



**TOWN OF BLUEFIELD
TOWN COUNCIL MEETING
September 25, 2018
AGENDA**

- 7:15 p.m. **Public Hearing:** [Virginia Water Fund Supply Revolving Fund Project](#)
- 7:30 p.m. **Call to Order**
- 7:31 p.m. **Invocation and Pledge of Allegiance**
- Pastor Steve Branch, Destiny Outreach Ministries
- 7:32 p.m. **Approval of Agenda**
- 7:33 p.m. **Consent Agenda**
- [September 11, 2018 Council Meeting Minutes](#)
 - [Monthly Budget Report – August 2018](#)
- 7:35 p.m. **Citizen Requests & Special Presentations**
- [Special Presentation: Recognition of Lieutenant Pete Beavers](#) – Mayor Don Harris
- 7:40 p.m. **Committee Reports**
- 7:41 p.m. **Unfinished Business & Reports**
- [Rezoning of Sections of College Ave. & Spring St. Discussion](#), **VOTE** – Billie Roberts
- 7:45 p.m. **New Business & Reports**
- 7:46 p.m. **Citizen Comments**
- 7:47 p.m. **Town Manager's Report**
- Sanitary Board Update
 - Grass / Nuisance Discussion

- Communication Safety Concerns at Local Schools
- VML Conference – September 30th -October 2nd @ Hampton, VA

8:00 p.m. **Council Comments**

8:12 p.m. **Attorney Report**

- Special Events Ordinance Discussion

8:17 p.m. **Executive Session:** Section 2.2-3711-A-1.3

8:47 p.m. **Adjourn**

**Public Notice # WSL-001-18
Virginia Water Supply
Revolving Fund,
Project # WSL-001-18**

The Town of Bluefield has applied for funding from the Virginia Water Supply Revolving Fund to: Increase capacity of the water treatment plant from 1.5 to 2.0 million gallons per day, replace approximately 2,100 linear feet of existing water line on State Route 102 between Thayer Street and Puritan Road, and replace aging water meters throughout their water distribution system. Waterline replacements will be along previously disturbed VDOT right-of-way and all water treatment plant upgrades will be within the existing infrastructure. Three existing wells will be developed further to meet the additional source water needs of the plant. The funding request is for \$1,969,674. A description of the project and an Environmental Assessment of the project are on file at the Town of Bluefield, 112 Huffard Drive, Bluefield, Virginia 24065 and available for public review between the hours of 8:00 a.m. and 4:30 p.m. Monday through Friday.

A public hearing for the purpose of receiving comments on the project, the alternatives considered, their environmental impact, the estimated cost, and the associated user charge impact will be held at 7:15 p.m. on September 25, 2018 at the Town of Bluefield Virginia Town Hall located at 112 Huffard Drive, Bluefield, Virginia 24065. Any written comments should be addressed to Mr. Mike Watson, Town Manager, PO Box 1026, Bluefield VA 24065 and postmarked no later than September 25, 2018.



