City Council
Bill Hartley, Mayor
Jim Steele, Vice Mayor
Doug Fleenor, Council Member
Archie Hubbard, Council Member
Kevin Mumpower, Council Member

BRISTOL VIRGINIA CITY COUNCIL
300 Lee Street
Bristol, Virginia 24201
July 12, 2016

6:00 p.m.
Call to Order
Moment of Silence
Pledge of Allegiance

A. Matters to be Presented by Members of the Public – Non-Agenda Items.

B. Mayor's Minute and Council Comments.

REGULAR AGENDA:

1. Consider Second Reading and Adoption of an Ordinance to Repeal and Reenact §§70-1, 70-26, 70-30, 70-31, 70-35, 70-37, 70-39, 70-41, 70-42, 70-44, 70-46 and the Appendix and Adopt §§70-29, 70-32, 70-33, and 70-47 to Chapter 70 of the City Code.

    a. Staff Report
    b. Public Comments
    c. Council Motion and Second for Second Reading (caption only)
    d. Council Discussion
    e. Roll Call
    f. Reading of Ordinance (caption only)
    g. Council Motion and Second for Adoption
    h. Roll Call

2. Public Hearing Regarding an Ordinance to Grant Exemption from Bristol, Virginia Real Property Tax Relative to The Cross of Christ Worship Center, for Property at 304 and 310 Spurgeon Lane, Bristol, Virginia.

    a. Staff Report
    b. Public Comments

3. Consider First Reading of an Ordinance to Grant Exemption from Bristol, Virginia Real Property Tax Relative to The Cross of Christ Worship Center, for Property at 304 and 310 Spurgeon Lane, Bristol, Virginia.

    a. Council Motion and Second
    b. Council Discussion
    c. Roll Call
    d. Reading of Ordinance

4. Consider Designation of the Clerk of Council, Pam Venable, and Police Lieutenant, Clay Robinette, as FOIA Officers for the City of Bristol.

   a. Staff Report
   b. Public Comments
   c. Council Motion and Second
   d. Council Discussion
   e. Roll Call

5. Matters to be Presented by Boards and Commissions Applicants.

   a. Staff Report
   b. Applicant Remarks

6. Executive Session *pursuant to §2.2-3711.A.1, Code of Virginia 1950, as amended. Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body;* (Appointments).

   a. Council Motion and Second
   b. Roll Call

7. Citizen Appointments to Boards and Commissions.

   a. Council Motion and Second
   b. Roll Call

<u>CONSENT AGENDA:</u> (All of the items below will be voted on as a block)

8. Consider a Street Closure Request for the Day in the Park Event – August 6, 2016.

   a. Council Motion and Second
   b. Roll Call

C. Adjournment.

BRISTOL, VIRGINIA CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: July 12, 2016 Department: City Manager

Bulk Item: Yes ___ No _X__ Staff Contact: Tabitha Crowder

AGENDA ITEM WORDING:
Consider First Reading of an Ordinance to Repeal and Reenact §§70-1, 70-26, 70-30, 70-31, 70-35, 70-37, 70-39, 70-41, 70-42, 70-44, 70-46 and Appendix to Chapter 70 of the City Code and to Adopt §§70-29, 70-32, 70-33, and 70-47 to Chapter 70 of the City Code.

ITEM BACKGROUND:
The proposed budget incorporates changes in the solid waste operations as well as fee increases. The proposed ordinance incorporates those changes. In addition, violations are revised to include a monetary fine option. Revisions are summarized below. The attached proposed ordinance reflects additions in red text and deletions in red text with a strikethrough.

Section 70-26 – Small waste placed outside the container will not be picked up.
Section 70-29 – Resident must remove uncollected waste by the end of designated collection day
Section 70-30 – Add monetary fine for noncompliance of Sections 70-26 and 70-29.
Section 70-35 – Remove collection of small amounts of construction, demolition, and debris waste. Instead allows City resident to bring to landfill at no cost.
Section 70-37 – Add monetary fine for noncompliance of Sections 70-35 and 70-36.
Section 70-39 – Add disassembled televisions and monitors to the list of dangerous waste items.
Section 70-41 – Remove grass clippings from the collection service. Clarify that contractor generated brush will not be collected. Instead allows City resident to bring to landfill at no cost.
Section 70-42 – Add weekly permit for temporary commercial reuse containers. Clarify expiration of three month permit.
Section 70-44 – Add monetary fine for noncompliance as well as impoundment for repeated violations or prolonged noncompliance.
Section 70-46 – Add covers to collection vehicles while transporting to minimum standards.
Section 70-47 – Summarize noncompliance actions. Add process to hear resident objections.
Appendix – Increase collection fee for commercial collection, residential collection, disposal fees, and commercial refuse container permits.

PREVIOUS RELEVANT ACTION:
Public hearing on the budget was held on May 24, 2016. First reading was held on June 14, 2016.

Staff Recommendations:
Staff recommends approval.

DOCUMENTATION: Included __X____ Not Required_____

MOTION: I move to approve the Second Reading of an Ordinance to Repeal and Reenact §§70-1, 70-26, 70-31, 70-35, 70-37, 70-39, 70-41, 70-42, 70-44, 70-46 and the Appendix and to Chapter 70 of the City Code and to Adopt §§70-29, 70-32, and 70-33 to Chapter 70 of the City Code.

I move to adopt an Ordinance to Repeal and Reenact §§70-1, 70-26, 70-31, 70-35, 70-37, 70-39, 70-41, 70-42, 70-44, 70-46 and the Appendix and to Chapter 70 of the City Code and to Adopt §§70-29, 70-32, and 70-33 to Chapter 70 of the City Code.

AN ORDINANCE TO REPEAL AND REENACT *§§70-1, 70-26, 70-30, 70-31, 70-35, 70-37, 70-39, 70-41, 70-42, 70-44, 70-46* AND *APPENDIX TO CHAPTER 70 OF THE CITY CODE AND TO ADOPT §§70-29, 70-32, 70-33 AND 70-47 TO CHAPTER 70* OF THE CITY CODE

BE IT ORDAINED by the City Council for the City of Bristol Virginia that §§ 70-1, 70-26, 70-30, 70-31, 70-35, 70-37, 70-39, 70-41, 70-42, 70-44, 70-46 and the Appendix to Chapter 70 of the City Code should be and hereby are repealed and reenacted and §§ 70-29, 70-32, 70-33 and 70-47 of Chapter 70 of the City Code shall be enacted to read as follows:

Sec. 70-1. Definitions.
The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Bulk container means a metal or plastic container of not less than two cubic yards with doors on top to be serviced by rear loading or side loading waste removal trucks.

