Mayor D. Dwayne Tuggle called a regular monthly meeting of the Amherst Town Council to order on April 10, 2024, at 7:00 P.M. in the Council Chambers of the Town Hall at 174 S. Main Street.

It was noted that a quorum was present as follows:

Р	D. Dwayne Tuggle	Р	Andra Higginbotham
Р	Janice N. Wheaton	Р	Michael Driskill
Р	Sharon W. Turner	А	Kenneth S. Watts

Also present were the following staff members:

Sara E. McGuffin	Town Manager	Ryan Watts	Police Captain
Kelley Kemp	Town Attorney	Gary Williams	Director of Plants
Vicki K. Hunt	Clerk of Council	Becky Cash	Plants Operator
Tracie Morgan	Deputy Town Manager/Treasurer	Robert Meyers	Water Operator

Recitation of the Pledge of Allegiance to the Flag was followed by an invocation by Harold Thomas.

Ms. Wheaton made a motion that was seconded by Mr. Driskill to approve a Resolution honoring Richard Wydner, Jr., commemorating his service and accomplishments to the Town of Amherst.

There being no discussion the motion carried 4-0 via the roll call method as follows:

D. Dwayne Tuggle	Andra Higginbotham	Aye
Janice N. Wheaton Aye	Michael Driskill	Aye
Sharon Turner Aye	Kenneth Watts	Absent

The resolution was presented to Mr. Wydner by Mayor Tuggle.

A copy of the resolution is attached to and made a part of these minutes.

Deputy Town Manager Morgan gave a short report on the development of the FY24/25 Proposed Budget. Copies of the proposed budget were distributed to Council members for review. By state code the budget cannot be adopted at the same meeting as the public hearing.

Mayor Tuggle opened a duly advertised public hearing on the Town's FY24/25 Proposed Budget at 7:05 P.M. There being no one present in person or otherwise who wished to speak on the budget matter, the public hearing closed at 7:05 P.M.

Town Council will hold a budget session on April 25, 2024, at 6:00 p.m., to further review and discuss the proposed budget.

Deputy Town Manager Morgan gave a short report on the FY24/25 proposed Capital Improvement Program that identifies acquisition, construction and improvement of town

facilities, and acquisition of capital equipment. The plan includes the purchase of one police car, an automated water meter system, and two grant funded utility projects for FY24/25. At its meeting on March 6, 2024, the Planning Commission voted to recommend adoption of the proposed FY24/25 Capital Improvement Program as recommended by staff.

Mayor Tuggle opened a duly advertised public hearing at 7:06 P.M. on the Town's proposed 2024-2025 Capital Improvement Program that identifies acquisition, construction and improvement of town facilities, and acquisition of capital equipment. There being no one present in person or otherwise who wished to speak on the Capital Improvement Program proposal, the public hearing closed at 7:06 P.M.

Ms. Wheaton made a motion that was seconded by Mr. Higginbotham to adopt the 2024-2025 Capital Improvement Program that identifies acquisition, construction and improvement of town facilities, and acquisition of capital equipment, as recommended by the Planning Commission and staff.

There being no discussion the motion carried 4-0 via the roll call method as follows:

D. Dwayne Tuggle		Andra Higginbotham	Aye
Janice N. Wheaton	Aye	Michael Driskill	Aye
Sharon Turner	Aye	Kenneth Watts	Absent

A copy of the FY24-25 Capital Improvement Program is attached to and made a part of these minutes.

Town Manager McGuffin gave a report on a proposed amendments to the Town's zoning ordinance §§ 24-2 Definitions and rules of construction, that would, if approved, add definitions for Outdoor Display and Outdoor Storage. At its meeting on March 6, 2024, the Planning Commission, by a divided vote of 5-1, recommended approval of the proposed amendment to the Town of Amherst Zoning Ordinance Section 24-2, as recommended by staff.

Mayor Tuggle opened a duly advertised public hearing at 7:08 p.m. on proposed amendments to the Town's zoning ordinance §§ 24-2 Definitions and rules of construction, that would, if approved, add definitions for Outdoor Display and Outdoor Storage.