TOWN OF BLUEFIELD

E-Mail: williams@bluefieldva.org

Town Web Site – www.bluefieldva.org

Office of Building, Zoning, and Property Maintenance

September 18, 2018

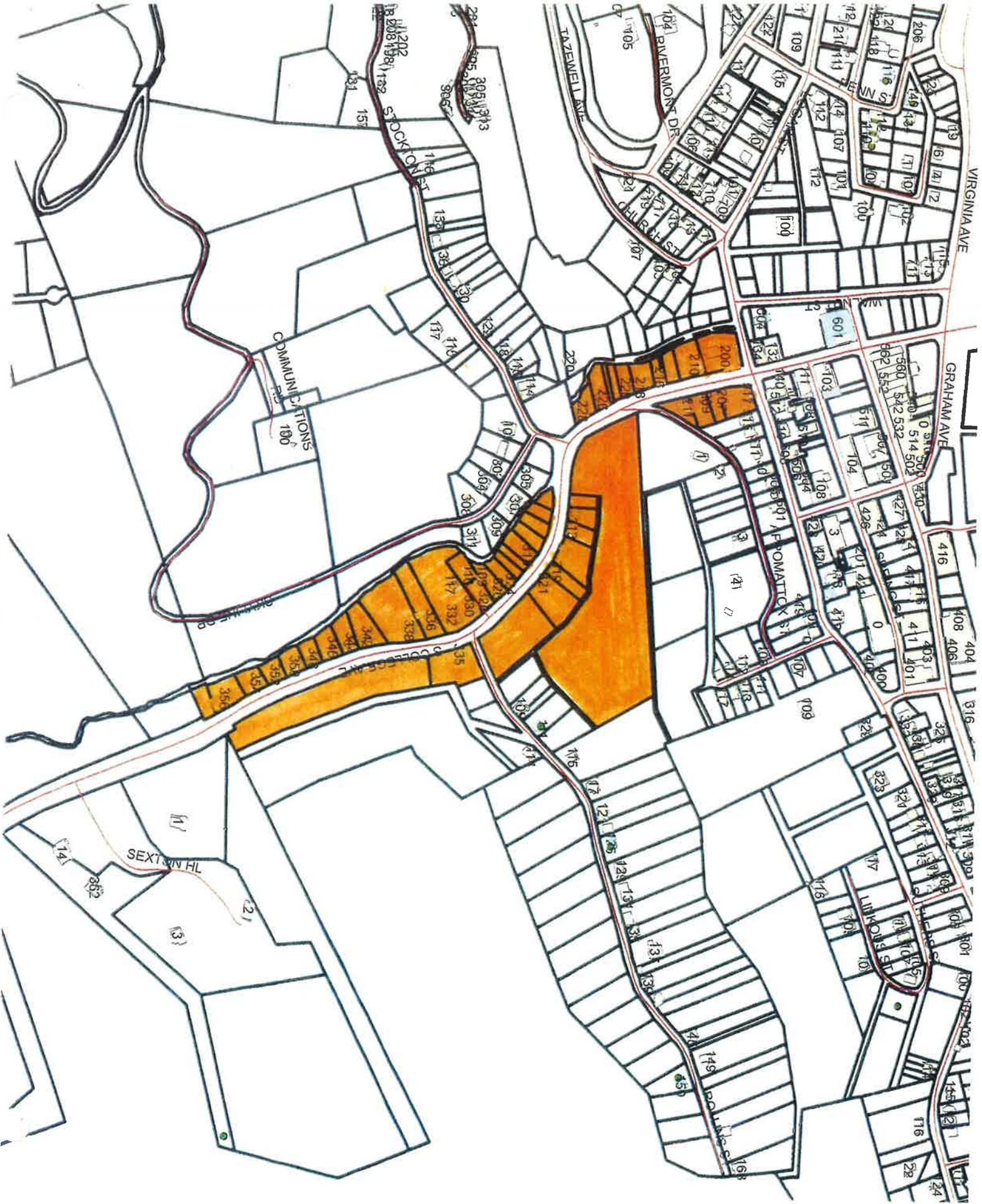
Re: Rezoning- Sections South College, Spring Street

Dear Mike Watson,

In the most recent meeting Planning Commission voted to rezone a portion of South College and Spring Street. Maps of the areas to be rezoned are attached in your packets. Based upon the Planning Commission's recommendation it is my recommendation to rezone these areas.

Thank You,

Kris Williams
Zoning Administrator







**TOWN OF BLUEFIELD
RESOLUTION
LIEUTENANT PETE JESSIE BEAVERS III**

WHEREAS, Lieutenant Pete Jessie Beavers III began his career with the Town of Bluefield, serving as a Police Officer for the Bluefield, Virginia Police Department in February 1992; and

WHEREAS, he completed K-9 training and was promoted to a K-9 Officer in January 2000; and

WHEREAS, he was promoted to Lieutenant in January 2007 and was sworn in as an official Lieutenant for the Bluefield, Virginia Police Department in February 2007; and

WHEREAS, Lieutenant Beavers completed his Bachelor's Degree in Criminal Justice from Bluefield College in December 2011, while continuing to work full-time for the Department; and

WHEREAS, during his 26 ½ years working for the Bluefield, Virginia Police Department, Lieutenant Beavers patrolled, responded to emergency calls, and carried out his duties and responsibilities fairly and justly, even during threatening and dangerous situations; and

WHEREAS, the job of a Law Enforcement Officer is risky and incurs a higher rate of injury than many other jobs; and

WHEREAS, working as a Law Enforcement Officer requires possessing a specific skill set, including perception, leadership skills, the ability to multi-task, good judgment, strong communication, professionalism, and physical stamina; and

WHEREAS, after many years of protecting and serving the community in which he lived, Lieutenant Pete Beavers retired from the Department in September 2018.

