City of Hampton, VA

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

Council Agenda

Wednesday, May 14, 2014

1:00 PM

Council Chambers, 8th Floor, City Hall

City Council

Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Mayor

Staff:

Mary Bunting, City Manager

Vanessa T. Valldejuli, City Attorney

Katherine K. Glass, CMC, Clerk of Council

Last Published: 5/8/2014 4:34:02 PM

CALL TO ORDER

AGENDA

1. **14-0220** Final FY-15 Budget Work Session

REGIONAL ISSUES

NEW BUSINESS

CLOSED MEETING

2. **14-0221** Closed session pursuant to Virginia Code Section 2.2-3711.A.7 to consult with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel.

CERTIFICATION

3. **14-0222** Resolution Certifying Closed Session

Contact Info:

Clerk of Council, 757-727-6315, council@hampton.gov

City of Hampton, VA

Agenda Review

File Number: 14-0220

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0220**

Request Number: **R-2014-00240**

File Type: **Briefing / Presentation / Hearing**

Department: **Clerk of Council**

Introduced: **5/14/2014**

Date of Final Action:

Enactment Number:

Effective:

Status: **Received By Clerk's Office**

Created By: **Katherine K. Glass, CMC**

Phone:

Requestor: **Katherine K. Glass**

Phone: **757-727-6315**

Presenter: **N/A**

Phone:

Title: **Final FY-15 Budget Work Session**

Action Requested: **Make any final budget modifications before final vote scheduled for evening session.**

Estimated Time: **1 hour**

Indicators:

Advertised:

Fiscal Notes:

Attachments:

Date	Acting Body	Action
5/6/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

The FY-15 Manager's Recommended Budget document was provided to the members of Council on April 12, 2014.

The first public hearing on the budget was held on April 23rd at 7p.m. The second public hearing and the first reading of the budget (on those items requiring two votes) was held on May 7th, 2014. Budget adoption is scheduled for the evening meeting of May 14, 2014.

Since briefings have already taken place, this afternoon work session is intended to give members of Council the opportunity give any final input to staff on modifications to the FY-15 Manager's Recommended Budget prior to the evening vote.

City of Hampton, VA

Agenda Review

File Number: 14-0221

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number:	**14-0221**	Request Number:	**R-2014-00241**
File Type:	**Closed Session Motion**	Department:	**Clerk of Council**
Introduced:	**5/14/2014**	Date of Final Action:	
Enactment Number:		Effective:	
Status:	**Received By Clerk's Office**		

Created By:	**Katherine K. Glass, CMC**	Phone:	
Requestor:	**Katherine K. Glass**	Phone:	**757-727-6315**
Presenter:	**Various**	Phone:	

Title: **Closed session pursuant to Virginia Code Section 2.2-3711.A.7 to consult with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel.**

Action Requested: **Convene closed session**

Estimated Time: **1 hour**

Indicators:

Advertised:

Fiscal Notes:

Attachments:

Date	Acting Body	Action
5/8/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

City of Hampton, VA

Agenda Review

File Number: 14-0222

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0222** Request Number: **R-2014-00242**

File Type: **Closed Session Certification** Department: **Clerk of Council**

Introduced: **5/14/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Received By Clerk's Office**

Created By: **Katherine K. Glass, CMC** Phone:

Requestor: **Katherine K. Glass, CMC** Phone: **757-727-6315**

Presenter: **N/A** Phone:

Title: **Resolution Certifying Closed Session**

Action Requested: **Adopt Resolution**

Estimated Time: **5 minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments:

Date	Acting Body	Action
5/8/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

LEGISLATION TEXT:

WHEREAS, the City Council of the City of Hampton, Virginia, has convened a closed session on this date pursuant to an affirmative recorded vote made in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712D of the Code of Virginia requires a certification by the City Council of the City of Hampton, Virginia, that such closed meeting was conducted in conformity with Virginia Law;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hampton, Virginia, hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed session to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the city council of the city of Hampton, Virginia.

City of Hampton, VA

22 Lincoln Street
Hampton, VA 23669
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Council Agenda

Wednesday, May 14, 2014

6:00 PM

Council Chambers, 8th Floor, City Hall

City Council

Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Mayor

Staff:

Mary Bunting, City Manager

Vanessa T. Valldejuli, City Attorney

Katherine K. Glass, CMC, Clerk of Council

Last Published: 5/6/2014 3:20:25 PM

CALL TO ORDER / ROLL CALL

PUBLIC COMMENT

ADJOURNMENT

Contact Info:

Clerk of Council, 757-727-6315, council@hampton.gov

City of Hampton, VA

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

Council Agenda

Wednesday, May 14, 2014

7:00 PM

Council Chambers, 8th Floor, City Hall

City Council

Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Mayor

Staff:

Mary Bunting, City Manager

Vanessa T. Valldejuli, City Attorney

Katherine K. Glass, CMC, Clerk of Council

Last Published: 5/9/2014 1:10:53 PM

WELCOME TO THE HAMPTON CITY COUNCIL MEETING

Because of the large number of matters that need consideration, the City Council has established a meeting format and certain guidelines for citizen participation. These help ensure that everyone who wishes to speak can do so, and that the Council can benefit from hearing as many different people as possible in the shortest time. From time to time, It may be in the public's interest to change the format and guidelines, and the Council can do so at its discretion without prior notice.

THE ORDER OF BUSINESS

The Council generally conducts meetings in the following order:

(1) Call to Order
(2) Ceremonial Matters
(3) Consent Agenda
(4) Regular Business Agenda
(5) Miscellaneous New Business
(6) Adjournment

Agenda items are taken up one at a time in the order in which they are listed. Matters on the consent agenda are routine and are adopted by one motion without seperate discussion. However, items can be moved from the consent agenda to the regular agenda upon request by a citizen or a member of the Council. Keep in mind that the agenda is for the convenience of the public and the Council, and that it can be altered by the Council at any time without prior notice when the Council considers it in the public's interest to do so.

CITIZENS ARE INVITED TO PARTICIPATE

The City Council has adopted a three (3) minute time limit policy for individuals desiring to address issues before this body. If you wish to address the City Council, please sign in before the meeting on the sign-up sheet located in the rear of Council Chambers. Please include your name and the subject on which you wish to speak, including the docket number if it is an item on the agenda. If you wish to address Council on a non-agenda item, the permission of Council is necessary.

If you are with a group of people, you may want to have a spokesman or two present your position to the Council and have others in agreement recognized by standing. The Council will always try to hear everyone who wishes to speak on a subject, but sometimes discussion has to be limited due to time. If the previous speaker has stated your position, you may make that known by reference (for example, "I agree with the position stated by Mr. Jones and have nothing further to add"). Repetition of positions by more than one speaker often uses more time than necessary.

Speakers are generally limited to one appearance, although Council can allow exceptions at its discretion. If possible, you should speak from prepared remarks to the subject under discussion. Irrelevant comments use others' time and your own and detract from your statements on the matter being considered.

Meetings of the Council are formal proceedings, and all comments are recorded on tape and by stenographer. For that reason, you are requested not to speak from your seat or out of turn. When you are called by the presiding officer, please follow these steps:

(1) Come forward to the speaker's podium.
(2) State your name and address
(3) State your conclusion and give facts and other data to back it up.
(4) If you represent a group or organization, ask the others to rise and be recognized.
(5) If you have a written statement, give it and other supportive material to the Clerk for the record.

The above guidelines are intended to encourage the greatest possible participation by citizens at Council meetings. They can be modified at any time by the Council at its discretion and without prior notice.

Thank you for taking your time to participate in the Council meeting. Good government depends on the interest and involvement of you and your fellow citizens. We invite you to return.

CALL TO ORDER/ROLL CALL

INVOCATION - Councilman Stuart

PLEDGE OF ALLEGIANCE TO FLAG

MAYOR'S COMMENTS

CONSENT AGENDA

Consent Items

1. **14-0161** Resolution Approving Fiscal Year 2014 Third Quarter Budget Adjustments

2. **14-0167** Approval of the minutes from the special meeting of April 14, 2010, the afternoon meeting of January 22, 2014; the afternoon meeting of February 12, 2014, the public comment period of February 12, 2014; the afternoon session of February 26, 2014; the public comment period of March 12, 2014; the joint meeting of the City Council and Hampton Redevelopment and Housing Authority Board of March 12, 2014; the special retreat meeting of March 26, 2014; the evening session of April 9, 2014; and the public comment period and evening session of April 23, 2014.

3. **14-0206** Requesting Renaming Owens Street to YMCA Way from the Intersection of Armistead Avenue to the YMCA Property

4. **14-0207** Resolution to Accept and Appropriate the 2014 Four-for-Life Aid-to-Localities Funds in the amount of $113,120.80 from the Commonwealth of Virginia—Office of Emergency Medical Services to the City of Hampton Division of Fire & Rescue.

5. **14-0208** Resolution Approving the City of Hampton, Virginia's Hampton Clean City Commission-Hampton Waterways Restoration Project Participation and Appropriation of the 2013 Virginia Trees for Clean Water Grant through the Virginia Department of Forestry

6. **14-0209** Resolution Approving the City of Hampton, Virginia's Participation and Appropriation of Funds for the 2014 Summer Food Service Program for Children received from the Virginia Department of Health/USDA

7. **14-0210** Resolution Authorizing the Appropriation of $206,301.50 from the General Fund Committed Fund Balance for the Hampton Business Incentive Corporation ("HBIC") Program to the Economic Development Authority of the City of Hampton, Virginia

PRESENTATIONS, PROCLAMATIONS, AWARDS

PUBLIC HEARINGS

Rezonings

8. **14-0154** Rezoning Application No. 1312-2013 by Foxcroft, L.P. to rezone 14.38 + acres located at 59 Stapleford Way [LRSN 8003549] from One-Family Residence (R-11) District to Multiple Dwelling (MD-2) District with conditions.

9. **14-0212** Rezoning Application No. 14-00001: by Jonathan L. Yates to rezone 13.9± acres from R-15 [One-Family Residential District] with proffers to R-11 [One-Family Residential District] without proffers to facilitate the construction of a new communications tower by Beacon Towers.

Use Permit

10. **14-0213** Use Permit No. 14-00001: by Jonathan L. Yates to permit a tree farm at 57 Tide Mill Lane.

11. **14-0214** Use Permit No. 14-00002: by Jonathan L. Yates to permit a communications tower at 57 Tide Mill Lane.

12. **14-0215** Use Permit Application No. 14-00005: by Goodwill Industries of Central Virginia, Inc. (Goodwill) for a vocational training program (school) at 1911 Saville Row [LRSN 7001205].

13. **14-0216** Use Permit Application No. 14-00006: by Lutheran Family Services of Virginia, Inc. for an educational program (school) for adults with intellectual and developmental disabilities located at 130 Research Dr. [LRSN 13000452].

Ordinances

14. **14-0150** Ordinance Vacating a Surplus (1) 60' Public Access Easement Containing 79,426± Square Feet (LRSNs 13003975 and 13003976); (2) a 60' Public Utility Easement Containing 76,520± Square Feet (LRSNs 13003975 and 13003976); and (3) a Pump Station Easement Containing 2,679± Square Feet (LRSN 13003979) Located at 41 Floyd Thompson Boulevard.

15. **14-0219** Ordinance Vacating a Portion of a Subdivision Plat Entitled, “Plat of Gainsville,” Recorded in Deed Book 26 at Pages 112-114 and Located at the Corner of West Pembroke Avenue And G. Street With The Vacation Area Comprising 50,204± S.F. or 1.1525± acres of Unimproved Public Right-of-Way and Certain Identified Property Lines.

Resolutions

16. **14-0211** Resolution to Authorize the Acquisition, by Negotiation or Condemnation, of Partial Fee Takes and Easements, Pursuant to § 25.1-100, Et Seq. of the Code of Virginia of 1950, As Amended, from Thirty-Nine (39) Properties for the Saunders Road Widening Project

GENERAL ITEMS

BUDGET ORDINANCES - SECOND READING (FIRST READING - MAY 7, 2014)

17. **14-0199** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the City of Hampton, Virginia for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.

18. **14-0183** An Ordinance to Adopt a Budget and Appropriate Monies for the Capital Budget for the City of Hampton, Virginia for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015

19. **14-0184** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Solid Waste Management Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.

20. **14-0186** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Stormwater Management Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.

21. **14-0187** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Wastewater Management Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.

22. **14-0185** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Steam Plant for the Fiscal Year Beginning July 1, 2014 and Ending June 30, 2015.

23. **14-0188** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Fleet Services Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.

24. **14-0189** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Risk Management Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.

25. **14-0190** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Hampton Coliseum-Hampton Arts Commission Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.

26. **14-0191** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Hampton Roads Convention Center for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.

27. **14-0192** An Ordinance to Set the Tax Rate on Real Properties in the City of Hampton, Virginia, for the Fiscal Year Beginning July 1, 2014 and Ending June 30, 2015.

28. **14-0197** An Ordinance to Increase the Tax Rate on Tangible Personal Property and Set the Tax Rate on Vehicles Without Motive Power (Manufactured Homes), Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Machinery and Tools, Machinery and Tools Used Directly in the Manufacture of Precision Investment Castings; Boats or Watercraft Weighing Five Tons or More, Not Used Solely For Business Purposes; Boats or Watercraft Weighing Less Than Five Tons, Not Used Solely for Business Purposes; Boats or Watercraft Weighing Five Tons or More, Used for Business Purposes Only; Boats or Watercraft Weighing Less Than Five Tons, Used For Business Purposes Only and Privately Owned Camping Trailers and Motor Homes Used For Recreational Purposes Only, and Motor Vehicles Owned Regularly Used by Disabled Veterans in the City of Hampton, Virginia for the Calendar Year Beginning January 1, 2015 and Ending on December 31, 2015.

BUDGET ORDINANCES - FIRST AND FINAL READING

29. **14-0193** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Information Technology Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.

30. **14-0194** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Hamptons Golf Course for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.

31. **14-0195** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Woodlands Golf Course for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.

32. **14-0196** An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of Economic Development Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.

33. **14-0217** Ordinance to Amend and Re-Enact Chapter 37, Article II of the Code of the City of Hampton Entitled “Real Estate Taxes” by Amending Division 6 Sections 37-116 through 37-119 and Sections 37-121 through 37-128 Pertaining to Elderly and Disabled Persons.

34. **14-0218** Ordinance To Amend and Re-Enact Chapter 32.1, Article II Of The Code Of The City of Hampton Entitled "Collections By The City" By Repealing Section 32.1-40 Pertaining To Exemption For Elderly And Disabled Persons

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

MISCELLANEOUS NEW BUSINESS

ADJOURNMENT

Contact Info:

Clerk of Council, 757-727-6315, council@hampton.gov

City of Hampton, VA

Agenda Review

File Number: 14-0161

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0161** Request Number: **R-2014-00179**

File Type: **Resolution - Budget Item** Department: **Clerk of Council**

Introduced: **5/14/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Received By Clerk's Office**

Created By: **Katherine K. Glass, CMC** Phone:

Requestor: **Katherine K. Glass** Phone: **757-727-6315**

Presenter: **Gloria L. Washington, Budget Director** Phone: **757-727-6377**

Title: **Resolution Approving Fiscal Year 2014 Third Quarter Budget Adjustments**

Action Requested: **Adopt Resolution**

Estimated Time: **5 minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments: Itemization

Date	Acting Body	Action
3/31/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

The City Charter requires City Council to approve any appropriations transferred from one department to another department and any appropriation of additional revenues or reduction in revenues. The attached represents budget adjustments required for the third quarter of fiscal year 2014. The adjustments which require City Council notification will be send under separate cover.

LEGISLATION TEXT:

BE IT RESOLVED , by the City Council of the City of Hampton, Virginia, that the attached Fiscal Year 2014 third quarter budget adjustments pertaining to appropriations transferred from one department to another

department be approved.

Fiscal Year 2014 Budget Adjustments for City Council ACTION

Third Quarter {January 1, 2014 - March 31, 2014}

General Fund

Department	Amount	Explanation
Assessor of Real Estate		
Personal Services	$27,949.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	27,949.00	
Budget and Analysis		
Personal Services	17,398.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Grand Total:	0.00	of up to $1,000 added to the base salaries of employees.
Total	17,398.00	
[911-311] Call Centers		
Personal Services	(34,755.88)	Transfer to Retirement and Employee Benefits salary savings due to
Operating Expenses	0.00	attrition.
Capital Outlay	0.00	
Total	(34,755.88)	
Citizens' Unity Commission		
Personal Services	8,021.00	Transfer from Retirement and Employee Benefits salary adjustments that
Operating Expenses	18,000.00	include a 1% cost of living adjustment (COLA) and a merit adjustment of up
Capital Outlay	0.00	to $1,000 added to the base salaries of employees and from Non-
Total	26,021.00	departmental to fund part-time salary costs and operating expenses
		related to the youth and community coalition building initiative through fiscal
		year end.
City Manager's Office		
Personal Services	17,930.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	17,930.00	
City Sheriff		
Personal Services	(155,280.38)	Transfer vacancy savings to City Sheriff-Jail to fund the purchase of police
Operating Expenses	0.00	supplies and ammunition and fund the cost of medical care for the inmate
Capital Outlay	0.00	population through fiscal year end as approved by the Compensation
Total	(155,280.38)	Board.
City Sheriff-Jail		
Personal Services	0.00	Transfer vacancy savings from City Sheriff to fund the purchase of police
Operating Expenses	155,280.38	supplies and ammunition and fund the cost of medical care for the inmate
Capital Outlay	0.00	population through fiscal year end as approved by the Compensation Board.
Total	155,280.38	Board.

Fiscal Year 2014 Budget Adjustments for City Council ACTION

Third Quarter {January 1, 2014 - March 31, 2014}

General Fund

Department	Amount	Explanation
City Treasurer		
Personal Services	71,702.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	71,702.00	
Commonwealth Attorney's		
Personal Services	35,658.00	Transfer from Retirement and Employee Benefits to fully fund salary costs
Operating Expenses	0.00	for the newly elected Commonwealth's Attorney and salary adjustments
Capital Outlay	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Total	35,658.00	of up to $1,000 added to the base salaries of employees.
Community Development		
Personal Services	(63,459.00)	Transfer to Retirement and Employee Benefits salary savings due to
Operating Expenses	0.00	attrition. Transfer from Non-departmental to fund the purchase of two
Capital Outlay	13,800.00	additional software components to the Basic Gov software, namely the
Total	(49,659.00)	rental and hotel inspection components.
Consolidated Procurement		
Personal Services	(13,639.00)	Transfer to Retirement and Employee Benefits salary savings due to
Operating Expenses	0.00	attrition.
Capital Outlay	0.00	
Total	(13,639.00)	
Convention and Visitor Bureau		
Personal Services	(44,772.30)	Transfer to Retirement and Employee Benefits salary savings due to
Operating Expenses	0.00	attrition.
Capital Outlay	0.00	
Total	(44,772.30)	
Court Service Unit		
Personal Services	8,312.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	8,312.00	
Economic Development		
Personal Services	55,240.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	55,240.00	
Emergency Management		
Personal Services	9,100.00	Transfer from Retirement and Employee Benefits salary adjustments that
Operating Expenses	0.00	include a 1% cost of living adjustment (COLA) and a merit adjustment of up
Capital Outlay	13,900.00	to $1,000 added to the base salaries of employees; and from Non-
Total	23,000.00	departmental funding awarded from the Dominion/Surry grant.

Fiscal Year 2014 Budget Adjustments for City Council ACTION

Third Quarter {January 1, 2014 - March 31, 2014}

General Fund

Department	Amount	Explanation
Extension Service		
Personal Services	1,272.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	1,272.00	
Finance Department		
Personal Services	45,082.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	45,082.00	
Fire and Rescue		
Personal Services	1,175,653.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees; overtime costs
Total	1,175,653.00	and part-time salary costs through fiscal year end.
General District Court		
Personal Services	5,565.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	5,565.00	
Hampton History Museum		
Personal Services	21,120.00	Transfer from Retirement and Employee Benefits to fund part-time salary
Operating Expenses	0.00	costs through fiscal year end and salary adjustments that include a 1% cost
Capital Outlay	0.00	of living adjustment (COLA) and a merit adjustment of up to $1,000 added
Total	21,120.00	to the base salaries of employees.
Human Resources		
Personal Services	(63,966.00)	Transfer to Retirement and Employee Benefits salary savings due to
Operating Expenses	0.00	attrition.
Capital Outlay	0.00	
Total	(63,966.00)	
Information Technology		
Personal Services	50,141.00	Transfer from Retirement and Employee Benefits to fund part-time salary
Operating Expenses	0.00	costs through fiscal year end and salary adjustments that include a 1%
Capital Outlay	0.00	cost of living adjustment (COLA) and a merit adjustment of up to $1,000
Total	50,141.00	added to the base salaries of employees.
Interest and Other Debt Cost		
Personal Services	0.00	Transfer from Series Bond Maturities to fund bond interest payments.
Operating Expenses	120,439.10	
Capital Outlay	0.00	
Total	120,439.10	

Fiscal Year 2014 Budget Adjustments for City Council ACTION

Third Quarter {January 1, 2014 - March 31, 2014}

General Fund

Department	Amount	Explanation
Internal Audit		
Personal Services	3,542.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	3,542.00	
Marketing and Outreach		
Personal Services	(33,735.00)	Transfer to Retirement and Employee Benefits salary savings due to
Operating Expenses	0.00	attrition.
Capital Outlay	0.00	
Total	(33,735.00)	
Municipal Council		
Personal Services	12,708.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	12,708.00	
Non-departmental		
Personal Services	0.00	Transfer to Citizens' Unity Commission to fund part-time salary costs and
Operating Expenses	(104,346.00)	operating expenses related to youth and community coalition building
Capital Outlay	0.00	initiative; to Community Development to fund the purchase of two
Total	(104,346.00)	additional components for the Basic Gov software, namely the rental and hotel inspection components and to Preventive Health to fund the City's local share.
Parks Division		
Personal Services	65,049.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	65,049.00	
Police Division		
Personal Services	728,805.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA), a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees and to cover
Total	728,805.00	overtime costs related to the Safe and Clean initiative.
Police Division - Animal Control	14,282.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Personal Services	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Operating Expenses	0.00	of up to $1,000 added to the base salaries of employees.
Capital Outlay	14,282.00	
Total		

Fiscal Year 2014 Budget Adjustments for City Council ACTION

Third Quarter {January 1, 2014 - March 31, 2014}

General Fund

Department	Amount	Explanation
Preventive Health		
Personal Services	0.00	Transfer from Non-departmental to fund the City's local share to the
Operating Expenses	51,646.00	Hampton Health department.
Capital Outlay	0.00	
Total	51,646.00	
Public Library		
Personal Services	60,091.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	60,091.00	
Public Works - Administration		
Personal Services	6,736.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	6,736.00	
Public Works - Drainage Maintenance		
Personal Services	(35,897.00)	Transfer to Retirement and Employee Benefits salary savings due to
Operating Expenses	(2,500.00)	attrition and to Public Works - Parking Facilities to fund the cost of repairs
Capital Outlay	0.00	to the parking garage.
Total	(38,397.00)	
Public Works - Engineering		
Personal Services	23,026.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	0.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees.
Total	23,026.00	
Public Works - Parking Facilities		
Personal Services	1,370.00	Transfer from Retirement and Employee Benefits to fund salary adjustments
Operating Expenses	2,500.00	that include a 1% cost of living adjustment (COLA) and a merit adjustment
Capital Outlay	0.00	of up to $1,000 added to the base salaries of employees and from
Total	3,870.00	Public Works - Drainage Maintenance to fund repairs to the parking garage.
Public Works - Traffic Engineering		
Personal Services	(95,995.80)	Transfer to Retirement and Employee Benefits salary savings due to
Operating Expenses	0.00	attrition.
Capital Outlay	0.00	
Total	(95,995.80)	

Fiscal Year 2014 Budget Adjustments for City Council ACTION

Third Quarter {January 1, 2014 - March 31, 2014}

General Fund

Department	Amount	Explanation
Retirement and Employee Benefits		
Personal Services	(1,835,840.52)	Transfer to various City departments to fund salary adjustments that include a 1% cost of living adjustment (COLA) and a merit adjustment of up to $1,000 added to the base salaries of employees and to the Hampton History Museum and Information Technology to fund part-time salary costs through fiscal year end.
Operating Expenses	0.00	
Capital Outlay	0.00	
Total	(1,835,840.52)	
Series Bond Maturities		
Personal Services	0.00	Transfer to Interest and Other Debt Costs to fund bond interest payments due.
Operating Expenses	(120,439.10)	
Capital Outlay	0.00	
Total	(120,439.10)	
Social Services		
Personal Services	(141,655.50)	Transfer to Retirement and Employee Benefits salary savings due to attrition.
Operating Expenses	0.00	
Capital Outlay	0.00	
Total	(141,655.50)	
Transfer to Other Funds		
Personal Services	4,936.00	Transfer from Retirement and Employee Benefits to fund salary adjustments that include a 1% cost of living adjustment (COLA) and a merit adjustment of up to $1,000 added to the base salaries of employees.
Operating Expenses	0.00	
Capital Outlay	0.00	
Total	4,936.00	
Youth, Education and Family Services		
Personal Services	(99,972.00)	Transfer to Retirement and Employee Benefits salary savings due to attrition.
Operating Expenses	0.00	
Capital Outlay	0.00	
Total	(99,972.00)	
Grand Total:	$0.00	

Fiscal Year 2014 Budget Adjustments for City Council ACTION

Third Quarter {January 1, 2014 - March 31, 2014}

Capital Projects Fund

Project	Amount	Explanation
Transfer from:		
Public Safety Equipment	($211,000.00)	Transfer to the Weapons Range Cleaning project to fund the cost of maintenance and repairs.
Transfer to:		
Weapons Range Cleaning	$211,000.00	Transfer from Public Safety Equipment to fund the cost of maintenance and repairs at the weapons range.
Grand Total:	**$0.00**	

Stormwater Management Fund

Department	Amount	Explanation
Public Works - Drainage Maintenance		
Personal Services	$0.00	Transfer from Public Works - Streets and Roads to fund the purchase of a specially equipped drainage (TV) truck for repairs and maintenance.
Operating Expenses	0.00	
Capital Outlay	184,000.00	
Total	184,000.00	
Public Works - Streets and Roads		
Personal Services	0.00	Transfer to Public Works - Drainage Maintenance to fund the purchase of a specially equipped drainage (TV) truck for repairs and maintenance.
Operating Expenses	0.00	
Capital Outlay	(184,000.00)	
Total	(184,000.00)	
Grand Total:	**$0.00**	

City of Hampton, VA

Agenda Review

File Number: 14-0167

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0167**

Request Number: **R-2014-00185**

File Type: **Minutes**

Department: **Clerk of Council**

Introduced: **5/14/2014**

Date of Final Action: **4/10/2014**

Enactment Number:

Effective:

Status: **Presented**

Created By: **Katherine K. Glass, CMC**

Phone:

Requestor: **Katherine K. Glass**

Phone: **757-727-6315**

Presenter:

Phone:

Title: **Approval of the minutes from the special meeting of April 14, 2010, the afternoon meeting of January 22, 2014; the afternoon meeting of February 12, 2014, the public comment period of February 12, 2014; the afternoon session of February 26, 2014; the public comment period of March 12, 2014; the joint meeting of the City Council and Hampton Redevelopment and Housing Authority Board of March 12, 2014; the special retreat meeting of March 26, 2014; the evening session of April 9, 2014; and the public comment period and evening session of April 23, 2014.**

Action Requested: **Approve minutes.**

Estimated Time: **5 minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments:

Date	Acting Body	Action
4/10/2014		Presented
4/1/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

City of Hampton, VA

Agenda Review

File Number: 14-0206

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0206**
Request Number: **R-2014-00201**
File Type: **Resolution**
Department: **Public Works, Adminstration**
Introduced: **5/14/2014**
Date of Final Action:
Enactment Number:
Effective: **4/23/2014**
Status: **Received By Clerk's Office**

Created By: **Crystal Craig** Phone:
Requestor: **John Yorks** Phone: **726-2831**
Presenter: **John Yorks, Traffic Engineer** Phone: **726-2831**
Title: **Requesting Renaming Owens Street to YMCA Way from the Intersection of Armistead Avenue to the YMCA Property**
Action Requested: **Approve Resolution**
Estimated Time: **N/A**
Indicators:
Advertised:
Fiscal Notes:
Attachments: YMCA Supporting Documents

Date	Acting Body	Action
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:
The YMCA made the request to staff on December 13, 2013 to change the name of Owens Street to YMCA Way. The one affected property owner agreed to the change.

LEGISLATION TEXT:

RESOLUTION

WHEREAS, the YMCA at 1322 LaSalle Avenue desires to rename an existing section of Owens Street, and;

WHEREAS, the one affected property owner agrees to the proposed name change, and;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HAMPTON, VIRIGINA: Owens Street, between Armistead Avenue and the YMCA property, be renamed “YMCA Way”, effective July 1, 2014

GIS Office – Address Memorandum

The City of Hampton GIS Office – A Division of Information Technology

City of Hampton

April 14, 2014

To Whom It May Concern

From: Allan Lambert, GIS Manager

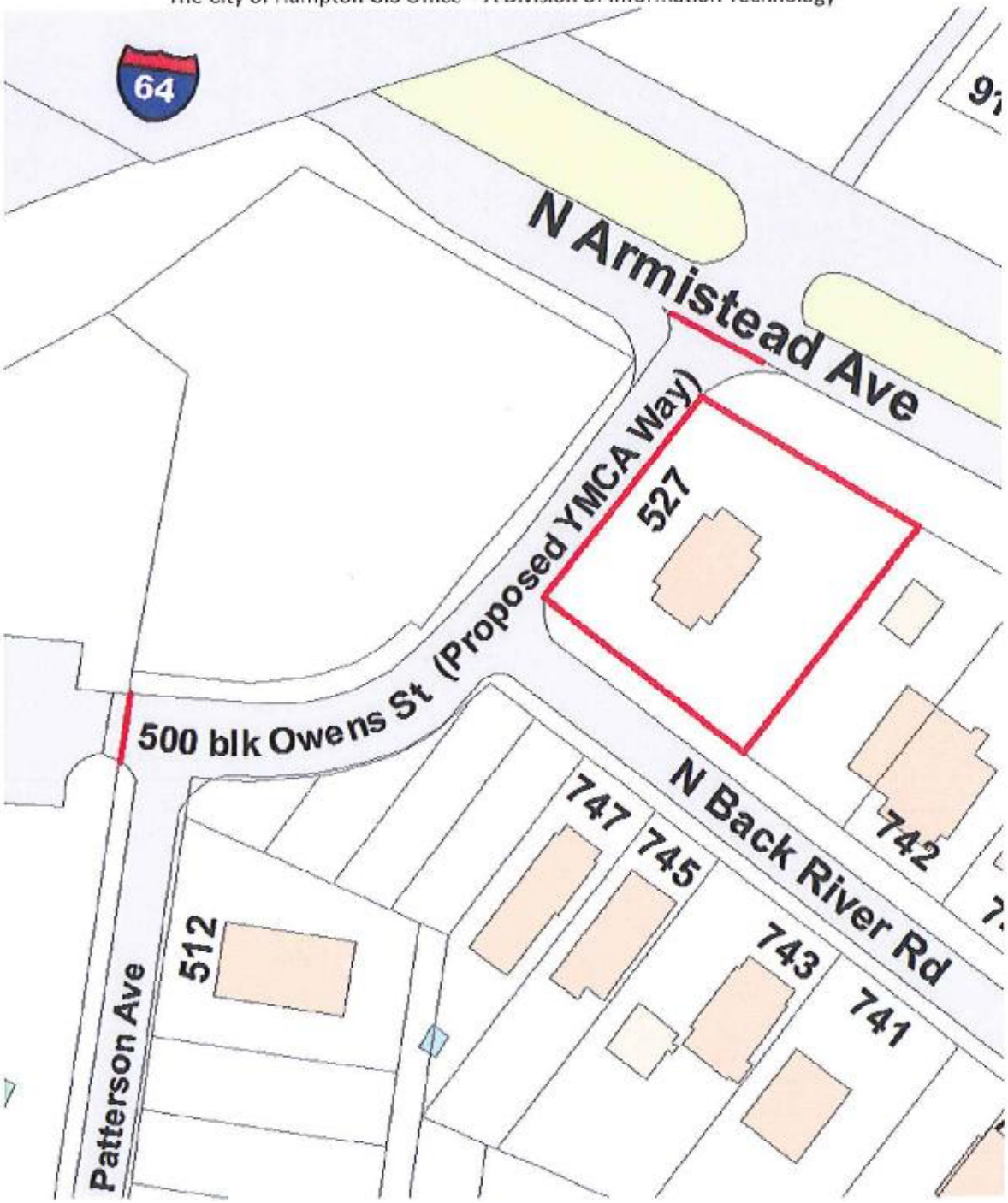
Subject: Change of Address, 527 Owens St. Hampton VA 23669. LRSN 8000224.

The City of Hampton is proposing to change the 500 block of Owens St. to YMCA Way. The above mentioned address will be changed to 527 YMCA Way. This is the only address affected by the change.

Please Contact Me If You Have Any Questions or Concerns.

Allan Lambert
22 Lincoln Street
City Hall, 6th Floor
Hampton, Virginia – 23669
757-727-6372
alambert@hampton.gov

The City of Hampton GIS Office – A Division of Information Technology



FOR YOUTH DEVELOPMENT®
FOR HEALTHY LIVING
FOR SOCIAL RESPONSIBILITY

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Davetta Rinehart, Human Resources Officer
Angie Miller, Regional Executive

HAMPTON FAMILY YMCA
1322 LaSalle Ave
Hampton, VA 23669
Phone: 757 722 9044
Fax: 757 722 3556
email: amiller@peninsulaymca.org

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Branch Director, Angie Miller

December 13, 2013

Dear Mr. Yorks,

Thank you so much for your help and guidance through the process of changing the name of Owen Street (the section from Armistead to the YMCA building) to YMCA way. At this time, I would like to update you on the progress. Letters were sent by certified mail to:

The owner of Lot 527 Owens Street:

Mr. Vernell Howell
9122 Riverside Drive
Fort Washington, Maryland 20744

We have received written documentation from the owner of Lot 527, which is included with this email. At this time, we are asking the City of Hampton to allow the Hampton Family YMCA to move forward with the process of changing the road name.

Again, thank you for your assistance in this matter. If there is anything else you need from me please contact me at the Hampton Family YMCA, 757-722-9044 or on my cell phone, 757-771-1017.

Sincerely,

Angie Miller
Regional Operations Director

Application for Request of Street Name Change

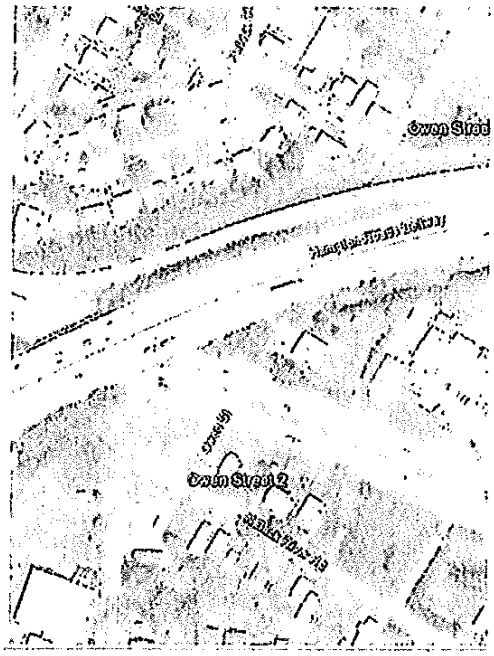
Applicant:
Peninsula Metropolitan YMCA
Danny L. Carroll, CEO
41-C Old Oyster Point Rd
Newport News Virginia 23602
757-223-7925

Property:
Hampton Family Branch YMCA
1322 LaSalle Ave.
Hampton Virginia, 23669

The Peninsula Metropolitan YMCA has requested that Owen Street be re-named YMCA Way.

There are two properties that front Owen Street (500 and 570.)

The YMCA uses Owen Street as their main entrance. The current street address of the YMCA is 1322 LaSalle Avenue. The City of Hampton has two Owen Streets (see attached map). Two streets with the same name could cause potential delays in fire/rescue.



I Vernell P. Howell property owner at 5270 Owens St. Hpt. Va., do hereby agree to move forward with changing the name of Owen Street to YMCA Way.

Vernell P. Howell
Signature

7 Feb 13
Date

City of Hampton, VA

Agenda Review

File Number: 14-0207

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0207**
Request Number: **R-2014-00203**
File Type: **Resolution - Grant**
Department: **Fire**
Introduced: **5/14/2014**
Date of Final Action:
Enactment Number:
Effective:
Status: **Received By Clerk's Office**

Created By: **Chris Gallagher**
Phone:
Requestor: **Fire Chief David Layman**
Phone: **757-727-6448**
Presenter:
Phone:

Title: **Resolution to Accept and Appropriate the 2014 Four-for-Life Aid-to-Localities Funds in the amount of $113,120.80 from the Commonwealth of Virginia—Office of Emergency Medical Services to the City of Hampton Division of Fire & Rescue.**

Action Requested: **Accept and appropriate 2014 Four-for-Life Aid-To-Localities funds.**

Estimated Time: **15 minutes**

Indicators: **Income**

Advertised:

Fiscal Notes:

Attachments: Announcement Ltr for 2014 Four for Life Funds

Date	Acting Body	Action
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

The cities, counties and towns who provide emergency medical services within the Commonwealth of Virginia receive annual allocations known as Aid to Localities (ATL) funds from the Office of Emergency Medical Services. These funds are used for the training of volunteer and career emergency medical services personnel and for the purchase of necessary equipment and medical supplies for licensed, nonprofit emergency medical service agencies.

These funds are not "grant" funds and do not have any "match" associated with them.

LEGISLATION TEXT:

WHEREAS, Section 46.2-694 of the Code of Virginia establishes a Four-for-Life Fund; and

WHEREAS, cities, counties and towns providing emergency medical services to their citizens receive allocations from the aid to locality funds;

WHEREAS, the funds will be used for training of volunteer and career EMS personnel and for purchasing necessary EMS equipment and medical supplies for licensed, nonprofit EMS agencies.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HAMPTON, VIRGINIA: that the 2014 Aid-To-Localities Four for Life funds in the amount of $113,120.80 be approved and appropriated for the City of Hampton Division of Fire & Rescue.

COMMONWEALTH of VIRGINIA
Department of Health

March 13, 2014

CITY OF HAMPTON TREASURER
22 LINCOLN STREET
HAMPTON VA 23669

Dear City/County Administrator:

IMMEDIATE ATTENTION REQUIRED
Please return this report within 30 days

Your locality will be receiving the Fiscal Year 2014 "Four-For-Life" payment for Emergency Medical Services (EMS) in the amount of **$113,120.80**. *These funds are for the collection period March 1, 2013 through February 28, 2014.*

Guidelines for the use of these funds are attached and are available on our website: http://www.vdh.virginia.gov/OEMS/Files_page/Locality_Resources/FourForLifeGuidelines.pdf. Prior to distribution of these funds to the local government, this office must receive your Report of Expenditures on last year's distribution. The total amount that must be reported for last year's distribution is annotated on the enclosed report.

The Four-For-Life program, as amended in 2000, stipulates that four additional dollars be charged and collected at the time of registration of each passenger vehicle, pickup and panel truck. The funds collected, pursuant to Section 46.2-694, Code of Virginia, shall be used only for emergency medical services. The law further states that the Department of Health shall return twenty-six percent (26%) of the registration fees collected to the locality wherein such vehicle is registered to provide funding for:

(1) Training of volunteer or salaried emergency medical service personnel of licensed, nonprofit emergency medical service agencies; or

(2) The purchase of necessary equipment and supplies for licensed, nonprofit emergency medical service agencies.

It is important to recognize two clauses in the Four-For-Life legislation: (1) non-supplanting funds and (2) failure to report the use of funds by any local governing body will result in funds being retained. The Assistant Attorney General, at our request has offered the following interpretation for use of the funds. "Any funds received from Section 46.2-694 by a non-state agency cannot be used to match any other funds derived from Section 46.2-694 by that same non-state agency" Simply put, funds returned to localities cannot be used as the matching share of any grants offered using Four-For-Life funds.

"Each local governing body shall report to the Board of Health on the use of ***Four-For-Life*** *funds, which were returned to it. In any case in which the local governing body grants the funds to a regional emergency medical council to be distributed the licensed, nonprofit emergency medical and rescue services, the local governing body shall remain responsible for the proper use of the funds. If, at the end of any fiscal year, a report on the use of* ***Four-For-Life*** *funds for that year has not been received from a local governing body, any funds due to that local governing body for the next fiscal year shall be retained until such time as the report has been submitted to the Board."*

If you have any questions or need additional information, please do not hesitate to contact Brenda Carroll, OEMS Accountant, at (804) 888-9100.

Sincerely,

Dennis J. Molnar
Business Manager

Encl.:

Guidelines for Expenditures of EMS Funds
Four-For-Life Report of Expenditures Form

City of Hampton, VA

Agenda Review

File Number: 14-0208

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0208** Request Number: **R-2014-00204**

File Type: **Resolution - Grant** Department: **Budget/Finance**

Introduced: **5/14/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Received By Clerk's Office**

Created By: **Marcie Dunn** Phone:

Requestor: **Christine Ausink** Phone: **727-1521**

Presenter: **N/A, N/A** Phone: **N/A**

Title: **Resolution Approving the City of Hampton, Virginia's Hampton Clean City Commission-Hampton Waterways Restoration Project Participation and Appropriation of the 2013 Virginia Trees for Clean Water Grant through the Virginia Department of Forestry**

Action Requested: **Adopt Resolution**

Estimated Time: **1 min**

Indicators:

Advertised:

Fiscal Notes: $1,000 - $500 in grant funds and a required local match of $500

Attachments:

Date	Acting Body	Action
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

Gosnold Hope Park has turf-treated athletic fields and multiple areas with evidence of shoreline erosion. This project is a small first step in reducing sediment and nutrient pollution from entering the Southwest Branch of the Back River by using trees as a buffer along the stormwater ditch behind the ranger station.

LEGISLATION TEXT:

WHEREAS, the Virginia Department of Forestry and the USFS Chesapeake Watershed Forestry Program has awarded the Hampton Clean City Commission-Hampton Waterways Restoration Project in the amount of $500

with a local match required of $500 for a total grant amount of $1,000 and

WHEREAS, the grant award covers the period March 14, 2014 through October 31, 2014,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hampton accepts and appropriates the 2014 grant in the amount of $500, and a required local match of $500, awarded and any related supplemental funding by the Virginia Department of Forestry in accordance with the grant agreement;

BE IT FURTHER RESOLVED that the City Council authorizes the City Manager or her designee to take the necessary steps to implement this grant award.

City of Hampton, VA

Agenda Review

File Number: 14-0209

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0209**
Request Number: **R-2014-00205**
File Type: **Resolution - Grant**
Department: **Budget/Finance**
Introduced: **5/14/2014**
Date of Final Action:
Enactment Number:
Effective:
Status: **Received By Clerk's Office**

Created By: **Marcie Dunn** Phone:
Requestor: **Lavon Marrow** Phone: **728-3220**
Presenter: **N/A, N/A** Phone:
Title: **Resolution Approving the City of Hampton, Virginia's Participation and Appropriation of Funds for the 2014 Summer Food Service Program for Children received from the Virginia Department of Health/USDA**
Action Requested: **Adopt Resolution**
Estimated Time: **1 min**
Indicators:
Advertised:
Fiscal Notes: $257,431 - $257,431 in Federal Funds
Attachments:

Date	Acting Body	Action
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

The City of Hampton Department of Parks and Recreationproposes to operate the Summer Food Service Program for children at 24 sites throughout the City during the summer of 2014. The City has obtained SFSPC funds since 1969, and annually serves qualifying youth, ages 18 and younger, who attend organized summer programs that are educational, cultural and recreational. The objective of the SFSP is to ensure that during the summer, children are able to continue receiving the same high quality and nourishing meals that are provided during the school year through the National School Lunch Program. Generally, fifty percent of participating children must qualify for free or reduced priced meals under the National Summer Lunch Program.

We anticipate that more than 1,520 children will participate in the summer food service program, which represents more than 52,775 meals plus 49,340 supplements/snacks to be served. However, attendance

normally drops off during the last month and during the time that year round schools reopen, so the actual number of meals served may be less than projected. Other factors may also influence the projected number of meals served and total participation for the summer. This year's program will begin on June 18 and end on August 22. The direct cost of the Summer Food Service Program meals is 100% funded by USDA. The Parks and Recreation Department supplement the grant through coordination and indirect program costs.

LEGISLATION TEXT:

WHEREAS, the City of Hampton has applied for the USDA Summer Food Service Program for children grant from the Virginia Department of Health/USDA for $257,431.00 in federal funds; and

WHEREAS, participation in the Summer Food Program fluctuates, either decreasing or increasing the final award amount; and

WHEREAS, the grant application covers the period June 18, 2014 through August 22, 2014;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hampton accepts and appropriates the USDA Summer Food Service Program for Children grant in the amount of $257,431.00 and any related supplemental funding made by the Virginia Department of Health/USDA in accordance with the grant agreement.

BE IT FURTHER RESOLVED that the City Council authorizes the City Manager to take the necessary steps to implement this grant award.

City of Hampton, VA

Agenda Review

File Number: 14-0210

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0210** Request Number: **R-2014-00202**

File Type: **Resolution - Budget Item** Department: **Economic Development**

Introduced: **5/14/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Received By Clerk's Office**

Created By: **Teresa Hudgins** Phone:

Requestor: **Leonard Sledge** Phone: **757-728-5165**

Presenter: **Leonard Sledge, Director** Phone: **757-728-5165**

Title: **Resolution Authorizing the Appropriation of $206,301.50 from the General Fund Committed Fund Balance for the Hampton Business Incentive Corporation ("HBIC") Program to the Economic Development Authority of the City of Hampton, Virginia**

Action Requested: **Approve Resolution**

Estimated Time: **5 Minutes**

Indicators: **Healthy business climate**

Advertised:

Fiscal Notes:

Attachments: HBIC Resolution

Date	Acting Body	Action
5/6/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

At its meeting on January 8, 2014, City Council authorized the consolidation of the Downtown Hampton Phoebus and Loan Assistance Program with the Economic Development Authority's Revolving Loan Fund and the transfer of the remaining funds in the aforesaid program to the Authority's Revolving Loan Fund. The action requested in this Resolution will appropriate the funds from the General Fund balance to the Economic Development Authority of the City of Hampton, Virginia.

LEGISLATION TEXT:

WHEREAS, on January 8, 2014 Council adopted a Resolution authorizing the consolidation of the Downtown Hampton Phoebus and Loan Assistance Program with the Economic Development Authority's Revolving Loan Fund and the transfer of the remaining funds in the aforesaid program to the Authority's Revolving Loan Fund, and;

WHEREAS, the sum of $206,301.50 is available for appropriation from Committed Fund Balance for the HBIC Program.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hampton, Virginia that the sum of $206,301.50 be appropriated from the General Fund Committed Fund Balance for the HBIC Program to the Economic Development Authority of the City of Hampton, Virginia.

City of Hampton, VA

Agenda Review

File Number: 14-0154

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0154** Request Number: **R-2014-00172**

File Type: **Rezoning Application** Department: **Planning**

Introduced: **4/9/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Received By Clerk's Office**

Created By: **Alison Alexander** Phone:

Requestor: Phone:

Presenter: **Tolu Ibikunle, City Planner** Phone: **728.5237**

Title: **Rezoning Application No. 1312-2013 by Foxcroft, L.P. to rezone 14.38 + acres located at 59 Stapleford Way [LRSN 8003549] from One-Family Residence (R-11) District to Multiple Dwelling (MD-2) District with conditions.**

Action Requested: **Approve Rezoning Application No. 1312-2013 with conditions.**

Estimated Time: **10 minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments: Application
Presentation
Proffers
PC Resolution
Site Plan
Staff Report

Date	Acting Body	Action
4/9/2014	Evening Session	Deferred (5/14/2014)
	Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace Nays: 0 Abstain: 0 Out: 0	
3/31/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

The proposal is to bring the existing Kensington Square Apartments development into conformance with

the City of Hampton Zoning Ordinance and to permit additional townhouse-style apartment buildings, parking, landscaping, and other associated uses in the existing Kensington Square Apartments development.

The property currently includes: 18 apartment buildings consisting of a combination of garden and townhome style, a club house, pool, pool house, parking, landscaping, and other associated features.

The property is zoned One-Family Residence (R-11) District. In 1970, the owners acquired a use permit which was necessary for multi-family development in the R-11 district. The Hampton Zoning Ordinance no longer permits multi-family uses in single family districts with a use permit; therefore, the apartment complex is considered a legal non-conforming use. In order to expand the complex today, the property must be rezoned to the appropriate multiple dwelling district.

The Hampton Community Plan (2006, as amended) recommends High Density Residential with the undeveloped portion designated as Low Density Residential. The Plan also recommends supporting zoning requirements and other strategies that allow for increased housing mix and density in appropriate locations. Furthermore, the Plan promotes safe guarding the integrity of existing residential neighborhoods, high quality design and site planning that is compatible with surrounding development.

Access to the proposed site would be from Clemwood Parkway, turning onto Guildford Grove, a private street located within the apartment complex. Guilford Grove would be extended to provide access to the proposed development. A City of Hampton Traffic Engineer determined that there is minimal traffic impact and would not necessitate off-site traffic improvements. If approved, the applicant will be required to comply with the City's stormwater management ordinance to address water quality and water quantity related to the new development of this site.

Approximately 25 citizens attended a community meeting hosted by the applicant on November 19, 2013. Primary discussion focused on the potential impacts to surrounding single family residences, aesthetics of the proposed development, and the buffer between the adjacent neighborhood called Malvern.

In line with the Hampton Community Plan, this proposal includes proffered conditions to safeguard the integrity of the existing neighborhoods. The layout and proffered elevations integrate the proposed development into the existing development with a courtyard layout and Tudor- style architecture (e.g. stucco and brick exteriors with wood accents and trim) which is consistent with the existing townhouse style apartments. There is a detailed landscape buffer design that incorporates existing and new plantings (i.e. evergreen and deciduous trees and shrubs of varying heights and widths) in conjunction with a six foot privacy fence – to achieve proper screening between the proposed townhomes and the adjacent neighborhood.

This proposal was presented to Planning Commission on March 6, 2014 and recommended for approval.

Application for

Rezoning

OFFICE USE ONLY
Date Received:

RECEIVED

PLANNING DEPT.

Case Number: RZ 1312-2013

Complete this application in its entirety and submit pages 4 and 5 along with the required materials (including any required supplements) as listed on page 2 to the address below:

City of Hampton
Community Development Department, Planning Division 22 Lincoln Street, 5th Floor
Hampton, Virginia 23669

1. PROPERTY INFORMATION

Address or Location 59 Stapleford Way, Hampton, Virginia 34660

LRSN 8003549 Current Zoning District R-11 Proposed Zoning District MD-2

Current Land Use Apartment complex – multiple buildings

Proposed Land Use Apartment complex – multiple buildings

The proposed use will be in: ☒ an existing building ☐ a new addition ☒ a new building

2. PROPERTY OWNER INFORMATION (an individual or a legal entity may be listed as owner)

Owner's Name Forxcroft, L.P.

Address 2534 W. Ocean View Avenue City Norfolk State VA Zip 23518

Phone 757-340-7035 Email jbmair@cox.net

3. APPLICANT INFORMATION (if different from owner)

Applicant's Name _____

Address _____ City _____ State _____ Zip _____

Phone _____ Email _____

4. APPLICANT AGENT INFORMATION (if different from applicant)

Agent's Name Lawrence G. Cumming, Kaufman & Canoles, P.C.

Address 2236 Cunningham Drive City Hampton State VA Zip 23666

Phone 757-224-2900 Email lgcumming@kaufcan.com

5. CERTIFICATION FOR LEGAL ENTITY PROPERTY OWNERS

Complete this section only if the property owner is **not** *an individual but rather a legal entity such as a corporation, trust, LLC, partnership, diocese, etc. as specified in Step 2 above.*

"I hereby submit that I am legally authorized to execute this application on behalf of the fee-simple owner of this property. I have read this application and it is submitted with my full knowledge and consent. I authorize city staff and representatives to have access to this property for inspection. The information contained in this application is accurate and correct to the best of my knowledge."

Name(s), title(s), signature(s), and date(s) of authorized representative(s) of the legal entity (attach additional page if necessary):

Name of Legal Entity Foxcroft, L.P., By Kellmair, Inc, its General Partner

Name (printed) John B. Mair, Its (title) Vice President

Signature _____ Date 2/1/14

6. CERTIFICATION FOR INDIVIDUAL PROPERTY OWNERS

Complete this section only if the property owner is an individual or individuals.

"I hereby submit that I am the fee-simple owner of this property. I have read this application and it is submitted with my full knowledge and consent. I authorize city staff and representatives to have access to this property for inspection. The information contained in this application is accurate and correct to the best of my knowledge."

Name(s), signature(s), and date(s) of owner(s) (attach additional page if necessary):

Name (printed) _____

Signature _____ Date _____

OFFICE USE ONLY

☐ Application Form	☐ Narrative Statement	☐ Proffer Statement
☐ Application Fee	☐ Survey Plat	☐ Additional materials (if required)

12797893v2

NARRATIVE STATEMENT

Rezoning Application for Foxcroft, L.P.

Foxcroft, L.P. ("Foxcroft") is the owner of real property located on Clemwood Parkway, between Chickamauga Pike and Fox Hill Road, in Hampton, Virginia, LRSN 8003549 (the "Property"). The Property currently is zoned R-11.

The majority of the Property currently is developed as Kensington Square Apartments, and contains eighteen (18) apartment buildings, a clubhouse, pool, pool house, parking, and other associated improvements. The apartment buildings contain a total of 184 units (56 one-bedroom units, 112 two-bedroom units and 16 three-bedroom units). A portion of the Property is undeveloped (the "Undeveloped Portion").

Foxcroft seeks to rezone the Property to Zone MD-2 in order to construct additional apartment buildings on the Undeveloped Portion. Additionally, rezoning of the Property to MD-2 is consistent with the current use of the Property as an apartment complex.

The proposed development of the Undeveloped Portion will expand the Kensington Square Apartments complex to include additional two and three bedroom apartment buildings, together with parking, landscaping and other associates improvements.

Because the proposed new development will be enlarging an existing apartment complex, the impact to adjacent properties is minimal. The general character of the neighborhood will remain unchanged. Additionally, there will be relatively little additional impact on City services.

The proposed new development is consistent with the Hampton Community Plan. The 2011 Update to the Plan recognized that we are still experiencing a general housing downturn, with no definite idea of what the future may bring. At this time, however, there are still an increasing number of families who are unable to purchase homes, and for whom renting is a better and frequently their only option.

The Community Plan emphasizes the importance of Hampton neighborhoods offering a mixture of different housing types to accommodate citizens of differing economic means. The proposed new development will add additional apartment units to the existing Kensington Square Apartment complex.

RECEIVED

FEB 10 2014

PLANNING DEPT.

TITLE CERTIFICATION AND LIEN DISCLOSURE
Tax Parcel Number 8003549

The undersigned, attorney for the owner of the property identified as Tax Parcel Number 8003549 (the "Property") to be rezoned, hereby certifies, as required by § 24-3(5) of the Zoning Ordinance of the City of Hampton, Virginia, that title to the Property is in the name of: Foxcroft, L.P.

A portion of the Property was acquired by the owner by deed from Construction Associates Realty Corporation and Foxcroft II Associates Limited Liability Partnership dated March 15, 2001 and recorded in the Clerk's Office of the Circuit Court for the City of Hampton, Virginia in Deed Book 1363, page 350, and a portion of the Property was acquired by the owner by deed from Kellmair, LLC dated December 1, 2012 and recorded in the Clerk's Office of the Circuit Court for the City of Hampton, Virginia as Instrument No. 130000969.

The legal description of the Property is as follows:

> All that certain lot, piece or parcel of land, located in the City of Hampton, Virginia, containing 14.3768 acres, more or less, and shown and designated as "PARCEL 1-A" on that certain plat entitled "BOUNDARY LINE VACATION PLAT, PARCELS 1 AND 2, PROPERTY OF FOXCROFT, L.P., HAMPTON, VIRGINIA", dated July 25, 2013, and made by Alfonso & Associates, Inc., Surveying & Land Development Planning, recorded in the Clerk's Office of the Circuit Court for the City of Hampton, Virginia in Misc. Plat Book 4, page 47, to which said plat reference is here made.

I further certify that there are as of the date of this certification no deed restrictions or covenants of record, title defects, deeds of trust, liens or encumbrances affecting, or potentially affecting, any portion of the Property proposed to rezoned, other than typical utility easements and the following:

- U.S. Department of Housing and Urban Development Regulatory Agreement for Multifamily Housing Projects, recorded as Instrument Number 100006516
- Deed of Trust securing loan to Berkadia Commercial Mortgage, LLC, recorded as Instrument Number 130000970
- U.S. Department of Housing and Urban Development Agreement for Multifamily Projects, recorded as Instrument Number 13000971
- First Amendment to Regulatory Agreement for Multifamily Housing Projects, recorded as Instrument Number 130002524
- UCC Financing Statement, recorded as Instrument Number 130000004

Date: February 4, 2014

KAUFMAN & CANOLES
Attorneys at Law

By: _____
Lawrence G. Cumming
Address: 2236 Cunningham Drive, Hampton, VA 23666
Telephone: (757) 224-2900

12797635v1

Rezoning Application #1312-2013

Kensington Square Apartments
by Foxcroft, LP

Hampton
VIRGINIA

City Council
April 9, 2014

Application

- Rezone 59 Stapleford Way
- 14.38 ± acres from R-11 to MD-2
- Multi-family dwelling units

Application Purpose

- Construct townhouse style apartments
- Existing Kensington Square Apartments
- Conformance with Zoning Ordinance

Proposal Description

Proposed units:

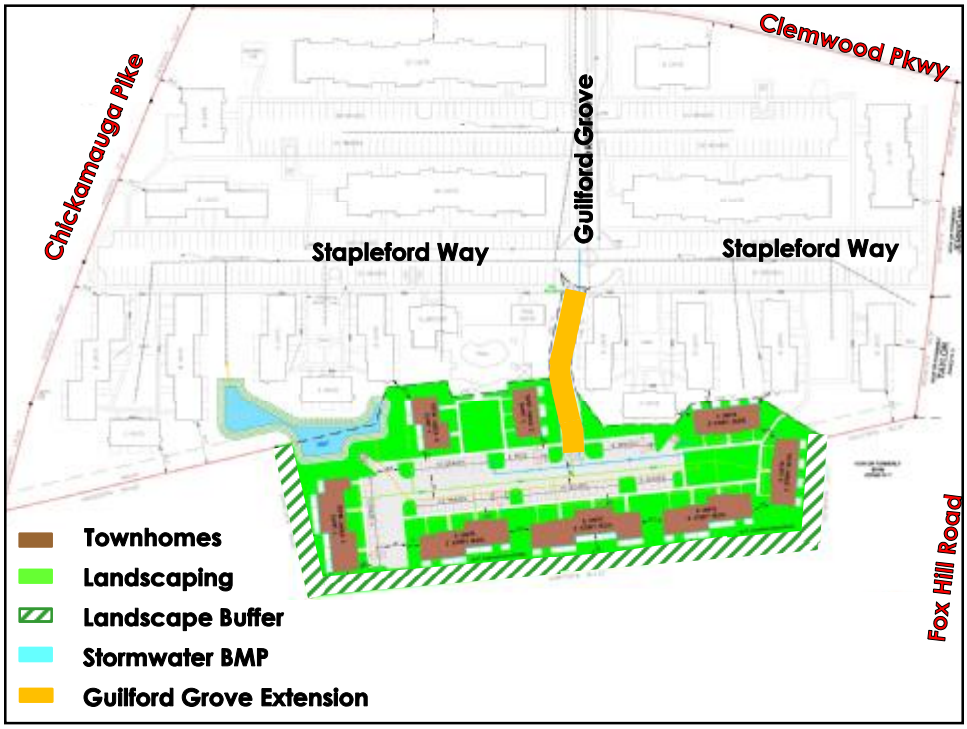
- 42 ± total townhomes

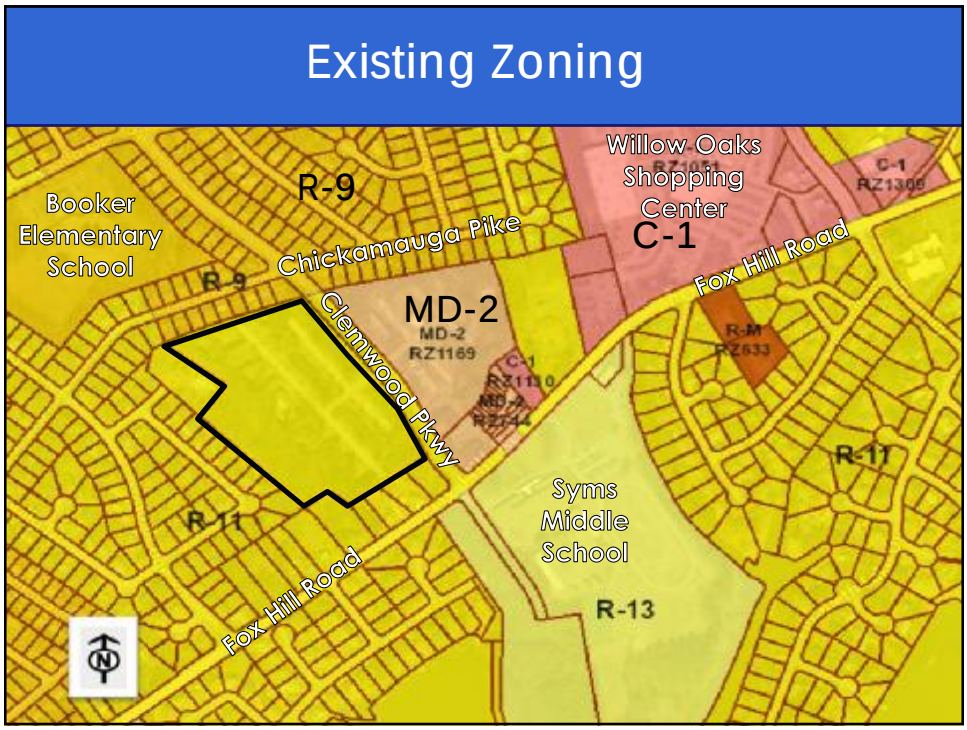
Existing units:

- 184 garden & townhouse

Other features:

- Associated parking
- Stormwater improvements
- Landscaping


Clemwood Pkwy
Chickamauga Pike
Guilford Grove
Stapleford Way
Stapleford Way
Fox Hill Road
Townhomes
Landscaping
Landscape Buffer
Stormwater BMP
Guilford Grove Extension


Existing Zoning
Willow Oaks Shopping Center
C-1
R-9
Booker Elementary School
Chickamauga Pike
Fox Hill Road
MD-2
MD-2
RZ1169
Clemwood Pkwy
R-11
Syms Middle School
R-13
Fox Hill Road
R-11

Zoning History

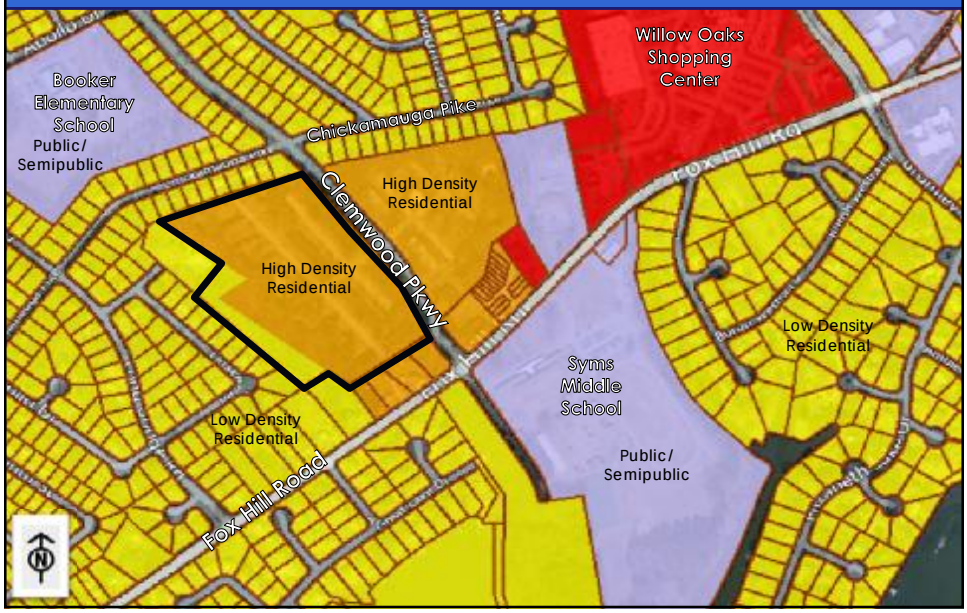
1970:

- Multi-family uses in single family zoning districts, with a use permit
- Kensington Square Apartments

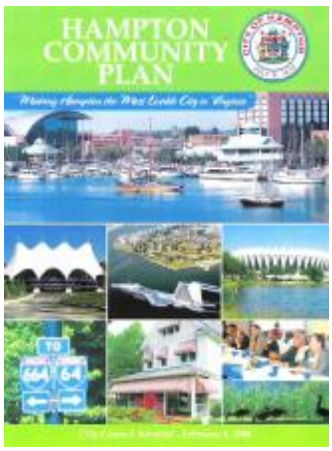
Today:

- No use permit, rezoning required
- Legal non-conforming use

Future Land Use



City Policy



(2006, as amended)

- Mix of housing types
- High quality development & compatibility
- Evaluate proposals from a city-wide & neighborhood level

Community Meeting

2013 NOVEMBER

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19 X	20	21	22	23
24	25	26	27	28	29	30

Proffered Conditions (9)

- Architectural standards
- Lighting
- Site development

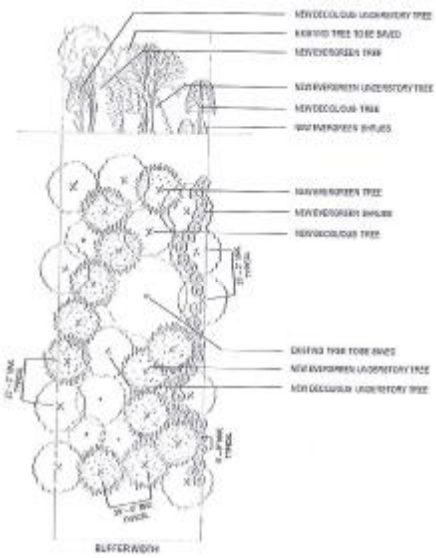
Community Development Department
March 6, 2014

Rezoning Application #1312-2013

Proffered Conditions (9)

- Landscape buffer

Plant Type	Installed Size	Mature Height Capability
Shade Tree	2” caliper	>50’
Evergreen Tree	10’ height	>40’
Understory Tree	10’ height	>20’
Evergreen Tree	30” height	>6’



Community Development Department
April 9, 2014

Analysis

- Land irregular shape
- Property access
- Density transition
- Landscaped buffer
- Crime
- Property values

Recommendation

Approval of
Rezoning Application
1312-2013 from R-11 to MD-2
with (9) conditions

LRSN: 8003549

Prepared by:
Lawrence G. Cumming (VSB No. 15820)
Kaufman & Canoles, P.C.
2236 Cunningham Drive
Hampton, VA 23666

After recording return to:
Office of the City Attorney
22 Lincoln Street
Hampton, VA 23669
Attn: BNB

PROFFER AGREEMENT

THIS PROFFER AGREEMENT ("Agreement") made as of January 21, 2014, by and between **FOXCROFT, L.P.**, a Virginia limited partnership [index as a grantor]; and **THE CITY OF HAMPTON**, a municipal corporation of the Commonwealth of Virginia [index as a grantee], with an address of 22 Lincoln Street, Hampton City Hall, Hampton, VA 23669.

RECITALS

A. Foxcroft, L.P. ("Foxcroft") is the owner of real property (the "Property") located on Clemwood Parkway, between Chickamauga Pike and Fox Hill Road, in Hampton, Virginia, commonly known as 59 Stapleford Way, Hampton, Virginia 23669, LRSN 8003549, which is more fully described on **Exhibit "A"** attached hereto.

B. Foxcroft has initiated a conditional amendment to the zoning map of the City of Hampton, Virginia (the "City"), by petition addressed to the City so as to change the zoning classification of the Property from R-11 to MD-2.

C. Foxcroft has requested approval of this Proffer Agreement.

D. The policy of the City is to provide for the orderly development of land for various purposes, including commercial purposes, through zoning and other land development legislation.

E. Foxcroft desires to offer the City certain conditions for the enhancement of the community and to provide for the highest quality and orderly development of the Property.

F. The conditions outlined in this Agreement have been proffered by Foxcroft and allowed and accepted by the City as a part of the amendment of the City Zoning Ordinance and the Zoning Map. These conditions shall continue in full force and effect until a subsequent amendment changes the zoning of the Property; provided, however, that such conditions shall continue if the subsequent amendment is part of the comprehensive implementation of a new or substantially revised zoning ordinance of the City.

NOW, THEREFORE, for and in consideration of the approval and acceptance by the City of this Proffer Agreement, Foxcroft agrees that it will meet and comply with all of the following conditions in developing the Property. In the event the requested change of zoning classification is not granted by the City, these Proffers shall thereupon become null and void. Foxcroft, its successors, assigns, grantees and other successors in title or interest to the Property, voluntarily and without any requirement by or exaction from the City or its governing body and without any element or compulsion or quid pro quo for zoning, rezoning, site plan, building permit or subdivision approval, make the foregoing declaration of conditions and restrictions governing the use and physical development and operation of the Property, and covenant and agree that this declaration and the further terms of this Agreement shall constitute covenants running with the Property, which shall be binding upon the Property, and upon all persons and entities claiming under or through Foxcroft, its successors and assigns, grantees and other successors in interest or title to the Property.

CONDITIONS

1. The only permitted use of the Property shall be as an apartment complex, together with all associated necessary or customary accessory uses.

2. The site shall be developed in substantial conformance with the "Conceptual Site Plan, Building & Parking Addition at Kensington Square, Hampton – Virginia", dated January 21, 2014, prepared by Alfonso & Associates, Inc. (the "Conceptual Site Plan"), a copy of which is on file with the Planning and Zoning Administration Division of the Community Development Department and has been exhibited to the Planning Commission and the Hampton City Council for illustrative purposes and to provide justification for this rezoning action. Any significant changes in the conceptual site plan may be made to accommodate environmental, engineering, architectural, topographic or other development conditions, or site plan approval requirements as required by law and subject to the approval of the Director of Community Development. A copy of the final approved site plan shall be placed in the file with the Planning and Zoning Administration Division of the Department of Community Development and shall supersede any previously filed conceptual site plan.

3. The exterior of the proposed new units on the site shall be consistent with the existing exterior architectural character and style of the existing townhouse-style apartment buildings, as reflected in the submitted elevation photographs attached hereto and identified as Foxcroft, L.P. – Kensington Square Apartments Elevation **Exhibit "B"**, Foxcroft, L.P. – Kensington Square Apartments Elevation **Exhibit "C"** and Foxcroft, L.P. – Kensington Square Apartments Elevation **Exhibit "D"**. All proposed development shall embody the qualities of residential design and construction, including:

a. The maximum height of all structures shall be no more than thirty-six feet (36').

b. Only gable and hip-style roofs shall be permitted.

c. Roof pitch shall be a minimum of 1:3, horizontal to vertical, with a maximum of 1:1.

d. Roofs shall be designed with at least one (1) change or break in plane within every sixty (60) foot segment. Plane changes may include, but shall not be limited to, vertical roof changes, porch roofs and dormers.

e. Primary roof materials shall consist of minimum thirty (30) year architectural asphalt shingle. Standing seam metal and cedar shake may be used as an accent roofing material.

f. Proposed primary building materials shall consist of brick masonry and stucco. Secondary and/or accent materials may include wood, vinyl and aluminum products. EIFS products will not be used.

g. Windows and doors shall cover the same percent of any exterior wall as do the existing townhouse-style units. In no event shall windows and doors cover less than thirty percent (30%) of any front or rear exterior wall.

4. There shall be a twenty foot (20') wide undisturbed natural landscape buffer that consists of a combination of existing trees and additional plant materials, as further described below, along the northerly, westerly and southerly boundaries of the site, which is depicted on the Conceptual Site Plan.

The landscape buffer shall provide an opaque screen of trees and shrubs from the ground to a minimum height of six feet (6') in substantial conformance with the illustration attached

hereto as **Exhibit "E"** and made a part of this Proffer Agreement. Before installation or removal of any material in the landscape buffer, a landscape plan shall be reviewed and approved by the Director the Department of Community Development or his designee. Further, the landscape buffer shall consist of the following:

a. Fencing: A six foot (6') high solid, opaque wooden or vinyl fence shall be installed between land uses of varying residential densities. Chain link fence shall not be used.

b. Vegetation: All existing trees within the landscape buffer shall be preserved, with the exception that all dead, diseased or damaged vegetation and invasive species shall be removed only to the extent necessary. All trees installed in the landscape buffer shall be dispersed throughout the required planting areas and shall be planted with a combination of single trees and groups of trees in a staggered, clustered or other pattern. Trees shall not be installed in a continuous single row except where necessary and appropriate to meet screening buffer requirements. Shrubs shall be installed in groupings and integrated with trees. All plant materials shall be selected based on their suitability for shaded areas and their ability to exist in an existing wooded area with its various growth-inhibiting characteristics.

c. Planting Specifications: All new trees installed shall be a combination of the following tree types only: deciduous shade trees, evergreen trees, and understory trees. No more than fifty percent (50%) of the required trees shall be of any one type, nor shall more than twenty-five percent (25%) of the required trees be of any single species (e.g., maple, pine, oak, dogwood, holly, etc.). All new trees and shrubs shall meet the following size requirements:

Plant Type	Installed Size	Mature Height Capability
Shade Tree	2" caliper	> 50'
Evergreen Tree	10' height	> 40'
Understory Tree	10' height	> 20'
Evergreen Shrub	30" height	> 6'

The landscape buffer shall be left in an undisturbed natural vegetative state with the exception of providing supplemental plantings, fencing and maintenance of the buffer as described in this Proffer Agreement. Pruning and trimming shall be limited to selective thinning of vegetation under two inch (2") caliper. No structures or paved surfaces shall be constructed or permitted to be constructed within the buffer.

5. All exterior lighting, both site and building, shall consist of full cut-off fixtures that are directed inward and downward to the site.

6. It is understood that all phases of the proposed project shall comply with all ordinances of the City of Hampton.

7. Foxcroft acknowledges that further lawful conditions and restrictions may be required in accordance with City Code, City Zoning Ordinances and all applicable codes and regulations, by the City during detailed administrative and site plan reviews. Foxcroft further acknowledges that the City Code and City Zoning Ordinances shall control if more restrictive than the proffered conditions.

8. All references hereinabove to zoning districts and to regulations applicable thereto, refer to the City Zoning Ordinance of the City of Hampton, in force as of the date the conditional rezoning amendment is approved by the City.

9. Foxcroft covenants and agrees that (1) the Zoning Administrator of the City of Hampton, Virginia, shall be vested with all necessary authority on behalf of the governing body of the City of Hampton, Virginia, to administer and enforce the foregoing conditions and restrictions specified in this Agreement, including (i) the ordering in writing of the remedying of any noncompliance with such conditions, and (ii) the bringing of legal action or suit to ensure compliance with such conditions, including mandatory or prohibitory injunction, abatement, damages or other appropriate action, suit or proceedings; (2) the failure to meet all conditions shall constitute cause to deny the issuance of any of the required building or occupancy permits as may be appropriate; and (3) the Zoning Map shall show by an appropriate symbol on the Map the existence of conditions attaching to the zoning of the subject Property on the Map and that the ordinance and conditions may be made readily available and accessible for public inspection in the office of the Zoning Administrator and in the Planning Department and that this Agreement shall be recorded in the Clerk's Office of the Circuit Court of the City of Hampton, Virginia and indexed in the names of Foxcroft and the City.

WITNESS the following signature and seal:

GRANTOR:
FOXCROFT, L.P., a Virginia limited partnership
By: Kellmair, Inc., a Virginia corporation,
its General Partner

By: _____
John B. Mair, Vice President

COMMONWEALTH OF VIRGINIA
CITY/COUNTY OF Norfolk, to wit:

The foregoing instrument was acknowledged before me this 22nd day of January, 2014, by John B. Mair, Vice President of Kellmair, Inc., a Virginia corporation and General Partner of Foxcroft, L.P., a Virginia limited partnership, for and on behalf of the corporation and partnership, respectively. The said John B. Mair ☐ is personally known to me or ☒ has produced satisfactory evidence of identity.

Emily R. Ostrom
Notary Public

My Commission expires: 11/30/2017
[Affix Notarial Stamp]

EMILY ROBIN OSTROM
NOTARY PUBLIC 7546679
COMMONWEALTH OF VIRGINIA

MY COMMISSION EXPIRES NOVEMBER 30, 2017

Exhibit A

Legal Description: LRSN 8003549

All that certain lot, piece or parcel of land, located in the City of Hampton, Virginia, containing 14.3768 acres, more or less, and shown and designated as "PARCEL 1-A" on that certain plat entitled "BOUNDARY LINE VACATION PLAT, PARCELS 1 AND 2, PROPERTY OF FOXCROFT, L.P., HAMPTON, VIRGINIA", dated July 25, 2013, and made by Alfonso & Associates, Inc., Surveying & Land Development Planning, recorded in the Clerk's Office of the Circuit Court for the City of Hampton, Virginia in Misc. Plat Book 4, page 47, to which said plat reference is here made.

Exhibit B

Foxcroft, L.P. – Kensington Square Apartments Elevation

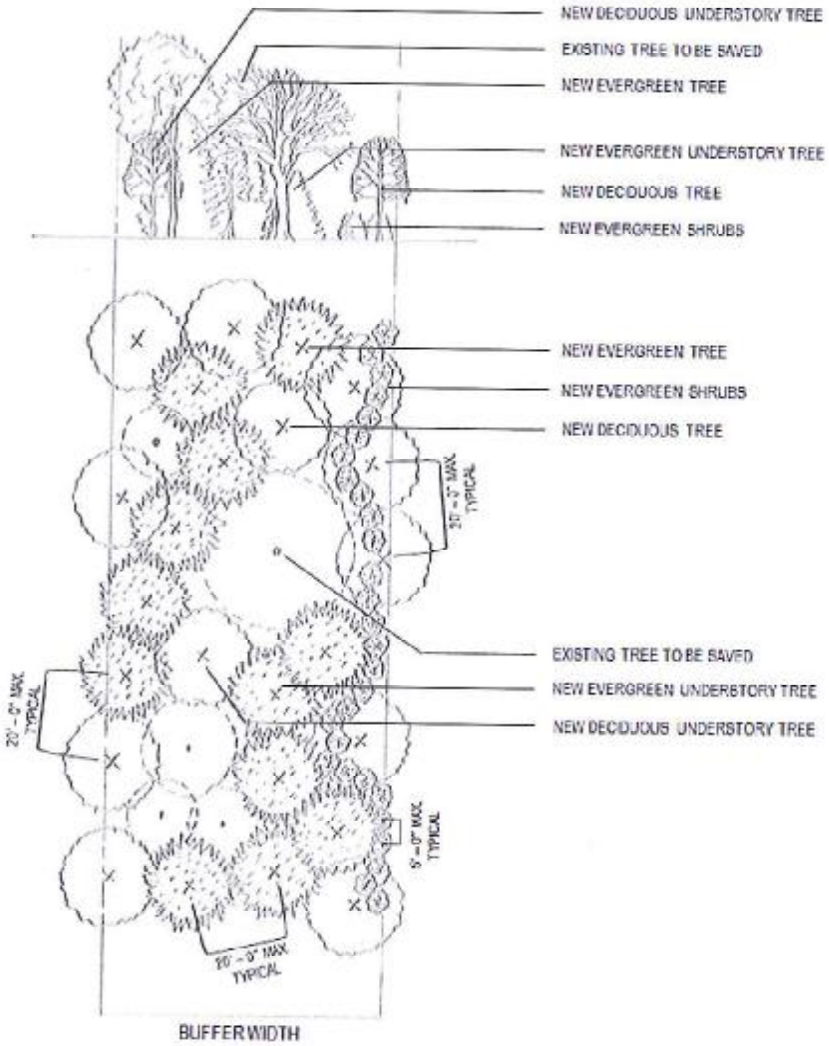
Exhibit C

Foxcroft, L.P. – Kensington Square Apartments Elevation

Exhibit D

Foxcroft, L.P. – Kensington Square Apartments Elevation

Exhibit E


NEW DECIDUOUS UNDERSTORY TREE
EXISTING TREE TO BE SAVED
NEW EVERGREEN TREE
NEW EVERGREEN UNDERSTORY TREE
NEW DECIDUOUS TREE
NEW EVERGREEN SHRUBS
NEW EVERGREEN TREE
NEW EVERGREEN SHRUBS
NEW DECIDUOUS TREE
35' - 0" MAX TYPICAL
EXISTING TREE TO BE SAVED
NEW EVERGREEN UNDERSTORY TREE
NEW DECIDUOUS UNDERSTORY TREE
20' - 0" MAX TYPICAL
5' - 0" MAX TYPICAL
20' - 0" MAX TYPICAL
BUFFER WIDTH

AT A PUBLIC HEARING IN A REGULAR MEETING OF THE HAMPTON PLANNING COMMISSION HELD IN THE COUNCIL CHAMBERS, CITY HALL, HAMPTON, VIRGINIA, ON THURSDAY, MARCH 6, 2014 AT 3:30 P.M.

