with VDOT to attend the June Council meeting to clarify the responsibilities of the Town, VDOT and County E911.


Council requested that Mayor Treakle be contacted to reimburse the Town of Irvington for White Stone firemen's auto tags sold to Irvington residents.

Council received a request from Mrs. Weeks Hill to plant three crepe myrtles in the "triangle". Council will need to discuss this issue with VDOT.

The possibility of No Parking signs on the side of the road near the recreation grounds was discussed with no decision made at this time.

Council was informed that a stake had been placed at the Village Green where the gazebo would be located. Council was to determine if this is a satisfactory location and notify the Mayor or Town office of their opinion.

As there was no further business, the May Town Council meeting was adjourned.


J. Rawleigh Simmons, Mayor

Irvington Town Council
Minutes of the Public and Regular Meeting
April 11, 1996

The public meeting of the Irvington Town Council was held in the Town Office, Thursday, April 11, 1996 at 7:30 in the evening.

PRESENT:

Mayor

Rawleigh Simmons

Council

Jimmy Robertson
Cathy Bryant
Richard Lynn
Marion James
Richard Pittman
Alexander Fleet

Zoning Administrator

Gil Unangst

Attorney

Mat Terry

The minutes of the March meeting were read and a motion to approve as read was made by Alex Fleet and seconded by Marion James. The minutes were unanimously approved 6-0.

The Treasurer's report for March was reviewed and approved with a motion made by Cathy Bryant and seconded by Richard Pittman. Vote 6-0.

Zoning Administrator, Gil Unangst, reported that the Rappahannock Record could print forty copies of the zoning ordinance for \$267.00. Council authorize Mr. Unangst to have the ordinances reprinted for \$267.00 or less, also check with HS Printing to get their price.

Mr. Unangst informed Council that Mr. Ray Reynolds had not yet completed the lowering of his fence, but he has until the 15th and if it is not completed then he will notify Mat Terry to proceed with legal action.

Mr. Unangst also informed Council that the address numbers for residents will be done by Mapcom individually visiting the residents' homes. The resident will have 30 days form the visit to protest the number assignment for their home.

Ralph Higgins, a resident of Carter Creek Estates, spoke to Council concerning constructing a gazebo for bands on the recreation grounds and to add additional landscape shrubs. There would be no expense to the Town. Mr. Higgins and Mr. Westbrook,

owner of the Hope and Glory would like the blessing and permission of the Council to proceed with plans and soliciting monies for this project. Richard Pittman made a motion to authorize Mr. Higgins to proceed with the first stage of planning the gazebo. The motion was seconded by Richard Lynn and carried unanimously.

Under old business, Richard Lynn informed Council that the wire from the Dream Fields project would not be satisfactory and he recommended purchasing wire for approximately \$325.00. Alex Fleet made a motion to approve this purchase for the stated amount and Marion James seconded the motion.

Mayor Simmons informed Council that David Cook is researching the cost of repairing the tennis courts and he will update Council next month on what the results are of his research.

Also, Council decided to contact an electrician to complete rewiring the Christmas poles properly. Richard Pittman will be contacting Jim Ketner and Badenoch for estimates.

The gutter to the Town office has been repaired and the air condition unit was installed by Mr. Unangst and Mr. Richard Newlon.

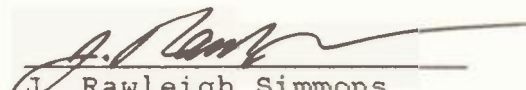
Council recommended trying to find a volunteer to install the tennis court net.

Under new business, Mayor Simmons informed Council that the Town's insurance company requires a Sexual Harassment policy for the Town. Mayor Simmons presented a copy of the proposed policy for discussion and approval. Councilman Alex Fleet moved to approve the policy as presented and Richard Lynn seconded the motion. Vote 6-0.

Council requested that the Clerk contact VDOT to clean the streets and repair potholes. Also, they wanted to contact VDOT about the Adopt A Highway sign by Deborah Wood to see if it has expired as Mr. Painter is deceased.

A written request to use the ballpark on June 15, 1996 was received and approved as long as proof of insurance is provided.

As there was no further business, the April Town Council meeting was adjourned.


J. Rawleigh Simmons
Mayor

**TOWN OF IRVINGTON
SEXUAL HARASSMENT POLICY**

It is the policy of the Town of Irvington that all employees have the right to work in an environment free of all forms of sexual harassment. The Town does not condone, and will not tolerate, any sexual harassment. Therefore, the Town will take direct and immediate action to prevent such behavior and to remedy all reported instances of sexual harassment.

I. Sexual harassment is defined as unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature when:

1. Submission to such conduct is made either explicitly or implicitly a term or condition of employment; or
2. Submission to or rejection of such conduct by an employee is used as a basis for employment decision affecting the employee; or
3. Such conduct has the purpose or effect of unreasonably interfering with an employee's work performance or creating an intimidating, hostile, or offensive working environment.

II. The complaint procedure for an employee shall be as follows:

1. Employees encountering harassment shall tell the person that their actions are

C. Dismissal of the harassing
employee.

III. There shall be no retaliation against any employee
for filing a harassment complaint, or assisting, testifying, or
participating in the investigation of such a complaint.