NOW, THEREFORE, IT IS HEREBY RESOLVED THAT THE TOWN COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA, hereby recognizes the years of dedicated service of Lieutenant Pete Beavers as a Law Enforcement Officer for the Bluefield, Virginia Police Department.

Adopted the 28th day of August 2018. Presented the 25th day of September 2018.

Donald R. Harris, Mayor

Lesley L. Catron, Town Clerk

VIRGINIA: AT A REGULAR MEETING OF THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA HELD AT THE COUNCIL CHAMBERS OF THE TOWN HALL IN BLUEFIELD, VIRGINIA ON THE _____ DAY OF _____, 2018.

AN ORDINANCE TO CREATE, BY CREATING ARTICLE VII (SPECIAL EVENTS) OF CHAPTER 2 (ADMINISTRATION) OF THE CODE OF ORDINANCES, TOWN OF BLUEFIELD, VIRGINIA

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA that Article VII of Chapter 2 of the Code of Ordinances, Town of Bluefield, Virginia is hereby created to read as follows:

ARTICLE VII. SPECIAL EVENTS

Sec. 2-531. Purpose.

The purpose of this article is to provide a means of reasonably regulating certain public and private events within the corporate limits of the Town of Bluefield in order to preserve the health, safety, welfare, and peace of the citizens of the Town of Bluefield.

Sec. 2-532. Authority.

This article is adopted pursuant to the authority described in section 15.2-1700 of the Code of Virginia (1950) as amended.

Sec. 2-533. Definitions.

The term "building official", when used in this article, shall mean the building official of the Town of Bluefield.

The term "fire chief", when used in this article, shall mean the fire chief of the Town of Bluefield.

The term "police chief", when used in this article, shall mean the police chief of the Town of Bluefield.

The term "special event", when used in this article, shall mean any event conducted within the corporate limits of the Town of Bluefield for the purpose of entertainment, celebration, competition, cultural recognition, or freedom of speech that is reasonably expected to involve the presence of fifty (50) or more persons. A special event shall be deemed to include, but not be limited to, circuses, carnivals, races, parades, marches, festivals, demonstrations, celebrations, performances, dances, and tailgates.

The term "town clerk", when used in this article, shall mean the town clerk of the Town of Bluefield.

The term "town council", when used in this article, shall mean the Council of the Town of Bluefield, Virginia.

The term "town manager", when used in this article, shall mean the town manager of the Town of Bluefield.

The term "treasurer", when used in this article, shall mean the treasurer of the Town of Bluefield.

The term "zoning administrator", when used in this article, shall mean the zoning administrator of the Town of Bluefield.

Sec. 2-534. Permit required; penalty.

A special event permit from the Town of Bluefield shall be required for a special event to be conducted within the corporate limits of the Town of Bluefield.

It shall be unlawful to conduct a special event within the corporate limits of the Town of Bluefield without having first obtained a valid special event permit from the Town of Bluefield.

A violation of this section shall constitute a Class 2 misdemeanor.

Sec. 2-535. Application for a special event permit; certification by applicant.

Any individual, group, organization, or entity desiring to obtain a special event permit from the Town of Bluefield shall apply in writing to the Town of Bluefield, pay a \$20.00 application fee to the Town of Bluefield, and where requested, submit a special event plan for approval as described under section 2-536 of this article.

All applications requesting the issuance of a special event permit from the Town of Bluefield shall be filed with the town clerk at least thirty (30) days before the proposed date(s) of the special event. Such applications shall include, in addition to any other information requested, the name and contact information of the applicant, the sponsorship of the special event, the proposed location(s), date(s), and time(s) of the special event, whether alcohol will be allowed or served at the special event, proof of permission to use the property where the special event will be located, the number of expected attendees at the special event, and proof of adequate insurance coverage.

All applicants seeking the issuance of a special event permit from the Town of Bluefield shall certify that the special event proposed and its accompanying activities shall be in compliance with all applicable laws and regulations.