Central business district means the section of the city bounded by State Street on the south, the tracks of the Norfolk and Western Railway on the east, Goode Street from Commonwealth Avenue to Piedmont Avenue and Scott Street from Piedmont Avenue to Randall Street on the north, Piedmont Avenue from Scott Street to Goode Street and Commonwealth Avenue from Goode Street to State Street on the west.

City means the City of Bristol or the city's authorized agent.

City-served nonresidential establishment means any retail, manufacturing, wholesale, institutional, religious, governmental, or other nonresidential establishment from which the city or its authorized agent collects municipal or other solid wastes.

Commercial Refuse Containers means any dumpster used at retail, restaurant, service oriented, or other business; church or multi-unit residential complex; construction, demolition, industrial, or industrial waste generator.

Commercial waste means all solid waste generated by establishments engaged in business operations other than manufacturing and construction. This category includes, but is not limited to, solid waste resulting from the operation of stores, markets, office buildings, restaurants and shopping centers.

Construction waste means solid waste, which is produced or generated during construction, remodeling or repair of pavements, houses, commercial buildings and other structures. Construction wastes include, but are not limited to, lumber, wire, sheet rock, broken brick, shingles, glass, pipes, concrete, paving materials and metals and plastics if the metal or plastics are part of the materials of construction or empty containers for such materials. Paints, coatings, solvents, asbestos, any liquid, compressed gases or semi-liquids and garbage are not construction wastes.

Contractor means any person or company that receives a fee or other compensation for performance of a service, such as construction, demolition remodeling and tree removal, or other such services.

Debris waste means waste resulting from land clearing operations. Debris wastes include, but are not limited to, stumps, wood, brush, leaves, soil, and road spoils.

Demolition waste means that solid waste which is produced by the destruction of structures and their foundations and includes the same materials as construction wastes.

Detachable container means a unit varying in capacity between 15 cubic yards and 40 cubic yards which is used for collecting, storing, and transporting solid waste. The unit may, or may not, use an auxiliary stationary packing mechanism for compaction of materials into the container and may be of the open or enclosed variety. The distinguishing feature of the detachable container is that it is picked up by a specially equipped truck and becomes an integral part of the truck for transporting the waste materials to the disposal site.

Discarded material means a material, which is:

(1) Abandoned by being:
   a. Disposed of;
   b. Burned or incinerated; or
   c. Accumulated, stored, or treated (but not used, reused, or reclaimed) before or in lieu of being abandoned by being disposed of, burned or incinerated;

(2) Used, reused, or reclaimed material as defined in the current edition of the "Virginia Solid Waste Management Regulations;"

(3) Considered inherently waste-like as defined in the "Identification of Solid Wastes" section of the current edition of the "Virginia Solid Waste Management Regulations."

Fill material means inert materials such as soils, rock, crushed aggregate, sand, or discarded building materials as specified in subsection 50-566(d) of the City Code, that are used to raise the existing grade of a lot or tract of land.

Garbage means readily putrescible discarded materials composed of animal, vegetable, or other organic matter.

Hazardous waste means a "hazardous waste" as described by the current edition of the state hazardous waste regulations and shall include, but not be limited to, materials such as paint, poison, acids, caustics, chemicals, infected materials, oral, fecal matter, and explosives.

Household waste means any waste material, including garbage, trash, and refuse derived from households. Households include single and multiple residences, hotels and motels, bunkhouses, ranger stations, crew quarters, campgrounds, picnic grounds, and day-use recreation areas. Household wastes do not include sanitary wasters in septic tanks (septage) which are regulated by state agencies other than the department of environmental quality.

Industrial waste means any solid waste generated by manufacturing or industrial process that is not a regulated hazardous waste. Such waste may include, but is not limited to, waste resulting from the following manufacturing processes: electric power generation; fertilizer/agricultural chemicals; food and related products/by-products; inorganic chemicals; iron and steel manufacturing; leather and leather products; nonferrous metals manufacturing/foundries, organic chemicals; plastics and resins manufacturing; pulp and paper industry; rubber and miscellaneous plastic products, stone, glass, clay and concrete products; textile manufacturing; transportation equipment, and water treatment. This term does not include mining waste or oil and gas waste.

Infectious waste means solid wastes defined to be infectious by the current edition of the "Infectious Waste Management Regulations" as promulgated by the state waste management board.

Institutional waste means all solid waste emanating from institutions such as, but not limited to, hospitals, nursing homes, orphanages, and public or private schools. It can include infectious waste from health care facilities and research facilities that must be managed as an infectious waste.

Lead acid battery means, for the purposes of the "Virginia Solid Waste Management Regulations," any wet cell battery.

Multiple residential units means any duplex, apartment, group of apartments, or condominium regime used for dwelling places of more than one family.

Municipal solid waste means waste which is normally composed of residential, commercial, and institutional solid waste.

Non-city-served establishment means any retail, manufacturing, wholesale, institutional, religious, governmental, or other nonresidential establishment served by a commercial solid waste collection service, or by a service other than the city or its authorized agent.

Person means any natural person, owner, agent, corporation, partnership, association, firm, receiver, guardian, trustee, executor, administrator, fiduciary, occupant, lessee, tenant, or representative or group of individuals or entities of any kind and who occupies a dwelling, building, or premises for seven or more consecutive days.

Portable packing unit means a metal container that contains a packing mechanism and an internal or external power unit.

Putrescible waste means solid waste which contains organic materials capable of being decomposed by microorganisms and cause odors.

Refuse means all solid waste products having the character of solids rather than liquids and which are composed wholly or partly of materials such as garbage, trash, rubbish, litter, residues from clean up of spills, contamination, or other discarded materials.

Refuse receptacle (trash can) (also waste receptacle or container) means a container of either 65 or 95 gallons nominal capacity, meeting the standards of the city, and equipped with wheels and connecting devices for use in conjunction with automated lifting mechanisms, or, a container of 300 gallons nominal capacity similarly equipped, without wheels.

Regulated medical waste means a solid waste meeting either of the two following criteria:
(1) Any solid waste suspected by the health care professional in charge of being capable of producing an infectious disease in humans as defined in the current edition of the "Virginia Regulated Medical Waste Regulations."
(2) Any solid waste that is not excluded from regulation is a regulated medical waste if it is listed in the current edition of the "Virginia Regulated Medical Waste Regulations."

Exclusions: The following solid wastes are not regulated medical wastes:
(1) Meat or other food items being discarded because of spoilage or contamination and not included in the current edition of the "Virginia Regulated Medical Waste Regulations."
(2) Garbage, trash, and sanitary waste generated from single or multiple residences, hotels, motels, bunkhouses, ranger stations, crew quarters, campgrounds, picnic grounds and day use recreation areas, except for regulated medical waste generated by the provision of professional health care services on the premises, provided that all medical sharps are placed in an opaque contained with a high degree of puncture resistance before being mixed with other wastes or disposed.