WHEREAS: the Hampton Planning Commission has before it this day a proposal by Foxcroft, L.P. to rezone 14.38± acres located at 59 Stapleford Way [LRSN 8003549] from One-Family Residence (R-11) District to Multiple Dwelling (MD-2) District with proffered conditions to construct additional townhouse style apartments;

WHEREAS: the property is currently zoned One-Family Residence (R-11) District. In 1970, the Hampton Zoning Ordinance permitted multi-family uses within single family zoning districts subject to approval of a use permit. The City Council approved a use permit for the existing Kensington Square Apartments in 1970;

WHEREAS: approval of this application would permit construction of approximately 42 additional townhouse style apartment units and accessory features—including parking spaces, landscaping, and lighting—to be located on the undeveloped portion of land at the existing Kensington Square Apartment Complex, which currently contains a mixture of 184 garden and townhouse style apartments;

WHEREAS: the Hampton Community Plan (2006, as amended) recommends low density residential for the undeveloped portion of the existing apartment complex and high density residential land uses for the remaining property. Although the undeveloped portion is recommended for low density residential uses, it could not be effectively developed as such due to its irregular shape and lack of access from any other location except the entrance from the existing apartment complex. The proposal is consistent with the recommendations of the Hampton Community Plan (2006, as amended) by providing a mix of high quality housing types that are compatible with surrounding neighborhoods;

WHEREAS: there are nine (9) proffered conditions attached to this rezoning that, among other things, limit the site to multi-family uses, require architectural standards to preserve the existing character of the surrounding neighborhoods, require a 20-foot landscaped buffer design with a privacy fence, and include other standard conditions ensuring quality development if approved by City Council;

NOW, THEREFORE, on a motion by Commissioner Carlton Campbell and seconded by, Commissioner Gregory Williams;

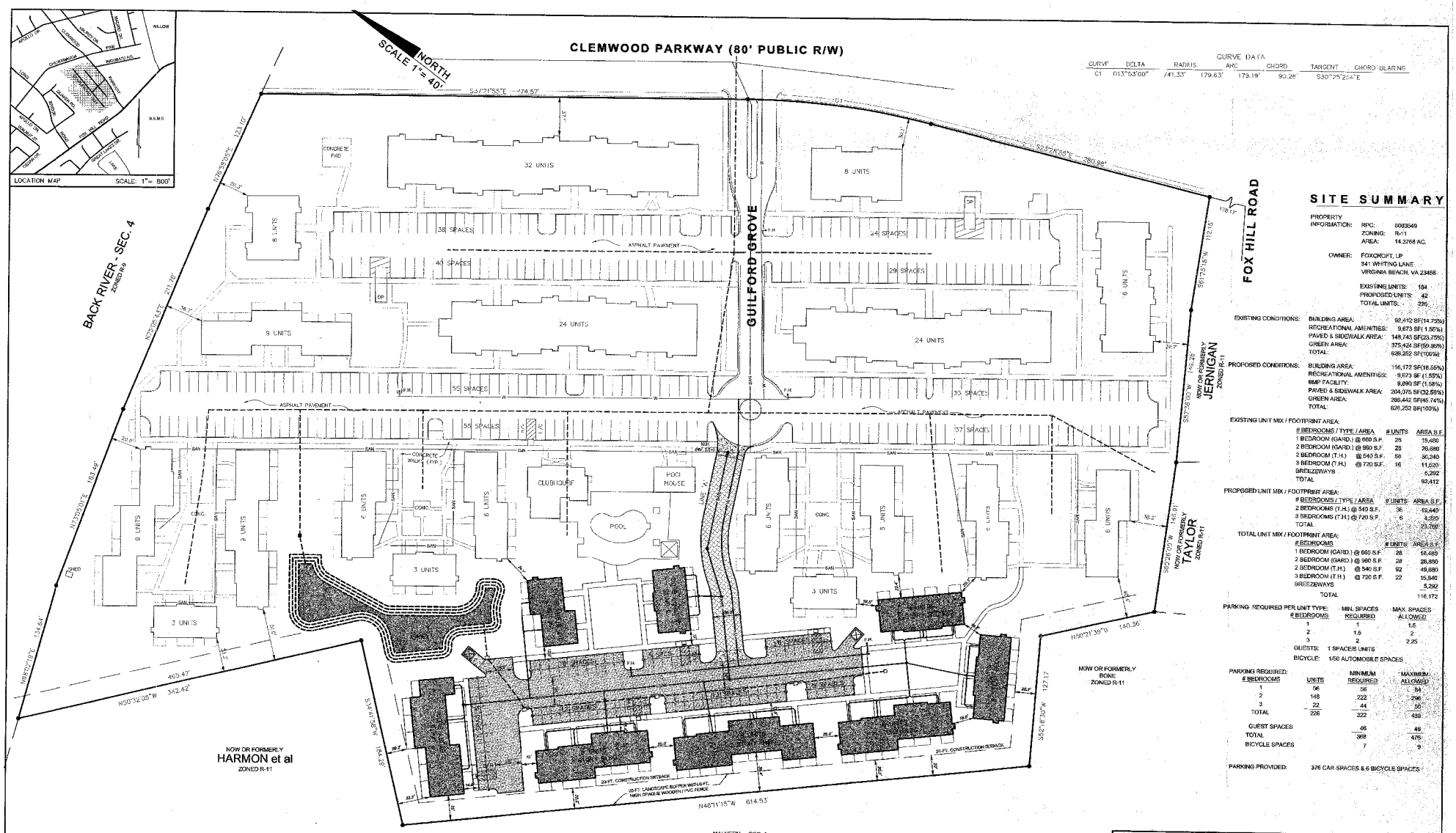
BE IT RESOLVED that the Hampton Planning Commission approves Rezoning Application No. 1312-2013 with nine (9) conditions.

A roll call vote on the motion resulted as follows:

AYES:	Williams, Campbell, LaRue
NAYS:	Southall
ABST:	None
ABSENT:	McCloud, Snead, Bunting

A COPY; TESTE:

Terry P. O'Neill
Secretary to Commission



SITE SUMMARY

PROPERTY INFORMATION:
RPC: 8003549
ZONING: R-11
AREA: 14.3768 AC.

OWNER: FOXCROFT, LP
341 WHITING LANE
VIRGINIA BEACH, VA 23468

EXISTING UNITS: 184
PROPOSED UNITS: 42
TOTAL UNITS: 226

EXISTING CONDITIONS:
BUILDING AREA: 92,412 SF(14.72%)
RECREATIONAL AMENITIES: 9,673 SF(1.50%)
PAVED & SIDEWALK AREA: 148,743 SF(23.75%)
GREEN AREA: 375,424 SF(59.96%)
TOTAL: 626,252 SF(100%)

PROPOSED CONDITIONS:
BUILDING AREA: 116,172 SF(18.55%)
RECREATIONAL AMENITIES: 9,673 SF (1.55%)
BMP FACILITY: 9,893 SF (1.58%)
PAVED & SIDEWALK AREA: 204,075 SF(32.59%)
GREEN AREA: 286,442 SF(45.74%)
TOTAL: 626,252 SF(100%)

EXISTING UNIT MIX / FOOTPRINT AREA:

# BEDROOMS / TYPE / AREA	# UNITS	AREA S.F.
1 BEDROOM (GARD.) @ 660 S.F.	28	18,480
2 BEDROOM (GARD.) @ 960 S.F.	28	26,880
2 BEDROOM (T.H.) @ 540 S.F.	56	30,240
3 BEDROOM (T.H.) @ 720 S.F.	16	11,520
BREEZEWAYS		5,292
TOTAL		92,412

PROPOSED UNIT MIX / FOOTPRINT AREA:

# BEDROOMS / TYPE / AREA	# UNITS	AREA S.F.
2 BEDROOMS (T.H.) @ 540 S.F.	36	19,440
3 BEDROOMS (T.H.) @ 720 S.F.	6	4,320
TOTAL		23,760

TOTAL UNIT MIX / FOOTPRINT AREA:

# BEDROOMS	# UNITS	AREA S.F.
1 BEDROOM (GARD.) @ 660 S.F.	28	18,480
2 BEDROOM (GARD.) @ 960 S.F.	28	26,880
2 BEDROOM (T.H.) @ 540 S.F.	92	49,680
3 BEDROOM (T.H.) @ 720 S.F.	22	15,840
BREEZEWAYS		5,292
TOTAL		116,172

PARKING REQUIRED PER UNIT TYPE:

# BEDROOMS	MIN. SPACES REQUIRED	MAX. SPACES ALLOWED
1	1	1.5
2	1.5	2
3	2	2.25

GUESTS: 1 SPACE/5 UNITS
BICYCLE: 1/50 AUTOMOBILE SPACES

PARKING REQUIRED:

# BEDROOMS	UNITS	MINIMUM REQUIRED	MAXIMUM ALLOWED
1	56	56	84
2	148	222	296
3	22	44	50
TOTAL	226	322	430
GUEST SPACES		46	46
TOTAL		368	476
BICYCLE SPACES		7	9

PARKING PROVIDED: 376 CAR SPACES & 6 BICYCLE SPACES

NOTES:

PER CITY OF HAMPTON REGULATIONS ALL EXISTING INTERIOR PROPERTY LINES SHALL BE VACATED PRIOR TO FILING A SITE PLAN FOR REVIEW AND APPROVAL.

EXISTING IMPROVEMENTS AS DEPICTED ON LAND TITLE SURVEY PLAT DATED NOVEMVER 26, 2012, PROVIDED BY OWNER.

SANITARY SEWER ADDITIONAL FLOW CALCULATIONS PER R.T.S.
[43 UNITS x (810 GPD/UNIT)] / (24 Hrs. x 60 Min.) = 0.257 GPM - AVERAGE FLOW
0.2264 GPM x 2.5 = 23.142 GPM - PEAK FLOW

ALFONSO & ASSOCIATES, INC.
Surveying & Land Development Planning
733 THIMBLE SHOALS BLVD.
SUITE 3A
NEWPORT NEWS, VA 23606
757 873 5785

CONCEPTUAL SITE PLAN

RECEIVED
PLANNING DEPT.

BUILDING & PARKING ADDITION
AT KENSINGTON SQUARE
HAMPTON - VIRGINIA

DESIGNED BY:	JOB No. 13-04-11066	F.B.	PG.
DRAWN BY: JJA/HPQ	DATE: JANUARY 21, 2014	C:\F_Disk 2\Jobs-Misc\Kensington\CP	
APPROVED BY:	SCALE: 1" = 40'	SHEET 1 OF 1	

STAFF EVALUATION

To: City Council	Prepared By:	Tolu Ibikunle	728-5237
		Donald Whipple, AICP	728-5235
	Reviewed By:	Keith Cannady, AICP	728-5239
		Sharon McSmith, CAP	728-5240

Case No.: Rezoning Application No. 1312-2013 Date: April 9, 2014

General Information

Applicant Agent	Lawrence G. Cumming, Kaufman & Canoles, P.C.
Applicant/Property Owner	Foxcroft, L.P.
Site Location	Existing Kensington Square Apartments and the undeveloped portion located at 57 Stapleford Way (LRSN 8003549).
Requested Action	To rezone 14.38 ± acres located at 59 Stapleford Way (LRSN 8003549) from One-Family Residence (R-11) District to Multiple Dwelling (MD-2) District with conditions, to bring the existing Kensington Square Apartments development into conformance with the City of Hampton Zoning Ordinance and to permit the construction of additional multi-family residential dwellings.
Description of Proposal	*The purpose of this proposal is two-fold:* 1) To bring the existing Kensington Square Apartments into conformance with the City of Hampton Zoning Ordinance by rezoning it from One-Family Residence (R-11) District to Multiple Dwelling (MD-2) District. 2) To develop additional townhomes on the undeveloped portion of

land.

Proposed number of apartment buildings:
Preliminary review of the conceptual site plan provided indicates the applicants will be able to construct up to eight additional apartment buildings. Proffered conditions require that the additional buildings be consistent with the exterior of Kensington Square Apartments architectural character and townhouse-style.

Proposed number of units:
The proposed apartment buildings would consist of approximately 42 new units, with 36 two bedroom units, and six three bedroom units, subject to site plan review and approval. The two bedroom units would be approximately 1,080 square feet, with the three bedroom units totaling approximately 1,440 square feet.

Proposed paved & sidewalk area:
The proposed paved and sidewalk area will total approximately 204, 075 square feet to accommodate pedestrian access to the proposed buildings, meet the drive aisle requirements per the Fire Marshal's safety standards, and parking requirements for the Multiple Dwelling (MD-2) District.

Proposed Stormwater Best Management Practice (BMP):
The stormwater BMP will cover approximately 9,890 square feet and would be constructed on the site to meet stormwater regulations and will be subject to site plan review and approval.

Proposed green (or landscape) area:
The green area would be approximately 286,442 square feet to meet the green area requirement per the Hampton Zoning Ordinance for the Multiple Dwelling (MD-2) District.

Existing Land Use

The property is used for an apartment complex called Kensington Square Apartments, with a mixture of garden style and townhome style apartments. A portion of the property is undeveloped.

The existing unit count at the apartment complex includes:

#Bedrooms	Unit Type/Style	Unit Count	Square Ft.
1	Garden	28 x 2=56	660
2	Garden	28 x 2=56	960
2	Townhome	56	1,080
3	Townhome	16	1,440
Total Existing Unit Count		184	

Zoning

The property is zoned One-Family Residence (R-11) District. In this zone, the buildable lot requirement is 9,000 square feet per lot to accommodate one house. In the requested zone, Multiple Dwelling (MD-2) District, the maximum residential development density is 16 units per buildable acre.

Surrounding Land Use and Zoning

North: R-9 , One-Family Residence District (Booker Elementary School and houses), R-11, One Family Residence District (houses)
South: R-11, One Family Residence District (houses)
East: R-11, One Family Residence District (houses), MD-2 (RZ 1169) (Foxcroft Apartments - 263 Clemwood Parkway), R-13 One Family Residence District (Syms Middle School), C-1 Neighborhood Commercial District (Willow Oaks Shopping Center)

West: R-11 One Family Residence District (houses)

Surrounding Land Use and Zoning Map:

Public Policy

The Hampton Community Plan (2006, as amended) includes the following policy recommendations pertinent to this case:

City-Wide Policies
LU-CD Policy 3: Encourage and maintain a diverse mix of housing types and values.

LU-CD Policy 4: Evaluate land use proposals from a regional, city-wide, and neighborhood perspective.

LU-CD Policy 7: Safeguard the integrity of existing residential neighborhoods.

LU-CD Policy 11: Promote high quality design and site planning that is compatible with surrounding development.

LU-CD Policy 29: Encourage high quality new developments that are compatible with surrounding neighborhoods.

Housing and Neighborhood Policies
HN Policy 4: Support zoning requirements and other strategies that allow for increased housing mix and density in appropriate locations.

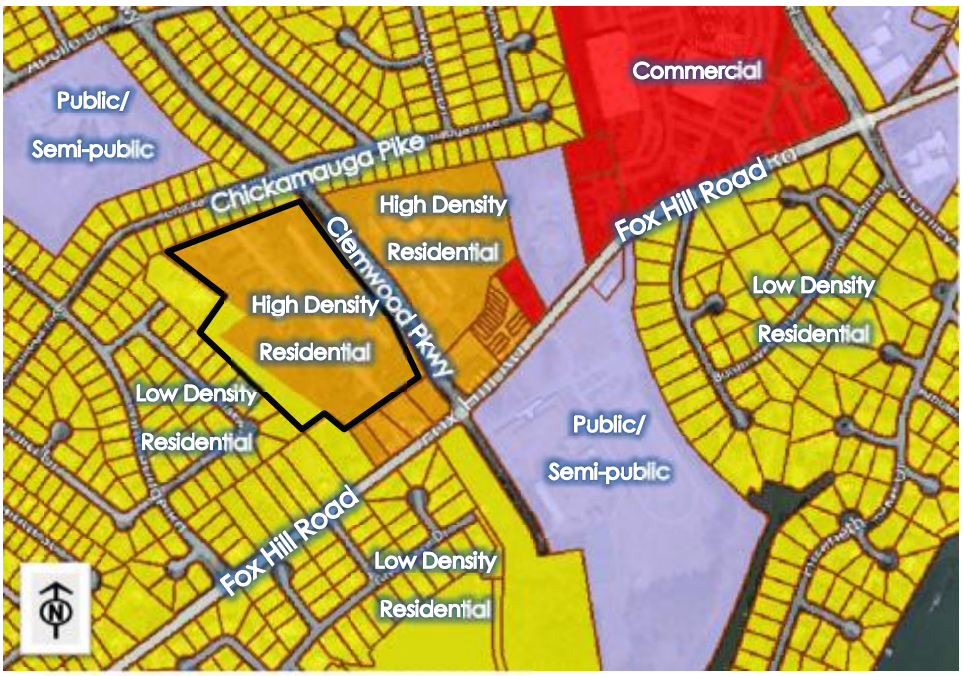
The Hampton Community Plan (2006, as amended) designates Fox Hill Road, the main road for which Kensington Square Apartments align, as a residential corridor with commercial nodes. The land use policy in support of this designation includes:

Corridor Policy:
LU-CD Policy 36: Protect adjacent neighborhoods and promote

compatible land uses within the city's residential corridors. Compatible uses include: low, medium, and high density residential, and public/semi-public uses such as churches, schools, and community centers.

Future Land Use:
The property is classified as High Density Residential with the undeveloped portion designated as Low Density Residential. The High Density Residential category encourages large scale multi-family apartment and condominium developments. The recommended density in the Hampton Community Plan (2006, as amended) is 15 or more units per acre. This proposal as submitted for preliminary site plan review includes approximately 15.71 units per acre, thus achieving the recommended density. The recommended density for the Low Density Residential category is 3.5 units to less than 9 units per acre.

Future Land Use Map:



Zoning History

In December 1970, City Council approved Use Permit Application No. 225 to allow the construction of multi-family dwellings in the One Family Residence (R-11) District, which led to the development of Foxcroft Apartments located at 263 Clemwood Parkway and Kensington Square Apartments located at 59 Stapleford Way (both operated under the same use permit).

The Hampton Zoning Ordinance no longer permits multi-family uses in single family districts with a use permit; therefore, the apartment complex is considered a legal non-conforming use. In order to expand the complex today, the property must be rezoned to the appropriate multiple dwelling district.

In 2003, City Council approved Rezoning Application No. 1169 for Foxcroft Apartments at 263 Clemwood Parkway, which is located across Clemwood Parkway from Kensington Apartments. The approval rezoned the property from R-11 to MD-2 and allowed for the construction of 16 new units.

Conditions

Please see attached application for proffered conditions

Parking

The Hampton Zoning Ordinance Multiple Dwelling (MD-2) District parking space requirements include the following:

#Bedrooms	Units	Minimum Required	Maximum Required
1	56	56	84
2	148	222	296
3	22	44	50
Total	226	322	430
Guest Spaces		46	46
Total		368	476
Motorcycle Spaces		7	9

Total Provided Parking *(if approved)*	Total Existing Car Spaces	Total Proposed Car Spaces	Total Proposed Bicycle Spaces
376	314	62	6

Traffic Impacts

Access to the proposed site would be from Clemwood Parkway, turning onto Guildford Grove, a private street located within the apartment complex. Guilford Grove would be extended to provide access to the proposed development.

A City of Hampton Traffic Engineer determined that this proposal would have minimal traffic impact and would not necessitate traffic improvements.

Schools

Booker Elementary School is located north of the subject property and Syms Middle School is located southeast from the proposed site.

Environmental

The applicant has noted that upon approval of their application they will be required to comply with the City's stormwater management ordinance to address water quality and water quantity related to the new development of this site.

Community Meeting

The applicant presented the proposed development plan at a community meeting on Tuesday, November 19, 2013 at Sentara Careplex, Hampton. Out of 147 notices sent regarding the community meeting, approximately 25 individuals from the community attended the meeting. Topics discussed included: the impact additional housing would have on the increase in student population at public schools, the potential for second floor balconies and the ability for a resident to see into adjacent homes from a upper-level balcony, the perception that the undeveloped portion of Kensington Square Apartments would never be developed, and a landscaped buffer between the adjacent neighborhood at the western edge of the undeveloped portion of land.

Analysis

Rezoning Application No. 1312-2013 is a request to rezone 14.38 ± acres located at 59 Stapleford Way (LRSN 8003549) from One-Family Residence (R-11) District to Multiple Dwelling (MD-2) District with nine conditions, four of them being standard rezoning conditions. The purpose of this proposal is to bring the existing Kensington Square Apartments development into conformance with the Hampton Zoning Ordinance and to permit the construction of multi-family residential dwellings.

In December 1970, City Council approved Use Permit Application No. 225 to allow the construction of multi-family dwellings in the One Family Residence (R-11) District, which led to the development of Kensington Square Apartments at 59 Stapleford Way. The Hampton Zoning Ordinance no longer permits multi-family uses in single family districts. A property must be rezoned to a multiple dwelling district. The applicant is requesting the Multiple Dwelling (MD-2) District because it permits an apartment complex with a maximum density of 16 units per buildable acre. Preliminary site plan review of this proposal has approximately 15.71 units per acre, thus meeting the allowable density.

Staff is recommending APPROVAL of Rezoning Application No. 1312-2013 due to the following:

1. The rezoning of the subject parcel (59 Stapleford Way) from One-Family Residence (R-11) District to Multiple Dwelling (MD-2) District is supported by the Hampton Community Plan (2006, as amended).

One of the policies in the Hampton Community Plan recommends evaluating land use proposals from a regional, city-wide, and neighborhood perspective. City-wide, the Future Land Use Plan increases the percentage of land recommended to be appropriate for residential uses to 50% of the city's land area, which is equivalent to 14,700 acres. This land use policy promotes Healthy Neighborhoods and Economic Sustainability by providing for a wider variety of housing types and densities (pg. LU-15). To date, there is a limited mix of housing choices in Hampton when considering factors such as: housing value, age, and size. This affects the ability of a diverse group of residents to find housing within the city. Hampton's housing mix is dominated by aging units, with many units built prior to the 1980's. Growing demand in the regional market for a variety of housing options will support a more diverse mix of housing types within the city (HN-16). Land Use and Community Design policies recommend encouraging a diverse mix of housing types and values that are built to the highest quality. Housing and Neighborhoods policies recommend supporting zoning requirements and other strategies that allow for increased housing mix and density in appropriate locations.

The undeveloped portion of site used to be a separate parcel which is in common ownership by the applicant. The applicant has recently combined the two parcels into one. Although the land use plan recommends the undeveloped portion of the site as low density residential, this area could not be effectively developed as low density residential due to its irregular shape and lack of access. Its adjacency to undeveloped land on the existing apartment development, along with access to Clemwood Parkway and existing utilities, affords a more appropriate opportunity to expand the existing multi-family development.

2. The applicant has proffered 9 conditions to mitigate any potential impacts of the development on surrounding properties and to achieve high quality development.

Additional Community Plan policies, promote safe guarding the integrity of existing residential neighborhoods, high quality design and site planning that is compatible with surrounding development. The applicant has submitted a proposed layout and proffered elevations that integrate the proposed development into the existing development with a courtyard layout and Tudor- style architecture (e.g. stucco and brick exteriors with wood accents and trim which is consistent with the existing townhouse style apartments). Staff believes this consistency in design

with existing units and the use of high quality building materials will achieve high quality design, which will be beneficial to the overall development as well as the surrounding land uses.

In addition, the applicant has proffered a very detailed landscape buffer design that incorporates existing and new plantings (i.e. evergreen and deciduous trees and shrubs of varying heights and widths) in conjunction with a six foot privacy fence – to achieve proper screening between the proposed townhomes and the adjacent neighborhood. The conceptual site plan reflects the 20'wide landscape buffer along the new development, adjacent to existing single-family residences to the south, west, and north. In addition, full cut-off lighting fixtures (both building and site) that are directed downward and inward to the site are proffered to prevent light spill over and glare to adjacent properties. Staff believes the landscape buffer and lighting proffers will be most effective in mitigating perceived off site impacts.

3. The rezoning proposal will bring the existing Kensington Square Apartments development into conformance with the Hampton Zoning Ordinance.

Based on the preceding statements regarding consistency with the land use recommendations of the Hampton Community Plan (2006, as amended) and the proffered conditions to ensure a quality development while mitigating potential impacts, staff is recommending approval of Rezoning Application No. 1312-2013.

Planning Commission recommends approval of Rezoning Application No. 1312-2013.

City of Hampton, VA

Agenda Review

File Number: 14-0212

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0212** Request Number: **R-2014-00231**

File Type: **Rezoning Application** Department: **Planning**

Introduced: **5/14/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Received By Clerk's Office**

Created By: **Alison Alexander** Phone:

Requestor: Phone:

Presenter: **Alison Alexander, City Planner** Phone: **728.5238**

Title: **Rezoning Application No. 14-00001: by Jonathan L. Yates to rezone 13.9± acres from R-15 [One-Family Residential District] with proffers to R-11 [One-Family Residential District] without proffers to facilitate the construction of a new communications tower by Beacon Towers.**

Action Requested: **Approve Rezoning Application No. 14-00001**

Estimated Time: **10 minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments: Staff Report
Application
Presentation
Statement of No Proffers
PC Resolution
Past rezoning information
Past rezoning information

Date	Acting Body	Action
5/6/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

Rezoning 57 Tide Mill Lane from R-15 [One-Family Residential District] with proffers to R-11 [One-Family Residential District] without proffers, in conjunction with the approval of a use permit, will facilitate the construction of a communications tower by Beacon Towers. Proffers attached to the property currently prohibit the construction of a tower, thereby necessitating a rezoning. This application is being brought forward in conjunction with use permit application UP14-00001, to permit an existing tree farm, and use permit application UP14-00002, to allow for the construction of a new communications tower.

The property is the subject of a complex zoning history, which began with an owner initiated rezoning in March of 1986, by which City Council approved the rezoning of 57 Tide Mill from R-11 [One Family Residence District] to R-R [Residential Rural District]. In 1988, the property was part of a City initiated comprehensive rezoning to R-S [Residential Suburban District], and in 1995, R-S [Residential Suburban District], was renamed R-15 [One Family Residence District]. At this time, the applicant is requesting to return to the R-11 [One Family Residence] zoning district.

R-11 [One Family Residence District] would be in keeping with the zoning district of surrounding properties, and it would allow for the construction of a communications tower with the approval of a use permit, as well as allow the property owner to bring his existing tree farm into conformance with the current zoning ordinance with the approval of a use permit.

The application does not contain any proffered conditions. Uses proposed by the applicant in addition to the residential use - communications tower and tree farm - will require a use permit, and those uses will be governed by conditions attached to the permits. This rezoning, and the use of the property the rezoning would allow, is supported by policies in the Hampton Community Plan (2006, as amended). Rezoning to R-11 safeguards the integrity of the existing neighborhood and residential development while nurturing the owner's small tree farm business. Should Rezoning Application No. 14-00001 be denied, the property owner would maintain the right to the existing tree farm, as permitted by the current proffers.

The proposed rezoning is consistent with the City's goals and policies, as outlined in the Hampton Community Plan (2006, as amended).

Planning Commission recommends approval of this item.

STAFF EVALUATION

To: Planning Commission	**Prepared By**:	Alison Alexander	728-5238
	Reviewed By:	Keith Cannady, AICP	728-5239
		Sharon McSmith, CAP	728-5240

Case No.: Rezoning Application No. 14-00001 **Date:** 4/03/2013

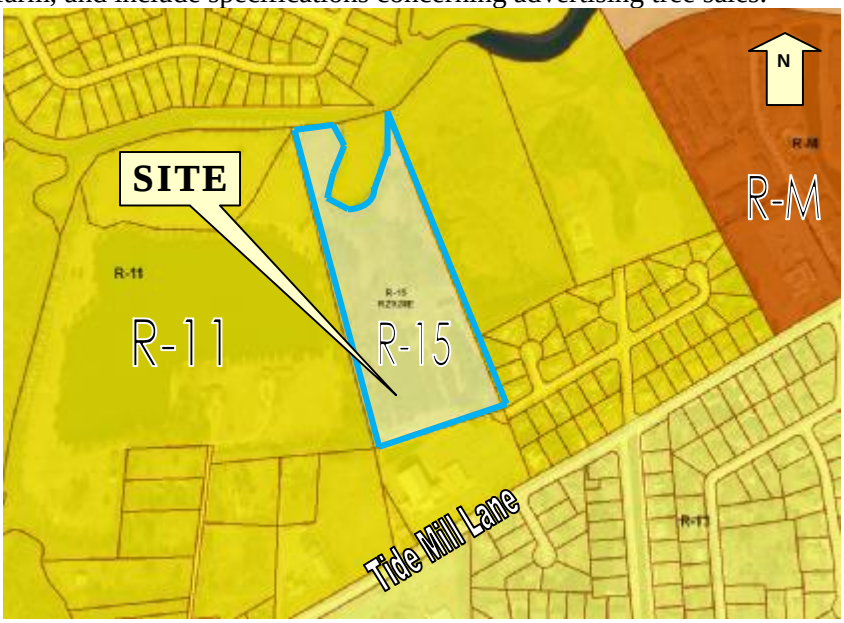
General Information

Applicant	Jonathan L. Yates
Property Owner	Reginald & Deanna Edwards
Location	57 Tide Mill Lane [LRSN 7001624]

Requested Action	Rezone 57 Tide Mill Lane [LRSN 7001624] from R-15 [One-Family Residential District] with proffers to R-11 [One-Family Residential District] without proffers to facilitate the construction of a communications tower by Beacon Towers.
Description of Proposal	Rezone from R-15 [One-Family Residential District] with proffers to R-11 [One-Family Residential District] without proffers to facilitate the construction of a communications tower by Beacon Towers. Proffers attached to the property currently prohibit the construction of a communications tower, thereby necessitating a rezoning. This application is being brought forward in conjunction with use permit application UP14-00001, to permit an existing tree farm, and use permit application UP14-00002, to allow for the construction of a new communications tower.
Existing Land Use	Single Family Residence & Tree Farm

Existing Zoning

The site is currently zoned R-15 [One-Family Residential District] with proffers, which limit uses to residential development and the existing tree farm, and include specifications concerning advertising tree sales.



As displayed below, the property also falls into SPI-CBPD [Special Public Interest – Chesapeake Bay Preservation District] due the presence of tidal wetlands. Wetlands are indicated by the white and blue shading, whereas the yellow area has been designated a resource protection area and the green area has been designated a resource management area.

Zoning History

57 Tide Mill Lane is the subject of a complex zoning history. Until 1986, the property was zoned R-11 [One Family Residence District]. In March of 1986, at the request of the property owners, Reginald and Deanna Edwards, the property was rezoned to R-R [Residential Rural District] in order to allow for a tree farm. Rezoning Case RZ858 was subject to the attached proffers:

1. the use of the property shall be limited to a tree farm operation and any single-family residential development which meets or exceeds R-11 standards; and
2. no commercial advertising, relating to retail sales upon the premises, shall be permitted except from November 15 to January 1 of each year to promote the sale of Christmas trees.

As part of a comprehensive rezoning effort to eliminate the R-R [Residential Rural] zoning district, the property was rezoned from R-R [Residential Rural] to R-S [Residential Suburban] in 1988 as Rezoning Case RZ928E. The attached proffers remained.

In 1995, the R-S [Residential Suburban] zoning district zoning ordinance text was amended. The amendment included renaming the R-S [Residential Suburban] district to R-15 [One Family Residence] and amending some of the uses and standards in the R-15 [One Family Residence] district. The change of uses is noteworthy as the by-right use of the property as a tree farm was eliminated, thereby requiring a use permit to establish a tree farm, which was already established at 57 Tide Mill Lane.

57 Tide Mill Lane must undergo a rezoning to remove the proffers attached during RZ858 in order to facilitate the construction of communications tower.

TIMELINE
1986: Owner requested RZ858 from R-11 to R-R for tree farm.

1988: Comprehensive RZ928E from R-R to R-S

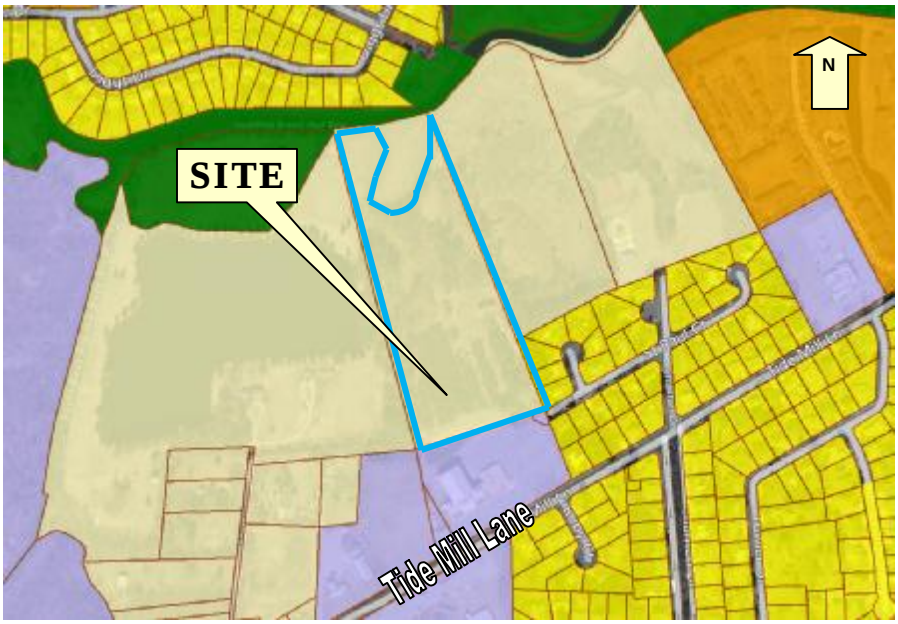
1995: R-S district was renamed to R-15 – minimal changes to standards & uses.

2014: RZ14-00001 to R-11 to remove proffers and facilitate construction of communications tower [in conjunction with UP14-00001 for continuation of tree farm operation and UP14-00002 to allow for communications tower]

Surrounding Land Use and Zoning

North: R-11 (One-Family Residential) - Residential
South: R-11 (One-Family Residential) – Religious Facility & Residential
East: R-11 (One-Family Residential) – Residential & Vacant Land
West: R-11 (One-Family Residential) - Residential

Public Policy



The Hampton Community Plan (2006, as amended) recommends Rural Density Residential for this property. A mix of Rural Density Residential, Low Density Residential, and Public/Semi-Public Residential is recommended for surrounding properties.

Land use policies related to this request are listed below:

LU-CD Policy 4: Evaluate land use proposals from a regional, city-wide, and neighborhood perspective. [pg. LU-16]

LU-CD 7: Safeguard the integrity of existing residential neighborhoods. [pg. LU-17]

CF-45: Encourage location of new communication towers in preferred sites through implementation of standards and procedures to be incorporated into the Zoning Ordinance. (pg. CF-33)

ED-5: Nurture small and start-up businesses. [pg. ED-23]

Community Meeting

A community meeting was held on October 1, 2013 at the Paul Burbank Elementary School to explore locating a communications tower on the school property at 40 Tide Mill Lane. The community was vehemently opposed the school site, but at that time expressed a willingness to explore locating a tower at 57 Tide Mill Lane. The applicant has worked with representatives of the Riverdale Civic Association and has scheduled an additional community meeting for April 2, 2014.

Analysis

Rezoning Application No. 14-00001 is a request to rezone 13.9± acres located at 57 Tide Mill Lane [LRSN 7001624] from R-15 [One Family Residence District] with proffers to R-11 [One Family Residence District] without proffers. The intention of this request is to remove proffers from a 1986

rezoning to allow for the construction of a new communications tower on the site. This request is in keeping both with the policies and goals of the comprehensive plan and with the current zoning of neighboring parcels.

In March of 1986, City Council approved the rezoning of 57 Tide Mill from R-11 [One Family Residence District] to R-R [Residential Rural District]. At this time, the applicant is requesting to return to R-11 [One Family Residence District] zoning.

R-11 [One Family Residence District] would be in keeping with the zoning districts of surrounding properties, and it would allow for the construction of a communications tower with the approval of a use permit, as well as allow the property owner to bring his existing tree farm into conformance with the current zoning ordinance by obtaining a use permit.

The application does not contain any proffered conditions. Uses in addition to the residential use - communications tower and tree farm - will require a use permit, and those uses will be governed by conditions attached to the permits. This rezoning, and the subsequent use of the property, is supported by policies in the Hampton Community Plan (2006, as amended). Rezoning to R-11 safeguards the integrity of the existing neighborhood and residential development while nurturing the owner's small tree farm business and removing proffers to allow the applicant to seek a use permit for a communications tower. Should Rezoning Application No. 14-00001 be denied, the property owner would maintain the right to the existing tree farm, as permitted by the current proffers.

The proposed rezoning is consistent with the City's goals and policies, as outlined in the Hampton Community Plan (2006, as amended).

Staff recommends approval of Rezoning Application No. 14-00001 with no proffered conditions.

Application for
Rezoning

OFFICE USE ONLY
Date Received:

RECEIVED

PLANNING DEPT.

Case Number: RZ 14 - 00001

Complete this application in its entirety and submit pages 4 and 5 along with the required materials (including any required supplements) as listed on page 2 to the address below:

City of Hampton
Community Development Department, Planning Division
22 Lincoln Street, 5th Floor
Hampton, Virginia 23669

1. PROPERTY INFORMATION

Address or Location 57 Tide mill Lane

LRSN 7001624 Current Zoning District R-15 Proposed Zoning District R-11

Current Land Use Tree Farm / Residential

Proposed Land Use Nursery / Tree Farm and communications tower

The proposed use will be in: ☐ an existing building ☐ a new addition ☐ a new building

2. PROPERTY OWNER INFORMATION (an individual or a legal entity may be listed as owner)

Owner's Name Reginald and Deanna Edwards

Address 57 Tide Mill Lane City Hampton State VA Zip 23666

Phone (843) 324-9731 Email —

3. APPLICANT INFORMATION (if different from owner)

Applicant's Name Jonathan L. Yates

Address 145 King St., Ste. 102 City Charleston State SC Zip 29401

Phone (843) 414-9754 Email JLY@hellmanyates.com

4. APPLICANT AGENT INFORMATION (if different from applicant)

Agent's Name _____

Address _____ City _____ State _____ Zip _____

Phone _____ Email _____

5. CERTIFICATION FOR LEGAL ENTITY PROPERTY OWNERS

*Complete this section only if the property owner is **not** an individual but rather a legal entity such as a corporation, trust, LLC, partnership, diocese, etc. as specified in Step 2 above.*

"I hereby submit that I am legally authorized to execute this application on behalf of the fee-simple owner of this property. I have read this application and it is submitted with my full knowledge and consent. I authorize city staff and representatives to have access to this property for inspection. The information contained in this application is accurate and correct to the best of my knowledge."

Name(s), title(s), signature(s), and date(s) of authorized representative(s) of the legal entity (attach additional page if necessary):

Name of Legal Entity _____

Signed by:

Name (printed) _____, Its (title) _____

Signature _____ Date _____

Name (printed) _____, Its (title) _____

Signature _____ Date _____

Name (printed) _____, Its (title) _____

Signature _____ Date _____

6. CERTIFICATION FOR INDIVIDUAL PROPERTY OWNERS

Complete this section only if the property owner is an individual or individuals.

"I hereby submit that I am the fee-simple owner of this property. I have read this application and it is submitted with my full knowledge and consent. I authorize city staff and representatives to have access to this property for inspection. The information contained in this application is accurate and correct to the best of my knowledge."

Name(s), signature(s), and date(s) of owner(s) (attach additional page if necessary):

Name (printed) REGINALD C. EDWARDS

Signature Reginald C Edwards Date 1/22/19

Name (printed) DEANNA T. EDWARDS

Signature Deanna T. Edwards Date 1/22/19

OFFICE USE ONLY

☐ Application Form	☐ Narrative Statement	☐ Proffer Statement
☐ Application Fee	☐ Survey Plat	☐ Additional materials (if required)

HELLMAN YATES & TISDALE

ATTORNEYS AND COUNSELORS AT LAW

JONATHAN L. YATES
DIRECT VOICE 843 414-9754
JLY@HELLMANYATES.COM

HELLMAN YATES & TISDALE, PA
145 KING STREET, SUITE 102
CHARLESTON, SOUTH CAROLINA 29401
V 843 266-8069
F 843 266-9168

January 21, 2014

VIA FEDERAL EXPRESS

Alison Alexander
City of Hampton
Community Development Dept., Planning Division
22 Lincoln Street, 5th Floor
Hampton, VA 23669

Re: 57 Tide Mill Lane – Rezoning Application

Dear Alison:

Enclosed please find the application of Mr. Reginald Edwards for the rezoning of his property from R-15 to R-11. The proposed rezoning is for the property of Reginald and Deanna Edwards, which is located on 57 Tide Mill Lane, Hampton, VA 23666, and is designated as tax parcel number 07N002 00 00002.

While the Edwards property has had an interesting zoning history, the uses of the property have remained fairly static. Presently, Mr. Edwards lives on the property and raises Christmas trees, nursery stock, goats and chickens. Mr. Edwards would like to continue with all his present uses and, in addition, have a wireless telecommunications facility placed on his property. Neither the existing uses nor the proposed wireless telecommunications facility use will have any impact on adjacent properties, and they will not require any additional City services. In order to best achieve the continuation of the existing uses and the proposed wireless telecommunication facility use, we feel that a rezoning to R-11 would best accomplish these goals. We further feel that this rezoning request conforms to the 2006 Hampton Community Plan. In addition, no conditions are to be proffered.

Once you have reviewed the application, please let us know if you need anything else or have any questions. Thank you so much for all your help with this.

With warmest regards, I am

Yours very truly,

Jonathan L. Yates

JLY:edh
Enclosures

HELLMAN YATES & TISDALE

ATTORNEYS AND COUNSELORS AT LAW

JONATHAN L. YATES
DIRECT VOICE 843 414-9754
JLY@HELLMANYATES.COM

HELLMAN YATES & TISDALE, PA
145 KING STREET, SUITE 102
CHARLESTON, SOUTH CAROLINA 29401
V 843 266-9005
F 843 266-9100

January 21, 2014

VIA FEDERAL EXPRESS

Alison Alexander
City of Hampton
Community Development Dept., Planning Division
22 Lincoln Street, 5th Floor
Hampton, VA 23669

Re: 57 Tide Mill Lane – Rezoning Application – No Conditions Proffered

Dear Alison:

Regarding the proposed rezoning for the property of Reginald and Deanna Edwards, which is located on 57 Tide Mill Lane, Hampton, VA 23666, and is designated as tax parcel number 07N002 00 00002, please accept this statement that no conditions are to be proffered.

With warmest regards, I am

Yours very truly,

Jonathan L. Yates

JLY:edh
Enclosures

HELLMAN YATES & TISDALE
ATTORNEYS AND COUNSELLORS AT LAW

JONATHAN L. YATES
DIRECT VOICE 843 414-9754
JLY@HELLMANYATES.COM

HELLMAN YATES & TISDALE, PA
145 KING STREET, SUITE 102
CHARLESTON, SOUTH CAROLINA 29401
V 843 266-9099
F 843 266-9188

February 28, 2014

VIA FEDERAL EXPRESS

Alison Alexander, City Planner
Planning & Zoning Administration Division
Community Development Department
City of Hampton
22 Lincoln St, 5th Floor
Hampton, VA 23669

RE: Beacon Towers' proposed 145' monopole-style wireless communications facility to be located at 57 Tide Mill Lane, Hampton, VA 23666

Dear Allison:

In response to your comments e-mailed on February 21, 2014, we have enclosed the following items:

1. Revised Site Plans and Drawings;
2. Wetlands Report;
3. Revised Photo 2;
4. FAA Determination of No Hazard to Air Navigation; and
5. RF Propagation Maps.

Please note that the tower height has been lowered to 145 feet a.g.l. Once you have had a chance to review, please let me know if you have any questions or comments. I can be reached at (843) 414-9754.

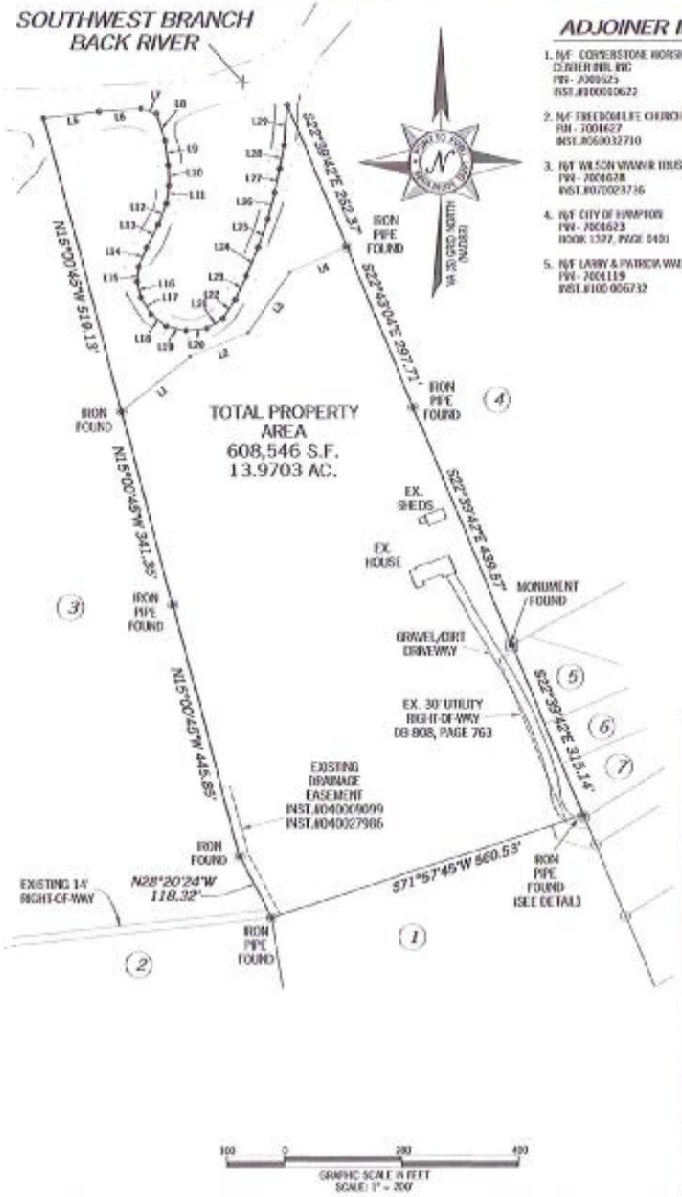
With warmest regards, I am

Yours very truly,

Jonathan L. Yates

Jonathan L. Yates

JLY:edh



ADJOINER INFORMATION

1. N/F CORNERSTONE WORSHIP CENTER INT. INC
PIN - 7000625
INST.#100010622

2. N/F FREEDOM LIFE CHURCH
PIN - 7001627
INST.#060032710

3. N/F WILSON WAWR TRUST
PIN - 7001628
INST.#070023736

4. N/F CITY OF HAMPTON
PIN - 7001623
BOOK 1397, PAGE 0401

5. N/F LARRY & PATRICK WADDELL
PIN - 7001119
INST.#100 006732

6. N/F DAVID & VICKI BARNETT
PIN - 7001120
INST.#080 003867

7. N/F WILLIAM POLLARD ET AL
PIN - 7001121
BOOK 0397, PAGE 0020

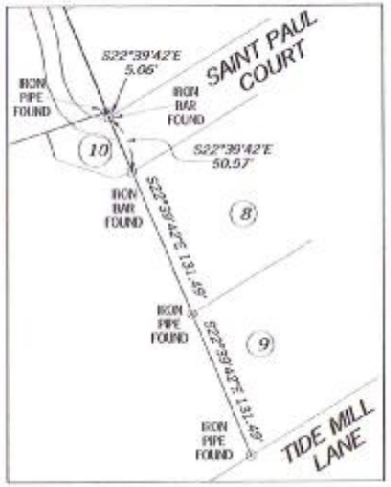
8. N/F SERGE SMALL
PIN - 7001110
BOOK 1298, PAGE 0324

9. N/F ROBERT CHAPPELL ET AL
PIN - 7001130
INST.#010 020258

10. N/F REGINALD & DEANNA EDWARDS
INST. #090022084

LINE	BEARING	DISTANCE
L1	N51°20'15"E	151.20'
L2	N68°47'41"E	107.32'
L3	N35°17'22"E	127.80'
L4	N65°50'39"E	104.72'
L5	N83°11'55"E	95.11'
L6	N86°40'21"E	72.89'
L7	S74°17'29"E	28.13'
L8	S18°07'19"E	48.97'
L9	S07°58'11"E	42.72'
L10	S01°23'50"E	34.70'
L11	S07°54'26"W	30.75'
L12	S21°34'17"W	39.12'
L13	S27°33'10"W	43.90'
L14	S22°18'22"W	35.67'
L15	S07°35'41"W	25.61'
L16	S14°02'10"E	27.91'
L17	S31°42'05"E	33.81'
L18	S53°07'48"E	33.85'
L19	S77°07'19"E	33.87
L20	N84°33'35"E	35.70
L21	N59°32'04"E	33.38
L22	N33°20'27"E	38.49'
L23	N24°37'25"E	44.68
L24	N22°50'01"E	52.33'
L25	N20°13'29"E	51.40'
L26	N14°32'04"E	47.20'
L27	N11°46'06"E	41.49'
L28	N10°50'25"E	40.49'
L29	N04°45'49"E	59.36'

DETAIL (SCALE: 1"=100')



VICINITY MAP

NOT TO SCALE

GENERAL NOTES

1. BEARINGS SHOWN ON THIS EASEMENT SURVEY ARE BASED ON VIRGINIA GRID (SOUTH ZONE) NORTH (NAD 83).

2. A PORTION OF THIS PROPERTY IS LOCATED IN A SPECIAL FLOOD AREA AREA AS PER F.I.R.M. COMMUNITY PANEL NO. 5101270139G DATED 8/16/2011.

3. THE PROPERTY LINE RUNS TO THE CENTERLINE OF BACK RIVER BASED ON THE PLAT OF SURVEY DATED NOVEMBER 27, 1984 AS ATTACHED TO THE DEED RECORDED IN BOOK 704, PAGE 217. THE LOCATION OF BACK RIVER AS SHOWN HEREON IS BASED ON AERIAL MAPPING AND HAS NOT BEEN FIELD LOCATED.

SUBJECT PROPERTY

OWNER: REGINALD EDWARDS & DEANNA EDWARDS

SITE ADDRESS: 52 TIDE MILL LANE, HAMPTON VA 23666

PIN: 7001624

AREA: 13.9703 ACRES

DEED REFERENCE: DB 704, PAGE 217

I HEREBY CERTIFY THAT THIS MAP IS CORRECT AND THAT ANY VISIBLE ENCROACHMENTS ARE SHOWN HEREON.

1-17-14
G. DARRELL TAYLOR, PLS — DATE

THIS MAP IS NOT A CERTIFIED SURVEY AND WAS NOT REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS. THIS MAP IS ONLY INTENDED FOR THE PARTIES AND PURPOSES SHOWN. THIS MAP IS NOT FOR RECORDATION.

COMMONWEALTH OF VIRGINIA
G. DARRELL TAYLOR
Lic. No. 2985
LAND SURVEYOR

NO.	DATE	REVISION

EASEMENT SURVEY PREPARED BY:

POINT TO POINT LAND SURVEYORS
305 S. Main Street, Lower Level
Mount Airy, MD 21771
(p) 301-703-8319 (f) 301-703-8324
(w) pointtopointsurvey.com

PROPERTY SURVEY PREPARED FOR:

BEACON TOWERS
P.O. BOX 279
ARMONK, N.Y.

"LANGLEY SITE"
SITE NO.
VA238
CITY OF HAMPTON
VIRGINIA

DRAWN BY: CROP
CHECKED BY: D.MILLER
APPROVED: D.MILLER
DATE: JANUARY 17, 2014
P2P JOB #: M014.006

SHEET: 1 OF 1

Fidelity National Title Insurance Company

Fidelity National Title Insurance Company /
Commercial Lender and Search Services
7130 Glen Forest Drive, Suite 300
Richmond, VA 23226
Toll-free dial: (866) 552.0129

REPORT OF TITLE
Fidelity National Title Insurance Company

For the benefit of: **Beacon Towers, LLC**

Re: 57 Tide Mill Ln - Hampton, VA 22366
FIDELITY NATIONAL TITLE INSURANCE COMPANY File No. **17829138**
Customer Reference No. Langley NF 465

Issue Date: 11/20/2013

Scope of Search: Beginning 05/24/1906 and extending through 11/13/2013

Vested Owner (as described in last deed of record):
Reginald C. Edwards and Deanna T. Edwards

Search disclosed the following:

1. Taxes

Fiscal year:	2013/2014
Amount:	$4,118.04 semi-annually
Parcel ID #:	7001624
Paid through:	1st half 2013/2014
Assessment:	$332,100.00 (total = land and improvements, if any)

2. Easement:

In favor of:	Virginia Electric and Power Company, a Virginia corporation, its successors and assigns
Recorded on:	12/10/1986
Recorded in:	Deed Book 808, Page 763

* *

It is extremely difficult, if not impossible, to determine the extent of damage which could arise from errors or omissions in the information set forth in this Report of Title. Fidelity National Title Insurance Company would not issue this document, but for your agreement, as part of the consideration given for this document, Fidelity National Title Insurance Company's liability is limited to $2,500.00, and that any such liability is predicated upon the payment of Fidelity National Title Insurance Company's invoice for this Report of Title.

This Report shows only matters disclosed in the Public Records, and it does not purport to insure or guarantee the validity or sufficiency of any documents noted herein; nor have the contents of any such documents been examined for references to other liens or encumbrances. This Report is not to be construed as an opinion, warranty, or guarantee of title, or as a title insurance policy; and its effective date shall be the date above specified through which the Public Records were searched. This Report is being provided for the use and benefit of the party designated "For the benefit of" only, and it may not be used or relied upon by any other party. No title insurance is undertaken. .

FIDELITY NATIONAL TITLE INSURANCE COMPANY

By:

Authorized Signatory

3. Agreement

From:	Cornerstone Assembly of God
To:	Reginald and Deanna Edwards
Dated:	03/18/2004
Recorded on:	03/19/2004
Recorded in:	Instrument No. 040009099

4. Private Drainage Easement

In favor of:	George Washington, Barbara Anderson and Paul Jones, Jr., Trustees of Cornerstone Assembly of God, its successors and assigns
Recorded on:	10/13/2004
Recorded in:	Instrument No. 040027986

Judgment(s): NONE of record

Report of Title
File No. 17829138

DEED CHAIN

A.	Type of Deed:	Partition Deed
	From:	John H. Wray and Allie L. Wray, his wife, J. Keith Wray, Lou H. Martin and John Martin, her husband, Aphia Martin, who was Aphia Wray, and George Douglass Martin, her husband, heirs at law of John Wray and Louisa Wray
	To:	R. K. Curtis, Trustee
	Dated:	05/21/1906
	Recorded on:	05/24/1906
	Recorded in:	Deed Book 46, Page 205
B.	Document:	Affidavit
	Recorded on:	10/20/1975
	Recorded in:	Deed Book 486, Page 894
C.	Type of Deed:	Deed
	From:	Geraldine Claudia Martin, widow and Douglas W. Martin
	To:	Reginald C. Edwards and Deanna T. Edwards
	Dated:	11/27/1984
	Recorded on:	12/19/1984
	Recorded in:	Deed Book 704, Page 217
D.	Type of Deed:	Deed
	From:	George Washington, Barbara Anderson and Paul Jones, Jr., Trustees of Cornerstone Assembly of God
	To:	Reginald Edwards and Deanna Edwards
	Dated:	06/30/2004
	Recorded on:	10/13/2004
	Recorded in:	Instrument No. 040027984

Legal Description
File No. 17829138

LEGAL DESCRIPTION

Property located in York, VA

All that certain piece or parcel of land situate, lying and being in the City of Hampton, Virginia, containing 13.49 acres more or less, more particularly described on that certain plat entitled, "Plat Showing Property To Be Conveyed To Reginald C. & Deanna T. Edwards Parcel of Land Containing 13.49 + Acres - Lot 2 - Of The John Wray Estate Located Near Tide Mill Lane City of Hampton, Virginia," made by Becouvarakis and Assoc., Land Surveying, dated November 21, 1984 a copy of which said plat is attached hereto and made a part hereof for a more particular description of the property.

AND BEING the same property conveyed to Reginald C. Edwards and Deanna T. Edwards from Geraldine Claudia Martin, widow and Douglas W. Martin by Deed dated November 27, 1984 and recorded December 19, 1984 in Deed Book 704, Page 217.

Tax Parcel No. 7001624

FILED ON 11/15/2013 BY MR BASGIER

Jones Blechman Woltz & Kelly 1-14-85

OUR FILE NO. 24380/10001(F)

BOOK 704 PAGE 217

DEED 120103S. TAX 105.00C TAX 35.00

This Deed, made November 27, 1984 between

GERALDINE CLAUDIA MARTIN, widow, and DOUGLAS W. MARTIN, divorced and not remarried,

party of the first part, and

REGINALD C. EDWARDS and DEANNA T. EDWARDS, husband and wife,

party of the second part

Witnesseth: That for and in consideration of the sum of Ten and 00/100 Dollars ($10.00), cash in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, the said party of the first part does grant and convey, with GENERAL WARRANTY and with ENGLISH COVENANTS OF TITLE unto the said parties of the second part as tenants by the entirety with right of survivorship as at common law, the following described property, to wit:

All that certain piece or parcel of land situate, lying and being in the City of Hampton, Virginia, containing 13.49 acres more or less, more particularly described on that certain plat entitled, "Plat Showing Property To Be Conveyed To Reginald C. & Deanna T. Edwards Parcel of Land Containing 13.49+ Acres - Lot 2 - Of The John Wray Estate Located Near Tide Mill Lane City of Hampton, Virginia," made by Bocouvarakis and Assoc., Land Surveying, dated November 21, 1984 a copy of which said plat is attached hereto and made a part hereof for a more particular description of the property.

Together with a right of way over the southerly portion of Lot 3 leading from the property hereby conveyed to Tide Mill Lane as shown on said plat.

The grantors herein being the heirs of Aphia Martin who died intestate October 1, 1949, leaving your grantors herein, their successors and asisgns as her heirs to the aforedescribed property.

Printed On 11/13/2013 By JM BASGEN

BOOK 704 PAGE 218

Whenever used herein, the singular shall include the plural, the plural the singular, and the use of any gender shall include all other genders.

WITNESS the following signatures and seals:

Geraldine Claudia B. Martin (Seal)
Geraldine Claudia Martin

Douglas W. Martin (Seal)
Douglas W. Martin

(Seal)

(Seal)

STATE OF VIRGINIA,
CITY OF HAMPTON to-wit:

I, W.B. Maust, a Notary Public in and for the City and State aforesaid, do certify that GERALDINE CLAUDIA MARTIN,

whose names are signed to the foregoing deed dated November 27, 1984

have acknowledged the same before me in my City and State aforesaid.

Given under my hand 12th day of December 1984

My commission expires 4 August 1986

W.B. Maust
Notary Public

STATE OF CALIFORNIA
CITY/COUNTY OF Los Angeles, to wit:

I, Darrell A. Parma, A Notary Public in and for the City and State aforesaid, do certify that DOUGLAS W. MARTIN, whose name is signed to the foregoing deed dated November 27, 1984 has acknowledged the same before me in my City/County and State aforesaid.

Given under my hand this 7 day of December, 1984.

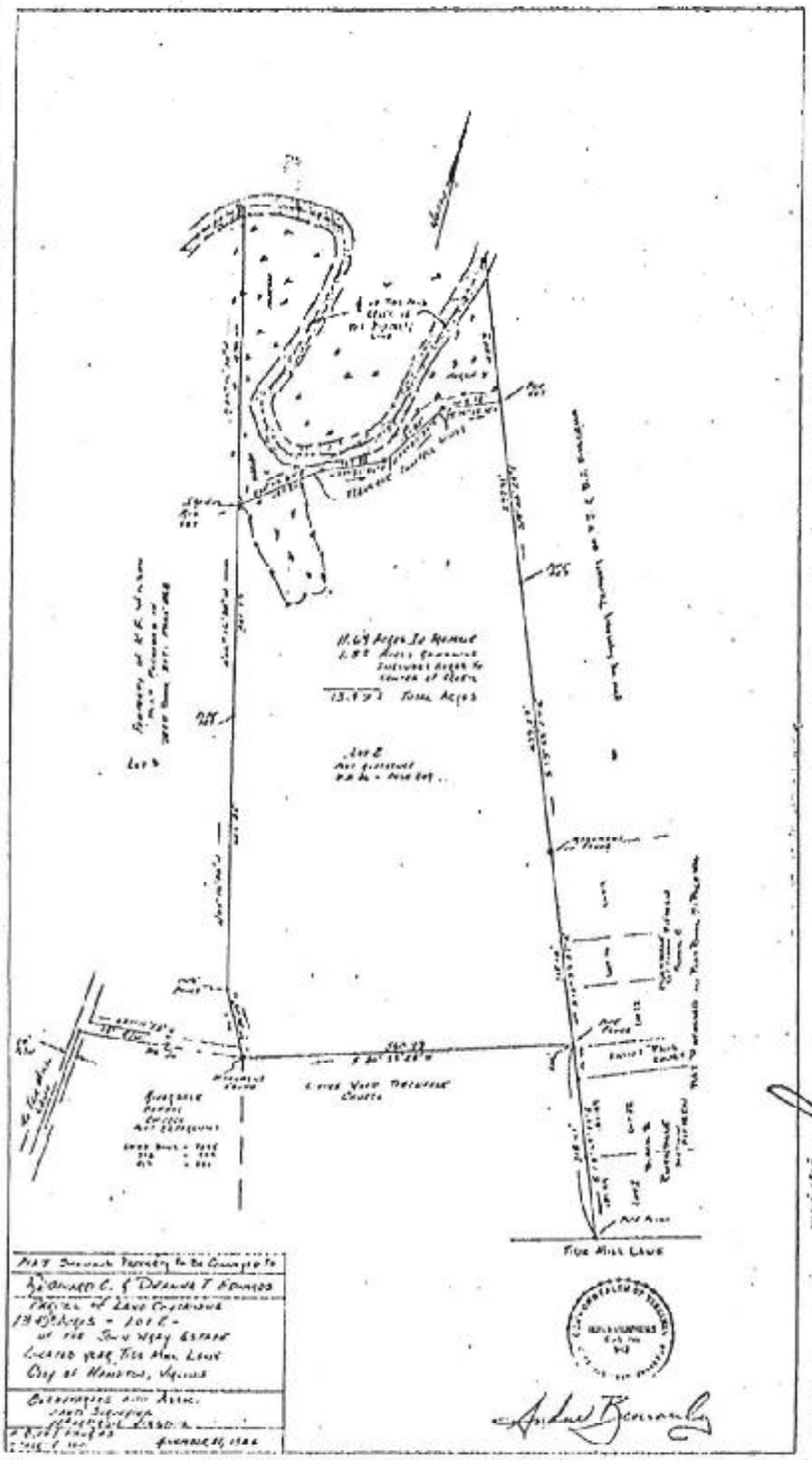
My Commission Expires: April 22, 1988

Darrell A. Parma
Notary Public

SEAL

OFFICIAL SEAL
DORRELL A. PARMA
NOTARY PUBLIC - CALIFORNIA
PRINCIPAL OFFICE IN
LOS ANGELES COUNTY
My Commission Exp. Apr. 22, 1988

Printed On 11/15/2013 By Jim BASCIER



In the Clerk's Office of the Circuit Court of the City of Hampton, Virginia, Dec 19
A.D. 19[illegible] at [illegible] M. The foregoing instrument was this day presented in office
and upon certificate thereto annexed, admitted to record as the law directs.
I certify that taxes of [illegible] required by Section 58-54.1 Code of Virginia have been paid
Teste:
BY [illegible] Clerk
Dep. Clerk

Send Comments or questions to:

OFFICE OF THE CITY TREASURER
City of Hampton, Virginia
1 Franklin Street, Suite 100
Hampton, VA 23669
Phone: (757) 727-6374
Fax: (757) 727-6790

Print Tax Info

CURRENT OWNER:	FOWARDS REGINALD C & DEANNA T	RPC:	7001624
	57 TIDEMILL LN	CURRENT ACCOUNT#:	1026564
LEGAL DESCRIPTION:	TIDE MILL LN. L2. 13.49AC	MAP#:	07N002 00 00002
PARCEL ID:	07N002 00 00002		

BILL BALANCES, FEES AND CHARGES

Penalty and Interest are as of today's date: Wednesday, November 13, 2013

Tax Year	Description	Bill#	Bill Seq#	Date Due	Adj Value	Base Balance	Penalty	Interest	Total
2014	REAL ESTATE	2K14R12594	1	12/5/2013	$332,100.00	$2,059.02	$0.00	$0.00	$2,059.02
2014	REAL ESTATE	2K14E12594	2	6/5/2014	$332,100.00	$2,059.02	$0.00	$0.00	$2,059.02
2014	STORM WATER	2K14S12207	1	12/5/2013	N/A	$41.94	$0.00	$0.00	$41.94
2014	STORM WATER	2K14W12207	2	6/5/2014	N/A	$41.94	$0.00	$0.00	$41.94
					YEARLY TOTAL	$4,201.92	$0.00	$0.00	$4,201.92

TODAY'S BALANCE **$4,201.92**

UNBILLED ITEMS

Tax Year	Description	Seq#	Effective Date	Amount/Value	Note
NO UNBILLED ITEMS					

YEARLY TRANSACTIONS

Tax Year	Tran Date	Tran Type	Bill/Receipt	Seq#	Billed	Refund	Paid	Adj/Credit	Date Due
2014	7/20/2013	BILL	2K14R12594	1	$2,059.02	$0.00	$0.00	$0.00	12/05/2013
2014	8/1/2013	BILL	2K14S12207	1	$41.94	$0.00	$0.00	$0.00	12/05/2013
2014	7/20/2013	BILL	2K14E12594	2	$2,059.02	$0.00	$0.00	$0.00	06/05/2014
2014	8/1/2013	BILL	2K14W12207	2	$41.94	$0.00	$0.00	$0.00	06/05/2014
			YEARLY TOTALS		$4,201.92	$0.00	$0.00	$0.00	
2013	8/1/2012	BILL	2K13R12566	1	$1,798.68	$0.00	$0.00	$0.00	12/05/2012
2013	8/15/2012	BILL	2K13S11835	1	$38.46	$0.00	$0.00	$0.00	12/05/2012
2013	12/3/2012	PAYMENT	7823291	1	$0.00	$0.00	$38.46	$0.00	N/A
2013	12/5/2012	PAYMENT	7823291	1	$0.00	$0.00	$1,798.68	$0.00	N/A
2013	8/1/2012	BILL	2K13E12566	2	$1,798.68	$0.00	$0.00	$0.00	06/05/2013
2013	8/15/2012	BILL	2K13W11835	2	$38.46	$0.00	$0.00	$0.00	06/05/2013
2013	6/5/2013	PAYMENT	7963376	2	$0.00	$0.00	$38.46	$0.00	N/A
2013	6/5/2013	PAYMENT	7963376	2	$0.00	$0.00	$1,798.68	$0.00	N/A
			YEARLY TOTALS		$3,674.28	$0.00	$3,674.28	$0.00	
2012	8/1/2011	BILL	2K12R12557	1	$1,934.40	$0.00	$0.00	$0.00	12/05/2011
2012	8/10/2011	BILL	2K12S11774	1	$27.60	$0.00	$0.00	$0.00	12/05/2011
2012	12/2/2011	PAYMENT	7552421	1	$0.00	$0.00	$27.60	$0.00	N/A
2012	12/2/2011	PAYMENT	7552421	1	$0.00	$0.00	$1,934.40	$0.00	N/A
2012	8/1/2011	BILL	2K12E12557	2	$1,934.40	$0.00	$0.00	$0.00	06/05/2012
2012	8/10/2011	BILL	2K12W11774	2	$27.60	$0.00	$0.00	$0.00	06/05/2012
2012	6/1/2012	PAYMENT	7689479	2	$0.00	$0.00	$27.60	$0.00	N/A
2012	6/1/2012	PAYMENT	7689479	2	$0.00	$0.00	$1,934.40	$0.00	N/A
			YEARLY TOTALS		$3,924.00	$0.00	$3,924.00	$0.00	
2011	8/10/2010	BILL	2K11R12489	1	$1,934.40	$0.00	$0.00	$0.00	12/06/2010
2011	8/20/2010	BILL	2K11S11714	1	$27.60	$0.00	$0.00	$0.00	12/06/2010
2011	12/3/2010	PAYMENT	7288830	1	$0.00	$0.00	$27.60	$0.00	N/A
2011	12/3/2010	PAYMENT	7288830	1	$0.00	$0.00	$1,934.40	$0.00	N/A
2011	8/10/2010	BILL	2K11E12489	2	$1,934.40	$0.00	$0.00	$0.00	06/06/2011

November 13, 2013

Hampton, Virginia

Property Address:	57 TIDE MILL LN HAMPTON, VA 23666
Mailing Address:	57 TIDEMILL LN HAMPTON, VA 23666
PIN/LRSN/RPC :	7001624

General Information

Owner's Name:	EDWARDS REGINALD C & DEANNA T
Assessment Neighborhood:	1690
Legal Description:	TIDE MILL LN. L2. 13.49AC -
Subdivision Number:	800000
GIS Acreage:	15.45
Old Map No:	07N202 00 00002

Improvements

Year Built:	1987
Stories:	2.0

Square Footage	
Finished(Above Grade):	3097
Basement:	0
Basement(Finished):	0
Attached Garage:	777
Detached Garage:	
Enclosed Porch:	0
Open Porch:	247
Deck:	0

Rooms	
Total:	4
Bedrooms:	3
Full Baths:	1
Half Baths:	0

Construction	
Building Type:	801Single family
Foundation:	Full Crawl
Exterior:	Vinyl siding
Central A/C:	Y
Heating Type:	Forced hot air
Fireplaces:	N
Out Building:	No Data

Assessment Information

Fiscal Year	Land Value	Improvement Value	Total Value
FY2014	$182,100	$150,000	$332,100
FY2013	$189,700	$156,200	$345,900
FY2012	$204,000	$168,000	$372,000
FY2011	$204,000	$168,000	$372,000
FY2010	$204,000	$168,000	$372,000

Transfer History

Grantor	Transfer Date	Consideration	Doc # or Deed Book/Pg
EDWARDS REGINALD C & DEANNA T	12/01/1984	70000	07040217
MARTIN DOUGLAS E ET AL	10/01/1975	0	04860894

DISCLAIMER: This data is provided with no warranty of any kind, either expressed or implied, including, but not limited to, any implied warranties of merchantability [illegible]

City Resources

Land Development	
Zoning:	R-11,R-15
SPI:	Yes
Wetlands:	In Zone
RMA:	In Zone
IDA:	In Zone
Noise:	65
Soil Type:	ALTAVISTA
Master Plan Area:	No Data

Neighborhood Services	
Census Tract:	103.06
District:	Mercury Central, District 3
Representative:	Willie Burrell

Police Dept	
District:	105
Traffic Zone:	14

Codes	
District:	1B
Inspector:	WHITE
New Construction Inspector:	KACHLINE-B, SKINNER-E, TILLMAN-PM

Public Works	
Street Sweeping:	1st THURSDAY
Trash Day:	MONDAY
Recycling:	BLUE MONDAY
Pump Station Area:	134
Watershed:	BR8

Fire Dept	
District:	ST10
Inspector:	WHITE
Battalion:	2

Land Development	
Office Park:	Not in Park
Urban Enterprise Zone:	Not in Zone
Hampton Roads Center Enterprise Zone:	Not in Zone
Hampton Roads Center Technology Zone:	Not in Zone
Downtown Technology Zone:	Not in Zone

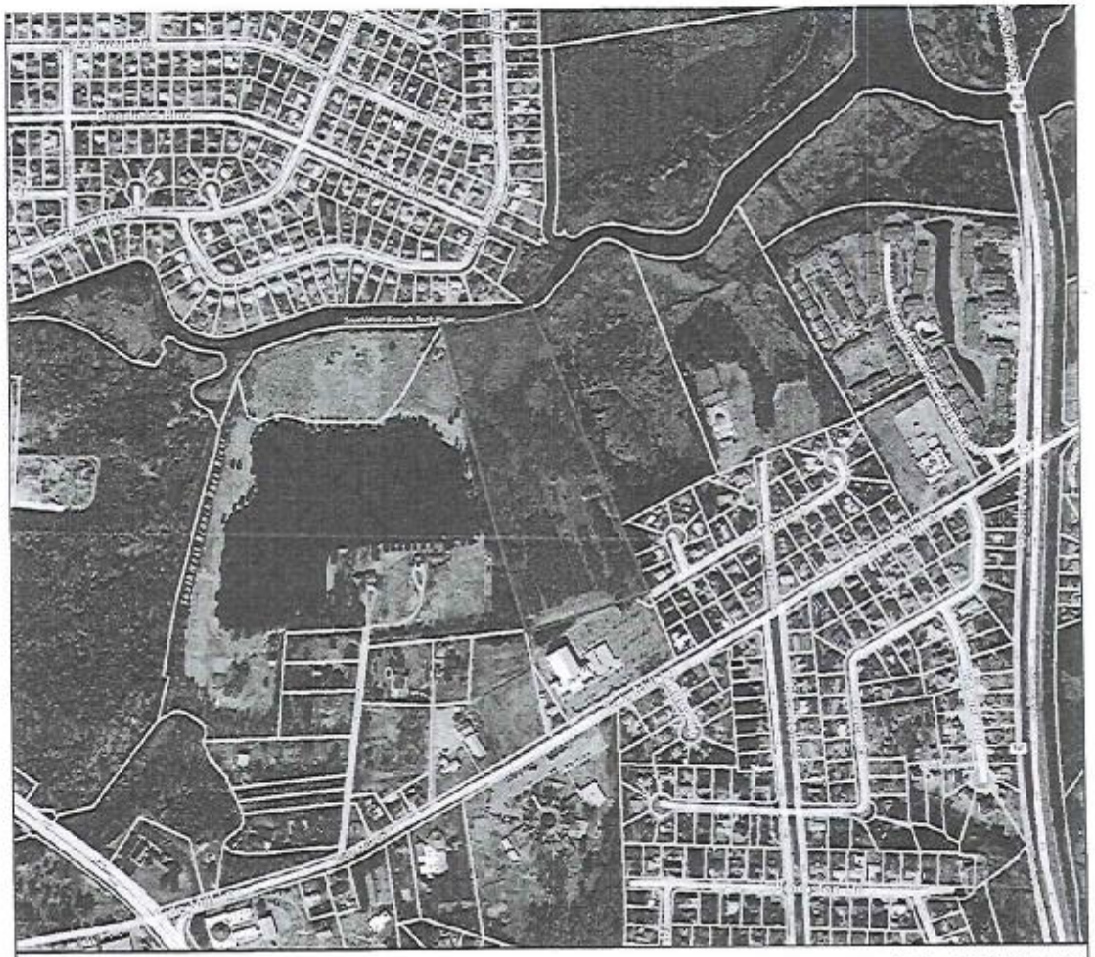
Voting Information	
Congress:	1
House of Representatives:	91
Senate:	2
Poll Precinct:	BURBANK
Poll Location:	BURBANK ELEMENTARY

Sherriff's Office	
Warrant Services:	CP4

DISCLAIMER: This data is provided without warranty of any kind either expressed or implied, including, but not limited to, the implied warranties of merchantability

Legend

Parcels
Boundary



Title: Parcels

Date: 11/13/2013

Feet
0 200 400 600 800
Map Scale: 1:9,028

DISCLAIMER:This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records,information, and data obtained from various sources, and Hampton is not responsible for its accuracy or how current it may be.

January 17, 2014

Beacon Towers, LLC
P.O. Box 279
Awendaw, SC 29429

Attention: Mr. Martin Deputy

Subject: **Resource Protection Area Determination**
Beacon Towers VA238 (Langley)
57 Tide Mill Lane
Hampton, Virginia
ECA Project Number: P-1753

Dear Mr. Deputy:

Environmental Corporation of America (ECA) understands that Beacon Towers plans to construct a 150-foot monopole telecommunications structure within a 60-foot by 60-foot lease area which is shown on Figure 1 and the site plan in Appendix A.

Background

In or to satisfy requirements set forth by the City of Hampton, Beacon Towers retained ECA to perform a **Resource Protection Area Determination** at the project site to determine if the project site lies within any Resource Protection Area (RPA) buffers per City of Hampton guidance.

Purpose

The purpose of the **Resource Protection Area Determination** was to delineate jurisdictional waters and wetland areas within close proximity to the proposed project site in accordance with accepted U.S. Army Corps of Engineers Guidance, if any such areas exist, and to determine if any identified waters in the surrounding area are perennial or intermittent/ephemeral or if any nearby wetlands are adjoining perennial surface waters.

Scope of Work

The following scope of work was completed to fulfill the project purpose.

- A review of available soils data, topographic maps, surveys, and aerial photographs was conducted to obtain background information regarding site elevations, soil characteristics, site drainage, and vegetative cover.

- A field investigation was conducted to examine the subject property for jurisdictional waters and to delineate jurisdictional waters and wetland boundaries, if jurisdictional areas were determined to be located on or in the immediate vicinity of the project site or access, and to evaluate identified jurisdictional waters in the site area for perennial flow and Resource Protection Area boundaries.

- Jurisdictional waters and wetlands were identified in accordance with the *U.S. Army Corps of Engineers Wetlands Delineation Manual, 1987*, and the *Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Atlantic and Gulf Coastal Plan Region (Version 2.0)*, the only guidance currently acceptable for performing jurisdictional boundary determinations.

- Perenniality of identified waters was determined per the North Carolina Division of Water Quality *Identification Methods for the Origins of Intermittent and Perennial Streams*.

- This report containing documentation of our work, our findings, our conclusions and any recommendations was prepared.

Location and Site Description

The subject site and proposed access are located as shown on Figure 1 and the site plan in Appendix A. The subject site is a 60-foot by 60-foot proposed lease area located on a larger parent tract, as shown on the attached site plan. The lease area is currently occupied by planted pines, approximately 15-20 years in age. The access/utility easement would extend from St. Paul Court in a westerly then northerly direction to the proposed lease area.

The proposed tower site sits on a flat upland area bordered by a large dirt berm on the west. The access/utility easement is located behind a church facility and is adjacent to the church's stormwater management pond. When the pond fills due to precipitation inputs, it drains via an intake structure into a drainage channel located west of the large berm discussed above. This drainage feature also receives inputs from a drainage ditch located to the west of the pond and south of the berm. This drainage feature is not identified as a blue-line or intermittent stream on the USGS topographic map for the property (Hampton, VA).

Perenniality Determination

ECA conducted a perenniality determination of the observed drainage feature based on the guidance provided in the North Carolina Division of Water Quality (NCDWQ) *Identification Methods for the Origins of Intermittent and Perennial Streams*. Based on this evaluation, the observed drainage feature would be considered ephemeral. An ephemeral stream is a feature that carries only stormwater in direct response to precipitation with water flowing only during and shortly after large precipitation events. An ephemeral stream may or may not have a well-defined channel, the aquatic bed is always above the water table, and stormwater runoff is the primary source of water. An ephemeral stream typically lacks the biological, hydrological, and physical characteristics commonly associated with the continuous or intermittent conveyance of water.