Sonny Sunderamurthy came forward in opposition to the proposed amendment.

There being no one else present who wished to speak on the matter, the public hearing was closed at 7:11 p.m.

Mr. Driskill made a motion that was seconded by Ms. Turner to approve an ordinance amending the Town's zoning ordinance §§ 24-2 Definitions and rules of construction, to add definitions for Outdoor Display and Outdoor Storage, as recommended by the Planning Commission and staff.

After discussion, the motion carried 4-0 via the roll call method as follows:

D. Dwayne Tuggle		Andra Higginbotham	1	Aye
Janice N. Wheaton	Aye	Michael Driskill	1	Ауе
Sharon Turner	Aye	Kenneth Watts	1	Absent

A copy of the ordinance is attached to and made a part of these minutes.

Town Manager McGuffin gave a report on a proposed amendment to the Town of Amherst Zoning Ordinance Section 24-75 Developments subject to site plan review, that would, if approved, include a minor site plan process. At its meeting on March 6, 2024, the Planning Commission voted unanimously to recommend to Town Council that it approve the amendment to the Town of Amherst Zoning Ordinance, as recommended by staff.

Mayor Tuggle opened a duly advertised public hearing at 7:19 p.m. on a proposed amendment to the Town of Amherst Zoning Ordinance Section 24-75 Developments subject to site plan review, to include a minor site plan process, as recommended by staff.

Sonny Sunderamurthy came forward in opposition to the amendment.

There being no one else present who wished to speak on the matter, the public hearing was closed at 7:22 p.m.

Ms. Turner made a motion that was seconded by Mr. Driskill to approve an ordinance amending Town of Amherst Zoning Ordinance Section 24-75 Developments subject to site plan review to include a minor site plan process, as recommended by staff.

After discussion, the motion carried 4-0 via the roll call method as follows:

D. Dwayne Tuggle		Andra Higginbotham	Aye
Janice N. Wheaton	Aye	Michael Driskill	Aye
Sharon Turner	Aye	Kenneth Watts	Absent

A copy of the ordinance is attached to and made a part of these minutes.

Town Manager McGuffin gave a report on a proposed amendment to the Town of Amherst Zoning Ordinance, Section 24, that would, if approved, regulate, and define short term rental and management plan and process. At its meeting on March 6, 2024, the Planning Commission voted unanimously to recommend to Town Council that it approve the amendments to the Town of Amherst Zoning Ordinance, as recommended by staff.

Mayor Tuggle opened a duly advertised public hearing at 7:26 p.m. on an amendment to the Town of Amherst Zoning Ordinance, Section 24, that would, if approved, regulate, and define short term rental and management plan and process, as recommended by staff.

There being no one present who wished to speak on the matter, the public hearing was closed at 7:26 p.m.

Mr. Driskill made a motion that was seconded by Ms. Turner to approve ordinances amending the Town of Amherst Zoning Ordinance to regulate and define short term rental and management plan and process, as recommended by staff.

After discussion, the motion carried 4-0 via the roll call method as follows:

D. Dwayne Tuggle		Andra Higginbotham	Aye
Janice N. Wheaton	Aye	Michael Driskill	Aye
Sharon Turner	Aye	Kenneth Watts	Absent

Copies of the ordinances are attached to and made a part of these minutes.

Mayor Tuggle opened the floor to citizen comments.

Steve Martin, Town of Amherst business owner, came forward in favor of the Planning Commission recommendation to include surface treating along with asphalt, concrete, brick, or paving stones for surfacing of driveways and parking spaces of businesses within the town.

Sonny Sundarmurthy, Town of Amherst resident, came forward in opposition to the Town's existing code section on surfacing of driveways and parking spaces for commercial businesses.

There being no one else listed to speak on the citizen comment sign-in sheet, or otherwise, no other comments were made.

Ms. Turner made a motion that was seconded by Mr. Driskill to approve the minutes of the meeting held on April 10, 2024, as presented.