Excluded regulated medical wastes:
(1) Used products for personal hygiene, such as diapers, facial tissues and sanitary napkins.
(2) Material, not including sharps, containing small amounts of blood or body fluids, but containing no free flowing or unabsorbed liquid.

Residential dwelling means a person's primary home, and shall not include rental properties owned by the same parties.

Residential waste means household waste.

Rubbish means combustible or slowly putrescible discarded materials which include but are not limited to trees, wood, leaves, trimmings from shrubs or trees, printed matter, plastic and paper products, grass, rags, and other combustible or slowly putrescible materials not included under the term "garbage."

Service Provider means any company that places containers for the collection of waste or provides the service of hauling any container belonging to the company or not.

Sharps means needles, scalpels, knives, glass, syringes, pasteur pipettes, and similar items having a point or sharp edge or that are likely to break during transportation and result in a point or sharp edge.

Single residential unit means any dwelling place designed to be occupied by one family.

Small animal carcasses means cats, dogs, small household pets, and other animals of similar size.

Solid waste means any of those materials defined as "solid waste" in the current "Identification of Solid Wastes" section of the "Virginia Solid Waste Management Regulations."

Trash means combustible and noncombustible discarded materials and is used interchangeably with the term rubbish.

Yard Maintenance Service means any person or company that receives a fee or other compensation for preforming a service such as mowing, tree trimming, tree removal landscaping or other such services.

Yard waste means that fraction of municipal solid waste that consists of grass clippings, leaves, and hedge trimmings arising from general landscape maintenance. For purposes of this chapter, brush and tree prunings are excluded.

Sec. 70-26. - Containerization of waste required.

It shall be unlawful for anyone to fail to place and maintain waste in containers as specified in this article. All containers shall be kept covered at all times with tight-fitting covers. Waste that is placed outside the containers for collection, including bagged waste, cardboard boxes, and other such materials, will not be picked up.

(Ord. No. 05.24, 10-11-05)

Sec. 70-29. – Uncollected refuse or other material.

Where the City has not collected refuse or other material from curbside points of collection or elsewhere because such refuse or other material were not placed or prepared in accord with § 70-26, the persons responsible for such placement shall remove that refuse or other material as soon as practicable after the City has refused collection, and in any event, by the end of the designated collection day.

~~**Sec. 70-30. – Blockage of storm drains prohibited.**~~

~~(a) It shall be the duty of any person owning or operating any establishment or public place to provide receptacles adequate to contain the solid waste generated at such establishment.~~

~~(b) A violation of this section shall be a class 4 misdemeanor.~~

~~(Ord. No. 05.24, 10-11-05)~~

Sec. 70-30. – Non-compliance with the provisions of § 70-26 and 70-29.

In the event of violation of the provisions of § 70-26 or 70-29, the City may take the following actions:

a) The City may choose not to collect the refuse or material. In such case, the City shall affix a Notice of Violation to the rejected container, refuse or material, explaining the reason for rejection. A similar notice may be given to

the property owner or resident of the property in front of which such uncollected container, refuse or material was placed;

i. Any person or entity that receives three (3) notices of violation in a twenty-four (24) month period may be prosecuted for a violation of a Class 4 misdemeanor.

b) The City may collect the refuse or material notwithstanding the fact that its placement or packaging does not comply with the provisions of this article. In such cases, the City may, after inquiry, assess a special service charge against the owner or resident of the property in front of which such waste material was placed. Such special service charge shall be in accord with § 70-47.

c) For purposes of this Code section, violations may be assessed against the property owner of any property that is vacant at the time of the scheduled service.

~~**Sec. 70-31**. - Use of waste receptacles.~~

~~(a) Garbage and other solid waste, except as otherwise provided in this chapter, intended for collection and disposal by the city shall be placed in waste receptacles or containers meeting the requirements of this chapter. All containers shall be kept covered at all times with tight-fitting covers. Except as provided herein, waste containers may be placed at curbside no earlier than noon on the day preceding the regularly scheduled weekly collection day and must be removed by the day of collection.~~

~~(b) Waste containers must be stored in a garage, carport, or accessory building at the side or rear of the principal building or in a similar location removed from the street right-of-way. In no case may waste containers be left within a street right-of-way or within a yard, driveway or other area adjacent to a street right-of-way except as provided in (a) or (c).~~

~~(c) When the director of public works determines that because of topographic difficulties, age or infirmity of the resident or other mitigating conditions rendering the removal and storage of the waste container from the right-of-way impractical, said container may be permanently situated at the location designated by the public works department for collection.~~

~~(d) A violation of this section shall be a class 4 misdemeanor.~~

~~(Ord. No. 05.24, 10-11-05)~~

Sec. 70-31. – Blockage of storm drains prohibited.

(a) It shall be the duty of any person owning or operating any establishment or public place to provide receptacles adequate to contain the solid waste generated at such establishment.

(b) A violation of this section shall be a class 4 misdemeanor.

(Ord. No. 05.24, 10-11-05)

Sec. 70-32. - Use of waste receptacles.

(a) Garbage and other solid waste, except as otherwise provided in this chapter, intended for collection and disposal by the city shall be placed in waste receptacles or containers meeting the requirements of this chapter. All containers shall be kept covered at all times with tight-fitting covers. Except as provided herein, waste containers may be placed at curbside no

earlier than noon on the day preceding the regularly scheduled weekly collection day and must be removed by 7:00 am following the day of collection. Containers not removed from the curbside within the allotted time frame will be subject to a Notice of Violation.

(b) Waste containers must be stored in a garage, carport, or accessory building at the side or rear of the principal building or in a similar location removed from the street right-of-way. In no case may waste containers be left within a street right-of-way or within a yard, driveway or other area adjacent to a street right-of-way except as provided in (a) or (c).

(c) When the director of public works determines that because of topographic difficulties, age or infirmity of the resident or other mitigating conditions rendering the removal and storage of the waste container from the right-of-way impractical, said container may be permanently situated at the location designated by the public works department for collection.

(d) A violation of this section shall cause the City to assess a special service charge in accord with § 70-47.

(Ord. No. 05.24, 10-11-05)

Sec. 70-33. – Preparation of garbage.

It shall be unlawful for anyone to place garbage that has not been drained of all free liquid, wrapped, bagged, and enclosed in paper or plastic material in containers for collection.

(Ord. No. 05.24, 10-11-05)

Sec. 70-35. - Construction, demolition and debris waste.

No construction, demolition or debris waste shall be collected from houses or other structures under construction, reconstruction, remodeling, recently completed or being demolished. ~~Small amounts of such waste may be collected from single and two family residential locations upon which a residence is situated when construction, remodeling, debris clearing or demolition work is of a minor nature.~~

City collection crews will not collect debris waste resulting from land clearing activity on unoccupied lots or parcels.

