

## PUBLIC HEARING NOTICE

Notice is hereby given that public hearings will be held by the Town of Amherst Town Council at 7:00 PM on June 8, 2022, in the Council Chambers of the Town Hall at 174 South Main Street, Amherst, VA. The subjects of the hearings are as follows:

**(1) Proposed Amendment to Chapter 20, Article 1, Sec. 20-8 – Operation of bicycles on certain sidewalks.**

To consider amending Chapter 20, Article 1, Sec. 20-8 – Operation of bicycles on certain sidewalks, which would, if approved, change the penalty for each violation from criminal to civil; and Sec. 20-9. - Operation of skateboards on certain sidewalks, which would, if approved restrict riding of skateboards in the Central Business District only and change the penalty for each violation from criminal to civil.

**(2) Proposed Amendment to Chapter 20, Article 1, of the Town of Amherst Code, creating a new Sec. 20-10. – Bicycles and skateboards to yield to pedestrians on sidewalks.**

To consider amending Chapter 20, Article 1, of the Town of Amherst Code, creating a new Sec. 20-10. – Bicycles and skateboards to yield to pedestrians on sidewalks. The proposed new section would, if approved, require skateboarders and bicyclists to yield to pedestrians, prohibit them from impeding a business or public building, and prohibit the use of sidewalks for tricks or stunts. The proposed new section would also provide related violations, definitions, and penalties.

Supporting documentation is available online ([HERE](#)) and for inspection in the Town Hall during normal working hours.

**(3) A Proposed Ordinance of the Town of Amherst Recodifying the Town Subdivision and Zoning Ordinance and providing when such ordinance and this ordinance shall become effective.**

A proposed Ordinance of the Town of Amherst Recodifying the Town Subdivision and Zoning Ordinance and providing when such ordinance and this ordinance shall become effective. The recodification of the Subdivision and Zoning Ordinance would reorganize, reword, and renumber and clarify various provisions and references throughout the Subdivision and Zoning Ordinance; redefine the terms “cemetery,” “childcare center,” “family,” “highway, primary,” “highway, secondary,” “nonconforming lot,” “nursing home,” “public water system,” and “residential facility”; would create definitions for “craft brewery,” “craft distillery,” “mixed use development,” “short term rental,” “town development area,” and “urban development area”; provide that nonconforming leases for oil and gas exploration shall comply with all other applicable state laws and rules; provide that a landowner’s rights shall be deemed vested when the landowner relies in good faith on certain decisions by the zoning administrator; provide for the loss of nonconforming zoning status after discontinuance of two years, or when the nonconformity is enlarged; establish provisions for acquiring lawful nonconformity after obtaining a building permit, payment of taxes for the building or structure for more than 15 years, and other related criteria; require the rebuilding of nonconforming buildings destroyed by acts of God within

two years; provide for the replacement of on-site sewage systems for nonconforming structures where otherwise not permitted; provide for the replacement of comparable nonconforming manufactured homes; provide that certain incidental, unobjectionable agriculture under five acres is permitted without a zoning permit in any district that allows residential uses; provide, generally, that no new use shall be commenced without a zoning certificate for that use; amend requirements on how signage must be placed to give notice of certain zoning actions; repeal provisions requiring signage to be posted up to once every 500 feet to notify of certain zoning actions; provide for conditional zoning to require a guarantee or contract for improvements to be completed; provide for appeals from decisions of the zoning administrator; repeal the prohibition on reconsideration of a petition for a zoning change within twelve months; provide for changes to proffered conditions; providing for administrative fees as adopted by the Town Council; providing for site plan review by the planning commission; establish information required on the map of a proposed development for site plan review; provide that uses not permitted are prohibited; provide for civil penalties and revise the provisions for criminal penalties for violations of the zoning ordinance; provide for appeals from decisions of the board of zoning appeals; revise the description of the intent and characteristics of the Central Business District and General Commercial District; provide for certain helipads as a special use for the M-1 district; provide for short-term lodging as a permitted use in the A-1, T-1, B-1, CBD, and B-2 districts, and as a special use in the R-1, R-2, R-3, and R-4 districts; provide that adult oriented entertainment that may include alcohol or gambling, (e.g., pool halls, dance halls, or electronic skills games halls are permitted uses in the CBD and B2 districts; provide that utility trailer and storage shed sales are permitted uses in CBD, B2 and M-1 districts; provide that family-oriented indoor recreation uses with no alcohol or gambling (e.g., bowling alleys, roller skating, ice-skating, game, pinball, or other electronic game centers) are permitted uses in the B-1, CBD, and B-2 districts, and are special uses in the T-1 district; provide that outdoor entertainment (e.g., golf driving ranges or other sports related entertainment) is a special use in the A, B-1, B-2, and T-1 districts; provide that kennels are a permitted use in the A-1 district; provide that farmers' markets are a permitted use in the CBD and B-2 districts, and are a special use in the T-1 and B-1 districts; require compliance, in the E-1 district, with all laws and rules applicable to oil and gas exploration, extraction, and production; revise the maximum density requirements for multifamily dwellings, townhouses, and condominiums within a planned unit development (PUD); revise the minimum frontage for single-family dwellings and townhouses for PUDs; repeal the requirement for parking lots, streets, and roadways in multifamily developments to comply with Department of Transportation standards; repeal the requirement that all units in a multifamily development be connected to water and sewerage systems approved by the Health Department and that they shall be open to inspection; repeal regulations regarding site storm drainage for multifamily developments; provide that, in the Central Business District, there shall be no requirement for common open space in multifamily developments, and no special yard requirements for townhouses lots; increase the width of paved common walks to at least five feet for townhouse developments; provide that certain confined livestock facilities shall not be permitted in any mixed use district, but repeal such requirement with respect to commercial districts; provide that certain manufactured houses are permitted in the A-1 district; provide for certain residential facilities for certain disabled, aged, or infirmed individuals, and certain family day homes, to be deemed single-