Our finding is based on a total score of 17.25 using the NCDWQ method. Perennial streams require a score of 30 or greater while intermittent streams require a score of 19 or greater. Flowing water was observed within the drainage feature during our January 14, and 15, 2014 site visits. The flowing water appeared to be as a result of overflow from a man-made stormwater management pond and an area of standing water and constructed ditch located south of the feature. The drainage feature was apparently excavated when the stormwater management pond was constructed. Significant rainfall fell on January 14, 2014, contributing to significant flow. Upon our return on January 15, 2014, water levels within the drainage feature appeared to have dropped approximately 6-12 inches, though water was still draining out of the pond and out of the areas of standing water to the west of the pond.

Between the outfall of the stormwater pond and northern end of the berm, the feature appeared to lie with a narrow, excavated channel with no apparent adjoining wetlands. Near the northern end of the large berm, the channel widens and wetlands are present adjacent to the channel on the west. The drainage channel is much less defined downstream of this point and the system resembles more of a "flowing wetland". This wetland appears to adjoin a larger wetland/tidal system located to the north and associated with Tides Mill Creek.

Based on the NCDWQ method scoring and best professional judgment, ECA believes that portions the drainage feature where a defined channel is present would be considered ephemeral. Areas downstream of this point are considered jurisdictional wetland. The completed perenniality assessment scoring sheet obtained from the NCDWQ guidance document is included in Appendix B.

Wetlands Determination/Delineation

Because field determination that a particular area is a jurisdictional wetland requires positive identification of three wetland characteristics (wetland hydrology, hydric soils, and hydrophytic vegetation), ECA investigated the subject tract for the presence of these three characteristics. The wetlands determination was performed by Ben Salter of ECA on January 14 and 15, 2014.

ECA collected data on physical and ecological characteristics from areas on the parent tract. The locations are generally shown on Figure 2 of Appendix A. A discussion of our wetlands determination is provided in the following paragraphs.

Soils

To determine if wetland soils and hydrology were present, two Data Points inclusive of soil test holes, were established in the approximate locations shown on the site plan in Appendix A (DP-1 and DP-2). The Wetland Data Forms completed for these data points are included in Appendix B.

At DP-1, soil was removed to a depth of approximately 18 inches. A profile of the surface strata was extracted from the hole using a sharpshooter shovel. The Munsell color of the soil removed from the test hole was determined and recorded on the Wetland Data Forms in Appendix B.

Soil observed at DP-1 consisted of a dark gray (10YR 4/1) loamy fine sand with 10% dark yellowish brown (10YR 4/6) mottles from 0 to 16 inches. Soils at this data point would meet sandy redox (S5) hydric soil indicator criteria and thus would be characterized as hydric soils.

Soil observed at DP-2 was a dark gray (2.5Y 4/1) fine sandy loam from 0 to 3 inches. Soil from 3 to 10 inches was a olive brown (2.5Y 4/3) fine sandy loam. Soil from 3 to 16 inches was a light yellowish brown (2.5Y 6/4) fine sandy loam. Soil at this data point would not meet any hydric soil indicator criteria.

The soil type mapped by NRCS within project area and adjacent areas is Newflat-Urban Land Complex, 0 to 2% slopes. These soils are characterized as somewhat poorly drained with a seasonally high water table from 6 to 18 inches.

Hydrology

ECA allowed the test holes to remain open for approximately ½ hour. Primary wetland hydrology indicators, including inundation (A2), saturation (A3), water stained leaves (B9), and oxidized root channels (C3) were all observed at DP-1. At DP-1, inundation was present over much of the surrounding area, with other areas represented by DP-1 with groundwater at the surface. Based on these findings, ECA determined that wetland hydrology is present in the area represented by DP-1. No evidence of wetland hydrology was observed at DP-2.

Vegetation

ECA conducted a survey of the vegetative community surrounding DP-1 and DP-2. We identified the species which were most dominant in the plant communities surrounding these

data points.

The indicator status of plants that inhabit wetland environments are published in the *Atlantic and Gulf Coastal Plain Region – National Wetland Plant List 2013*. ECA referenced the wetland indicator status of each identified plant species.

Based on the published wetland indicator status of the plants observed, more than 50% of the dominant species in the plant communities surrounding DP-1 and DP-2 occur more frequently in wetlands than in non-wetlands, thus wetland vegetation was determined to be present in the area represented by DP-1 and DP-2. It should be noted that the vegetation surrounding DP-2 was very weakly hydrophytic and contained no apparent Facultative-Wetland or Obligate species (only Facultative and Facultative-Upland).

Wetland Boundary Determination

ECA determined that all three criteria for a positive wetland determination were present in the area represented by DP-1. DP-1 is representative of a low area immediately downstream of the point where the ephemeral drainage feature passes the large dirt berm and includes the drainage feature itself downslope from where the wetlands begin. ECA flagged the eastern and western sides of the feature with flag numbers A-1 though A-4 on the east and B-1 through B-3 on the west. The boundary marked with A-1 though A-4 is closest to the proposed project area and follows the edge of the ephemeral drainage feature. This boundary would appear to be subject to a 100-foot RPA buffer.

In addition, ECA flagged the centerline of the observed ephemeral stream upstream of the wetland to a headwall/culverts that serve as the outfall from the adjacent stormwater pond. This feature was flagged with blue/white striped flagging numbered ES-1 through ES-7. This feature would not appear to be subject to a 100-foot RPA buffer.

Conclusions and Recommendations

Based on the information collected during this project, the resources reviewed, and our site inspections, ECA has determined that a surface water drainage feature is located west of the large berm and approximately 100 to 150 feet west of the project area. Based on an evaluation of this feature by ECA using the NCDWQ *Identification Methods for the Origins of Intermittent and Perennial Streams* and best professional judgment, the drainage feature would be considered ephemeral and therefore, would not be subject to Chesapeake Bay Preservation Act RPA buffers.

ECA identified a wetland area starting near the northern end of the large berm and adjoining the ephemeral drainage feature. After entering the wetland area, the channel associated with the ephemeral drainage feature appeared to be less defined and flow was mostly as a "flowing wetland". This wetland system broadens downslope to the north and eventually adjoins tidal

wetlands associated with Tides Mill Creek. Based on the fact that this wetland system is adjoining perennial tidal waters, the wetlands would be subject to the 100-foot RPA buffer.

The wetland boundary flags have been surveyed by a State of Virginia licensed land surveyor and the 100-foot RPA buffer placed on the attached site plan. Based on this survey, it appears that the project area would lie outside of the RPA buffer.

Closure

We appreciate the opportunity to provide you with these professional services. If you have any questions about the contents of this report, please contact Ben Salter of ECA at (828) 505-0755.

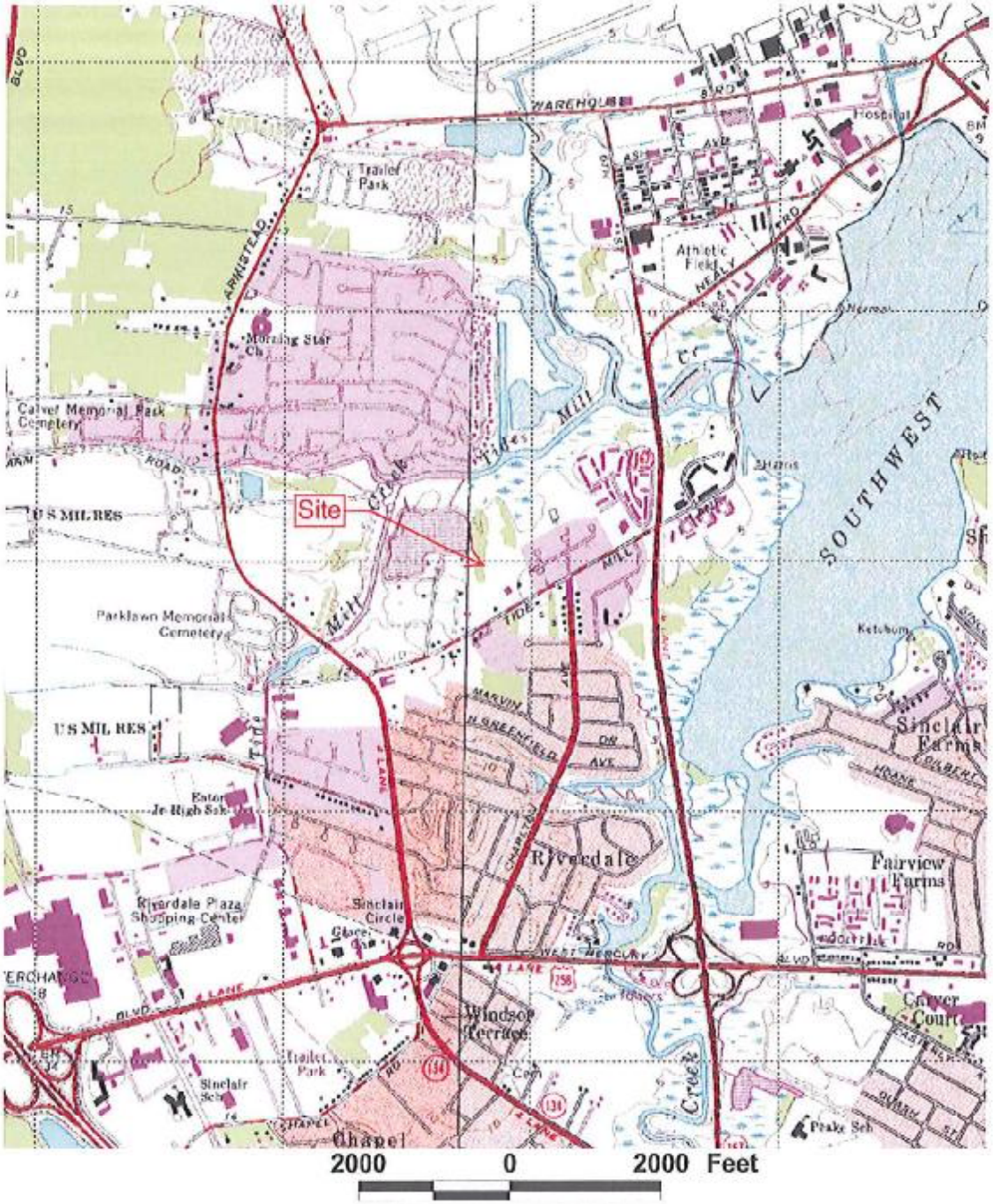
Sincerely,
Environmental Corporation of America

Ben Salter, PWS
Principal Wetlands Scientist

Dave McGlothlin
Project Scientist

APPENDIX A

Figures



Source: USGS Topographic Quadrangle Map, 7.5 Minute Series, Hampton, VA (1965, photorevised 1986)

N

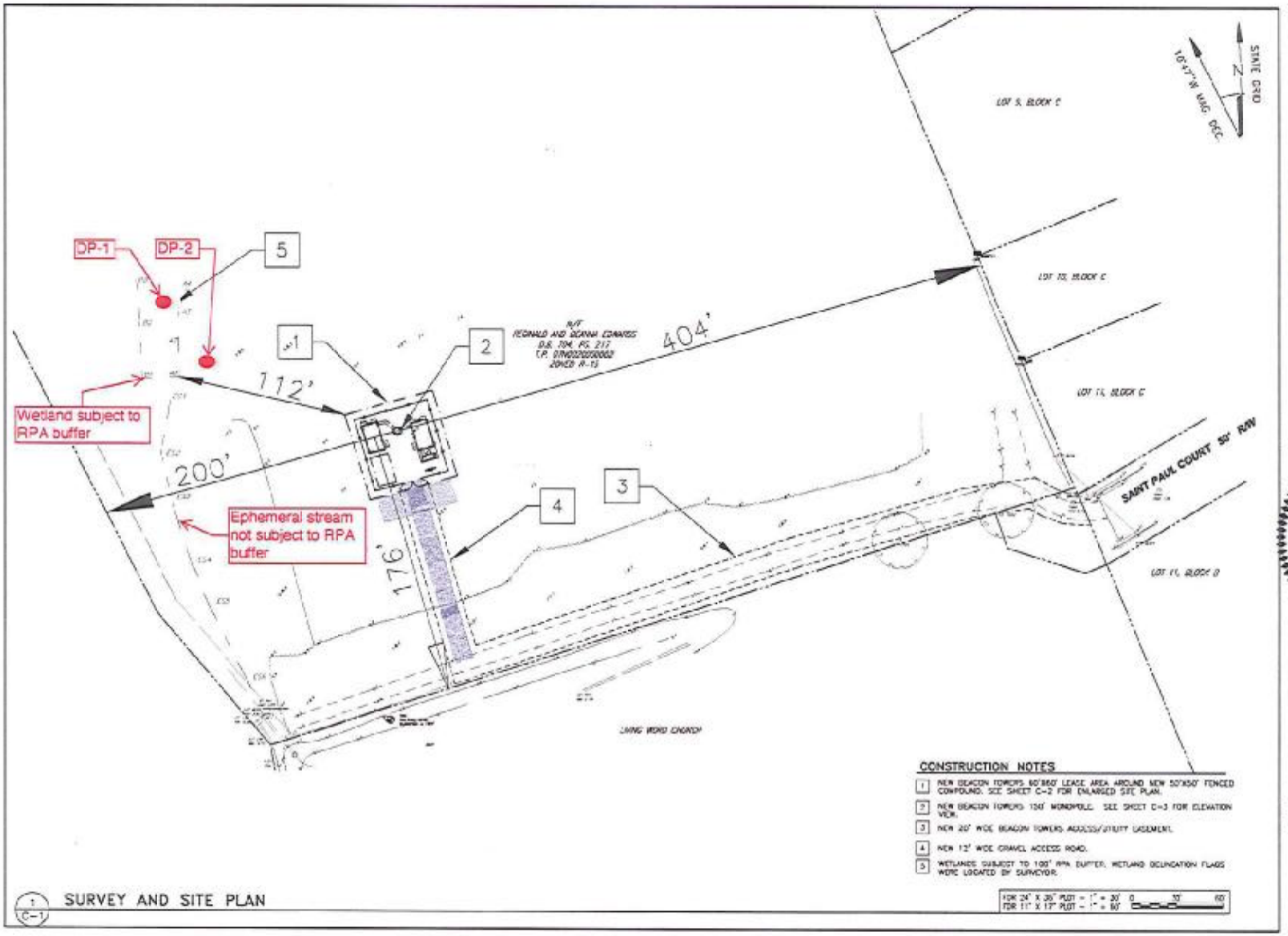
Beacon Towers - Langley

57 Tide Mill Lane

Hampton, Virginia

Figure 1: Topographic Map

ECA Proj. #: P1753



CONSTRUCTION NOTES

1. NEW BEACON TOWERS 60'X60' LEASE AREA AROUND NEW 50'X50' FENCED COMPOUND. SEE SHEET C-2 FOR ENLARGED SITE PLAN.
2. NEW BEACON TOWERS 124' MONOPOLE. SEE SHEET C-3 FOR ELEVATION VIEW.
3. NEW 20' WIDE BEACON TOWERS ACCESS/UTILITY EASEMENT.
4. NEW 12' WIDE GRAVEL ACCESS ROAD.
5. WETLANDS SUBJECT TO 100' RPA BUFFER. WETLAND DELINEATION FLAGS WERE LOCATED BY SURVEYOR.

FOR 24" X 36" PLOT = 1" = 30' 0 30' 60'
FOR 11" X 17" PLOT = 1" = 60'

1 C-1 SURVEY AND SITE PLAN

BEACON TOWERS
"Leading the Way"
PO BOX 270
ANTONIA, GA 78470
(843-324-6751

WW&A
warren williams & associates
706 SAWMILL CIRCLE
NORTH CAROLINA
27265
(252) 492-2368

NO.		
1	11/20/13	FINAL ZONING SUBD.
	BY: ALB	CHK: DWW APPD: DWW
2	1/16/14	REV FINAL ZONING CHGS.
	BY: ALB	CHK: DWW APPD: DWW
3		
4		
5		
6		

COMMONWEALTH OF VIRGINIA
G. WARREN WILLIAMS, JR.
Lic. No. 37030
1-16-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALB
CHECKED BY:	DWW
ISSUE DATE:	11/20/13
DRAWING NO:	11-234

SHEET TITLE
SURVEY AND SITE PLAN

SHEET NUMBER
C-1

APPENDIX B

STREAM ASSESSMENT AND WETLAND DATA FORMS

NC DWQ Stream Identification Form Version 4.11

Date: 01/14/14	Project/Site: Beacon Langley	Latitude: 37.057634
Evaluator: EBS	County: City of Hampton, VA	Longitude: -76.373747
Total Points: *Stream is at least intermittent if ≥ 19 or perennial if ≥ 30** 17.25	Stream Determination (circle one) Ephemeral Intermittent Perennial	Other *e.g. Quad Name:* Hampton, VA

A. Geomorphology (Subtotal = _____)	Absent	Weak	Moderate	Strong
1[a] Continuity of channel bed and bank	0	1	2	3
2. Sinuosity of channel along thalweg	0	1	2	3
3. In-channel structure: ex. riffle-pool, step-pool, ripple-pool sequence	0	1	2	3
4. Particle size of stream substrate	0	1	2	3
5. Active/relict floodplain	0	1	2	3
6. Depositional bars or benches	0	1	2	3
7. Recent alluvial deposits	0	1	2	3
8. Headcuts	0	1	2	3
9. Grade control	0	0.5	1	1.5
10. Natural valley	0	0.5	1	1.5
11. Second or greater order channel	No = 0		Yes = 3	

[a] artificial ditches are not rated; see discussions in manual

B. Hydrology (Subtotal = _____)				
12. Presence of Baseflow	0	1	2	3
13. Iron oxidizing bacteria	0	1	2	3
14. Leaf litter	1.5	1	0.5	0
15. Sediment on plants or debris	0	0.5	1	1.5
16. Organic debris lines or piles	0	0.5	1	1.5
17. Soil-based evidence of high water table?	No = 0		Yes = 3	

C. Biology (Subtotal = _____)				
18. Fibrous roots in streambed	3	2	1	0
19. Rooted upland plants in streambed	3	2	1	0
20. Macrobenthos (note diversity and abundance)	0	1	2	3
21. Aquatic Mollusks	0	1	2	3
22. Fish	0	0.5	1	1.5
23. Crayfish	0	0.5	1	1.5
24. Amphibians	0	0.5	1	1.5
25. Algae	0	0.5	1	1.5
26. Wetland plants in streambed	FACW = 0.75 OBL = 1.5 Other = 0			

*perennial streams may also be identified using other methods. See p. 35 of manual.

Notes:

Sketch:

WETLAND DETERMINATION DATA FORM – Atlantic and Gulf Coastal Plain Region

Project/Site: Beacon Langley City/County: City of Hampton Sampling Date: 01/14/14

Applicant/Owner: Beacon Towers LLC State: VA Sampling Point: DP-1

Investigator(s): Ben Salter Section, Township, Range: _____

Landform (hillslope, terrace, etc.): Drainage Local relief (concave, convex, none): Concave Slope (%): 2-10%

Subregion (LRR or MLRA): LRR-T Lat: 37.058510 Long: -76.373979 Datum: 1983

Soil Map Unit Name: Newflat-Urban land complex NWI classification: None

Are climatic / hydrologic conditions on the site typical for this time of year? Yes X No _____ (If no, explain in Remarks.)

Are Vegetation _____, Soil _____, or Hydrology _____ significantly disturbed? Are "Normal Circumstances" present? Yes X No _____

Are Vegetation _____, Soil _____, or Hydrology _____ naturally problematic? (If needed, explain any answers in Remarks.)

SUMMARY OF FINDINGS – Attach site map showing sampling point locations, transects, important features, etc.

Hydrophytic Vegetation Present?	Yes X	No _____	**Is the Sampled Area within a Wetland?** Yes X No _____
Hydric Soil Present?	Yes X	No _____	
Wetland Hydrology Present?	Yes X	No _____	

Remarks:

HYDROLOGY

Wetland Hydrology Indicators:

Primary Indicators (minimum of one is required; check all that apply)

- [x] Surface Water (A1)
- [x] High Water Table (A2)
- [x] Saturation (A3)
- [ ] Water Marks (B1)
- [ ] Sediment Deposits (B2)
- [ ] Drift Deposits (B3)
- [ ] Algal Mat or Crust (B4)
- [ ] Iron Deposits (B5)
- [ ] Inundation Visible on Aerial Imagery (B7)
- [x] Water-Stained Leaves (B9)
- [ ] Aquatic Fauna (B13)
- [ ] Marl Deposits (B15) (LRR U)
- [ ] Hydrogen Sulfide Odor (C1)
- [x] Oxidized Rhizospheres along Living Roots (C3)
- [ ] Presence of Reduced Iron (C4)
- [ ] Recent Iron Reduction in Tilled Soils (C6)
- [ ] Thin Muck Surface (C7)
- [ ] Other (Explain in Remarks)

Secondary Indicators (minimum of two required)

- [ ] Surface Soil Cracks (B6)
- [ ] Sparsely Vegetated Concave Surface (B8)
- [x] Drainage Patterns (B10)
- [ ] Moss Trim Lines (B16)
- [ ] Dry-Season Water Table (C2)
- [ ] Crayfish Burrows (C8)
- [ ] Saturation Visible on Aerial Imagery (C9)
- [x] Geomorphic Position (D2)
- [ ] Shallow Aquitard (D3)
- [ ] FAC-Neutral Test (D5)
- [ ] Sphagnum moss (D8) (LRR T, U)

Field Observations:

Surface Water Present?	Yes X	No _____	Depth (inches): 3
Water Table Present?	Yes X	No _____	Depth (inches): 0
Saturation Present? (includes capillary fringe)	Yes X	No _____	Depth (inches): 0

Wetland Hydrology Present? Yes X No _____

Describe Recorded Data (stream gauge, monitoring well, aerial photos, previous inspections), if available:

Remarks:

Some areas surrounding DP-1 were inundated while others were saturated with groundwater at the surface.

VEGETATION (Four Strata) – Use scientific names of plants.

Sampling Point: DP-1

Tree Stratum (Plot size: 30 feet)	Absolute % Cover	Dominant Species?	Indicator Status
1. Fraxinus pennsylvanica	25%	Yes	FACW
2.			
3.			
4.			
5.			
6.			
7.			
8.			
	25% = Total Cover		
50% of total cover: 12.5	20% of total cover: 5		

Sapling/Shrub Stratum (Plot size: 30 feet)			
1. Morella cerifera	15%	Yes	FAC
2.			
3.			
4.			
5.			
6.			
7.			
8.			
	15 = Total Cover		
50% of total cover: 7.5	20% of total cover: 3		

Herb Stratum (Plot size: 30 feet)			
1. Panicum sp.	40%	Yes	FAC*
2. Scirpus cyperinus	30	Yes	OBL
3. Solidago sp.	5%	No	FAC*
4. Typha latifolia	5%	No	OBL
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
	80% = Total Cover		
50% of total cover: 40	20% of total cover: 16		

Woody Vine Stratum (Plot size: 30 feet)			
1.			
2.			
3.			
4.			
5.			
	= Total Cover		
50% of total cover:	20% of total cover:		

Dominance Test worksheet:

Number of Dominant Species That Are OBL, FACW, or FAC: 4 (A)

Total Number of Dominant Species Across All Strata: 4 (B)

Percent of Dominant Species That Are OBL, FACW, or FAC: 100% (A/B)

Prevalence Index worksheet:

Total % Cover of:	Multiply by:
OBL species	x 1 =
FACW species	x 2 =
FAC species	x 3 =
FACU species	x 4 =
UPL species	x 5 =
Column Totals: (A)	(B)

Prevalence Index = B/A =

Hydrophytic Vegetation Indicators:

- ☐ 1 - Rapid Test for Hydrophytic Vegetation
- ☑ 2 - Dominance Test is >50%
- ☐ 3 - Prevalence Index is ≤3.0[1]
- ☐ Problematic Hydrophytic Vegetation[1] (Explain)

[1]Indicators of hydric soil and wetland hydrology must be present, unless disturbed or problematic.

Definitions of Four Vegetation Strata:

Tree – Woody plants, excluding vines, 3 in. (7.6 cm) or more in diameter at breast height (DBH), regardless of height.

Sapling/Shrub – Woody plants, excluding vines, less than 3 in. DBH and greater than 3.28 ft (1 m) tall.

Herb – All herbaceous (non-woody) plants, regardless of size, and woody plants less than 3.28 ft tall.

Woody vine – All woody vines greater than 3.28 ft in height.

Hydrophytic Vegetation Present? Yes X No

Remarks: (If observed, list morphological adaptations below).

*unable to identify to species; assumed Facultative, though likely wetter due to location and other community species

SOIL

Sampling Point: DP-1

Profile Description: (Describe to the depth needed to document the indicator or confirm the absence of indicators.)

Depth (inches)	Matrix Color (moist)	Matrix %	Redox Features Color (moist)	Redox %	Type[1]	Loc[2]	Texture	Remarks
0-16 inches	10YR 4/1	90	10YR 6/4	10	PL/C	M	FLS	

[1]Type: C=Concentration, D=Depletion, RM=Reduced Matrix, MS=Masked Sand Grains. [2]Location: PL=Pore Lining, M=Matrix.

Hydric Soil Indicators: (Applicable to all LRRs, unless otherwise noted.)

- ☐ Histosol (A1)
- ☐ Histic Epipedon (A2)
- ☐ Black Histic (A3)
- ☐ Hydrogen Sulfide (A4)
- ☐ Stratified Layers (A5)
- ☐ Organic Bodies (A6) **(LRR P, T, U)**
- ☐ 5 cm Mucky Mineral (A7) **(LRR P, T, U)**
- ☐ Muck Presence (A8) **(LRR U)**
- ☐ 1 cm Muck (A9) **(LRR P, T)**
- ☐ Depleted Below Dark Surface (A11)
- ☐ Thick Dark Surface (A12)
- ☐ Coast Prairie Redox (A16) **(MLRA 150A)**
- ☐ Sandy Mucky Mineral (S1) **(LRR O, S)**
- ☐ Sandy Gleyed Matrix (S4)
- ☑ Sandy Redox (S5)
- ☐ Stripped Matrix (S6)
- ☐ Dark Surface (S7) **(LRR P, S, T, U)**
- ☐ Polyvalue Below Surface (S8) **(LRR S, T, U)**
- ☐ Thin Dark Surface (S9) **(LRR S, T, U)**
- ☐ Loamy Mucky Mineral (F1) **(LRR O)**
- ☐ Loamy Gleyed Matrix (F2)
- ☐ Depleted Matrix (F3)
- ☐ Redox Dark Surface (F6)
- ☐ Depleted Dark Surface (F7)
- ☐ Redox Depressions (F8)
- ☐ Marl (F10) **(LRR U)**
- ☐ Depleted Ochric (F11) **(MLRA 151)**
- ☐ Iron-Manganese Masses (F12) **(LRR O, P, T)**
- ☐ Umbric Surface (F13) **(LRR P, T, U)**
- ☐ Delta Ochric (F17) **(MLRA 151)**
- ☐ Reduced Vertic (F18) **(MLRA 150A, 150B)**
- ☐ Piedmont Floodplain Soils (F19) **(MLRA 149A)**
- ☐ Anomalous Bright Loamy Soils (F20) **(MLRA 149A, 153C, 153D)**

Indicators for Problematic Hydric Soils[3]:

- ☐ 1 cm Muck (A9) **(LRR O)**
- ☐ 2 cm Muck (A10) **(LRR S)**
- ☐ Reduced Vertic (F18) **(outside MLRA 150A,B)**
- ☐ Piedmont Floodplain Soils (F19) **(LRR P, S, T)**
- ☐ Anomalous Bright Loamy Soils (F20) **(MLRA 153B)**
- ☐ Red Parent Material (TF2)
- ☐ Very Shallow Dark Surface (TF12)
- ☐ Other (Explain in Remarks)

[3]Indicators of hydrophytic vegetation and wetland hydrology must be present, unless disturbed or problematic.

Restrictive Layer (if observed):

Type: _____

Depth (inches): _____

Hydric Soil Present? Yes X No ____

Remarks:

WETLAND DETERMINATION DATA FORM – Atlantic and Gulf Coastal Plain Region

Project/Site: Beacon Langley City/County: City of Hampton Sampling Date: 01/14/14

Applicant/Owner: Beacon Towers LLC State: VA Sampling Point: DP-2

Investigator(s): Ben Salter Section, Township, Range: _____

Landform (hillslope, terrace, etc.): Terrace Local relief (concave, convex, none): Convex Slope (%): 0-2%

Subregion (LRR or MLRA): LRR-T Lat: 37.058172 Long: -76.373803 Datum: 1983

Soil Map Unit Name: Newflat-Urban land complex NWI classification: None

Are climatic / hydrologic conditions on the site typical for this time of year? Yes X No _____ (If no, explain in Remarks.)

Are Vegetation _____, Soil _____, or Hydrology _____ significantly disturbed? Are "Normal Circumstances" present? Yes X No _____

Are Vegetation _____, Soil _____, or Hydrology _____ naturally problematic? (If needed, explain any answers in Remarks.)

SUMMARY OF FINDINGS – Attach site map showing sampling point locations, transects, important features, etc.

Hydrophytic Vegetation Present?	Yes X	No _____	**Is the Sampled Area within a Wetland?** Yes _____ No X
Hydric Soil Present?	Yes _____	No X	
Wetland Hydrology Present?	Yes _____	No X	

Remarks:

HYDROLOGY

Wetland Hydrology Indicators:

Primary Indicators (minimum of one is required; check all that apply)

- ☐ Surface Water (A1)
- ☐ High Water Table (A2)
- ☐ Saturation (A3)
- ☐ Water Marks (B1)
- ☐ Sediment Deposits (B2)
- ☐ Drift Deposits (B3)
- ☐ Algal Mat or Crust (B4)
- ☐ Iron Deposits (B5)
- ☐ Inundation Visible on Aerial Imagery (B7)
- ☐ Water-Stained Leaves (B9)
- ☐ Aquatic Fauna (B13)
- ☐ Marl Deposits (B15) **(LRR U)**
- ☐ Hydrogen Sulfide Odor (C1)
- ☐ Oxidized Rhizospheres along Living Roots (C3)
- ☐ Presence of Reduced Iron (C4)
- ☐ Recent Iron Reduction in Tilled Soils (C6)
- ☐ Thin Muck Surface (C7)
- ☐ Other (Explain in Remarks)

Secondary Indicators (minimum of two required)

- ☐ Surface Soil Cracks (B6)
- ☐ Sparsely Vegetated Concave Surface (B8)
- ☐ Drainage Patterns (B10)
- ☐ Moss Trim Lines (B16)
- ☐ Dry-Season Water Table (C2)
- ☐ Crayfish Burrows (C8)
- ☐ Saturation Visible on Aerial Imagery (C9)
- ☐ Geomorphic Position (D2)
- ☐ Shallow Aquitard (D3)
- ☐ FAC-Neutral Test (D5)
- ☐ Sphagnum moss (D8) **(LRR T, U)**

Field Observations:

Surface Water Present?	Yes _____	No X	Depth (inches): NA
Water Table Present?	Yes _____	No X	Depth (inches): >16"
Saturation Present? (includes capillary fringe)	Yes _____	No X	Depth (inches): >16"

Wetland Hydrology Present? Yes _____ No X

Describe Recorded Data (stream gauge, monitoring well, aerial photos, previous inspections), if available:

Remarks:

VEGETATION (Four Strata) – Use scientific names of plants.

Sampling Point: DP-2

Tree Stratum (Plot size: 30 feet)	Absolute % Cover	Dominant Species?	Indicator Status
1. Liquidambar stryraciflua	50	Yes	FAC
2. Pinus strobus	30	Yes	FACU
3. Prunus serotina	5	No	FACU
4. Celtis occidentalis	5	No	FACU
5.			
6.			
7.			
8.			
	90 = Total Cover		
50% of total cover: 45	20% of total cover: 18		

Sapling/Shrub Stratum (Plot size: 30 feet)			
1. Morella cerifera	20%	Yes	FAC
2.			
3.			
4.			
5.			
6.			
7.			
8.			
	20 = Total Cover		
50% of total cover: 7.5	20% of total cover: 3		

Herb Stratum (Plot size: 30 feet)			
1. Panicum sp.	10%	Yes	FAC*
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
	10 = Total Cover		
50% of total cover: 5	20% of total cover: 2		

Woody Vine Stratum (Plot size: 30 feet)			
1. Smilax rotundifolia	30	Yes	FAC
2.			
3.			
4.			
5.			
	30 = Total Cover		
50% of total cover: 15	20% of total cover: 6		

Dominance Test worksheet:

Number of Dominant Species That Are OBL, FACW, or FAC: 4 (A)

Total Number of Dominant Species Across All Strata: 5 (B)

Percent of Dominant Species That Are OBL, FACW, or FAC: 80% (A/B)

Prevalence Index worksheet:

Total % Cover of:	Multiply by:
OBL species	x 1 =
FACW species	x 2 =
FAC species	x 3 =
FACU species	x 4 =
UPL species	x 5 =
Column Totals: (A)	(B)

Prevalence Index = B/A =

Hydrophytic Vegetation Indicators:

- ☐ 1 - Rapid Test for Hydrophytic Vegetation
- ☑ 2 - Dominance Test is >50%
- ☐ 3 - Prevalence Index is ≤3.0[1]
- ☐ Problematic Hydrophytic Vegetation[1] (Explain)

[1]Indicators of hydric soil and wetland hydrology must be present, unless disturbed or problematic.

Definitions of Four Vegetation Strata:

Tree – Woody plants, excluding vines, 3 in. (7.6 cm) or more in diameter at breast height (DBH), regardless of height.

Sapling/Shrub – Woody plants, excluding vines, less than 3 in. DBH and greater than 3.28 ft (1 m) tall.

Herb – All herbaceous (non-woody) plants, regardless of size, and woody plants less than 3.28 ft tall.

Woody vine – All woody vines greater than 3.28 ft in height.

Hydrophytic Vegetation Present? Yes X No

Remarks: (If observed, list morphological adaptations below).

*unable to identify to species; assumed Facultative; plant community only very weakly hydrophytic; no FACW or OBL species

SOIL

Sampling Point: DP-2

Profile Description: (Describe to the depth needed to document the indicator or confirm the absence of indicators.)

Depth (inches)	Matrix Color (moist)	Matrix %	Redox Features Color (moist)	Redox %	Type[1]	Loc[2]	Texture	Remarks
0-3 inches	2.5Y 4/1	100					FSL	
3-10 inches	2.5Y 4/3	100					FSL	
10-16 inches	2.5Y 6/4	100					FSL	

[1]Type: C=Concentration, D=Depletion, RM=Reduced Matrix, MS=Masked Sand Grains. [2]Location: PL=Pore Lining, M=Matrix.

Hydric Soil Indicators: (Applicable to all LRRs, unless otherwise noted.)

- ☐ Histosol (A1)
- ☐ Histic Epipedon (A2)
- ☐ Black Histic (A3)
- ☐ Hydrogen Sulfide (A4)
- ☐ Stratified Layers (A5)
- ☐ Organic Bodies (A6) **(LRR P, T, U)**
- ☐ 5 cm Mucky Mineral (A7) **(LRR P, T, U)**
- ☐ Muck Presence (A8) **(LRR U)**
- ☐ 1 cm Muck (A9) **(LRR P, T)**
- ☐ Depleted Below Dark Surface (A11)
- ☐ Thick Dark Surface (A12)
- ☐ Coast Prairie Redox (A16) **(MLRA 150A)**
- ☐ Sandy Mucky Mineral (S1) **(LRR O, S)**
- ☐ Sandy Gleyed Matrix (S4)
- ☐ Sandy Redox (S5)
- ☐ Stripped Matrix (S6)
- ☐ Dark Surface (S7) **(LRR P, S, T, U)**
- ☐ Polyvalue Below Surface (S8) **(LRR S, T, U)**
- ☐ Thin Dark Surface (S9) **(LRR S, T, U)**
- ☐ Loamy Mucky Mineral (F1) **(LRR O)**
- ☐ Loamy Gleyed Matrix (F2)
- ☐ Depleted Matrix (F3)
- ☐ Redox Dark Surface (F6)
- ☐ Depleted Dark Surface (F7)
- ☐ Redox Depressions (F8)
- ☐ Marl (F10) **(LRR U)**
- ☐ Depleted Ochric (F11) **(MLRA 151)**
- ☐ Iron-Manganese Masses (F12) **(LRR O, P, T)**
- ☐ Umbric Surface (F13) **(LRR P, T, U)**
- ☐ Delta Ochric (F17) **(MLRA 151)**
- ☐ Reduced Vertic (F18) **(MLRA 150A, 150B)**
- ☐ Piedmont Floodplain Soils (F19) **(MLRA 149A)**
- ☐ Anomalous Bright Loamy Soils (F20) **(MLRA 149A, 153C, 153D)**

Indicators for Problematic Hydric Soils[3]:

- ☐ 1 cm Muck (A9) **(LRR O)**
- ☐ 2 cm Muck (A10) **(LRR S)**
- ☐ Reduced Vertic (F18) **(outside MLRA 150A,B)**
- ☐ Piedmont Floodplain Soils (F19) **(LRR P, S, T)**
- ☐ Anomalous Bright Loamy Soils (F20) **(MLRA 153B)**
- ☐ Red Parent Material (TF2)
- ☐ Very Shallow Dark Surface (TF12)
- ☐ Other (Explain in Remarks)

[3]Indicators of hydrophytic vegetation and wetland hydrology must be present, unless disturbed or problematic.

Restrictive Layer (if observed):

Type: _____

Depth (inches): _____

Hydric Soil Present? Yes _____ No X

Remarks:

APPENDIX C

Supporting Documentation

A: Northerly View of Stream From Pond Outfall

B: Northerly View of Ephemeral Stream Channel

Beacon Towers - Langley
57 Tide Mill Lane
Hampton, Virginia
Photographs

ECA Proj. # P1753

C: Southerly View of Stream Channel from Near Wetland Boundary

D: Northerly View of Wetland Subject to RPA Buffer

Beacon Towers - Langley
57 Tide Mill Lane
Hampton, Virginia
Photographs

ECA Proj. # P1753

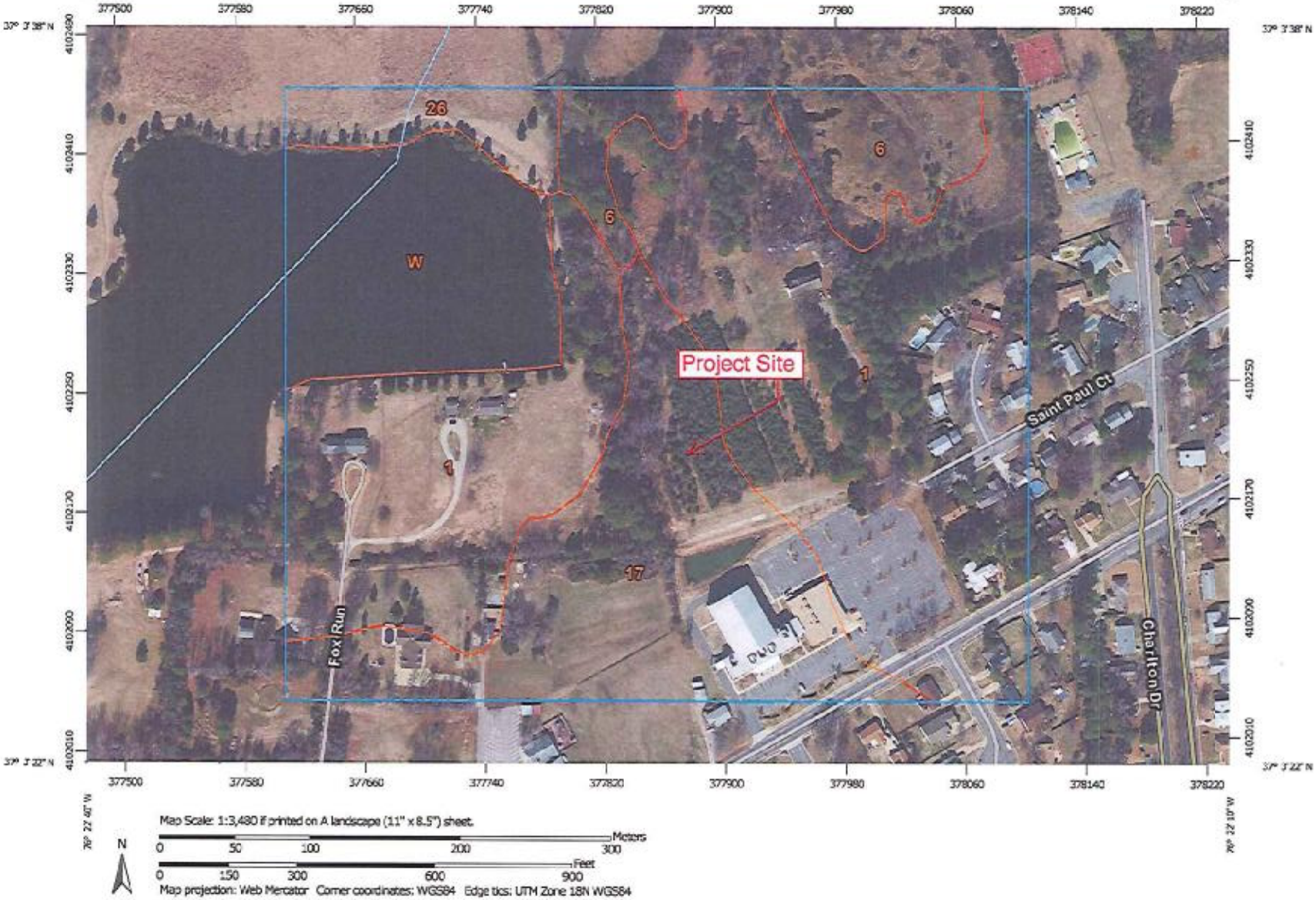
E: Southerly View of Wetland from DP-1

F: Northerly View of Wetland from DP-1

Beacon Towers - Langley
57 Tide Mill Lane
Hampton, Virginia
Photographs

ECA Proj. # P1753

Soil Map—Tidewater Cities Area, Virginia



MAP LEGEND

Area of Interest (AOI)

- Area of Interest (AOI)

Soils

- Soil Map Unit Polygons
- Soil Map Unit Lines
- Soil Map Unit Points

Special Point Features

- Blowout
- Borrow Pit
- Clay Spot
- Closed Depression
- Gravel Pit
- Gravelly Spot
- Landfill
- Lava Flow
- Marsh or swamp
- Mine or Quarry
- Miscellaneous Water
- Perennial Water
- Rock Outcrop
- Saline Spot
- Sandy Spot
- Severely Eroded Spot
- Sinkhole
- Slide or Slip
- Sodic Spot
- Spoil Area
- Stony Spot
- Very Stony Spot
- Wet Spot
- Other
- Special Line Features

Water Features

- Streams and Canals

Transportation

- Rails
- Interstate Highways
- US Routes
- Major Roads
- Local Roads

Background

- Aerial Photography

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:12,000.

Warning: Soil Map may not be valid at this scale.

Enlargement of maps beyond the scale of mapping can cause misunderstanding of the detail of mapping and accuracy of soil line placement. The maps do not show the small areas of contrasting soils that could have been shown at a more detailed scale.

Please rely on the bar scale on each map sheet for map measurements.

Source of Map: Natural Resources Conservation Service
Web Soil Survey URL: http://websoilsurvey.nrcs.usda.gov
Coordinate System: Web Mercator (EPSG:3857)

Maps from the Web Soil Survey are based on the Web Mercator projection, which preserves direction and shape but distorts distance and area. A projection that preserves area, such as the Albers equal-area conic projection, should be used if more accurate calculations of distance or area are required.

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below.

Soil Survey Area: Tidewater Cities Area, Virginia
Survey Area Data: Version 14, Dec 11, 2013

Soil map units are labeled (as space allows) for map scales 1:50,000 or larger.

Date(s) aerial images were photographed: Feb 15, 2011—Jun 4, 2011

The orthophoto or other base map on which the soil lines were compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting of map unit boundaries may be evident.

Map Unit Legend

Tidewater Cities Area, Virginia (VA715)			
Map Unit Symbol	**Map Unit Name**	**Acres in AOI**	**Percent of AOI**
1	Altavista-Urban land complex, 0 to 3 percent slopes	26.8	53.2%
6	Bohicket muck, 0 to 1 percent slopes, very frequently flooded	3.8	7.5%
17	Newflat-Urban land complex, 0 to 2 percent slopes	11.2	22.2%
26	Udorthents-Dumps complex	2.0	3.9%
W	Water	6.6	13.2%
Totals for Area of Interest		**50.4**	**100.0%**

BEACON TOWERS

"Leading the Way"

VA238 LANGLEY SITE

57 TIDE MILL LANE
HAMPTON, VA 23666

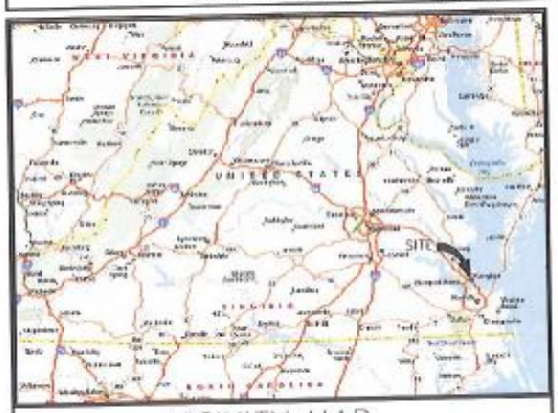
PROJECT DESCRIPTION:

INSTALLATION AND OPERATION OF ANTENNAS AND ASSOCIATED EQUIPMENT INSIDE A NEW FENCED COMPOUND ON A NEW 145' MONOPOLE

3 WORKING DAYS BEFORE YOU DIG 1-800-552 7001 TOLL FREE MISS UTILITY

DIRECTIONS TO SITE:
FROM RICHMOND:
TAKE I-295 TO I-64E AND FOLLOW FOR APPROXIMATELY 61 MILES. TAKE EXIT 251B TO HAMPTON ROADS CENTER PKWY AND THEN TURN RIGHT ONTO N. ARMISTEAD AVE. TURN LEFT ONTO TIDE MILL LANE AND THEN TURN LEFT OVER CHARLETON DR. TURN LEFT ONTO ST PAUL AND FOLLOW DIRT ROAD TO ACCESS ROAD ON RIGHT.

LOCAL MAP NOT TO SCALE



VICINITY MAP NOT TO SCALE

APPROVAL

BEACON TOWERS SITE ACQUISITION	SIGNATURE	DATE	AT&T REGULATORY	SIGNATURE	DATE
BEACON TOWERS ZONING	SIGNATURE	DATE	AT&T RF	SIGNATURE	DATE
BEACON CONSTRUCTION	SIGNATURE	DATE	AT&T CONSTRUCTION	SIGNATURE	DATE

REV. NO.	DESCRIPTION	BY	DATE	REV. NO.	DESCRIPTION	BY	DATE
1	FINAL ZONING DRAWINGS	OWW	11/10/13				
2	REVISED FINAL ZONING DRAWINGS	OWW	1/16/14				
3	REVISED FINAL ZONING DRAWINGS	OWW	2/25/14				

CONSULTING TEAM

ARCHITECTURE AND ENGINEERING:
WARREN WILLIAMS & ASSOCIATES
736 OWNERS CIRCLE
HIGH POINT, NC 27265
PROJECT MANAGER: WARREN WILLIAMS, P.E.
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UTILITIES:
POWER COMPANY:
DOMINION VIRGINIA POWER
CONTACT: CUSTOMER SERVICE
TELEPHONE: 1-888-667-3000

TELEPHONE COMPANY:
VERIZON CONTACT: CUSTOMER SERVICE
CONTACT:
TELEPHONE: 1-800-835-2359

PROJECT SUMMARY

SITE INFORMATION:
VA238 LANGLEY SITE
57 TIDE MILL LANE
HAMPTON, VA 23666

LANDLORD INFORMATION:
REGINALD & DEMINA FORWARDS
57 TIDE MILL LANE
HAMPTON, VA 23666

APPLICANT INFORMATION:
BEACON TOWERS — WARREN DEPUTY
PO BOX 279 — 843-324-9721
AVENDALE, SC 29420

PROJECT DATA:

ZONING	R-15
JURISDICTION	CITY OF HAMPTON
TAX MAP NO.	0000000
SITE TYPE	RAWLAND
TOWER TYPE	MONOPOLE
TOWER HEIGHT	145'
LEASE AREA	60'x60'
AREA OF LAND DISTURBANCE	2500 SF

(2C) GEOGRAPHIC COORDINATES:

LATITUDE:	37° 03' 09.2585" N
LONGITUDE:	76° 22' 24.1161" W
GROUND ELEV. (NAVD):	6.0'

DECLINATION:
10° 43' W CHANGING BY 1' W PER YEAR

ADA COMPLIANCE:
FACILITY IS UNMANNED AND NOT FOR HUMAN HABITATION. SITE WILL NOT BE SERVED BY CITY SEWER OR WATER.

SHEET INDEX

SHEET:	DESCRIPTION:
T-1	TITLE SHEET
T-2	LEGEND & ABBREVIATIONS
N-1	GENERAL NOTES
C-1	SURVEY AND SITE PLAN
C-2	SURVEY NOTES & LEGAL DESCRIPTIONS
C-3	ENLARGED SITE PLAN
C-4	ELEVATION VIEW
C-5	FENCE NOTES AND DETAILS
L-1	LANDSCAPE PLAN
L-2	LANDSCAPE DETAILS
A-1	AT&T SHELTER ELEVATIONS
S-1	AT&T FOUNDATION PLAN

SHEET TOTAL: 12

BEACON TOWERS
"Leading the Way"
PO BOX 279
AVENDALE, SC 29420
843-324-9721

WW&A
warren williams & associates
736 OWNERS CIRCLE
HIGH POINT
NORTH CAROLINA
27265
(757) 490-2288

NO.		
1	11/10/13 BY: JCB	FINAL ZONING DWGS DRC: DWW APPD: DWW
2	1/16/14 BY: JCB	REV FINAL ZONING DWGS DRC: DWW APPD: DWW
3	2/25/14 BY: JCB	REV FINAL ZONING DWGS DRC: DWW APPD: DWW
4		
5		
6		

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	NJS
CHECKED BY:	DWW
LTV DATE:	02/25/14
DWG NO:	0W238

SHEET TITLE: TITLE SHEET

SHEET NUMBER: T-1

BEACON TOWERS

"Leading the Way"

VA238 LANGLEY SITE

57 TIDE MILL LANE
HAMPTON, VA 23666

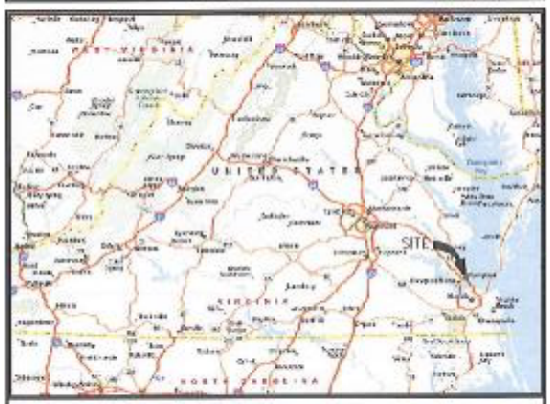
PROJECT DESCRIPTION:

INSTALLATION AND OPERATION OF ANTENNAS AND ASSOCIATED EQUIPMENT INSIDE A NEW FENCED COMPOUND ON A NEW 145' MONOPOLE

2 WORKING DAYS BEFORE YOU DIG 1-800-552-7001 TOLL FREE MISS UTILITY

DIRECTIONS TO SITE:
FROM RICHMOND:
TAKE I-295 TO I-64E AND FOLLOW FOR APPROXIMATELY 61 MILES. TAKE EXIT 263B TO HAMPTON ROADS CENTER PKWY AND THEN TURN RIGHT ONTO N. ARMSTEAD AVE. TURN LEFT ONTO TIDE MILL LANE AND THEN TURN LEFT ONTO CHARLESTON DR. TURN LEFT ONTO ST PAUL AND FOLLOW DIRT ROAD TO ACCESS ROAD ON RIGHT.

LOCAL MAP NOT TO SCALE



VICINITY MAP NOT TO SCALE

APPROVAL

BEACON TOWERS SITE ACQUISITION:	SIGNATURE	DATE	AT&T ACQUISITION:	SIGNATURE	DATE
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2	REVISED FINAL ZONING DRAWINGS	OWW	1/16/14				
3	REVISED FINAL ZONING DRAWINGS	OWW	2/25/14				

CONSULTING TEAM

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TELEPHONE: 1-888-667-3000

TELEPHONE COMPANY:
VERIZON CONTACT:
CONTACT: CUSTOMER SERVICE
TELEPHONE: 1-800-326-2355

PROJECT SUMMARY

SITE INFORMATION:
VA238 LANGLEY SITE
57 TIDE MILL LANE
HAMPTON, VA 23666

LANDLORD INFORMATION:
REGINAL & DONITA EDWARDS
57 TIDE MILL LANE
HAMPTON, VA 23666

APPLICANT INFORMATION:
BEACON TOWERS — MARSH DEPUTY
PO BOX 279 — 843-324-0731
ARCADIA, SC 29429

PROJECT DATA:

ZONING	R-15
JURISDICTION	CITY OF HAMPTON
TAX MAP NO.	0241003 00 00002
SITE TYPE	RAW LAND
TOWER TYPE	MONOPOLE
TOWER HEIGHT	145'
LEASE AREA	60'X50'
AREA OF LAND DISTURBANCE	3500 SF

(2C) GEOGRAPHIC COORDINATES:
LATITUDE: 37° 03' 22.2095" N
LONGITUDE: 76° 22' 24.1161" W
GROUND ELEV. (AMSL): 6.5'

DECLINATION:
10° 47' W CHANGING BY 1' W PER YEAR

ADA COMPLIANCE:
FACILITY IS UNMANNED AND NOT FOR HUMAN HABITATION. SITE WILL NOT BE SERVED BY CITY SEWER OR WATER.

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WW&A
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735 CAMERON CIRCLE
HIGH POINT
NORTH CAROLINA
27265
(757) 450-3288

NO.			
1	11/10/13	FINAL ZONING DWGS	
	BY: AJB	CHK: OWW	APPD: OWW
2	1/16/14	REV FINAL ZONING DWGS	
	BY: AJB	CHK: OWW	APPD: OWW
3	2/25/14	REV FINAL ZONING DWGS	
	BY: AJB	CHK: OWW	APPD: OWW
4			
5			
6			

COMMONWEALTH OF VIRGINIA
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VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	AJB
CHECKED BY:	OWW
ISSUE DATE:	4/18/13
COAX NO:	WO38

SHEET TITLE:
TITLE SHEET

SHEET NUMBER:
T-1

ABBREVIATIONS & SYMBOLS LIST

1P, 2P, & 3P	SINGLE POLE, TWO POLE, & THREE POLES
A/C	AIR CONDITIONING
ADJ	ADJUSTABLE
AFF	ABOVE FINISH FLOOR
AGL	ABOVE GROUND LEVEL
APPROX	APPROXIMATELY
ASTM	AMERICAN SOCIETY FOR TESTING AND MATERIALS
AWG	AMERICAN WIRE GAUGE
A OR AMP	AMPERE
BLDG	BUILDING
BLK	BLOCK
BMR	BASE MOBILE RADIO
B/S	BUILDING STANDARD
CU	COPPER
CO	CLEAN OUT
C	CONDUIT SIZE AS NOTED
CB	CIRCUIT BREAKER
CKT	CIRCUIT
CLG	CEILING
CLR	CLEAR
CONC	CONCRETE
CONST	CONSTRUCTION
CONT	CONTINUOUS
CFCI	CONTRACTOR FURNISHES CONTRACTOR INSTALLED
DB	DEED BOOK
DBL	DOUBLE
DIA, Ø	DIAMETER
DIAG	DIAGONAL
DIM	DIMENSION
DN	DOWN
DET, DETL	DETAIL
DWG	DRAWING
DEF	DUAL ELEMENT FUSES
E	EAST
EA	EACH
EL, ELEV	ELEVATION
ELECT	ELECTRICAL
EQ	EQUAL
EQUIP	EQUIPMENT
EW	EACH WAY
EXIST/EX	EXISTING
EXT	EXTERIOR
EMT	ELECTRICAL METALLIC TUBING
EC	EMPTY CONDUIT
FIN	FINISH
FLUOR	FLUORESCENT
FLR	FLOOR
FT	FOOT
GRS	GALVANIZED STEEL CONDUIT
G OR GRD	GROUND
GA	GAUGE
GALV	GALVANIZED
GC	GENERAL CONTRACTOR
GPS	GLOBAL POSITIONING SYSTEM
GWB	GYPSUM WALL BOARD
HARD'WD	HARDWOOD
HSS	HIGH STRENGTH
HORIZ	HORIZONTAL
HR	HOUR
HT	HEIGHT
HVAC	HEATING, VENTILATION AND AIR CONDITIONING
ID	INSIDE DIA
IN	INCH
INFO	INFORMATION
INS	INSULATION
KW	KILOWATTS
LB(S)	POUND(S)
LG	LONG
MAX	MAXIMUM
MECH	MECHANICAL
MTL	METAL
MFR	MANUFACTURER
MGR	MANAGER
MIN	MINIMUM
MISC	MISCELLANEOUS
MPH	MILES PER HOUR
MTD	MOUNTED
NEUT	NEUTRAL
N	NORTH
NA	NOT APPLICABLE
NIC	NOT IN CONTRACT
NTS	NOT TO SCALE
OFCI	OWNER FURNISHED, CONTRACTOR INSTALLED
OC	ON CENTER
OD	OUTSIDE DIAMETER
OPNG	OPENING
OPP	OPPOSITE
OHT/OHP	OVERHEAD TELEPHONE/OVERHEAD POWER
OHP	OVERHEAD POWER
OHT	OVERHEAD TELEPHONE
OZ	OUNCE
PG	PAGE
PIN(F)	PIN FOUND
PIN(S)	PIN SET
PJF	POLYMERIC JOINT FILLER
PLYWD	PLYWOOD
PR	PAIR
PROJ	PROJECT
PROP	PROPERTY
PSI	PER SQUARE INCH
PSF	PER SQUARE FOOT
PT	PRESSURE TREATED
PVC	SCHEDULE 40 PLASTIC CONDUIT.
RAD	RADIATION
RECEPT	RECEPTACLE
REQ'D	REQUIRED
RM	ROOM
RO	ROUGH OPENING
S	SOUTH
SW	SWITCH
SCH	SCHEDULE
SHT	SHEET
SIM	SIMILAR
SPEC	SPECIFICATION
SQ	SQUARE
SS	STAINLESS STEEL
STL	STEEL
STRUCT	STRUCTURAL
SUSP	SUSPENDED
THRD	THREADED
THRU	THROUGH
TM	TAX MAP
TINWD	TINNED
TOC	TOP OF CONCRETE
TYP	TYPICAL
UON	UNLESS OTHERWISE NOTED
UG	UNDERGROUND
VERT	VERTICAL
VIF	VERIFY IN FIELD
VT	VINYL TILE
W/	WITH
WDW	WINDOW
W	WEST
W/O	WITHOUT
W	WATTS
WP	WEATHERPROOF
XFRM	TRANSFORMER
∡	ANGLE
&	AND
℄	CENTER LINE
PL	PROPERTY LINE, PLATE
@	AT
#	NUMBER

△1 = REVISION

□1 = NOTE REFERENCE

◇1 = DETAIL REFERENCE

1/C-1 = ELEVATION REFERENCE

1/C-1 = SECTION REFERENCE

= NORTH ARROW

= NORTH ARROW WITH MAGNETIC DECLINATION

LEGEND

EXISTING	NEW	
		CONCRETE
		PROPERTY LINE
		LEASE AREA
		EASEMENT
		BUILDING (FOOTPRINT)
		POWER POLE
		TELEPHONE/TELEGRAPH PEDESTAL
		ASPHALT
		FENCE
		TEMPORARY BENCH MARK
		TREELINE
		CONTOURS
	14.5	SPOT ELEVATION
	SF	SILT FENCE
		ITEMS TO BE REMOVED

BEACON TOWERS

PO BOX 270
HUDSON, NC 28638
847-324-9731

WW&A
warren williams & associates
7M CHANDLER CIRCLE
HOT POINT
NORTH CAROLINA
27260
(336) 887-2388

NO		
1	11/15/13	NEW ZONING DWGS
	BY: MJD	CHK: DWW APP'D: DWW
2	1/13/14	REV FINAL ZONING DWGS
	BY: MJD	CHK: DWW APP'D: DWW
3	2/25/14	REV FINAL ZONING DWGS
	BY: MJD	CHK: DWW APP'D: DWW
4		
5		
6		

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	MJD
CHECKED BY:	DWW
TPI DATE:	4/28/11
DWG NO:	VA238

SHEET TITLE:
LEGEND AND ABBREVIATIONS

SHEET NUMBER:
T-2

BEACON TOWERS

"Leading the Way"

VA238 LANGLEY SITE

57 TIDE MILL LANE
HAMPTON, VA 23666

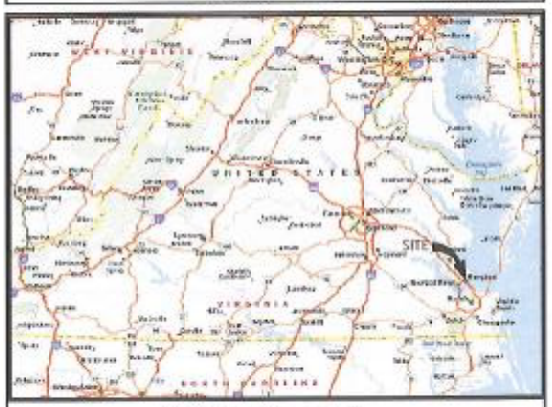
PROJECT DESCRIPTION:

INSTALLATION AND OPERATION OF ANTENNAS AND ASSOCIATED EQUIPMENT INSIDE A NEW FENCED COMPOUND ON A NEW 145' MONOPOLE

2 WORKING DAYS BEFORE YOU DIG 1-800-552-7001 TOLL FREE MISS UTILITY

DIRECTIONS TO SITE:
FROM RICHMOND:
TAKE I-295 TO I-64E AND FOLLOW FOR APPROXIMATELY 61 MILES. TAKE EXIT 261B TO HAMPTON ROADS CENTER PKWY AND THEN TURN RIGHT ONTO N. ARMISTEAD AVE. TURN LEFT ONTO 'OF MILL LANE AND THEN TURN LEFT ONTO CHARLTON DR. TURN LEFT ONTO ST PAUL AND FOLLOW DIRT ROAD TO ACCESS ROAD ON RIGHT.

LOCAL MAP NOT TO SCALE



VICINITY MAP NOT TO SCALE

APPROVAL

BEACON TOWERS SITE ACQUISITION	SIGNATURE	DATE	AT&T REGULATORY	SIGNATURE	DATE
BEACON TOWERS ZONING	SIGNATURE	DATE	AT&T RF	SIGNATURE	DATE
BEACON CONSTRUCTION	SIGNATURE	DATE	AT&T CONSTRUCTION	SIGNATURE	DATE

REV. NO.	DESCRIPTION	BY	DATE	REV. NO.	DESCRIPTION	BY	DATE
1	RAW ZONING DRAWINGS	DWW	11/10/13				
2	REVISED FINAL ZONING DRAWINGS	DWW	1/16/14				
3	REVISED FINAL ZONING DRAWINGS	DWW	2/25/14				

CONSULTING TEAM

ARCHITECTURE AND ENGINEERING:
WARREN WILLIAMS & ASSOCIATES
736 CARNEROS CIRCLE
HIGH POINT, NC 27265
PROJECT MANAGER: WARREN WILLIAMS, P.E.
TELEPHONE: (757) 460-2083

SURVEY:
CAUFFMAN CONSULTANTS, PC
3005 S. BATTLEFIELD BLVD, SUITE D
CHESAPEAKE, VA 23322
CONTACT: CODY T. WHITE, LS
TELEPHONE: (757) 482-8474
FAX: (757) 482-8672

SOIL ENGINEER:
GEOENVIRONMENTAL RESOURCES, INC. (GERI)
CONTACT: CHARLES CRAWLEY, PE
TELEPHONE: (757) 463-3100

STRUCTURAL ENGINEERING:
WARREN WILLIAMS & ASSOCIATES
736 CARNEROS CIRCLE
HIGH POINT, NC 27265
CONTACT: JASON CARFICLO, P.E.
TELEPHONE: (757) 410-3188

UTILITIES:
POWER COMPANY:
DOMINION VIRGINIA POWER
CONTACT: CUSTOMER SERVICE
TELEPHONE: 1-888-667-3000

TELEPHONE COMPANY:
VERIZON CONTACT:
CONTACT: CUSTOMER SERVICE
TELEPHONE: 1-800-826-2355

PROJECT SUMMARY

SITE INFORMATION:
VA238 LANGLEY SITE
57 TIDE MILL LANE
HAMPTON, VA 23666

LANDLORD INFORMATION:
REGINALD & DEBORAH EDWARDS
57 TIDE MILL LANE
HAMPTON, VA 23666

APPLICANT INFORMATION:
BEACON TOWERS — WARREN DEPUTY
PO BOX 279 — 843-324-9731
AVENDALE, SC 29429

PROJECT DATA:

ZONING	R-15
JURISDICTION	CITY OF HAMPTON
TAX MAP NO.	07H000 00 00000
SITE TYPE	RAW LAND
TOWER TYPE	MONOPOLE
TOWER HEIGHT	145'
LEASE AREA	60'x60'
AREA OF LAND DISTURBANCE	3500 SF

(2C) GEOGRAPHIC COORDINATES:
LATITUDE: 37° 00' 29.2930" N
LONGITUDE: 76° 22' 24.1151" W
GROUND ELEV. (MSL): 6.6'

DECLINATION:
10° 43' W CHANGING BY 1° W PER YEAR

ADA COMPLIANCE:
FACILITY IS UNMANNED AND NOT FOR HUMAN HABITATION. SITE WILL NOT BE SERVED BY CITY SEWER OR WATER.

SHEET INDEX

SHEET:	DESCRIPTION:
T-1	TITLE SHEET
T-2	LEGEND & ABBREVIATIONS
N-1	GENERAL NOTES
C-1	SURVEY AND SITE PLAN
C-2	SURVEY NOTES & LEGAL DESCRIPTIONS
C-3	ENLARGED SITE PLAN
C-4	ELEVATION VIEW
C-5	FENCE NOTES AND DETAILS
L-1	LANDSCAPE PLAN
L-2	LANDSCAPE DETAILS
A-1	AT&T SHELTER ELEVATIONS
S-1	AT&T FOUNDATION PLAN

SHEET TOTAL: 12

BEACON TOWERS
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AVENDALE, SC 29429
843-324-9731

WW&A
warren williams & associates
736 CARNEROS CIRCLE
HIGH POINT
NORTH CAROLINA
27265
(757) 410-2188

NO			
1	11/10/13	FINAL ZONING DWGS	
	BY: ALD	CHK: DWW	APP'D: DWW
2	1/16/14	REV FINAL ZONING DWGS	
	BY: ALD	CHK: DWW	APP'D: DWW
3	2/25/14	REV FINAL ZONING DWGS	
	BY: ALD	CHK: DWW	APP'D: DWW
4			
5			
6			

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 33039
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALD
CHECKED BY:	DWW
TIT. DATE:	4/15/13
CONT. NO:	VA238

SHEET TITLE:
TITLE SHEET

SHEET NUMBER:
T-1

ABBREVIATIONS & SYMBOLS LIST

1P, 2P, & 3P	SINGLE POLE, TWO POLE, & THREE POLES
A/C	AIR CONDITIONING
ADJ	ADJUSTABLE
AFF	ABOVE FINISH FLOOR
AGL	ABOVE GROUND LEVEL
APPROX	APPROXIMATELY
ASTM	AMERICAN SOCIETY FOR TESTING AND MATERIALS
AWG	AMERICAN WIRE GAUGE
A OR AMP	AMPERE
BLDG	BUILDING
BLK	BLOCK
BMR	BASE MOBILE RADIO
B/S	BUILDING STANDARD
CU	COPPER
CO	CLEAN OUT
C	CONDUIT SIZE AS NOTED
CB	CIRCUIT BREAKER
CKT	CIRCUIT
CLG	CEILING
CLR	CLEAR
CONC	CONCRETE
CONST	CONSTRUCTION
CONT	CONTINUOUS
CFCI	CONTRACTOR FURNISHES CONTRACTOR INSTALLED
DB	DEED BOOK
DBL	DOUBLE
DIA, Ø	DIAMETER
DIAG	DIAGONAL
DIM	DIMENSION
DN	DOWN
DET, DETL	DETAIL
DWG	DRAWING
DEF	DUAL ELEMENT FUSES
E	EAST
EA	EACH
EL, ELEV	ELEVATION
ELECT	ELECTRICAL
EQ	EQUAL
EQUIP	EQUIPMENT
EW	EACH WAY
EXIST/EX	EXISTING
EXT	EXTERIOR
EMT	ELECTRICAL METALLIC TUBING
EC	EMPTY CONDUIT
FIN	FINISH
FLUOR	FLUORESCENT
FLR	FLOOR
FT	FOOT
GRS	GALVANIZED STEEL CONDUIT
G OR GRD	GROUND
GA	GAUGE
GALV	GALVANIZED
GC	GENERAL CONTRACTOR
GPS	GLOBAL POSITIONING SYSTEM
GWB	GYPSUM WALL BOARD
HARDWD	HARDWOOD
HSC	HIGH STRENGTH
HORIZ	HORIZONTAL
HR	HOUR
HT	HEIGHT
HVAC	HEATING, VENTILATION AND AIR CONDITIONING
ID	INSIDE DIA.
IN	INCH
INFO	INFORMATION
INS	INSULATION
KW	KILOWATTS
LB(S)	POUND(S)
LG	LONG
MAX	MAXIMUM
MECH	MECHANICAL
MTL	METAL
MFR	MANUFACTURER
MGR	MANAGER
MIN	MINIMUM
MISC	MISCELLANEOUS
MPH	MILES PER HOUR
MTD	MOUNTED
NEUT	NEUTRAL
N	NORTH
NA	NOT APPLICABLE
NIC	NOT IN CONTRACT
NTS	NOT TO SCALE
OFCI	OWNER FURNISHES, CONTRACTOR INSTALLS
OC	ON CENTER
OD	OUTSIDE DIAMETER
OPNG	OPENING
OPP	OPPOSITE
OHT/OHP	OVERHEAD TELEPHONE/OVERHEAD POWER
OHP	OVERHEAD POWER
OHT	OVERHEAD TELEPHONE
OZ	OUNCE
PG	PAGE
PIN(F)	PIN FOUND
PIN(S)	PIN SET
PJF	POLYVINYL JOINT FILLER
PLYWD	PLYWOOD
PR	PAIR
PROJ	PROJECT
PROP	PROPERTY
PSI	PER SQUARE INCH
PSF	PER SQUARE FOOT
PT	PRESSURE TREATED
PVC	SCHEDULE 40 PLASTIC CONDUIT
RAD	RADIATION
RECEPT	RECEPTACLE
REQ'D	REQUIRED
RM	ROOM
RO	ROUGH OPENING
S	SOUTH
SW	SWITCH
SCH	SCHEDULE
SHT	SHEET
SIM	SIMILAR
SPEC	SPECIFICATION
SQ	SQUARE
SS	STAINLESS STEEL
STL	STEEL
STRUCT	STRUCTURAL
SUSP	SUSPENDED
THRD	THREADED
THRU	THROUGH
TM	TAX MAP
TNMD	TINNED
TOC	TOP OF CONCRETE
TYP	TYPICAL
UON	UNLESS OTHERWISE NOTED
UG	UNDERGROUND
VERT	VERTICAL
VF	VERIFY IN FIELD
VT	VINYL TILE
W/	WITH
WDW	WINDOW
W	WEST
W/O	WITHOUT
W	WATTS
WP	WEATHERPROOF
XFRM	TRANSFORMER
∠	ANGLE
&	AND
℄	CENTER LINE
⅊	PROPERTY LINE, PLANE
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= NORTH ARROW WITH MAGNETIC DECLINATION

LEGEND

EXISTING	NEW	
		CONCRETE
		PROPERTY LINE
		LEASE AREA
		EASEMENT
		BUILDING FOOTPRINT
		POWER POLE
		TELEPHONE/FIBER OPTIC PEDESTAL
		ASPHALT
		FENCE
		TEMPORARY BENCHMARK
		TREELINE
		CONTOURS
14.5		SPOT ELEVATION
		SILT FENCE
		TENS TO BE REMOVED

BEACON TOWERS

"Leading the Way"

P.O. BOX 678
HAMPTON, SC 29448
843-324-5731

WW&A
warren williams & associates
236 CARYBROOK CIRCLE
TEN ZIPHER
NORTH CAROLINA
27284
(252) 456-5688

NO.		
1	11/18/13 BY: AJB	FINAL ZONING DWGS CHK: DWP APP'D: DWP
2	1/16/14 BY: AJB	REV FINAL ZONING DWGS CHK: DWP APP'D: DWP
3	2/25/14 BY: AJB	REV FINAL ZONING DWGS CHK: DWP APP'D: DWP
4		
5		
6		

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	AJB
CHECKED BY:	DWP
TIT DATE:	4/15/13
CDW NO:	VA238

SHEET TITLE
LEGEND AND ABBREVIATIONS

SHEET NUMBER
T-2

SITE WORK GENERAL NOTES:

NOTES:

1. THE SUBCONTRACTOR SHALL CONTACT UTILITY LOCATING SERVICES PRIOR TO THE START OF CONSTRUCTION.

2. ALL EXISTING ACTIVE SEWER, WATER, GAS, ELECTRIC, AND OTHER UTILITIES WHICH ENCOUNTERED IN THE WORK, SHALL BE PROTECTED AT ALL TIMES, AND WHERE REQUIRED FOR THE PROPER EXECUTION OF THE WORK, SHALL BE RELOCATED AS DIRECTED BY CONTRACTOR. EXTREME CAUTION SHOULD BE USED BY THE SUBCONTRACTOR WHEN EXCAVATING OR DRILLING PIERS AROUND OR NEAR UTILITIES. SUBCONTRACTOR SHALL PROVIDE SAFETY TRAINING FOR THE WORKING CREW. THIS WILL INCLUDE BUT NOT BE LIMITED TO A) FALL PROTECTION B) CONFINED SPACE C) ELECTRICAL SAFETY D) TRENCHING & EXCAVATION.

3. ALL SITE WORK SHALL BE AS INDICATED ON THE DRAWINGS AND PROJECT SPECIFICATIONS.

4. IF NECESSARY, RUBBISH, STUMPS, DEBRIS, STICKS, STONES AND OTHER REFUSE SHALL BE REMOVED FROM THE SITE AND DISPOSED OF LEGALLY.

5. ALL EXISTING INACTIVE SEWER, WATER, GAS, ELECTRIC AND OTHER UTILITIES, WHICH INTERFERE WITH THE EXECUTION OF THE WORK, SHALL BE REMOVED AND/OR CAPPED, PLUGGED OR OTHERWISE DISCONTINUED AT POINTS WHICH WILL NOT INTERFERE WITH THE EXECUTION OF THE WORK, SUBJECT TO THE APPROVAL OF CONTRACTOR, OWNER AND/OR LOCAL UTILITIES.

6. SUBCONTRACTOR SHALL MINIMIZE DISTURBANCE TO EXISTING SITE DURING CONSTRUCTION.

7. THE SUBCONTRACTOR SHALL PROVIDE SITE SIGNAGE IN ACCORDANCE WITH THE CINGULAR SPECIFICATION FOR SITE SIGNAGE.

8. THE SITE SHALL BE GRADED TO CAUSE SURFACE WATER TO FLOW AWAY FROM THE BTS EQUIPMENT AND TOWER AREAS.

9. NO FILL OR EMBANKMENT MATERIAL SHALL BE PLACED ON FROZEN GROUND. FROZEN MATERIALS, SNOW OR ICE SHALL NOT BE PLACED IN ANY FILL OR EMBANKMENT.

10. THE SUB GRADE SHALL BE COMPACTED AND BROUGHT TO A SMOOTH UNIFORM GRADE PRIOR TO FINISHED SURFACE APPLICATION.

11. THE AREAS OF THE OWNERS PROPERTY DISTURBED BY THE WORK AND NOT COVERED BY THE TOWER, EQUIPMENT OR DRIVEWAY, SHALL BE GRADED TO A UNIFORM SLOPE, AND STABALIZED TO PREVENT EROSION.

12. SUBCONTRACTOR SHALL MINIMIZE DISTURBANCE TO EXISTING SITE DURING CONSTRUCTION. EROSION CONTROL MEASURES, IF REQUIRED DURING CONSTRUCTION, SHALL BE IN CONFORMANCE WITH THE LOCAL JURISDICTION'S GUIDELINES FOR EROSION AND SEDIMENT CONTROL.

STRUCTURAL STEEL NOTES:

NOTES:

1. ALL STEEL WORK SHALL BE PAINTED IN ACCORDANCE WITH THE PROJECT SPECIFICATIONS AND IN ACCORDANCE WITH ASTM A36 UNLESS OTHERWISE NOTED.

2. ALL WELDING SHALL BE PERFORMED USING E70XX ELECTRODES AND WELDING SHALL CONFORM TO AISC. WHERE FILLET WELD SIZES ARE NOT SHOWN, PROVIDE THE MINIMUM SIZE PER TABLE J2.4 IN THE AISC "MANUAL OF STEEL CONSTRUCTION". PAINTED SURFACES SHALL BE TOUCHED UP.

3. BOLTED CONNECTIONS SHALL BE ASTM A325 BEARING TYPE (3/4"Ø) CONNECTIONS AND SHALL HAVE MINIMUM OF TWO BOLTS UNLESS NOTED OTHERWISE.

4. NON-STRUCTURAL CONNECTIONS FOR STEEL GRATING MAY USE 5/8" DIA. ASTM A 307 BOLTS UNLESS NOTED OTHERWISE.

5. INSTALLATION OF CONCRETE EXPANSION/WEDGE ANCHOR, SHALL BE PER MANUFACTURER'S WRITTEN RECOMMENDED PROCEDURE. THE ANCHOR BOLT, DOWEL OR ROD SHALL CONFORM TO MANUFACTURER'S RECOMMENDATION FOR EMBEDMENT DEPTH OR AS SHOWN ON THE DRAWINGS. NO REBAR SHALL BE CUT WITHOUT PRIOR CONTRACTOR APPROVAL WHEN DRILLING HOLES IN CONCRETE. SPECIAL INSPECTIONS, REQUIRED BY GOVERNING CODES, SHALL BE PERFORMED IN ORDER TO MAINTAIN MANUFACTURER'S MAXIMUM ALLOWABLE LOADS.

6. ALL EXPANSION/WEDGE ANCHORS SHALL BE STAINLESS STEEL OR HOT DIPPED GALVANIZED. THE ANCHOR BOLT DOWEL AND ROD SHALL BE STAINLESS STEEL WITH STAINLESS STEEL WASHERS.

CONCRETE AND REINFORCING STEEL NOTES:

1. ALL CONCRETE WORK SHALL BE IN ACCORDANCE WITH THE ACI 301, ACI 318, ACI 336, ASTM A184, ASTM A185, ASTM C31, ASTM C172 AND THE DESIGN AND CONSTRUCTION SPECIFICATION FOR CAST-IN-PLACE CONCRETE.

2. ALL CONCRETE SHALL HAVE A MINIMUM COMPRESSIVE STRENGTH OF 4000 PSI AT 28 DAYS, UNLESS NOTED OTHERWISE.

3. REINFORCING STEEL SHALL CONFORM TO ASTM A 615, GRADE 60, DEFORMED UNLESS NOTED OTHERWISE. WELDED WIRE FABRIC SHALL CONFORM TO ASTM A 185 WELDED STEEL WIRE FABRIC UNLESS NOTED OTHERWISE. SPLICES SHALL BE CLASS "B" AND ALL HOOKS SHALL BE STANDARD, UNO.