City resident may bring construction, demolition and debris waste generated at the residential dwelling to the landfill at no charge for up to one ton of waste per load up to a limit of six loads per year. Proof of residency is required.

(Ord. No. 05.24, 10-11-05)

~~**Sec. 70-37. – Preparation of garbage.**~~

~~It shall be unlawful for anyone to place garbage that has not been drained of all free liquid, wrapped, bagged, and enclosed in paper or plastic material in containers for collection.~~

~~(Ord. No. 05.24, 10-11-05)~~

Sec. 70-37. – Non-Compliance with the Provisions of Sec. 70-35 and 70-36.

In the event of violations of the provisions of §§ 70-35 or 70-36, in addition to or in lieu of prosecution of such person or entity for a Class 4 misdemeanor violation, the City may do either of the following:

a) The City may choose not to collect the refuse or material. In such case the City shall affix a Notice of Violation to the rejected refuse or material, explaining the reason for the rejection. A similar notice may be given to the owner of the property in front of which such refuse or material was placed. In said event, the persons responsible for such placement shall remove that refuse or other material as soon as practicable after the City has refused collection, and in any event, by the end of the designated collection day. Failure to do so shall result in a $25 fine. Each day of violation shall constitute a separate offense.

b) The City may collect the refuse or material notwithstanding its placement does not comply with the provisions of this Article. In such cases, the City shall, after reasonable notice, assess the actual cost of collection, which shall not exceed $150 per dump truck load, against the owner of the property in front of which such refuse was placed.

c) For purposes of this Code section, violations may be assessed against the property owner of any property that is vacant at the time of the scheduled service.

The fines and/or charges stated above may be billed to the owner and collected as taxes and levies are collected, or in separate billings, including but not limited to those related to utility payments. Every charge authorized by this section with which the owner of such property shall have been assessed and remains unpaid shall constitute a lien against such property.

Sec. 70-39. - Dangerous waste items.

(a) It shall be unlawful to place dangerous trash items and all waste materials of injurious nature such as broken glass, light bulbs, sharp pieces of metal and the like in containers unless they are securely wrapped and marked so as to prevent injury to the collection crews.

(b) Fluorescent tubes, televisions, radios, dry cell batteries and all other electronic waste shall be placed beside the waste container for separate collection for recycling.

Fluorescent tubes shall be bundled or taped together and placed in a bag or box to prevent breakage.

(c) Television and monitors the have been accumulated and disassembled for the sole purpose of scavenging will not be removed by the collection crews.

(Ord. No. 05.24, 10-11-05)

Sec. 70-41. - Storage of yard, bulk wood and debris waste.

(a) *Leaves, grass, and clippings.* ~~Grass trimmings, hedge trimmings~~ Grass will not be picked up at the curb. Small quantities of grass clippings may be placed in the waste container along

with the household waste. Large piles shall be disposed of by the lawn maintenance service or the home owner. At no time will bagged grass be picked up. ~~and~~ Leaves shall be placed at curbside in piles to facilitate collection by city vacuum equipment. ~~Hedge and shrubbery trimmings that are too large to be collected by vacuum equipment shall be stacked adjacent to but not mixed with leaves or grass trimmings~~. Yard waste shall not be placed over or near any storm sewer inlet. It shall be unlawful for any person to place or allow to be placed or to continue the accumulation of leaves from their premises to be on a sidewalk, on an area that pedestrians would be expected to use to walk upon parallel to a public street, or a median strip within a public right-of-way. Normal city collection will be limited to one service per week during the months of ~~April~~ October through December and one service per month in the months of January, February, and March. That service shall occur in the second week of January, February and March.

(b) *Tree trimmings, brush and other debris waste.* No tree trunks, branches, limbs or shrubbery larger than 12 inches in diameter shall be collected by the city except as provided herein. Tree and shrubbery limbs shall have protruding branches trimmed and must be neatly stacked and placed in an orderly manner at curbside. Tree limbs trunks and stumps of greater than six-inch diameter shall be cut into sections manageable by city mechanized equipment. The public works solid waste collection supervisor shall advise owners or occupants of property where such oversize material has been placed of the action necessary to reduce the waste to a manageable size. Stumps placed for collection shall be completely free of dirt, rock or other deleterious materials. Stumps and other debris waste up to 24 inches in diameter may be collected by city mechanized equipment if the public works department solid waste collection manager determines that the material can be cut into segments manageable by said equipment. Thorny vegetation shall be placed near the curb in small neat piles. Tree trimmings, limbs and other brush may not be combined with yard waste or with bulk wood waste. When placing tree and shrubbery trimmings near curbside, consideration should be given to overhead utility services. If such trimmings cannot be safely collected by mechanized equipment, the trimmings will be left at curbside and the property owner properly notified. Such collection by the city will be limited to one regular service per week.

City resident may bring tree trimmings, brush and other debris waste generated at the residential dwelling to the landfill at no charge for up to one ton of waste per load up to a limit of six loads per year. Proof of residency is required.

The city will not collect waste generated as a result of services provided to a resident by for hire/licensed contractor services or yard maintenance services. Special arrangement may be made for the collection of such material by the city when the contractor refuses removal of said material.

(c) *Bulk wood waste.* Bulk wood ~~waste~~ shall not be collected by the collection department and shall be the responsibly of the home owner or contractor to properly dispose of such materials including but not limited to, construction or demolition waste. ~~which may be collected pursuant to the provisions of this chapter, fence posts, poles and similar items shall be sized and placed in the manner required for tree trimmings and other debris waste in subsection (b) above. Bulk wood waste shall be stacked separately from yard waste and tree trimmings. Bulk wood waste may be placed with stumps and other oversize waste described in subsection (b) above.~~

City residents may bring bulk wood waste generated at the residential dwelling to the landfill at no charge for up to one ton of waste per load up to a limit of six loads per year. Proof of residency is required.

(Ord. No. 10.07, 12-14-10)

Editor's note— Ord. No. 10.07, adopted Dec. 14, 2010, repealed § 70-41, in its entirety and enacted new provisions to read as herein set out. Prior to this amendment, § 70-41, pertained to similar subject matter. See Code Comparative Table for derivation.

Sec. 70-42. Commercial Refuse Container Permit.

(a) All waste haulers shall track and record container locations in the City and remit a permit fee annually to the Department of Public Works for all permanent commercial refuse containers. Three-month permits shall be purchased for short term container placement, such as open top roll–offs placed for construction or remodeling where placement is not expected to become permanent. Weekly permits shall be purchased for temporary container placement for use up to but not to exceed seven days, inclusive of weekends. Container must be removed on the seventh day. Containers intended and used exclusively for recyclable materials shall be excluded from the permit requirement.