TOWN OF IRVINGTON

By: J. L. [Signature]
Mayor

Date enacted: 4/11/96.

Irvington Town Council
Minutes of the Public and Regular Meeting
March 14, 1996

The public meeting of the Irvington Town Council was held in the Town Office, Thursday, March 14, 1996 at 7:30 in the evening.

PRESENT:

Mayor

Rawleigh Simmons

Council

Jimmy Robertson
Cathy Bryant
Richard Lynn
Marion James

Zoning Administrator

Gil Unangst

ABSENT:

Council

Richard Pittman
Alex Fleet

Attorney

Mat Terry

The minutes of the January meeting were read and a motion to approve as read was made by Richard Lynn and seconded by Marion James. The minutes were unanimously approved 4-0.

The Treasurer's report for January and February were reviewed and approved with a motion made by Cathy Bryant and seconded by Jimmy Robertson. Vote 4-0.

Gil Unangst, zoning administrator, opened the Public Hearing on the "addressing" of houses within Irvington. No one was present from the residents of the Town to discuss addressing. Richard Lynn moved to approve the ordinance as presented with an appeal process to take place within 30 days of number assignment. Mapcom will be notifying the addressees. This motion was seconded by Jimmy Robertson and passed 4-0.

Mayor Simmons recognized Mary Louisa Pollard, who informed Council of the plans for the Garden Week tour to be held in Irvington on April 24, 1996

Mr. Unangst informed Council that he had spoken to Ray Reynolds concerning the completion of the lowering of his fence. The posts still need to be lowered. Mr. Unangst informed Council that he has notified Mr. Reynolds that he has until April 15 to complete the requirements on the location and dimensions. Council made a motion that failure to comply will make him subject to legal

action. Vote 4-0.

Mayor Simmons discussed several issues of old business.

1) Wire on the Backstop - Richard Lynn is hoping to obtain wire from the Dream Fields project and have it installed on the posts on the recreation grounds

2) Basketball goal - Council decided to try to locate the old goal but deferred any plans to install it at this time

3) Tennis court nets - Council approved purchasing one new net for approximately \$206.00

4) Door on building on recreation area - Alex Fleet agreed to repair

5) Cleaning up trees limbs, etc. - discuss with Mr. Fleet

6) Surface of Tennis Courts - Mayor Simmons will check into repairing holes

7) Rewiring poles for Christmas Re: Cable Complaint - Richard Lynn will contact Donnie Elbourne to complete the wiring

8) Renovation of the remaining Christmas lights - Richard Lynn will weld and "remodel" remaining fixtures and brackets and Cathy Bryant will decorate

9) Gutter - Council approved contacting Ray Whaley to repair the gutter damaged by the winter storms

10) Air Conditioner - Clerk is to contact Richard Pittman to check out the "new" air conditioner before installation

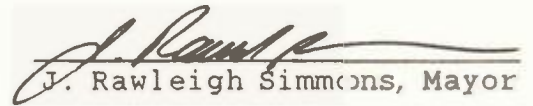
11) Council approved a donation of \$250.00 to the Kilmarnock Lancaster County Rescue Squad

12) Council approved the reprinting of the book "To Irvington With Love" to cost \$2800.00 for 500 copies and the work to be completed by the Rappahannock Record

13) Bent sign on Chesapeake Drive - Richard Lynn will remove and straighten

Two complaints were made. One concerned the debris around the Painter property. Mr. Unangst said he would check into the issue. Another complaint was made concerning ATVs and vehicles on the recreation grounds during the snow storm. No action is to be taken.

As there was no further business, the March Town council meeting was adjourned.


J. Rawleigh Simmons, Mayor

IRVINGTON PROPERTY ADDRESSING ORDINANCE

(This Ordinance is recommended by the Irvington Planning Commission; created at public hearing March 5, 1996)

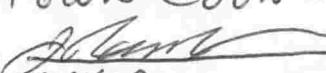
Principal buildings in Irvington will be assigned a street name and number as a part of the County's Enhanced 911 system. The following Ordinance, adopted by the Irvington Town Council at public hearing March 14, 1996, Will apply to all property owners:

The owner of a principal building shall post the building's assigned number in a manner to be visible and distinguishable from the road on which the building fronts. If a building does not front on a road or is not visible from the road, or if the building's number would not be distinguishable from the road, then the number shall be posted at a walk, driveway, or other suitable location so that it is easily discernible from the road. The number shall be posted in a manner which clearly associates the number with the building to which it has been assigned. The cost of such posting shall be the responsibility of the property owner.

Building numbers shall consist of not less than three-inch high arabic numerals contrasting in color with the sign or structure on which they are mounted.

When addresses have been reserved and all roads named within the county, the Board of Supervisors will declare the addressing system operational. Thereafter, buildings in Irvington shall be identified by reference to number and road name. Property owners of existing buildings shall comply with the provisions of this ordinance within one year of notification of an address assignment by the county. Property owners of future buildings, those buildings issued a building permit after this addressing system is operational shall comply with this ordinance immediately upon receipt of an address assignment. No building permit will be issued by the county, after this addressing system is operational, unless an official address has been assigned. No occupancy permit will be issued until posting of the assigned building number has been completed.