4. THE FOLLOWING MINIMUM CONCRETE COVER SHALL BE PROVIDED FOR REINFORCING STEEL UNLESS SHOWN OTHERWISE ON DRAWINGS:

   CONCRETE CAST AGAINST EARTH.....3 IN.
   CONCRETE EXPOSED TO EARTH OR WEATHER:

   #6 AND LARGER .....2 IN.
   #5 AND SMALLER & WWF.....1 1/2 IN.

   CONCRETE NOT EXPOSED TO EARTH OR WEATHER OR NOT CAST AGAINST THE GROUND:

   SLAB AND WALL .....3/4 IN.
   BEAMS AND COLUMNS.....1 1/2 IN.

5. A CHAMFER 3/4" SHALL BE PROVIDED AT ALL EXPOSED EDGES OF CONCRETE, UNO, IN ACCORDANCE WITH ACI 301 SECTION 4.2.4.

6. CONCRETE/EXPANSION ANCHORS SHALL BE STAINLESS STEEL. INSTALLATION, SHALL BE PER MANUFACTURER'S WRITTEN RECOMMENDED PROCEDURE. THE ANCHOR BOLT, DOWEL OR ROD SHALL CONFORM TO MANUFACTURER'S RECOMMENDATION FOR EMBEDMENT DEPTH OR AS SHOWN ON THE DRAWINGS. NO REBAR SHALL BE CUT WITHOUT PRIOR ENGINEERING APPROVAL WHEN DRILLING HOLES IN CONCRETE. EXPANSION BOLTS SHALL BE PROVIDED BY RAWLS/HILTI/HEAD OR APPROVED EQUAL.

GENERAL NOTES

1. FOR THE PURPOSE OF CONSTRUCTION DRAWING, THE FOLLOWING DEFINITIONS SHALL APPLY:
   CONTRACTOR – BEACON TOWERS
   SUBCONTRACTOR – GENERAL CONTRACTOR (CONSTRUCTION)
   OWNER – BEACON TOWERS
   OEM – ORIGINAL EQUIPMENT MANUFACTURE

2. PRIOR TO THE SUBMISSION OF BIDS, THE BIDDING SUBCONTRACTOR SHALL VISIT THE CELL SITE TO FAMILIARIZE WITH THE EXISTING CONDITIONS AND TO CONFIRM THAT THE WORK CAN BE ACCOMPLISHED AS SHOWN ON THE CONSTRUCTION DRAWINGS. ANY DISCREPANCY FOUND SHALL BE BROUGHT TO THE ATTENTION OF CONTRACTOR.

3. ALL MATERIALS FURNISHED AND INSTALLED SHALL BE IN STRICT ACCORDANCE WITH ALL APPLICABLE CODES, REGULATIONS, AND ORDINANCES. SUBCONTRACTOR SHALL ISSUE ALL APPROPRIATE NOTICES AND COMPLY WITH ALL LAWS, ORDINANCES, RULES, REGULATIONS, AND LAWFUL ORDERS OF ANY PUBLIC AUTHORITY REGARDING THE PERFORMANCE OF THE WORK.

   ALL WORK CARRIED OUT SHALL COMPLY WITH ALL APPLICABLE MUNICIPAL AND UTILITY COMPANY SPECIFICATIONS AND LOCAL JURISDICTIONAL CODES, ORDINANCES AND APPLICABLE REGULATIONS.

4. DRAWINGS PROVIDED HERE ARE NOT TO SCALE AND ARE INTENDED TO SHOW OUTLINE ONLY.

5. UNLESS NOTED OTHERWISE, THE WORK SHALL INCLUDE FURNISHING MATERIALS, EQUIPMENT, APPURTENANCES, AND LABOR NECESSARY TO COMPLETE ALL INSTALLATIONS AS INDICATED ON THE DRAWINGS.

6. THE SUBCONTRACTOR SHALL INSTALL ALL EQUIPMENT AND MATERIALS IN ACCORDANCE WITH MANUFACTURER'S RECOMMENDATIONS UNLESS SPECIFICALLY STATED OTHERWISE.

7. IF THE SPECIFIED EQUIPMENT CANNOT BE INSTALLED AS SHOWN ON THESE DRAWINGS, THE SUBCONTRACTOR SHALL PROPOSE AN ALTERNATIVE INSTALLATION FOR APPROVAL BY THE CONTRACTOR.

8. SUBCONTRACTOR SHALL DETERMINE ACTUAL ROUTING OF CONDUIT, POWER AND T1 CABLES, GROUNDING CABLES AS SHOWN ON THE POWER, GROUNDING AND TELCO PLAN DRAWING.

9. THE SUBCONTRACTOR SHALL PROTECT EXISTING IMPROVEMENTS, PAVEMENTS, CURBS, LANDSCAPING AND STRUCTURES. ANY DAMAGED PART SHALL BE REPAIRED AT SUBCONTRACTOR'S EXPENSE TO THE SATISFACTION OF OWNER.

10. SUBCONTRACTOR SHALL LEGALLY AND PROPERLY DISPOSE OF ALL SCRAP MATERIALS SUCH AS COAXIAL CABLES AND OTHER ITEMS REMOVED FROM THE EXISTING FACILITY. ANTENNAS REMOVED SHALL BE RETURNED TO THE OWNER'S DESIGNATED LOCATION.

11. SUBCONTRACTOR SHALL LEAVE PREMISES IN CLEAN CONDITION.

12. CONSTRUCTION SHALL COMPLY WITH SPECIFICATION 24702-000-3AP5-A002-00002, "GENERAL CONSTRUCTION SERVICES FOR CONSTRUCTION OF AT&T GSM SITES."

SOIL COMPACTION NOTES FOR SLAB ON GRADE

NOTES:

1. EXCAVATE AS REQUIRED TO REMOVE VEGETATION & TOPSOIL EXPOSE UNDISTURBED NATURAL SUBGRADE AND PLACE CRUSHED STONE AS REQUIRED.

2. COMPACTION CERTIFICATION: AN INSPECTION AND WRITTEN CERTIFICATION BY A QUALIFIED GEOTECHNICAL TECHNICIAN OR ENGINEER IS ACCEPTABLE.

3. AS AN ALTERNATIVE TO INSPECTION AND WRITTEN CERTIFICATION, THE "UNDISTURBED SOIL" BASE SHALL BE COMPACTED WITH "COMPACTION EQUIPMENT", LISTED BELOW, TO AT LEAST 90% MODIFIED PROCTOR MAXIMUM DENSITY PER ASTM D 1557 METHOD C.

4. COMPACTED SUBBASE SHALL BE UNIFORM & LEVELED. PROVIDE 6" MINIMUM CRUSHED STONE OR GRAVEL COMPACTED IN 3" LIFTS ABOVE COMPACTED SOIL. GRAVEL SHALL BE NATURAL OR CRUSHED WITH 100 % PASSING 1" SLEEVE.

COMPACTION EQUIPMENT:

HAND OPERATED DOUBLE DRUM, VIBRATORY ROLLER, VIBRATORY PLATE COMPACTOR OR JUMPING COMPACTOR.

BEACON TOWERS
Wireless Re Run
PO BOX 778
ANDREWS, SC 29510
843 324 8731

WW&A
warren williams & associates
73 CARNEGIE CIRCLE
HOT SPRINGS
NORTH CAROLINA
27243
(252) 892-2248

NO.		
1	11/19/13 BY: JLB	FINAL ZONING DWGS CHK: DRW APP'D: GWW
2	1/16/14 BY: JLB	REV FINAL ZONING DWGS CHK: DRW APP'D: GWW
3	2/25/14 BY: JLB	REV FINAL ZONING DWGS CHK: DRW APP'D: GWW
4		
5		
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COMMONWEALTH OF VIRGINIA
G. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

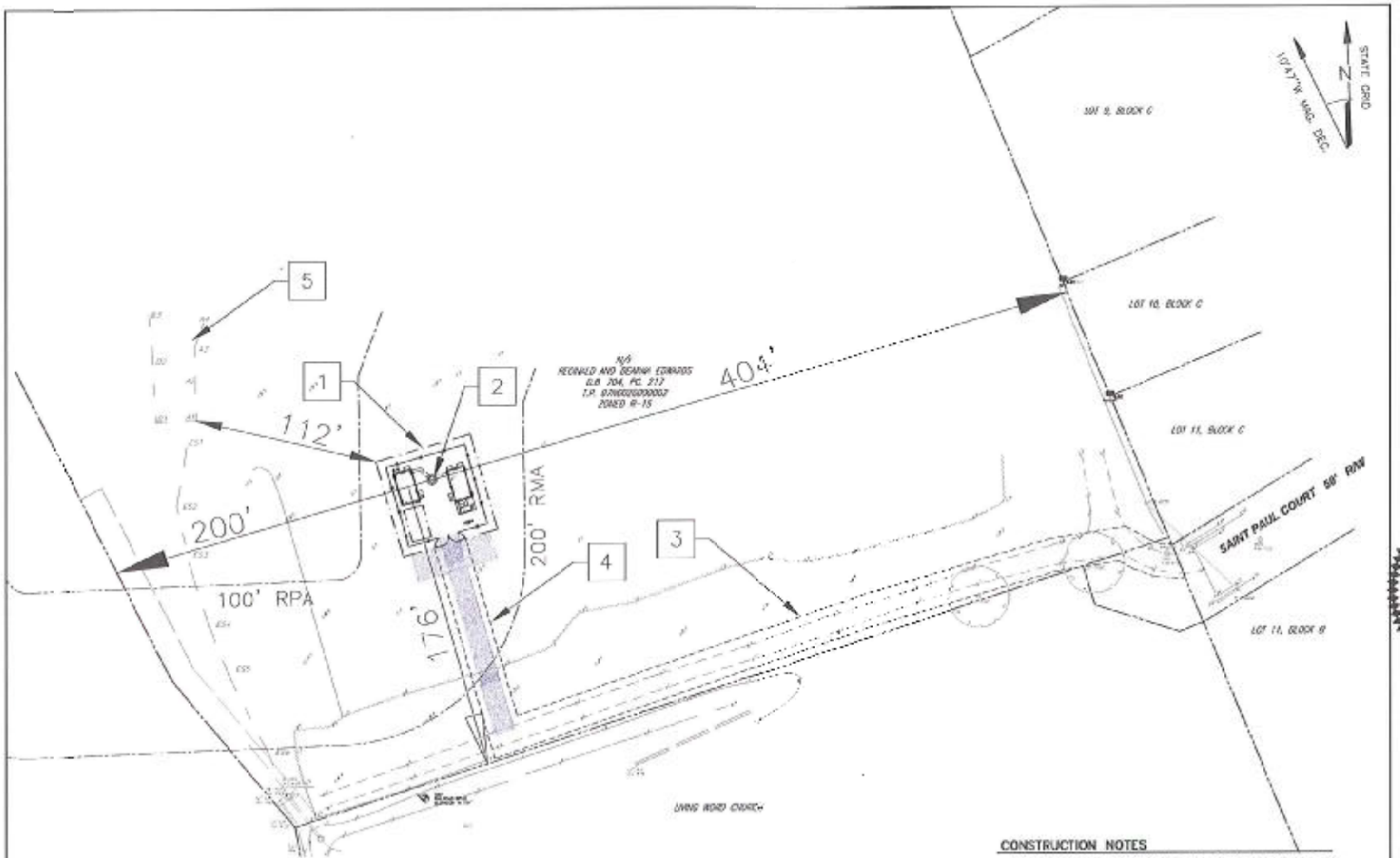
VA23B
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	JLB
CHECKED BY:	DRW
ITN DATE:	11/19/13
CODE ED:	2009

SHEET TITLE:
GENERAL NOTES

SHEET NUMBER:
N-1



CONSTRUCTION NOTES

1. NEW BEACON TOWERS 60'X60' LEASE AREA AROUND NEW 50'X50' FENCED COMPOUND. SEE SHEET C-2 FOR ENLARGED SITE PLAN.
2. NEW BEACON TOWERS 145' MONOPOLE. SEE SHEET C-3 FOR ELEVATION VIEW.
3. NEW 20' WIDE BEACON TOWERS ACCESS/UTILITY EASEMENT.
4. NEW 12' WIDE GRAVEL ACCESS ROAD.
5. WETLANDS SUBJECT TO 100' RMA BUFFER. WETLAND DELINEATION FLAGS WERE LOCATED BY SURVEYOR.

FOR 24" X 36" PLOT - 1" = 30'
FOR 11" X 17" PLOT - 1" = 60'
0 30' 60'

1 / C-1 SURVEY AND SITE PLAN

BEACON TOWERS
"Leading the Way"
PO BOX 270
HAMPTON, VA 23663
843-324-5731

WW&A
warren williams & associates
738 CAPRIOLE CIRCLE
VIRGINIA BEACH
NORFOLK CAROLINA
23456
(757) 650-2080

NO				
1	11/12/13	REV. TOWER LOCS		
	DR: ALB	CHK: GWR	APP'D: GWR	
2	1/16/14	REV. TOWER LOCS		
	DR: ALB	CHK: GWR	APP'D: GWR	
3	2/25/14	REV. TOWER LOCS		
	DR: ALB	CHK: GWR	APP'D: GWR	
4				
5				
6				

COMMONWEALTH OF VIRGINIA
G. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

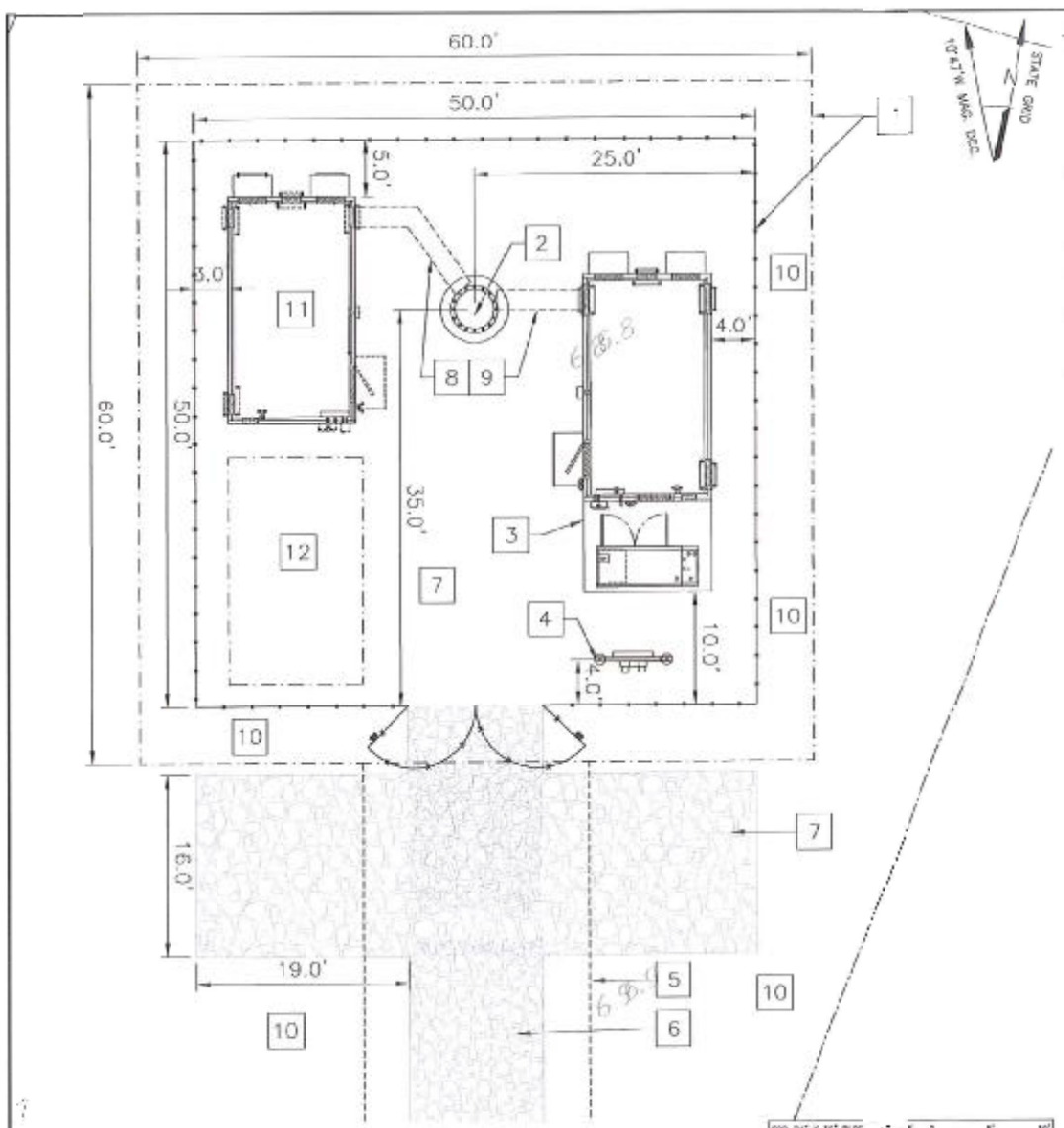
VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALB
DESIGNED BY:	GWR
TIT DATE	4/24/13
CDM NO	13-028

SHEET TITLE:
SURVEY AND SITE PLAN

SHEET NUMBER:
C-1



ENLARGED SITE PLAN

FOR 24" X 36" PLOT 1" = 5' 0 5' 10'
FOR 11" X 17" PLOT 1" = 10' 0 10' 20'

SITE NOTES

1. PRIOR TO CONSTRUCTION THE CONTRACTOR SHALL ASSUME THE RESPONSIBILITY OF LOCATING ANY UNDERGROUND UTILITIES (PUBLIC OR PRIVATE) THAT MAY EXIST AND CROSS THROUGH THE AREA OF CONSTRUCTION THAT ARE NOT SHOWN ON THESE PLANS. BEFORE YOU DIG, CALL "MISS UTILITY" AT 1-800-552-7001. THE CONTRACTOR SHALL BE RESPONSIBLE FOR REPAIRING, AT HIS EXPENSE, ANY EXISTING UTILITIES DAMAGED DURING CONSTRUCTION.
2. ALL EROSION AND SEDIMENT CONTROL DEVICES SHALL BE INSTALLED IN ACCORDANCE WITH THE LATEST EDITION OF VIRGINIA EROSION AND SEDIMENT CONTROL HANDBOOK AT THE FIRST PHASE OF CONSTRUCTION AND CHECKED PERIODICALLY TO ENSURE THEY ARE FUNCTIONING AS INDICATED.
3. THE STOCKPILING OF EXCESS MATERIAL ON SITE WILL NOT BE ALLOWED.
4. ANY VEGETATED AREA DISTURBED BY CONSTRUCTION SHALL BE TOPSOILED AND SEEDED TO RESTORE A PERMANENT VEGETATIVE COVER.
5. THE CONTRACTOR SHALL BE RESPONSIBLE FOR REPLACING WITH MATCHING MATERIALS ANY PAVEMENT, DRIVEWAYS, WALKS, CURBS, ETC. THAT MAY BE CUT, OR THAT ARE DAMAGED DURING CONSTRUCTION.
6. THE INDICATED DIRECTION OF NORTH WILL HAVE TO BE VERIFIED IN THE FIELD. THE MAGNETIC DECLINATION INDICATED IS CALCULATED BASED ON THE LATITUDINAL AND LONGITUDINAL COORDINATE GIVEN BY THE SURVEYOR.

CONSTRUCTION NOTES

1. NEW 60'X60' BEACON TOWERS LEASE AREA AROUND NEW 50'X50' FENCED COMPOUND. SEE SHEET C-4 FOR DETAILS.
2. NEW AT&T & T-MOBILE ANTENNAS ON NEW 145' MONOPOLE. SEE ELEVATION VIEW, SHEET C-3.
3. NEW AT&T 11'-5"X20' EQUIPMENT SHELTER & EXTERNAL GENERATOR ON A CONCRETE PAD. SEE SHEETS A-1 & S-1 FOR DETAILS.
4. NEW UTILITY SERVICE STAND.
5. NEW BEACON TOWERS 20' WIDE NON-EXCLUSIVE ACCESS/UTILITY EASEMENT.
6. NEW 12' GRAVEL ACCESS ROAD. SEE SHEET C-5 FOR DETAILS.
7. NEW GRAVEL PARKING/TURNAROUND AREA & GRAVEL IN COMPOUND INSTALLED AS NECESSARY. SEE SHEET C-5 FOR DETAILS.
8. NEW AT&T & T-MOBILE ICE BRIDGES TO ROUTE COAX FROM SHELTERS, INSIDE TOWER AND TO RESPECTIVE ANTENNAS.
9. GPS SHALL BE MOUNTED ON ICE BRIDGE SUPPORT POSTS CLOSEST TO RESPECTIVE SHELTER.
10. CLEAR TREES AS NECESSARY & PROTECT TREES TO REMAIN. SEE SHEET C-5 FOR DETAILS.
11. NEW T-MOBILE 12'X20' EQUIPMENT SHELTER ON A CONCRETE PAD. SHELTER AND FOUNDATION DETAILS TO BE PROVIDED.
12. FUTURE CARRIERS.

BEACON TOWERS
"Reaching the Max"
PO BOX 272
ANDERSON, SC 29629
843-324-8231

WW&A
warren williams & associates
A.K. CONNARDS CIRCLE
NEW POINT
NORTH CAROLINA
27265
(919) 430-2288

No.				
1	11/20/13	FINAL ZONING INFO		
	JC KCB	CHK DWN	APPD DWN	
2	1/16/14	REV FINAL ZONING INFO		
	JC KCB	CHK DWN	APPD DWN	
3	2/25/14	REV FINAL ZONING INFO		
	JC KCB	CHK DWN	APPD DWN	
4				
5				
6				

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

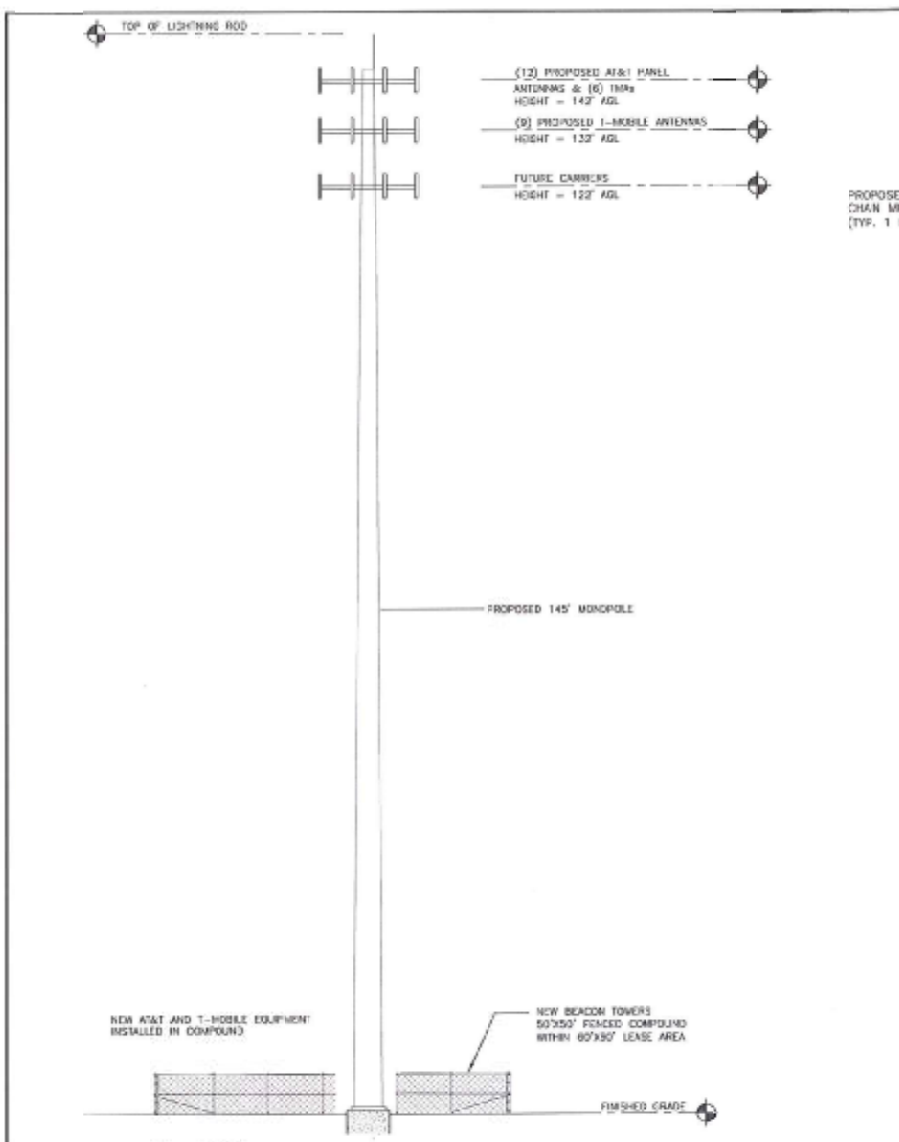
VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	AKC
CHECKED BY:	CWW
TPL DATE:	4/18/13
CDRN NO:	VA238

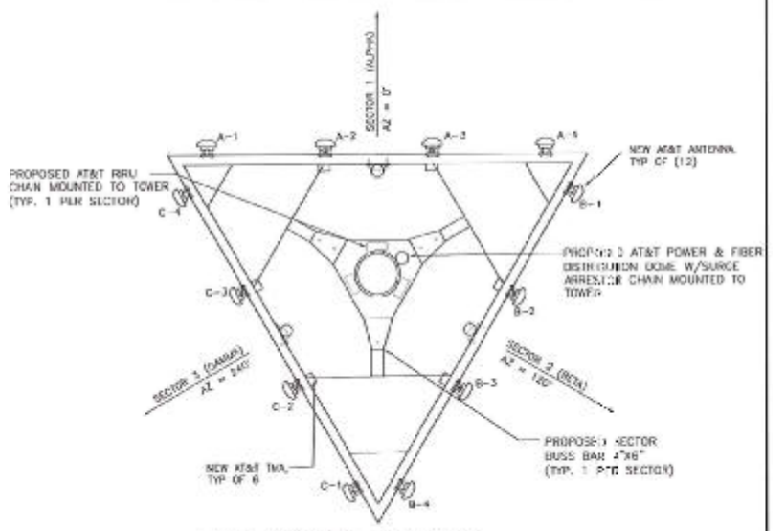
SHEET TITLE:
ENLARGED SITE PLAN

SHEET NUMBER
C-2



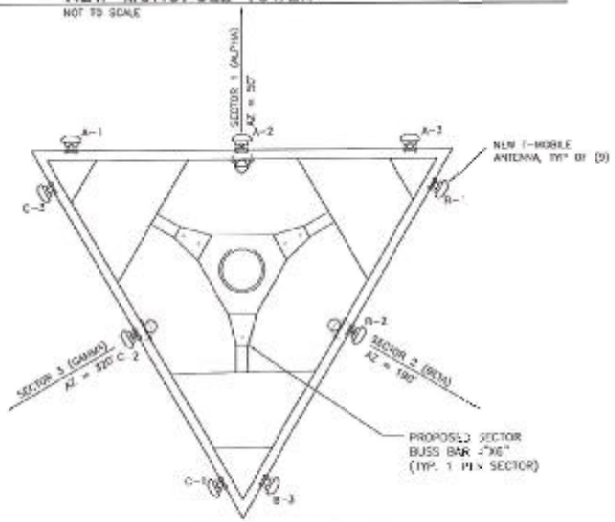
TOWER ELEVATION

NOT TO SCALE



AT&T ANTENNA LAYOUT ON NEW MONOPOLE TOWER

NOT TO SCALE



TIMOBILE ANTENNA LAYOUT ON NEW MONOPOLE TOWER

NOT TO SCALE

BEACON TOWERS

PO BOX 279
AVENDALE, SC 29429
843-324-5731

WW&A
warren williams & associates
726 CARNEGIE CIRCLE
NEW BERN
NORTH CAROLINA
27560
(757) 450-1200

NO.			
1	11/19/13	FINAL ZONING DWGS	
	BY: ALB	CHK: DWR	APP'D: DWR
2	1/16/14	REV FINAL ZONING DWGS	
	BY: ALB	CHK: DWR	APP'D: DWR
3	2/25/14	REV FINAL ZONING DWGS	
	BY: ALB	CHK: DWR	APP'D: DWR
4			
5			
6			

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VA238
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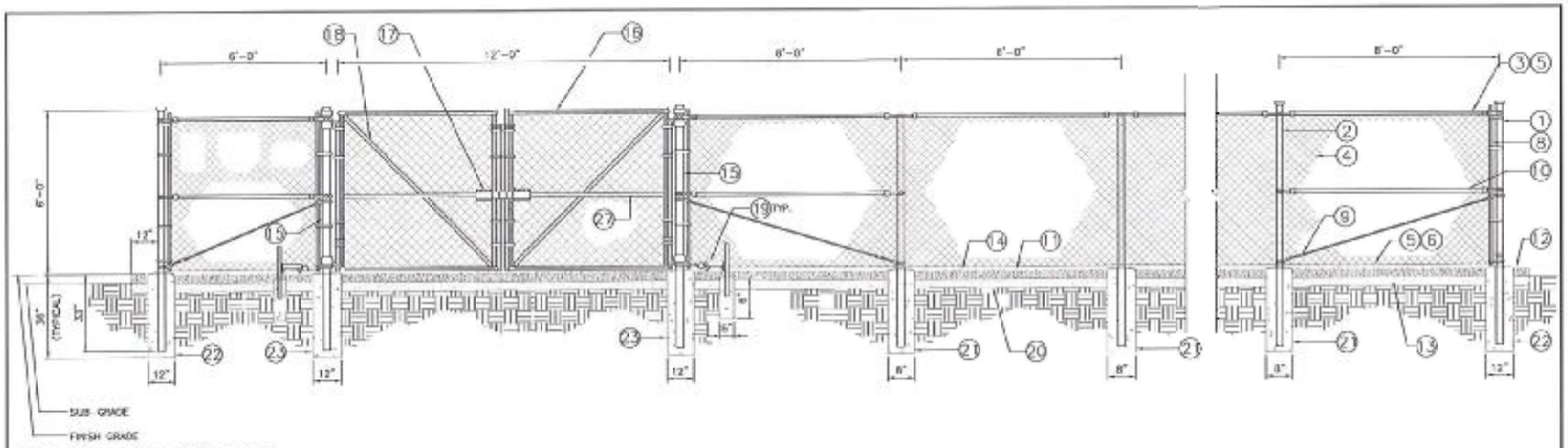
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALB
CHECKED BY:	DWR
TTY DATE:	1/16/13
COVM NO.	VA238

SHEET TITLE:
ELEVATION VIEW

SHEET NUMBER:
C-3



1 / C-4 COMPOUND FENCE DETAIL

NOT TO SCALE

REFERENCE NOTES:

1. CORNER END OR PULL POST 3" OD SCHEDULE 40 PIPE.
2. LINE POST: 2 1/2" OD SCHEDULE 40 PIPE, PER ASTM-F1083. LINE POSTS SHALL BE EQUALLY SPACED AT MAXIMUM 10'-0" OC
3. TOP RAIL & BRACE RAIL: 1 5/8" OD PIPE, PER ASTM-F1083.
4. FABRIC: 9 GA WIRE SIZE 2" MESH.
5. TIE WIRE: MINIMUM 9 GA ALUMINUM AT POSTS AND RAILS A SINGLE WRAP OF FABRIC TIE AND AT TENSION WIRE BY HOG RINGS SPACED MAX. 24" INTERVALS.
6. TENSION WIRE: 7 GA GALVANIZED STEEL.
8. STRETCHER BAR.
9. 3/8" DIAGONAL ROD WITH GALVANIZED STEEL TURNBUCKLE OR DIAGONAL THREADED ROD.
10. FENCE CORNER POST BRACE: 1 5/8" OD EACH CORNER EACH WAY.
11. 1 1/2" MAXIMUM CLEARANCE FROM GRADE.
12. 4" FINISH OR AS DETERMINED BY CONSTRUCTION MANAGER DURING BID WALK.
13. 6" COMPACTED 95% BASE MATERIAL OR AS DETERMINED BY CONSTRUCTION MANAGER DURING BID WALK.
14. FINISH GRADE SHALL BE UNIFORM AND LEVEL.
15. GATE POST 4", SCHEDULE 40 PIPE, FOR GATE WIDTHS UP THRU 7 FEET OR 14 FEET FOR DOUBLE SWING GATE, PER ASTM-F1083.
16. GATE FRAME: PIPE, PER ASTM F1083.
17. STRIKELOCK MULTI TENANT LOCKING DEVICE, PATENT # 5668015 SEE CONTACT INFORMATION ON THIS SHEET
18. 1 PAIR INDUSTRIAL PIN HINGE
19. NOT USED
20. GEOTEXTILE FABRIC
21. LINE POST: CONCRETE FOUNDATION (2000 PSI)
22. CORNER POST: CONCRETE FOUNDATION (2000 PSI)
23. GATE POST: CONCRETE FOUNDATION (2000 PSI)

GENERAL NOTES:

1. INSTALL FENCING PER ASTM F-567
2. INSTALL SWING GATES PER ASTM F- 900
3. LOCAL ORDINANCE OF BARBED WIRE PERMIT REQUIREMENT SHALL BE COMPLIED IF REQUIRED.
4. POST & GATE PIPE SIZES ARE INDUSTRY STANDARDS. ALL PIPE TO BE GALV. (HOT DIP, ASTM A120 GRADE "A" STEEL). ALL GATE FRAMES SHALL BE WELDED. ALL WELDING SHALL BE COATED WITH (3) COATS OF COLD GALV. (OR EQUAL).
5. ALL OPEN POSTS SHALL HAVE END-CAPS.
6. USE GALVANIZED HOG-RING WIRE TO MOUNT ALL SIGNS.
7. ALL SIGNS MUST BE MOUNTED ON INSIDE OF FENCE FABRIC.

BEACON TOWERS

"Leading the Way"

PO BOX 278
AMERICUS, SC 29120
842-324-8731

WW&A
warren williams & associates

A.M. CANNON-POS CIRCLE
NEW POINT
NORTH CAROLINA
27265
(707) 450-2288

NO.			
1	11/10/13	FINAL ZONING MKS	
	BY: AJB	CHK: GWW	APPD: GWW
2	1/16/14	RCN FINAL ZONING ENGS	
	BY: AJB	CHK: GWW	APPD: GWW
3	2/25/14	RCN FINAL ZONING ENGS	
	BY: AJB	CHK: GWW	APPD: GWW
4			
5			
6			

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

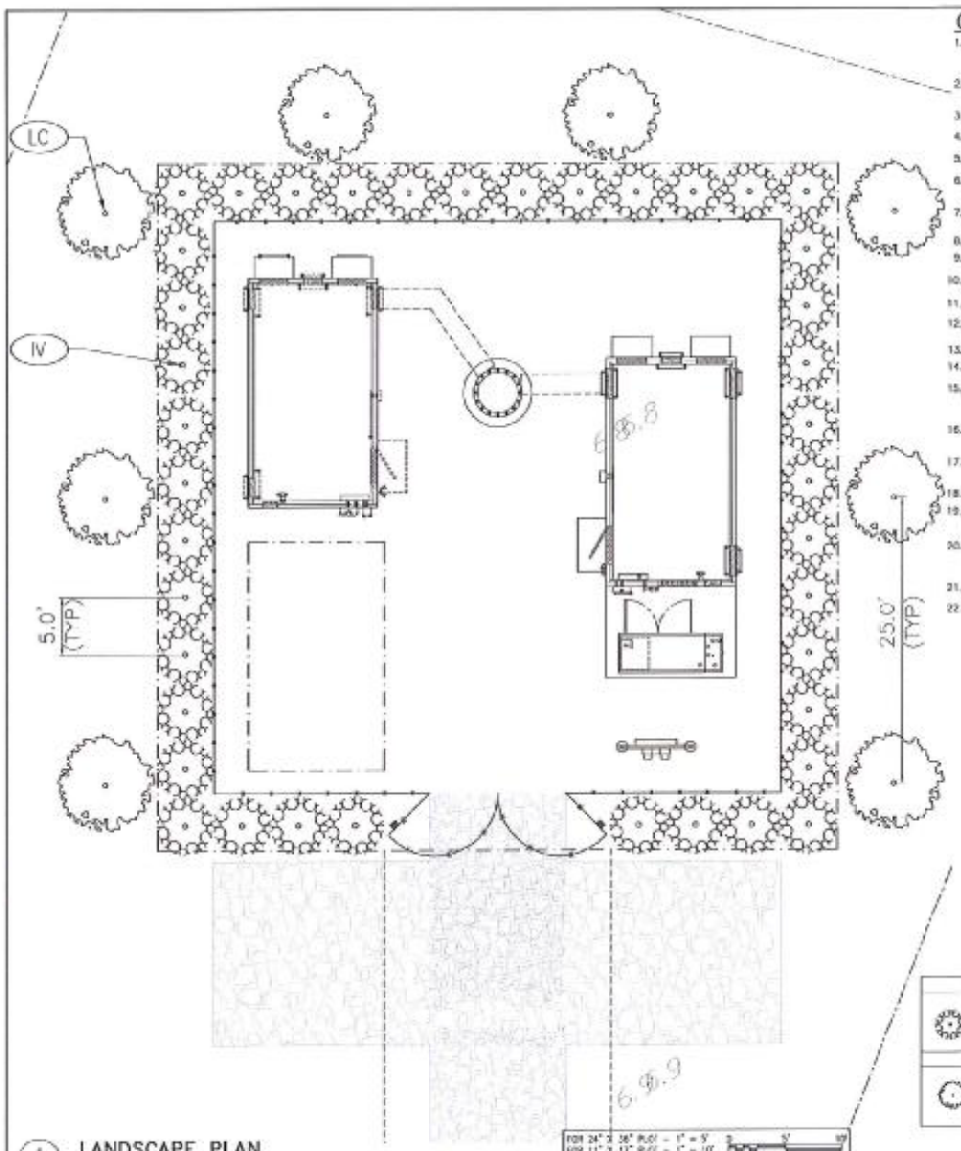
VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	AJB
CHECKED BY:	GWW
FTM DATE:	4/19/13
COMM NO:	VA238

SHEET TITLE:
FENCE NOTES AND DETAILS

SHEET NUMBER:
C-4



1 LANDSCAPE PLAN
L-1

FOR 24" X 36" PLOT - 1" = 5'
FOR 11" X 17" PLOT - 1" = 10'

GENERAL NOTES:

1. THE CONTRACTOR SHALL VERIFY THAT TOTAL QUANTITIES INDICATED IN THE PLANT LIST OR SCHEDULE AGREES WITH QUANTITIES SHOWN ON PLANTING LAYOUT. IF DISCREPANCIES, USE TOTAL OF QUANTITIES SHOWN ON PLANTING LAYOUT.
2. THE CONTRACTOR SHALL PROVIDE THE QUANTITIES REQUIRED TO COMPLETE PROPOSED PLANTING AS SHOWN ON THE LANDSCAPE PLAN.
3. CONTRACTOR SHALL ENSURE POSITIVE DRAINAGE.
4. ALL BEDS SHALL BE CLEAN AND WEEDED.
5. ALL AREAS NOT PAVED OR PLANTED SHALL BE SEEDED.
6. PROVIDE ALL NECESSARY PLANT MATERIALS, LABOR, TOOLS, AND MATERIALS TO COMPLETE THIS PROJECT IN A WORKMANLIKE, PROFESSIONAL MANNER.
7. ALL TREES, SHRUBS, AND GROUND COVERS SHALL BE SPECIMEN QUALITY (AMERICAN ASSOCIATION OF NURSERYMEN STANDARDS), SHALL BE NURSERY- GROWN, AND IN A HEALTHY, INSECT AND DISEASE-FREE, CONDITION.
8. NO SUBSTITUTIONS OF SIZE OR VARIETY OF PLANT MATERIAL WITHOUT PRIOR APPROVAL OF LANDSCAPE DESIGNER.
9. STAKE TREES ACCORDING TO A.A.N. (AMERICAN ASSOCIATION OF NURSERYMEN) STANDARDS.
10. "B&B" INDICATES BALLED AND BURLAPPED.
11. "CON" INDICATES CONTAINERIZED PLANTS.
12. ALL TREES AND SHRUBS HAVE BEEN LOCATED WITH RESPECT TO PROPOSED OR EXISTING UTILITIES AS ACCURATELY AS POSSIBLE. FIELD VERIFY LOCATIONS FOR ALL UTILITIES PRIOR TO INSTALLING PLANT MATERIAL.
13. VERIFY ALL DIMENSIONS IN THE FIELD, NOTIFY OWNER AND LANDSCAPE DESIGNER OF ANY VARIANCE FROM PLANS.
14. PROVIDE OWNER FULL 12 MONTHS MATERIAL AND LABOR GUARANTEE ON ALL PLANT MATERIAL.
15. THOROUGHLY WATER ALL PLANT MATERIAL AFTER PLANTING AND MULCHING. FERTILIZE ALL PLANT MATERIAL AFTER WATERING. APPLY SLOW RELEASE FERTILIZER TO ALL PLANTS PER MANUFACTURER'S DIRECTIONS ON LABEL AT PLANTING.
16. SOAK BARE ROOT PLANTS IN LIQUID SEAWEED SOLUTION FOR ONE-HALF HOUR @ DOUBLE STRENGTH, AND GENTLY PRUNE ROOTS BEFORE PLANTING.
17. PRUNE ALL PLANT MATERIAL - REMOVE RANK AND DEAD GROWTH ONLY. PRUNE FOR NATURAL SHAPE PER SPECIES.
18. MULCH TO BE 2" MIN DEPTH SHREDDED HARDWOOD BARK MULCH IN ALL BED AREAS.
19. IN PLANTING BEDS, OMIT THE COMPACTED EARTH SAUCER AND COVER THE BEDS WITH MULCH (2" MIN DEPTH). AT HEDGE ROWS PROVIDE MULCH IN A CONTINUOUS BED. ALL GROUPINGS OF SHRUBS SHALL BE INSTALLED IN CONTINUOUS MULCH BEDS.
20. TREE AND SHRUB PITS SHALL BE 3 TIMES SIZE OF ROOT BALL AND BACK FILLED WITH FOLLOWING SOIL MIXTURE THOROUGHLY MIXED: 2 PARTS JAMES RIVER SAND, 2 PARTS COMPOSTED HORSE MANURE OR CATTLE MANURE, OR ORGANIC COMPOST, AND 6 PARTS GOOD QUALITY TOPSOIL.
21. PREPARE SOIL WITH H CALCIUM LIME @ RATE AS SHOWN ON SEEDING TABLES, SHEET L-2.
22. TEST SOIL BEFORE PLANTING AND ADD PROPER SOIL AMENDMENTS TO SOIL TO ESTABLISH pH OF 6.5.

DESCRIPTION	TO BE PLANTED	SPACING	HEIGHT
IV-ILEX VERTICILLATA WINTER RED HOLLY	(40) TO BE PLANTED	PLANT AS SHOWN, 5' MAX SPACING	5' TALL MIN, 15' MAX AT MATURITY

DESCRIPTION	TO BE PLANTED	SPACING	HEIGHT
LC-CUPRESSUS LEYLANDII LEYLAND CYPRESS	(8) TO BE PLANTED	PLANT AS SHOWN, 25' MAX SPACING	SINGLE STEM, 1 3/4" CALIPER & 8' TALL MIN

BEACON TOWERS
Leadership Matters
PO BOX 279
ANCHORS SC 29422
843 324 5751

WW&A
warren williams & associates
735 CHAMPIONS CIRCLE
HIGH POINT
NORTH CAROLINA
27263
(336) 450 2368

NO.		
1	11/15/13	REV. ZONING DWGS
	DR: AJB	CHK: DWB APPD: DWB
2	1/16/14	REV FINAL ZONING DWGS
	DR: AJB	CHK: DWB APPD: DWB
3	2/25/14	REV FINAL ZONING DWGS
	DR: AJB	CHK: DWB APPD: DWB
4		
5		
6		

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic No. 37030
7-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

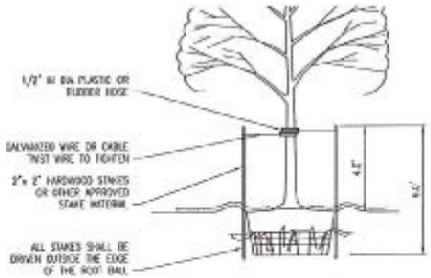
DRAWN BY:	AJB
CHECKED BY:	DWB
FIN DATE:	4/28/13
DWG NO:	VA238

SHEET TITLE
LANDSCAPE PLAN

SHEET NUMBER:
L-1

WIRE OR CABLE SIZES SHALL BE AS FOLLOWS:
TREES UP TO 65 MM (2.5 IN.) CALIPER – 14 GAUGE
TREES 65 MM (2.5 IN.) TO 75 MM (3 IN.) CALIPER – 12 GAUGE

TIGHTEN WIRE OR CABLE ONLY ENOUGH TO KEEP FROM SLIPPING. ALLOW FOR SOME TRUNK MOVEMENT. PLASTIC HOSE SHALL BE LONG ENOUGH TO ACCOMMODATE 25MM (1.5 IN.) OF GROWTH AND BETTER ALL BRANCHES FROM THE WIRE. TUCK ANY LOOSE ENDS OF THE WIRE OR CABLE INTO THE WIRE WRAP SO THAT NO SHARP WIRE ENDS ARE EXPOSED.



NOTES:
1. ENSURE THAT THE BEARING SURFACE OF THE PROTECTIVE COVERING OF THE WIRE OR CABLE AGAINST THE TREE TRUNK IS A MINIMUM OF 1/2".
2. REMOVE ALL STAKING AS SOON AS THE TREE HAS GROWN SUFFICIENT ROOTS TO OVERCOME THE PROBLEM THAT REQUIRED THE TREE TO BE STAKED. STAKES SHALL BE REMOVED NO LATER THE END OF THE FIRST GROWING SEASON AFTER PLANTING.
3. TREES NORMALLY DO NOT NEED TO BE STAKED AND STAKING CAN BE HARMFUL TO THE TREE. STAKING SHOULD BE DONE ONLY WITH THE APPROVAL OF THE LANDSCAPE ARCHITECT IF IT IS EXPECTED THAT THE TREE WILL NOT BE ABLE TO SUPPORT ITSELF. THE FOLLOWING ARE REASONS WHY TREES DO NOT REMAIN STRAIGHT.

-TREES WITH POOR QUALITY ROOT BALLS OR ROOT BALLS THAT HAVE BEEN CRACKED OR DAMAGED. REJECT RATHER THAN STAKE.

-TREES THAT HAVE GROWN TOO CLOSE TOGETHER IN THE NURSERY, RESULTING IN WEAK TRUNKS. REJECT RATHER THAN STAKE.

-PLANTING PROCEDURES THAT DO NOT ADEQUATELY TAMP SOILS AROUND THE ROOT BALL. CORRECT THE PLANTING PROCEDURE.

-ROOT BALLS PLACED ON SOFT SOIL. TAMP SOILS UNDER ROOT BALL PRIOR TO PLANTING.

-ROOT BALLS WITH VERY SANDY SOIL OR VERY WET CLAY SOIL. STAKING ADVISABLE.

-TREES LOCATED IN A PLACE OF EXTREMELY WINDY CONDITIONS. STAKING ADVISABLE.

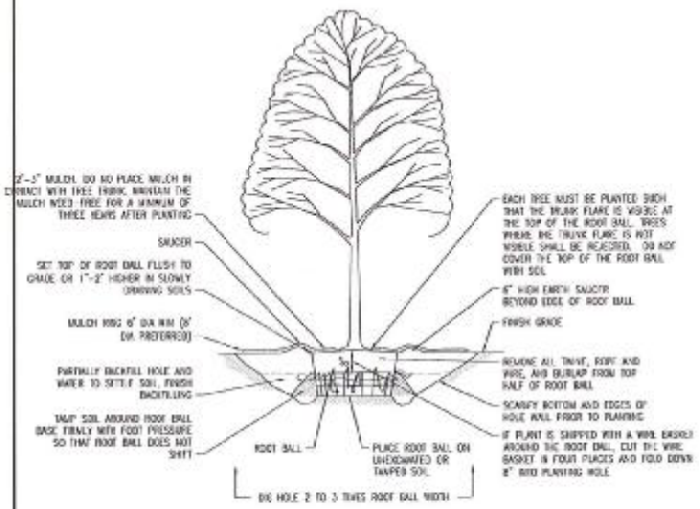
-TREES WITH LARGE CROWNS. STAKING ADVISABLE.

- TREES THAT ARE WEAK STEMMED. STAKING ADVISABLE.

TREE STAKING DETAIL (FOR TREES 3" IN CALIPER OR LESS)

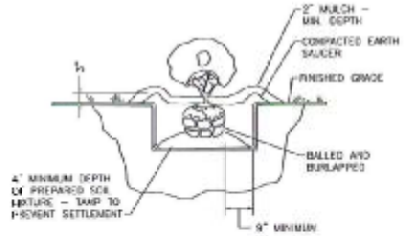
NO SCALE

NOTES:
1. ALL TREES TO HAVE SPECIMEN FORM WITH FULL, DENSE CROWNS.
2. DO NOT HEAVILY PRUNE THE TREE AT PLANTING. DO NOT PRUNE TERMINAL LEADER OR BRANCH TIPS. PRUNE ONLY CROSSOVER LIMBS, CO-DOMINANT LEADERS, AND BROKEN OR DEAD BRANCHES. SOME INTERIOR TWIGS AND LATERAL BRANCHES MAY BE PRUNED; HOWEVER, DO NOT REMOVE THE TERMINAL BUDS OF BRANCHES THAT EXTEND TO THE EDGE OF THE CROWN.
3. DO NOT STAKE OR WRAP TRUNK UNLESS NECESSARY.
4. REMOVE TAGS AND LABELS.
5. ALL TOPSOIL SHALL BE RETAINED AND REUSED IN PLANTING HOLES. USE EXCESS SOIL TO FORM A 3" TO 4" SAUCER AROUND THE PLANT. SAUCERS SHALL BE THE SAME DIAMETER OR SLIGHTLY LARGER THAN THE ROOT BALL.
6. DO NOT USE PLASTIC BENEATH MULCH AROUND TREES AND SHRUBS.



TREE AND LARGE SHRUB PLANTING DETAIL

NO SCALE



SHRUB PLANTING DETAIL

NO SCALE

BEACON TOWERS
"Leading the Pack"
PO BOX 370
ARCADIA, SC 29439
843-329-8731

WW&A
warren williams & associates
P.O. DRAWER 1291
HIGH POINT
NORTH CAROLINA
27261
(336) 882-2288

NO		
1	1/10/13	FINAL ZONING DWGS
	BY: ALB	CHK: DWW APP'D: DWW
2	1/31/14	REV FINAL ZONING DWGS
	BY: ALB	CHK: DWW APP'D: DWW
3	2/25/14	REV FINAL ZONING DWGS
	BY: ALB	CHK: DWW APP'D: DWW
4		
5		
6		

COMMONWEALTH OF VIRGINIA
C. WARREN WILLIAMS, JR.
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2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALB
CHECKED BY:	DWW
TPP DATE:	1/31/13
DGN NO:	VA238

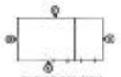
SHEET TITLE:
LANDSCAPE DETAILS

SHEET NUMBER:
L-2

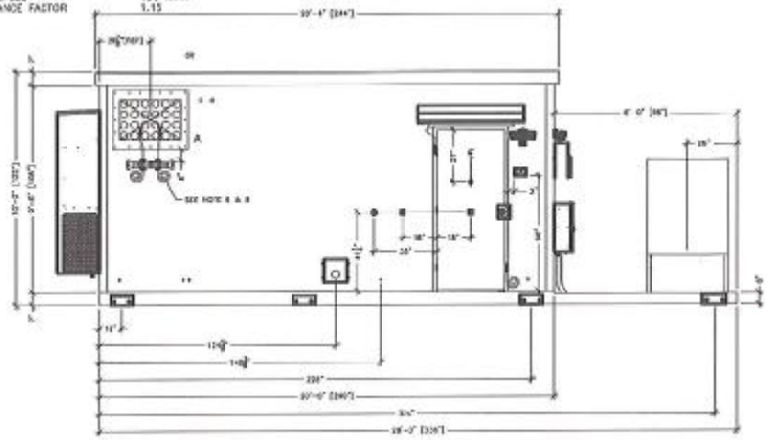
SHELTER NOTES

1. MANUFACTURER — FIBERBOND
1A. SHELTER TYPE — 9318, 11'-5"X20'
1B. ADDRESS — 1300 DAVENPORT DRIVE, MINDEN, LA 71055
2. DESIGN CRITERIA:
   - FLOOR LIVE LOAD — 150 PSF
   - ROOF LIVE LOAD — 100 PSF
   - SNOW LOAD
     - GROUND SNOW LOAD, P_g — 80 PSF
     - FLAT ROOF SNOW LOAD, P_f — 87.6 PSF
     - SNOW EXPOSURE FACTOR, C_e — 1.3
     - SNOW LOAD IMPORTANCE FACTOR, I_s — 1.3
     - THERMAL FACTOR, C_t — 1.0
   - WIND LOAD
     - BASIC WIND SPEED — 150 MPH
     - WIND IMPORTANCE FACTOR — 1.15
3. SQUARE FOOTAGE OF SHELTER = 228.33 SF.
4. THE SHELTER IS TO BE CLASSIFIED AS AN UNMANNED STORAGE AND EQUIPMENT SHELTER ONLY.
5. THIS SHELTER IS TO BE DESIGNED AND CONSTRUCTED IN COMPLIANCE WITH ALL CODES AND DESIGN CRITERIA AS SET FORTH BY THE MANUFACTURER AS WELL AS MEETING THOSE OF THE JURISDICTION.
6. REFER TO THE FIBERBOND SHELTER DRAWINGS AND SPECIFICATIONS FOR MORE INFORMATION.

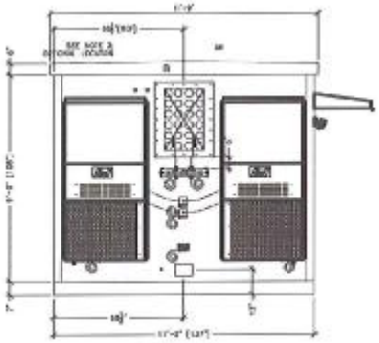
SEE SPECIFIC SHOP DRAWINGS FROM MANUFACTURER



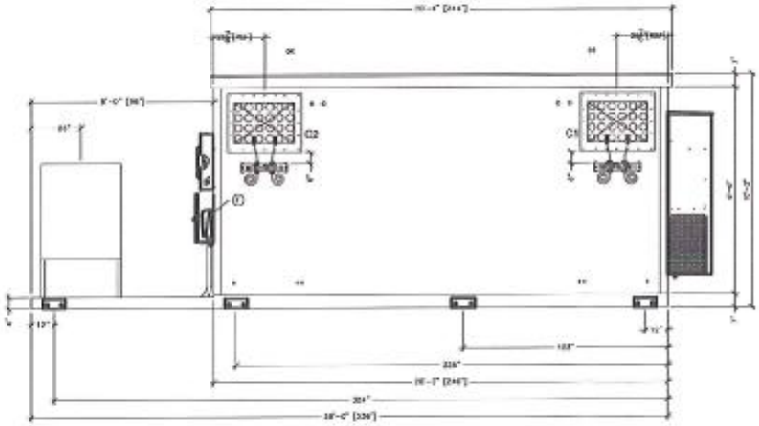
ELEVATION KEY



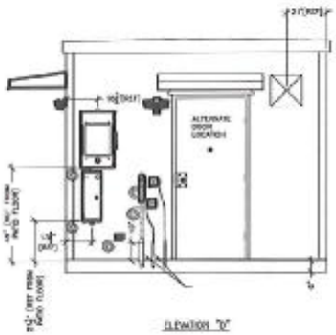
ELEVATION "A"



ELEVATION "B"



ELEVATION "C"



ELEVATION "D"

1 / A-1 AT&T SHELTER ELEVATIONS
NOT TO SCALE

BEACON TOWERS
"Finding the Best"
PO BOX 575
MINDEN, LA 71055
843-324-9731

WW&A
warren williams & associates
226 CAPRICORN CIRCLE
NEW POINT
MINTS CAROLINA
27261
(252) 450-3241

NO.		
1	11/18/13	FINAL ZONING DWGS
	BY: JCB	CHK: DWR APP'D: DWR
2	1/16/14	REV FINAL ZONING DWGS
	BY: ALB	CHK: DWR APP'D: DWR
3	2/25/14	REV FINAL ZONING DWGS
	BY: ALB	CHK: DWR APP'D: DWR
4		
5		
6		

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

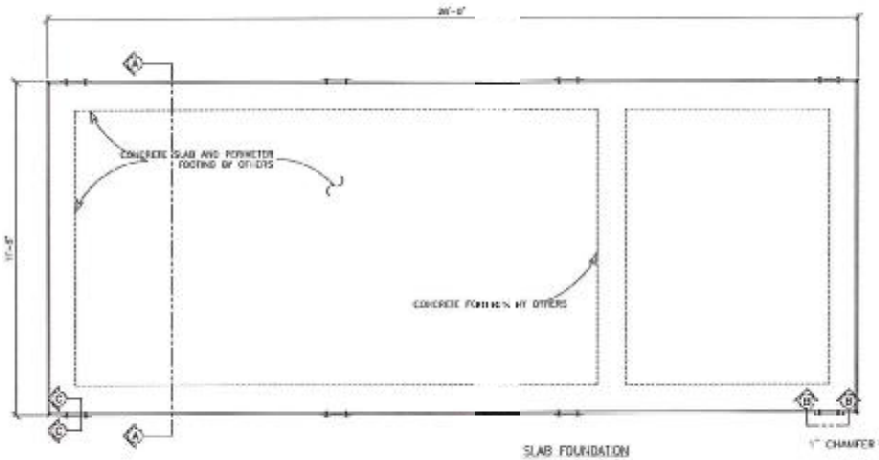
VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALB
DESIGN BY:	DWR
FIV DATE:	11/18/13
CONV FO:	VA238

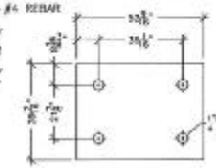
SHEET TITLE
AT&T
SHELTER ELEVATIONS

SHEET NUMBER
A-1



SLAB FOUNDATION
SCALE: 3/8"=1'-0"

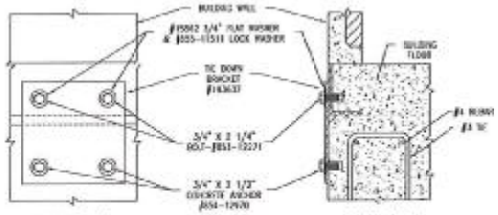
SECTION "A-A"



TIE DOWN PLATE

NOTES:

1. SLAB TO BE LEVEL &1/4".
2. FOOTING TO EXTEND A MINIMUM OF 30" BELOW UNDISTURBED SOIL AND FROST LINE.
3. FINAL SITE DESIGN IS THE RESPONSIBILITY OF THE SITE CONTRACTOR.
4. SLAB FOUNDATION DESIGNED ASSUMING ALLOWABLE SOIL BEARING PRESSURE OF 2000 PSF.
5. SLAB FOUNDATION DESIGNED ASSUMING MAXIMUM SOIL PLASTICITY INDEX OF 27.
6. CONCRETE STRENGTH SHALL BE A MINIMUM OF 4000 PSI.
7. FOUNDATION SHALL BE IN ACCORDANCE WITH EIA.



SECTION "B-B"
N.T.S.

SECTION "C-C"
N.T.S.

1 / S-1 AT&T FOUNDATION PLAN

STRUCTURAL SPECIFICATIONS:

DESIGN NOTES

1. STRUCTURAL DESIGN IN ACCORDANCE WITH THE MANUFACTURER'S DESIGN CRITERIA AND SPECIFICATIONS AND MUST MEET ALL APPLICABLE CODES OF THE GIVEN JURISDICTION.

EXCAVATION

1. SELECT FILL MATERIAL: ASTM D 2487 SOIL CLASSIFICATION GROUPS GW, GP, GM, SW, SP, AND SM, OR A COMBINATION OF THESE GROUP SYMBOLS; FREE OF WASTE, FROZEN MATERIALS, AND VEGETATION, WITH LESS THAN 5 PERCENT BY WEIGHT RUBBLE. RUBBLE SHALL BE NO LARGER THAN 4 INCHES IN ANY DIRECTION.
2. PIER SHALL NOT BE PLACED IN FROZEN GROUND.
3. DESIGN ALLOWABLE SOIL BEARING PRESSURE IS 2000 PSF ON SUITABLE RESIDUAL SOIL OR PROPERLY COMPACTED STRUCTURAL FILL. STRUCTURAL FILL SHALL BE COMPACTED TO A MINIMUM OF 95% OF THE STANDARD PROCTOR MAXIMUM DRY DENSITY (ASTM D-698).
4. AFTER EXCAVATIONS ARE MADE, THE BOTTOMS SHALL BE INSPECTED TO VERIFY THAT THE SUPPORTING SOILS ARE SUITABLE FOR BEARING AND ARE CAPABLE OF SUPPORTING THE DESIGN ALLOWABLE BEARING PRESSURE OF 2000 PSF.

CONCRETE

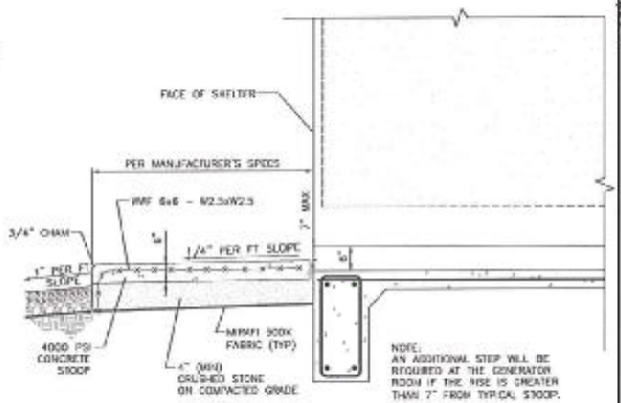
1. CONCRETE CONSTRUCTION SHALL COMPLY WITH PROVISIONS OF THE FOLLOWING CODES, SPECIFICATIONS, AND STANDARDS: AMERICAN CONCRETE INSTITUTE (ACI) 301, SPECIFICATIONS FOR STRUCTURAL CONCRETE; ACI 318, "BUILDING CODE REQUIREMENTS FOR STRUCTURAL CONCRETE".
2. CONCRETE SHALL BE NORMAL WEIGHT, 6% AIR ENTRAINED AND HAVE A MINIMUM 28 DAY COMPRESSIVE STRENGTH OF 4000 PSI. SUBMIT MIX DESIGN FOR APPROVAL.
3. CONCRETE MATERIALS SHALL BE IN ACCORDANCE WITH THE FOLLOWING:

PORTLAND CEMENT	ASTM C 150, TYPE I
FLY ASH	ASTM C 618, TYPE F (NOT TO EXCEED 15% OF CEMENT BY WEIGHT)
NORMAL WEIGHT AGGREGATES	ASTM C 33
WATER	POTABLE
AIR-ENTRAINING ADMIXTURE	ASTM C 260
WATER REDUCING ADMIXTURES	ASTM C 494, TYPE A & ASTM C 494 TYPE F OR G
ACCELERATING ADMIXTURE	ASTM C 494, TYPE E
RETARDING ADMIXTURE	ASTM C 494, TYPE D

4. REINFORCING STEEL SHALL BE DEFORMED BARS IN ACCORDANCE WITH ASTM A-615, GRADE 60. REINFORCING MARKED CONTINUOUS SHALL BE LAPPED 36 BAR DIAMETERS AT SPLICES.
5. WELDED WIRE FABRIC SHALL CONFORM TO ASTM A82 AND A185. LAP ONE FULL MESH SPACING AND TIE.
6. SUPPORT REINFORCING AND WELDED WIRE FABRIC ON METAL CHAIRS OR BOLSTERS.
7. MINIMUM CONCRETE COVER FOR REINFORCING SHALL BE IN ACCORDANCE WITH ACI 318-99 UNLESS OTHERWISE INDICATED.
8. ALL COLD WEATHER CONCRETE CONSTRUCTION SHALL CONFORM TO ACI 306R, "COLD WEATHER CONCRETING."
9. ALL HOT WEATHER CONCRETE CONSTRUCTION SHALL CONFORM TO ACI 305R, "HOT WEATHER CONCRETING."
10. CURING COMPOUND SHALL COMPLY WITH ASTM C 309, TYPE I, CLASS B.

STEEL

1. ALL STEEL ANGLES AND PLATES SHALL BE ASTM A36, ALL BOLTS SHALL BE ASTM A325, ALL THREADED ROD MATERIAL SHALL BE ASTM A307, AND STEEL PIPE SHALL BE ASTM A53, GRADE B, UNLESS OTHERWISE NOTED. ALL STRUCTURAL STEEL SHALL BE GALVANIZED AFTER FABRICATION.
2. ALL STRUCTURAL STEEL WORK SHALL BE IN ACCORDANCE WITH THE NINTH EDITION OF THE "MANUAL OF STEEL CONSTRUCTION ALLOWABLE STRESS DESIGN", OF THE AMERICAN INSTITUTE OF STEEL CONSTRUCTION, INCLUDING CURRENT REVISIONS.



2 / S-1 STOOP DETAIL

BEACON TOWERS
"Leading the Way"
PO BOX 779
ABINGDON, VA 24210
843-324-8721

WW&A
warren williams & associates
P.O. CHANNEL CIRCLE
NEW POINT
NORTH CAROLINA
27260
(252) 482-2266

NO.			
1	12/10/13	FINAL ZONING SHOS	
	DTC RGB	DSK GWR	APP'D: GWR
2	1/16/14	RCN FINAL ZONING SHOS	
	DTC RGB	DSK GWR	APP'D: GWR
3	2/28/14	RCN FINAL ZONING SHOS	
	DTC RGB	DSK GWR	APP'D: GWR
4			
5			
6			

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 33039
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALD
CHECKED BY:	GWR
TIV DATE:	4/15/13
DRAW NO:	MASS

SHEET TITLE:
AT&T
FOUNDATION PLAN

SHEET NUMBER:
S-1

Rezoning Application #14-00001
Use Permit #14-00001
Use Permit #14-00002

57 Tide Mill Lane
Communications Tower
& Tree Farm

Hampton
VIRGINIA

City Council
May 14, 2014

Application

Use Permit for Communications Tower
Rezone from R-15 to R-11
Use Permit for Tree Farm

City Policy

placement hierarchy

MOST PREFERRED

1. Co-location on existing towers
2. Tall buildings & structures
3. Large industrial sites & parks
4. Approved School Properties
5. Commercial Areas
6. High Density Residential Areas
7. Low/ Medium Density Residential
8. Parks
9. Scenic Views/Waterfront

LEAST PREFERRED

Community Development Department
May 14, 2014

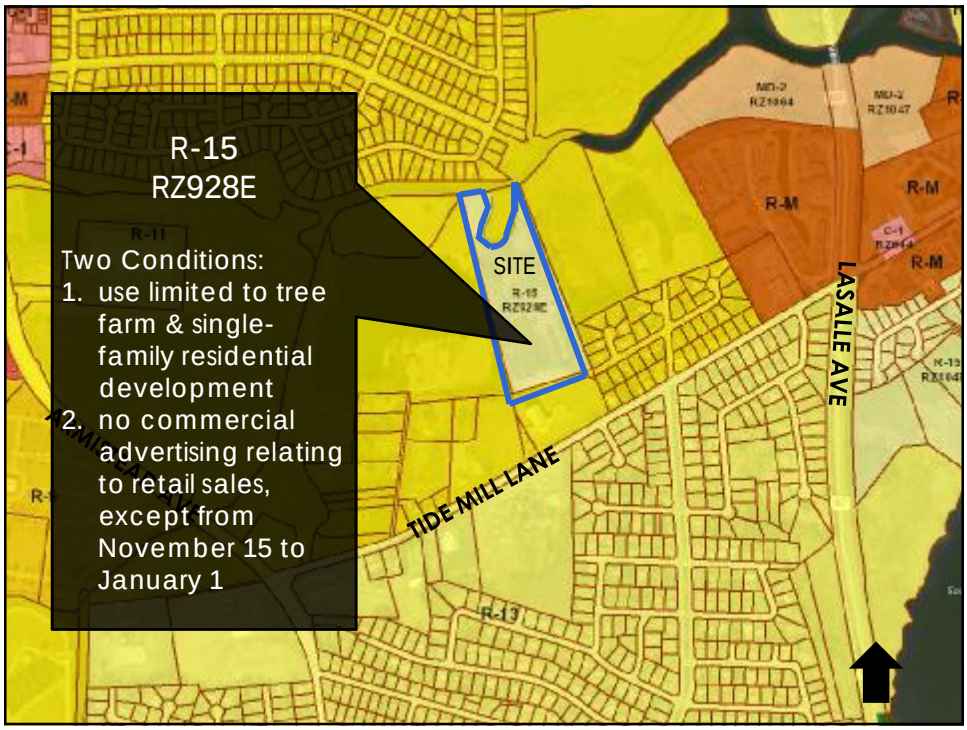
Rezoning Application #14-00001
Use Permit #14-00001
Use Permit #14-00002

Background Information

Background Information

TIMELINE

1986: Owner requested RZ858 from R-11 to R-R for tree farm
1988: Comprehensive RZ928E from R-R to R-S
1995: R-S district was renamed to R-15 – minimal changes to standards & uses
2014: RZ14-00001 to R-11 to remove proffers and facilitate construction of communications tower

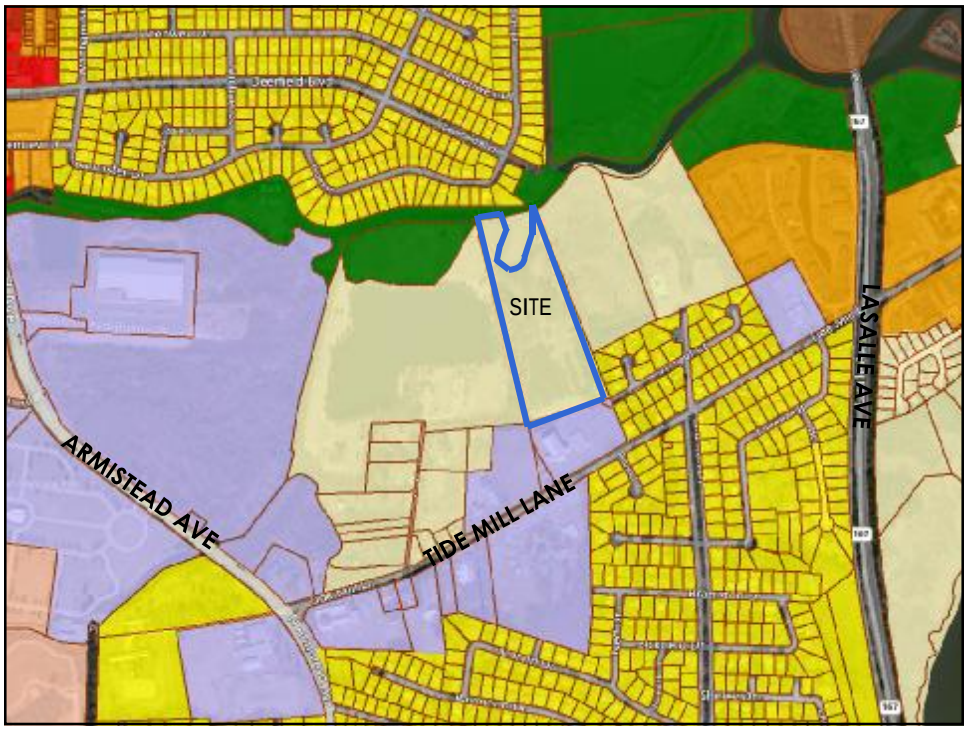


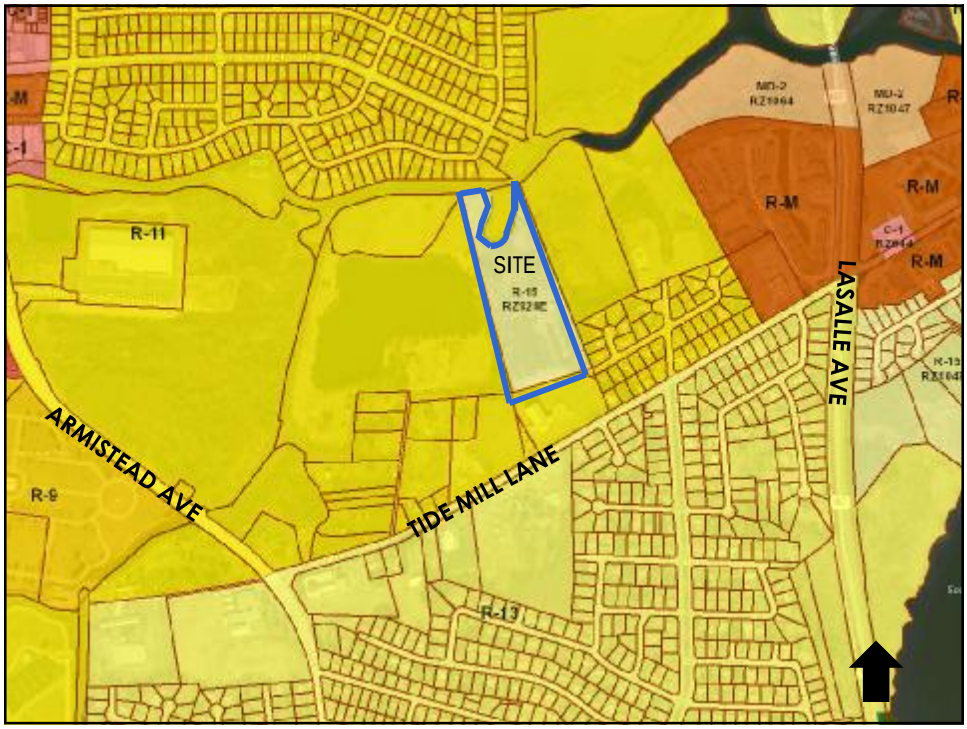
Proposal

Use Permit for Communications Tower
Rezone from R-15 to R-11
Use Permit for Tree Farm

Community Development Department
May 14, 2014

Rezoning Application #14-00001
Use Permit #14-00001
Use Permit #14-00002




SITE
R-11
R-M
R-M
R-M
R-9
R-13
ARMISTEAD AVE
TIDE MILL LANE
LASALLE AVE

SITE
ARMISTEAD AVE
TIDE MILL LANE
LASALLE AVE

Conditions . Tree Farm

Five Conditions including:
§ Hours of Operations
§ Revocation

Community Development Department
May 14, 2014

Rezoning Application #14-00001
Use Permit #14-00001
Use Permit #14-00002

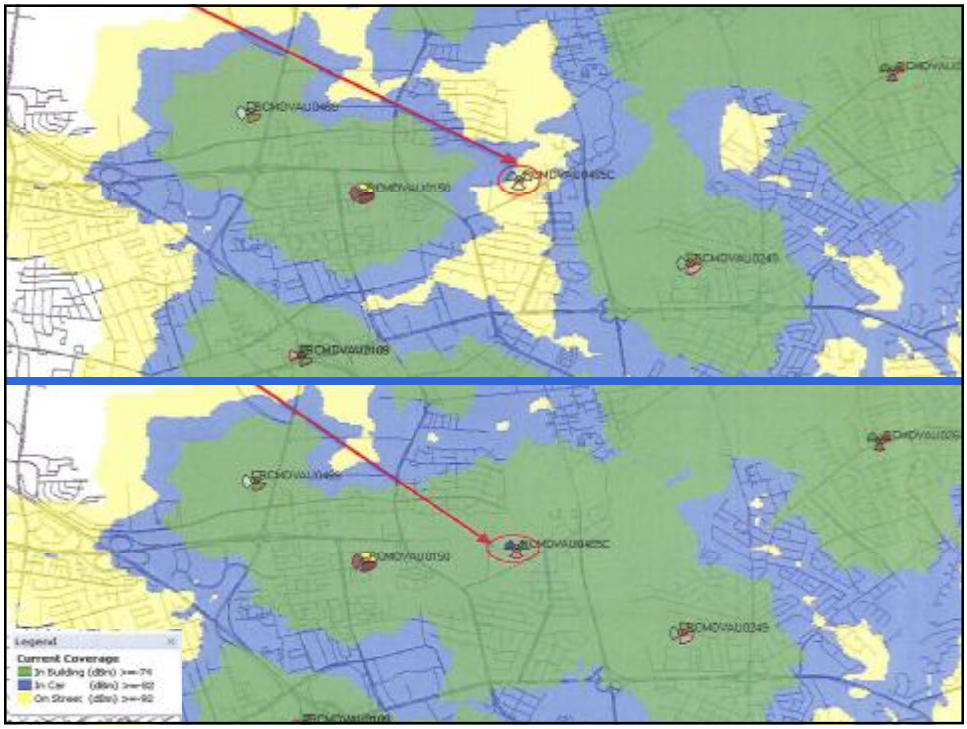
Communications Tower Specifications

§ 145' Monopole

§ 4 communications carriers

Community Development Department
May 14, 2014

Rezoning Application #14-00001
Use Permit #14-00001
Use Permit #14-00002


Legend
Current Coverage
In Building (dBm) >=-74
In Car (dBm) >=-92
On Street (dBm) >=-92

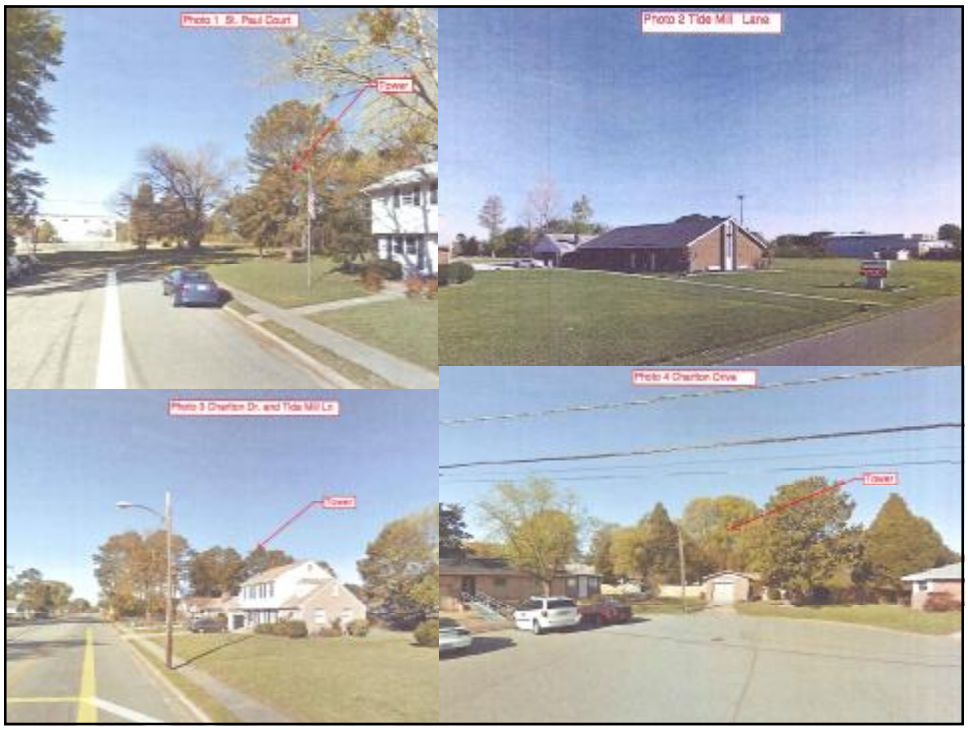


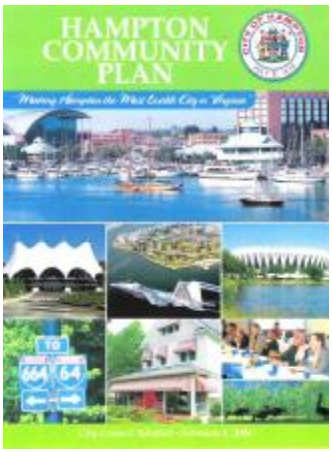
Photo 1 St. Paul Court
Tower
Photo 2 Tide Mill Lane
Photo 3 Charlton Dr. and Tide Mill Ln
Tower
Photo 4 Charlton Drive
Tower

Conditions . Communications Tower

Eleven conditions including:

- § Location
- § Tower height
- § Fencing
- § Landscaping
- § Tower removal

City Policy



(2006, as amended)

- § Evaluate land use proposals from a regional, city-wide, and neighborhood perspective
- § Encourage location of new communication towers in preferred sites.
- § Nurture small and start-up businesses.