Sec. 2-536. Special event plan.

The town manager may require a special event plan accompany an application requesting the issuance of a special event permit from the Town of Bluefield. Such plan shall account for the

provision of medical and emergency services, firefighting services, police and security services, crowd and traffic control services, parking, road/sidewalk/park usage and closures, lighting, food and water, noise control, and sanitation facilities and receptacles at a special event

All special event plans shall be in writing, and approved by the police chief, fire chief, building official, zoning administrator, and town manager prior to a special event permit being issued from the Town of Bluefield. The town manager may request modifications to a special event plan prior to its approval.

Sec. 2-537. Issuance of a special event permit; denial.

The town manager shall issue a special event permit on behalf of the Town of Bluefield within fifteen (15) days of the application for such permit being approved. A special event permit issued from the Town of Bluefield shall only be valid for a single special event occurring on a specified date or on multiple specified dates.

The issuance of a special event permit from the Town of Bluefield may be denied by the town manager in the event of the following:

- 1) an applicant fails to entirely or truthfully complete his/her application requesting the issuance of a special event permit from the Town of Bluefield,
- 2) an applicant fails to adequately modify a proposed special event plan to the satisfaction of the town manager, or
- 3) the special event proposed presents activities that are unlawful or threaten the health, welfare, and safety of the citizens of the Town of Bluefield.

In the event the issuance of a special event permit from the Town of Bluefield is denied, then the town manager shall, within ten (10) days of making the decision to deny the issuance of such permit, provide a written Notice of Denial to the applicant stating the reason(s) for such denial.

Sec. 2-538. Appeal.

An applicant who has been denied the issuance of a special event permit from the Town of Bluefield may appeal the denial to the town council. In order to perfect such an appeal, the applicant shall provide a Notice of Appeal to the town clerk within ten (10) days of his/her receipt of the Notice of Denial. Failure to provide a Notice of Appeal to the town clerk within the stated time frame shall constitute an absolute waiver to the right of appeal granted by this section.

An applicant who duly perfects an appeal under this section shall be heard before the town council at their regular meeting which immediately follows the date the Notice of Appeal was received by the town clerk. After hearing the appeal, the town council shall, by recorded roll call vote, determine whether the issuance of the applicant's special event permit from the Town of Bluefield was properly denied. In the event the town council determines the issuance of the applicant's special event permit was properly denied, then the matter shall be deemed concluded. In the event the town council determines the issuance of the applicant's special event permit was

not properly denied, then the town manager shall issue the requested special event permit to the applicant within ten (10) days of such determination by the town council

Sec. 2-539. Cancellation of special events by police chief or fire chief.

The police chief or fire chief, or their designees, may cause a special event to desist in the event

- 1) a special event is conducted within the corporate limits of the Town of Bluefield without a valid special event permit from the Town of Bluefield,
- 2) a special event is substantially in violation of its approved special event plan, or
- 3) the activities taking place at the special event are unlawful or threaten the health, welfare, and safety of the citizens of the Town of Bluefield.

Sec. 2-540. Monetary deposits and surety bonds.

As a condition to the issuance of a special event permit from the Town of Bluefield, the town manager may require an applicant deposit sufficient funds with the treasurer to pay the cost of municipal services necessary to meet the requirements of a special event plan. The actual cost of such services shall be paid to the general fund of the Town of Bluefield out of the deposit, and the difference, if any, shall be refunded to the applicant within ten (10) business days of the conclusion of the special event.

Alternatively, as a condition to the issuance of a special event permit from the Town of Bluefield, the town manager may require the applicant deposit a surety bond with the treasurer in an amount necessary to insure against an applicant's failure to adhere to the requirements of a special event plan.

Sec. 2-541. Exempt events.

A special event conducted by a public school system, local government, or organization whose primary purpose is for religious worship shall be exempt from the requirements of this article when such special event occurs exclusively on property not owned or maintained by the Town of Bluefield.

Sec. 2-542. Severability.

If any section, provision, or portion of this article is held to be invalid by a court of competent jurisdiction, then that decision shall in no way affect the remaining sections, provisions, or portions of this article. The invalid section, provision, or portion thereof shall be severable.

Secs. 2-543—2-580. Reserved.