(b) Any person desiring to place or service any commercial dumpster in the City shall make application to the director. Each application shall contain the name, address, and telephone number of the applicant along with the proposed location of the dumpster. Applicant shall also supply information including the names or markings on the containers, if they are different from the owner's company name. The applicant shall be the owner of the dumpster.

(1) The director, before issuing any permit, shall cause an inspection to be made of the premises within the city named and described in the application for a permit under this article for the purpose of determining whether the premises comply with the provisions of this article, including but not limited to the standards established in section 70-34 of this article. The director shall also inspect all dumpster-type containers and all roll-off containers. If the director shall be satisfied from the inspection that the premises and containers are in conformity with this chapter, he shall issue, or cause to be issued, upon payment by the applicant to the city of a fee per container, as set forth in a schedule of fees which may, from time to time, be approved by the city council, a permit authorizing the placement of commercial dumpster. If the director shall not be so satisfied, or if the applicant has refused the director the right to enter and inspect any premises, except the interior of any residence, pursuant to section 70-30 for the purpose of enforcing the provisions of this article, he shall deny the application and advise the applicant in writing of the denial setting forth the reasons therefor.

(2) At the time of issuance of a permit, the director shall assign to all containers a seal of approval. All commercial containers inspected and approved pursuant to this section shall have affixed a seal of approval to be furnished by the director, which seal shall signify approval at time of inspection, but which approval may be revoked at any time should said container deteriorate, in the opinion of the

director, to an unsatisfactory condition, and each seal of approval shall expire at the time the permit expires.

(3) Every annual permit issued pursuant to this article shall terminate at the end of the fiscal year (June 30) for which it is issued, unless sooner suspended. The permittee's premises and container shall be inspected each year and the permit shall be renewed if the premises and containers are in conformity with this article. A permit shall not be transferable to any other person or location.

(4) Three month permits shall expire 90 days from the date the container was placed. Application must be made and approved before any container is placed.

(Ord. No. 13.09, 7-9-13)

Sec. 70-44. Suspension of permit.

(a) Following the issuance of a permit, if the director finds that a container, its pad, or surrounding area do not conform to the provisions of this article or that a permittee has refused the director the right to enter the property in order to inspect such container, pad, or surrounding area pursuant to section 70-43 for purpose of enforcing the provisions of this article, or that a permittee or an employee of a permittee has failed or neglected to comply with any of the minimum standards set forth in section 70-47, the director may enter an order for the suspension of the permit until such time as he finds that the reason for the suspension no longer exists. A copy of the order shall be sent to the permittee at his place of business by certified mail, which order shall set forth the reasons for the suspension. The suspension shall be effective ten days after the date it is executed by the director, and the order shall state this effective date; provided, however, that if the director finds that an immediate suspension is necessary to protect the health or safety of city residents, the suspension shall be effective immediately and the order shall so state. Except in cases of an immediate suspension, the order shall inform the permittee that he may dispute the suspension by submitting to the director, in writing or in person, reasons why the permit should not be suspended. The order shall also inform the permittee of the date and time by which such written submission must be submitted and of the date, time and place at which the permittee may make a submission in person. If the permittee does not make a timely written or personal submission to the director, the suspension shall become effective and the order shall become final on the date set forth in the order. If the permittee does make a submission, the suspension shall be stayed pending the director's consideration of the submission and the issuance of a final order affirming, amending or rescinding the earlier order. This final order shall be effective on the date it is executed by the director and shall be sent to the permittee at his place of business by certified mail. The failure of a permittee to make a written or personal submission to the director shall not affect the director's authority to reinstate a suspended permit, pursuant to section 70-45.

(b) Any person violating this provision, after the order is final and permit suspended, shall be guilty of a Class 4 misdemeanor. Each day a violation continues shall be deemed a new and separate violation. In addition ~~to any penalties imposed for each violation, a judge hearing the case shall order~~ or in lieu of prosecution of such person for a Class 4 misdemeanor

violation, the City may assess a special service charge as set out in Section 70-47 herein if the person responsible for such condition to remove, restore, remediate, or correct the violation or condition, and each day's default in such removal, restoration, remediation, or correction after being so ordered shall constitute a violation of and a separate offense under this article.

(c) For repeated violations or prolonged noncompliance, the city reserves the right to remove the container from its location, impound the container, and assess fines to recuperate costs for the removal and transportation not to exceed $500.

(Ord. No. 13.09, 7-9-13)

Sec. 70-46. Minimum Standards.

All commercial refuse containers placed within the city shall comply with the rules and regulations set forth below:

(1) All containers shall have a current refuse permit.
(2) All containers shall be kept in good condition to ~~insure~~ ensure health and human safety. This includes no holes to prevent leakage and vermin from entering.
(3) All containers shall have working doors and lids to minimize windblown litter.
(4) All containers shall be clearly marked with the company name and contact information, all containers shall have appropriate safety signage in place.
(5) All collection vehicles shall be clearly marked with the company name on both sides and contact information.
(6) All collection vehicle openings shall be covered either by mechanical covers or tarps during the transportation of waste on public roads or right of ways.

Sec. 70-47. A violation of any provision contained herein for which the penalty is not expressly stated, shall be a Class 4 misdemeanor. In addition to or in lieu of prosecution of such person for a Class 4 misdemeanor, the City may assess a special service charge subject to the following:

a) An offense in violation of Sec. 70-26, 70-27 or 70-31 shall be subject to a special service charge of $25 per occurrence.
b) An offense in violation of any provision for which the penalty is not expressly stated shall be subject to a fine of $25 per occurrence or a service charge equal to the City's actual cost to remedy the violation, not to exceed $150.

c) If a property owner wishes to be heard on the issuance of any Notice of Violation or fine or service charge, the property owner may request, in writing, a hearing with the City Manager. Such request must be received by the City Manager within seven (7) business days of the action sought to be reviewed and must state the reasons for the requested hearing. The City Manager or his/her designee shall schedule the hearing within ten (10) business days of receipt of the request for hearing and any decision shall be set forth in writing within three (3) business days after the hearing.

d) In addition to other remedies provided by this Code and/or the Code of Virginia, any fines, costs or service charges for solid waste collection and removal that may be charged pursuant to this Chapter 70 Solid Waste that remain unpaid for more than thirty (30) days after a bill or invoice has been sent for such fines, costs or service charges shall be referred to the City Treasurer. The Treasurer shall include such fines, costs or service charges in the next regular real estate tax bill sent to the owner of the real estate. All unpaid fines, costs or service charges shall constitute a lien against such real estate and be collected as other taxes and liens are collected.