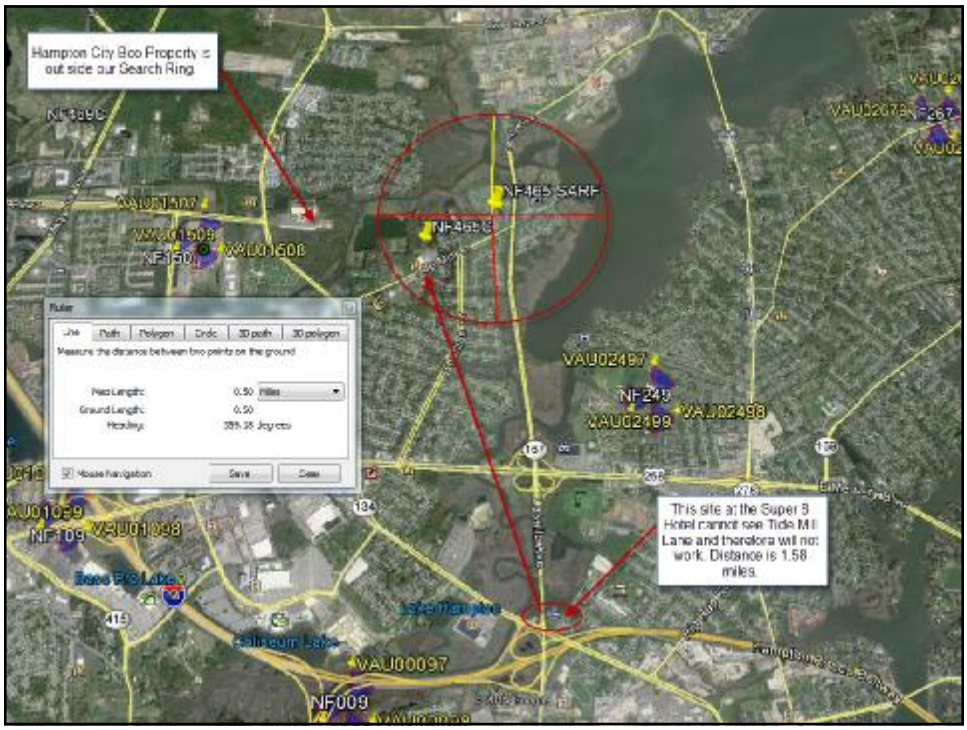
Analysis

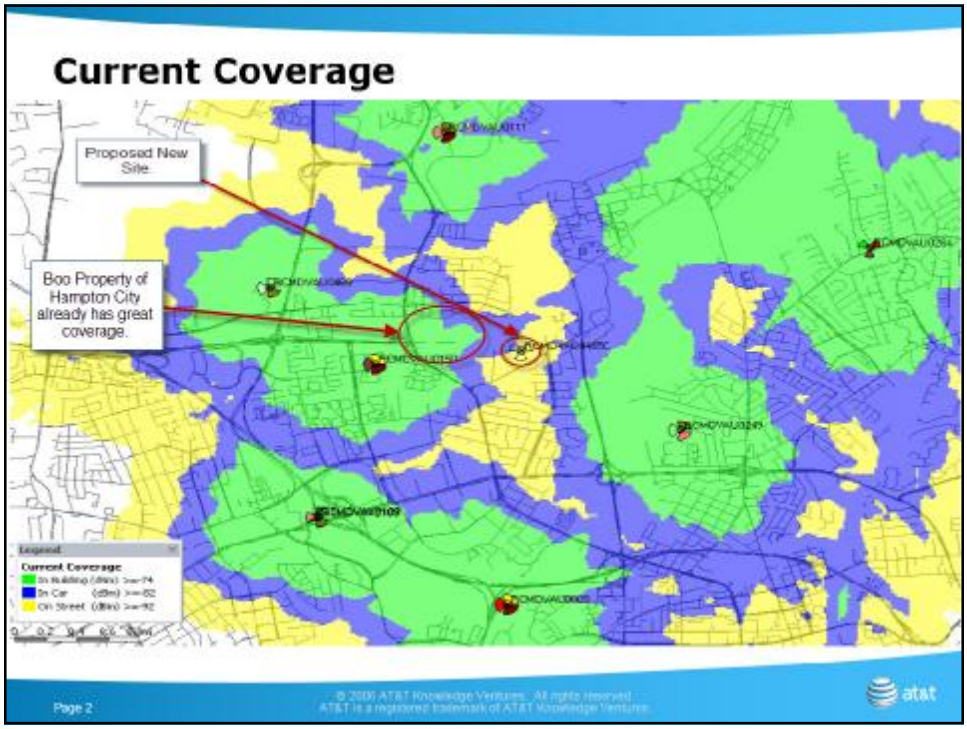
- Supported by policies in the Hampton Community Plan (2006, as amended)
- R-11 zoning is consistent with zoning of surrounding parcels
- Use permit brings existing tree farm into compliance with today's ordinance
- Applicant located communications tower site according to placement hierarchy, as outlined in master plan

Recommendation

Approve:
Rezoning Application #14-00001
Use Permit #14-00001 with 5 conditions
Use Permit #14-00002 with 11conditions

Deerfield Blvd


Hampton City Boo Property is out side our Search Ring.
NF465 SARF
NF465C
VAU01507
VAU01509
NF150
VAU01508
VAU02497
NF249
VAU02499
VAU02498
Ruler
Line
Path
Polygon
Circle
3D path
3D polygon
Measure the distance between two points on the ground
Map Length:
0.50
Miles
Ground Length:
0.50
Heading:
Mouse Navigation
Save
Close
This site at the Super 8 Hotel cannot see Tide Mill Lane and therefore will not work. Distance is 1.58 miles.
NF109
VAU01098
Base PIC Lake
Lake Hampton
Coliseum Lake
VAU00097
NF009


Current Coverage
Proposed New Site
Boo Property of Hampton City already has great coverage.
Legend
Current Coverage
Page 2
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at&t

HELLMAN YATES & TISDALE

ATTORNEYS AND COUNSELORS AT LAW

JONATHAN L. YATES
DIRECT VOICE 843 414-9754
JLY@HELLMANYATES.COM

HELLMAN YATES & TISDALE, PA
145 KING STREET, SUITE 102
CHARLESTON, SOUTH CAROLINA 29401
V 843 266-9005
F 843 266-9100

January 21, 2014

VIA FEDERAL EXPRESS

Alison Alexander
City of Hampton
Community Development Dept., Planning Division
22 Lincoln Street, 5th Floor
Hampton, VA 23669

Re: 57 Tide Mill Lane – Rezoning Application – No Conditions Proffered

Dear Alison:

Regarding the proposed rezoning for the property of Reginald and Deanna Edwards, which is located on 57 Tide Mill Lane, Hampton, VA 23666, and is designated as tax parcel number 07N002 00 00002, please accept this statement that no conditions are to be proffered.

With warmest regards, I am

Yours very truly,

Jonathan L. Yates

JLY:edh
Enclosures

AT A PUBLIC HEARING IN A REGULAR MEETING OF THE HAMPTON PLANNING COMMISSION HELD IN THE COUNCIL CHAMBERS, CITY HALL, HAMPTON, VIRGINIA, ON THURSDAY, APRIL 3, 2014 AT 3:30 P.M.

WHEREAS: the Hampton Planning Commission has before it this day a proposal by Jonathan L. Yates to rezone 13.9± acres located at 57 Tide Mill Lane [LRSN 7001624] from One-Family Residence (R-15) District with proffers to One-Family Residence (R-11) District without proffers to facilitate the construction of a communications tower;

WHEREAS: the property is currently zoned One-Family Residence (R-15) District. In 1986, the current property owners rezoned from One-Family Residence (R-11) District to Rural Residence (R-R) District with two proffers, in order that they may operate a tree farm;

WHEREAS: the City of Hampton comprehensively rezoned the property in 1988 to Rural Suburban Residence (R-S) District with proffers;

WHEREAS: in 1995, the City of Hampton renamed the Rural Suburban Residence (R-S) District to One-Family Residence (R-15) District;

WHEREAS: approval of this application would allow for continued operation of the existing tree farm, with the approval of a use permit, and the construction of a new communications tower, with the approval of a use permit;

WHEREAS: the Hampton Community Plan (2006, as amended) recommends low density residential for this property. All adjacent properties are also zoned One-Family Residence (R-11) District. The proposal is consistent with the recommendations of the Hampton Community Plan (2006, as amended); and

WHEREAS: there are no proffered conditions attached to this rezoning.

NOW, THEREFORE, on a motion by Commissioner Mary Bunting and seconded by, Commissioner Carlton Campbell;

BE IT RESOLVED that the Hampton Planning Commission recommends approval to City Council of Rezoning Application No. 14-00001 with no proffered conditions.

A roll call vote on the motion resulted as follows:

AYES:	**Williams, Campbell, McCloud, Snead,** Bunting
NAYS:	None
ABST:	None
ABSENT:	Southall, LaRue

A COPY; TESTE:

Terry P. O'Neill

Terry P. O'Neill
Secretary to Commission

Excerpts from 6/25/86 City Council minutes

Zoning Case 858

At a public hearing in consideration on second and final reading of an application by Reginald and Deanna Edwards to rezone approximately 13.5 acres beginning approximately 400 feet north of Tide Mill Lane (Parcel 7N-2) with an average depth of 1000 feet and an average width of 300 feet to Rural Residential (R-R) from One-Family Residence District (R-11).

The City Manager stated that the Planning Commission recommends that the application be approved, subject to two (2) conditions.

Councilman Simmons stated that he has discussed this Zoning Case with a concerned resident of the area who had requested to be heard. He explained that the resident expressed concern relative to ingress and egress to the property in question. However, he stated that the resident is now satisfied and will not appear before Council.

No one appeared before Council in opposition.

On motion of Councilman Wornom, seconded by Councilman Simmons, that the application by Reginald and Deanna Edwards to rezone the above-described property in Zoning Case 858 from One-Family Residence District (R-11) to Rural Residential (R-R) be approved on second and final reading, subject to the following conditions:

1. the use of the property shall be limited to a tree farm operation and any single-family residential development which meets or exceeds R-11 standards; and
2. no commercial advertising, relating to retail sales upon the premises, shall be permitted except from November 15 to January 1 of each year to promote the sale of Christmas trees.

A roll call vote on the motion resulted as follows:

Ayes: Butler, Phillips, Simmons, Vanasse, Wharton, Wornom, Eason.

Nays: None.

* * *

Use Permit 621

At a public hearing in consideration of an application by W. P. Hunt Oil Company, Inc., for the purpose of constructing four additional storage cradles for dry storage for property located at 4330 Kecoughtan Road and 800 South Armistead (properties are adjacent).

The City Manager stated that the Zoning Administrator recommends approval subject to two (2) conditions.

No one appeared before Council in opposition.

On motion of Councilman Wornom, seconded by Councilman Phillips, that the application by W. P. Hunt Oil Company, Inc., for the purpose of erecting four additional storage cradles for dry storage for the property located at 4330 Kecoughtan Road and 800 South Armistead Avenue be approved, subject to the following conditions:

1. that a landscape plan be submitted and approved by the Director of Planning; and
2. that the landscaping be completed within six (6) months of the use permit.

A roll call vote on the motion resulted as follows:

Ayes: Butler, Phillips, Simmons, Vanasse, Wharton, Wornom, Eason.

Nays: None.

* * *

Application No. 928E Application No.: 6/13/88

Applicant: City of Hampton

Owner:

Reginald C. and Deanna T. Edwards
57 Tide Mill Lane
Hampton, Virginia 23666

Location of Property:

57 Tide Mill Lane, approximately 13.49 acres located approximately 300 feet north of Tide Mill Lane.

Requested Zoning: Residential-Suburban (R-S).

Present Land Use and Zoning:

One single-family home and a tree farm, zoned Residential-Rural (R-R) with conditions.

Intended Use:

Single-family home and a tree farm.

Conditions Proffered:

The conditions proffered in Rezoning Case No. 858 in 1986 will carry forward to the new zoning district. They are:

1. The use of the property shall be limited to a tree farm operation and any single-family residential development which meets or exceeds R-11 standards.

2. No commercial advertising relating to retail sales upon the premises shall be permitted except from November 15 to January 1 of each year to promote the sale of Christmas trees.

Any single-family residential development, if R-S zoning is approved, would have to meet R-S standards rather than R-11 ones because the most strict requirements apply.

Surrounding Land Use and Zoning:

North: Wetlands along Tide Mill Creek and single-family homes (R-11).
South: Church (R-11).
East: Single-family homes and vacant property (R-11).
West: Stables, pond in an abandoned borrow pit and wetlands along Tide Mill Creek (R-11).

Case History:

This property was conditionally rezoned in 1986 from R-11 to R-R to permit a tree farm. At that time, there were some concerns over the use of the property since it is served by a private right-of-way which also serves several other homes. The conditions established are listed above. They were meant to alleviate any threat of misuse of the existing private drive.

Prior to 1986 there had been some rezoning cases within the area. Most of these cases were at the LaSalle Avenue and Tide Mill Lane intersection. There has been consistent support for keeping the residential land use integrity of the area.

Staff Evaluation:

The surrounding area contains a mixture of single-family subdivisions, homes on large parcels, churches, stables, and wetlands. All of the surrounding properties are zoned R-11. If the Edwards property was rezoned to R-11, as is the surrounding area, use as a tree farm would be allowed as a grandfathered, nonconforming use.

Access to this parcel is by way of a private right-of-way. The City Subdivision Ordinance requires that all lots in a subdivision must front on a public street. Because of the lack of frontage on a public street, the potential for future development of this property is restrained, at least without acquiring other property.

In the two years since the property was rezoned to allow the tree farm, a portion of the property has been converted to that use. In addition, the owners have built a single-family home there in which they reside.

In conversations with Mr. Edwards, he has indicated that he would prefer to have the condition deleted so that he can use the property for other uses permitted in the Residential-Suburban (R-S) zoning district. In addition to dwelling and a tree farm which it is limited to at this time, the R-S district allows uses such as farming, churches, tourist homes, cemeteries, golf courses, stables, schools, family day care homes and child care centers, and open air stands. As was previously indicated, there had been some concern by neighbors and the City when the rezonings were considered in 1986 about the amount of traffic on the private right-of-way leading to this property if a wider range of uses was permitted. The conditions proffered at that time served to limit the use of the property to a level which the City felt was appropriate.

The alternatives which appear reasonable for rezoning this property are to R-S or to R-11. Either district would conform with the 1977 Comprehensive Plan designation for residential development and the draft Comprhensive Plan designation of low density residential for this area. The R-S zoning would be limited by the conditions placed on the 1986 R-R rezoning to single-family residences and a tree farm with the R-S district requiring a minimum 15,000 square foot lot if any subdivision occurs. If the property is rezoned to R-11, the zoning would correspond with that of the surrounding area. However, the tree farm operation would be a nonconforming use. The condition regarding advertising would continue to be in affect.

Since the property was rezoned only two years ago to allow use as a tree farm and to remain consistent with our preference to rezone the R-R property to a district which allows its present use wheenver possible, we recommend that this property be rezoned to Suburban-Residential (R-S).

Recommendation:

Approve from R-R to R-S.

City of Hampton, VA

Agenda Review

File Number: 14-0213

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0213**

Request Number: **R-2014-00233**

File Type: **Planning Actions - Use Permit**

Department: **Planning**

Introduced: **5/14/2014**

Date of Final Action:

Enactment Number:

Effective:

Status: **Received By Clerk's Office**

Created By: **Alison Alexander**

Phone:

Requestor:

Phone:

Presenter: **Alison Alexander, City Planner**

Phone: **728.5238**

Title: **Use Permit No. 14-00001: by Jonathan L. Yates to permit a tree farm at 57 Tide Mill Lane.**

Action Requested: **Approve Use Permit No. 14-00001 with five (5) conditions**

Estimated Time: **5 minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments: Application
Conditions
Staff Report
PC Resolution

Date	Acting Body	Action
5/6/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

Use Permit Application No. 14-00001 is a request for a use permit to permit an existing tree farm operation at 57 Tide Mill Lane [LRSN 7001624]. The tree farm has been in operation since 1986. The property is currently zoned One Family Residence (R-15) District with proffered conditions permitting a tree farm. This application accompanies RZ 14-00001, which would rezone the property listed above from R-15 with proffered conditions to R-11 without proffered conditions, which would permit a tree farm/nursery subject to securing a use permit. Approval of this application would permit the existing tree farm/nursery to remain in operation. This request is in keeping both with the policies and goals of the Hampton Community Plan (2006, as amended) and would encourage and nurture small business in the community.

The application has five conditions associated with it, which include issuance of permit, hours of operation, compliance of applicable laws, nullification, and revocation.

Planning Commission recommends approval of this item.

Application for
Use Permit

OFFICE USE ONLY
Date Received:
RECEIVED
JAN 23 2014
PLANNING DEPT.
Case Number: UP 14 - 00001

Complete this application in its entirety and submit pages 4 and 5 along with the required materials (including any required supplements) as listed on page 2 to the address below:

City of Hampton
Community Development Department, Planning Division
22 Lincoln Street, 5th Floor
Hampton, Virginia 23669

1. PROPERTY INFORMATION

Address or Location 57 Tide mill Lane, Hampton, VA 23666

LRSN 7001624 Zoning District R-15 (to be rezoned to R-11)

Current Land Use Tree Farm / Residential

Proposed Land Use Nursery / Tree Farm

The proposed use will be in: ☐ an existing building ☐ a new addition ☐ a new building

2. PROPERTY OWNER INFORMATION (an individual or a legal entity may be listed as owner)

Owner's Name Reginald and Deanna Edwards

Address 57 Tide mill Lane City Hampton State VA Zip 23666

Phone (843) 324-9731 Email —

3. APPLICANT INFORMATION (if different from owner)

Applicant's Name Jonathan L Yates

Address 145 King St., Ste. 102 City Charleston State SC Zip 29401

Phone (843) 414-9754 Email JLY@hellmanyates.com

4. APPLICANT AGENT INFORMATION (if different from applicant)

Agent's Name

Address City State Zip

Phone Email

5. CERTIFICATION FOR LEGAL ENTITY PROPERTY OWNERS

*Complete this section only if the property owner is **not** an individual but rather a legal entity such as a corporation, trust, LLC, partnership, diocese, etc. as specified in Step 2 above.*

"I hereby submit that I am legally authorized to execute this application on behalf of the fee-simple owner of this property. I have read this application and it is submitted with my full knowledge and consent. I authorize city staff and representatives to have access to this property for inspection. The information contained in this application is accurate and correct to the best of my knowledge."

Name(s), title(s), signature(s), and date(s) of authorized representative(s) of the legal entity (attach additional page if necessary):

Name of Legal Entity _____

Signed by:

Name (printed) _____, Its (title) _____

Signature _____ Date _____

Name (printed) _____, Its (title) _____

Signature _____ Date _____

Name (printed) _____, Its (title) _____

Signature _____ Date _____

6. CERTIFICATION FOR INDIVIDUAL PROPERTY OWNERS

Complete this section only if the property owner is an individual or individuals.

"I hereby submit that I am the fee-simple owner of this property. I have read this application and it is submitted with my full knowledge and consent. I authorize city staff and representatives to have access to this property for inspection. The information contained in this application is accurate and correct to the best of my knowledge."

Name(s), signature(s), and date(s) of owner(s) (attach additional page if necessary):

Name (printed) REGINALD C. EDWARDS

Signature Reginald C Edwards Date 1/22/14

Name (printed) DEANNA T. EDWARDS

Signature Deanna T. Edwards Date 1/22/14

OFFICE USE ONLY		
☐ Application Form	☐ Narrative Statement	☐ Supplemental Form (if required)
☐ Application Fee	☐ Survey Plat	☐ Additional materials (if required)

HELLMAN YATES & TISDALE

ATTORNEYS AND COUNSELORS AT LAW

JONATHAN L. YATES
DIRECT VOICE 843 414 2754
JLY@HELLMANYATES.COM

HELLMAN YATES & TISDALE, PA
145 KING STREET, SUITE 102
CHARLESTON, SOUTH CAROLINA 29401
V 843 266-9099
F 843 266-9188

January 21, 2014

VIA FEDERAL EXPRESS

Alison Alexander
City of Hampton
Community Development Dept., Planning Division
22 Lincoln Street, 5th Floor
Hampton, VA 23669

Re: 57 Tide Mill Lane – Use Permit Application – Tree Farm/Nursery

Dear Alison:

Enclosed please find the application of Mr. Reginald Edwards for a Use Permit for a Tree Farm/Nursery upon the approval of the proposed rezoning of his property from R-15 to R-11. The property of Reginald and Deanna Edwards is located on 57 Tide Mill Lane, Hampton, VA 23666, and is designated as City of Hampton tax parcel number 07N002 00 00002.

Presently, Mr. Edwards lives on the property and raises Christmas trees, nursery stock, goats and chickens. Mr. Edwards would like to continue with all his present uses upon the rezoning of his property.

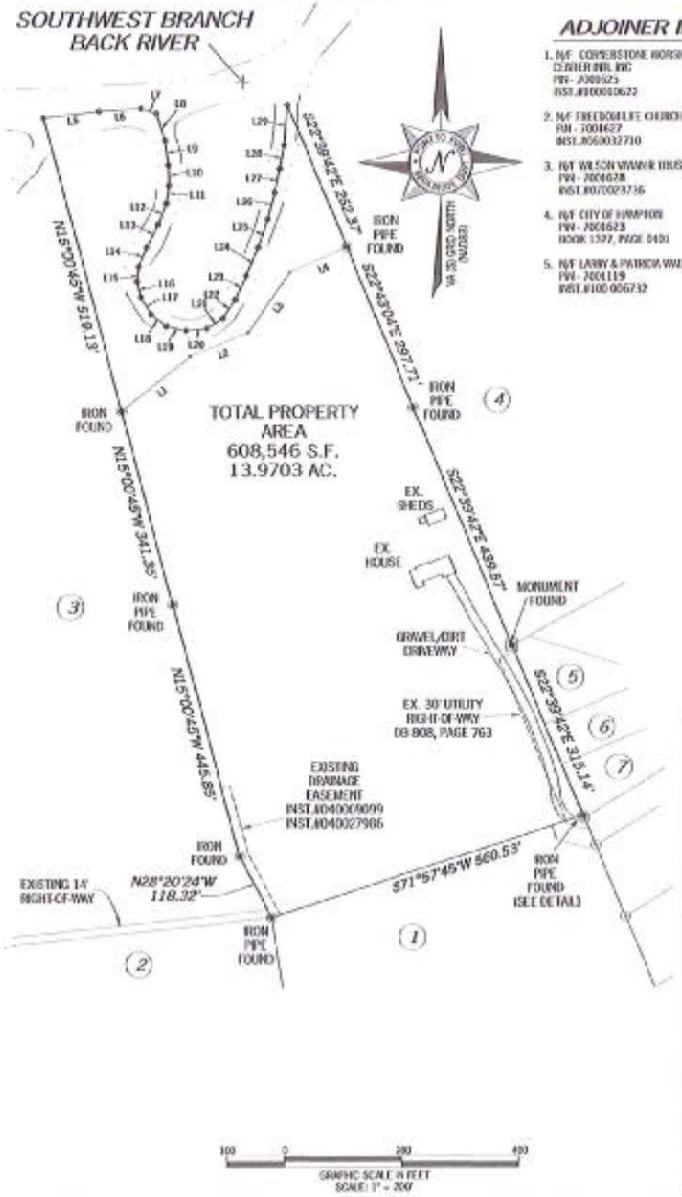
Once you have reviewed the application, please let us know if you need anything else or have any questions. Thank you so much for all your help with this.

With warmest regards, I am

Yours very truly,

Jonathan L. Yates

JLY:edh
Enclosures



ADJOINER INFORMATION

1. N/F CORNERSTONE WORSHIP CENTER INT. INC
PIN - 7000625
INST.#100010622

2. N/F FREEDOM LIFE CHURCH
PIN - 7001627
INST.#060032710

3. N/F WILSON WAWR TRUST
PIN - 7001628
INST.#070023736

4. N/F CITY OF HAMPTON
PIN - 7001623
BOOK 1397, PAGE 0401

5. N/F LARRY & PATRICK WADDELL
PIN - 7001119
INST.#100 006732

6. N/F DAVID & VICKI BARNETT
PIN - 7001120
INST.#080 003867

7. N/F WILLIAM POLLARD ET AL
PIN - 7001121
BOOK 0397, PAGE 0020

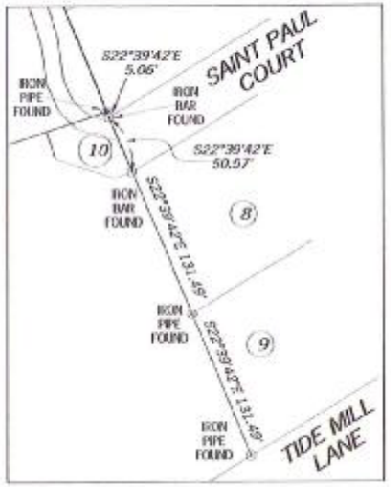
8. N/F SERGE SMALL
PIN - 7001110
BOOK 1298, PAGE 0324

9. N/F ROBERT CHAPPELL ET AL
PIN - 7001130
INST.#010 020258

10. N/F REGINALD & DEANNA EDWARDS
INST. #090022084

LINE	BEARING	DISTANCE
L1	N51°20'15"E	151.20'
L2	N68°47'41"E	107.32'
L3	N35°17'22"E	127.80'
L4	N65°50'39"E	104.72'
L5	N83°11'55"E	95.11'
L6	N86°40'21"E	72.89'
L7	S74°17'29"E	28.13'
L8	S18°07'19"E	48.97'
L9	S07°58'11"E	42.72'
L10	S01°23'50"E	34.70'
L11	S07°54'26"W	30.75'
L12	S21°34'17"W	39.12'
L13	S27°33'10"W	43.90'
L14	S22°18'22"W	35.67'
L15	S07°35'41"W	25.61'
L16	S14°02'10"E	27.91'
L17	S31°42'05"E	33.81'
L18	S53°07'48"E	33.85'
L19	S77°07'19"E	33.87
L20	N84°33'35"E	35.70
L21	N59°32'04"E	33.38
L22	N33°20'27"E	38.49'
L23	N24°37'25"E	44.68
L24	N22°50'01"E	52.33'
L25	N20°13'29"E	51.40'
L26	N14°32'04"E	47.20'
L27	N11°46'06"E	41.49'
L28	N10°50'25"E	40.49'
L29	N04°45'49"E	59.36'

DETAIL (SCALE: 1"=100')



VICINITY MAP

NOT TO SCALE

GENERAL NOTES

1. BEARINGS SHOWN ON THIS EASEMENT SURVEY ARE BASED ON VIRGINIA GRID (SOUTH ZONE) NORTH (NAD 83).

2. A PORTION OF THIS PROPERTY IS LOCATED IN A SPECIAL FLOOD AREA AREA AS PER F.I.R.M. COMMUNITY PANEL NO. 5101270139G DATED 8/16/2011.

3. THE PROPERTY LINE RUNS TO THE CENTERLINE OF BACK RIVER BASED ON THE PLAT OF SURVEY DATED NOVEMBER 27, 1984 AS ATTACHED TO THE DEED RECORDED IN BOOK 704, PAGE 217. THE LOCATION OF BACK RIVER AS SHOWN HEREON IS BASED ON AERIAL MAPPING AND HAS NOT BEEN FIELD LOCATED.

SUBJECT PROPERTY

OWNER: REGINALD EDWARDS & DEANNA EDWARDS

SITE ADDRESS: 52 TIDE MILL LANE, HAMPTON VA 23666

PIN: 7001624

AREA: 13.9703 ACRES

DEED REFERENCE: DB 704, PAGE 217

I HEREBY CERTIFY THAT THIS MAP IS CORRECT AND THAT ANY VISIBLE ENCROACHMENTS ARE SHOWN HEREON.

1-17-14
G. DARRELL TAYLOR, PLS — DATE

THIS MAP IS NOT A CERTIFIED SURVEY AND WAS NOT REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS. THIS MAP IS ONLY INTENDED FOR THE PARTIES AND PURPOSES SHOWN. THIS MAP IS NOT FOR RECORDATION.

COMMONWEALTH OF VIRGINIA
G. DARRELL TAYLOR
Lic. No. 2985
LAND SURVEYOR

NO.	DATE	REVISION

EASEMENT SURVEY PREPARED BY:

POINT TO POINT LAND SURVEYORS
305 S. Main Street, Lower Level
Mount Airy, MD 21771
(p) 301-703-8319 (f) 301-703-8324
(w) pointtopointsurvey.com

PROPERTY SURVEY PREPARED FOR:

BEACON TOWERS
P.O. BOX 279
ARMONK, N.Y.

"LANGLEY SITE"
SITE NO.
VA238
CITY OF HAMPTON
VIRGINIA

DRAWN BY: CROP
CHECKED BY: D.MILLER
APPROVED: D.MILLER
DATE: JANUARY 17, 2014
P2P JOB #: M014.006

SHEET: 1 OF 1

Fidelity National Title
Insurance Company

Fidelity National Title Insurance Company /
Commercial Lender and Search Services
7130 Glen Forest Drive, Suite 300
Richmond, VA 23226
Toll-free dial: (866) 552.0129

REPORT OF TITLE
Fidelity National Title Insurance Company

For the benefit of: **Beacon Towers, LLC**

Re: 57 Tide Mill Ln - Hampton, VA 22366
FIDELITY NATIONAL TITLE INSURANCE COMPANY File No. **17829138**
Customer Reference No. Langley NF 465

Issue Date: 11/20/2013

Scope of Search: Beginning 05/24/1906 and extending through 11/13/2013

Vested Owner (as described in last deed of record):
Reginald C. Edwards and Deanna T. Edwards

Search disclosed the following:

1. Taxes

Fiscal year:	2013/2014
Amount:	$4,118.04 semi-annually
Parcel ID #:	7001624
Paid through:	1st half 2013/2014
Assessment:	$332,100.00 (total = land and improvements, if any)

2. Easement:

In favor of:	Virginia Electric and Power Company, a Virginia corporation, its successors and assigns
Recorded on:	12/10/1986
Recorded in:	Deed Book 808, Page 763

****

It is extremely difficult, if not impossible, to determine the extent of damage which could arise from errors or omissions in the information set forth in this Report of Title. Fidelity National Title Insurance Company would not issue this document, but for your agreement, as part of the consideration given for this document, Fidelity National Title Insurance Company's liability is limited to $2,500.00, and that any such liability is predicated upon the payment of Fidelity National Title Insurance Company's invoice for this Report of Title.

This Report shows only matters disclosed in the Public Records, and it does not purport to insure or guarantee the validity or sufficiency of any documents noted herein; nor have the contents of any such documents been examined for references to other liens or encumbrances. This Report is not to be construed as an opinion, warranty, or guarantee of title, or as a title insurance policy; and its effective date shall be the date above specified through which the Public Records were searched. This Report is being provided for the use and benefit of the party designated "For the benefit of" only, and it may not be used or relied upon by any other party. No title insurance is undertaken. .

FIDELITY NATIONAL TITLE INSURANCE COMPANY

By:
Authorized Signatory

3. Agreement

From:	Cornerstone Assembly of God
To:	Reginald and Deanna Edwards
Dated:	03/18/2004
Recorded on:	03/19/2004
Recorded in:	Instrument No. 040009099

4. Private Drainage Easement

In favor of:	George Washington, Barbara Anderson and Paul Jones, Jr., Trustees of Cornerstone Assembly of God, its successors and assigns
Recorded on:	10/13/2004
Recorded in:	Instrument No. 040027986

Judgment(s): NONE of record

Report of Title
File No. 17829138

DEED CHAIN

A.	Type of Deed:	Partition Deed
	From:	John H. Wray and Allie L. Wray, his wife, J. Keith Wray, Lou H. Martin and John Martin, her husband, Aphia Martin, who was Aphia Wray, and George Douglass Martin, her husband, heirs at law of John Wray and Louisa Wray
	To:	R. K. Curtis, Trustee
	Dated:	05/21/1906
	Recorded on:	05/24/1906
	Recorded in:	Deed Book 46, Page 205
B.	Document:	Affidavit
	Recorded on:	10/20/1975
	Recorded in:	Deed Book 486, Page 894
C.	Type of Deed:	Deed
	From:	Geraldine Claudia Martin, widow and Douglas W. Martin
	To:	Reginald C. Edwards and Deanna T. Edwards
	Dated:	11/27/1984
	Recorded on:	12/19/1984
	Recorded in:	Deed Book 704, Page 217
D.	Type of Deed:	Deed
	From:	George Washington, Barbara Anderson and Paul Jones, Jr., Trustees of Cornerstone Assembly of God
	To:	Reginald Edwards and Deanna Edwards
	Dated:	06/30/2004
	Recorded on:	10/13/2004
	Recorded in:	Instrument No. 040027984

Legal Description
File No. 17829138

LEGAL DESCRIPTION

Property located in York, VA

All that certain piece or parcel of land situate, lying and being in the City of Hampton, Virginia, containing 13.49 acres more or less, more particularly described on that certain plat entitled, "Plat Showing Property To Be Conveyed To Reginald C. & Deanna T. Edwards Parcel of Land Containing 13.49 + Acres - Lot 2 - Of The John Wray Estate Located Near Tide Mill Lane City of Hampton, Virginia," made by Becouvarakis and Assoc., Land Surveying, dated November 21, 1984 a copy of which said plat is attached hereto and made a part hereof for a more particular description of the property.

AND BEING the same property conveyed to Reginald C. Edwards and Deanna T. Edwards from Geraldine Claudia Martin, widow and Douglas W. Martin by Deed dated November 27, 1984 and recorded December 19, 1984 in Deed Book 704, Page 217.

Tax Parcel No. 7001624

FILED ON 11/15/2013 BY MR BASGIER

Jones Blechman Woltz & Kelly 1-14-85

OUR FILE NO. 24380/10001(F)

BOOK 704 PAGE 217

DEED 120103S. TAX 105.00C TAX 35.00

This Deed, made November 27, 1984 between

GERALDINE CLAUDIA MARTIN, widow, and DOUGLAS W. MARTIN, divorced and not remarried,

party of the first part, and

REGINALD C. EDWARDS and DEANNA T. EDWARDS, husband and wife,

party of the second part

Witnesseth: That for and in consideration of the sum of Ten and 00/100 Dollars ($10.00), cash in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, the said party of the first part does grant and convey, with GENERAL WARRANTY and with ENGLISH COVENANTS OF TITLE unto the said parties of the second part as tenants by the entirety with right of survivorship as at common law, the following described property, to wit:

All that certain piece or parcel of land situate, lying and being in the City of Hampton, Virginia, containing 13.49 acres more or less, more particularly described on that certain plat entitled, "Plat Showing Property To Be Conveyed To Reginald C. & Deanna T. Edwards Parcel of Land Containing 13.49+ Acres - Lot 2 - Of The John Wray Estate Located Near Tide Mill Lane City of Hampton, Virginia," made by Bocouvarakis and Assoc., Land Surveying, dated November 21, 1984 a copy of which said plat is attached hereto and made a part hereof for a more particular description of the property.

Together with a right of way over the southerly portion of Lot 3 leading from the property hereby conveyed to Tide Mill Lane as shown on said plat.

The grantors herein being the heirs of Aphia Martin who died intestate October 1, 1949, leaving your grantors herein, their successors and asisgns as her heirs to the aforedescribed property.

Printed On 11/13/2013 By JM BASGEN

BOOK 704 PAGE 218

Whenever used herein, the singular shall include the plural, the plural the singular, and the use of any gender shall include all other genders.

WITNESS the following signatures and seals:

Geraldine Claudia B. Martin (Seal)
Geraldine Claudia Martin

Douglas W. Martin (Seal)
Douglas W. Martin

(Seal)

(Seal)

STATE OF VIRGINIA,
CITY OF HAMPTON to-wit:

I, W.B. Maust, a Notary Public in and for the City and State aforesaid, do certify that GERALDINE CLAUDIA MARTIN,

whose names are signed to the foregoing deed dated November 27, 1984

have acknowledged the same before me in my City and State aforesaid.

Given under my hand 12th day of December 1984

My commission expires 4 August 1986

W.B. Maust
Notary Public

STATE OF CALIFORNIA
CITY/COUNTY OF Los Angeles, to wit:

I, Darrell A. Parma, A Notary Public in and for the City and State aforesaid, do certify that DOUGLAS W. MARTIN, whose name is signed to the foregoing deed dated November 27, 1984 has acknowledged the same before me in my City/County and State aforesaid.

Given under my hand this 7 day of December, 1984.

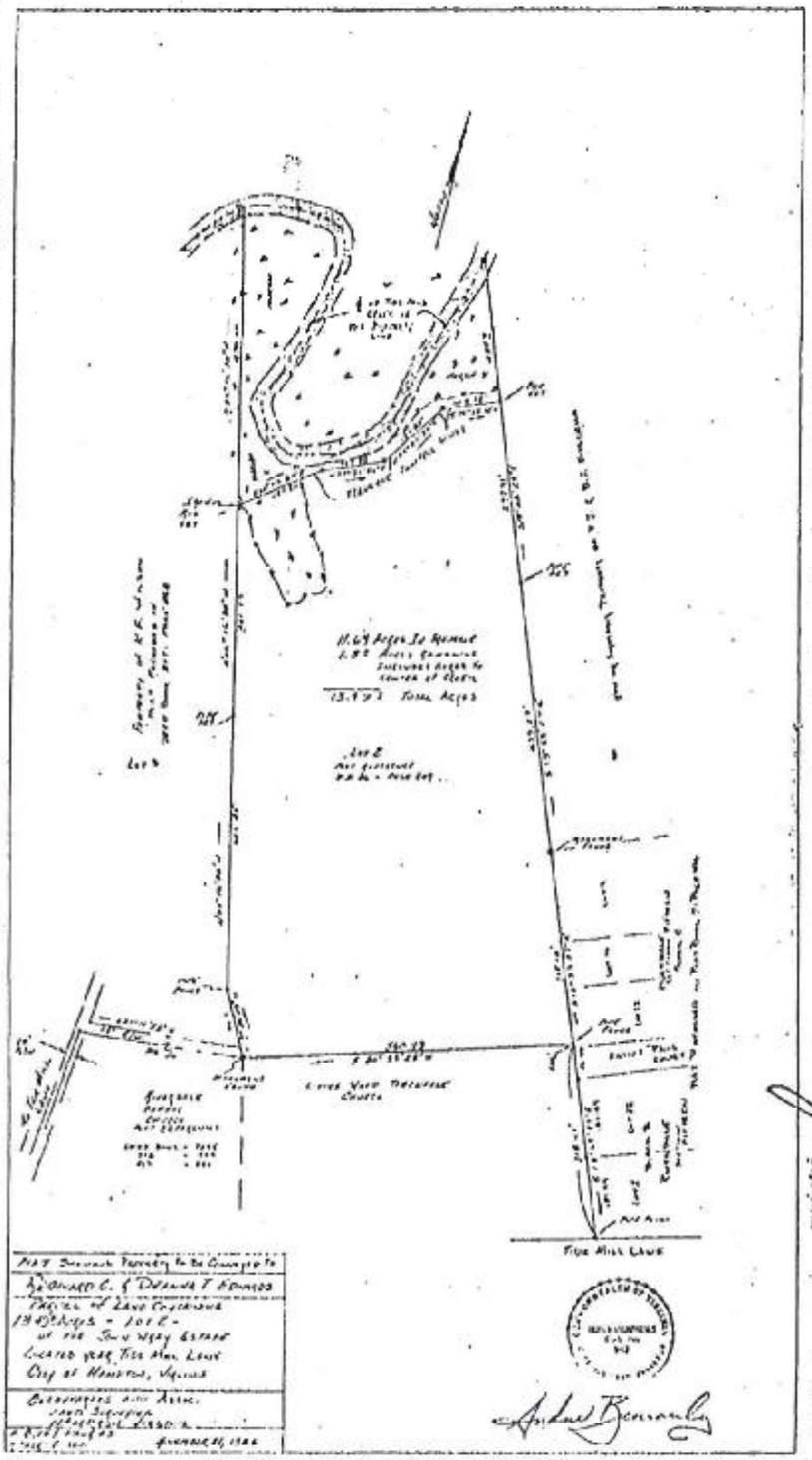
My Commission Expires: April 22, 1988

Darrell A. Parma
Notary Public

SEAL

OFFICIAL SEAL
DORRELL A. PARMA
NOTARY PUBLIC - CALIFORNIA
PRINCIPAL OFFICE IN
LOS ANGELES COUNTY
My Commission Exp. Apr. 22, 1988

Printed On 11/15/2013 By Jim BASCIER



In the Clerk's Office of the Circuit Court of the City of Hampton, Virginia Dec 19
A.D. 19[illegible] at [illegible] M. The foregoing instrument was this day presented in office
and upon certificate thereto annexed, admitted to record as the law directs.
I certify that taxes of [illegible] required by Section 58-54.1 Code of Virginia have been paid
Teste:
BY [illegible] Clerk
Dep. Clerk

040009099

THIS AGREEMENT is between the Cornerstone Assembly of God, 55 Tide Mill Lane and Reginald and Deanna Edwards, 57 Tide Mill Lane.

Cornerstone Assembly of God hereby conveys to **Reginald and Deanna Edwards** Parcel A as shown on the plat entitled "Exhibit A Showing a Portion of the Property As Owned by Cornerstone Assembly of God Hereby Being Conveyed to Reginald and Deanna Edwards" and dated December 15, 2003, said plat prepared by Boundary First, PC of Virginia Beach, VA.

> Parcel A is further described as follows: Beginning at a point 263.48' from Tide Mill Lane on a course S16°35'00"E to the point of beginning. Thence turning left on a course S16°35'00"W a distance of 16.18' to a point, thence on course N65°45'11"W a distance of 53.91' to a point, thence on a course N11°30'00"W a distance of 24.72' to a point, thence on a course N78°30'00"E 55.00' to a point, thence on course S16°35'00"E a distance of 55.00'

Parcel A is hereby granted to Reginald and Deanna Edwards in consideration for a Drainage Easement called "Exhibit A" as shown on the plat entitled "Private Drainage Easement Between Reginald and Deanna Edwards and Cornerstone Assembly of God" dated December 15, 2003, said plat prepared by Boundary First, PC of Virginia Beach, VA.

> Exhibit A is further described as follows: Beginning at a point at the northwest Corner of Parcel A, property being conveyed to Reginald and Deanna Edwards lying approximately 55.00' from St. Paul Court on a course N78°30'00"E a distance of 504.35' to a point, thence on a course N33°48'16"W a distance of 116.10' to a point, thence on course N20°28'37"W a distance of 123.90' to a point, thence on course N69°31'23"E a distance of 15.00' to a point, thence on a course S20°28'37"E a distance of 122.13' to a point, thence on course S33°48'16"E a distance of 120.53' to a point, thence on a course N78°30'00"W a distance of approximately 15' to the point of beginning.

The signatures assigned to this agreement hereby attest to the fact that this agreement is accepted and legally binding upon all parties present and future. These assignees are the legal authorities representing all parties and, acting in their given capacity, hereby sign their signatures to this agreement of their own free will.

Barbara Anderson, Trustee

Paul Jones, Jr. Trustee

George Washington, Trustee

Hampton, Virginia

I Myra O. Cooper, a notary public in and for the city and state named aforesaid do hereby certify that Barbara Anderson, Paul Jones and George Washington, whose names are signed to the foregoing writing bearing the date 18th day of March, 2004, have acknowledged the same before me in my city and state aforesaid.

Given under my hand this 18th day of March, 2004.

Myra O. Cooper
Notary Public

My commission expires Aug 31, 2007.

Reginald C Edwards
Reginald Edwards

Deanna Edwards
Deanna Edwards

Hampton, Virginia

I Delevia I. Keeter a notary public in and for the city and state named aforesaid do hereby certify that Reginald and Deanna Edwards, whose names are signed to the foregoing writing bearing the date 18th day of March, 2004, have acknowledged the same before me in my city and state aforesaid.

Given under my hand this 18th day of March, 2004.

Delevia J. Keeter
Notary Public

My commission expires 4-30-07.

City Resources

Land Development	
Zoning:	R-11,R-15
SPI:	Yes
Wetlands:	In Zone
RMA:	In Zone
IDA:	In Zone
Noise:	65
Soil Type:	ALTAVISTA
Master Plan Area:	No Data

Neighborhood Services	
Census Tract:	103.06
District:	Mercury Central, District 3
Representative:	Willie Burrell

Police Dept	
District:	105
Traffic Zone:	14

Codes	
District:	IB
Inspector:	WHITE
New Construction Inspector:	KACHLINE-B, SKINNER-E, TILLMAN-PM

Public Works	
Street Sweeping:	1st THURSDAY
Trash Day:	MONDAY
Recycling:	BLUE MONDAY
Pump Station Area:	134
Watershed:	BR8

Fire Dept	
District:	ST10
Inspector:	WHITE
Battalion:	2

Land Development	
Office Park:	Not in Park
Urban Enterprise Zone:	Not in Zone
Hampton Roads Center Enterprise Zone:	Not in Zone
Hampton Roads Center Technology Zone:	Not in Zone
Downtown Technology Zone:	Not in Zone

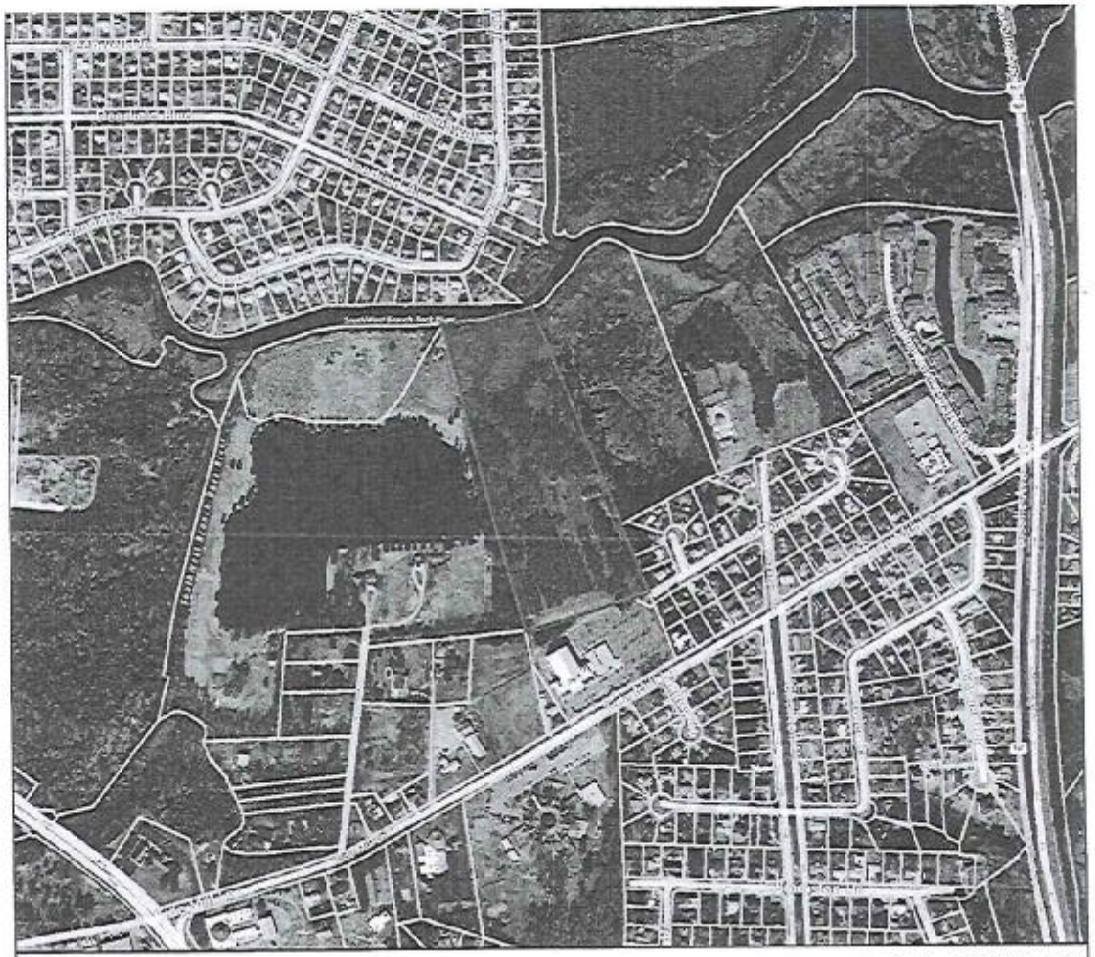
Voting Information	
Congress:	1
House of Representative:	91
Senate:	2
Poll Precinct:	BURBANK
Poll Location:	BURBANK ELEMENTARY

Sherriff's Office	
Warrant Services:	CP4

DISCLAIMER: This data is provided without warranty of any kind either expressed or implied, including, but not limited to, the implied warranties of merchantability

Legend

Parcels
Boundary



Title: Parcels

Date: 11/13/2013

Feet
0 200 400 600 800
Map Scale: 1:9,028

DISCLAIMER:This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records,information, and data obtained from various sources, and Hampton is not responsible for its accuracy or how current it may be.

Use Permit No. 14-00001
Jonathan L. Yates
145 King Street, Suite 102, Charleston, SC 29401

Conditions

1. **Issuance of Permit**
   The Use Permit applies only to 57 Tide Mill Lane [LRSN 7001624], and is not transferable to another location.

2. **Hours of Operation**
   Retail sales and deliveries shall be limited to 8:00AM to 8:00PM from Sunday to Saturday.

3. **Compliance with Applicable Laws**
   This Use Permit may be terminated for any violation of applicable federal, state, or local law.

4. **Nullification**
   a. The Use Permit shall become null and void if the use is not established within twelve (12) months of the date of approval by City Council.
   b. The Use Permit shall become null and void if the facility is not used for the permitted use for a period of twenty-four (24) consecutive months.

5. **Revocation**
   Notwithstanding any condition or provision of this use permit to the contrary, the use permit may be revoked for violation of any terms or conditions of the use permit as set forth in chapter 20 of the zoning ordinance.

STAFF EVALUATION

To: Planning Commission	**Prepared By**:	Alison Alexander	728-5238
	Reviewed By:	Keith Cannady, AICP	728-5239
		Sharon McSmith, CAP	728-5240

Case No.: Use Permit Application No. 14-00001 **Date:** 4/03/2013

General Information

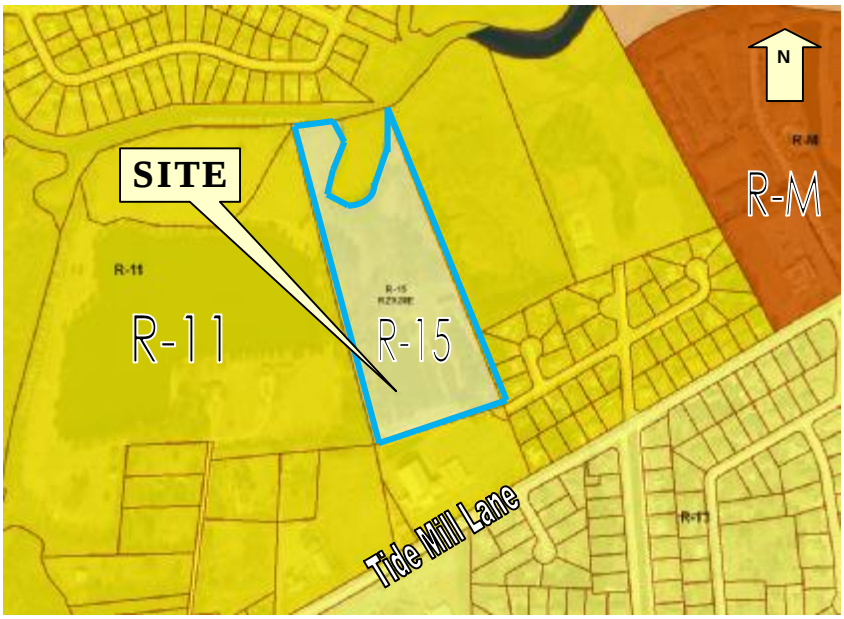
Applicant	Jonathan L. Yates
Property Owner	Reginald & Deanna Edwards
Location	57 Tide Mill Lane [LRSN 7001624]

Requested Use	Use Permit to allow for a tree farm at 57 Tide Mill Lane.
Description of Proposal	This use permit is necessary to permit an existing tree farm on the site to remain in operation if RZ 14-00001 is approved. The property is currently zoned One Family Residence (R-15) District with proffered conditions permitting a tree farm. This application accompanies RZ 14-00001, which would rezone the property listed above from R-15 with proffered conditions to R-11 without proffered conditions, which would permit a tree farm/nursery subject to securing a use permit. Approval of this application would permit the existing tree farm/nursery to remain in operation. This application is also being brought forward in conjunction with use permit application UP14-00002, to allow for the construction of a new communications tower.
Background Information	This use has been in existence on this parcel since 1986. As of 1986, the parcel was rezoned to R-R [Residential Rural] and did not require a use permit for the tree farm operation. Current proffered conditions on the site expressly permit a tree farm; however, if RZ 14-00001 is approved changing the zoning district to

R-11, a use permit will be required to continue the use. A use permit is required for a tree farm in residential districts.

Existing Land Use Single Family Residence & Tree Farm

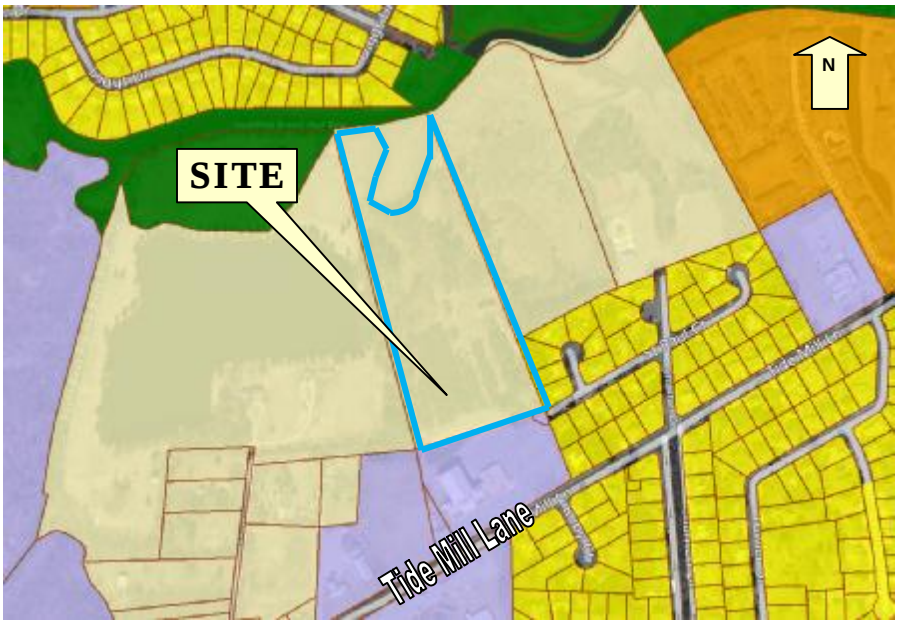
Existing Zoning The site is currently zoned R-15 [One-Family Residential District] with proffers, which limit uses to residential development and the existing tree farm, and include specifications concerning advertising tree sales.



As displayed below, the property also falls into SPI-CBPD [Special Public Interest – Chesapeake Bay Preservation District] due the presence of tidal wetlands. Wetlands are indicated by the white and blue shading, whereas the yellow area has been designated a resource protection area and the green area has been designated a resource management area.

Surrounding Land Use and Zoning	**North:** R-11 (One-Family Residential) - Residential **South:** R-11 (One-Family Residential) – Religious Facility & Residential **East:** R-11 (One-Family Residential) – Residential & Vacant Land **West:** R-11 (One-Family Residential) - Residential
Zoning History	57 Tide Mill Lane is the subject of a complex zoning history. Until 1986, the property was zoned R-11 [One Family Residence District]. In March of 1986, at the request of the property owners, Reginald and Deanna Edwards, the property was rezoned to R-R [Residential Rural District] in order to allow for a tree farm. Rezoning Case RZ858 was subject to the attached proffers: 1. the use of the property shall be limited to a tree farm operation and any single-family residential development which meets or exceeds R-11 standards; and 2. no commercial advertising, relating to retail sales upon the premises, shall be permitted except from November 15 to January 1 of each year to promote the sale of Christmas trees. As part of a comprehensive rezoning effort to eliminate the R-R [Residential Rural] zoning district, the property was rezoned from R-R [Residential Rural] to R-S [Residential Suburban] in 1988 as Rezoning Case RZ928E. The attached proffers remained. In 1995, the R-S [Residential Suburban] zoning district zoning ordinance text was amended. The amendment included renaming the R-S [Residential Suburban] district to R-15 [One Family Residence] and amending some of the uses and standards in the R-15 [One Family Residence] district. The change of uses is noteworthy as the by-right use of the property as a tree farm was eliminated, thereby requiring a use permit to establish a tree farm, which was already established at 57 Tide Mill Lane. 57 Tide Mill Lane must undergo a rezoning to remove the proffers attached during RZ858 in order to facilitate the construction of communications tower. Previously there has been no use permits associated with the property. **TIMELINE** **1986**: Owner requested RZ858 from R-11 to R-R for tree farm. **1988**: Comprehensive RZ928E from R-R to R-S **1995**: R-S district was renamed to R-15 – minimal changes to standards & uses. **2014**: RZ14-00001 to R-11 to remove proffers and facilitate construction of communications tower [in conjunction with UP14-00001 for continuation of tree farm operation and UP14-00002 to allow for communications tower]

Public Policy



The Hampton Community Plan (2006, as amended) recommends Rural Density Residential for this property. A mix of Rural Density Residential, Low Density Residential, and Public/Semi-Public Residential is recommended for surrounding properties.

Land use policies related to this request are listed below:

LU-CD Policy 4: Evaluate land use proposals from a regional, city-wide, and neighborhood perspective. [pg. LU-16]

LU-CD 7: Safeguard the integrity of existing residential neighborhoods. [pg. LU-17]

ED-5: Nurture small and start-up businesses. [pg. ED-23]

Community Meeting

A community meeting was held on October 1, 2013 at the Paul Burbank Elementary School to explore locating a communications tower on the school property at 40 Tide Mill Lane. The community was vehemently opposed the school site, but at that time expressed a willingness to explore locating a tower at 57 Tide Mill Lane. The applicant has worked with representatives of the Riverdale Civic Association and has scheduled an additional community meeting for April 2, 2014.

Analysis

Use Permit Application No. 14-00001 is a request for a use permit to permit the existing tree farm operation at 57 Tide Mill Lane [LRSN 7001624]. The tree farm has been in operation since 1986. This use permit application is necessary to permit the existing tree farm on the site to remain in operation if RZ 14-00001 is approved. The property is currently zoned One Family Residence (R-15) District with proffered conditions permitting a tree farm. This application accompanies RZ 14-00001, which would rezone the property listed above from R-15 with proffered conditions to R-11 without proffered conditions, which would permit a tree farm/nursery subject to securing a use permit. Approval of this application would permit the existing tree farm/nursery to remain in operation. This request is in keeping

both with the policies and goals of the Hampton Community Plan (2006, as amended) and would encourage and nurture small business in the community.

The application has five conditions associated with it, which include issuance of permit, hours of operation, compliance of applicable laws, nullification, and revocation.

Staff recommends approval of Use Permit Application No. 14-00001 with five conditions.

Use Permit No. 14-00001
Jonathan L. Yates
145 King Street, Suite 102, Charleston, SC 29401

Conditions

1. **Issuance of Permit**
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2. **Hours of Operation**
   Retail sales and deliveries shall be limited to 8:00AM to 8:00PM from Sunday to Saturday.

3. **Compliance with Applicable Laws**
   This Use Permit may be terminated for any violation of applicable federal, state, or local law.

4. **Nullification**
   a. The Use Permit shall become null and void if the use is not established within twelve (12) months of the date of approval by City Council.
   b. The Use Permit shall become null and void if the facility is not used for the permitted use for a period of twenty-four (24) consecutive months.

5. **Revocation**
   Notwithstanding any condition or provision of this use permit to the contrary, the use permit may be revoked for violation of any terms or conditions of the use permit as set forth in chapter 20 of the zoning ordinance.

AT A PUBLIC HEARING IN A REGULAR MEETING OF THE HAMPTON PLANNING COMMISSION HELD IN THE COUNCIL CHAMBERS, CITY HALL, HAMPTON, VIRGINIA, ON THURSDAY, APRIL 3, 2014 AT 3:30 P.M.

WHEREAS: the Hampton Planning Commission has before it this day a proposal by Jonathan L. Yates to operate a tree farm/nursery at 57 Tide Mill Lane [LRSN 7001624];

WHEREAS: the property is zoned One-Family Residence (R-15) District with proffers and is going through a rezoning to One-Family Residence (R-11) District without proffers, which permits a tree farm/nursery with a use permit;

WHEREAS: approval of this application would permit the proposed tree farm/nursery at 57 Tide Mill Lane;

WHEREAS: the Hampton Community Plan (2006, as amended) recommends low density residential development for this property. The Hampton Community Plan (2006, as amended) also recommends policies that nurture small and startup businesses; and

WHEREAS: there are five (5) conditions attached to this use permit to ensure, among other things, that the tree farm/nursery shall only be located at 57 Tide Mill Lane, and sales and deliveries will occur between the hours of 8:00 A.M. and 8:00 P.M., and providing that violation of any of the conditions shall be grounds for revocation of the use permit.

NOW, THEREFORE, on a motion by Commissioner Gregory Williams and seconded by Commissioner Chris Snead,

BE IT RESOLVED that the Hampton Planning Commission recommends approval to City Council of Use Permit Application No. 14-00001 with five (5) conditions.

A roll call vote on the motion resulted as follows:

AYES:	Williams, Campbell, McCloud, Snead, Bunting
NAYS:	None
ABST:	None
ABSENT:	Southall, LaRue

A COPY; TESTE:

Terry P. O'Neill
Secretary to Commission

City of Hampton, VA

Agenda Review

File Number: 14-0214

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0214**

Request Number: **R-2014-00234**

File Type: **Planning Actions - Use Permit**

Department: **Planning**

Introduced: **5/14/2014**

Date of Final Action:

Enactment Number:

Effective:

Status: **Received By Clerk's Office**

Created By: **Alison Alexander**

Phone:

Requestor:

Phone:

Presenter: **Alison Alexander, City Planner**

Phone: **728.5238**

Title: **Use Permit No. 14-00002: by Jonathan L. Yates to permit a communications tower at 57 Tide Mill Lane.**

Action Requested: **Approve Use Permit No. 14-00002 with eleven (11) conditions.**

Estimated Time: **5 minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments: Application
Conditions
Langley Correspondence
Staff Report
PC Resolution

Date	Acting Body	Action
5/6/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This use permit would allow for construction of a 145’ monopole tower at 57 Tide Mill Lane [LRSN 7001624]. The tower would include space for a total of four carriers.

The site is currently zoned R-15 [One-Family Residence District] with proffers, which limit the uses of the property to residential development and a tree farm. This application accompanies Rezoning Application No. 14-00001 to rezone the property to R-11 without proffers, which allows communications towers subject to securing a use permit. A use permit is required for construction of new towers in the city.

The Hampton Community Plan (2006, as amended) provides a “placement hierarchy” that establishes a list of preferential locations for communications towers. The hierarchy describes co-location on existing structures as preferable to the construction of new towers. However, attempts to co-locate on existing towers have proven unsuccessful. Building a new tower would provide the opportunity for other communication service providers to expand their coverage within the proposed tower site area and surrounding community.

The request meets the Zoning Ordinance requirements in allowing construction of new towers. The proposal is consistent with the land use recommendation and policies of the Hampton Community Plan (2006, as amended).

Planning Commission recommends approval of this item.

Application for
Use Permit

OFFICE USE ONLY
Date Received:
RECEIVED
PLANNING DEPT.
Case Number: UP 14 - 00002

Complete this application in its entirety and submit pages 4 and 5 along with the required materials (including any required supplements) as listed on page 2 to the address below:

City of Hampton
Community Development Department, Planning Division
22 Lincoln Street, 5th Floor
Hampton, Virginia 23669

1. PROPERTY INFORMATION

Address or Location 57 Tide mill Lane, Hampton, VA 23666

LRSN 7001624 Zoning District R-15

Current Land Use Residence / tree farm

Proposed Land Use wireless telecom. facility

The proposed use will be in: ☐ an existing building ☐ a new addition ☑ a new ~~building~~ tower

2. PROPERTY OWNER INFORMATION (an individual or a legal entity may be listed as owner)

Owner's Name Reginald & Deanna Edwards

Address 57 Tide mill Lane City Hampton State VA Zip 23666

Phone (757) 414-9754 Email

3. APPLICANT INFORMATION (if different from owner)

Applicant's Name Jonathan L. Yates for Beacon Towers

Address 145 King St., Ste. 102 City Charleston State SC Zip 29401

Phone (843) 414-9754 Email JLY@hellmanyates.com

4. APPLICANT AGENT INFORMATION (if different from applicant)

Agent's Name same

Address City State Zip

Phone Email

5. CERTIFICATION FOR LEGAL ENTITY PROPERTY OWNERS

*Complete this section only if the property owner is **not** an individual but rather a legal entity such as a corporation, trust, LLC, partnership, diocese, etc. as specified in Step 2 above.*

"I hereby submit that I am legally authorized to execute this application on behalf of the fee-simple owner of this property. I have read this application and it is submitted with my full knowledge and consent. I authorize city staff and representatives to have access to this property for inspection. The information contained in this application is accurate and correct to the best of my knowledge."

Name(s), title(s), signature(s), and date(s) of authorized representative(s) of the legal entity (attach additional page if necessary):

Name of Legal Entity _____

Signed by:

Name (printed) _____, Its (title) _____

Signature _____ Date _____

Name (printed) _____, Its (title) _____

Signature _____ Date _____

Name (printed) _____, Its (title) _____

Signature _____ Date _____

6. CERTIFICATION FOR INDIVIDUAL PROPERTY OWNERS

Complete this section only if the property owner is an individual or individuals.

"I hereby submit that I am the fee-simple owner of this property. I have read this application and it is submitted with my full knowledge and consent. I authorize city staff and representatives to have access to this property for inspection. The information contained in this application is accurate and correct to the best of my knowledge."

Name(s), signature(s), and date(s) of owner(s) (attach additional page if necessary):

Name (printed) REGINALD C. EDWARDS

Signature Reginald C Edwards Date 1/22/14

Name (printed) DEANNA T. EDWARDS

Signature Deanna T. Edwards Date 1/22/14

OFFICE USE ONLY		
☐ Application Form	☐ Narrative Statement	☐ Supplemental Form (if required)
☐ Application Fee	☐ Survey Plat	☐ Additional materials (if required)

Supplemental Information for

Communication Tower

OFFICE USE ONLY Date Received:
Case Number: UP _ _ _ _ - _ _ _ _

Complete this supplement in its entirety and submit with the completed Use Permit application form to the address below:

City of Hampton
Community Development Department, Planning Division
22 Lincoln Street, 5th Floor
Hampton, Virginia 23669

REQUIRED DOCUMENTS

City of Hampton Zoning Ordinance §20-5.1(4) requires applicants to submit the following additional information for Communication Tower applications:

- ☐ A site plan drawn to scale specifying the location of tower(s), guy anchors (if any), transmission building(s) and other accessory uses, parking, access, landscaped areas (specifying size, spacing and plant material proposed), fences, and identifying adjacent property owners.
- ☐ A report from a registered structural or civil engineer indicating tower height and design, structure, installation and total anticipated capacity of the structure (including number and types of antennas which could be accommodated). This data shall demonstrate that the proposed tower conforms to all structural requirements of the Uniform Statewide Building Code and shall set out whether the tower will meet the structural requirements of EIA-222 E "Structural Standards for Steel Antenna Structures" published by the Electronic Industries Association, effective June 1, 1987 or current update.
- ☐ A statement from a registered engineer that the NIER (nonionizing electromagnetic radiation) emitted therefrom does not result in a ground level exposure at any point outside such facility which exceeds the lowest applicable exposure standards established by any regulatory agency of the U.S. government or the American national Standards Institute.
- ☐ Evidence of the lack of space on suitable existing towers, buildings. Or other structures to locate the proposed antenna and the lack of space on existing tower sites to construct a tower for the proposed antenna within the service area shall be considered in the review of conditional use permit applications for a new tower.
- ☐ Intermodulation testing, coordinated through the Hampton Police Division, demonstrating that the proposed tower operation is designed in a manner to eliminate interference with public safety communications. Such testing shall also be required from each subsequent operator utilizing the proposed tower prior to any building permits to add or modify antennae. Should any equipment associated with the antennae be found to interfere with public safety communications, the owner shall be responsible for the elimination of such interference.
- ☐ A landscaping plan in accordance with the requirements of the City of Hampton Zoning Ordinance §20-5.1(4)(i).

Please refer to City of Hampton Zoning Ordinance §20-5.1(4)(c) through §20-5.1(4)(h) for applicable development standards

Applications will not be considered complete until all required information has been received.

Applicant Signature _____ Date 01.21.14

HELLMAN YATES & TISDALE

ATTORNEYS AND COUNSELORS AT LAW

JONATHAN L. YATES
DIRECT VOICE 843 414-9754
JLY@HELLMANYATES.COM

HELLMAN YATES & TISDALE, PA
145 KING STREET, SUITE 102
CHARLESTON, SOUTH CAROLINA 29401
V 843 266 0050
F 843 266-9188

January 21, 2014

VIA FEDERAL EXPRESS

Alison Alexander
City of Hampton
Community Development Dept., Planning Division
22 Lincoln Street, 5th Floor
Hampton, VA 23669

Re: Beacon Towers - Site Name: NF465/Edwards - Communication Facility Application – 57 Tide Mill Lane

Dear Alison:

Enclosed please find the application of Beacon Towers and AT&T for a proposed 150-foot monopole-style wireless communications facility to be built for AT&T and three of its competitors. The proposed facility will be located on the property of Reginald and Deanna Edwards, which is located on 57 Tide Mill Lane, Hampton, VA 23666, and is designated as City of Hampton tax parcel number 07N002 00 00002. This is a very important facility to allow AT&T to improve its coverage for both voice and advanced data in this section of The City of Hampton. As will be evident from a review of the attached, American Tower Corporation and AT&T have not only met, but have exceeded, all of the necessary requirements for approval under the City of Hampton Communication Towers Ordinance. We greatly appreciate your time and consideration in the review of this application.

Included with this letter are the following items:

1. Site Plans and Drawings;
2. Report from Professional Engineer Habib Azouri;
3. RF Emissions Report;
4. Lack of Collocation Letter of Beacon Towers;
5. Intermodulation Testing Report;
6. Site Survey;
7. 1A Certification of Location and Elevation;
8. Photo Simulations;
9. Report from Environmental Corporation of America; and
10. Deed Showing Legal Description of Property.

The FAA Determination of No Hazard to Air Navigation will be provided under separate cover to be attached hereto as Exhibit "11."

Once you have reviewed the application, please let us know if you need anything else or have any questions. Thank you so much for all your help with this.

Once you have reviewed the application, please let us know if you need anything else or have any questions. Thank you so much for all your help with this.

With warmest regards, I am

Yours very truly,

Jonathan L. Yates

Jonathan L. Yates

JLY:edh
Enclosures

HELLMAN YATES & TISDALE
ATTORNEYS AND COUNSELLORS AT LAW

JONATHAN L. YATES
DIRECT VOICE 843 414-9754
JLY@HELLMANYATES.COM

HELLMAN YATES & TISDALE, PA
145 KING STREET, SUITE 102
CHARLESTON, SOUTH CAROLINA 29401
V 843 266-9099
F 843 266-9188

February 28, 2014

VIA FEDERAL EXPRESS

Alison Alexander, City Planner
Planning & Zoning Administration Division
Community Development Department
City of Hampton
22 Lincoln St, 5th Floor
Hampton, VA 23669

RE: Beacon Towers' proposed 145' monopole-style wireless communications facility to be located at 57 Tide Mill Lane, Hampton, VA 23666

Dear Allison:

In response to your comments e-mailed on February 21, 2014, we have enclosed the following items:

1. Revised Site Plans and Drawings;
2. Wetlands Report;
3. Revised Photo 2;
4. FAA Determination of No Hazard to Air Navigation; and
5. RF Propagation Maps.

Please note that the tower height has been lowered to 145 feet a.g.l. Once you have had a chance to review, please let me know if you have any questions or comments. I can be reached at (843) 414-9754.

With warmest regards, I am

Yours very truly,

Jonathan L. Yates

Jonathan L. Yates

JLY:edh

BEACON TOWERS

"Leading the Way"

VA238 LANGLEY SITE

57 TIDE MILL LANE
HAMPTON, VA 23666

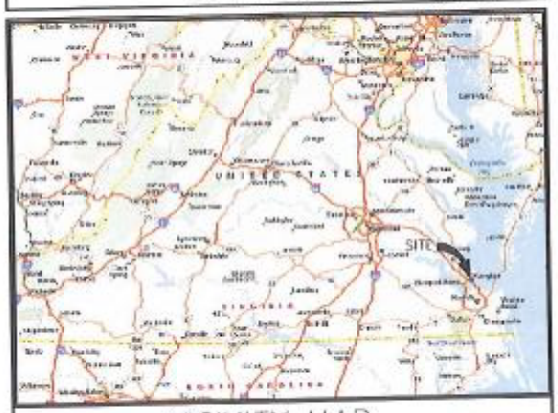
PROJECT DESCRIPTION:

INSTALLATION AND OPERATION OF ANTENNAS AND ASSOCIATED EQUIPMENT INSIDE A NEW FENCED COMPOUND ON A NEW 145' MONOPOLE

3 WORKING DAYS BEFORE YOU DIG 1-800-552 7001 TOLL FREE MISS UTILITY

DIRECTIONS TO SITE:
FROM RICHMOND:
TAKE I-295 TO I-64E AND FOLLOW FOR APPROXIMATELY 61 MILES. TAKE EXIT 251B TO HAMPTON ROADS CENTER PKWY AND THEN TURN RIGHT ONTO N. ARMISTEAD AVE. TURN LEFT ONTO TIDE MILL LANE AND THEN TURN LEFT OVER CHARLETON DR. TURN LEFT ONTO ST PAUL AND FOLLOW DIRT ROAD TO ACCESS ROAD ON RIGHT.

LOCAL MAP NOT TO SCALE



VICINITY MAP NOT TO SCALE

APPROVAL

BEACON TOWERS SITE ACQUISITION	SIGNATURE	DATE	AT&T REGULATORY	SIGNATURE	DATE
BEACON TOWERS ZONING	SIGNATURE	DATE	AT&T RF	SIGNATURE	DATE
BEACON CONSTRUCTION	SIGNATURE	DATE	AT&T CONSTRUCTION	SIGNATURE	DATE

REV. NO.	DESCRIPTION	BY	DATE	REV. NO.	DESCRIPTION	BY	DATE
1	FINAL ZONING DRAWINGS	OWW	11/10/13				
2	REVISED FINAL ZONING DRAWINGS	OWW	1/16/14				
3	REVISED FINAL ZONING DRAWINGS	OWW	2/25/14				

CONSULTING TEAM

ARCHITECTURE AND ENGINEERING:
WARREN WILLIAMS & ASSOCIATES
736 OWNERS CIRCLE
HIGH POINT, NC 27265
PROJECT MANAGER: WARREN WILLIAMS, P.E.
TELEPHONE: (757) 490-2288

SURVEY:
CALDWELL CONSULTANTS, PC
1005 S. BATTLEFIELD BLVD, SUITE B
CHESAPEAKE, VA 23320
CONTACT: EDDIE T. WHITE, LS
TELEPHONE: (757) 482-0174
FAX: (757) 482-9870

SOIL ENGINEER:
GEOENVIRONMENTAL RESOURCES, INC. (GERI)
CONTACT: CHARLES CRAWLEY, PE
TELEPHONE: (757) 463-3080

STRUCTURAL ENGINEERING:
WARREN WILLIAMS & ASSOCIATES
736 OWNERS CIRCLE
HIGH POINT, NC 27265
CONTACT: JASON CAMFIELD, P.E.
TELEPHONE: (757) 459-2288

UTILITIES:
POWER COMPANY:
DOMINION VIRGINIA POWER
CONTACT: CUSTOMER SERVICE
TELEPHONE: 1-888-667-3000

TELEPHONE COMPANY:
VERIZON CONTACT: CUSTOMER SERVICE
CONTACT:
TELEPHONE: 1-800-835-2359

PROJECT SUMMARY

SITE INFORMATION:
VA238 LANGLEY SITE
57 TIDE MILL LANE
HAMPTON, VA 23666

LANDLORD INFORMATION:
REGINALD & DEMINA FORWARDS
57 TIDE MILL LANE
HAMPTON, VA 23666

APPLICANT INFORMATION:
BEACON TOWERS — WARREN DEPUTY
PO BOX 279 — 843-324-9721
AVENDALE, SC 29420

PROJECT DATA:

ZONING	R-15
JURISDICTION	CITY OF HAMPTON
TAX MAP NO.	0000000
SITE TYPE	RAWLAND
TOWER TYPE	MONOPOLE
TOWER HEIGHT	145'
LEASE AREA	60'x60'
AREA OF LAND DISTURBANCE	2500 SF

(2C) GEOGRAPHIC COORDINATES:

LATITUDE:	37° 03' 09.2585" N
LONGITUDE:	76° 22' 24.1161" W
GROUND ELEV. (NAVD):	6.0'

DECLINATION:
10° 43' W CHANGING BY 1' W PER YEAR

ADA COMPLIANCE:
FACILITY IS UNMANNED AND NOT FOR HUMAN HABITATION. SITE WILL NOT BE SERVED BY CITY SEWER OR WATER.

SHEET INDEX

SHEET:	DESCRIPTION:
T-1	TITLE SHEET
T-2	LEGEND & ABBREVIATIONS
N-1	GENERAL NOTES
C-1	SURVEY AND SITE PLAN
C-2	SURVEY NOTES & LEGAL DESCRIPTIONS
C-3	ENLARGED SITE PLAN
C-4	ELEVATION VIEW
C-5	FENCE NOTES AND DETAILS
L-1	LANDSCAPE PLAN
L-2	LANDSCAPE DETAILS
A-1	AT&T SHELTER ELEVATIONS
S-1	AT&T FOUNDATION PLAN

SHEET TOTAL: 12

BEACON TOWERS
"Leading the Way"
PO BOX 279
AVENDALE, SC 29420
843-324-9721

WW&A
warren williams & associates
736 OWNERS CIRCLE
HIGH POINT
NORTH CAROLINA
27265
(757) 490-2288

NO.		
1	11/10/13 BY: JCB	FINAL ZONING DWGS DRC: DWW APPD: DWW
2	1/16/14 BY: JCB	REV FINAL ZONING DWGS DRC: DWW APPD: DWW
3	2/25/14 BY: JCB	REV FINAL ZONING DWGS DRC: DWW APPD: DWW
4		
5		
6		

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	NJS
CHECKED BY:	DWW
LTV DATE:	02/25/14
DWG NO:	0W238

SHEET TITLE: TITLE SHEET

SHEET NUMBER: T-1

BEACON TOWERS

"Leading the Way"

VA238 LANGLEY SITE

57 TIDE MILL LANE
HAMPTON, VA 23666

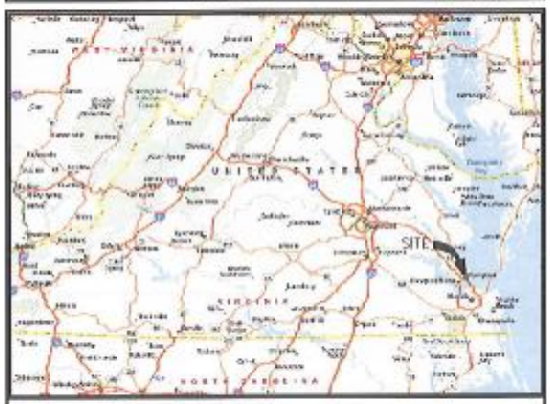
PROJECT DESCRIPTION:

INSTALLATION AND OPERATION OF ANTENNAS AND ASSOCIATED EQUIPMENT INSIDE A NEW FENCED COMPOUND ON A NEW 145' MONOPOLE

2 WORKING DAYS BEFORE YOU DIG 1-800-552-7001 TOLL FREE MISS UTILITY

DIRECTIONS TO SITE:
FROM RICHMOND:
TAKE I-295 TO I-64E AND FOLLOW FOR APPROXIMATELY 61 MILES. TAKE EXIT 263B TO HAMPTON ROADS CENTER PKWY AND THEN TURN RIGHT ONTO N. ARMSTEAD AVE. TURN LEFT ONTO TIDE MILL LANE AND THEN TURN LEFT ONTO CHARLESTON DR. TURN LEFT ONTO ST PAUL AND FOLLOW DIRT ROAD TO ACCESS ROAD ON RIGHT.