Any citizen of Irvington who is aggrieved by the provisions of this ordinance shall appeal in writing to the Irvington Zoning Administrator within 30 days of the address assignment. The Zoning Administrator will determine if the appeal is based on a requirement of the county or on this ordinance. If the appeal is based on a requirement of the county, the appellant will be referred to the County Administrator. If the appeal is based on a requirement of this ordinance, the appeal will be resolved by the chairman of the Planning Commission. If the appellant determines the resolution by the Planning Commission Chairman to be unreasonable, the appeal will be referred to the Town Council. The decision of the Town Council will be final.

ADOPTED BY IRVINGTON TOWN COUNCIL AT PUBLIC
HEARING 3/14/96 
MAYOR

Irvington Town Council
Minutes of the Public and Regular Meeting
February 8, 1996

The public meeting of the Irvington Town Council for February 8, 1996 was cancelled due to inclement weather. No meeting will be held in February.


Cathy Bryant, Vice Mayor

Irvington Town Council
Minutes of the Public and Regular Meeting
January 18, 1996

The public meeting of the Irvington Town Council deferred from January 12, 1996 was held in the Town Office, Thursday, January 18, 1996 at 7:30 in the evening.

PRESENT:

Mayor

Rawleigh Simmons

Council

Alex Fleet

Cathy Bryant

Richard Lynn

Marion James

Zoning Administrator

Gil Unangst

ABSENT:

Council

Richard Pittman

Jimmy Robertson

Attorney

Mat Terry

The minutes of the December meeting were read and a motion to approve as read was made by Alexander Fleet and seconded by Cathy Bryant. The minutes were unanimously approved 4-0.


The Treasurer's report was reviewed and approved with a motion made by Richard Lynn and seconded by Cathy Bryant. Vote 4-0.

Gil Unangst, zoning administrator, opened a discussion on the "addressing" of houses within Irvington. Council discussed adopting the policy of the County, but decided to postpone any decision until March and hold a public hearing to allow residents to express any concerns they may have. A motion for postponement was made by Richard Lynn and seconded by Cathy Bryant. Vote 4-0 to approve the motion.

Mr. Unangst presented for Public Hearing the changes to the Junk Vehicle Ordinance. No one was present to express any opinion. Council discussed the policies of the county and the towns of Kilmarnock and White Stone. Cathy Bryant moved to abolish Section 11-2 to the zoning ordinance, seconded by Marion James and approved 4-0. Mrs. Bryant moved to adopt the White Stone ordinance concerning junk vehicles and amend paragraph C to read as the attached copy of ordinance. Richard Lynn seconded the motion and motion carried 4-0.

Mr. Rick Youngblood and Mr. Cabell Lawton of the Lancaster County Land Use staff were presented and explained the proposed Bicycle Route. They requested that the Council adopt two resolutions supporting the proposed route to Irvington from Kilmarnock and the Dream Fields area. Richard Lynn moved to adopt the resolutions to support the County's effort, seconded by Cathy Bryant and carried 4-0.

As there was no further business the January meeting adjourned.


J. Rawleigh Simmons, Mayor

11-2. AUTO GRAVEYARDS PROHIBITIONS

- A. It shall be unlawful for any person to keep, except within a fully enclosed building or structure or otherwise shielded or screened from public view, on any property located within the town and zoned for residential or commercial purposes, any motor vehicle, trailer or semi-trailer as such are defined in Section 46.1-1 of The Code of Virginia, which is inoperative.
- B. For the purposes of this section, an "Inoperative Motor Vehicle" is any motor vehicle which is not in operating condition; or which, for a period of ninety days or longer, has been partially or totally disassembled by the removal of tires and wheels, the engine or other essential parts required for operation of the vehicle; and for which there is no valid license plate and inspection sticker.
- C. The Town Council shall serve notice on the owner of such property to cause such vehicle to be removed within seven (7) days. If the owner of such property is a resident, such notice shall be served on him personally. If the owner is a nonresident, notice shall be served upon the owner's agent in charge thereof, or upon the owner by publishing such notice in at least two (2) issues of a newspaper published or having general circulation in the town. The cost of such publication shall be collected from the owner of such premises, in addition to the expense of making such removal.
- (1) Any person or landowner having received the notice who violates this section shall be guilty of a Class 4 misdemeanor, and each day that such motor vehicle, trailer or semi-trailer of such condition shall be permitted to remain upon the property in question after the expiration of the time specified in the notice shall be deemed to constitute a separate offense.
- (2) If any motor vehicle, trailer or semi-trailer of such condition is permitted to remain on any property after the expiration of time specified in the notice referred to in subsection C of this section, the Town Council shall cause such motor vehicle, trailer or semi-trailer of such condition be removed at the expense of the owner of such property and shall assess the costs of such remedy to the owner, or owners, of the property affected thereby, and such assessment shall be collected in the same manner in which town tax levies upon real estate are authorized to be collected.

APPROVED BY TOWN COUNCIL AT PUBLIC
HEARING 1/18/96