There being no discussion, the motion carried 4-0 via the roll call method as follows:

D. Dwayne Tuggle		Andra Higginbotham	Aye
Janice N. Wheaton	Aye	Michael Driskill	Aye
Sharon Turner	Aye	Kenneth Watts	Absent

Ms. Wheaton made a motion that was seconded by Mr. Driskill to approve the March 2024 check registry with the exception of Item #5985 Hill Hardware.

There being no discussion, the motion carried 4-0 via the roll call method as follows:

D. Dwayne Tuggle		Andra Higginbotham	Aye
Janice N. Wheaton	Aye	Michael Driskill	Aye
Sharon Turner	Aye	Kenneth Watts	Absent

Mr. Driskill made a motion that was seconded by Ms. Wheaton to approve Item #5985 Hill Hardware on the March 2024 check registry, as presented.

There being no discussion, the motion carried 3-0-1 via the roll call method, as follows:

D. Dwayne Tuggle		Andra Higginbotham	Aye
Janice N. Wheaton	Aye	Michael Driskill	Aye
Sharon Turner	Abstain	Kenneth Watts	Absent

Town Manager McGuffin gave a report on a Virginia Department of Health (VDH) Office of Drinking Water (ODW) and Construction Assistance Programs (FCAP) application for Revolving Water Drinking funds for water line replacement for Huff Creek Trail, Christian Springs Road, and East Monitor Road to alleviate the problem of existing undersized lines and provide the opportunity for addition of hydrants on the lines in these locations.

Ms. Turner made a motion that was seconded by Mr. Higginbotham to approve the application for VDH funding for replacement of water lines for Huff Creek Trail, Christian Springs Road, and East Monitor Road in the Town of Amherst, as recommended by staff.

There being no discussion, the motion carried 4-0 via the roll call method as follows:

D. Dwayne Tuggle		Andra Higginbotham	Aye
Janice N. Wheaton	Aye	Michael Driskill	Aye
Sharon Turner	Aye	Kenneth Watts	Absent

Deputy Town Manager Morgan gave a report on costs related to upgrades to the Wastewater Treatment Plan SCADA system. Staff recommended appropriation of \$177,093.00 from the general fund for completion of the project.

Ms. Wheaton made a motion that was seconded by Ms. Turner to approve appropriation of \$177,093.00 from the general fund for completion of the project, as recommended by staff.

There being no discussion, the motion carried 4-0 via the roll call method as follows:

D. Dwayne Tuggle		Andra Higginbotham	Aye
Janice N. Wheaton	Aye	Michael Driskill	Aye
Sharon Turner	Aye	Kenneth Watts	Absent

Ms. Turner made a motion that was seconded by Mr. Driskill to set a public hearing at its meeting on May 8, 2024, on a proposed amendment to the Town of Amherst Zoning Ordinance Section 24-511 Surfacing, that would, if approved, amend subsection (a) to include duplexes, and accessory dwelling units in a residentially zoned district; amend subsection (b) to include surface treatment; and add new subsection (c) to define parking spaces and driveways, as recommended by staff.

There being no discussion, the motion carried 4-0 via the roll call method as follows:

D. Dwayne Tuggle		Andra Higginbotham	Aye
Janice N. Wheaton	Aye	Michael Driskill	Aye
Sharon Turner	Aye	Kenneth Watts	Absent

Ms. Turner made a motion that was seconded by Mr. Driskill to appoint the following individual to the board and for the term listed below subject to his willingness to serve.

Board	Appointed	Term of Office
Economic Development Authority	Harold O. Thomas, Jr.	04-10-2024 - 03-30-2028

There being no discussion, the motion carried 4-0 via the roll call method as follows:

D. Dwayne Tuggle		Andra Higginbotham	Aye
Janice N. Wheaton	Aye	Michael Driskill	Aye
Sharon Turner	Aye	Kenneth Watts	Absent

Mayor Tuggle opened the floor to citizen comments.

There being no one listed to speak on the citizen comment sign-in sheet, or otherwise, no comments were made.

There being no further business, on motion of Mr. Driskill and seconded by Ms. Turner at 7:44 PM the meeting adjourned until May 8, 2024, at 7:00 p.m.