LOCAL MAP NOT TO SCALE



VICINITY MAP NOT TO SCALE

APPROVAL

BEACON TOWERS SITE ACQUISITION:	SIGNATURE	DATE	AT&T ACQUISITION:	SIGNATURE	DATE
BEACON TOWERS ZONING:	SIGNATURE	DATE	AT&T RF:	SIGNATURE	DATE
BEACON CONSTRUCTION:	SIGNATURE	DATE	AT&T CONSTRUCTION:	SIGNATURE	DATE

REV. NO.	DESCRIPTION	BY	DATE	REV. NO.	DESCRIPTION	BY	DATE
1	FINAL ZONING DRAWINGS	OWW	11/10/13				
2	REVISED FINAL ZONING DRAWINGS	OWW	1/16/14				
3	REVISED FINAL ZONING DRAWINGS	OWW	2/25/14				

CONSULTING TEAM

ARCHITECTURE AND ENGINEERING:
WARREN WILLIAMS & ASSOCIATES
735 CAMERON CIRCLE
HIGH POINT, NC 27265
PROJECT MANAGER: WARREN WILLIAMS, P.E.
TELEPHONE: (757) 450-3288

SURVEY:
CAUSEWAY CONSULTANTS, PC
1005 S. BATTLEFIELD BLVD, SUITE B
CHESAPEAKE, VA 23322
CONTACT: EDDIE T. WHITE, III
TELEPHONE: (757) 487-0674
FAX: (757) 482-5870

SOIL ENGINEER:
GEOENVIRONMENTAL RESOURCES, INC. (GER)
CONTACT: CHARLES CRAWLEY, PE
TELEPHONE: (757) 483-3200

STRUCTURAL ENGINEERING:
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735 CAMERON CIRCLE
HIGH POINT, NC 27265
CONTACT: JASON DANIELS, P.E.
TELEPHONE: (757) 450-3288

UTILITIES:
POWER COMPANY:
DOMINION VIRGINIA POWER
CONTACT: CUSTOMER SERVICE
TELEPHONE: 1-888-667-3000

TELEPHONE COMPANY:
VERIZON CONTACT:
CONTACT: CUSTOMER SERVICE
TELEPHONE: 1-800-326-2355

PROJECT SUMMARY

SITE INFORMATION:
VA238 LANGLEY SITE
57 TIDE MILL LANE
HAMPTON, VA 23666

LANDLORD INFORMATION:
REGINAL & DONITA EDWARDS
57 TIDE MILL LANE
HAMPTON, VA 23666

APPLICANT INFORMATION:
BEACON TOWERS — MARSH DEPUTY
PO BOX 279 — 843-324-0731
ARCADIA, SC 29429

PROJECT DATA:

ZONING	R-15
JURISDICTION	CITY OF HAMPTON
TAX MAP NO.	0241003 00 00002
SITE TYPE	RAW LAND
TOWER TYPE	MONOPOLE
TOWER HEIGHT	145'
LEASE AREA	60'X50'
AREA OF LAND DISTURBANCE	3500 SF

(2C) GEOGRAPHIC COORDINATES:
LATITUDE: 37° 03' 22.2095" N
LONGITUDE: 76° 22' 24.1161" W
GROUND ELEV. (AMSL): 6.5'

DECLINATION:
10° 47' W CHANGING BY 1' W PER YEAR

ADA COMPLIANCE:
FACILITY IS UNMANNED AND NOT FOR HUMAN HABITATION. SITE WILL NOT BE SERVED BY CITY SEWER OR WATER.

SHEET INDEX

SHEET:	DESCRIPTION:
T-1	TITLE SHEET
T-2	LEGEND & ABBREVIATIONS
N-1	GENERAL NOTES
C-1	SURVEY AND SITE PLAN
C-2	SURVEY NOTES & LEGAL DESCRIPTIONS
C-3	ENLARGED SITE PLAN
C-4	ELEVATION VIEW
C-5	FENCE NOTES AND DETAILS
L-1	LANDSCAPE PLAN
L-2	LANDSCAPE DETAILS
A-1	AT&T SHELTER ELEVATIONS
S-1	AT&T FOUNDATION PLAN

SHEET TOTAL: 12

BEACON TOWERS
"Leading the Way"
PO BOX 279
ARCADIA, SC 29429
843-324-0731

WW&A
warren williams & associates
735 CAMERON CIRCLE
HIGH POINT
NORTH CAROLINA
27265
(757) 450-3288

NO.			
1	11/10/13	FINAL ZONING DWGS	
	BY: AJB	CHK: OWW	APPD: OWW
2	1/16/14	REV FINAL ZONING DWGS	
	BY: AJB	CHK: OWW	APPD: OWW
3	2/25/14	REV FINAL ZONING DWGS	
	BY: AJB	CHK: OWW	APPD: OWW
4			
5			
6			

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	AJB
CHECKED BY:	OWW
ISSUE DATE:	4/18/13
COAX NO:	WO38

SHEET TITLE:
TITLE SHEET

SHEET NUMBER:
T-1

ABBREVIATIONS & SYMBOLS LIST

1P, 2P, & 3P	SINGLE POLE, TWO POLE, & THREE POLES
A/C	AIR CONDITIONING
ADJ	ADJUSTABLE
AFF	ABOVE FINISH FLOOR
AGL	ABOVE GROUND LEVEL
APPROX	APPROXIMATELY
ASTM	AMERICAN SOCIETY FOR TESTING AND MATERIALS
AWG	AMERICAN WIRE GAUGE
A OR AMP	AMPERE
BLDG	BUILDING
BLK	BLOCK
BMR	BASE MOBILE RADIO
B/S	BUILDING STANDARD
CU	COPPER
CO	CLEAN OUT
C	CONDUIT SIZE AS NOTED
CB	CIRCUIT BREAKER
CKT	CIRCUIT
CLG	CEILING
CLR	CLEAR
CONC	CONCRETE
CONST	CONSTRUCTION
CONT	CONTINUOUS
CFCI	CONTRACTOR FURNISHES CONTRACTOR INSTALLED
DB	DEED BOOK
DBL	DOUBLE
DIA, Ø	DIAMETER
DIAG	DIAGONAL
DIM	DIMENSION
DN	DOWN
DET, DETL	DETAIL
DWG	DRAWING
DEF	DUAL ELEMENT FUSES
E	EAST
EA	EACH
EL, ELEV	ELEVATION
ELECT	ELECTRICAL
EQ	EQUAL
EQUIP	EQUIPMENT
EW	EACH WAY
EXIST/EX	EXISTING
EXT	EXTERIOR
EMT	ELECTRICAL METALLIC TUBING
EC	EMPTY CONDUIT
FIN	FINISH
FLUOR	FLUORESCENT
FLR	FLOOR
FT	FOOT
GRS	GALVANIZED STEEL CONDUIT
G OR GRD	GROUND
GA	GAUGE
GALV	GALVANIZED
GC	GENERAL CONTRACTOR
GPS	GLOBAL POSITIONING SYSTEM
GWB	GYPSUM WALL BOARD
HARD'WD	HARDWOOD
HSS	HIGH STRENGTH
HORIZ	HORIZONTAL
HR	HOUR
HT	HEIGHT
HVAC	HEATING, VENTILATION AND AIR CONDITIONING
ID	INSIDE DIA
IN	INCH
INFO	INFORMATION
INS	INSULATION
KW	KILOWATTS
LB(S)	POUND(S)
LG	LONG
MAX	MAXIMUM
MECH	MECHANICAL
MTL	METAL
MFR	MANUFACTURER
MGR	MANAGER
MIN	MINIMUM
MISC	MISCELLANEOUS
MPH	MILES PER HOUR
MTD	MOUNTED
NEUT	NEUTRAL
N	NORTH
NA	NOT APPLICABLE
NIC	NOT IN CONTRACT
NTS	NOT TO SCALE
OFCI	OWNER FURNISHED, CONTRACTOR INSTALLED
OC	ON CENTER
OD	OUTSIDE DIAMETER
OPNG	OPENING
OPP	OPPOSITE
OHT/OHP	OVERHEAD TELEPHONE/OVERHEAD POWER
OHP	OVERHEAD POWER
OHT	OVERHEAD TELEPHONE
OZ	OUNCE
PG	PAGE
PIN(F)	PIN FOUND
PIN(S)	PIN SET
PJF	POLYMERIC JOINT FILLER
PLYWD	PLYWOOD
PR	PAIR
PROJ	PROJECT
PROP	PROPERTY
PSI	PER SQUARE INCH
PSF	PER SQUARE FOOT
PT	PRESSURE TREATED
PVC	SCHEDULE 40 PLASTIC CONDUIT.
RAD	RADIATION
RECEPT	RECEPTACLE
REQ'D	REQUIRED
RM	ROOM
RO	ROUGH OPENING
S	SOUTH
SW	SWITCH
SCH	SCHEDULE
SHT	SHEET
SIM	SIMILAR
SPEC	SPECIFICATION
SQ	SQUARE
SS	STAINLESS STEEL
STL	STEEL
STRUCT	STRUCTURAL
SUSP	SUSPENDED
THRD	THREADED
THRU	THROUGH
TM	TAX MAP
TINWD	TINNED
TOC	TOP OF CONCRETE
TYP	TYPICAL
UON	UNLESS OTHERWISE NOTED
UG	UNDERGROUND
VERT	VERTICAL
VIF	VERIFY IN FIELD
VT	VINYL TILE
W/	WITH
WDW	WINDOW
W	WEST
W/O	WITHOUT
W	WATTS
WP	WEATHERPROOF
XFRM	TRANSFORMER
∡	ANGLE
&	AND
℄	CENTER LINE
PL	PROPERTY LINE, PLATE
@	AT
#	NUMBER

△1 = REVISION

□1 = NOTE REFERENCE

◇1 = DETAIL REFERENCE

1/C-1 = ELEVATION REFERENCE

1/C-1 = SECTION REFERENCE

= NORTH ARROW

= NORTH ARROW WITH MAGNETIC DECLINATION

LEGEND

EXISTING	NEW	
		CONCRETE
		PROPERTY LINE
		LEASE AREA
		EASEMENT
		BUILDING (FOOTPRINT)
		POWER POLE
		TELEPHONE/TELEGRAPH PEDESTAL
		ASPHALT
		FENCE
		TEMPORARY BENCH MARK
		TREELINE
		CONTOURS
	14.5	SPOT ELEVATION
	SF	SILT FENCE
		ITEMS TO BE REMOVED

BEACON TOWERS

PO BOX 270
HUDSON, NC 28638
847-324-9731

WW&A
warren williams & associates
7M CHANDLER CIRCLE
HOT POINT
NORTH CAROLINA
27260
(336) 887-2388

NO		
1	11/15/13	NEW ZONING DWGS
	BY: MJD	CHK: DWW APP'D: DWW
2	1/13/14	REV FINAL ZONING DWGS
	BY: MJD	CHK: DWW APP'D: DWW
3	2/25/14	REV FINAL ZONING DWGS
	BY: MJD	CHK: DWW APP'D: DWW
4		
5		
6		

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	MJD
CHECKED BY:	DWW
TPI DATE:	4/28/11
DWG NO:	VA238

SHEET TITLE:
LEGEND AND ABBREVIATIONS

SHEET NUMBER:
T-2

BEACON TOWERS

"Leading the Way"

VA238 LANGLEY SITE

57 TIDE MILL LANE
HAMPTON, VA 23666

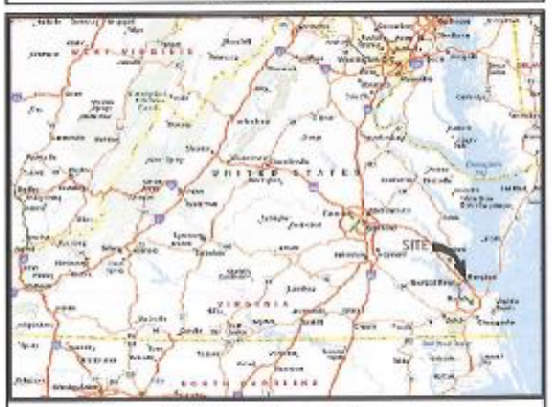
PROJECT DESCRIPTION:

INSTALLATION AND OPERATION OF ANTENNAS AND ASSOCIATED EQUIPMENT INSIDE A NEW FENCED COMPOUND ON A NEW 145' MONOPOLE

2 WORKING DAYS BEFORE YOU DIG 1-800-552-7001 TOLL FREE MISS UTILITY

DIRECTIONS TO SITE:
FROM RICHMOND:
TAKE I-295 TO I-64E AND FOLLOW FOR APPROXIMATELY 61 MILES. TAKE EXIT 261B TO HAMPTON ROADS CENTER PKWY AND THEN TURN RIGHT ONTO N. ARMISTEAD AVE. TURN LEFT ONTO 'OF MILL LANE AND THEN TURN LEFT ONTO CHARLTON DR. TURN LEFT ONTO ST PAUL AND FOLLOW DIRT ROAD TO ACCESS ROAD ON RIGHT.

LOCAL MAP NOT TO SCALE



VICINITY MAP NOT TO SCALE

APPROVAL

BEACON TOWERS SITE ACQUISITION	SIGNATURE	DATE	AT&T REGULATORY	SIGNATURE	DATE
BEACON TOWERS ZONING	SIGNATURE	DATE	AT&T RF	SIGNATURE	DATE
BEACON CONSTRUCTION	SIGNATURE	DATE	AT&T CONSTRUCTION	SIGNATURE	DATE

REV. NO.	DESCRIPTION	BY	DATE	REV. NO.	DESCRIPTION	BY	DATE
1	RAW ZONING DRAWINGS	DWW	11/10/13				
2	REVISED FINAL ZONING DRAWINGS	DWW	1/16/14				
3	REVISED FINAL ZONING DRAWINGS	DWW	2/25/14				

CONSULTING TEAM

ARCHITECTURE AND ENGINEERING:
WARREN WILLIAMS & ASSOCIATES
736 CARNEROS CIRCLE
HIGH POINT, NC 27265
PROJECT MANAGER: WARREN WILLIAMS, P.E.
TELEPHONE: (757) 460-2083

SURVEY:
CAUFFMAN CONSULTANTS, PC
3005 S. BATTLEFIELD BLVD, SUITE D
CHESAPEAKE, VA 23322
CONTACT: CODY T. WHITE, LS
TELEPHONE: (757) 482-8474
FAX: (757) 482-8672

SOIL ENGINEER:
GEOENVIRONMENTAL RESOURCES, INC. (GERI)
CONTACT: CHARLES CRAWLEY, PE
TELEPHONE: (757) 463-3100

STRUCTURAL ENGINEERING:
WARREN WILLIAMS & ASSOCIATES
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HIGH POINT, NC 27265
CONTACT: JASON CARFICLO, P.E.
TELEPHONE: (757) 410-3188

UTILITIES:
POWER COMPANY:
DOMINION VIRGINIA POWER
CONTACT: CUSTOMER SERVICE
TELEPHONE: 1-888-667-3000

TELEPHONE COMPANY:
VERIZON CONTACT:
CONTACT: CUSTOMER SERVICE
TELEPHONE: 1-800-826-2355

PROJECT SUMMARY

SITE INFORMATION:
VA238 LANGLEY SITE
57 TIDE MILL LANE
HAMPTON, VA 23666

LANDLORD INFORMATION:
REGINALD & DEBORAH EDWARDS
57 TIDE MILL LANE
HAMPTON, VA 23666

APPLICANT INFORMATION:
BEACON TOWERS — WARREN DEPUTY
PO BOX 279 — 843-324-9731
AVENDALE, SC 29429

PROJECT DATA:

ZONING	R-15
JURISDICTION	CITY OF HAMPTON
TAX MAP NO.	07H000 00 00000
SITE TYPE	RAW LAND
TOWER TYPE	MONOPOLE
TOWER HEIGHT	145'
LEASE AREA	60'x60'
AREA OF LAND DISTURBANCE	3500 SF

(2C) GEOGRAPHIC COORDINATES:
LATITUDE: 37° 00' 29.2930" N
LONGITUDE: 76° 22' 24.1151" W
GROUND ELEV. (MSL): 6.6'

DECLINATION:
10° 43' W CHANGING BY 1° W PER YEAR

ADA COMPLIANCE:
FACILITY IS UNMANNED AND NOT FOR HUMAN HABITATION. SITE WILL NOT BE SERVED BY CITY SEWER OR WATER.

SHEET INDEX

SHEET:	DESCRIPTION:
T-1	TITLE SHEET
T-2	LEGEND & ABBREVIATIONS
N-1	GENERAL NOTES
C-1	SURVEY AND SITE PLAN
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C-5	FENCE NOTES AND DETAILS
L-1	LANDSCAPE PLAN
L-2	LANDSCAPE DETAILS
A-1	AT&T SHELTER ELEVATIONS
S-1	AT&T FOUNDATION PLAN

SHEET TOTAL: 12

BEACON TOWERS
"Leading the Way"
PO BOX 279
AVENDALE, SC 29429
843-324-9731

WW&A
warren williams & associates
736 CARNEROS CIRCLE
HIGH POINT
NORTH CAROLINA
27265
(757) 410-2188

NO			
1	11/10/13	FINAL ZONING DWGS	
	BY: ALD	CHK: DWW	APP'D: DWW
2	1/16/14	REV FINAL ZONING DWGS	
	BY: ALD	CHK: DWW	APP'D: DWW
3	2/25/14	REV FINAL ZONING DWGS	
	BY: ALD	CHK: DWW	APP'D: DWW
4			
5			
6			

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 33039
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALD
CHECKED BY:	DWW
TIT. DATE:	4/15/13
CONT. NO:	VA238

SHEET TITLE:
TITLE SHEET

SHEET NUMBER:
T-1

ABBREVIATIONS & SYMBOLS LIST

1P, 2P, & 3P	SINGLE POLE, TWO POLE, & THREE POLES
A/C	AIR CONDITIONING
ADJ	ADJUSTABLE
AFF	ABOVE FINISH FLOOR
AGL	ABOVE GROUND LEVEL
APPROX	APPROXIMATELY
ASTM	AMERICAN SOCIETY FOR TESTING AND MATERIALS
AWG	AMERICAN WIRE GAUGE
A OR AMP	AMPERE
BLDG	BUILDING
BLK	BLOCK
BMR	BASE MOBILE RADIO
B/S	BUILDING STANDARD
CU	COPPER
CO	CLEAN OUT
C	CONDUIT SIZE AS NOTED
CB	CIRCUIT BREAKER
CKT	CIRCUIT
CLG	CEILING
CLR	CLEAR
CONC	CONCRETE
CONST	CONSTRUCTION
CONT	CONTINUOUS
CFCI	CONTRACTOR FURNISHES CONTRACTOR INSTALLED
DB	DEED BOOK
DBL	DOUBLE
DIA, Ø	DIAMETER
DIAG	DIAGONAL
DIM	DIMENSION
DN	DOWN
DET, DETL	DETAIL
DWG	DRAWING
DEF	DUAL ELEMENT FUSES
E	EAST
EA	EACH
EL, ELEV	ELEVATION
ELECT	ELECTRICAL
EQ	EQUAL
EQUIP	EQUIPMENT
EW	EACH WAY
EXIST/EX	EXISTING
EXT	EXTERIOR
EMT	ELECTRICAL METALLIC TUBING
EC	EMPTY CONDUIT
FIN	FINISH
FLUOR	FLUORESCENT
FLR	FLOOR
FT	FOOT
GRS	GALVANIZED STEEL CONDUIT
G OR GRD	GROUND
GA	GAUGE
GALV	GALVANIZED
GC	GENERAL CONTRACTOR
GPS	GLOBAL POSITIONING SYSTEM
GWB	GYPSUM WALL BOARD
HARDWD	HARDWOOD
HSC	HIGH STRENGTH
HORIZ	HORIZONTAL
HR	HOUR
HT	HEIGHT
HVAC	HEATING, VENTILATION AND AIR CONDITIONING
ID	INSIDE DIA.
IN	INCH
INFO	INFORMATION
INS	INSULATION
KW	KILOWATTS
LB(S)	POUND(S)
LG	LONG
MAX	MAXIMUM
MECH	MECHANICAL
MTL	METAL
MFR	MANUFACTURER
MGR	MANAGER
MIN	MINIMUM
MISC	MISCELLANEOUS
MPH	MILES PER HOUR
MTD	MOUNTED
NEUT	NEUTRAL
N	NORTH
NA	NOT APPLICABLE
NIC	NOT IN CONTRACT
NTS	NOT TO SCALE
OFCI	OWNER FURNISHES, CONTRACTOR INSTALLS
OC	ON CENTER
OD	OUTSIDE DIAMETER
OPNG	OPENING
OPP	OPPOSITE
OHT/OHP	OVERHEAD TELEPHONE/OVERHEAD POWER
OHP	OVERHEAD POWER
OHT	OVERHEAD TELEPHONE
OZ	OUNCE
PG	PAGE
PIN(F)	PIN FOUND
PIN(S)	PIN SET
PJF	POLYVINYL JOINT FILLER
PLYWD	PLYWOOD
PR	PAIR
PROJ	PROJECT
PROP	PROPERTY
PSI	PER SQUARE INCH
PSF	PER SQUARE FOOT
PT	PRESSURE TREATED
PVC	SCHEDULE 40 PLASTIC CONDUIT
RAD	RADIATION
RECEPT	RECEPTACLE
REQ'D	REQUIRED
RM	ROOM
RO	ROUGH OPENING
S	SOUTH
SW	SWITCH
SCH	SCHEDULE
SHT	SHEET
SIM	SIMILAR
SPEC	SPECIFICATION
SQ	SQUARE
SS	STAINLESS STEEL
STL	STEEL
STRUCT	STRUCTURAL
SUSP	SUSPENDED
THRD	THREADED
THRU	THROUGH
TM	TAX MAP
TNMD	TINNED
TOC	TOP OF CONCRETE
TYP	TYPICAL
UON	UNLESS OTHERWISE NOTED
UG	UNDERGROUND
VERT	VERTICAL
VF	VERIFY IN FIELD
VT	VINYL TILE
W/	WITH
WDW	WINDOW
W	WEST
W/O	WITHOUT
W	WATTS
WP	WEATHERPROOF
XFRM	TRANSFORMER
∠	ANGLE
&	AND
℄	CENTER LINE
⅊	PROPERTY LINE, PLANE
@	AT
#	NUMBER

1 = REVISION

[1] = NOTE REFERENCE

1 / C-1 = DETAIL REFERENCE

1 / C-1 = ELEVATION REFERENCE

1 / C-1 = SECTION REFERENCE

= NORTH ARROW

= NORTH ARROW WITH MAGNETIC DECLINATION

LEGEND

EXISTING	NEW	
		CONCRETE
		PROPERTY LINE
		LEASE AREA
		EASEMENT
		BUILDING FOOTPRINT
		POWER POLE
		TELEPHONE/FIBER OPTIC PEDESTAL
		ASPHALT
		FENCE
		TEMPORARY BENCHMARK
		TREELINE
		CONTOURS
14.5		SPOT ELEVATION
		SILT FENCE
		TENS TO BE REMOVED

BEACON TOWERS

"Leading the Way"

P.O. BOX 678
HAMPTON, SC 29448
843-324-5731

WW&A
warren williams & associates
236 CARYBROOK CIRCLE
TEN ZIPHER
NORTH CAROLINA
27284
(252) 456-5688

NO.		
1	11/18/13 BY: AJB	FINAL ZONING DWGS CHK: DWP APP'D: DWP
2	1/16/14 BY: AJB	REV FINAL ZONING DWGS CHK: DWP APP'D: DWP
3	2/25/14 BY: AJB	REV FINAL ZONING DWGS CHK: DWP APP'D: DWP
4		
5		
6		

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	AJB
CHECKED BY:	DWP
TIT DATE:	4/15/13
CDW NO:	VA238

SHEET TITLE
LEGEND AND ABBREVIATIONS

SHEET NUMBER
T-2

SITE WORK GENERAL NOTES:

NOTES:

1. THE SUBCONTRACTOR SHALL CONTACT UTILITY LOCATING SERVICES PRIOR TO THE START OF CONSTRUCTION.

2. ALL EXISTING ACTIVE SEWER, WATER, GAS, ELECTRIC, AND OTHER UTILITIES WHICH ENCOUNTERED IN THE WORK, SHALL BE PROTECTED AT ALL TIMES, AND WHERE REQUIRED FOR THE PROPER EXECUTION OF THE WORK, SHALL BE RELOCATED AS DIRECTED BY CONTRACTOR. EXTREME CAUTION SHOULD BE USED BY THE SUBCONTRACTOR WHEN EXCAVATING OR DRILLING PIERS AROUND OR NEAR UTILITIES. SUBCONTRACTOR SHALL PROVIDE SAFETY TRAINING FOR THE WORKING CREW. THIS WILL INCLUDE BUT NOT BE LIMITED TO A) FALL PROTECTION B) CONFINED SPACE C) ELECTRICAL SAFETY D) TRENCHING & EXCAVATION.

3. ALL SITE WORK SHALL BE AS INDICATED ON THE DRAWINGS AND PROJECT SPECIFICATIONS.

4. IF NECESSARY, RUBBISH, STUMPS, DEBRIS, STICKS, STONES AND OTHER REFUSE SHALL BE REMOVED FROM THE SITE AND DISPOSED OF LEGALLY.

5. ALL EXISTING INACTIVE SEWER, WATER, GAS, ELECTRIC AND OTHER UTILITIES, WHICH INTERFERE WITH THE EXECUTION OF THE WORK, SHALL BE REMOVED AND/OR CAPPED, PLUGGED OR OTHERWISE DISCONTINUED AT POINTS WHICH WILL NOT INTERFERE WITH THE EXECUTION OF THE WORK, SUBJECT TO THE APPROVAL OF CONTRACTOR, OWNER AND/OR LOCAL UTILITIES.

6. SUBCONTRACTOR SHALL MINIMIZE DISTURBANCE TO EXISTING SITE DURING CONSTRUCTION.

7. THE SUBCONTRACTOR SHALL PROVIDE SITE SIGNAGE IN ACCORDANCE WITH THE CINGULAR SPECIFICATION FOR SITE SIGNAGE.

8. THE SITE SHALL BE GRADED TO CAUSE SURFACE WATER TO FLOW AWAY FROM THE BTS EQUIPMENT AND TOWER AREAS.

9. NO FILL OR EMBANKMENT MATERIAL SHALL BE PLACED ON FROZEN GROUND. FROZEN MATERIALS, SNOW OR ICE SHALL NOT BE PLACED IN ANY FILL OR EMBANKMENT.

10. THE SUB GRADE SHALL BE COMPACTED AND BROUGHT TO A SMOOTH UNIFORM GRADE PRIOR TO FINISHED SURFACE APPLICATION.

11. THE AREAS OF THE OWNERS PROPERTY DISTURBED BY THE WORK AND NOT COVERED BY THE TOWER, EQUIPMENT OR DRIVEWAY, SHALL BE GRADED TO A UNIFORM SLOPE, AND STABALIZED TO PREVENT EROSION.

12. SUBCONTRACTOR SHALL MINIMIZE DISTURBANCE TO EXISTING SITE DURING CONSTRUCTION. EROSION CONTROL MEASURES, IF REQUIRED DURING CONSTRUCTION, SHALL BE IN CONFORMANCE WITH THE LOCAL JURISDICTION'S GUIDELINES FOR EROSION AND SEDIMENT CONTROL.

STRUCTURAL STEEL NOTES:

NOTES:

1. ALL STEEL WORK SHALL BE PAINTED IN ACCORDANCE WITH THE PROJECT SPECIFICATIONS AND IN ACCORDANCE WITH ASTM A36 UNLESS OTHERWISE NOTED.

2. ALL WELDING SHALL BE PERFORMED USING E70XX ELECTRODES AND WELDING SHALL CONFORM TO AISC. WHERE FILLET WELD SIZES ARE NOT SHOWN, PROVIDE THE MINIMUM SIZE PER TABLE J2.4 IN THE AISC "MANUAL OF STEEL CONSTRUCTION". PAINTED SURFACES SHALL BE TOUCHED UP.

3. BOLTED CONNECTIONS SHALL BE ASTM A325 BEARING TYPE (3/4"Ø) CONNECTIONS AND SHALL HAVE MINIMUM OF TWO BOLTS UNLESS NOTED OTHERWISE.

4. NON-STRUCTURAL CONNECTIONS FOR STEEL GRATING MAY USE 5/8" DIA. ASTM A 307 BOLTS UNLESS NOTED OTHERWISE.

5. INSTALLATION OF CONCRETE EXPANSION/WEDGE ANCHOR, SHALL BE PER MANUFACTURER'S WRITTEN RECOMMENDED PROCEDURE. THE ANCHOR BOLT, DOWEL OR ROD SHALL CONFORM TO MANUFACTURER'S RECOMMENDATION FOR EMBEDMENT DEPTH OR AS SHOWN ON THE DRAWINGS. NO REBAR SHALL BE CUT WITHOUT PRIOR CONTRACTOR APPROVAL WHEN DRILLING HOLES IN CONCRETE. SPECIAL INSPECTIONS, REQUIRED BY GOVERNING CODES, SHALL BE PERFORMED IN ORDER TO MAINTAIN MANUFACTURER'S MAXIMUM ALLOWABLE LOADS.

6. ALL EXPANSION/WEDGE ANCHORS SHALL BE STAINLESS STEEL OR HOT DIPPED GALVANIZED. THE ANCHOR BOLT DOWEL AND ROD SHALL BE STAINLESS STEEL WITH STAINLESS STEEL WASHERS.

CONCRETE AND REINFORCING STEEL NOTES:

1. ALL CONCRETE WORK SHALL BE IN ACCORDANCE WITH THE ACI 301, ACI 318, ACI 336, ASTM A184, ASTM A185, ASTM C31, ASTM C172 AND THE DESIGN AND CONSTRUCTION SPECIFICATION FOR CAST-IN-PLACE CONCRETE.

2. ALL CONCRETE SHALL HAVE A MINIMUM COMPRESSIVE STRENGTH OF 4000 PSI AT 28 DAYS, UNLESS NOTED OTHERWISE.

3. REINFORCING STEEL SHALL CONFORM TO ASTM A 615, GRADE 60, DEFORMED UNLESS NOTED OTHERWISE. WELDED WIRE FABRIC SHALL CONFORM TO ASTM A 185 WELDED STEEL WIRE FABRIC UNLESS NOTED OTHERWISE. SPLICES SHALL BE CLASS "B" AND ALL HOOKS SHALL BE STANDARD, UNO.

4. THE FOLLOWING MINIMUM CONCRETE COVER SHALL BE PROVIDED FOR REINFORCING STEEL UNLESS SHOWN OTHERWISE ON DRAWINGS:

   CONCRETE CAST AGAINST EARTH.....3 IN.
   CONCRETE EXPOSED TO EARTH OR WEATHER:

   #6 AND LARGER .....2 IN.
   #5 AND SMALLER & WWF.....1 1/2 IN.

   CONCRETE NOT EXPOSED TO EARTH OR WEATHER OR NOT CAST AGAINST THE GROUND:

   SLAB AND WALL .....3/4 IN.
   BEAMS AND COLUMNS.....1 1/2 IN.

5. A CHAMFER 3/4" SHALL BE PROVIDED AT ALL EXPOSED EDGES OF CONCRETE, UNO, IN ACCORDANCE WITH ACI 301 SECTION 4.2.4.

6. CONCRETE/EXPANSION ANCHORS SHALL BE STAINLESS STEEL. INSTALLATION, SHALL BE PER MANUFACTURER'S WRITTEN RECOMMENDED PROCEDURE. THE ANCHOR BOLT, DOWEL OR ROD SHALL CONFORM TO MANUFACTURER'S RECOMMENDATION FOR EMBEDMENT DEPTH OR AS SHOWN ON THE DRAWINGS. NO REBAR SHALL BE CUT WITHOUT PRIOR ENGINEERING APPROVAL WHEN DRILLING HOLES IN CONCRETE. EXPANSION BOLTS SHALL BE PROVIDED BY RAWLS/HILTI/HEAD OR APPROVED EQUAL.

GENERAL NOTES

1. FOR THE PURPOSE OF CONSTRUCTION DRAWING, THE FOLLOWING DEFINITIONS SHALL APPLY:
   CONTRACTOR – BEACON TOWERS
   SUBCONTRACTOR – GENERAL CONTRACTOR (CONSTRUCTION)
   OWNER – BEACON TOWERS
   OEM – ORIGINAL EQUIPMENT MANUFACTURE

2. PRIOR TO THE SUBMISSION OF BIDS, THE BIDDING SUBCONTRACTOR SHALL VISIT THE CELL SITE TO FAMILIARIZE WITH THE EXISTING CONDITIONS AND TO CONFIRM THAT THE WORK CAN BE ACCOMPLISHED AS SHOWN ON THE CONSTRUCTION DRAWINGS. ANY DISCREPANCY FOUND SHALL BE BROUGHT TO THE ATTENTION OF CONTRACTOR.

3. ALL MATERIALS FURNISHED AND INSTALLED SHALL BE IN STRICT ACCORDANCE WITH ALL APPLICABLE CODES, REGULATIONS, AND ORDINANCES. SUBCONTRACTOR SHALL ISSUE ALL APPROPRIATE NOTICES AND COMPLY WITH ALL LAWS, ORDINANCES, RULES, REGULATIONS, AND LAWFUL ORDERS OF ANY PUBLIC AUTHORITY REGARDING THE PERFORMANCE OF THE WORK.

   ALL WORK CARRIED OUT SHALL COMPLY WITH ALL APPLICABLE MUNICIPAL AND UTILITY COMPANY SPECIFICATIONS AND LOCAL JURISDICTIONAL CODES, ORDINANCES AND APPLICABLE REGULATIONS.

4. DRAWINGS PROVIDED HERE ARE NOT TO SCALE AND ARE INTENDED TO SHOW OUTLINE ONLY.

5. UNLESS NOTED OTHERWISE, THE WORK SHALL INCLUDE FURNISHING MATERIALS, EQUIPMENT, APPURTENANCES, AND LABOR NECESSARY TO COMPLETE ALL INSTALLATIONS AS INDICATED ON THE DRAWINGS.

6. THE SUBCONTRACTOR SHALL INSTALL ALL EQUIPMENT AND MATERIALS IN ACCORDANCE WITH MANUFACTURER'S RECOMMENDATIONS UNLESS SPECIFICALLY STATED OTHERWISE.

7. IF THE SPECIFIED EQUIPMENT CANNOT BE INSTALLED AS SHOWN ON THESE DRAWINGS, THE SUBCONTRACTOR SHALL PROPOSE AN ALTERNATIVE INSTALLATION FOR APPROVAL BY THE CONTRACTOR.

8. SUBCONTRACTOR SHALL DETERMINE ACTUAL ROUTING OF CONDUIT, POWER AND T1 CABLES, GROUNDING CABLES AS SHOWN ON THE POWER, GROUNDING AND TELCO PLAN DRAWING.

9. THE SUBCONTRACTOR SHALL PROTECT EXISTING IMPROVEMENTS, PAVEMENTS, CURBS, LANDSCAPING AND STRUCTURES. ANY DAMAGED PART SHALL BE REPAIRED AT SUBCONTRACTOR'S EXPENSE TO THE SATISFACTION OF OWNER.

10. SUBCONTRACTOR SHALL LEGALLY AND PROPERLY DISPOSE OF ALL SCRAP MATERIALS SUCH AS COAXIAL CABLES AND OTHER ITEMS REMOVED FROM THE EXISTING FACILITY. ANTENNAS REMOVED SHALL BE RETURNED TO THE OWNER'S DESIGNATED LOCATION.

11. SUBCONTRACTOR SHALL LEAVE PREMISES IN CLEAN CONDITION.

12. CONSTRUCTION SHALL COMPLY WITH SPECIFICATION 24702-000-3AP5-A002-00002, "GENERAL CONSTRUCTION SERVICES FOR CONSTRUCTION OF AT&T GSM SITES."

SOIL COMPACTION NOTES FOR SLAB ON GRADE

NOTES:

1. EXCAVATE AS REQUIRED TO REMOVE VEGETATION & TOPSOIL EXPOSE UNDISTURBED NATURAL SUBGRADE AND PLACE CRUSHED STONE AS REQUIRED.

2. COMPACTION CERTIFICATION: AN INSPECTION AND WRITTEN CERTIFICATION BY A QUALIFIED GEOTECHNICAL TECHNICIAN OR ENGINEER IS ACCEPTABLE.

3. AS AN ALTERNATIVE TO INSPECTION AND WRITTEN CERTIFICATION, THE "UNDISTURBED SOIL" BASE SHALL BE COMPACTED WITH "COMPACTION EQUIPMENT", LISTED BELOW, TO AT LEAST 90% MODIFIED PROCTOR MAXIMUM DENSITY PER ASTM D 1557 METHOD C.

4. COMPACTED SUBBASE SHALL BE UNIFORM & LEVELED. PROVIDE 6" MINIMUM CRUSHED STONE OR GRAVEL COMPACTED IN 3" LIFTS ABOVE COMPACTED SOIL. GRAVEL SHALL BE NATURAL OR CRUSHED WITH 100 % PASSING 1" SLEEVE.

COMPACTION EQUIPMENT:

HAND OPERATED DOUBLE DRUM, VIBRATORY ROLLER, VIBRATORY PLATE COMPACTOR OR JUMPING COMPACTOR.

BEACON TOWERS
Wireless Re Run
PO BOX 778
ANDREWS, SC 29510
843 324 8731

WW&A
warren williams & associates
73 CARNEGIE CIRCLE
HOT SPRINGS
NORTH CAROLINA
27243
(252) 892-2248

NO.		
1	11/19/13 BY: JLB	FINAL ZONING DWGS CHK: DRW APP'D: GWW
2	1/16/14 BY: JLB	REV FINAL ZONING DWGS CHK: DRW APP'D: GWW
3	2/25/14 BY: JLB	REV FINAL ZONING DWGS CHK: DRW APP'D: GWW
4		
5		
6		

COMMONWEALTH OF VIRGINIA
G. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

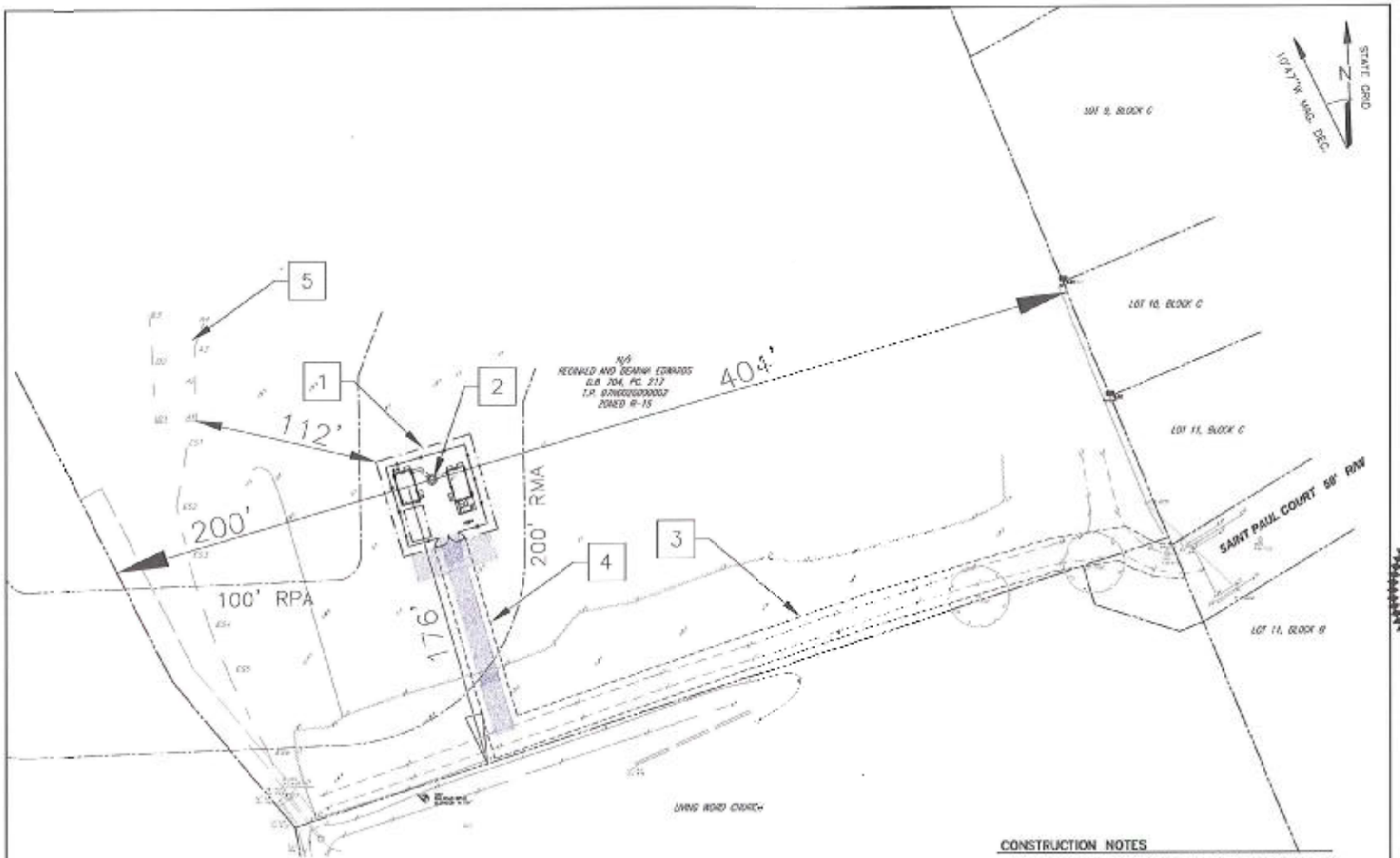
VA23B
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	JLB
CHECKED BY:	DRW
ITN DATE:	11/19/13
CODE ED:	2009

SHEET TITLE:
GENERAL NOTES

SHEET NUMBER:
N-1



CONSTRUCTION NOTES

1. NEW BEACON TOWERS 60'X60' LEASE AREA AROUND NEW 50'X50' FENCED COMPOUND. SEE SHEET C-2 FOR ENLARGED SITE PLAN.
2. NEW BEACON TOWERS 145' MONOPOLE. SEE SHEET C-3 FOR ELEVATION VIEW.
3. NEW 20' WIDE BEACON TOWERS ACCESS/UTILITY EASEMENT.
4. NEW 12' WIDE GRAVEL ACCESS ROAD.
5. WETLANDS SUBJECT TO 100' RMA BUFFER. WETLAND DELINEATION FLAGS WERE LOCATED BY SURVEYOR.

FOR 24" X 36" PLOT - 1" = 30'
FOR 11" X 17" PLOT - 1" = 60'
0 30' 60'

1 / C-1 SURVEY AND SITE PLAN

BEACON TOWERS
"Leading the Way"
PO BOX 270
HAMPTON, VA 23663
843-324-5731

WW&A
warren williams & associates
738 CAPRIOLE CIRCLE
VIRGINIA BEACH
NORFOLK CAROLINA
23456
(757) 650-2080

NO				
1	11/12/13	REV. TOWER LOCS		
	DR: ALB	CHK: GWR	APP'D: GWR	
2	1/16/14	REV. TOWER LOCS		
	DR: ALB	CHK: GWR	APP'D: GWR	
3	2/25/14	REV. TOWER LOCS		
	DR: ALB	CHK: GWR	APP'D: GWR	
4				
5				
6				

COMMONWEALTH OF VIRGINIA
G. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

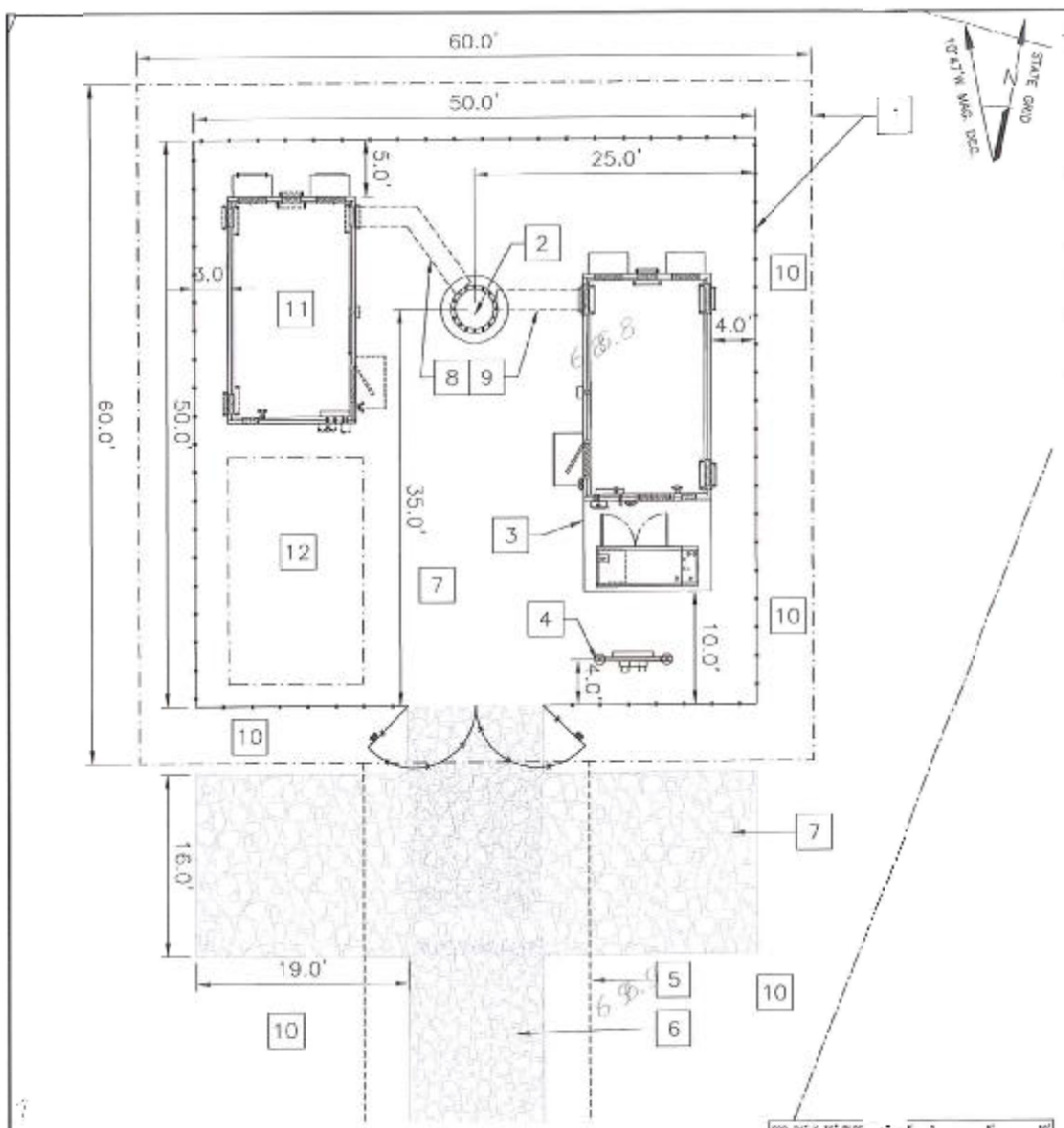
VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALB
DESIGNED BY:	GWR
TIT DATE	4/24/13
CDM NO	13-028

SHEET TITLE:
SURVEY AND SITE PLAN

SHEET NUMBER:
C-1



ENLARGED SITE PLAN

FOR 24" X 36" PLOT 1" = 5' 0 5' 10'
FOR 11" X 17" PLOT 1" = 10' 0 10' 20'

SITE NOTES

1. PRIOR TO CONSTRUCTION THE CONTRACTOR SHALL ASSUME THE RESPONSIBILITY OF LOCATING ANY UNDERGROUND UTILITIES (PUBLIC OR PRIVATE) THAT MAY EXIST AND CROSS THROUGH THE AREA OF CONSTRUCTION THAT ARE NOT SHOWN ON THESE PLANS. BEFORE YOU DIG, CALL "MISS UTILITY" AT 1-800-552-7001. THE CONTRACTOR SHALL BE RESPONSIBLE FOR REPAIRING, AT HIS EXPENSE, ANY EXISTING UTILITIES DAMAGED DURING CONSTRUCTION.
2. ALL EROSION AND SEDIMENT CONTROL DEVICES SHALL BE INSTALLED IN ACCORDANCE WITH THE LATEST EDITION OF VIRGINIA EROSION AND SEDIMENT CONTROL HANDBOOK AT THE FIRST PHASE OF CONSTRUCTION AND CHECKED PERIODICALLY TO ENSURE THEY ARE FUNCTIONING AS INDICATED.
3. THE STOCKPILING OF EXCESS MATERIAL ON SITE WILL NOT BE ALLOWED.
4. ANY VEGETATED AREA DISTURBED BY CONSTRUCTION SHALL BE TOPSOILED AND SEEDED TO RESTORE A PERMANENT VEGETATIVE COVER.
5. THE CONTRACTOR SHALL BE RESPONSIBLE FOR REPLACING WITH MATCHING MATERIALS ANY PAVEMENT, DRIVEWAYS, WALKS, CURBS, ETC. THAT MAY BE CUT, OR THAT ARE DAMAGED DURING CONSTRUCTION.
6. THE INDICATED DIRECTION OF NORTH WILL HAVE TO BE VERIFIED IN THE FIELD. THE MAGNETIC DECLINATION INDICATED IS CALCULATED BASED ON THE LATITUDINAL AND LONGITUDINAL COORDINATE GIVEN BY THE SURVEYOR.

CONSTRUCTION NOTES

1. NEW 60'X60' BEACON TOWERS LEASE AREA AROUND NEW 50'X50' FENCED COMPOUND. SEE SHEET C-4 FOR DETAILS.
2. NEW AT&T & T-MOBILE ANTENNAS ON NEW 145' MONOPOLE. SEE ELEVATION VIEW, SHEET C-3.
3. NEW AT&T 11'-5"X20' EQUIPMENT SHELTER & EXTERNAL GENERATOR ON A CONCRETE PAD. SEE SHEETS A-1 & S-1 FOR DETAILS.
4. NEW UTILITY SERVICE STAND.
5. NEW BEACON TOWERS 20' WIDE NON-EXCLUSIVE ACCESS/UTILITY EASEMENT.
6. NEW 12' GRAVEL ACCESS ROAD. SEE SHEET C-5 FOR DETAILS.
7. NEW GRAVEL PARKING/TURNAROUND AREA & GRAVEL IN COMPOUND INSTALLED AS NECESSARY. SEE SHEET C-5 FOR DETAILS.
8. NEW AT&T & T-MOBILE ICE BRIDGES TO ROUTE COAX FROM SHELTERS, INSIDE TOWER AND TO RESPECTIVE ANTENNAS.
9. GPS SHALL BE MOUNTED ON ICE BRIDGE SUPPORT POSTS CLOSEST TO RESPECTIVE SHELTER.
10. CLEAR TREES AS NECESSARY & PROTECT TREES TO REMAIN. SEE SHEET C-5 FOR DETAILS.
11. NEW T-MOBILE 12'X20' EQUIPMENT SHELTER ON A CONCRETE PAD. SHELTER AND FOUNDATION DETAILS TO BE PROVIDED.
12. FUTURE CARRIERS.

BEACON TOWERS
"Reaching the Max"
PO BOX 272
ANDERSON, SC 29629
843-324-8231

WW&A
warren williams & associates
A.K. CONNARDS CIRCLE
NEW POINT
NORTH CAROLINA
27265
(919) 430-2288

No.				
1	11/20/13	FINAL ZONING INFO		
	JC KCB	CHK DWN	APPD DWN	
2	1/16/14	REV FINAL ZONING INFO		
	JC KCB	CHK DWN	APPD DWN	
3	2/25/14	REV FINAL ZONING INFO		
	JC KCB	CHK DWN	APPD DWN	
4				
5				
6				

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

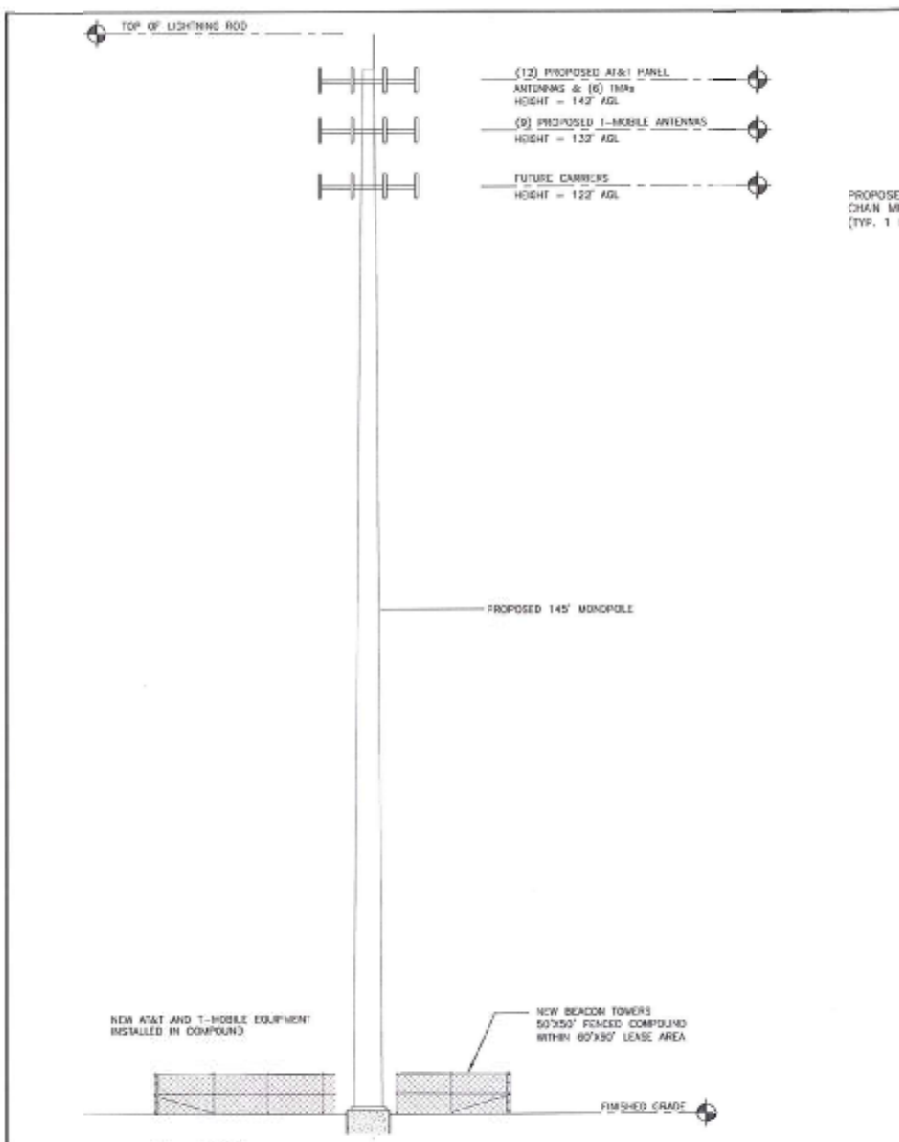
VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	AKC
CHECKED BY:	CWW
TPL DATE:	4/18/13
CDRN NO:	VA238

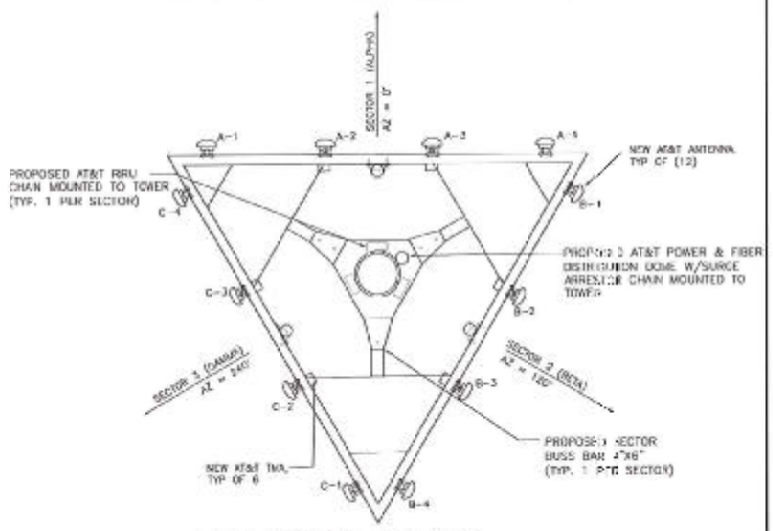
SHEET TITLE:
ENLARGED SITE PLAN

SHEET NUMBER
C-2



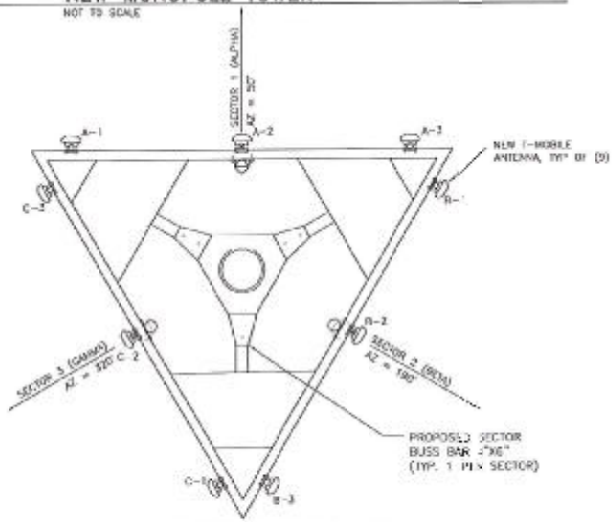
TOWER ELEVATION

NOT TO SCALE



AT&T ANTENNA LAYOUT ON NEW MONOPOLE TOWER

NOT TO SCALE



TIMOBILE ANTENNA LAYOUT ON NEW MONOPOLE TOWER

NOT TO SCALE

BEACON TOWERS

PO BOX 279
AVENDALE, SC 29429
843-324-5731

WW&A
warren williams & associates
726 CARNEGIE CIRCLE
NEW BERN
NORTH CAROLINA
27560
(757) 450-1200

NO.			
1	11/19/13	FINAL ZONING DWGS	
	BY: ALB	CHK: DWR	APP'D: DWR
2	1/16/14	REV FINAL ZONING DWGS	
	BY: ALB	CHK: DWR	APP'D: DWR
3	2/25/14	REV FINAL ZONING DWGS	
	BY: ALB	CHK: DWR	APP'D: DWR
4			
5			
6			

COMMONWEALTH OF VIRGINIA
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2-25-14
PROFESSIONAL ENGINEER

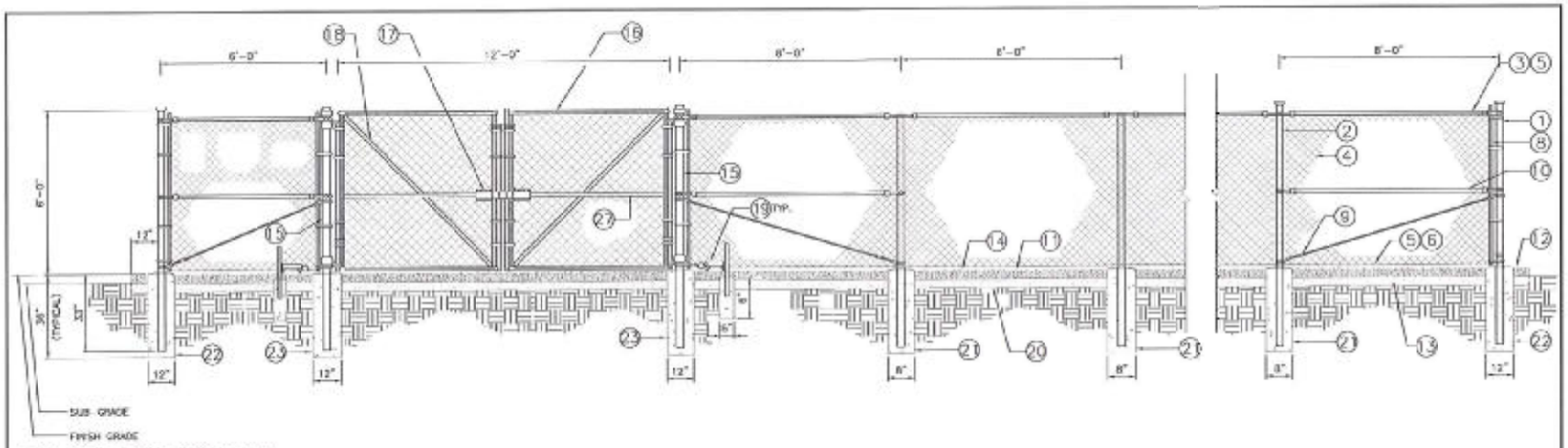
VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALB
CHECKED BY:	DWR
TTY DATE:	1/16/13
COVM NO.	VA238

SHEET TITLE:
ELEVATION VIEW

SHEET NUMBER:
C-3



1 / C-4 COMPOUND FENCE DETAIL

NOT TO SCALE

REFERENCE NOTES:

1. CORNER END OR PULL POST 3" OD SCHEDULE 40 PIPE.
2. LINE POST: 2 1/2" OD SCHEDULE 40 PIPE, PER ASTM-F1083. LINE POSTS SHALL BE EQUALLY SPACED AT MAXIMUM 10'-0" OC
3. TOP RAIL & BRACE RAIL: 1 5/8" OD PIPE, PER ASTM-F1083.
4. FABRIC: 9 GA WIRE SIZE 2" MESH.
5. TIE WIRE: MINIMUM 9 GA ALUMINUM AT POSTS AND RAILS A SINGLE WRAP OF FABRIC TIE AND AT TENSION WIRE BY HOG RINGS SPACED MAX. 24" INTERVALS.
6. TENSION WIRE: 7 GA GALVANIZED STEEL.
8. STRETCHER BAR.
9. 3/8" DIAGONAL ROD WITH GALVANIZED STEEL TURNBUCKLE OR DIAGONAL THREADED ROD.
10. FENCE CORNER POST BRACE: 1 5/8" OD EACH CORNER EACH WAY.
11. 1 1/2" MAXIMUM CLEARANCE FROM GRADE.
12. 4" FINISH OR AS DETERMINED BY CONSTRUCTION MANAGER DURING BID WALK.
13. 6" COMPACTED 95% BASE MATERIAL OR AS DETERMINED BY CONSTRUCTION MANAGER DURING BID WALK.
14. FINISH GRADE SHALL BE UNIFORM AND LEVEL.
15. GATE POST 4", SCHEDULE 40 PIPE, FOR GATE WIDTHS UP THRU 7 FEET OR 14 FEET FOR DOUBLE SWING GATE, PER ASTM-F1083.
16. GATE FRAME: PIPE, PER ASTM F1083.
17. STRIKELOCK MULTI TENANT LOCKING DEVICE, PATENT # 5668015 SEE CONTACT INFORMATION ON THIS SHEET
18. 1 PAIR INDUSTRIAL PIN HINGE
19. NOT USED
20. GEOTEXTILE FABRIC
21. LINE POST: CONCRETE FOUNDATION (2000 PSI)
22. CORNER POST: CONCRETE FOUNDATION (2000 PSI)
23. GATE POST: CONCRETE FOUNDATION (2000 PSI)

GENERAL NOTES:

1. INSTALL FENCING PER ASTM F-597
2. INSTALL SWING GATES PER ASTM F- 900
3. LOCAL ORDINANCE OF BARBED WIRE PERMIT REQUIREMENT SHALL BE COMPLIED IF REQUIRED.
4. POST & GATE PIPE SIZES ARE INDUSTRY STANDARDS. ALL PIPE TO BE GALV. (HOT DIP, ASTM A120 GRADE "A" STEEL). ALL GATE FRAMES SHALL BE WELDED. ALL WELDING SHALL BE COATED WITH (3) COATS OF COLD GALV. (OR EQUAL).
5. ALL OPEN POSTS SHALL HAVE END-CAPS.
6. USE GALVANIZED HOG-RING WIRE TO MOUNT ALL SIGNS.
7. ALL SIGNS MUST BE MOUNTED ON INSIDE OF FENCE FABRIC.

BEACON TOWERS

"Leading the Way"

PO BOX 278
AMERICUS, SC 29120
842-324-8731

WW&A
warren williams & associates

A.M. CAMPBELL CIRCLE
NEW POINT
NORTH CAROLINA
27265
(707) 450-2288

NO.			
1	11/10/13	FINAL ZONING MKS	
	BY: AJB	CHK: GWW	APPD: GWW
2	1/16/14	RCN FINAL ZONING ENGS	
	BY: AJB	CHK: GWW	APPD: GWW
3	2/25/14	RCN FINAL ZONING ENGS	
	BY: AJB	CHK: GWW	APPD: GWW
4			
5			
6			

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

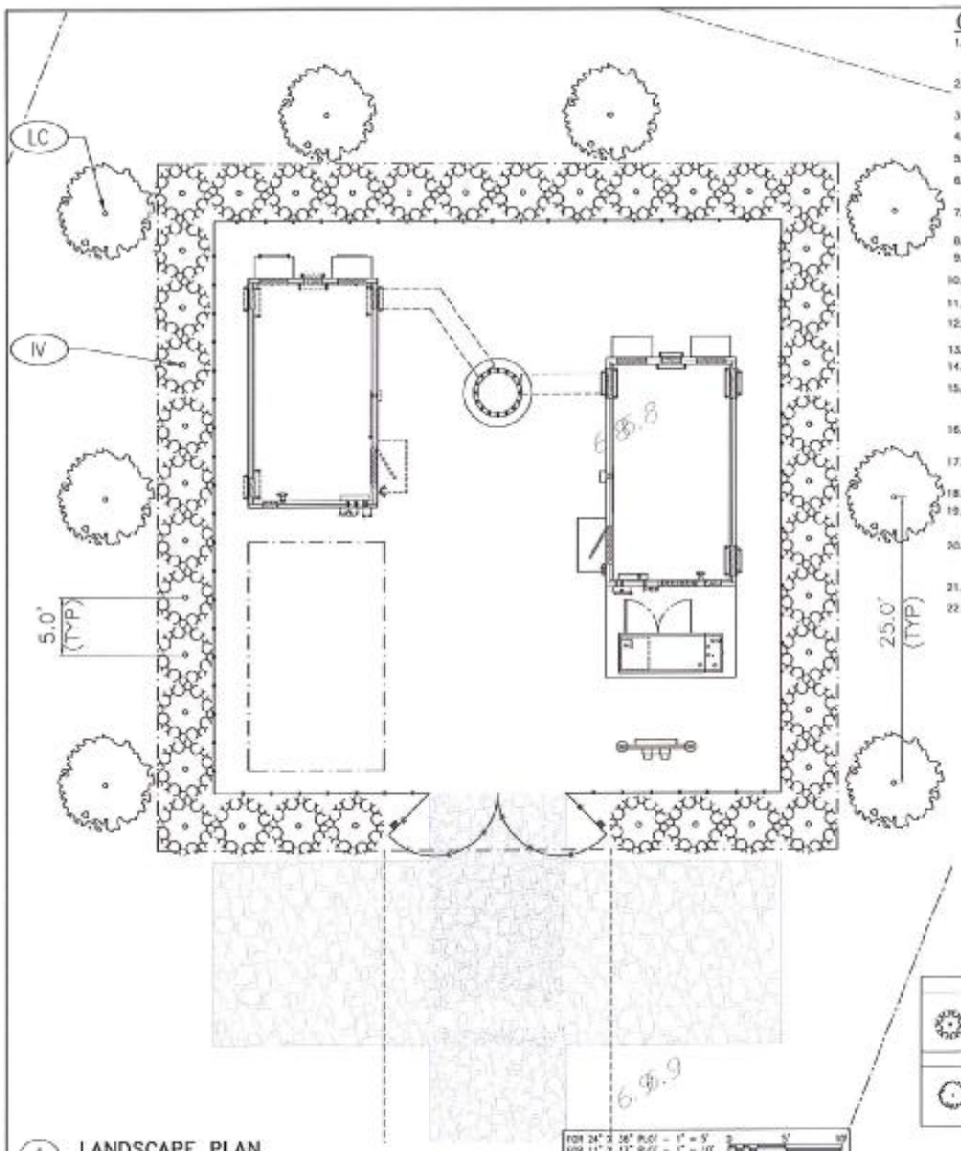
VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	AJB
CHECKED BY:	GWW
FTM DATE:	4/19/13
COMM NO:	VA238

SHEET TITLE:
FENCE NOTES AND DETAILS

SHEET NUMBER:
C-4



1 LANDSCAPE PLAN
L-1

FOR 24" X 36" PLOT - 1" = 5'
FOR 11" X 17" PLOT - 1" = 10'

GENERAL NOTES:

1. THE CONTRACTOR SHALL VERIFY THAT TOTAL QUANTITIES INDICATED IN THE PLANT LIST OR SCHEDULE AGREES WITH QUANTITIES SHOWN ON PLANTING LAYOUT. IF DISCREPANCIES, USE TOTAL OF QUANTITIES SHOWN ON PLANTING LAYOUT.
2. THE CONTRACTOR SHALL PROVIDE THE QUANTITIES REQUIRED TO COMPLETE PROPOSED PLANTING AS SHOWN ON THE LANDSCAPE PLAN.
3. CONTRACTOR SHALL ENSURE POSITIVE DRAINAGE.
4. ALL BEDS SHALL BE CLEAN AND WEEDED.
5. ALL AREAS NOT PAVED OR PLANTED SHALL BE SEEDED.
6. PROVIDE ALL NECESSARY PLANT MATERIALS, LABOR, TOOLS, AND MATERIALS TO COMPLETE THIS PROJECT IN A WORKMANLIKE, PROFESSIONAL MANNER.
7. ALL TREES, SHRUBS, AND GROUND COVERS SHALL BE SPECIMEN QUALITY (AMERICAN ASSOCIATION OF NURSERYMEN STANDARDS), SHALL BE NURSERY- GROWN, AND IN A HEALTHY, INSECT AND DISEASE-FREE, CONDITION.
8. NO SUBSTITUTIONS OF SIZE OR VARIETY OF PLANT MATERIAL WITHOUT PRIOR APPROVAL OF LANDSCAPE DESIGNER.
9. STAKE TREES ACCORDING TO A.A.N. (AMERICAN ASSOCIATION OF NURSERYMEN) STANDARDS.
10. "B&B" INDICATES BALLED AND BURLAPPED.
11. "CON" INDICATES CONTAINERIZED PLANTS.
12. ALL TREES AND SHRUBS HAVE BEEN LOCATED WITH RESPECT TO PROPOSED OR EXISTING UTILITIES AS ACCURATELY AS POSSIBLE. FIELD VERIFY LOCATIONS FOR ALL UTILITIES PRIOR TO INSTALLING PLANT MATERIAL.
13. VERIFY ALL DIMENSIONS IN THE FIELD, NOTIFY OWNER AND LANDSCAPE DESIGNER OF ANY VARIANCE FROM PLANS.
14. PROVIDE OWNER FULL 12 MONTHS MATERIAL AND LABOR GUARANTEE ON ALL PLANT MATERIAL.
15. THOROUGHLY WATER ALL PLANT MATERIAL AFTER PLANTING AND MULCHING. FERTILIZE ALL PLANT MATERIAL AFTER WATERING. APPLY SLOW RELEASE FERTILIZER TO ALL PLANTS PER MANUFACTURER'S DIRECTIONS ON LABEL AT PLANTING.
16. SOAK BARE ROOT PLANTS IN LIQUID SEAWEED SOLUTION FOR ONE-HALF HOUR @ DOUBLE STRENGTH, AND GENTLY PRUNE ROOTS BEFORE PLANTING.
17. PRUNE ALL PLANT MATERIAL - REMOVE RANK AND DEAD GROWTH ONLY. PRUNE FOR NATURAL SHAPE PER SPECIES.
18. MULCH TO BE 2" MIN DEPTH SHREDDED HARDWOOD BARK MULCH IN ALL BED AREAS.
19. IN PLANTING BEDS, OMIT THE COMPACTED EARTH SAUCER AND COVER THE BEDS WITH MULCH (2" MIN DEPTH). AT HEDGE ROWS PROVIDE MULCH IN A CONTINUOUS BED. ALL GROUPINGS OF SHRUBS SHALL BE INSTALLED IN CONTINUOUS MULCH BEDS.
20. TREE AND SHRUB PITS SHALL BE 3 TIMES SIZE OF ROOT BALL AND BACK FILLED WITH FOLLOWING SOIL MIXTURE THOROUGHLY MIXED: 2 PARTS JAMES RIVER SAND, 2 PARTS COMPOSTED HORSE MANURE OR CATTLE MANURE, OR ORGANIC COMPOST, AND 6 PARTS GOOD QUALITY TOPSOIL.
21. PREPARE SOIL WITH H CALCIUM LIME @ RATE AS SHOWN ON SEEDING TABLES, SHEET L-2.
22. TEST SOIL BEFORE PLANTING AND ADD PROPER SOIL AMENDMENTS TO SOIL TO ESTABLISH pH OF 6.5.

DESCRIPTION	TO BE PLANTED	SPACING	HEIGHT
IV-ILEX VERTICILLATA WINTER RED HOLLY	(40) TO BE PLANTED	PLANT AS SHOWN, 5' MAX SPACING	5' TALL MIN, 15' MAX AT MATURITY

DESCRIPTION	TO BE PLANTED	SPACING	HEIGHT
LC-CUPRESSUS LEYLANDII LEYLAND CYPRESS	(8) TO BE PLANTED	PLANT AS SHOWN, 25' MAX SPACING	SINGLE STEM, 1 3/4" CALIPER & 8' TALL MIN

BEACON TOWERS
Leadership Matters
PO BOX 279
ANCHORS SC 29422
843 324 5751

WW&A
warren williams & associates
735 CHAMPIONS CIRCLE
HIGH POINT
NORTH CAROLINA
27263
(336) 450 2368

NO.		
1	11/15/13	REV. ZONING DWGS
	DR: AJB	CHK: DWB APPD: DWB
2	1/16/14	REV FINAL ZONING DWGS
	DR: AJB	CHK: DWB APPD: DWB
3	2/25/14	REV FINAL ZONING DWGS
	DR: AJB	CHK: DWB APPD: DWB
4		
5		
6		

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic No. 37030
7-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

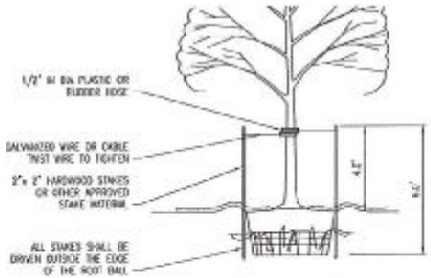
DRAWN BY:	AJB
CHECKED BY:	DWB
FIN DATE:	4/28/13
DWG NO:	VA238

SHEET TITLE
LANDSCAPE PLAN

SHEET NUMBER:
L-1

WIRE OR CABLE SIZES SHALL BE AS FOLLOWS:
TREES UP TO 65 MM (2.5 IN.) CALIPER – 14 GAUGE
TREES 65 MM (2.5 IN.) TO 75 MM (3 IN.) CALIPER – 12 GAUGE

TIGHTEN WIRE OR CABLE ONLY ENOUGH TO KEEP FROM SLIPPING. ALLOW FOR SOME TRUNK MOVEMENT. PLASTIC HOSE SHALL BE LONG ENOUGH TO ACCOMMODATE 25MM (1.5 IN.) OF GROWTH AND BETTER ALL BRANCHES FROM THE WIRE. TUCK ANY LOOSE ENDS OF THE WIRE OR CABLE INTO THE WIRE WRAP SO THAT NO SHARP WIRE ENDS ARE EXPOSED.



NOTES:
1. ENSURE THAT THE BEARING SURFACE OF THE PROTECTIVE COVERING OF THE WIRE OR CABLE AGAINST THE TREE TRUNK IS A MINIMUM OF 1/2".
2. REMOVE ALL STAKING AS SOON AS THE TREE HAS GROWN SUFFICIENT ROOTS TO OVERCOME THE PROBLEM THAT REQUIRED THE TREE TO BE STAKED. STAKES SHALL BE REMOVED NO LATER THE END OF THE FIRST GROWING SEASON AFTER PLANTING.
3. TREES NORMALLY DO NOT NEED TO BE STAKED AND STAKING CAN BE HARMFUL TO THE TREE. STAKING SHOULD BE DONE ONLY WITH THE APPROVAL OF THE LANDSCAPE ARCHITECT IF IT IS EXPECTED THAT THE TREE WILL NOT BE ABLE TO SUPPORT ITSELF. THE FOLLOWING ARE REASONS WHY TREES DO NOT REMAIN STRAIGHT.

-TREES WITH POOR QUALITY ROOT BALLS OR ROOT BALLS THAT HAVE BEEN CRACKED OR DAMAGED. REJECT RATHER THAN STAKE.

-TREES THAT HAVE GROWN TOO CLOSE TOGETHER IN THE NURSERY, RESULTING IN WEAK TRUNKS. REJECT RATHER THAN STAKE.

-PLANTING PROCEDURES THAT DO NOT ADEQUATELY TAMP SOILS AROUND THE ROOT BALL. CORRECT THE PLANTING PROCEDURE.

-ROOT BALLS PLACED ON SOFT SOIL. TAMP SOILS UNDER ROOT BALL PRIOR TO PLANTING.

-ROOT BALLS WITH VERY SANDY SOIL OR VERY WET CLAY SOIL. STAKING ADVISABLE.

-TREES LOCATED IN A PLACE OF EXTREMELY WINDY CONDITIONS. STAKING ADVISABLE.

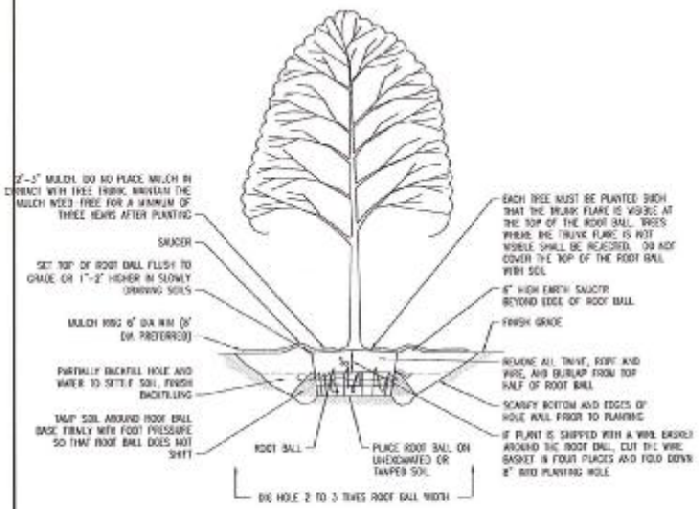
-TREES WITH LARGE CROWNS. STAKING ADVISABLE.

- TREES THAT ARE WEAK STEMMED. STAKING ADVISABLE.

TREE STAKING DETAIL (FOR TREES 3" IN CALIPER OR LESS)

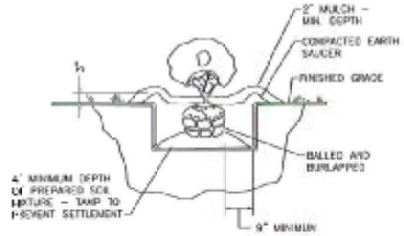
NO SCALE

NOTES:
1. ALL TREES TO HAVE SPECIMEN FORM WITH FULL, DENSE CROWNS.
2. DO NOT HEAVILY PRUNE THE TREE AT PLANTING. DO NOT PRUNE TERMINAL LEADER OR BRANCH TIPS. PRUNE ONLY CROSSOVER LIMBS, CO-DOMINANT LEADERS, AND BROKEN OR DEAD BRANCHES. SOME INTERIOR TWIGS AND LATERAL BRANCHES MAY BE PRUNED; HOWEVER, DO NOT REMOVE THE TERMINAL BUDS OF BRANCHES THAT EXTEND TO THE EDGE OF THE CROWN.
3. DO NOT STAKE OR WRAP TRUNK UNLESS NECESSARY.
4. REMOVE TAGS AND LABELS.
5. ALL TOPSOIL SHALL BE RETAINED AND REUSED IN PLANTING HOLES. USE EXCESS SOIL TO FORM A 3" TO 4" SAUCER AROUND THE PLANT. SAUCERS SHALL BE THE SAME DIAMETER OR SLIGHTLY LARGER THAN THE ROOT BALL.
6. DO NOT USE PLASTIC BENEATH MULCH AROUND TREES AND SHRUBS.



