

**COMMUNITY DEVELOPMENT  
AGENDA  
May 9th, 2016  
5:00 P.M.**

- I. Agenda Changes
- II. Adoption of Minutes
  - 1 April 11<sup>th</sup> 2016
- III. SUP2016-01, Authorization to Advertise
- IV. Animals and Fowl Ordinance
- V. Sale of Property
- VI. Plan of Development Regulations
- VII. General Information
  - 1 Tri-Rivers Football and Cheer Leaders
  - 2 VML Regional Supper
  - 3 Boat Ramp Dedication
- VIII. Town Council Agenda
- IX. Next Meeting: June 13th, 2016
- X. Adjournment

**ECONOMIC AND COMMUNITY DEVELOPMENT  
COMMITTEE MEETING  
May 9<sup>th</sup>, 2016**

Mr. Lawson called the meeting to order at 5:00 P.M. Committee members present included Deborah Ball and Paul Kelley.

Also present: Jim Hudson, Mayor; Wayne Healy, Town Council Member; John Edwards, Town Manager; Karen Barrow, Town Clerk; Holly McGowan, Director of Community Development and Tim Sawyer, Building Inspector.

**I      Agenda Changes**

There were no changes made to the agenda.

**II.     Adoption of Minutes**

April 11<sup>th</sup> 2016

Mr. Lawson advised that Mrs. Barrow has some corrections to the minutes that will be made.

Mr. Paul Kelley made a motion to adopt the minutes with corrections, seconded by Mr. Wayne Healy. Upon a unanimous vote the motion was approved.

**III.    SUP2016-01, Authorization to Advertise for a Public Hearing**

Holly McGowan advised that Creative Critters has submitted an application for a Special Use Permit for a child care facility to be located at the original location that burned down by a fire last October. The request is for Town Council to conduct a public hearing in June. Planning Commission conducted a public hearing and is recommending Town Council approve the application.

Jim Hudson asked what Town Council has already approved.

Holly McGowan advised that Town Council has approved a Special Use Permit to operate a child care facility at the United Methodist Church for one year that expires on November 1<sup>st</sup> 2016.

John Edwards advised that the permit can be extended administratively for ninety days, anything beyond that would require Town Council approval.

Holly McGowan advised that the site plan allows Creative Critters to rebuild what burned down in the same foot print. No other use will be permitted it would only be for a child care facility.

John Edwards advised this would need to go to Town Council to authorize advertisement for a public hearing at the June Town Council meeting.

The consensus of the Committee is for the Town Manager to place the Request to Advertise for a Public Hearing on the Town Council agenda.

#### **IV. Animals and Fowl Ordinance**

Mr. Edwards advised that the Town received some complaints that there is a pig at a residence on Mattaponi Avenue. Law Enforcement Officers were asked to visit the location and discovered that there are two pigs living at the residence. Last month two of the neighbors spoke at the Community Development meeting asking for the Town Code to be enforced. The Community Development Committee instructed Town Staff to enforce the Town Ordinance. A summons was issued with a court date of May 5<sup>th</sup> 2016, the judge continued the case to give Ms. Little time to discuss the Town Code with Town Council.

Lynn Little, 3220 Mattaponi Avenue, West Point, Virginia advised that she would like to let Town Council know that what she has is a pig and that the definition in the code of the word pig is regarded as livestock. Ms. Little stated that she is sorry but Chloe is not livestock. Ms. Little also stated that she does not rent the house, she is the property owner of 3220 Mattaponi Avenue.

Jack Lawson asked if there are two pigs on the property.

Lynn Little advised that there are two pigs and one of the pigs is not hers.

Jack Lawson advised that Town Council has done a lot of research on Vietnamese Potbelly Pigs and learned that they can grow to be about 150 lbs to 200 lbs.

Lynn Little stated that there is no guarantee on what size they will be. It depends on the parents and that Chloe came from Charles City County.

Jack Lawson stated that each individual Web Site where research was done there was a recommendation that before purchasing or adopting a pig a person should contact the locality to make sure pigs are allowed. Mr. Lawson asked Ms. Little if she called the Town Hall to check to see if pigs are allowed.

Lynn Little advised that she did not call the Town.

Jack Lawson advised that two of Ms. Little's neighbors were at last month's meeting and shared their concerns with the noise and the pigs roaming on other peoples' property.

Lynn Little advised that her pigs have never gone out of the yard and into another yard.

Jack Lawson advised that one neighbor stated that a pig has been in her yard while the other neighbor had pictures of the pig in the neighbors' yard.

Paul Kelley advised that due to the history of the animals and issues reported by the news media, Mr. Kelley stated that he was surprised that Ms. Little did not contact the Town to see if pigs are allowed in West Point.

Ms. Little apologized for not contacting the Town and stated that her pigs do not run through the neighborhood and that they eat better than most people here tonight. Chloe is not a pig when I can show you that a Guinea Pig is not a pig.

Jack Lawson advised that there was no desire from Council to change the ordinance.

Jim Hudson asked Ms. Little if the pigs live outside or inside.

Lynn Little advised that they are outside during the day and inside at night.

Jim Hudson asked if they are fenced in while outside.

Lynn Little advised yes.

Jim Hudson asked when was the deed recorded for purchasing the property.

Lynn Little advised that there was no deed recorded and that she pays the taxes.

Deborah Ball asked Ms. Little if she brought the pig from a pet owner.