The motion carried 4-0 as follows:

D. Dwayne Tuggle		Andra Higginbotham	Aye
Janice N. Wheaton Ay	/e	Michael Driskill	Aye
Sharon Turner Ay	/e	Kenneth S. Watts	Absent

D. Dwayne Tuggle, Mayor

ATTEST:

Clerk of Council

CAPITAL IMPROVEMENT PROGRAM FY24-25									
Project Description & Ranking	CIP Committee Evaluation	Planning Commission Ranking	Total Estimated Cost	2024-2025	2025-2026	2026-2027	2027-2028	2028-2029	Recommended Sources of Funds
Police									
Police Tahoe SUV-	18		70,000.00	70,000.00		70,000.00			General Fund
Tazers-Recoccuring	23		41,579.00		250,000.00	4,160.00	4,160.00		General Fund
Toughbooks-Reoccuring	16		28,000.00					28,000.00	General Fund
Plants									
WWTP Scada	22		250,000.00	250,000.00					USDA Grants
WWTP Generator			225,000.00			225,000.00			Wastewater
Raw Influent Pumps (3)-New	19		30,000.00		10,000.00	10,000.00	10,000.00		Wastewater
WWTP Digester Blower/Motor (2)-New	17		37,572.30			37,572.30			Wastewater
Waste Sludge Flow Meter-New	12		8,000.00		8,000.00				Wastewater
WWTP NPW Upgrade-New	13		25,000.00					25,000.00	Wastewater
WWTP Step Screen/Washpress- New	18		28,267.70		28,267.70				Wastewater
Maintenance		-							1
Automated Meter Reading	20		750,000.00	250,000.00	500,000.00				All Funds
Half Ton Pick-up-New	16		45,000.00			45,000.00			All Funds
Metal Structure-New	13		50,000.00					50,000.00	All Funds
Reseal Town Hall Lot-New	16		10,000.00			10,000.00			All Funds
Town Hall/Finance									
Town Hall Renovation-New	11		50,000.00						General Fund
Water Line Replacements									
Replace Author Court W/L			200,000.00		200,000.00				Grant and Water
Sunset Drive Replacement			3,000,000.00	3,000,000.00					Grant and Water
Waugh's Ferry Road									
Replacement			3,000,000.00			3,000,000.00			Grant and Water
Walnut Street Replacement			400,000.00					400,000.00	Grant and Water
Union Hill Replacement			420,416.00						Grant and Water
Zane Snead Replacement			294,400.00						Grant and Water
		TOTAL	8,963,235.00	3,570,000.00	996,267.70	3,401,732.30	14,160.00	503,000.00	

Capital Improvement Program Items Included within the FY 25 Budget:

Project Name	Description	Budget and Where Accounted	Source of Funds
Sunset Drive Water Line	Full replacement of line	\$1,300,000 Water Fund	100% grant funded
LSL Inventory	Required inventory of all water service lines in the town to comply with EPA requirements	\$250,000 Water Fund	100% grant funded
Automated Meter Reading	Replacement of all water line meters on the town system with automated reading meters	\$500,000 Water and Wastewater Funds	100% self funded
WWTP SCADA	Addition and replacement of SCADA systems in the WWTP	\$250,000	50% grant funded
Police Tahoe	Replacement of one car	\$70,000 General Fund	100% self funded

This list represents the items that are shown as funded in the budget, as well as which funds are designated for each improvement.



MOTION: Michael Driskill SECOND: Sharon Turner

Regular Meeting April 10, 2024 **Ord. No. 240410A** 

### ORDINANCE OF THE TOWN OF AMHERST

## AN ORDINANCE AMENDING THE TOWN OF AMHERST CODE OF ORDINANCES TO ADD PROVISIONS TO CHAPTER 24 – ZONING AND SUBDIVISONS, ARTICLE I, SECTION 2 – DEFINITIONS AND RULES OF CONSTRUCTION TO INCLUDE DEFINITIONS FOR OUTDOOR DISPLAYS AND OUTDOOR STORAGE.