TREE AND LARGE SHRUB PLANTING DETAIL

NO SCALE



SHRUB PLANTING DETAIL

NO SCALE

BEACON TOWERS
"Leading the Pack"
PO BOX 370
ARCADIA, SC 29439
843-329-8731

WW&A
warren williams & associates
P.O. DRAWER 1291
HIGH POINT
NORTH CAROLINA
27261
(336) 882-2288

NO		
1	1/10/13	FINAL ZONING DWGS
	BY: ALB	CHK: DWW APP'D: DWW
2	1/31/14	REV FINAL ZONING DWGS
	BY: ALB	CHK: DWW APP'D: DWW
3	2/25/14	REV FINAL ZONING DWGS
	BY: ALB	CHK: DWW APP'D: DWW
4		
5		
6		

COMMONWEALTH OF VIRGINIA
C. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALB
CHECKED BY:	DWW
TPP DATE:	1/31/13
DGN NO:	VA238

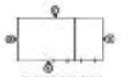
SHEET TITLE:
LANDSCAPE DETAILS

SHEET NUMBER:
L-2

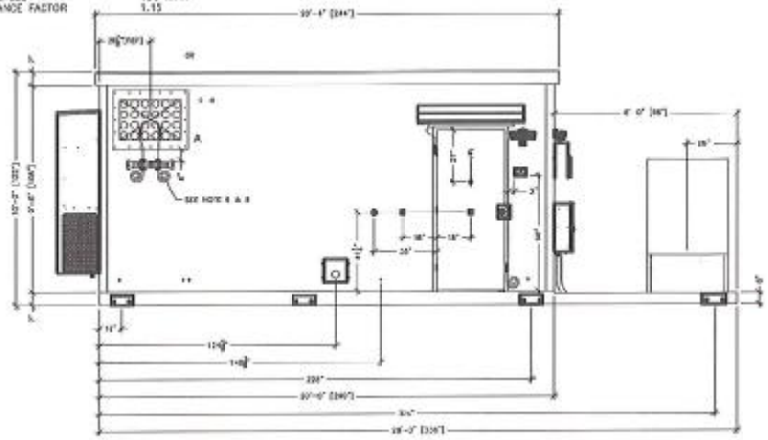
SHELTER NOTES

1. MANUFACTURER — FIBERBOND
1A. SHELTER TYPE — 9318, 11'-5"X20'
1B. ADDRESS — 1300 DAVENPORT DRIVE, MINDEN, LA 71055
2. DESIGN CRITERIA:
   - FLOOR LIVE LOAD — 150 PSF
   - ROOF LIVE LOAD — 100 PSF
   - SNOW LOAD
     - GROUND SNOW LOAD, P_g — 80 PSF
     - FLAT ROOF SNOW LOAD, P_f — 87.6 PSF
     - SNOW EXPOSURE FACTOR, C_e — 1.3
     - SNOW LOAD IMPORTANCE FACTOR, I_s — 1.3
     - THERMAL FACTOR, C_t — 1.0
   - WIND LOAD
     - BASIC WIND SPEED — 150 MPH
     - WIND IMPORTANCE FACTOR — 1.15
3. SQUARE FOOTAGE OF SHELTER = 228.33 SF.
4. THE SHELTER IS TO BE CLASSIFIED AS AN UNMANNED STORAGE AND EQUIPMENT SHELTER ONLY.
5. THIS SHELTER IS TO BE DESIGNED AND CONSTRUCTED IN COMPLIANCE WITH ALL CODES AND DESIGN CRITERIA AS SET FORTH BY THE MANUFACTURER AS WELL AS MEETING THOSE OF THE JURISDICTION.
6. REFER TO THE FIBERBOND SHELTER DRAWINGS AND SPECIFICATIONS FOR MORE INFORMATION.

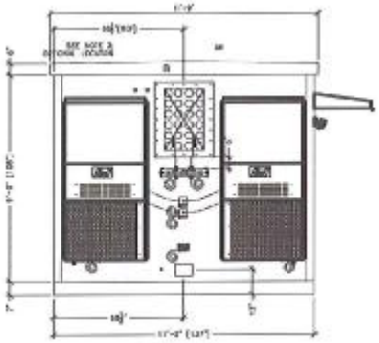
SEE SPECIFIC SHOP DRAWINGS FROM MANUFACTURER



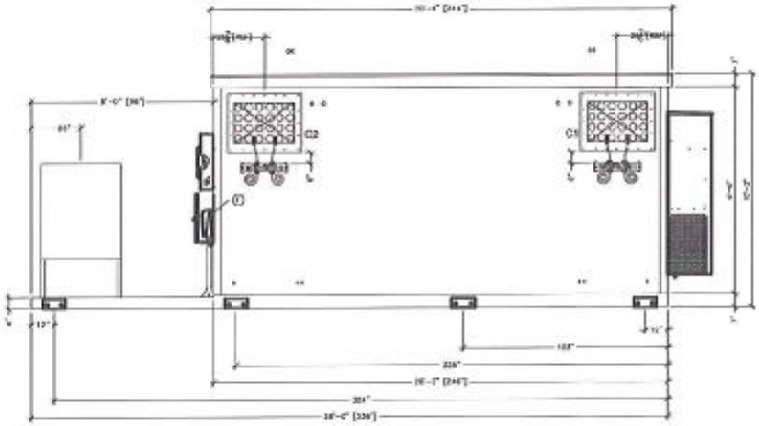
ELEVATION KEY



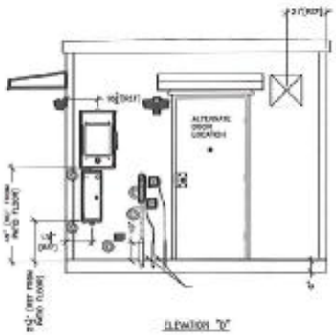
ELEVATION "A"



ELEVATION "B"



ELEVATION "C"



ELEVATION "D"

1 / A-1 AT&T SHELTER ELEVATIONS
NOT TO SCALE

BEACON TOWERS
"Finding the Best"
PO BOX 575
MINDEN, LA 71055
843-324-9731

WW&A
warren williams & associates
226 CAPRICORN CIRCLE
NEW POINT
MINTS CAROLINA
27261
(252) 450-3241

NO.		
1	11/18/13	FINAL ZONING DWGS
	BY: JCB	CHK: DWR APP'D: DWR
2	1/16/14	REV FINAL ZONING DWGS
	BY: ALB	CHK: DWR APP'D: DWR
3	2/25/14	REV FINAL ZONING DWGS
	BY: ALB	CHK: DWR APP'D: DWR
4		
5		
6		

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

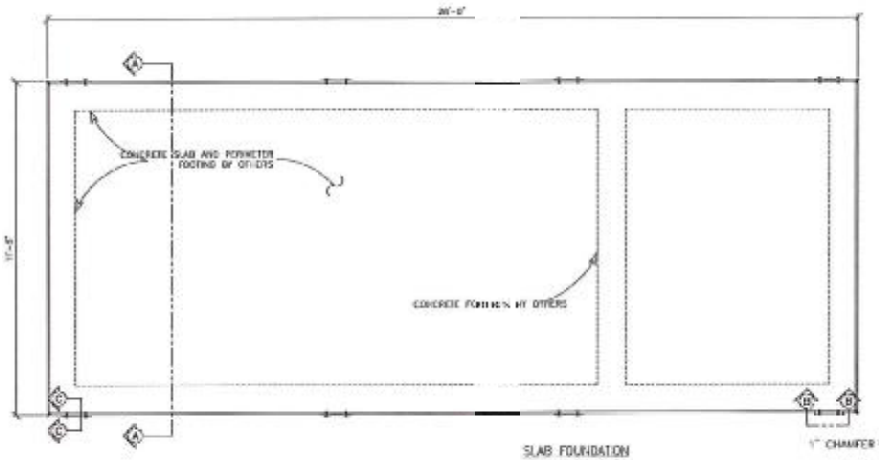
VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALB
DESIGN BY:	DWR
FIV DATE:	11/18/13
CONV FO:	VA238

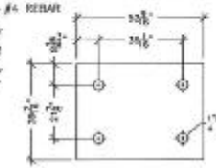
SHEET TITLE
AT&T
SHELTER ELEVATIONS

SHEET NUMBER
A-1



SLAB FOUNDATION
SCALE: 3/8"=1'-0"

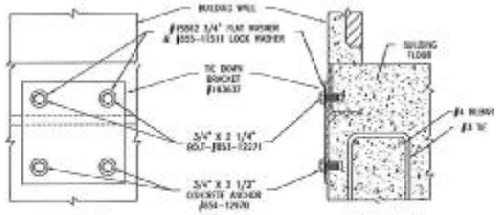
SECTION "A-A"



TIE DOWN PLATE

NOTES:

1. SLAB TO BE LEVEL &1/4".
2. FOOTING TO EXTEND A MINIMUM OF 30" BELOW UNDISTURBED SOIL AND FROST LINE.
3. FINAL SITE DESIGN IS THE RESPONSIBILITY OF THE SITE CONTRACTOR.
4. SLAB FOUNDATION DESIGNED ASSUMING ALLOWABLE SOIL BEARING PRESSURE OF 2000 PSF.
5. SLAB FOUNDATION DESIGNED ASSUMING MAXIMUM SOIL PLASTICITY INDEX OF 27.
6. CONCRETE STRENGTH SHALL BE A MINIMUM OF 4000 PSI.
7. FOUNDATION SHALL BE IN ACCORDANCE WITH EIA.



SECTION "B-B"
N.T.S.

SECTION "C-C"
N.T.S.

1 / S-1 AT&T FOUNDATION PLAN

STRUCTURAL SPECIFICATIONS:

DESIGN NOTES

1. STRUCTURAL DESIGN IN ACCORDANCE WITH THE MANUFACTURER'S DESIGN CRITERIA AND SPECIFICATIONS AND MUST MEET ALL APPLICABLE CODES OF THE GIVEN JURISDICTION.

EXCAVATION

1. SELECT FILL MATERIAL: ASTM D 2487 SOIL CLASSIFICATION GROUPS GW, GP, GM, SW, SP, AND SM, OR A COMBINATION OF THESE GROUP SYMBOLS; FREE OF WASTE, FROZEN MATERIALS, AND VEGETATION, WITH LESS THAN 5 PERCENT BY WEIGHT RUBBLE. RUBBLE SHALL BE NO LARGER THAN 4 INCHES IN ANY DIRECTION.
2. PIER SHALL NOT BE PLACED IN FROZEN GROUND.
3. DESIGN ALLOWABLE SOIL BEARING PRESSURE IS 2000 PSF ON SUITABLE RESIDUAL SOIL OR PROPERLY COMPACTED STRUCTURAL FILL. STRUCTURAL FILL SHALL BE COMPACTED TO A MINIMUM OF 95% OF THE STANDARD PROCTOR MAXIMUM DRY DENSITY (ASTM D-698).
4. AFTER EXCAVATIONS ARE MADE, THE BOTTOMS SHALL BE INSPECTED TO VERIFY THAT THE SUPPORTING SOILS ARE SUITABLE FOR BEARING AND ARE CAPABLE OF SUPPORTING THE DESIGN ALLOWABLE BEARING PRESSURE OF 2000 PSF.

CONCRETE

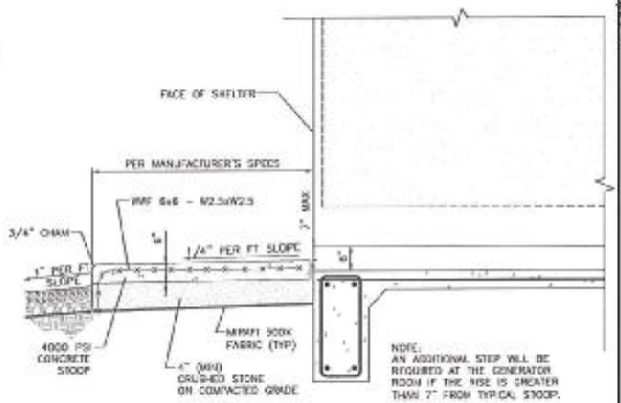
1. CONCRETE CONSTRUCTION SHALL COMPLY WITH PROVISIONS OF THE FOLLOWING CODES, SPECIFICATIONS, AND STANDARDS: AMERICAN CONCRETE INSTITUTE (ACI) 301, SPECIFICATIONS FOR STRUCTURAL CONCRETE; ACI 318, "BUILDING CODE REQUIREMENTS FOR STRUCTURAL CONCRETE".
2. CONCRETE SHALL BE NORMAL WEIGHT, 6% AIR ENTRAINED AND HAVE A MINIMUM 28 DAY COMPRESSIVE STRENGTH OF 4000 PSI. SUBMIT MIX DESIGN FOR APPROVAL.
3. CONCRETE MATERIALS SHALL BE IN ACCORDANCE WITH THE FOLLOWING:

PORTLAND CEMENT	ASTM C 150, TYPE I
FLY ASH	ASTM C 618, TYPE F (NOT TO EXCEED 15% OF CEMENT BY WEIGHT)
NORMAL WEIGHT AGGREGATES	ASTM C 33
WATER	POTABLE
AIR-ENTRAINING ADMIXTURE	ASTM C 260
WATER REDUCING ADMIXTURES	ASTM C 494, TYPE A & ASTM C 494 TYPE F OR G
ACCELERATING ADMIXTURE	ASTM C 494, TYPE E
RETARDING ADMIXTURE	ASTM C 494, TYPE D

4. REINFORCING STEEL SHALL BE DEFORMED BARS IN ACCORDANCE WITH ASTM A-615, GRADE 60. REINFORCING MARKED CONTINUOUS SHALL BE LAPPED 36 BAR DIAMETERS AT SPLICES.
5. WELDED WIRE FABRIC SHALL CONFORM TO ASTM A82 AND A185. LAP ONE FULL MESH SPACING AND TIE.
6. SUPPORT REINFORCING AND WELDED WIRE FABRIC ON METAL CHAIRS OR BOLSTERS.
7. MINIMUM CONCRETE COVER FOR REINFORCING SHALL BE IN ACCORDANCE WITH ACI 318-99 UNLESS OTHERWISE INDICATED.
8. ALL COLD WEATHER CONCRETE CONSTRUCTION SHALL CONFORM TO ACI 306R, "COLD WEATHER CONCRETING."
9. ALL HOT WEATHER CONCRETE CONSTRUCTION SHALL CONFORM TO ACI 305R, "HOT WEATHER CONCRETING."
10. CURING COMPOUND SHALL COMPLY WITH ASTM C 309, TYPE I, CLASS B.

STEEL

1. ALL STEEL ANGLES AND PLATES SHALL BE ASTM A36, ALL BOLTS SHALL BE ASTM A325, ALL THREADED ROD MATERIAL SHALL BE ASTM A307, AND STEEL PIPE SHALL BE ASTM A53, GRADE B, UNLESS OTHERWISE NOTED. ALL STRUCTURAL STEEL SHALL BE GALVANIZED AFTER FABRICATION.
2. ALL STRUCTURAL STEEL WORK SHALL BE IN ACCORDANCE WITH THE NINTH EDITION OF THE "MANUAL OF STEEL CONSTRUCTION ALLOWABLE STRESS DESIGN", OF THE AMERICAN INSTITUTE OF STEEL CONSTRUCTION, INCLUDING CURRENT REVISIONS.



2 / S-1 STOOP DETAIL

BEACON TOWERS
"Leading the Way"
PO BOX 779
ABINGDON, VA 24210
843-324-8721

WW&A
warren williams & associates
P.O. CHANNEL CIRCLE
NEW POINT
NORTH CAROLINA
27260
(252) 482-2266

NO.			
1	12/10/13	FINAL ZONING SHOS	
	DTC RGB	DSK GWR	APP'D: GWR
2	1/16/14	RCN FINAL ZONING SHOS	
	DTC RGB	DSK GWR	APP'D: GWR
3	2/28/14	RCN FINAL ZONING SHOS	
	DTC RGB	DSK GWR	APP'D: GWR
4			
5			
6			

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 33039
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALD
CHECKED BY:	GWR
TIV DATE:	4/15/13
DRAW NO:	MASS

SHEET TITLE:
AT&T
FOUNDATION PLAN

SHEET NUMBER:
S-1

Engineering Statement in Re:
Electromagnetic Energy Analysis
AT&T Mobility, LLC
Hampton, VA

My signature on the cover of this document indicates:

That I am registered as a Professional Engineer in the jurisdiction indicated; and

That I have extensive professional experience in the wireless communications engineering industry; and

That I am an employee of Sitesafe, Inc. in Arlington, Virginia; and

That I am thoroughly familiar with the Rules and Regulations of the Federal Communications Commission ("the FCC" and "the FCC Rules") both in general and specifically as they apply to the FCC's Guidelines for Human Exposure to Radiofrequency Electromagnetic Fields; and

That the technical information serving as the basis for this report was supplied by Beacon Towers, LLC (See attached Site Summary and Carrier documents), and that AT&T Mobility, LLC's installations involve communications equipment, antennas and associated technical equipment at a location referred to as the "Langley" ("the site"); and

That AT&T Mobility, LLC proposes to operate at the site with transmit antennas listed in the carrier summary and with a maximum effective radiated power as specified by AT&T Mobility, LLC and shown on the worksheet, and that worst-case 100% duty cycle have been assumed; and

That this analysis has been performed with the assumption that the ground immediately surrounding the tower is primarily flat or falling; and

That at this time, the FCC requires that certain licensees address specific levels of radio-frequency energy to which workers or members of the public might possibly be exposed (at §1.1307(b) of the FCC Rules); and

That such consideration of possible exposure of humans to radio-frequency radiation must utilize the standards set by the FCC, which is the Federal Agency having jurisdiction over communications facilities; and

That the FCC rules define two tiers of permissible exposure guidelines: 1) "uncontrolled environments," defined as situations in which persons may not be aware of (the "general public"), or may not be able to control their exposure to a transmission facility; and (2) "controlled environments," which defines situations in which persons are aware of their potential for exposure (industry personnel); and

That this statement specifically addresses the uncontrolled environment (which is more conservative than the controlled environment) and the limit set forth in the FCC rules for licensees of AT&T Mobility, LLC's operating frequency as shown on the attached antenna worksheet; and

sitesafe
rf compliance experts

That when applying the uncontrolled environment standards, the predicted Maximum Power Density at two meters above ground level from the proposed AT&T Mobility, LLC operation is no more than 1.012% of the maximum in any accessible area on the ground and

That it is understood per FCC Guidelines and OET65 Appendix A, that regardless of the existent radio-frequency environment, only those licenses whose contributions exceed five percent of the exposure limit pertinent to their operation(s) bear any responsibility for bringing any non-compliant area(s) into compliance; and

That when applying the uncontrolled environment standards, the cumulative predicted energy density from the proposed operation is no more than 1.012% of the maximum in any accessible area up to two meters above the ground per OET-65; and

That the calculations provided in this report are based on data provided by the client and antenna pattern data supplied by the antenna manufacturer, in accordance with FCC guidelines listed in OET-65. Horizontal and vertical antenna patterns are combined for modeling purposes to accurately reflect the energy two meters above ground level where on-axis energy refers to maximum energy two meters above the ground along the azimuth of the antenna and where area energy refers to the maximum energy anywhere two meters above the ground regardless of the antenna azimuth, accounting for cumulative energy from multiple antennas for the carrier and frequency range indicated; and

That the Occupational Safety and Health Administration has policies in place which address worker safety in and around communications sites, thus individual companies will be responsible for their employees' training regarding Radio Frequency Safety.

In summary, it is stated here that the proposed operation at the site would not result in exposure of the Public to excessive levels of radio-frequency energy as defined in the FCC Rules and Regulations, specifically 47 CFR 1.1307 and that AT&T Mobility, LLC's proposed operation is completely compliant.

Finally, it is stated that access to the tower should be restricted to communication industry professionals, and approved contractor personnel trained in radio-frequency safety; and that the instant analysis addresses exposure levels at two meters above ground level and does not address exposure levels on the tower, or in the immediate proximity of the antennas.

sitesafe

Mail Processing Center
Federal Aviation Administration
Southwest Regional Office
Obstruction Evaluation Group
2601 Meacham Boulevard
Fort Worth, TX 76193

Aeronautical Study No.
2013-AEA-6251-OE

Issued Date: 02/25/2014

Martin Deputy
Beacon Towers
P.O Box 279
Awendew, SC 29429

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ** (REVISED)**

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure:	Antenna Tower Langley
Location:	Hampton, VA
Latitude:	37-03-29.16N NAD 83
Longitude:	76-22-24.62W
Heights:	7 feet site elevation (SE) 150 feet above ground level (AGL) 157 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

It is required that FAA Form 7460-2, Notice of Actual Construction or Alteration, be e-filed any time the project is abandoned or:

_____ At least 10 days prior to start of construction (7460-2, Part 1)
__X__ Within 5 days after the construction reaches its greatest height (7460-2, Part 2)

Based on this evaluation, marking and lighting are not necessary for aviation safety. However, if marking/ lighting are accomplished on a voluntary basis, we recommend it be installed and maintained in accordance with FAA Advisory circular 70/7460-1 K Change 2.

Any height exceeding 150 feet above ground level (157 feet above mean sea level), will result in a substantial adverse effect and would warrant a Determination of Hazard to Air Navigation.

This determination expires on 08/25/2015 unless:

(a) the construction is started (not necessarily completed) and FAA Form 7460-2, Notice of Actual Construction or Alteration, is received by this office.
(b) extended, revised, or terminated by the issuing office.
(c) the construction is subject to the licensing authority of the Federal Communications Commission (FCC) and an application for a construction permit has been filed, as required by the FCC, within

6 months of the date of this determination. In such case, the determination expires on the date prescribed by the FCC for completion of construction, or the date the FCC denies the application.

NOTE: REQUEST FOR EXTENSION OF THE EFFECTIVE PERIOD OF THIS DETERMINATION MUST BE E-FILED AT LEAST 15 DAYS PRIOR TO THE EXPIRATION DATE. AFTER RE-EVALUATION OF CURRENT OPERATIONS IN THE AREA OF THE STRUCTURE TO DETERMINE THAT NO SIGNIFICANT AERONAUTICAL CHANGES HAVE OCCURRED, YOUR DETERMINATION MAY BE ELIGIBLE FOR ONE EXTENSION OF THE EFFECTIVE PERIOD.

This determination is based, in part, on the foregoing description which includes specific coordinates , heights, frequency(ies) and power . Any changes in coordinates , heights, and frequencies or use of greater power will void this determination. Any future construction or alteration , including increase to heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

This determination concerns the effect of this structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

Any failure or malfunction that lasts more than thirty (30) minutes and affects a top light or flashing obstruction light, regardless of its position, should be reported immediately to (877) 487-6867 so a Notice to Airmen (NOTAM) can be issued. As soon as the normal operation is restored, notify the same number.

A copy of this determination will be forwarded to the Federal Communications Commission (FCC) because the structure is subject to their licensing authority.

This determination cancels and supersedes prior determinations issued for this structure.

If we can be of further assistance, please contact our office at (816) 329-2528. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2013-AEA-6251-OE.

Signature Control No: 200751015-208891166 (DNE)
Cindy Whitten
Specialist

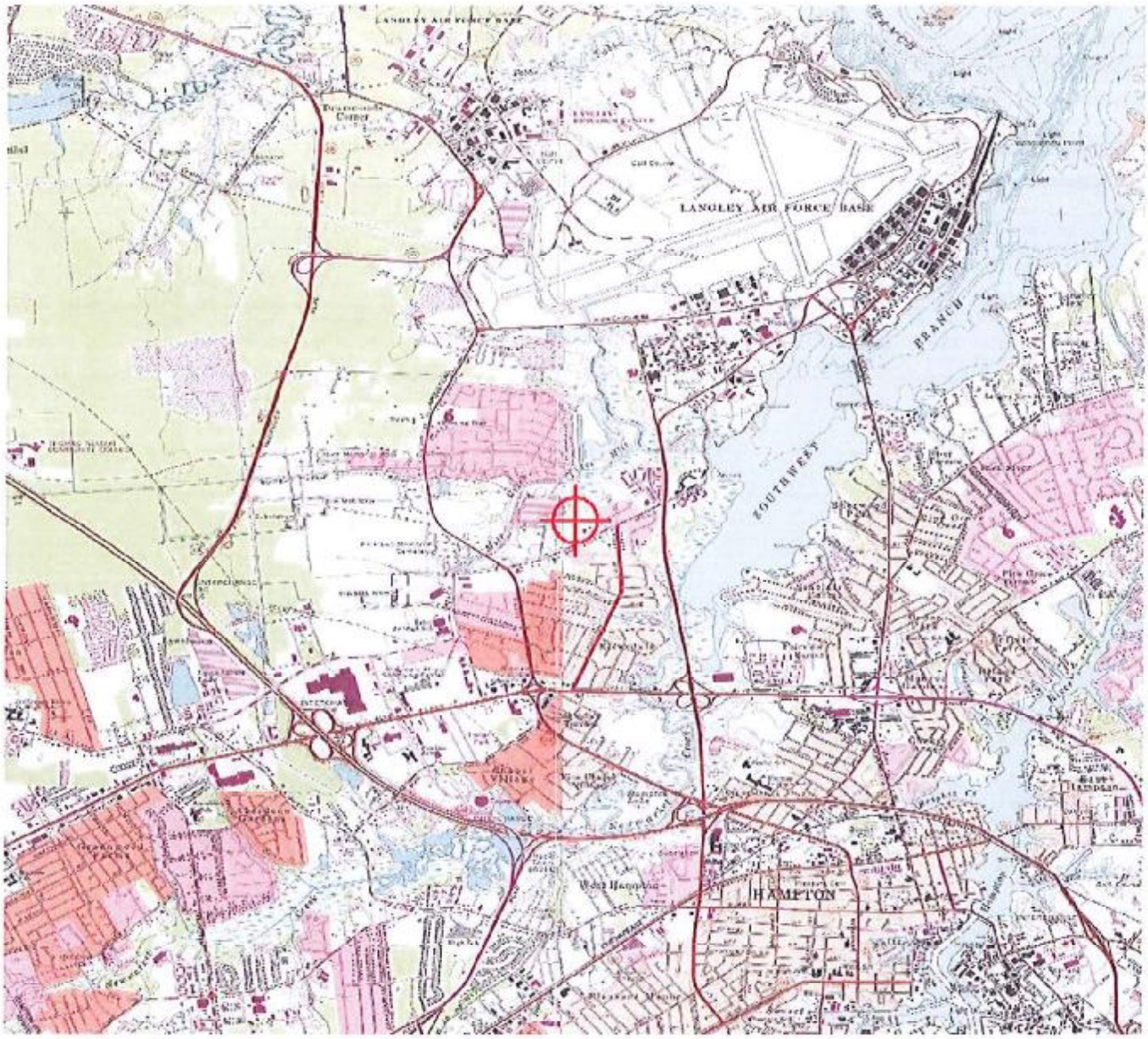
Attachment(s)
Frequency Data
Map(s)

cc: FCC

Frequency Data for ASN 2013-AEA-6251-OE

LOW FREQUENCY	HIGH FREQUENCY	FREQUENCY UNIT	ERP	ERP UNIT
698	806	MHz	1000	W
806	824	MHz	500	W
824	849	MHz	500	W
851	866	MHz	500	W
869	894	MHz	500	W
896	901	MHz	500	W
901	902	MHz	7	W
930	931	MHz	3500	W
931	932	MHz	3500	W
932	932.5	MHz	17	dBW
935	940	MHz	1000	W
940	941	MHz	3500	W
1850	1910	MHz	1640	W
1930	1990	MHz	1640	W
2305	2310	MHz	2000	W
2345	2360	MHz	2000	W

TOPO Map for ASN 2013-AEA-6251-OE



Coverage NF465C

Rad Center 146'

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Current Coverage

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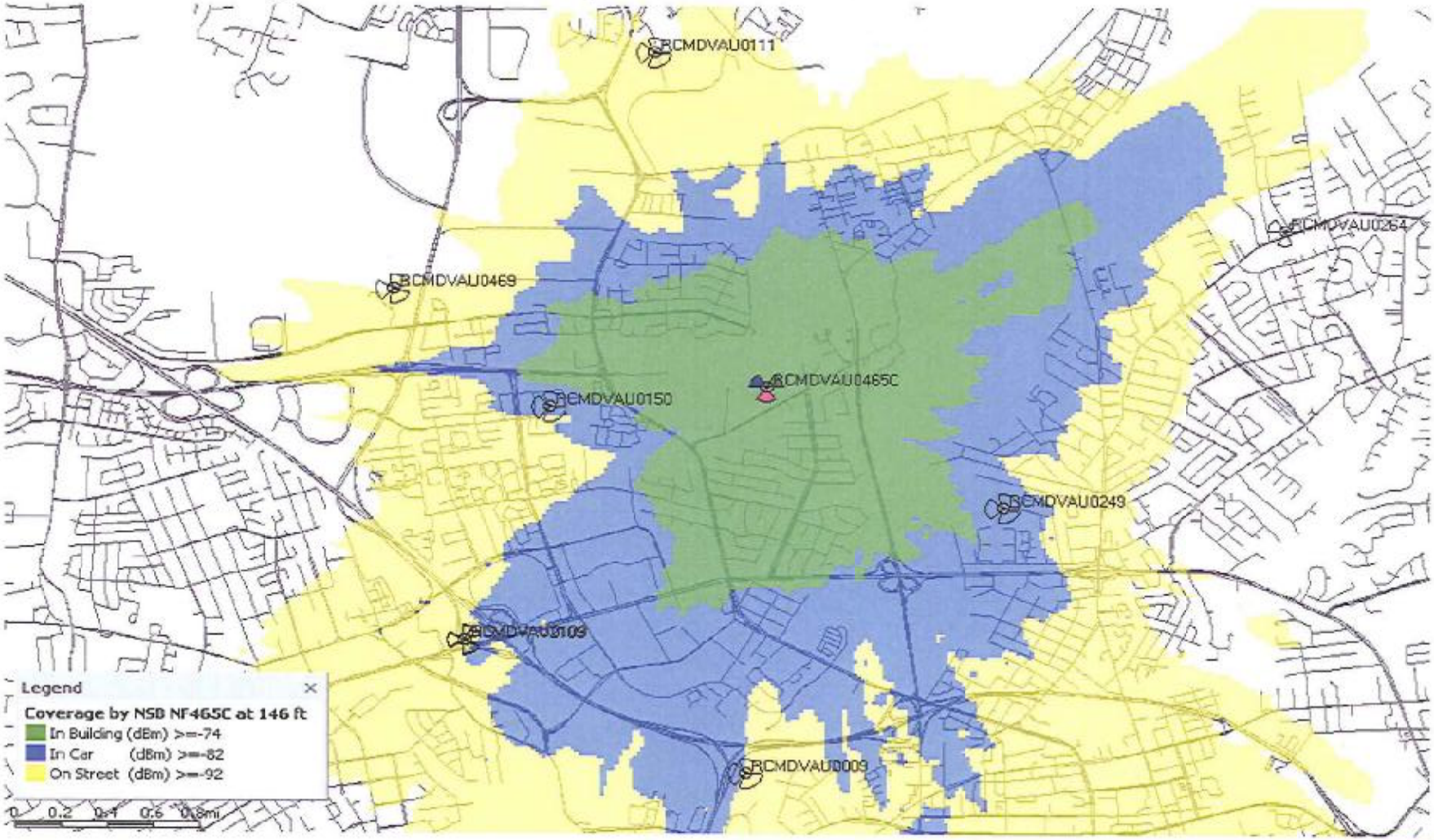
Coverage of NF465C at 146'



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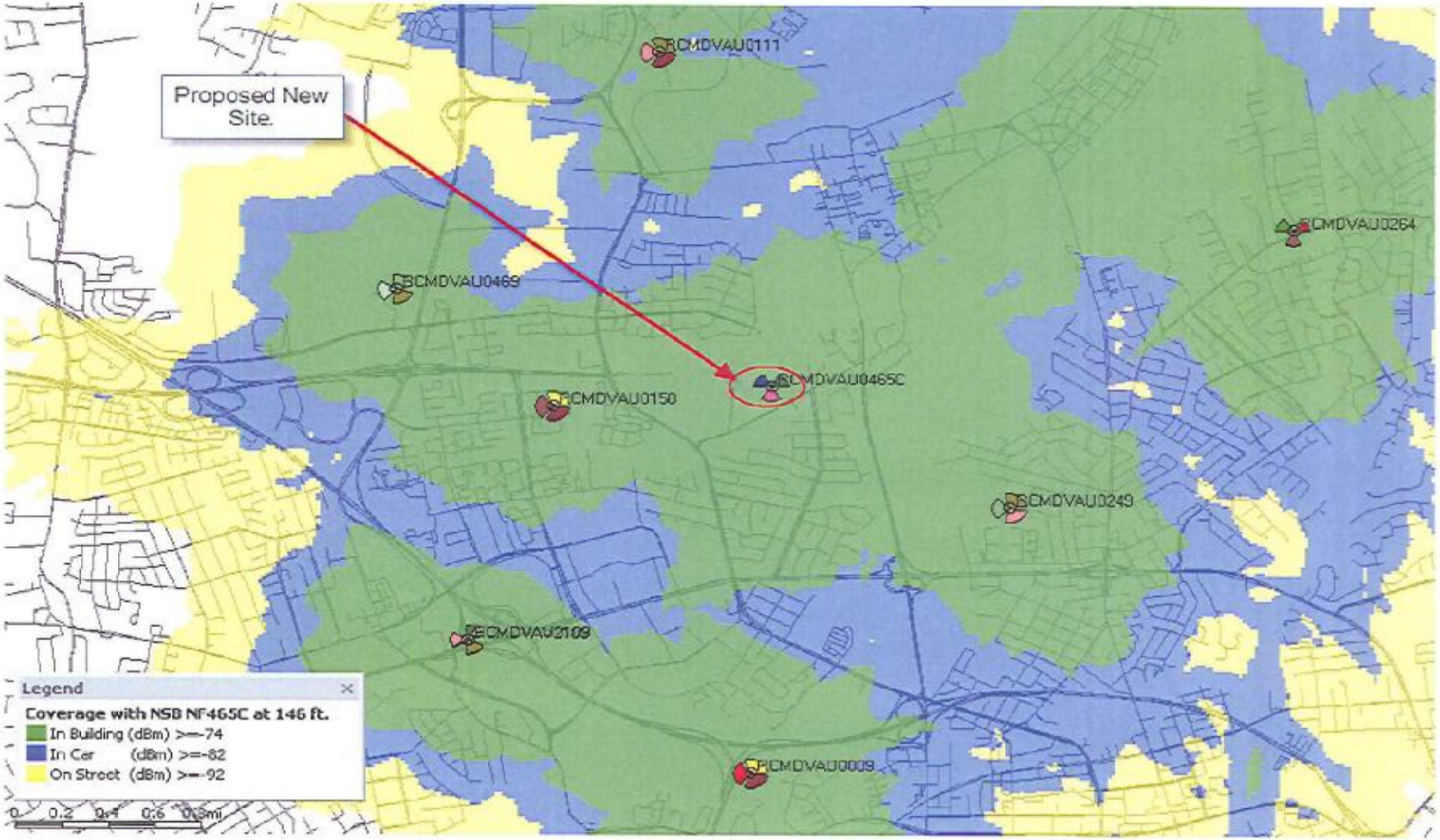
Coverage With NF465C at 146'



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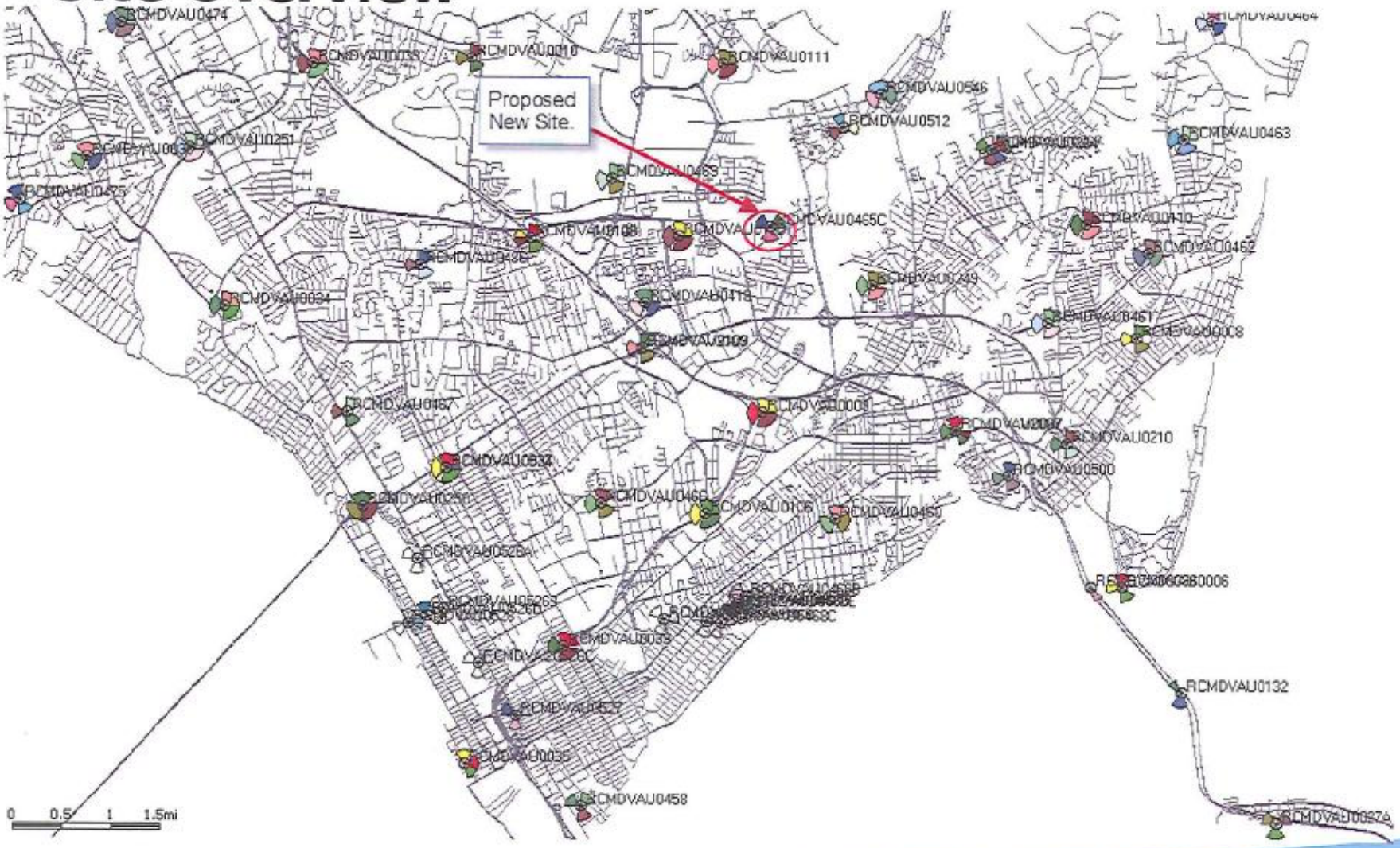
Site Overview



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ROHN™

Products LLC

October 30, 2013

Beacon Towers, LLC
PO Box 279
Awendaw, SC 29429

Attn: Martin Deputy

Reference: 150' Tapered Steel Pole
Site Name: Langley Site
City of Hampton , VA

Dear Mr. Deputy:

The proposed Tapered Steel Pole for the above listed site shall comply with the following design criteria:

1. ANSI/TIA-222-G Structural Standard for Antenna Supporting Structures and Antennas.

2. Wind loading and structural requirements for Hampton, VA. (Lat: 37.0581 Long: -76.3735) for 115 MPH ASCE 7-10 Factored Wind Speed with no ice and 30 MPH 3-second gust wind speed with 0.50 inches radial ice. Structure Class: II; Exposure Category: C; Topographic Category: 1.

3. The tower shall be designed and manufactured to have the structural capacity to accommodate a total of 4 carriers, max of 4 (12" x 60") panel antennas per sector, 3 sectors per carrier, at elevations 120, 130, 140' and 150' respectively.

4. The tower described shall be 150ft high monopole with 4ft Lightning Rod at top (154ft AGL).

Please contact us at your convenience should you have further questions regarding pole design.

Sincerely,

Habib Azouri, P.E.
Engineering Manager
Rohn Products LLC

COMMONWEALTH OF VIRGINIA
HABIB JIRJI AZOURI
Lic. No. 033257
PROFESSIONAL ENGINEER

cc: Ken Cordrey

RF EMISSIONS COMPLIANCE REPORT

Beacon Towers, LLC on behalf of AT&T Mobility, LLC
"New 150' Monopole"

Site ID: NF465
Site Name: Langley
57 Tide Mill Lane
Hampton, VA
11/14/2013

Report Status:

AT&T Mobility, LLC Is Compliant

COMMONWEALTH OF VIRGINIA
DAVID CHARLES COTTON, JR.
Lic. No. 45496
PROFESSIONAL ENGINEER

David Charles Cotton, Jr.
Professional Engineer
Commonwealth of Virginia, 0402045496
Date: 2013-November-15

Prepared By:

Sitesafe, Inc.

200 North Glebe Road, Suite 1000 Arlington, VA 22203 Voice 703-276-1100
Fax 703-276-1169

AT&T Mobility, LLC (Proposed)
Langley
Site Summary

Carrier	Area Maximum Percentage MPE
AT&T Mobility, LLC (Proposed)	0.258 %
AT&T Mobility, LLC (Proposed)	0.754 %

Composite Site MPE: 1.012 %

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AT&T Mobility, LLC (Proposed)
Langley
Carrier Summary

Frequency:	1900	MHz
Maximum Permissible Exposure (MPE):	1000	µW/cm^2
Maximum power density at ground level:	2.57513	µW/cm^2
Highest percentage of Maximum Permissible Exposure:	0.25751	%

					On Axis		Area	
Antenna Make	Model	Height (feet)	Orientation (degrees true)	ERP (Watts)	Max Power Density (µW/cm^2)	Percent of MPE	Max Power Density (µW/cm^2)	Percent of MPE
ANDREW	SBNH-1D6565B	145	0	1990	0.785089	0.078509	1.265086	0.126509
ANDREW	SBNH-1D6565B	145	0	1990	0.785089	0.078509	1.265086	0.126509
ANDREW	SBNH-1D6565B	145	120	1990	0.76426	0.076426	1.265086	0.126509
ANDREW	SBNH-1D6565B	145	120	1990	0.76426	0.076426	1.265086	0.126509
ANDREW	SBNH-1D6565B	145	240	1990	0.785089	0.078509	1.265086	0.126509
ANDREW	SBNH-1D6565B	145	240	1990	0.785089	0.078509	1.265086	0.126509

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AT&T Mobility, LLC (Proposed)
Langley
Carrier Summary

Frequency:	737	MHz
Maximum Permissible Exposure (MPE):	491.33	µW/cm^2
Maximum power density at ground level:	3.70535	µW/cm^2
Highest percentage of Maximum Permissible Exposure:	0.75414	%

					On Axis		Area	
Antenna Make	**Model**	**Height (feet)**	**Orientation (degrees true)**	**ERP (Watts)**	**Max Power Density (µW/cm^2)**	**Percent of MPE**	**Max Power Density (µW/cm^2)**	**Percent of MPE**
Ericsson	KRC 118 056-2	145	0	1995	1.53563	0.312584	1.561608	0.317831
Ericsson	KRC 118 056-8	145	0	1995	2.689716	0.547432	2.690304	0.547552
Ericsson	KRC 118 056-2	145	120	1995	1.53563	0.312584	1.561609	0.317831
Ericsson	KRC 118 056-8	145	120	1995	2.689716	0.547432	2.690304	0.547552
Ericsson	KRC 118 056-2	145	240	1995	1.53916	0.313262	1.561608	0.317831
Ericsson	KRC 118 055-1	145	240	1995	1.308914	0.2664	1.399619	0.284861

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AT&T Mobility, LLC (Proposed)
Langley
ANDREW:SBNH-1D6565B Antenna Worksheet (0 Sector)

Maximum Permissible Exposure (MPE):				1000			
ERP (Watts):	1990	Height (feet):	145	Frequency (MHz):	1900	Downtilt (Degrees):	0.0

Depression Angle (degrees)	Relative dB	Relative Gain	Slant Distance (meters)	Dist From Structure (meters)	Power Density (μW/cm^2)	Percent of MPE	Times Below MPE
0.1	-0.02	0.9952	24176.59	24176.55	0.000114	0.000011	8608691
1.0	-0.21	0.9528	2417.78	2417.41	0.011351	0.001135	88095
2.0	-1.30	0.7413	1209.07	1208.34	0.045391	0.004539	22030
3.0	-3.39	0.4581	806.25	805.15	0.102079	0.010208	9796
4.0	-6.71	0.2133	604.91	603.43	0.179268	0.017927	5578
5.0	-12.04	0.0625	484.15	482.30	0.283091	0.028309	3532
6.0	-21.77	0.0067	403.68	401.47	0.389085	0.038909	2570
7.0	-36.15	0.0002	346.24	343.66	0.417644	0.041764	2394
8.0	-25.69	0.0027	303.19	300.24	0.346272	0.034627	2887
9.0	-27.37	0.0018	269.74	266.42	0.213068	0.021307	4693
10.0	-24.53	0.0035	243.00	239.31	0.082706	0.008271	12090
12.0	-16.23	0.0238	202.95	198.52	0.053832	0.005383	18576
14.0	-16.99	0.0200	174.42	169.24	0.072777	0.007278	13740
16.0	-25.49	0.0028	153.09	147.16	0.094322	0.009432	10601
18.0	-27.26	0.0019	136.55	129.87	0.118279	0.011828	8454
20.0	-36.40	0.0002	123.37	115.93	0.054851	0.005485	18231
22.0	-26.25	0.0024	112.64	104.44	0.033503	0.003350	29848
24.0	-23.25	0.0047	103.74	94.77	0.039367	0.003937	25402
26.0	-32.01	0.0006	96.26	86.51	0.045554	0.004555	21951
28.0	-31.09	0.0008	89.88	79.36	0.052039	0.005204	19216
30.0	-31.20	0.0008	84.39	73.09	0.281282	0.028128	3555
32.0	-23.35	0.0046	79.63	67.53	0.513490	0.051349	1947
34.0	-16.03	0.0249	75.46	62.56	0.569183	0.056918	1756
36.0	-13.77	0.0420	71.79	58.08	0.625925	0.062593	1597
38.0	-14.61	0.0346	68.54	54.01	0.683212	0.068321	1463
40.0	-17.95	0.0160	65.65	50.29	0.740952	0.074095	1349
42.0	-23.30	0.0047	63.06	46.86	0.785089	0.078509	1273
44.0	-30.04	0.0010	60.74	43.70	0.532247	0.053225	1878
46.0	-36.11	0.0002	58.66	40.75	0.216503	0.021650	4618
48.0	-40.44	0.0001	56.78	37.99	0.059521	0.005952	16800
50.0	-42.60	0.0001	55.08	35.41	0.015094	0.001509	66252
52.0	-39.63	0.0001	53.55	32.97	0.010943	0.001094	91383
54.0	-35.99	0.0003	52.16	30.66	0.013541	0.001354	73851
56.0	-34.90	0.0003	50.90	28.46	0.023994	0.002399	41677
58.0	-34.13	0.0004	49.76	26.37	0.044332	0.004433	22556
60.0	-31.69	0.0007	48.72	24.36	0.066728	0.006673	14986
62.0	-29.04	0.0012	47.79	22.44	0.085601	0.008560	11682
64.0	-27.32	0.0019	46.95	20.58	0.088444	0.008844	11306
66.0	-26.32	0.0023	46.19	18.79	0.090703	0.009070	11024
68.0	-26.51	0.0022	45.51	17.05	0.092740	0.009274	10782
70.0	-27.64	0.0017	44.90	15.36	0.094534	0.009453	10578
72.0	-29.50	0.0011	44.37	13.71	0.096076	0.009608	10408
74.0	-32.38	0.0006	43.90	12.10	0.083765	0.008377	11938
76.0	-35.08	0.0003	43.49	10.52	0.060019	0.006002	16661
78.0	-38.27	0.0001	43.14	8.97	0.037619	0.003762	26582
80.0	-39.54	0.0001	42.85	7.44	0.020597	0.002060	48550
82.0	-38.64	0.0001	42.61	5.93	0.009863	0.000986	101386
84.0	-37.66	0.0002	42.43	4.43	0.009959	0.000996	100415
86.0	-36.93	0.0002	42.30	2.95	0.009916	0.000992	100844
88.0	-36.89	0.0002	42.22	1.47	0.009844	0.000984	101582
90.0	-37.24	0.0002	42.20	0.00	0.009747	0.000975	102593

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RF compliance experts

AT&T Mobility, LLC (Proposed)
Langley
ANDREW:SBNH-1D6565B Antenna Worksheet (0 Sector)

Maximum Permissible Exposure (MPE): 1000

ERP (Watts):	1990	Height (feet):	145	Frequency (MHz):	1900	Downtilt (Degrees):	0.0

Depression Angle (degrees)	Relative dB	Relative Gain	Slant Distance (meters)	Dist From Structure (meters)	Power Density (µW/cm^2)	Percent of MPE	Times Below MPE
0.1	-0.02	0.9952	24176.59	24176.55	0.000114	0.000011	8808691
1.0	-0.21	0.9528	2417.78	2417.41	0.011351	0.001135	88095
2.0	-1.30	0.7413	1209.07	1208.34	0.045391	0.004539	22030
3.0	-3.39	0.4561	806.25	805.15	0.102079	0.010208	9796
4.0	-6.71	0.2133	604.91	603.43	0.179268	0.017927	5578
5.0	-12.04	0.0625	484.15	482.30	0.283091	0.028309	3532
6.0	-21.77	0.0067	403.68	401.47	0.389085	0.038909	2570
7.0	-36.15	0.0002	346.24	343.66	0.417644	0.041764	2394
8.0	-25.69	0.0027	303.19	300.24	0.346272	0.034627	2887
9.0	-27.37	0.0018	269.74	266.42	0.213068	0.021307	4693
10.0	-24.53	0.0035	243.00	239.31	0.082706	0.008271	12090
12.0	-16.23	0.0238	202.95	198.52	0.053832	0.005383	18576
14.0	-16.99	0.0200	174.42	169.24	0.072777	0.007278	13740
16.0	-25.49	0.0028	153.09	147.16	0.094322	0.009432	10601
18.0	-27.26	0.0019	136.55	129.87	0.118279	0.011828	8454
20.0	-36.40	0.0002	123.37	115.93	0.054851	0.005485	18231
22.0	-26.25	0.0024	112.64	104.44	0.033503	0.003350	29848
24.0	-23.25	0.0047	103.74	94.77	0.039367	0.003937	25402
26.0	-32.01	0.0006	96.26	86.51	0.045554	0.004555	21951
28.0	-31.09	0.0008	89.88	79.36	0.052039	0.005204	19216
30.0	-31.20	0.0008	84.39	73.09	0.281282	0.028128	3555
32.0	-23.35	0.0046	79.63	67.53	0.513490	0.051349	1947
34.0	-16.03	0.0249	75.46	62.56	0.569183	0.056918	1756
36.0	-13.77	0.0420	71.79	58.08	0.625925	0.062593	1597
38.0	-14.61	0.0346	68.54	54.01	0.683212	0.068321	1463
40.0	-17.95	0.0160	65.65	50.29	0.740952	0.074095	1349
42.0	-23.30	0.0047	63.06	46.86	0.785089	0.078509	1273
44.0	-30.04	0.0010	60.74	43.70	0.532247	0.053225	1878
46.0	-36.11	0.0002	58.66	40.75	0.216503	0.021650	4618
48.0	-40.44	0.0001	56.78	37.99	0.059521	0.005952	16800
50.0	-42.60	0.0001	55.08	35.41	0.015094	0.001509	66252
52.0	-39.63	0.0001	53.55	32.97	0.010943	0.001094	91383
54.0	-35.99	0.0003	52.16	30.66	0.013541	0.001354	73851
56.0	-34.90	0.0003	50.90	28.46	0.023994	0.002399	41677
58.0	-34.13	0.0004	49.76	26.37	0.044332	0.004433	22556
60.0	-31.69	0.0007	48.72	24.36	0.066728	0.006673	14986
62.0	-29.04	0.0012	47.79	22.44	0.085601	0.008560	11682
64.0	-27.32	0.0019	46.95	20.58	0.088444	0.008844	11306
66.0	-26.32	0.0023	46.19	18.79	0.090703	0.009070	11024
68.0	-26.51	0.0022	45.51	17.05	0.092740	0.009274	10782
70.0	-27.64	0.0017	44.90	15.36	0.094534	0.009453	10578
72.0	-29.50	0.0011	44.37	13.71	0.096076	0.009608	10408
74.0	-32.38	0.0006	43.90	12.10	0.083765	0.008377	11938
76.0	-35.08	0.0003	43.49	10.52	0.060019	0.006002	16661
78.0	-38.27	0.0001	43.14	8.97	0.037619	0.003762	26582
80.0	-39.54	0.0001	42.85	7.44	0.020597	0.002060	48550
82.0	-38.64	0.0001	42.61	5.93	0.009863	0.000986	101386
84.0	-37.66	0.0002	42.43	4.43	0.009959	0.000996	100415
86.0	-36.93	0.0002	42.30	2.95	0.009916	0.000992	100844
88.0	-36.89	0.0002	42.22	1.47	0.009844	0.000984	101582
90.0	-37.24	0.0002	42.20	0.00	0.009747	0.000975	102593

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AT&T Mobility, LLC (Proposed)
Langley
ANDREW:SBNH-1D6565B Antenna Worksheet (120 Sector)

Maximum Permissible Exposure (MPE): 1000

ERP (Watts):	1990	Height (feet):	145	Frequency (MHz):	1900	Downtilt (Degrees):	0.0

Depression Angle (degrees)	Relative dB	Relative Gain	Slant Distance (meters)	Dist From Structure (meters)	Power Density (µW/cm^2)	Percent of MPE	Times Below MPE
0.1	-0.02	0.9952	24176.59	24176.55	0.000114	0.000011	8608690
1.0	-0.21	0.9528	2417.78	2417.41	0.011351	0.001135	88095
2.0	-1.30	0.7413	1209.07	1208.34	0.045391	0.004539	22030
3.0	-3.39	0.4561	806.25	805.15	0.102079	0.010208	9796
4.0	-6.71	0.2133	604.91	603.43	0.179268	0.017927	5578
5.0	-12.04	0.0625	484.15	482.30	0.283091	0.028309	3532
6.0	-21.77	0.0067	403.68	401.47	0.389085	0.038909	2570
7.0	-36.15	0.0002	346.24	343.66	0.417644	0.041764	2394
8.0	-25.69	0.0027	303.19	300.24	0.346272	0.034627	2887
9.0	-27.37	0.0018	269.74	266.42	0.213068	0.021307	4693
10.0	-24.53	0.0035	243.00	239.31	0.082464	0.008246	12126
12.0	-16.23	0.0238	202.95	198.52	0.053832	0.005383	18576
14.0	-16.99	0.0200	174.42	169.24	0.072777	0.007278	13740
16.0	-25.49	0.0028	153.09	147.16	0.093711	0.009371	10671
18.0	-27.26	0.0019	136.55	129.87	0.118279	0.011828	8454
20.0	-36.40	0.0002	123.37	115.93	0.054371	0.005437	18392
22.0	-26.25	0.0024	112.64	104.44	0.033503	0.003350	29848
24.0	-23.25	0.0047	103.74	94.77	0.038903	0.003890	25704
26.0	-32.01	0.0006	96.26	86.51	0.045554	0.004555	21951
28.0	-31.09	0.0008	89.88	79.36	0.052039	0.005204	19216
30.0	-31.20	0.0008	84.39	73.09	0.281282	0.028128	3555
32.0	-23.35	0.0046	79.63	67.53	0.513490	0.051349	1947
34.0	-16.03	0.0249	75.46	62.56	0.569183	0.056918	1756
36.0	-13.77	0.0420	71.79	58.08	0.612667	0.061267	1632
38.0	-14.61	0.0346	68.54	54.01	0.667719	0.066772	1497
40.0	-17.95	0.0160	65.65	50.29	0.722951	0.072295	1383
42.0	-23.30	0.0047	63.06	46.86	0.764260	0.076426	1308
44.0	-30.04	0.0010	60.74	43.70	0.532247	0.053225	1878
46.0	-36.11	0.0002	58.66	40.75	0.216503	0.021650	4618
48.0	-40.44	0.0001	56.78	37.99	0.059521	0.005952	16800
50.0	-42.60	0.0001	55.08	35.41	0.014559	0.001456	68685
52.0	-39.63	0.0001	53.55	32.97	0.010943	0.001094	91383
54.0	-35.99	0.0003	52.16	30.66	0.013541	0.001354	73851
56.0	-34.90	0.0003	50.90	28.46	0.023994	0.002399	41677
58.0	-34.13	0.0004	49.76	26.37	0.044332	0.004433	22556
60.0	-31.69	0.0007	48.72	24.36	0.066728	0.006673	14986
62.0	-29.04	0.0012	47.79	22.44	0.081191	0.008119	12316
64.0	-27.32	0.0019	46.95	20.58	0.083654	0.008365	11954
66.0	-26.32	0.0023	46.19	18.79	0.085626	0.008563	11678
68.0	-26.51	0.0022	45.51	17.05	0.087338	0.008734	11449
70.0	-27.64	0.0017	44.90	15.36	0.094534	0.009453	10578
72.0	-29.50	0.0011	44.37	13.71	0.096076	0.009608	10408
74.0	-32.38	0.0006	43.90	12.10	0.078525	0.007852	12734
76.0	-35.08	0.0003	43.49	10.52	0.056223	0.005623	17784
78.0	-38.27	0.0001	43.14	8.97	0.037619	0.003762	26582
80.0	-39.54	0.0001	42.85	7.44	0.019328	0.001933	51737
82.0	-38.64	0.0001	42.61	5.93	0.009863	0.000986	101386
84.0	-37.66	0.0002	42.43	4.43	0.009959	0.000996	100415
86.0	-36.93	0.0002	42.30	2.95	0.009916	0.000992	100844
88.0	-36.89	0.0002	42.22	1.47	0.009844	0.000984	101582
90.0	-37.24	0.0002	42.20	0.00	0.009741	0.000974	102660

sitesafe
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AT&T Mobility, LLC (Proposed)
Langley
ANDREW:SBNH-1D6565B Antenna Worksheet (120 Sector)

Maximum Permissible Exposure (MPE):				1000			
ERP (Watts):	1990	Height (feet):	145	Frequency (MHz):	1900	Downtilt (Degrees):	0.0

Depression Angle (degrees)	Relative dB	Relative Gain	Slant Distance (meters)	Dist From Structure (meters)	Power Density (µW/cm^2)	Percent of MPE	Times Below MPE
0.1	-0.02	0.9952	24176.59	24176.55	0.000114	0.000011	8808690
1.0	-0.21	0.9528	2417.78	2417.41	0.011351	0.001135	88095
2.0	-1.30	0.7413	1209.07	1208.34	0.045391	0.004539	22030
3.0	-3.39	0.4581	806.25	805.15	0.102079	0.010208	9796
4.0	-6.71	0.2133	604.91	603.43	0.179268	0.017927	5578
5.0	-12.04	0.0625	484.15	482.30	0.283091	0.028309	3532
6.0	-21.77	0.0067	403.68	401.47	0.389085	0.038909	2570
7.0	-36.15	0.0002	346.24	343.66	0.417644	0.041764	2394
8.0	-25.69	0.0027	303.19	300.24	0.346272	0.034627	2887
9.0	-27.37	0.0018	269.74	266.42	0.213068	0.021307	4693
10.0	-24.53	0.0035	243.00	239.31	0.082464	0.008246	12126
12.0	-16.23	0.0238	202.95	198.52	0.053832	0.005383	18576
14.0	-16.99	0.0200	174.42	169.24	0.072777	0.007278	13740
16.0	-25.49	0.0028	153.09	147.16	0.093711	0.009371	10671
18.0	-27.26	0.0019	136.55	129.87	0.118279	0.011828	8454
20.0	-36.40	0.0002	123.37	115.93	0.054371	0.005437	18392
22.0	-26.25	0.0024	112.64	104.44	0.033503	0.003350	29848
24.0	-23.25	0.0047	103.74	94.77	0.038903	0.003890	25704
26.0	-32.01	0.0006	96.26	86.51	0.045554	0.004555	21951
28.0	-31.09	0.0008	89.88	79.36	0.052039	0.005204	19216
30.0	-31.20	0.0008	84.39	73.09	0.281282	0.028128	3555
32.0	-23.35	0.0046	79.63	67.53	0.513490	0.051349	1947
34.0	-16.03	0.0249	75.46	62.56	0.569183	0.056918	1756
36.0	-13.77	0.0420	71.79	58.08	0.612667	0.061267	1632
38.0	-14.61	0.0346	68.54	54.01	0.667719	0.066772	1497
40.0	-17.95	0.0160	65.65	50.29	0.722951	0.072295	1383
42.0	-23.30	0.0047	63.06	46.86	0.764260	0.076426	1308
44.0	-30.04	0.0010	60.74	43.70	0.532247	0.053225	1878
46.0	-36.11	0.0002	58.66	40.75	0.216503	0.021650	4618
48.0	-40.44	0.0001	56.78	37.99	0.059521	0.005952	16800
50.0	-42.60	0.0001	55.08	35.41	0.014559	0.001456	68685
52.0	-39.63	0.0001	53.55	32.97	0.010943	0.001094	91383
54.0	-35.99	0.0003	52.16	30.66	0.013541	0.001354	73851
56.0	-34.90	0.0003	50.90	28.46	0.023994	0.002399	41677
58.0	-34.13	0.0004	49.76	26.37	0.044332	0.004433	22556
60.0	-31.69	0.0007	48.72	24.36	0.066728	0.006673	14986
62.0	-29.04	0.0012	47.79	22.44	0.081191	0.008119	12316
64.0	-27.32	0.0019	46.95	20.58	0.083654	0.008365	11954
66.0	-26.32	0.0023	46.19	18.79	0.085626	0.008563	11678
68.0	-26.51	0.0022	45.51	17.05	0.087338	0.008734	11449
70.0	-27.64	0.0017	44.90	15.36	0.094534	0.009453	10578
72.0	-29.50	0.0011	44.37	13.71	0.096076	0.009608	10408
74.0	-32.38	0.0006	43.90	12.10	0.078525	0.007852	12734
76.0	-35.08	0.0003	43.49	10.52	0.056228	0.005623	17784
78.0	-38.27	0.0001	43.14	8.97	0.037619	0.003762	26582
80.0	-39.54	0.0001	42.85	7.44	0.019328	0.001933	51737
82.0	-38.64	0.0001	42.61	5.93	0.009863	0.000986	101386
84.0	-37.66	0.0002	42.43	4.43	0.009959	0.000996	100415
86.0	-36.93	0.0002	42.30	2.95	0.009916	0.000992	100844
88.0	-36.89	0.0002	42.22	1.47	0.009844	0.000984	101582
90.0	-37.24	0.0002	42.20	0.00	0.009741	0.000974	102660

sitesafe

AT&T Mobility, LLC (Proposed)
Langley
ANDREW:SBNH-1D6565B Antenna Worksheet (240 Sector)

Maximum Permissible Exposure (MPE):				1000			
ERP (Watts):	1990	Height (feet):	145	Frequency (MHz):	1900	Downtilt (Degrees):	0.0

Depression Angle (degrees)	Relative dB	Relative Gain	Slant Distance (meters)	Dist From Structure (meters)	Power Density (µW/cm^2)	Percent of MPE	Times Below MPE
0.1	-0.02	0.9952	24176.59	24176.55	0.000114	0.000011	8808690
1.0	-0.21	0.9528	2417.78	2417.41	0.011351	0.001135	88095
2.0	-1.30	0.7413	1209.07	1208.34	0.045391	0.004539	22030
3.0	-3.39	0.4581	806.25	805.15	0.102079	0.010208	9796
4.0	-6.71	0.2133	604.91	603.43	0.180511	0.018051	5539
5.0	-12.04	0.0625	484.15	482.30	0.283091	0.028309	3532
6.0	-21.77	0.0067	403.68	401.47	0.388837	0.038884	2571
7.0	-36.15	0.0002	346.24	343.66	0.417059	0.041706	2397
8.0	-25.69	0.0027	303.19	300.24	0.345611	0.034561	2893
9.0	-27.37	0.0018	269.74	266.42	0.212553	0.021255	4704
10.0	-24.53	0.0035	243.00	239.31	0.082707	0.008271	12090
12.0	-16.23	0.0238	202.95	198.52	0.053608	0.005361	18654
14.0	-16.99	0.0200	174.42	169.24	0.072407	0.007241	13810
16.0	-25.49	0.0028	153.09	147.16	0.094322	0.009432	10601
18.0	-27.26	0.0019	136.55	129.87	0.117393	0.011739	8516
20.0	-36.40	0.0002	123.37	115.93	0.054851	0.005485	18231
22.0	-26.25	0.0024	112.64	104.44	0.033163	0.003316	30154
24.0	-23.25	0.0047	103.74	94.77	0.039367	0.003937	25402
26.0	-32.01	0.0006	96.26	86.51	0.044954	0.004495	22244
28.0	-31.09	0.0008	89.88	79.38	0.051263	0.005126	19507
30.0	-31.20	0.0008	84.39	73.09	0.276590	0.027659	3615
32.0	-23.35	0.0046	79.63	67.53	0.504153	0.050415	1983
34.0	-16.03	0.0249	75.46	62.58	0.557980	0.055798	1792
36.0	-13.77	0.0420	71.79	58.08	0.625925	0.062593	1597
38.0	-14.61	0.0346	68.54	54.01	0.683212	0.068321	1463
40.0	-17.95	0.0160	65.65	50.29	0.740952	0.074095	1349
42.0	-23.30	0.0047	63.06	46.86	0.785089	0.078509	1273
44.0	-30.04	0.0010	60.74	43.70	0.517202	0.051720	1933
46.0	-36.11	0.0002	58.66	40.75	0.209874	0.020987	4764
48.0	-40.44	0.0001	56.78	37.99	0.057551	0.005755	17375
50.0	-42.60	0.0001	55.08	35.41	0.015094	0.001509	66252
52.0	-39.63	0.0001	53.55	32.97	0.010527	0.001053	94993
54.0	-35.99	0.0003	52.16	30.66	0.012995	0.001299	76954
56.0	-34.90	0.0003	50.90	28.46	0.022956	0.002296	43562
58.0	-34.13	0.0004	49.76	26.37	0.042307	0.004231	23636
60.0	-31.69	0.0007	48.72	24.36	0.063493	0.006349	15749
62.0	-29.04	0.0012	47.79	22.44	0.085601	0.008560	11682
64.0	-27.32	0.0019	46.95	20.58	0.088444	0.008844	11306
66.0	-26.32	0.0023	46.19	18.79	0.090703	0.009070	11024
68.0	-26.51	0.0022	45.51	17.05	0.092740	0.009274	10782
70.0	-27.64	0.0017	44.90	15.36	0.088823	0.008882	11258
72.0	-29.50	0.0011	44.37	13.71	0.090111	0.009011	11097
74.0	-32.38	0.0006	43.90	12.10	0.083765	0.008377	11938
76.0	-35.08	0.0003	43.49	10.52	0.060019	0.006002	16661
78.0	-38.27	0.0001	43.14	8.97	0.035260	0.003526	28360
80.0	-39.54	0.0001	42.85	7.44	0.020597	0.002060	48550
82.0	-38.64	0.0001	42.61	5.93	0.009271	0.000927	107864
84.0	-37.66	0.0002	42.43	4.43	0.009377	0.000938	106640
86.0	-36.93	0.0002	42.30	2.95	0.009352	0.000935	106933
88.0	-36.89	0.0002	42.22	1.47	0.009317	0.000932	107331
90.0	-37.24	0.0002	42.20	0.00	0.009258	0.000926	108017

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AT&T Mobility, LLC (Proposed)
Langley
ANDREW:SBNH-1D6565B Antenna Worksheet (240 Sector)

Maximum Permissible Exposure (MPE): 1000

ERP (Watts):	1990	Height (feet):	145	Frequency (MHz):	1900	Downtilt (Degrees):	0.0

Depression Angle (degrees)	Relative dB	Relative Gain	Slant Distance (meters)	Dist From Structure (meters)	Power Density (µW/cm^2)	Percent of MPE	Times Below MPE
0.1	-0.02	0.9952	24176.59	24176.55	0.000114	0.000011	8808690
1.0	-0.21	0.9528	2417.78	2417.41	0.011351	0.001135	88095
2.0	-1.30	0.7413	1209.07	1208.34	0.045391	0.004539	22030
3.0	-3.39	0.4581	806.25	805.15	0.102079	0.010208	9796
4.0	-6.71	0.2133	604.91	603.43	0.180511	0.018051	5539
5.0	-12.04	0.0625	484.15	482.30	0.283091	0.028309	3532
6.0	-21.77	0.0067	403.68	401.47	0.388837	0.038884	2571
7.0	-36.15	0.0002	346.24	343.66	0.417059	0.041706	2397
8.0	-25.69	0.0027	303.19	300.24	0.345611	0.034561	2893
9.0	-27.37	0.0018	269.74	266.42	0.212553	0.021255	4704
10.0	-24.53	0.0035	243.00	239.31	0.082707	0.008271	12090
12.0	-16.23	0.0238	202.95	198.52	0.053606	0.005361	18654
14.0	-16.99	0.0200	174.42	169.24	0.072407	0.007241	13810
16.0	-25.49	0.0028	153.09	147.16	0.094322	0.009432	10601
18.0	-27.26	0.0019	136.55	129.87	0.117393	0.011739	8518
20.0	-36.40	0.0002	123.37	115.93	0.054851	0.005485	18231
22.0	-26.25	0.0024	112.64	104.44	0.033163	0.003316	30154
24.0	-23.25	0.0047	103.74	94.77	0.039367	0.003937	25402
26.0	-32.01	0.0006	96.26	86.51	0.044954	0.004495	22244
28.0	-31.09	0.0008	89.88	79.38	0.051263	0.005126	19507
30.0	-31.20	0.0008	84.39	73.09	0.276590	0.027659	3615
32.0	-23.35	0.0046	79.63	67.53	0.504153	0.050415	1983
34.0	-16.03	0.0249	75.46	62.56	0.557980	0.055798	1792
36.0	-13.77	0.0420	71.79	58.08	0.625925	0.062593	1597
38.0	-14.61	0.0346	68.54	54.01	0.683212	0.068321	1463
40.0	-17.95	0.0160	65.65	50.29	0.740952	0.074095	1349
42.0	-23.30	0.0047	63.06	46.86	0.785089	0.078509	1273
44.0	-30.04	0.0010	60.74	43.70	0.517202	0.051720	1933
46.0	-36.11	0.0002	58.66	40.75	0.209874	0.020987	4764
48.0	-40.44	0.0001	56.78	37.99	0.057551	0.005755	17375
50.0	-42.60	0.0001	55.08	35.41	0.015094	0.001509	66252
52.0	-39.63	0.0001	53.55	32.97	0.010527	0.001053	94993
54.0	-35.99	0.0003	52.16	30.66	0.012995	0.001299	76954
56.0	-34.90	0.0003	50.90	28.46	0.022956	0.002296	43562
58.0	-34.13	0.0004	49.76	26.37	0.042307	0.004231	23636
60.0	-31.69	0.0007	48.72	24.36	0.063493	0.006349	15749
62.0	-29.04	0.0012	47.79	22.44	0.085601	0.008560	11682
64.0	-27.32	0.0019	46.95	20.58	0.088444	0.008844	11306
66.0	-26.32	0.0023	46.19	18.79	0.090703	0.009070	11024
68.0	-26.51	0.0022	45.51	17.05	0.092740	0.009274	10782
70.0	-27.64	0.0017	44.90	15.36	0.088823	0.008882	11258
72.0	-29.50	0.0011	44.37	13.71	0.090111	0.009011	11097
74.0	-32.38	0.0006	43.90	12.10	0.083765	0.008377	11938
76.0	-35.08	0.0003	43.49	10.52	0.060019	0.006002	16661
78.0	-38.27	0.0001	43.14	8.97	0.035260	0.003526	28360
80.0	-39.54	0.0001	42.85	7.44	0.020597	0.002060	48550
82.0	-38.64	0.0001	42.61	5.93	0.009271	0.000927	107864
84.0	-37.66	0.0002	42.43	4.43	0.009377	0.000938	106640
86.0	-36.93	0.0002	42.30	2.95	0.009352	0.000935	106933
88.0	-36.89	0.0002	42.22	1.47	0.009317	0.000932	107331
90.0	-37.24	0.0002	42.20	0.00	0.009258	0.000926	108017

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AT&T Mobility, LLC (Proposed)
Langley
Ericsson:KRC 118 056-2 Antenna Worksheet (0 Sector)

Maximum Permissible Exposure (MPE): 491.33

ERP (Watts):	1995	Height (feet):	145	Frequency (MHz):	737	Downtilt (Degrees):	2.0

Depression Angle (degrees)	Relative dB	Relative Gain	Slant Distance (meters)	Dist From Structure (meters)	Power Density (µW/cm^2)	Percent of MPE	Times Below MPE
0.1	-1.36	0.7308	24176.59	24176.55	0.000114	0.000023	4317156
1.0	-0.84	0.8241	2417.78	2417.41	0.011380	0.002316	43175
2.0	-0.41	0.9099	1209.07	1208.34	0.045505	0.009262	10797
3.0	-0.13	0.9705	806.25	805.15	0.102335	0.020828	4801
4.0	0.00	1.0000	604.91	603.43	0.181800	0.037001	2702
5.0	-0.01	0.9977	484.15	482.30	0.283802	0.057762	1731
6.0	-0.17	0.9616	403.68	401.47	0.408219	0.083084	1203
7.0	-0.49	0.8933	346.24	343.66	0.554898	0.112937	885
8.0	-0.97	0.7998	303.19	300.24	0.720335	0.146608	682
9.0	-1.62	0.6887	269.74	266.42	0.913951	0.186015	537
10.0	-2.47	0.5662	243.00	239.31	1.123433	0.228650	437
12.0	-4.89	0.3243	202.95	198.52	1.450519	0.295221	338
14.0	-8.61	0.1377	174.42	169.24	1.535830	0.312584	319
16.0	-14.64	0.0344	153.09	147.16	1.311006	0.266826	374
18.0	-22.43	0.0057	136.55	129.87	0.860772	0.175191	570
20.0	-17.37	0.0183	123.37	115.93	0.381009	0.077546	1289
22.0	-14.31	0.0371	112.64	104.44	0.263067	0.053542	1867
24.0	-13.77	0.0420	103.74	94.77	0.309422	0.062976	1587
26.0	-14.98	0.0318	96.26	86.51	0.358461	0.072957	1370
28.0	-18.07	0.0156	89.88	79.36	0.409912	0.083429	1198
30.0	-24.68	0.0034	84.39	73.09	0.424958	0.086491	1156
32.0	-37.45	0.0002	79.63	67.53	0.302996	0.061668	1621
34.0	-22.70	0.0054	75.46	62.56	0.338298	0.068853	1452
36.0	-18.25	0.0150	71.79	58.08	0.434212	0.088374	1131
38.0	-16.22	0.0239	68.54	54.01	0.474363	0.096546	1035
40.0	-15.51	0.0281	65.65	50.29	0.514764	0.104769	954
42.0	-15.86	0.0259	63.06	46.86	0.555242	0.113007	884
44.0	-17.29	0.0187	60.74	43.70	0.595416	0.121184	825
46.0	-20.06	0.0099	58.66	40.75	0.628418	0.127901	781
48.0	-25.11	0.0031	56.78	37.99	0.552294	0.112407	889
50.0	-37.28	0.0002	55.08	35.41	0.374800	0.076282	1310
52.0	-31.04	0.0008	53.55	32.97	0.176179	0.035857	2788
54.0	-24.94	0.0032	52.16	30.66	0.236400	0.048114	2078
56.0	-22.34	0.0058	50.90	28.46	0.283458	0.057692	1733
58.0	-21.04	0.0079	49.76	26.37	0.310474	0.063190	1582
60.0	-20.40	0.0091	48.72	24.36	0.321667	0.065468	1527
62.0	-20.16	0.0096	47.79	22.44	0.332102	0.067592	1479
64.0	-20.25	0.0094	46.95	20.58	0.341811	0.069568	1437
66.0	-20.69	0.0085	46.19	18.79	0.350662	0.071369	1401
68.0	-21.53	0.0070	45.51	17.05	0.358609	0.072987	1370
70.0	-22.76	0.0053	44.90	15.36	0.345572	0.070334	1421
72.0	-24.27	0.0037	44.37	13.71	0.305731	0.062225	1607
74.0	-25.81	0.0026	43.90	12.10	0.247292	0.050331	1986
76.0	-27.07	0.0020	43.49	10.52	0.184880	0.037628	2657
78.0	-27.87	0.0016	43.14	8.97	0.132859	0.027040	3698
80.0	-28.42	0.0014	42.85	7.44	0.097749	0.019895	5026
82.0	-29.13	0.0012	42.61	5.93	0.078437	0.015964	6264
84.0	-30.29	0.0009	42.43	4.43	0.068473	0.013936	7175
86.0	-31.79	0.0007	42.30	2.95	0.060282	0.012269	8150
88.0	-32.83	0.0005	42.22	1.47	0.049265	0.010027	9973
90.0	-32.80	0.0005	42.20	0.00	0.036101	0.007348	13609

sitesafe

AT&T Mobility, LLC (Proposed)
Langley
Ericsson:KRC 118 056-8 Antenna Worksheet (0 Sector)

Maximum Permissible Exposure (MPE): 491.33

ERP (Watts):	1995	Height (feet):	145	Frequency (MHz):	737	Downtilt (Degrees):	2.0