APPENDIX TO CHAPTER 70 - SOLID WASTE FEES

1. Collections Fees

(a) City served. Non-Residential Establishments and non-individually electric metered Multiple Unit Residential Establishments where service is provided via not more than four 95 or 300 gallon, or any combination thereof, City provided automated collection containers. Only locations which are accessible to automated collection vehicles will be served. ~~Collections shall be limited to two per week.~~

Charge, Payable Quarterly
95 gallon containers: each pick up - ~~$75.00~~ $80.00 first container~~, $25.00~~ $35.00 each additional
300 gallon containers: each pick up - ~~$150.00~~ $160.00 first container, ~~$75.~~00 $85.00 each additional
Additional weekly collections shall be billed at half the Quarterly Billing rate.

(b) Single and Two-Family attached and detached residences, condominiums, townhouses, and any other residential unit where electric service is individually metered. Single metered multi-unit apartment buildings shall be charged collection fee times the number of units in the building. Fees shall remain in place as long as utilities remain turned on, as the dwelling has the potential to generate waste, regardless of being occupied or vacant.

Fee Payable with Utility Bill

~~$15.00~~ $17.00/Month

(c) Eleemosynary Institutions: (It shall be the responsibility of the institution to apply for and provide the necessary information to qualify for this category.)

Charge, Payable Quarterly
95 gallon containers: $65.00 first container, $15.00 each additional, $45 twice weekly collections

300 gallon containers: $100.00 first container, $50.00 each additional, $75 twice weekly collections

(d) Bulk wood, brush or bulk waste collection for non-residential or multi-family locations

Bulk waste $35.00 per service plus disposal fees at gate rate, one ton minimum (service requiring more than a single load shall be considered as separate services for each load). A deposit in the amount of a single load plus one ton disposal fee is required prior to any collection activity.

Excess brush or waste generated from contractors: $150.00 up to one truck load. A deposit in the amount of $150.00 is required prior to any collection activity. Service

requiring more than a single load shall be considered as a separate service for each load.

2. Disposal Fees

(a)	Municipal solid waste (Per Ton)	~~$25.00~~ $30.00
(b)	*RESERVED*	
(c)	Debris and demolition waste (Per Ton)	~~$25.00~~ $30.00
(d)	~~Combustible Wood Waste~~ Brush (Per Ton)	~~$55.10~~ $35.00
(e)	Minimum fee for (a)-(d) except as noted in (j)	~~$12.00~~ $15.00
(f)	Leaves, grass, yard waste (Per Ton)	$30.90
(g)	Bulk waste tire processing fee; tires not to exceed 24.5" wheel size (rimless only) (Per Ton)	$115.00
(h)	Individual tires brought in by other than Bristol, Virginia private residents (Each)	$6.50
(i)	Surcharge for tires encrusted with mud or rock or on rims (Each), waste stream tires	$6.50
(j)	Waste tires, shredded (Per Ton)	$30.90

(k) Bristol, Virginia private residents; all types of permitted waste,
No charge for waste brought in by Bristol, Virginia residential dwelling for up to one ton of waste. Limit of six loads per year. Proof of residency is required.

Up to 500 lbs.	~~$3.00~~	$0.00
500 to 1,000 lbs.	~~$5.00~~	$0.00
Over 1,000 lbs. (Per Ton)	~~$30.90~~	$30.00
Waste Tires, individually, up to16" wheel size, delivered by private citizens in lots of less than 5 (Each)	$2.00	

3. Commercial Refuse Container Permit Fees

(a) 1 to 5.99 cubic yards	~~$45.00~~	$50.00 annually
(b) 6 to 7.99 cubic yards	~~$90.00~~	$100.00 annually
(c) 8 cubic yards or larger	~~$180.00~~	$200.00 annually
(d) Temporary use containers		
a. 1 to 5.99 cubic yards	~~$11.25~~	$12.50 quarterly
b. 6 to 7.99 cubic yards	~~$22.50~~	$25.00 quarterly
c. 8 cubic yards or larger	~~$45.00~~	$50.00 quarterly
(e) Weekly permits for all containers		$10.00 weekly

FIRST READING June 28, 2016

SECOND READING _____

ADOPTION _____

BRISTOL, VIRGINIA CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: July 12, 2016 Department: Commissioner of the Revenue
Bulk Item: Yes ___ No X__ Staff Contact: Terry Frye

AGENDA ITEM WORDING:

Public Hearing regarding an Ordinance to Grant Exemption from Real Property Taxation Relative to The Cross of Christ Worship Center, for Property at 304 and 310 Spurgeon Lane, Bristol, Virginia.

ITEM BACKGROUND:
Previously, The Cross of Christ Worship Center was purchased in the name of Pastor Mark W. Edwards and Wife, Heather F. Edwards in order to obtain bank financing. However, in all respects, the facility on this property was always operated as a church conducting worship services. However, Pastor Edwards and his Wife deeded the above property by Quitclaim deed to The Cross of Christ Worship Center on May 26, 2016. Now the property is held in the name of said church and operates solely for the performance of worship services and is eligible for tax exempt status by virtue of Virginia State Constitution Section 10, part 6 (a) (2).

PREVIOUS RELEVANT ACTION:

Public Hearing notice appeared in the Bristol Herald Courier on July 2, 2016.

Staff Recommendations:

This request meets the criteria in the statute for designation of the real estate as tax exempt.

DOCUMENTATION: Included __X_____ Not Required_____

MOTION: None.

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Houses, Unfurnished

BrVa- 4bd/2ba. ranch style home, full bsmnt, garage, hardwood floors, heat pump, new counter tops, $950 mo.+deposit Completely remodeled Near John S. Battle HS Call: 770-641-8854

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BRVA,2BR1.5BA,CONDO,CH&A,AMENITIES POOL AND TENNIS COURTS, NO WATER BILL OR MOWING. NO PETS. RENT 650 DEPOSIT 650. CARRIAGE HILL NEAR BURGER KING AND HARDEES.
CALL OR TEXT 423-534-8164

Multiple newly renovated homes for rent in Abingdon, VA $925 - $1400 Owner/agent **Call: 276-619-1187 www.cgprentals.com**

Mobile Home, Lots, Rent

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2001 CREST PONTOON 20FT. 90HP Honda with cover, grill and ski tow. Choice of trailer OR covered slip. $13,200.00 Call 423-878-4221 (Darter's)

FISHER PONTOON BOAT & TRAILER 1999 delux model, over $200 worth of fishing equip. included. **$8000 OBO CALL 423-878-8894.**

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BEAUTIFUL MOTOR COACH 2003 MONACO WINDSOR . 40ft diesel pusher, 3 slide outs, 96k mi, great cond, no pets, non smoking, cherry cabinets, lots of options, professional reno, $79,000. 276-920-1760.