**WHEREAS**, Sections 15.2-1427 and 15.2-1433 of the Code of Virginia, 1950, as may be amended from time to time, enable a local governing body to adopt, amend, and codify ordinances or portions thereof; and

**WHEREAS**, Sections 15.2-2280, 15.2-2285, and 15.2-2286 of the Code of Virginia, 1950, as amended, enables a local governing body to adopt and amend zoning ordinances; and

**WHEREAS**, this amendment of the Town of Amherst Zoning Ordinance is required to serve the public necessity, convenience, general welfare, and good zoning practice pursuant to Section 15.2-2286(A)(7) of the Code of Virginia, as amended; and

WHEREAS, the proper advertisement and public hearing was conducted as required by law; and

**WHEREAS**, the full text of this amendment was available for public inspection in the Town Hall located at 174 S. Main Street, Amherst, Virginia.

**NOW THEREFORE, BE IT ORDAINED BY THE AMHERST TOWN COUNCIL** that the Town of Amherst Zoning Ordinance Chapter 24, Article I, Section 2 is amended to include the following definitions and reenacted as follows:

Outdoor Display – Display of goods for sale outside of business. Where goods are typically those that are outdoor in nature, such as automobiles, trailers, farm equipment, outdoor display is permitted without limitation as governed by the zoning district. Where the goods are typically inside, a small display of goods may be outside

of the building, limited to no more than twenty square feet of area, so long as the display is not in any required area, such as parking, setbacks, public rights of way.

Outdoor Storage - Outdoor storage of goods or equipment for sale or rent as allowed in the applicable zoning district shall be screened from public right of way or adjacent uses. No outdoor storage of goods and equipment is permitted in residentially zoned areas. Outdoor storage cannot be an independent use and must be associated with a business on the same parcel. Screening shall be accomplished as outlined in Section 24-695 of the zoning ordinance.

This ordinance was adopted on April 10, 2024.

D. Dwayne Tuggle, Mayor

ATTEST:



MOTION: Sharon Turner: SECOND: Michael Driskill Regular Meeting April 10, 2024 **Ord. No. 230410B** 

### **ORDINANCE OF THE TOWN OFAMHERST**

### AN ORDINANCE AMENDING THE TOWN OF AMHERST CODE OF ORDINANCES TO ADD PROVISIONS TO CHAPTER 24 – ZONING AND SUBDIVISONS, ARTICLE II, DIVISION 2 – SITE PLAN REVIEW, TO INCLUDE PROVISIONS FOR MINOR SITE PLANS.

**WHEREAS**, Sections 15.2-1427 and 15.2-1433 of the Code of Virginia, 1950, as may be amended from time to time, enable a local governing body to adopt, amend, and codify ordinances or portions thereof; and

**WHEREAS**, Sections 15.2-2280, 15.2-2285, and 15.2-2286 of the Code of Virginia, 1950, as amended, enables a local governing body to adopt and amend zoning ordinances; and

**WHEREAS**, this amendment of the Town of Amherst Zoning Ordinance is required to serve the public necessity, convenience, general welfare, and good zoning practice pursuant to Section 15.2-2286(A)(7) of the Code of Virginia, as amended; and

WHEREAS, the proper advertisement and public hearing was conducted as required by law; and

**WHEREAS**, the full text of this amendment was available for public inspection in the Town Hall located at 174 S. Main Street, Amherst, Virginia.

**NOW THEREFORE, BE IT ORDAINED BY THE AMHERST TOWN COUNCIL** that the Town of Amherst Zoning Ordinance are amended and reenacted as follows:

Sec. 24-xx Developments subject to a minor site plan review

The following types of development shall be subject to the site plan review provisions under Section XX for a minor site plan of this article:

1. A proposed revision to a site plan where an existing major site plan is on file;

2. All development requiring a commercial entrance permit from the Virginia Department of <u>Transportation</u>

3. Any new commercial development on a commercially zoned lot.

The following requirements shall govern documents submitted for minor site plan review: 1. The scale shall be no less than one (1) inch equals to one hundred (100) feet. The zoning administrator or planning director may accept a scale which is sufficient to clearly show all required details on the plat.

2. Drawings may be submitted on paper size as small as eleven (11) inch by seventeen (17) inch ( $11" \times 17"$ ) if all notes are clearly legible.