family residences; provide for certain temporary family health care structures to be considered an accessory use in any single-family residential zoning district; revise provisions for property owners to submit a parking master plan in lieu of the general off-street parking requirements; permit such plan to be considered by the planning commission rather than by special use permit; revise the regulations regarding wireless telecommunications facilities; provide for certain wireless telecommunications facilities, including certain small cell facilities and certain wireless facilities under 50 feet, to become permitted zoning uses; eliminate or revise setbacks for wireless communications facilities; repeal certain requirements for a bond or other guarantee for landscaping; establish timeframes and procedures for review, approval, and recordation of a plat or plan; revise requirements for performance bonds and other financial requirements for dedication of a right-of-way for public use; revise requirements for release of bonds and other performance guarantees from subdividers or developers; change the methods by which a plat may be vacated, relocated, or altered; repeal certain requirements regarding the design of subdivision streets, and require instead that the design and installation of streets shall conform to VDOT standards; repeal certain regulations of block lengths, widths, and space; require the conveyance of common or shared easements for cable television, gas, telephone, and electric service to a proposed subdivision; and replace references to various provisions in the Code of Virginia with references to their successor statutes.

Supporting documentation is available online ([HERE](#)) and or inspection in the Town Hall during normal working hours.

**(4) Amended Fiscal Year 2021/2022 Town of Amherst Budget**

This budget synopsis is prepared and published for informative planning purposes only. The inclusion of any item does not constitute an obligation or commitment on the part of the Town Council to appropriate funds for that purpose. There is no allocation or designation of Town of Amherst funds for any purpose until an appropriation for that purpose has first been made by the Town Council.

**Estimated Revenues**

General Fund	\$1,463,489
Water Fund	\$1,271,188
Sewer Fund	\$942,052
Garbage Fund	\$143,642
IDA Fund	\$83,826

**Estimated Expenditures**

General Fund	\$1,463,489
Water Fund	\$1,271,188
- Operations	\$841,196
- Debt Service and Capital Projects	\$429,992
Sewer Fund	\$942,052
- Operations	\$644,312
- Debt Service and Reserve	\$297,740
Garbage Fund	\$143,642
IDA Fund	\$83,826

The proposed budget maintains the previously adopted tax and utility rates and levies.

A document containing the complete budget proposal, implementing Ordinance and supporting documentation is available online ([HERE](#)) and for inspection in the Town Hall during normal working hours.

**(5) A proposal to grant the Virginia Department of Transportation an unrestricted right of way of 40 feet along town owned property.** A proposal to grant the Virginia Department of Transportation an unrestricted right of way of 40 feet along town owned property. This right of way is for the purpose of allowing the construction and maintenance of a road, commonly known as Lynchburg Road.

Supporting documentation is available at ([HERE](#)) and for inspection in the Town Hall during normal working hours

All interested persons may express their views on any of the above matter by emailing [sara.mcguffin@amherstva.gov](mailto:sara.mcguffin@amherstva.gov) prior to each meeting. Anyone having questions regarding the above may contact the Town Hall Office at 434-946-7885, Monday through Friday from 9:00 AM to 5:00 PM.