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Auto for Sale

1937 Jaguar kitcar convertable Red, factory built, Ford 2300 automatic, new condition. $6500 423-764-6751 (Bristol)

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Automotive-Wanted

$$$ CASH $$$ Wanted to buy cars & trucks for parts. Running, wrecked or junk! **423-335-0941**

We pay top dollar$ for Junk Cars, & Trucks. Fast Free Pkup. Call: 276-356-2889

LEGAL ADS

Legal Notices

CITY OF BRISTOL VIRGINIA

PLEASE TAKE NOTICE that the Bristol Virginia City Council will hold a public hearing at its meeting on July 12, 2016 to receive public comment on a request from The Cross of Christ Worship Center, a tax exempt church under Virginia Law seeking an exemption from real property taxation on304 and 310 Spurgeon Lane, Bristol VA 24201 (Tax Map numbers 14 (1) (11B) in the amount of $454.58 annually on property currently assessed in the amount of $38, 200.00, effective with the 2016 real property tax assessment.

PUBLIC NOTICE

2015 CCR ANNUAL REPORT AVAILABILITY BLUFF CITY WATER WORKS CUSTOMERS Our water meets all EPA's health standards.

The Consumer Confidence Report is available as of July 1, 2016 on the internet at http://www.bluffcitytn.org/ccrannualreport2015.pdf or available at Town Hall, 4391 Bluff City Highway for viewing. The CCR will not be mailed. Information about the Water Quality Report call 423-538-7144.

PUBLIC NOTICE-

CORRECTIVE ACTION AT AN UNDERGROUND STORAGE TANK (UST) SITE

The Virginia Department of Environmental Quality is requiring Corrective Action to address cleanup of petroleum contamination at: Former Dee Dee's One Stop, 14308 Porterfield Highway, Abingdon, VA.

The Corrective Action Plan will be submitted to the DEQ Office in July 2016. If you would like to review or discuss the proposed Corrective Action Plan, please contact case manager Mr. Shon Pritchard at

Trustee Sales

NOTICE OF SUBSITUTE TRUSTEE'S SALE OF REAL PROPERTY LOCATED IN WASHINGTON COUNTY, VIRGINIA

In execution of Deed of Trust dated May 9, 2014, recorded in the Clerk's Office of Of City Of Bristol, Virginia on May 21, 2014 as Instrument No. 140000690 in Book 5594, page 521 (the "Deed of Trust"), and default having occurred in the payment of the debt secured by the Deed of Trust, and upon the direction of the holder of the note secured by Deed of Trust, the undersigned Substitute Trustee will offer for sale the property described below at the public auction to the highest bidder at the front door of the City of Bristol, Virginia Courthouse, 497 Cumberland Street, Bristol, Virginia on July 11, 2016, beginning at 11:00 a.m., and continuing as necessary. The property being sold is all those certain lots or parcels of real estate situate and being in the City of Bristol, Virginia, and is more particularly described as follows:
BEING Lot 28, Block No. 3 of Northwinds Townhouses, Section 2, as shown on subdivision plat of record in the Clerk's Office of the Circuit Court of Bristol, Virginia, in Plat Book 3, page 18, to which plat reference is hereby made for a more particular description of lot.
AND BEING the same property conveyed to David Hess from Sleepy Hollow Investment Group, LLC by Warranty Deed dated May 19, 2014 of record in aforesaid Clerk's Office in Book 594, page 519, to all of which reference is hereby expressly made.
There is also conveyed unto the Grantee the easement rights for drainage and for septic tank drain fields upon the property described as "future townhouse tract" on plat of record in Plat Book 3, page 18, and as also set forth in Deed dated January 22, 1981, of record in said Clerk's Office in Deed Book 222, page 167. There is further conveyed unto the Grantees a permanent non-exclusive easement for ingress and egress over the paved driveway along its entire length from the property herein running in a westerly direction to the Airport Road and an easement across subject property for pedestrian traffic.
TAX ID#: 346-(7)-3-28
Property Address: 75 Old Airport Road, #28, Bristol, Virginia
Reference is here made to the Deed of Trust for a more particular description of the property.
This sale is subject further to all encumbrances, restrictions, rights-of-way, conditions, easements, and mechanics' and materials men's liens, if any, whether of record or not of record, to the extent any of the foregoing apply and take priority over the lien of the Deed of the Trust.
Deposit of ten percent (10%) cash or certified check shall be required from the successful bidder at the sale, except from the holder of the note. Deposit, without interest, is applied to the purchase price at settlement. Settlement will be held on or before 30 days after the sale. Should the successful bidder default in the purchase, the deposit shall be forfeited and the property shall be resold at the risk and cost of the defaulting bidder. In the event the Substitute Trustee cannot convey the property to the successful bidder for any reason, then at the Substitute Trustee's sole discretion, the sale may be rescinded and the bidder's sole remedy shall be the refund of the deposit.
The balance of the purchase price shall be in cash or its equivalent. Settlement shall be at the offices of Substitute Trustee or other mutually agreed location. The property and any improvements thereon shall be sold in "as is" condition without any warranties except as to Substitute Trustee's special warranty of title against person's claiming title through the trustee. The successful bidder shall assume all lose or damage to the property from and after the time of sale.
The successful bidder shall be responsible for all costs of the conveyance, which shall be by special warranty, including but not limited to current or delinquent property taxes, fees, HOA fees, title opinion, title insurance, recording fees and the preparation of the deed and grantor's tax. The sale is subject to such additional terms as the Substitute Trustee may an-

CITY OF BRISTOL
TERRY C. FRYE
Commissioner of the Revenue
497 Cumberland Street, Bristol, Virginia 24201
Phone (276) 642-2337 Fax (276) 645-3790
e-mail: tcfrye@bristolva.org

June 20, 2016

Pete Curcio, Esq.
600 Cumberland St.
Bristol, VA. 24201

RE: Letter confirming tax exempt status of The Cross of Christ Worship Center

Pete,

This letter is to confirm that I have reviewed the application of The Cross of Christ Worship Center requesting a tax exemption of their new church facility at 304 and 310 Spurgeon Lane, Bristol Virginia. I have determined that The Cross of Christ Worship Center is a Church of worship within the meaning of Virginia State Constitution Section 10, part 6 (a) (2) and thus the property, which is used for worship services is tax exempt under the above provisions of the Virginia Constitution. Therefore, it is my opinion that The Cross of Christ Worship Center meets the test of a church eligible for a real estate tax exemption under Virginia and Federal law.

Sincerely,

Terry C. Frye

Terry C. Frye, MCR, JD
Commissioner of the Revenue
(276) 642-2337

Cc: Tabitha Crowder
Pam Venable

BRISTOL, VIRGINIA CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: July 12, 2016 Department: Commissioner of the Revenue

Bulk Item: Yes ___ No _X_ Staff Contact: Terry Frye

AGENDA ITEM WORDING:

Consider First Reading of an Ordinance to Grant Exemption from Bristol, Virginia Real Property Tax Relative to The Cross of Christ Worship Center, for property at 304 and 310 Spurgeon Lane, Bristol Virginia.