Lynn Little advised no that she purchased the pig from a farm in Charles City.

Deborah Ball asked Ms. Little if the seller asked if the Town had an ordinance.

Lynn Little advised no.

Jim Hudson advised that at the last meeting there are seven members of Town Council that did not want to change the Town ordinance at this time.

Lynn Little advised that she knows of other pigs that live in Town and she would not tell where they live.

Jack Lawson stated that this matter was brought to the attention of the Town and the Town would not be changing the ordinance any time soon. That doesn't mean that it wouldn't be changed in the future, changes can happen, it takes time to change the ordinance.

Jack Lawson made a motion to adopt the attached resolution directing Town Staff to proceed with enforcing section 10-2 of the West Point Code. Seconded by Mr. Kelley, upon roll call, Mrs. Ball, Mr. Healy, Mr. Kelley and Mr. Lawson all voted "Aye".

Lynn Little apologized for the incident and stated that she understands that the ordinance cannot

be changed at the moment and asked how can she come back to have it changed.

Jack Lawson advised that it is something that would have to be looked at and if other issues come up concerning the ordinance, the Town would review the ordinance and look at it as a committee.

Jim Hudson advised that the resolution would be sent to the court for when the case is reviewed again by a Judge.

Brittiany Mice, 2210 South Landing Road, Providence Forge, Virginia, 23140 advised that she is an animal rights activist. Ms. Mice reviewed other federal regulations for fowl, definitions for household pets and stated that pigs are regarded as a pet in accordance with federal regulations.

Jack Lawson advised that the Town code states pigs and what the Town also has to consider is the small lot sizes of property. The entire ordinance would have to be reviewed and changed. Mr. Lawson stated that he understands Ms. Mice's concerns and suggested that if Ms. Mice would like to help, she can email any information that she has on localities that have changed their ordinance so the Town can see what other localities have done.

## **V. Sale of Property**

Mr. Edwards presented the Committee with correspondence from the Town Attorney that included: a revised Resolution and a Deed regarding the sale of property to G & T Corporation. At the April Town Council meeting, Town Council approved a resolution authorizing the sale of property on the corner of 13<sup>th</sup> Street and Main Street to G & T Corporation. There were some provisions set that if the property did not develop within three years, the Town has the option to buy the property back, there is also a provision that the closing date would be 30 days, we have passed the 30 days. There has been some discussion with Hopkins Guy to change the options in the Resolution and Deed.

After discussion and review of the changes, the consensus of the Committee is that Mr. Guy approached the Town and asked to purchase the property, the Town did not go to Mr. Guy and that Mr. Guy has already agreed to the original agreement, therefore Mr. Guy should not be .

Mr. Kelley made a motion to adopt the attached Resolution as prepared by the Town Attorney, seconded by Mrs. Ball. Upon roll call, Mrs. Ball, Mr. Healy, Mr. Kelley and Mr. Lawson all voted "Aye".

## **VI. Plan of Development Regulations**

Holly McGowan presented the Committee with a draft language of recommended changes to the Plan of Development Regulations. Ms. McGowan advised that if Town Council feels that the Language is appropriate it would need to go to Planning Commission for review.

Mrs. Ball made a motion to refer the draft Plan of Development Regulations to the Planning Commission for review and for the Planning Commission to submit a recommendation back to

Town Council, seconded by Mr. Healy. Upon roll call, Mrs. Ball, Mr. Healy, Mr. Kelley and Mr. Lawson all voted "Aye".

## **VII. General information**

### 1 Tri-Rivers Football and Cheer Leaders

Mr. Edwards stated that he received a letter from Tri-Rivers Football and Cheer Leaders Organization Inc. that they have nothing to do with softball and that their budget request is for Football & Cheerleading not Softball.

Mr. Hudson asked how much funding was put in the Budget for Tri-Rivers.

Mr. Edwards advised that the request was for \$10,000.00 for Football and Cheer Leading, the Town did not budget any funds this year in Tri-River. The Town put the \$10,000 into a Youth Recreation Program Line Item. In the past the Town has budgeted \$7,500 and last year those funds was used strictly for Football. The funds are for both programs.

### 2 VML Regional Supper

Mr. Edwards advised that the VML Regional Supper will be on May 19<sup>th</sup> 2016 at 6:00 P.M. at St. John's Church. Delegate Keith Hodges will be the guest speaker on the topic of water supply.

### 3 Boat Ramp Dedication

Mr. Edwards advised that the Boat Ramp Dedication will be on May 24<sup>th</sup> 2016 at 11:00 A.M.

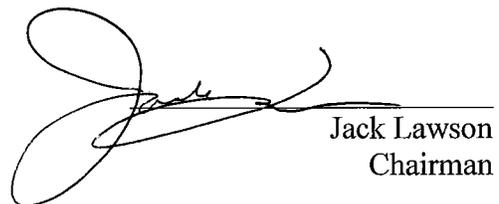
## **VIII. Town Council Agenda**

Mr. Lawson asked the Town Manager to place the Authorization to Advertise for a Public Hearing on the Town Council agenda.

**IX. Next Meeting Date:** June 13<sup>th</sup>, 2016.

## **X. Adjournment**

There being no further business the meeting was adjourned at 5:50 P.M.

  
Jack Lawson  
Chairman

ATTEST:

A handwritten signature in cursive script, reading "Karen M. Barrow", written over a horizontal line.

Karen M. Barrow  
Town Clerk