3. The names and addresses of owner, developer, a scale and north arrow shall be included on all maps.

4. The following information shall be included on the map of existing conditions:

- a. <u>Names and addresses of owners of record of all adjacent properties and tax map numbers;</u>
- b. <u>Current zoning boundaries, including surrounding to a distance of three hundred (300)</u> <u>feet;</u>
- c. Easements, rights-of-way, or other reservations affecting the property;
- d. <u>Topography and flood plain elevation, if applicable;</u>
- e. Location of watercourses, marshes, rock out-cropping and wooded areas;
- f. Location of buildings existing on the tract to be developed indicating whether existing buildings on the tract are to be retained, modified or removed;
- g. Location of existing water mains, culverts, drains, pipe sizes, grades and direction of flow; and
- h. <u>The location of mapped dam break inundation zones and their impact on the development.</u>
- 5. The following information shall be included on the map of proposed development:
  - a. <u>Signature blocks for the zoning administrator, or his/her designee, Virginia Department</u> of Transportation, and the Health Department, when applicable;
  - b. Location and size of proposed buildings and uses thereof;
  - c. <u>Proposed streets and other ingress and egress facilities (indicating curb lines, sidewalk</u> <u>lines and public right-of-way lines); meeting the Minimum Standards of Entrances to the</u> <u>State Highways;</u>
  - d. Layout of off-street parking;
  - e. Location of proposed utility lines, indicating where they already exist and whether they will be underground;
  - f. <u>Proposed planting, including all landscaping and screening and indicating existing trees</u> to be retained and areas to be left undisturbed;
  - g. Facilities for disposal of trash and other solid waste;
  - h. Elevations of buildings to be built or altered on-site; and
  - i. <u>All private waste disposal systems including their reserve areas</u>

This ordinance was adopted on April 10, 2024.

D. Dwayne Tuggle, Mayor

ATTEST:



MOTION: Sharon Turner: SECOND: Michael Driskill Regular Meeting April 10, 2024 **Ord. No. 230410B** 

### **ORDINANCE OF THE TOWN OFAMHERST**

### AN ORDINANCE AMENDING THE TOWN OF AMHERST CODE OF ORDINANCES TO ADD PROVISIONS TO CHAPTER 24 – ZONING AND SUBDIVISONS, ARTICLE II, DIVISION 2 – SITE PLAN REVIEW, TO INCLUDE PROVISIONS FOR MINOR SITE PLANS.

**WHEREAS**, Sections 15.2-1427 and 15.2-1433 of the Code of Virginia, 1950, as may be amended from time to time, enable a local governing body to adopt, amend, and codify ordinances or portions thereof; and

**WHEREAS**, Sections 15.2-2280, 15.2-2285, and 15.2-2286 of the Code of Virginia, 1950, as amended, enables a local governing body to adopt and amend zoning ordinances; and

**WHEREAS**, this amendment of the Town of Amherst Zoning Ordinance is required to serve the public necessity, convenience, general welfare, and good zoning practice pursuant to Section 15.2-2286(A)(7) of the Code of Virginia, as amended; and

WHEREAS, the proper advertisement and public hearing was conducted as required by law; and

**WHEREAS**, the full text of this amendment was available for public inspection in the Town Hall located at 174 S. Main Street, Amherst, Virginia.

**NOW THEREFORE, BE IT ORDAINED BY THE AMHERST TOWN COUNCIL** that the Town of Amherst Zoning Ordinance are amended and reenacted as follows:

Sec. 24-xx Developments subject to a minor site plan review

The following types of development shall be subject to the site plan review provisions under Section XX for a minor site plan of this article:

1. A proposed revision to a site plan where an existing major site plan is on file;

2. All development requiring a commercial entrance permit from the Virginia Department of <u>Transportation</u>

3. Any new commercial development on a commercially zoned lot.

The following requirements shall govern documents submitted for minor site plan review: 1. The scale shall be no less than one (1) inch equals to one hundred (100) feet. The zoning administrator or planning director may accept a scale which is sufficient to clearly show all required details on the plat.

2. Drawings may be submitted on paper size as small as eleven (11) inch by seventeen (17) inch ( $11" \times 17"$ ) if all notes are clearly legible.