ITEM BACKGROUND:
Previously, The Cross of Christ Worship Center was purchased in the name of Pastor Mark W. Edwards and Wife, Heather F. Edwards in order to obtain bank financing. However, in all respects, the facility on this property was always operated as a church conducting worship services. However, Pastor Edwards and his Wife deeded the above property by Quitclaim deed to The Cross of Christ Worship Center on May 26, 2016. The property at 304 and 310 Spurgeon Lane, Bristol VA 24201 (Tax Map 14(1) 11B is held in the name of said church and operates solely for the performance of worship services and is eligible for tax exempt status by virtue of Virginia State Constitution Section 10, part 6 (a) (2) in the current taxable amount of $427.84 annually on property currently assessed in the amount of $38,200.00.

PREVIOUS RELEVANT ACTION:

None

Staff Recommendations:

This request meets the criteria in the statute for designation of the real estate as tax exempt.

DOCUMENTATION: Included __X____ Not Required_____

MOTION: I move to approve the first reading of an Ordinance to Grant Exemption from Bristol, Virginia Real Property Tax Relative to The Cross of Christ Worship Center, for property at 304 and 310 Spurgeon Lane, Bristol Virginia.

ORDINANCE FOR EXEMPTION FROM REAL PROPERTY TAXATION
FOR THE CROSS OF CHRIST WORSHIP CENTER

WHEREAS, The Cross of Christ Worship Center has requested that the City Council for the City of Bristol Virginia grant an exemption from taxation of its real property located at 304 and 310 Spurgeon Lane (Tax Map #14 1 11B) in the City of Bristol pursuant to § 58.1-3651 of the 1950 *Code of Virginia,* as amended; and

WHEREAS, the the The Cross of Christ Worship Center is a tax exempt organization pursuant to § 501(c)(3) of the Internal Revenue Code and its intended use for the aforementioned real property is in furtherance of charitable purposes; and

WHEREAS, a public hearing was held after publication of notice as required by § 58.1-3651(B) of the 1950 *Code of Virginia,* as amended; and

WHEREAS, the City Council has considered all questions pertinent to the request, pursuant to § 58.1-3651(B), and after an investigation by the Commissioner of Revenue has determined that the the The Cross of Christ Worship Center meets the statutory requirements of said *Code* provision.

NOW THEREFORE BE IT ORDAINED by the City Council for the City of Bristol Virginia that The Cross of Christ Worship Center is hereby granted an exemption from payment of real property taxes to the City of Bristol Virginia. Said exemption shall remain in effect only so long as The Cross of Christ Worship Center continues to use its real property at 304 and 310 Spurgeon Lane (Tax Map #14 1 11B) for charitable purposes as a nonprofit organization.

First Reading: _____

Second Reading: _____

Adopted: _____

BRISTOL, VIRGINIA CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: July 12, 2016 Department: City Manager

Bulk Item: Yes ___ No ___ Staff Contact: Tabitha Crowder

AGENDA ITEM WORDING:
Consider Designation of Clerk of Council Pam Venable and Police Lieutenant Clay Robinette as FOIA Officers for the City of Bristol.

ITEM BACKGROUND:

Effective July 1, 2016, legislation passed in the 2016 session (HB 818) requires counties, cities, and those towns with a population of more than **250** to designate and identify a local FOIA officer. The designated FOIA officer is responsible for the FOIA requests made to a locality. This person must have specific knowledge of the provisions of FOIA and must be trained annually.

PREVIOUS RELEVANT ACTION:

N/A

Staff Recommendations:
Staff recommends approval.

DOCUMENTATION: Included _____ Not Required_____

MOTION: I move to designate Clerk of Council Pam Venable and Police Lt. Clay Robinette as FOIA Officers for the City of Bristol.

BRISTOL, VIRGINIA CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: _July 12, 2016 Department: Clerk of Council

Bulk Item: Yes ___ No ___ Staff Contact: Pam Venable

AGENDA ITEM WORDING:

Matters to be Presented by Boards and Commissions Applicants.

ITEM BACKGROUND:
City Council desires to hear directly from applicants prior to making appointments. Each applicant will have up to one minute to address the Council.

PREVIOUS RELEVANT ACTION:

N/A

Staff Recommendations:

N/A

DOCUMENTATION: Included _X_____ Not Required_____

MOTION: None required.

BRISTOL, VIRGINIA CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: July 12, 2016 Department: Clerk of Council

Bulk Item: Yes __ No __ Staff Contact: Pam Venable

AGENDA ITEM WORDING:

Consider Appointments for the Following:

Industrial Development Authority, Planning Commission, Public Library, Virginia Highlands Community College, Highlands Community Services, Highlands Community Policy and Management Team, Southwest Virginia Health Authority, Mount Rogers Planning District Commission, Transportation Safety Commission, Youth Services Advisory.

ITEM BACKGROUND:

Annually City Council makes citizen appointments to boards and commissions.

PREVIOUS RELEVANT ACTION:

N/A

Staff Recommendations:

City Council's discretion.

DOCUMENTATION: Included _X_____ Not Required_____

BRISTOL, VIRGINIA CITY COUNCIL
AGENDA ITEM SUMMARY

Meeting Date: July 12, 2016 Department: Development and Planning

Bulk Item: Yes __ No _X_ Staff Contact: Jay Detrick

AGENDA ITEM WORDING:

Consider a Street Closure Request for the Day in the Park event.

ITEM BACKGROUND:

Harry Anderson II has requested that South Street between Janie Hammit Drive and Oakview Avenue Ext. be closed to through traffic so that they can hold their annual Day in the Park event at Breedlove-Charles Park. The closure request is for August 6, 2016 and the event will run from 11:00 AM to 8:00 PM. The actual closure would be from 10:00 AM to approximately 8:30 PM.

PREVIOUS RELEVANT ACTION:

City Council has approved this request annually since 1985.

Staff Recommendations:

Staff recommends the approval of this request.

DOCUMENTATION: Included _X__ Not Required____

MOTION: I move for approval of items on the consent agenda.

ANNUAL DAY IN THE PARK
SOUTH STREET
NOT TO SCALE
SOUTH ST
3 TYPE III BARRICADES
Park Area
1 TYPE III BARRICADES
ON TYPE III BARRICADE
ROAD CLOSED
TO
THRU TRAFFIC
JANIE HAMMIT DR
DOUGLASS CENTER PARKING
1 TYPE III BARRICADES
ON TYPE III BARRICADE
ROAD CLOSED
TO
THRU TRAFFIC
OAKVIEW AVE EXT.