3. The names and addresses of owner, developer, a scale and north arrow shall be included on all maps.

4. The following information shall be included on the map of existing conditions:

- a. <u>Names and addresses of owners of record of all adjacent properties and tax map numbers;</u>
- b. <u>Current zoning boundaries, including surrounding to a distance of three hundred (300)</u> <u>feet;</u>
- c. Easements, rights-of-way, or other reservations affecting the property;
- d. <u>Topography and flood plain elevation, if applicable;</u>
- e. Location of watercourses, marshes, rock out-cropping and wooded areas;
- f. Location of buildings existing on the tract to be developed indicating whether existing buildings on the tract are to be retained, modified or removed;
- g. Location of existing water mains, culverts, drains, pipe sizes, grades and direction of flow; and
- h. <u>The location of mapped dam break inundation zones and their impact on the development.</u>
- 5. The following information shall be included on the map of proposed development:
  - a. <u>Signature blocks for the zoning administrator, or his/her designee, Virginia Department</u> of Transportation, and the Health Department, when applicable;
  - b. Location and size of proposed buildings and uses thereof;
  - c. <u>Proposed streets and other ingress and egress facilities (indicating curb lines, sidewalk</u> <u>lines and public right-of-way lines); meeting the Minimum Standards of Entrances to the</u> <u>State Highways;</u>
  - d. Layout of off-street parking;
  - e. Location of proposed utility lines, indicating where they already exist and whether they will be underground;
  - f. <u>Proposed planting, including all landscaping and screening and indicating existing trees</u> to be retained and areas to be left undisturbed;
  - g. Facilities for disposal of trash and other solid waste;
  - h. Elevations of buildings to be built or altered on-site; and
  - i. <u>All private waste disposal systems including their reserve areas</u>

This ordinance was adopted on April 10, 2024.

D. Dwayne Tuggle, Mayor

ATTEST:



MOTION: Michael Driskill SECOND: Andra Higginbotham Regular Meeting April 10, 2024 **Ord. No. 240410C** 

# ORDINANCE OF THE TOWN OF AMHERST

# AN ORDINANCE AMENDING THE TOWN OF AMHERST CODE OF ORDINANCES TO ADD PROVISIONS TO CHAPTER 24 – ZONING AND SUBDIVISONS, ARTICLE VIII, SUPPLEMENTAL ZONING REGULATIONS TO INCLUDE REGULATIONS FOR SHORT TERM RENTALS.

**WHEREAS**, Sections 15.2-1427 and 15.2-1433 of the Code of Virginia, 1950, as may be amended from time to time, enable a local governing body to adopt, amend, and codify ordinances or portions thereof; and

**WHEREAS**, Sections 15.2-2280, 15.2-2285, and 15.2-2286 of the Code of Virginia, 1950, as amended, enables a local governing body to adopt and amend zoning ordinances; and

**WHEREAS**, this amendment of the Town of Amherst Zoning Ordinance is required to serve the public necessity, convenience, general welfare, and good zoning practice pursuant to Section 15.2-2286(A)(7) of the Code of Virginia, as amended; and

WHEREAS, the proper advertisement and public hearing was conducted as required by law; and

**WHEREAS**, the full text of this amendment was available for public inspection in the Town Hall located at 174 S. Main Street, Amherst, Virginia.

**NOW THEREFORE, BE IT ORDAINED BY THE AMHERST TOWN COUNCIL** that the Town of Amherst Zoning Ordinance are amended and reenacted as follows:

Short term rentals are allowed as a Special Use Permit in multiple districts. Where allowed by SUP, the process includes an additional application and management plan that addresses key components of short term rentals.

1. Short term rentals require a short term rental application.

2. All applications must include an annual management plan which shall be updated annually upon the registration date. The registration fee is set annually with the adopted budget and other fees.
3. Short term rentals require posting of rules on the premises for guests to include notice of property lines with available property to be used with the rental, no parking on the street,

This ordinance was adopted on April 10, 2024.

and only within designated parking areas, and quiet hours

ATTEST:

D. Dwayne Tuggle, Mayor