Depression Angle (degrees)	Relative dB	Relative Gain	Slant Distance (meters)	Dist From Structure (meters)	Power Density (µW/cm^2)	Percent of MPE	Times Below MPE
0.1	-9.05	0.1245	24176.59	24176.55	0.000059	0.000012	8264570
1.0	-7.25	0.1884	2417.78	2417.41	0.007099	0.001445	69214
2.0	-5.60	0.2754	1209.07	1208.34	0.033412	0.006800	14705
3.0	-4.23	0.3776	806.25	805.15	0.085221	0.017345	5765
4.0	-3.09	0.4909	604.91	603.43	0.176638	0.035951	2781
5.0	-2.17	0.6067	484.15	482.30	0.283694	0.057740	1731
6.0	-1.42	0.7211	403.68	401.47	0.408219	0.083084	1203
7.0	-0.84	0.8241	346.24	343.66	0.554898	0.112937	885
8.0	-0.41	0.9099	303.19	300.24	0.723660	0.147285	678
9.0	-0.13	0.9705	269.74	266.42	0.914301	0.186086	537
10.0	0.00	1.0000	243.00	239.31	1.126587	0.229292	436
12.0	-0.17	0.9616	202.95	198.52	1.611201	0.327924	304
14.0	-0.97	0.7998	174.42	169.24	1.878195	0.382265	261
16.0	-2.47	0.5662	153.09	147.16	2.146496	0.436872	228
18.0	-4.89	0.3243	136.55	129.87	2.416773	0.491881	203
20.0	-8.61	0.1377	123.37	115.93	2.689716	0.547432	182
22.0	-14.64	0.0344	112.64	104.44	2.421471	0.492837	202
24.0	-22.43	0.0057	103.74	94.77	1.491248	0.303510	329
26.0	-17.37	0.0183	96.26	86.51	0.625916	0.127391	784
28.0	-14.31	0.0371	89.88	79.36	0.413176	0.084093	1189
30.0	-13.77	0.0420	84.39	73.09	0.467590	0.095167	1050
32.0	-14.98	0.0318	79.63	67.53	0.523814	0.106611	937
34.0	-18.07	0.0156	75.46	62.56	0.581561	0.118364	844
36.0	-24.68	0.0034	71.79	58.08	0.587277	0.119527	836
38.0	-37.45	0.0002	68.54	54.01	0.408980	0.083239	1201
40.0	-22.70	0.0054	65.65	50.29	0.447004	0.090978	1099
42.0	-18.25	0.0150	63.06	46.86	0.562712	0.114528	873
44.0	-16.22	0.0239	60.74	43.70	0.603906	0.122912	813
46.0	-15.51	0.0281	58.66	40.75	0.644676	0.131209	762
48.0	-15.86	0.0259	56.78	37.99	0.684868	0.139390	717
50.0	-17.29	0.0187	55.08	35.41	0.724079	0.147370	678
52.0	-20.06	0.0099	53.55	32.97	0.754128	0.153486	651
54.0	-25.11	0.0031	52.16	30.66	0.654543	0.133218	750
56.0	-37.28	0.0002	50.90	28.46	0.438975	0.089344	1119
58.0	-31.04	0.0008	49.76	26.37	0.204048	0.041529	2407
60.0	-24.94	0.0032	48.72	24.36	0.270890	0.055134	1813
62.0	-22.34	0.0058	47.79	22.44	0.321521	0.065439	1528
64.0	-21.04	0.0079	46.95	20.58	0.348743	0.070979	1408
66.0	-20.40	0.0091	46.19	18.79	0.357936	0.072850	1372
68.0	-20.16	0.0096	45.51	17.05	0.366213	0.074534	1341
70.0	-20.25	0.0094	44.90	15.36	0.373627	0.076043	1315
72.0	-20.69	0.0085	44.37	13.71	0.380050	0.077351	1292
74.0	-21.53	0.0070	43.90	12.10	0.385455	0.078451	1274
76.0	-22.76	0.0053	43.49	10.52	0.368447	0.074989	1333
78.0	-24.27	0.0037	43.14	8.97	0.323396	0.065820	1519
80.0	-25.81	0.0026	42.85	7.44	0.259555	0.052827	1892
82.0	-27.07	0.0020	42.61	5.93	0.192569	0.039193	2551
84.0	-27.87	0.0016	42.43	4.43	0.137344	0.027953	3577
86.0	-28.42	0.0014	42.30	2.95	0.100298	0.020413	4898
88.0	-29.13	0.0012	42.22	1.47	0.079888	0.016260	6150
90.0	-30.29	0.0009	42.20	0.00	0.069230	0.014090	7097

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AT&T Mobility, LLC (Proposed)
Langley
Ericsson:KRC 118 056-2 Antenna Worksheet (120 Sector)

Maximum Permissible Exposure (MPE): 491.33

ERP (Watts):	1995	Height (feet):	145	Frequency (MHz):	737	Downtilt (Degrees):	2.0

Depression Angle (degrees)	Relative dB	Relative Gain	Slant Distance (meters)	Dist From Structure (meters)	Power Density (µW/cm^2)	Percent of MPE	Times Below MPE
0.1	-1.36	0.7308	24176.59	24176.55	0.000114	0.000023	4317156
1.0	-0.84	0.8241	2417.78	2417.41	0.011380	0.002316	43175
2.0	-0.41	0.9099	1209.07	1208.34	0.045505	0.009262	10797
3.0	-0.13	0.9705	806.25	805.15	0.102335	0.020828	4801
4.0	0.00	1.0000	604.91	603.43	0.181800	0.037001	2702
5.0	-0.01	0.9977	484.15	482.30	0.283802	0.057762	1731
6.0	-0.17	0.9616	403.68	401.47	0.408219	0.083084	1203
7.0	-0.49	0.8933	346.24	343.66	0.554898	0.112937	885
8.0	-0.97	0.7998	303.19	300.24	0.720335	0.146608	682
9.0	-1.62	0.6887	269.74	266.42	0.913951	0.186015	537
10.0	-2.47	0.5662	243.00	239.31	1.124149	0.228796	437
12.0	-4.89	0.3243	202.95	198.52	1.450519	0.295221	338
14.0	-8.61	0.1377	174.42	169.24	1.535830	0.312584	319
16.0	-14.64	0.0344	153.09	147.16	1.314519	0.267541	373
18.0	-22.43	0.0057	136.55	129.87	0.860772	0.175191	570
20.0	-17.37	0.0183	123.37	115.93	0.382566	0.077863	1284
22.0	-14.31	0.0371	112.64	104.44	0.263067	0.053542	1867
24.0	-13.77	0.0420	103.74	94.77	0.311083	0.063314	1579
26.0	-14.98	0.0318	96.26	86.51	0.358461	0.072957	1370
28.0	-18.07	0.0156	89.88	79.36	0.409912	0.083429	1198
30.0	-24.68	0.0034	84.39	73.09	0.424958	0.086491	1156
32.0	-37.45	0.0002	79.63	67.53	0.302996	0.061668	1621
34.0	-22.70	0.0054	75.46	62.56	0.338299	0.068853	1452
36.0	-18.25	0.0150	71.79	58.08	0.438549	0.089257	1120
38.0	-16.22	0.0239	68.54	54.01	0.479529	0.097597	1024
40.0	-15.51	0.0281	65.65	50.29	0.520835	0.106004	943
42.0	-15.86	0.0259	63.06	46.86	0.562291	0.114442	873
44.0	-17.29	0.0187	60.74	43.70	0.595416	0.121184	825
46.0	-20.06	0.0099	58.66	40.75	0.628418	0.127901	781
48.0	-25.11	0.0031	56.78	37.99	0.552294	0.112407	889
50.0	-37.28	0.0002	55.08	35.41	0.380818	0.077507	1290
52.0	-31.04	0.0008	53.55	32.97	0.176179	0.035857	2788
54.0	-24.94	0.0032	52.16	30.66	0.236400	0.048114	2078
56.0	-22.34	0.0058	50.90	28.46	0.283458	0.057692	1733
58.0	-21.04	0.0079	49.76	26.37	0.310474	0.063190	1582
60.0	-20.40	0.0091	48.72	24.36	0.321667	0.065468	1527
62.0	-20.16	0.0096	47.79	22.44	0.339159	0.069028	1448
64.0	-20.25	0.0094	46.95	20.58	0.349297	0.071092	1406
66.0	-20.69	0.0085	46.19	18.79	0.358616	0.072988	1370
68.0	-21.53	0.0070	45.51	17.05	0.366977	0.074690	1338
70.0	-22.76	0.0053	44.90	15.36	0.345572	0.070334	1421
72.0	-24.27	0.0037	44.37	13.71	0.305731	0.062225	1607
74.0	-25.81	0.0026	43.90	12.10	0.253578	0.051610	1937
76.0	-27.07	0.0020	43.49	10.52	0.189677	0.038604	2590
78.0	-27.87	0.0016	43.14	8.97	0.132859	0.027040	3698
80.0	-28.42	0.0014	42.85	7.44	0.100362	0.020426	4895
82.0	-29.13	0.0012	42.61	5.93	0.078437	0.015964	6264
84.0	-30.29	0.0009	42.43	4.43	0.068473	0.013936	7175
86.0	-31.79	0.0007	42.30	2.95	0.060282	0.012269	8150
88.0	-32.83	0.0005	42.22	1.47	0.049265	0.010027	9973
90.0	-32.80	0.0005	42.20	0.00	0.036101	0.007348	13609

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AT&T Mobility, LLC (Proposed)
Langley
Ericsson:KRC 118 056-8 Antenna Worksheet (120 Sector)

Maximum Permissible Exposure (MPE): 491.33

ERP (Watts):	1995	Height (feet):	145	Frequency (MHz):	737	Downtilt (Degrees):	2.0

Depression Angle (degrees)	Relative dB	Relative Gain	Slant Distance (meters)	Dist From Structure (meters)	Power Density (µW/cm^2)	Percent of MPE	Times Below MPE
0.1	-9.05	0.1245	24176.59	24176.55	0.000059	0.000012	8284569
1.0	-7.25	0.1884	2417.78	2417.41	0.007111	0.001447	69091
2.0	-5.60	0.2754	1209.07	1208.34	0.033412	0.006800	14705
3.0	-4.23	0.3776	806.25	805.15	0.085221	0.017345	5765
4.0	-3.09	0.4909	604.91	603.43	0.176638	0.035951	2781
5.0	-2.17	0.6067	484.15	482.30	0.283694	0.057740	1731
6.0	-1.42	0.7211	403.68	401.47	0.408219	0.083084	1203
7.0	-0.84	0.8241	346.24	343.66	0.554898	0.112937	885
8.0	-0.41	0.9099	303.19	300.24	0.723660	0.147285	678
9.0	-0.13	0.9705	269.74	266.42	0.914301	0.186086	537
10.0	0.00	1.0000	243.00	239.31	1.126587	0.229292	436
12.0	-0.17	0.9616	202.95	198.52	1.611201	0.327924	304
14.0	-0.97	0.7998	174.42	169.24	1.878195	0.382265	261
16.0	-2.47	0.5662	153.09	147.16	2.146496	0.436872	228
18.0	-4.89	0.3243	136.55	129.87	2.416773	0.491881	203
20.0	-8.61	0.1377	123.37	115.93	2.689716	0.547432	182
22.0	-14.64	0.0344	112.64	104.44	2.421471	0.492837	202
24.0	-22.43	0.0057	103.74	94.77	1.496388	0.304557	328
26.0	-17.37	0.0183	96.26	86.51	0.625916	0.127391	784
28.0	-14.31	0.0371	89.88	79.36	0.413176	0.084093	1189
30.0	-13.77	0.0420	84.39	73.09	0.467590	0.095167	1050
32.0	-14.98	0.0318	79.63	67.53	0.523815	0.106611	937
34.0	-18.07	0.0156	75.46	62.56	0.581561	0.118364	844
36.0	-24.68	0.0034	71.79	58.08	0.591710	0.120429	830
38.0	-37.45	0.0002	68.54	54.01	0.412382	0.083931	1191
40.0	-22.70	0.0054	65.65	50.29	0.451067	0.091805	1089
42.0	-18.25	0.0150	63.06	46.86	0.568333	0.115672	864
44.0	-16.22	0.0239	60.74	43.70	0.603906	0.122912	813
46.0	-15.51	0.0281	58.66	40.75	0.644676	0.131209	762
48.0	-15.86	0.0259	56.78	37.99	0.684868	0.139390	717
50.0	-17.29	0.0187	55.08	35.41	0.733926	0.149374	669
52.0	-20.06	0.0099	53.55	32.97	0.754128	0.153486	651
54.0	-25.11	0.0031	52.16	30.66	0.654543	0.133218	750
56.0	-37.28	0.0002	50.90	28.46	0.438975	0.089344	1119
58.0	-31.04	0.0008	49.76	26.37	0.204048	0.041529	2407
60.0	-24.94	0.0032	48.72	24.36	0.270890	0.055134	1813
62.0	-22.34	0.0058	47.79	22.44	0.327518	0.066659	1500
64.0	-21.04	0.0079	46.95	20.58	0.355563	0.072367	1381
66.0	-20.40	0.0091	46.19	18.79	0.365216	0.074332	1345
68.0	-20.16	0.0096	45.51	17.05	0.373995	0.076118	1313
70.0	-20.25	0.0094	44.90	15.36	0.373627	0.076043	1315
72.0	-20.69	0.0085	44.37	13.71	0.380050	0.077351	1292
74.0	-21.53	0.0070	43.90	12.10	0.394449	0.080281	1245
76.0	-22.76	0.0053	43.49	10.52	0.377333	0.076798	1302
78.0	-24.27	0.0037	43.14	6.97	0.323396	0.065820	1519
80.0	-25.81	0.0026	42.85	7.44	0.266153	0.054170	1846
82.0	-27.07	0.0020	42.61	5.93	0.192569	0.039193	2551
84.0	-27.87	0.0016	42.43	4.43	0.137344	0.027953	3577
86.0	-28.42	0.0014	42.30	2.95	0.100298	0.020413	4898
88.0	-29.13	0.0012	42.22	1.47	0.079888	0.016260	6150
90.0	-30.29	0.0009	42.20	0.00	0.069230	0.014090	7097

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AT&T Mobility, LLC (Proposed)
Langley
Ericsson:KRC 118 056-2 Antenna Worksheet (240 Sector)

Maximum Permissible Exposure (MPE):				491.33			
ERP (Watts):	1995	Height (feet):	145	Frequency (MHz):	737	Downtilt (Degrees):	2.0

Depression Angle (degrees)	Relative dB	Relative Gain	Slant Distance (meters)	Dist From Structure (meters)	Power Density (µW/cm^2)	Percent of MPE	Times Below MPE
0.1	-1.36	0.7308	24176.59	24176.55	0.000114	0.000023	4317156
1.0	-0.84	0.8241	2417.78	2417.41	0.011380	0.002316	43175
2.0	-0.41	0.9099	1209.07	1208.34	0.045505	0.009262	10797
3.0	-0.13	0.9705	806.25	805.15	0.102335	0.020828	4801
4.0	0.00	1.0000	604.91	603.43	0.181800	0.037001	2702
5.0	-0.01	0.9977	484.15	482.30	0.283802	0.057762	1731
6.0	-0.17	0.9616	403.68	401.47	0.408219	0.083084	1203
7.0	-0.49	0.8933	346.24	343.66	0.554898	0.112937	885
8.0	-0.97	0.7998	303.19	300.24	0.723660	0.147285	678
9.0	-1.62	0.6887	269.74	266.42	0.914301	0.186086	537
10.0	-2.47	0.5662	243.00	239.31	1.123433	0.228650	437
12.0	-4.89	0.3243	202.95	198.52	1.452369	0.295597	338
14.0	-8.61	0.1377	174.42	169.24	1.539160	0.313262	319
16.0	-14.64	0.0344	153.09	147.16	1.311006	0.266826	374
18.0	-22.43	0.0057	136.55	129.87	0.863739	0.175795	568
20.0	-17.37	0.0183	123.37	115.93	0.381009	0.077546	1289
22.0	-14.31	0.0371	112.64	104.44	0.264311	0.053795	1858
24.0	-13.77	0.0420	103.74	94.77	0.309422	0.062976	1587
26.0	-14.98	0.0318	96.26	86.51	0.360661	0.073404	1362
28.0	-18.07	0.0156	89.88	79.36	0.412690	0.083994	1190
30.0	-24.68	0.0034	84.39	73.09	0.428165	0.087143	1147
32.0	-37.45	0.0002	79.83	67.53	0.305517	0.062181	1608
34.0	-22.70	0.0054	75.46	62.56	0.341373	0.069479	1439
36.0	-18.25	0.0150	71.79	58.08	0.434212	0.088374	1131
38.0	-16.22	0.0239	68.54	54.01	0.474363	0.096546	1035
40.0	-15.51	0.0281	65.65	50.29	0.514764	0.104769	954
42.0	-15.86	0.0259	63.06	46.86	0.555242	0.113007	884
44.0	-17.29	0.0187	60.74	43.70	0.603513	0.122832	814
46.0	-20.06	0.0099	58.66	40.75	0.637452	0.129739	770
48.0	-25.11	0.0031	56.78	37.99	0.560733	0.114125	876
50.0	-37.28	0.0002	55.08	35.41	0.374800	0.076282	1310
52.0	-31.04	0.0008	53.55	32.97	0.179168	0.036466	2742
54.0	-24.94	0.0032	52.16	30.66	0.240594	0.048958	2042
56.0	-22.34	0.0058	50.90	28.46	0.288744	0.058767	1701
58.0	-21.04	0.0079	49.76	26.37	0.316547	0.064426	1552
60.0	-20.40	0.0091	48.72	24.36	0.328209	0.066800	1497
62.0	-20.16	0.0096	47.79	22.44	0.332102	0.067592	1479
64.0	-20.25	0.0094	46.95	20.58	0.341811	0.069568	1437
66.0	-20.69	0.0085	46.19	18.79	0.350662	0.071369	1401
68.0	-21.53	0.0070	45.51	17.05	0.358609	0.072987	1370
70.0	-22.76	0.0053	44.90	15.36	0.353906	0.072030	1388
72.0	-24.27	0.0037	44.37	13.71	0.313303	0.063766	1568
74.0	-25.81	0.0026	43.90	12.10	0.247292	0.050331	1986
76.0	-27.07	0.0020	43.49	10.52	0.184880	0.037628	2657
78.0	-27.87	0.0016	43.14	8.97	0.136375	0.027756	3602
80.0	-28.42	0.0014	42.85	7.44	0.097749	0.019895	5026
82.0	-29.13	0.0012	42.61	5.93	0.080543	0.016393	6100
84.0	-30.29	0.0009	42.43	4.43	0.070321	0.014312	6986
86.0	-31.79	0.0007	42.30	2.95	0.061909	0.012600	7936
88.0	-32.83	0.0005	42.22	1.47	0.050595	0.010297	9711
90.0	-32.80	0.0005	42.20	0.00	0.037080	0.007547	13250

sitesafe
RF compliance experts

AT&T Mobility, LLC (Proposed)
Langley
Ericsson:KRC 118 055-1 Antenna Worksheet (240 Sector)

Maximum Permissible Exposure (MPE): 491.33

ERP (Watts):	1995	Height (feet):	145	Frequency (MHz):	737	Downtilt (Degrees):	2.0

Depression Angle (degrees)	Relative dB	Relative Gain	Slant Distance (meters)	Dist From Structure (meters)	Power Density (µW/cm^2)	Percent of MPE	Times Below MPE
0.1	-0.80	0.8323	24176.59	24176.55	0.000114	0.000023	4317156
1.0	-0.41	0.9099	2417.78	2417.41	0.011380	0.002316	43175
2.0	-0.13	0.9705	1209.07	1208.34	0.045505	0.009262	10797
3.0	0.00	1.0000	806.25	805.15	0.102335	0.020828	4801
4.0	-0.01	0.9977	604.91	603.43	0.181800	0.037001	2702
5.0	-0.17	0.9616	484.15	482.30	0.283802	0.057762	1731
6.0	-0.49	0.8933	403.68	401.47	0.406219	0.083084	1203
7.0	-0.97	0.7998	346.24	343.66	0.554898	0.112937	885
8.0	-1.62	0.6887	303.19	300.24	0.723660	0.147285	678
9.0	-2.47	0.5662	269.74	266.42	0.912322	0.185683	538
10.0	-3.55	0.4416	243.00	239.31	1.084742	0.220775	452
12.0	-6.54	0.2218	202.95	198.52	1.308914	0.266400	375
14.0	-11.23	0.0753	174.42	169.24	1.279930	0.260501	383
16.0	-19.04	0.0125	153.09	147.16	0.979987	0.199455	501
18.0	-20.32	0.0093	136.55	129.87	0.551304	0.112206	891
20.0	-15.43	0.0286	123.37	115.93	0.219511	0.044677	2238
22.0	-13.80	0.0417	112.64	104.44	0.264111	0.053754	1860
24.0	-14.17	0.0383	103.74	94.77	0.309027	0.062896	1589
26.0	-16.25	0.0237	96.26	86.51	0.360243	0.073319	1363
28.0	-20.68	0.0086	89.88	79.36	0.412208	0.083896	1191
30.0	-32.26	0.0006	84.39	73.09	0.358735	0.073013	1369
32.0	-27.16	0.0019	79.63	67.53	0.257599	0.052429	1907
34.0	-20.03	0.0099	75.46	62.56	0.379036	0.077144	1296
36.0	-17.03	0.0198	71.79	58.08	0.433295	0.088188	1133
38.0	-15.73	0.0267	68.54	54.01	0.473298	0.096329	1038
40.0	-15.56	0.0278	65.65	50.29	0.513606	0.104533	956
42.0	-16.43	0.0228	63.06	46.86	0.553849	0.112724	887
44.0	-18.47	0.0142	60.74	43.70	0.602304	0.122586	815
46.0	-22.18	0.0061	58.66	40.75	0.595922	0.121287	824
48.0	-29.49	0.0011	56.78	37.99	0.464135	0.094464	1058
50.0	-38.45	0.0001	55.08	35.41	0.264619	0.053857	1856
52.0	-27.25	0.0019	53.55	32.97	0.203537	0.041426	2413
54.0	-23.40	0.0046	52.16	30.66	0.260578	0.053035	1885
56.0	-21.58	0.0070	50.90	28.46	0.298145	0.060681	1647
58.0	-20.66	0.0086	49.76	26.37	0.315654	0.064244	1556
60.0	-20.24	0.0095	48.72	24.36	0.327244	0.066603	1501
62.0	-20.16	0.0096	47.79	22.44	0.331002	0.067368	1484
64.0	-20.42	0.0091	46.95	20.58	0.340639	0.069329	1442
66.0	-21.06	0.0078	46.19	18.79	0.349374	0.071107	1406
68.0	-22.10	0.0062	45.51	17.05	0.350376	0.071311	1402
70.0	-23.49	0.0045	44.90	15.36	0.332602	0.067694	1477
72.0	-25.05	0.0031	44.37	13.71	0.281954	0.057386	1742
74.0	-26.49	0.0022	43.90	12.10	0.213434	0.043440	2302
76.0	-27.52	0.0018	43.49	10.52	0.155456	0.031640	3160
78.0	-28.15	0.0015	43.14	8.97	0.115201	0.023447	4265
80.0	-28.73	0.0013	42.85	7.44	0.085857	0.017474	5722
82.0	-29.64	0.0011	42.61	5.93	0.074364	0.015135	6607
84.0	-31.04	0.0008	42.43	4.43	0.066067	0.013446	7436
86.0	-32.44	0.0006	42.30	2.95	0.056537	0.011507	8690
88.0	-32.93	0.0005	42.22	1.47	0.043760	0.008906	11227
90.0	-32.56	0.0006	42.20	0.00	0.031378	0.006386	15658

sitesafe

www.gately.com

March 21, 2014

City of Hampton
Hampton Police Division
Attention: Capt. Susan Canny
40 Lincoln Street
Hampton, VA 23669

RE: NF465 B Langley – 57 Tidemill Lane
Intermod Study Review- Site Collation Study 3-5-2014
Beacon Tower, LLC on behalf of AT&T Mobility, LLC

Dear Captain Canny,

We have reviewed the site collation study submitted by Sitesafe, Inc. We did not find any potential issues with the frequencies currently in service for the City of Hampton Public Safety radio system or the ORION repeaters located on Hampton City.

The city may ultimately need to expand their system in the future with frequencies in the Public Safety 700MHz Plan. Although the 700MHz bands are different if that does occur their might need to be another review.

The city does not currently have any licenses for LTE (Long Term Evolution) systems so this would not be applicable.

The document does not show any mathematical calculations which the end user frequencies represented to be detrimental to any of the current frequencies which the City of Hampton is using for its Public Safety radio system.

Please so not hesitate to contact me if you have any questions

Sincerely,

Joseph R. Gately

Joseph R. Gately
Gately Communication Company

cc: Bill Agee

Corporate Office: 501 Industry Drive • Hampton, VA 23661 • 757-826-8210 • Fax: 757-826-7213
913 Executive Court, Ste 106 • Chesapeake, VA 23320 • 757-547-5723 • Fax: 757-548-9313
320 West Lake Dr. • Kill Devil Hills, NC 27948 • 252-441-2066 • Fax: 252-441-0913
3928 Hwy 11 North • Kinston, NC 28501 • 252-522-5500 • Fax: 252-558-4860

BEACON TOWERS

"Leading the Way"

September 23, 2013

City of Hampton
Community Development Dept., Planning Division
22 Lincoln Street, 5th Floor
Hampton, VA 23669

Re: Beacon Towers - Site Name: Langley- Communication Facility Application - Lack of Collocation Opportunities Letter

To Whom It May Concern:

Please accept this letter as our response to Section (a)(iv) of the City of Hampton Communication Towers Ordinance:

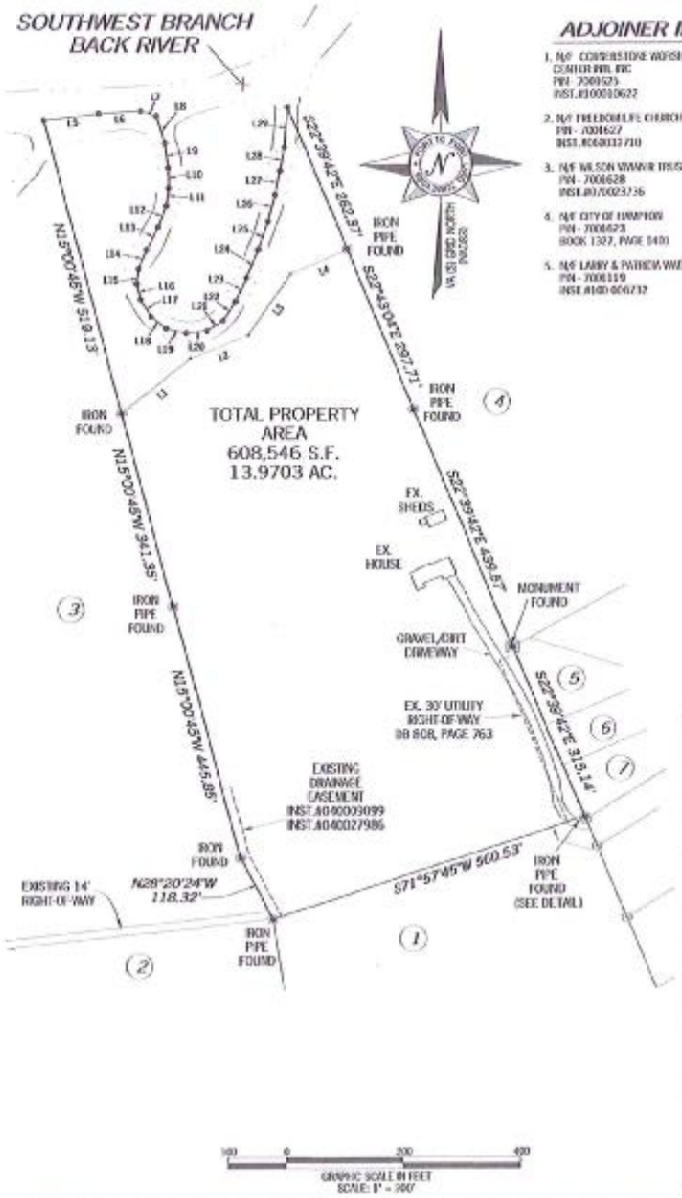
Beacon Towers conducted extensive site acquisition efforts to determine if collocation on an existing tower or other structure would be possible, and no adequate structure could be found. There are no structures in the area that could provide the required mounting heights and support the load of the antennas, lines, and related apparatus needed for AT&T and T-Mobile to deploy their GSM and UMTS equipment. Beacon Towers considered all publicly owned sites, and available privately owned sites occupied by a compatible use, and have demonstrated that these sites and/or locations are unsuitable for operation of the facility under applicable state and federal communications regulations and Beacon Towers', T-Mobile's and AT&T's technical design requirements.

If you have any questions regarding this determination, please do not hesitate to contact me at (843) 324-9731.

Sincerely,

Martin Deputy
Director
Beacon Towers, LLC

P.O. Box 279
Awendaw, SC 29429



ADJOINER INFORMATION

1. N/F CORNERSTONE WORSHIP CENTER INT. INC
PIN - 7000525
INST.B100010622

2. N/F FREEDOM LIFE CHURCH
PIN - 7000627
INST.B060013710

3. N/F WILSON VIAVAIR TRUST
PIN - 7000628
INST.B070023736

4. N/F CITY OF HAMPTON
PIN - 7000623
BOOK 1327, PAGE 0401

5. N/F LARRY & PATRICIA WADDELL
PIN - 7000119
INST.B100006737

6. N/F DAVID & VICKI BARNETT
PIN - 7000150
INST.B080 003987

7. N/F WILLIAM POLAND ET AL
PIN - 7000121
BOOK 0397 PAGE 0000

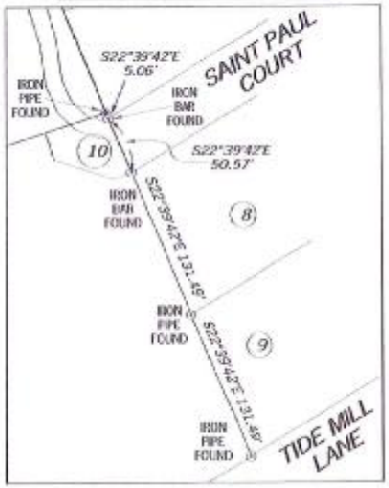
8. N/F SERGE SMALL
PIN - 7000110
BOOK 1298, PAGE 0324

9. N/F ROBERT CHAPPELL ET AL
PIN - 7000100
INST.B010 020258

10. N/F REGINALD & DONNA EDWARDS
INST. B060027084

LINE	BEARING	DISTANCE
L1	N51°20'15"E	151.20'
L2	N68°47'41"E	107.32'
L3	N35°17'22"E	127.80'
L4	N65°58'39"E	104.72'
L5	N83°11'55"E	95.11'
L6	N86°40'21"E	72.89'
L7	S74°17'29"E	28.13'
L8	S18°07'19"E	48.97'
L9	S07°58'11"E	42.72'
L10	S01°23'50"E	34.70'
L11	S07°54'26"W	30.75'
L12	S21°34'17"W	39.12'
L13	S27°33'10"W	43.90'
L14	S22°18'22"W	35.67'
L15	S07°35'41"W	25.61'
L16	S14°02'10"E	27.91'
L17	S31°42'05"E	33.81'
L18	S53°07'48"E	33.85
L19	S77°00'19"E	33.87
L20	N84°33'35"E	35.70'
L21	N59°32'04"E	33.38'
L22	N33°20'27"E	38.49'
L23	N24°37'25"E	44.68'
L24	N22°50'01"E	52.33'
L25	N20°13'25"E	51.40'
L26	N14°32'04"E	47.20'
L27	N11°46'06"E	41.49'
L28	N10°50'25"E	40.49'
L29	N04°45'40"E	69.36'

DETAIL (SCALE: 1"=100')



VICINITY MAP

NOT TO SCALE

GENERAL NOTES

1. BEARINGS SHOWN ON THIS EASEMENT SURVEY ARE BASED ON VIRGINIA GRID (SOUTH ZONE) NORTH (NAD 83).

2. A PORTION OF THIS PROPERTY IS LOCATED IN A SPECIAL FLOOD AREA ZONE AE AS PER F.I.R.M. COMMUNITY PANEL NO.5155230136G DATED 8/16/2011.

3. THE PROPERTY LINE RUNS TO THE CENTERLINE OF BACK RIVER BASED ON THE PLAT OF SURVEY DATED NOVEMBER 27, 1984 AS ATTACHED TO THE DEED RECORDED IN BOOK 704, PAGE 211. THE LOCATION OF BACK RIVER AS SHOWN HEREON IS BASED ON AERIAL MAPPING AND WAS NOT FIELD LOCATED.

SUBJECT PROPERTY

OWNER: REGINALD EDWARDS & DONNA EDWARDS

SITE ADDRESS: 57 TIDE MILL LANE, HAMPTON VA 23666

PIN: 7000624

AREA: 13.9703 ACRES

DEED REFERENCE: DB 704, PAGE 217

I HEREBY CERTIFY THAT THIS MAP IS CORRECT AND THAT ANY VISIBLE ENCROACHMENTS ARE SHOWN HEREON.

G. DARRELL TAYLOR, P.S. — DATE 1-17-14

COMMONWEALTH OF VIRGINIA
G. DARRELL TAYLOR
Lic. No. 2905
LAND SURVEYOR

THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS. THIS MAP IS ONLY INTENDED FOR THE PARTIES AND PURPOSES SHOWN. THIS MAP IS NOT FOR RECORDATION.

NO.	DATE	REVISION

EASEMENT SURVEY PREPARED BY:

POINT TO POINT LAND SURVEYORS
305 S. Main Street, Lower Level
Mount Airy, MD 21771
(p) 301-703-8319 (f) 301-703-8324
(w) pointtopointsurvey.com

PROPERTY SURVEY PREPARED FOR:

BEACON TOWERS
P.O. BOX 279
ANNAPOLIS, S.C.

"LANGLEY SITE"
SITE NO.
VA238
CITY OF HAMPTON
VIRGINIA

DRAWN BY: CADD
CHECKED BY: D.MILLER
APPROVED: D.MILLER
DATE: JANUARY 17, 2014
P2P JOB #: M014-006

SHEET 1 OF 1

Causeway Consultants, P.C.
Land Surveyors
P.O. BOX 15039
CHESAPEAKE, VA. 23328
PHONE: 757-482-0474

FAA 1A SURVEY CERTIFICATION

Applicant: AT&T Mobility

Site Number: NF 465
Site Address: #57 Tide Mill Lane, Hampton, VA, 23666

Horizontal Datum:	NAD 83	GPS Survey
Vertical Datum:	NAVD 88	GPS Survey
Structure Type:	Proposed 150' Monopole	
Latitude:	37° - 03' - 29.1631"	
Longitude:	76° - 22' – 24.6179"	
Ground Elevation:	6.9' AMSL	

Certification: I certify that based on GPS surveys using NGS CORS reference stations the latitude of 37° - 03' – 29.1631" N and the longitude of 76° - 22' – 24.6179"W are accurate to within +/- 15 feet horizontally, and that the site elevation of 6.9' AMSL is accurate to within +/- 3 feet vertically. The horizontal datum (coordinated) are in terms of the North American Datum of 1983/86 (NAD 83/86) and are expressed in degrees, minutes and seconds, to the nearest hundredth of a second. The vertical datum (heights) are in terms of the North American Vertical Datum of 1988 and are determined to the nearest foot.

Company: Causeway Consultants, P.C.

Date: October 18, 2013

Surveyor: Robert T. Williams, Jr.

COMMONWEALTH OF VIRGINIA
ROBERT T. WILLIAMS, JR.
LIC. No. 002551
10-18-2013
LAND SURVEYOR

January 17, 2014

Beacon Towers, LLC
P.O. Box 279
Awendaw, SC 29429

Attention: Mr. Martin Deputy

Subject: **Resource Protection Area Determination**
Beacon Towers VA238 (Langley)
57 Tide Mill Lane
Hampton, Virginia
ECA Project Number: P-1753

Dear Mr. Deputy:

Environmental Corporation of America (ECA) understands that Beacon Towers plans to construct a 150-foot monopole telecommunications structure within a 60-foot by 60-foot lease area which is shown on Figure 1 and the site plan in Appendix A.

Background

In or to satisfy requirements set forth by the City of Hampton, Beacon Towers retained ECA to perform a **Resource Protection Area Determination** at the project site to determine if the project site lies within any Resource Protection Area (RPA) buffers per City of Hampton guidance.

Purpose

The purpose of the **Resource Protection Area Determination** was to delineate jurisdictional waters and wetland areas within close proximity to the proposed project site in accordance with accepted U.S. Army Corps of Engineers Guidance, if any such areas exist, and to determine if any identified waters in the surrounding area are perennial or intermittent/ephemeral or if any nearby wetlands are adjoining perennial surface waters.

Scope of Work

The following scope of work was completed to fulfill the project purpose.

- A review of available soils data, topographic maps, surveys, and aerial photographs was conducted to obtain background information regarding site elevations, soil characteristics, site drainage, and vegetative cover.

- A field investigation was conducted to examine the subject property for jurisdictional waters and to delineate jurisdictional waters and wetland boundaries, if jurisdictional areas were determined to be located on or in the immediate vicinity of the project site or access, and to evaluate identified jurisdictional waters in the site area for perennial flow and Resource Protection Area boundaries.

- Jurisdictional waters and wetlands were identified in accordance with the *U.S. Army Corps of Engineers Wetlands Delineation Manual, 1987*, and the *Regional Supplement to the Corps of Engineers Wetland Delineation Manual: Atlantic and Gulf Coastal Plan Region (Version 2.0)*, the only guidance currently acceptable for performing jurisdictional boundary determinations.

- Perenniality of identified waters was determined per the North Carolina Division of Water Quality *Identification Methods for the Origins of Intermittent and Perennial Streams*.

- This report containing documentation of our work, our findings, our conclusions and any recommendations was prepared.

Location and Site Description

The subject site and proposed access are located as shown on Figure 1 and the site plan in Appendix A. The subject site is a 60-foot by 60-foot proposed lease area located on a larger parent tract, as shown on the attached site plan. The lease area is currently occupied by planted pines, approximately 15-20 years in age. The access/utility easement would extend from St. Paul Court in a westerly then northerly direction to the proposed lease area.

The proposed tower site sits on a flat upland area bordered by a large dirt berm on the west. The access/utility easement is located behind a church facility and is adjacent to the church's stormwater management pond. When the pond fills due to precipitation inputs, it drains via an intake structure into a drainage channel located west of the large berm discussed above. This drainage feature also receives inputs from a drainage ditch located to the west of the pond and south of the berm. This drainage feature is not identified as a blue-line or intermittent stream on the USGS topographic map for the property (Hampton, VA).

Perenniality Determination

ECA conducted a perenniality determination of the observed drainage feature based on the guidance provided in the North Carolina Division of Water Quality (NCDWQ) *Identification Methods for the Origins of Intermittent and Perennial Streams*. Based on this evaluation, the observed drainage feature would be considered ephemeral. An ephemeral stream is a feature that carries only stormwater in direct response to precipitation with water flowing only during and shortly after large precipitation events. An ephemeral stream may or may not have a well-defined channel, the aquatic bed is always above the water table, and stormwater runoff is the primary source of water. An ephemeral stream typically lacks the biological, hydrological, and physical characteristics commonly associated with the continuous or intermittent conveyance of water.

Our finding is based on a total score of 17.25 using the NCDWQ method. Perennial streams require a score of 30 or greater while intermittent streams require a score of 19 or greater. Flowing water was observed within the drainage feature during our January 14, and 15, 2014 site visits. The flowing water appeared to be as a result of overflow from a man-made stormwater management pond and an area of standing water and constructed ditch located south of the feature. The drainage feature was apparently excavated when the stormwater management pond was constructed. Significant rainfall fell on January 14, 2014, contributing to significant flow. Upon our return on January 15, 2014, water levels within the drainage feature appeared to have dropped approximately 6-12 inches, though water was still draining out of the pond and out of the areas of standing water to the west of the pond.

Between the outfall of the stormwater pond and northern end of the berm, the feature appeared to lie with a narrow, excavated channel with no apparent adjoining wetlands. Near the northern end of the large berm, the channel widens and wetlands are present adjacent to the channel on the west. The drainage channel is much less defined downstream of this point and the system resembles more of a "flowing wetland". This wetland appears to adjoin a larger wetland/tidal system located to the north and associated with Tides Mill Creek.

Based on the NCDWQ method scoring and best professional judgment, ECA believes that portions the drainage feature where a defined channel is present would be considered ephemeral. Areas downstream of this point are considered jurisdictional wetland. The completed perenniality assessment scoring sheet obtained from the NCDWQ guidance document is included in Appendix B.

Wetlands Determination/Delineation

Because field determination that a particular area is a jurisdictional wetland requires positive identification of three wetland characteristics (wetland hydrology, hydric soils, and hydrophytic vegetation), ECA investigated the subject tract for the presence of these three characteristics. The wetlands determination was performed by Ben Salter of ECA on January 14 and 15, 2014.

ECA collected data on physical and ecological characteristics from areas on the parent tract. The locations are generally shown on Figure 2 of Appendix A. A discussion of our wetlands determination is provided in the following paragraphs.

Soils

To determine if wetland soils and hydrology were present, two Data Points inclusive of soil test holes, were established in the approximate locations shown on the site plan in Appendix A (DP-1 and DP-2). The Wetland Data Forms completed for these data points are included in Appendix B.

At DP-1, soil was removed to a depth of approximately 18 inches. A profile of the surface strata was extracted from the hole using a sharpshooter shovel. The Munsell color of the soil removed from the test hole was determined and recorded on the Wetland Data Forms in Appendix B.

Soil observed at DP-1 consisted of a dark gray (10YR 4/1) loamy fine sand with 10% dark yellowish brown (10YR 4/6) mottles from 0 to 16 inches. Soils at this data point would meet sandy redox (S5) hydric soil indicator criteria and thus would be characterized as hydric soils.

Soil observed at DP-2 was a dark gray (2.5Y 4/1) fine sandy loam from 0 to 3 inches. Soil from 3 to 10 inches was a olive brown (2.5Y 4/3) fine sandy loam. Soil from 3 to 16 inches was a light yellowish brown (2.5Y 6/4) fine sandy loam. Soil at this data point would not meet any hydric soil indicator criteria.

The soil type mapped by NRCS within project area and adjacent areas is Newflat-Urban Land Complex, 0 to 2% slopes. These soils are characterized as somewhat poorly drained with a seasonally high water table from 6 to 18 inches.

Hydrology

ECA allowed the test holes to remain open for approximately ½ hour. Primary wetland hydrology indicators, including inundation (A2), saturation (A3), water stained leaves (B9), and oxidized root channels (C3) were all observed at DP-1. At DP-1, inundation was present over much of the surrounding area, with other areas represented by DP-1 with groundwater at the surface. Based on these findings, ECA determined that wetland hydrology is present in the area represented by DP-1. No evidence of wetland hydrology was observed at DP-2.

Vegetation

ECA conducted a survey of the vegetative community surrounding DP-1 and DP-2. We identified the species which were most dominant in the plant communities surrounding these

data points.

The indicator status of plants that inhabit wetland environments are published in the *Atlantic and Gulf Coastal Plain Region – National Wetland Plant List 2013*. ECA referenced the wetland indicator status of each identified plant species.

Based on the published wetland indicator status of the plants observed, more than 50% of the dominant species in the plant communities surrounding DP-1 and DP-2 occur more frequently in wetlands than in non-wetlands, thus wetland vegetation was determined to be present in the area represented by DP-1 and DP-2. It should be noted that the vegetation surrounding DP-2 was very weakly hydrophytic and contained no apparent Facultative-Wetland or Obligate species (only Facultative and Facultative-Upland).

Wetland Boundary Determination

ECA determined that all three criteria for a positive wetland determination were present in the area represented by DP-1. DP-1 is representative of a low area immediately downstream of the point where the ephemeral drainage feature passes the large dirt berm and includes the drainage feature itself downslope from where the wetlands begin. ECA flagged the eastern and western sides of the feature with flag numbers A-1 though A-4 on the east and B-1 through B-3 on the west. The boundary marked with A-1 though A-4 is closest to the proposed project area and follows the edge of the ephemeral drainage feature. This boundary would appear to be subject to a 100-foot RPA buffer.

In addition, ECA flagged the centerline of the observed ephemeral stream upstream of the wetland to a headwall/culverts that serve as the outfall from the adjacent stormwater pond. This feature was flagged with blue/white striped flagging numbered ES-1 through ES-7. This feature would not appear to be subject to a 100-foot RPA buffer.

Conclusions and Recommendations

Based on the information collected during this project, the resources reviewed, and our site inspections, ECA has determined that a surface water drainage feature is located west of the large berm and approximately 100 to 150 feet west of the project area. Based on an evaluation of this feature by ECA using the NCDWQ *Identification Methods for the Origins of Intermittent and Perennial Streams* and best professional judgment, the drainage feature would be considered ephemeral and therefore, would not be subject to Chesapeake Bay Preservation Act RPA buffers.

ECA identified a wetland area starting near the northern end of the large berm and adjoining the ephemeral drainage feature. After entering the wetland area, the channel associated with the ephemeral drainage feature appeared to be less defined and flow was mostly as a "flowing wetland". This wetland system broadens downslope to the north and eventually adjoins tidal

wetlands associated with Tides Mill Creek. Based on the fact that this wetland system is adjoining perennial tidal waters, the wetlands would be subject to the 100-foot RPA buffer.

The wetland boundary flags have been surveyed by a State of Virginia licensed land surveyor and the 100-foot RPA buffer placed on the attached site plan. Based on this survey, it appears that the project area would lie outside of the RPA buffer.

Closure

We appreciate the opportunity to provide you with these professional services. If you have any questions about the contents of this report, please contact Ben Salter of ECA at (828) 505-0755.

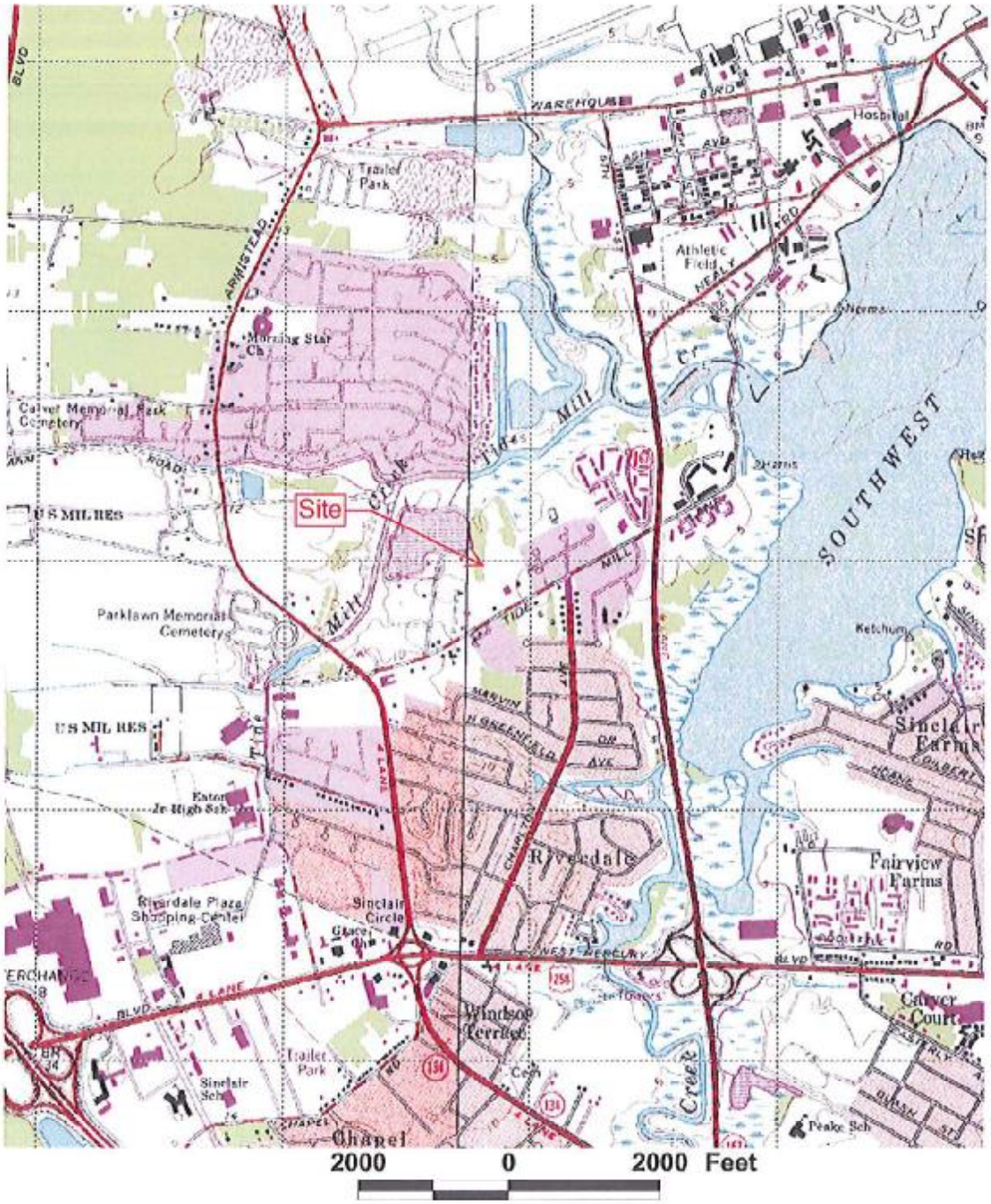
Sincerely,
Environmental Corporation of America

Ben Salter, PWS
Principal Wetlands Scientist

Dave McGlothlin
Project Scientist

APPENDIX A

Figures



Source: USGS Topographic Quadrangle Map, 7.5 Minute Series, Hampton, VA (1965, photorevised 1986)

N

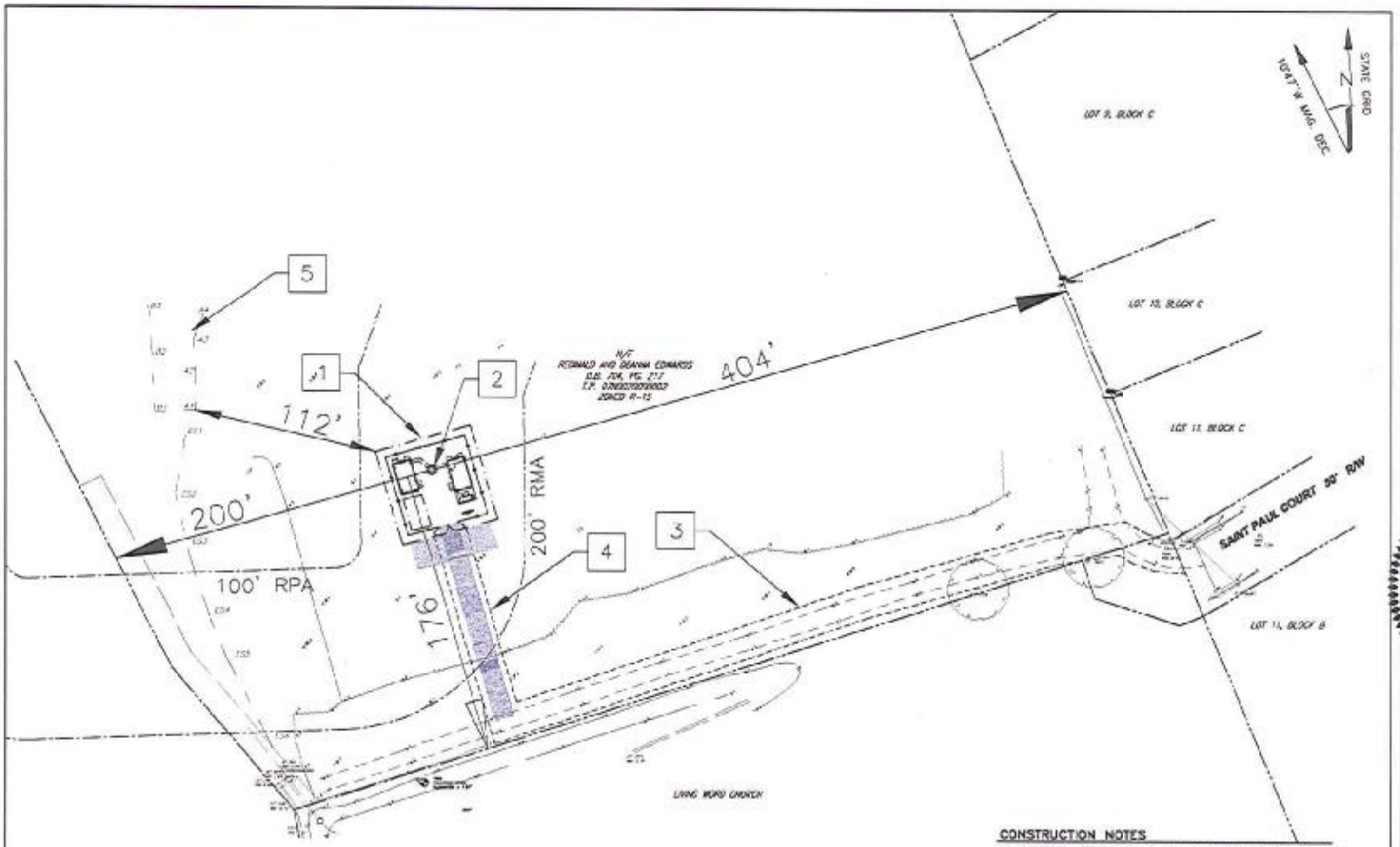
Beacon Towers - Langley

57 Tide Mill Lane

Hampton, Virginia

Figure 1: Topographic Map

ECA Proj. #: P1753



CONSTRUCTION NOTES

1. NEW BEACON TOWERS 60'X60' LEASE AREA AROUND NEW 50'X50' FENCED COMPOUND. SEE SHEET C-2 FOR ENLARGED SITE PLAN.
2. NEW BEACON TOWERS 145' MONOPOLE. SEE SHEET C-3 FOR ELEVATION VIEW.
3. NEW 20' WIDE BEACON TOWERS ACCESS/UTILITY EASEMENT.
4. NEW 12' WIDE GRAVEL ACCESS ROAD.
5. WETLANDS SUBJECT TO 100' RPA BUFFER. WETLAND DELINEATION FLAGS WERE LOCATED BY SURVEYOR.

FOR 24" X 36" PLOT = 1" = 30'
FOR 11" X 17" PLOT = 1" = 60'

1 / C-1 SURVEY AND SITE PLAN

BEACON TOWERS

WW&A
warren williams & associates

NO.		
1	11/16/13	FINAL ZONING DWGS
	BY: ALB	CHK: DWW APP'D: DWW
2	1/16/14	PEN FINAL ZONING DWGS
	BY: ALB	CHK: DWW APP'D: DWW
3	2/25/14	PEN FINAL ZONING DWGS
	BY: ALB	CHK: DWW APP'D: DWW
4		
5		
6		

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY: ALB
CHECKED BY: DWW
TTY DATE: 4/29/12
DRAWING NO: VA238

SHEET TITLE:
SURVEY AND SITE PLAN

SHEET NUMBER:
C-1

APPENDIX B

STREAM ASSESSMENT AND WETLAND DATA FORMS

NC DWQ Stream Identification Form Version 4.11

Date: 01/14/14	Project/Site: Beacon Langley	Latitude: 37.057634
Evaluator: EBS	County: City of Hampton, VA	Longitude: -76.373747
Total Points: *Stream is at least intermittent if ≥ 19 or perennial if ≥ 30** 17.25	Stream Determination (circle one) Ephemeral Intermittent Perennial	Other *e.g. Quad Name:* Hampton, VA

A. Geomorphology (Subtotal = _____)	Absent	Weak	Moderate	Strong
1[a] Continuity of channel bed and bank	0	1	2	3
2. Sinuosity of channel along thalweg	0	1	2	3
3. In-channel structure: ex. riffle-pool, step-pool, ripple-pool sequence	0	1	2	3
4. Particle size of stream substrate	0	1	2	3
5. Active/relict floodplain	0	1	2	3
6. Depositional bars or benches	0	1	2	3
7. Recent alluvial deposits	0	1	2	3
8. Headcuts	0	1	2	3
9. Grade control	0	0.5	1	1.5
10. Natural valley	0	0.5	1	1.5
11. Second or greater order channel	No = 0		Yes = 3	

[a] artificial ditches are not rated; see discussions in manual

B. Hydrology (Subtotal = _____)				
12. Presence of Baseflow	0	1	2	3
13. Iron oxidizing bacteria	0	1	2	3
14. Leaf litter	1.5	1	0.5	0
15. Sediment on plants or debris	0	0.5	1	1.5
16. Organic debris lines or piles	0	0.5	1	1.5
17. Soil-based evidence of high water table?	No = 0		Yes = 3	

C. Biology (Subtotal = _____)				
18. Fibrous roots in streambed	3	2	1	0
19. Rooted upland plants in streambed	3	2	1	0
20. Macrobenthos (note diversity and abundance)	0	1	2	3
21. Aquatic Mollusks	0	1	2	3
22. Fish	0	0.5	1	1.5
23. Crayfish	0	0.5	1	1.5
24. Amphibians	0	0.5	1	1.5
25. Algae	0	0.5	1	1.5
26. Wetland plants in streambed	FACW = 0.75 OBL = 1.5 Other = 0			

*perennial streams may also be identified using other methods. See p. 35 of manual.

Notes:

Sketch:

WETLAND DETERMINATION DATA FORM – Atlantic and Gulf Coastal Plain Region

Project/Site: Beacon Langley City/County: City of Hampton Sampling Date: 01/14/14

Applicant/Owner: Beacon Towers LLC State: VA Sampling Point: DP-1

Investigator(s): Ben Salter Section, Township, Range: _____

Landform (hillslope, terrace, etc.): Drainage Local relief (concave, convex, none): Concave Slope (%): 2-10%

Subregion (LRR or MLRA): LRR-T Lat: 37.058510 Long: -76.373979 Datum: 1983

Soil Map Unit Name: Newflat-Urban land complex NWI classification: None

Are climatic / hydrologic conditions on the site typical for this time of year? Yes X No _____ (If no, explain in Remarks.)

Are Vegetation _____, Soil _____, or Hydrology _____ significantly disturbed? Are "Normal Circumstances" present? Yes X No _____

Are Vegetation _____, Soil _____, or Hydrology _____ naturally problematic? (If needed, explain any answers in Remarks.)

SUMMARY OF FINDINGS – Attach site map showing sampling point locations, transects, important features, etc.

Hydrophytic Vegetation Present?	Yes X	No _____	**Is the Sampled Area within a Wetland?** Yes X No _____
Hydric Soil Present?	Yes X	No _____	
Wetland Hydrology Present?	Yes X	No _____	

Remarks:

HYDROLOGY

Wetland Hydrology Indicators:

Primary Indicators (minimum of one is required; check all that apply)

- [x] Surface Water (A1)
- [x] High Water Table (A2)
- [x] Saturation (A3)
- [ ] Water Marks (B1)
- [ ] Sediment Deposits (B2)
- [ ] Drift Deposits (B3)
- [ ] Algal Mat or Crust (B4)
- [ ] Iron Deposits (B5)
- [ ] Inundation Visible on Aerial Imagery (B7)
- [x] Water-Stained Leaves (B9)
- [ ] Aquatic Fauna (B13)
- [ ] Marl Deposits (B15) (LRR U)
- [ ] Hydrogen Sulfide Odor (C1)
- [x] Oxidized Rhizospheres along Living Roots (C3)
- [ ] Presence of Reduced Iron (C4)
- [ ] Recent Iron Reduction in Tilled Soils (C6)
- [ ] Thin Muck Surface (C7)
- [ ] Other (Explain in Remarks)

Secondary Indicators (minimum of two required)

- [ ] Surface Soil Cracks (B6)
- [ ] Sparsely Vegetated Concave Surface (B8)
- [x] Drainage Patterns (B10)
- [ ] Moss Trim Lines (B16)
- [ ] Dry-Season Water Table (C2)
- [ ] Crayfish Burrows (C8)
- [ ] Saturation Visible on Aerial Imagery (C9)
- [x] Geomorphic Position (D2)
- [ ] Shallow Aquitard (D3)
- [ ] FAC-Neutral Test (D5)
- [ ] Sphagnum moss (D8) (LRR T, U)

Field Observations:

Surface Water Present?	Yes X	No _____	Depth (inches): 3
Water Table Present?	Yes X	No _____	Depth (inches): 0
Saturation Present? (includes capillary fringe)	Yes X	No _____	Depth (inches): 0

Wetland Hydrology Present? Yes X No _____

Describe Recorded Data (stream gauge, monitoring well, aerial photos, previous inspections), if available:

Remarks:

Some areas surrounding DP-1 were inundated while others were saturated with groundwater at the surface.

VEGETATION (Four Strata) – Use scientific names of plants.

Sampling Point: DP-1

Tree Stratum (Plot size: 30 feet)	Absolute % Cover	Dominant Species?	Indicator Status
1. Fraxinus pennsylvanica	25%	Yes	FACW
2.			
3.			
4.			
5.			
6.			
7.			
8.			
	25% = Total Cover		
50% of total cover: 12.5	20% of total cover: 5		

Sapling/Shrub Stratum (Plot size: 30 feet)			
1. Morella cerifera	15%	Yes	FAC
2.			
3.			
4.			
5.			
6.			
7.			
8.			
	15 = Total Cover		
50% of total cover: 7.5	20% of total cover: 3		

Herb Stratum (Plot size: 30 feet)			
1. Panicum sp.	40%	Yes	FAC*
2. Scirpus cyperinus	30	Yes	OBL
3. Solidago sp.	5%	No	FAC*
4. Typha latifolia	5%	No	OBL
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
	80% = Total Cover		
50% of total cover: 40	20% of total cover: 16		

Woody Vine Stratum (Plot size: 30 feet)			
1.			
2.			
3.			
4.			
5.			
	= Total Cover		
50% of total cover:	20% of total cover:		

Dominance Test worksheet:

Number of Dominant Species That Are OBL, FACW, or FAC: 4 (A)

Total Number of Dominant Species Across All Strata: 4 (B)

Percent of Dominant Species That Are OBL, FACW, or FAC: 100% (A/B)

Prevalence Index worksheet:

Total % Cover of:	Multiply by:
OBL species	x 1 =
FACW species	x 2 =
FAC species	x 3 =
FACU species	x 4 =
UPL species	x 5 =
Column Totals: (A)	(B)

Prevalence Index = B/A =

Hydrophytic Vegetation Indicators:

- ☐ 1 - Rapid Test for Hydrophytic Vegetation
- ☑ 2 - Dominance Test is >50%
- ☐ 3 - Prevalence Index is ≤3.0[1]
- ☐ Problematic Hydrophytic Vegetation[1] (Explain)

[1]Indicators of hydric soil and wetland hydrology must be present, unless disturbed or problematic.

Definitions of Four Vegetation Strata:

Tree – Woody plants, excluding vines, 3 in. (7.6 cm) or more in diameter at breast height (DBH), regardless of height.

Sapling/Shrub – Woody plants, excluding vines, less than 3 in. DBH and greater than 3.28 ft (1 m) tall.

Herb – All herbaceous (non-woody) plants, regardless of size, and woody plants less than 3.28 ft tall.

Woody vine – All woody vines greater than 3.28 ft in height.

Hydrophytic Vegetation Present? Yes X No

Remarks: (If observed, list morphological adaptations below).

*unable to identify to species; assumed Facultative, though likely wetter due to location and other community species

SOIL

Sampling Point: DP-1

Profile Description: (Describe to the depth needed to document the indicator or confirm the absence of indicators.)

Depth (inches)	Matrix Color (moist)	Matrix %	Redox Features Color (moist)	Redox %	Type[1]	Loc[2]	Texture	Remarks
0-16 inches	10YR 4/1	90	10YR 6/4	10	PL/C	M	FLS	

[1]Type: C=Concentration, D=Depletion, RM=Reduced Matrix, MS=Masked Sand Grains. [2]Location: PL=Pore Lining, M=Matrix.

Hydric Soil Indicators: (Applicable to all LRRs, unless otherwise noted.)

- ☐ Histosol (A1)
- ☐ Histic Epipedon (A2)
- ☐ Black Histic (A3)
- ☐ Hydrogen Sulfide (A4)
- ☐ Stratified Layers (A5)
- ☐ Organic Bodies (A6) **(LRR P, T, U)**
- ☐ 5 cm Mucky Mineral (A7) **(LRR P, T, U)**
- ☐ Muck Presence (A8) **(LRR U)**
- ☐ 1 cm Muck (A9) **(LRR P, T)**
- ☐ Depleted Below Dark Surface (A11)
- ☐ Thick Dark Surface (A12)
- ☐ Coast Prairie Redox (A16) **(MLRA 150A)**
- ☐ Sandy Mucky Mineral (S1) **(LRR O, S)**
- ☐ Sandy Gleyed Matrix (S4)
- ☑ Sandy Redox (S5)
- ☐ Stripped Matrix (S6)
- ☐ Dark Surface (S7) **(LRR P, S, T, U)**
- ☐ Polyvalue Below Surface (S8) **(LRR S, T, U)**
- ☐ Thin Dark Surface (S9) **(LRR S, T, U)**
- ☐ Loamy Mucky Mineral (F1) **(LRR O)**
- ☐ Loamy Gleyed Matrix (F2)
- ☐ Depleted Matrix (F3)
- ☐ Redox Dark Surface (F6)
- ☐ Depleted Dark Surface (F7)
- ☐ Redox Depressions (F8)
- ☐ Marl (F10) **(LRR U)**
- ☐ Depleted Ochric (F11) **(MLRA 151)**
- ☐ Iron-Manganese Masses (F12) **(LRR O, P, T)**
- ☐ Umbric Surface (F13) **(LRR P, T, U)**
- ☐ Delta Ochric (F17) **(MLRA 151)**
- ☐ Reduced Vertic (F18) **(MLRA 150A, 150B)**
- ☐ Piedmont Floodplain Soils (F19) **(MLRA 149A)**
- ☐ Anomalous Bright Loamy Soils (F20) **(MLRA 149A, 153C, 153D)**

Indicators for Problematic Hydric Soils[3]:

- ☐ 1 cm Muck (A9) **(LRR O)**
- ☐ 2 cm Muck (A10) **(LRR S)**
- ☐ Reduced Vertic (F18) **(outside MLRA 150A,B)**
- ☐ Piedmont Floodplain Soils (F19) **(LRR P, S, T)**
- ☐ Anomalous Bright Loamy Soils (F20) **(MLRA 153B)**
- ☐ Red Parent Material (TF2)
- ☐ Very Shallow Dark Surface (TF12)
- ☐ Other (Explain in Remarks)

[3]Indicators of hydrophytic vegetation and wetland hydrology must be present, unless disturbed or problematic.

Restrictive Layer (if observed):

Type: _____

Depth (inches): _____

Hydric Soil Present? Yes X No ____

Remarks:

WETLAND DETERMINATION DATA FORM – Atlantic and Gulf Coastal Plain Region

Project/Site: Beacon Langley City/County: City of Hampton Sampling Date: 01/14/14

Applicant/Owner: Beacon Towers LLC State: VA Sampling Point: DP-2

Investigator(s): Ben Salter Section, Township, Range: _____

Landform (hillslope, terrace, etc.): Terrace Local relief (concave, convex, none): Convex Slope (%): 0-2%

Subregion (LRR or MLRA): LRR-T Lat: 37.058172 Long: -76.373803 Datum: 1983

Soil Map Unit Name: Newflat-Urban land complex NWI classification: None

Are climatic / hydrologic conditions on the site typical for this time of year? Yes X No _____ (If no, explain in Remarks.)

Are Vegetation _____, Soil _____, or Hydrology _____ significantly disturbed? Are "Normal Circumstances" present? Yes X No _____

Are Vegetation _____, Soil _____, or Hydrology _____ naturally problematic? (If needed, explain any answers in Remarks.)

SUMMARY OF FINDINGS – Attach site map showing sampling point locations, transects, important features, etc.

Hydrophytic Vegetation Present?	Yes X	No _____	**Is the Sampled Area within a Wetland?** Yes _____ No X
Hydric Soil Present?	Yes _____	No X	
Wetland Hydrology Present?	Yes _____	No X	

Remarks:

HYDROLOGY

Wetland Hydrology Indicators:

Primary Indicators (minimum of one is required; check all that apply)

- ☐ Surface Water (A1)
- ☐ High Water Table (A2)
- ☐ Saturation (A3)
- ☐ Water Marks (B1)
- ☐ Sediment Deposits (B2)
- ☐ Drift Deposits (B3)
- ☐ Algal Mat or Crust (B4)
- ☐ Iron Deposits (B5)
- ☐ Inundation Visible on Aerial Imagery (B7)
- ☐ Water-Stained Leaves (B9)
- ☐ Aquatic Fauna (B13)
- ☐ Marl Deposits (B15) **(LRR U)**
- ☐ Hydrogen Sulfide Odor (C1)
- ☐ Oxidized Rhizospheres along Living Roots (C3)
- ☐ Presence of Reduced Iron (C4)
- ☐ Recent Iron Reduction in Tilled Soils (C6)
- ☐ Thin Muck Surface (C7)
- ☐ Other (Explain in Remarks)

Secondary Indicators (minimum of two required)

- ☐ Surface Soil Cracks (B6)
- ☐ Sparsely Vegetated Concave Surface (B8)
- ☐ Drainage Patterns (B10)
- ☐ Moss Trim Lines (B16)
- ☐ Dry-Season Water Table (C2)
- ☐ Crayfish Burrows (C8)
- ☐ Saturation Visible on Aerial Imagery (C9)
- ☐ Geomorphic Position (D2)
- ☐ Shallow Aquitard (D3)
- ☐ FAC-Neutral Test (D5)
- ☐ Sphagnum moss (D8) **(LRR T, U)**

Field Observations:

Surface Water Present?	Yes _____	No X	Depth (inches): NA
Water Table Present?	Yes _____	No X	Depth (inches): >16"
Saturation Present? (includes capillary fringe)	Yes _____	No X	Depth (inches): >16"

Wetland Hydrology Present? Yes _____ No X

Describe Recorded Data (stream gauge, monitoring well, aerial photos, previous inspections), if available:

Remarks:

VEGETATION (Four Strata) – Use scientific names of plants.

Sampling Point: DP-2

Tree Stratum (Plot size: 30 feet)	Absolute % Cover	Dominant Species?	Indicator Status
1. Liquidambar stryraciflua	50	Yes	FAC
2. Pinus strobus	30	Yes	FACU
3. Prunus serotina	5	No	FACU
4. Celtis occidentalis	5	No	FACU
5.			
6.			
7.			
8.			
	90 = Total Cover		
50% of total cover: 45	20% of total cover: 18		

Sapling/Shrub Stratum (Plot size: 30 feet)			
1. Morella cerifera	20%	Yes	FAC
2.			
3.			
4.			
5.			
6.			
7.			
8.			
	20 = Total Cover		
50% of total cover: 7.5	20% of total cover: 3		

Herb Stratum (Plot size: 30 feet)			
1. Panicum sp.	10%	Yes	FAC*
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
	10 = Total Cover		
50% of total cover: 5	20% of total cover: 2		

Woody Vine Stratum (Plot size: 30 feet)			
1. Smilax rotundifolia	30	Yes	FAC
2.			
3.			
4.			
5.			
	30 = Total Cover		
50% of total cover: 15	20% of total cover: 6		

Dominance Test worksheet:

Number of Dominant Species That Are OBL, FACW, or FAC: 4 (A)

Total Number of Dominant Species Across All Strata: 5 (B)

Percent of Dominant Species That Are OBL, FACW, or FAC: 80% (A/B)

Prevalence Index worksheet:

Total % Cover of:	Multiply by:
OBL species	x 1 =
FACW species	x 2 =
FAC species	x 3 =
FACU species	x 4 =
UPL species	x 5 =
Column Totals: (A)	(B)

Prevalence Index = B/A =

Hydrophytic Vegetation Indicators:

- ☐ 1 - Rapid Test for Hydrophytic Vegetation
- ☑ 2 - Dominance Test is >50%
- ☐ 3 - Prevalence Index is ≤3.0[1]
- ☐ Problematic Hydrophytic Vegetation[1] (Explain)

[1]Indicators of hydric soil and wetland hydrology must be present, unless disturbed or problematic.

Definitions of Four Vegetation Strata:

Tree – Woody plants, excluding vines, 3 in. (7.6 cm) or more in diameter at breast height (DBH), regardless of height.

Sapling/Shrub – Woody plants, excluding vines, less than 3 in. DBH and greater than 3.28 ft (1 m) tall.

Herb – All herbaceous (non-woody) plants, regardless of size, and woody plants less than 3.28 ft tall.

Woody vine – All woody vines greater than 3.28 ft in height.

Hydrophytic Vegetation Present? Yes X No

Remarks: (If observed, list morphological adaptations below).

*unable to identify to species; assumed Facultative; plant community only very weakly hydrophytic; no FACW or OBL species

SOIL

Sampling Point: DP-2

Profile Description: (Describe to the depth needed to document the indicator or confirm the absence of indicators.)

Depth (inches)	Matrix Color (moist)	Matrix %	Redox Features Color (moist)	Redox %	Type[1]	Loc[2]	Texture	Remarks
0-3 inches	2.5Y 4/1	100					FSL	
3-10 inches	2.5Y 4/3	100					FSL	
10-16 inches	2.5Y 6/4	100					FSL	

[1]Type: C=Concentration, D=Depletion, RM=Reduced Matrix, MS=Masked Sand Grains. [2]Location: PL=Pore Lining, M=Matrix.

Hydric Soil Indicators: (Applicable to all LRRs, unless otherwise noted.)

- ☐ Histosol (A1)
- ☐ Histic Epipedon (A2)
- ☐ Black Histic (A3)
- ☐ Hydrogen Sulfide (A4)
- ☐ Stratified Layers (A5)
- ☐ Organic Bodies (A6) **(LRR P, T, U)**
- ☐ 5 cm Mucky Mineral (A7) **(LRR P, T, U)**
- ☐ Muck Presence (A8) **(LRR U)**
- ☐ 1 cm Muck (A9) **(LRR P, T)**
- ☐ Depleted Below Dark Surface (A11)
- ☐ Thick Dark Surface (A12)
- ☐ Coast Prairie Redox (A16) **(MLRA 150A)**
- ☐ Sandy Mucky Mineral (S1) **(LRR O, S)**
- ☐ Sandy Gleyed Matrix (S4)
- ☐ Sandy Redox (S5)
- ☐ Stripped Matrix (S6)
- ☐ Dark Surface (S7) **(LRR P, S, T, U)**
- ☐ Polyvalue Below Surface (S8) **(LRR S, T, U)**
- ☐ Thin Dark Surface (S9) **(LRR S, T, U)**
- ☐ Loamy Mucky Mineral (F1) **(LRR O)**
- ☐ Loamy Gleyed Matrix (F2)
- ☐ Depleted Matrix (F3)
- ☐ Redox Dark Surface (F6)
- ☐ Depleted Dark Surface (F7)
- ☐ Redox Depressions (F8)
- ☐ Marl (F10) **(LRR U)**
- ☐ Depleted Ochric (F11) **(MLRA 151)**
- ☐ Iron-Manganese Masses (F12) **(LRR O, P, T)**
- ☐ Umbric Surface (F13) **(LRR P, T, U)**
- ☐ Delta Ochric (F17) **(MLRA 151)**
- ☐ Reduced Vertic (F18) **(MLRA 150A, 150B)**
- ☐ Piedmont Floodplain Soils (F19) **(MLRA 149A)**
- ☐ Anomalous Bright Loamy Soils (F20) **(MLRA 149A, 153C, 153D)**

Indicators for Problematic Hydric Soils[3]:

- ☐ 1 cm Muck (A9) **(LRR O)**
- ☐ 2 cm Muck (A10) **(LRR S)**
- ☐ Reduced Vertic (F18) **(outside MLRA 150A,B)**
- ☐ Piedmont Floodplain Soils (F19) **(LRR P, S, T)**
- ☐ Anomalous Bright Loamy Soils (F20) **(MLRA 153B)**
- ☐ Red Parent Material (TF2)
- ☐ Very Shallow Dark Surface (TF12)
- ☐ Other (Explain in Remarks)

[3]Indicators of hydrophytic vegetation and wetland hydrology must be present, unless disturbed or problematic.

Restrictive Layer (if observed):

Type: _____

Depth (inches): _____

Hydric Soil Present? Yes _____ No X

Remarks:

APPENDIX C

Supporting Documentation

A: Northerly View of Stream From Pond Outfall

B: Northerly View of Ephemeral Stream Channel

Beacon Towers - Langley
57 Tide Mill Lane
Hampton, Virginia
Photographs

ECA Proj. # P1753

C: Southerly View of Stream Channel from Near Wetland Boundary

D: Northerly View of Wetland Subject to RPA Buffer

Beacon Towers - Langley
57 Tide Mill Lane
Hampton, Virginia
Photographs

ECA Proj. # P1753

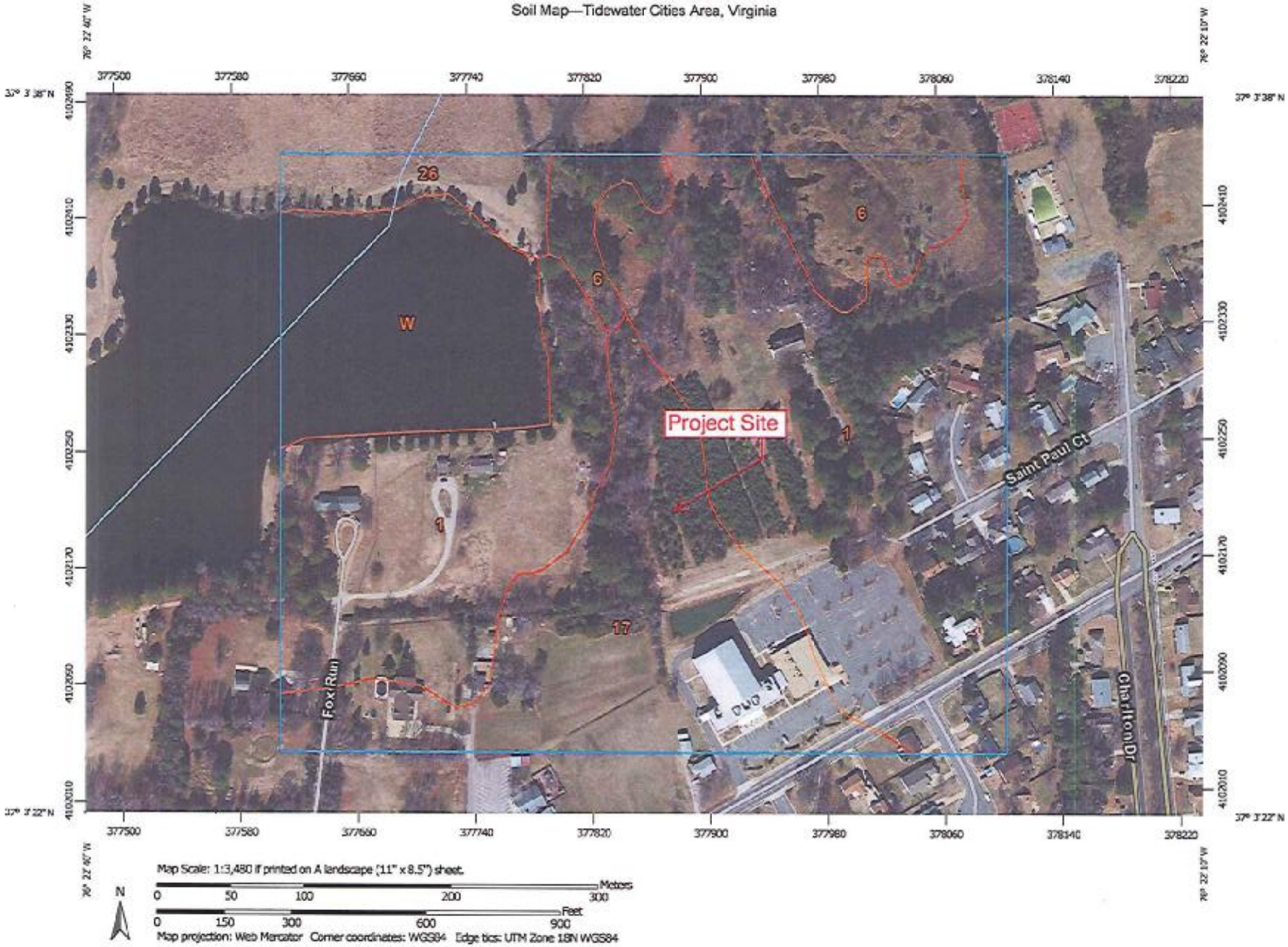
E: Southerly View of Wetland from DP-1

F: Northerly View of Wetland from DP-1

Beacon Towers - Langley
57 Tide Mill Lane
Hampton, Virginia
Photographs

ECA Proj. # P1753

Soil Map—Tidewater Cities Area, Virginia



MAP LEGEND

Area of Interest (AOI)

- Area of Interest (AOI)

Soils

- Soil Map Unit Polygons
- Soil Map Unit Lines
- Soil Map Unit Points

Special Point Features

- Blowout
- Borrow Pit
- Clay Spot
- Closed Depression
- Gravel Pit
- Gravelly Spot
- Landfill
- Lava Flow
- Marsh or swamp
- Mine or Quarry
- Miscellaneous Water
- Perennial Water
- Rock Outcrop
- Saline Spot
- Sandy Spot
- Severely Eroded Spot
- Sinkhole
- Slide or Slip
- Sodic Spot
- Spoil Area
- Stony Spot
- Very Stony Spot
- Wet Spot
- Other
- Special Line Features

Water Features

- Streams and Canals

Transportation

- Rails
- Interstate Highways
- US Routes
- Major Roads
- Local Roads

Background

- Aerial Photography

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:12,000.

Warning: Soil Map may not be valid at this scale.

Enlargement of maps beyond the scale of mapping can cause misunderstanding of the detail of mapping and accuracy of soil line placement. The maps do not show the small areas of contrasting soils that could have been shown at a more detailed scale.

Please rely on the bar scale on each map sheet for map measurements.

Source of Map: Natural Resources Conservation Service
Web Soil Survey URL: http://websoilsurvey.nrcs.usda.gov
Coordinate System: Web Mercator (EPSG:3857)

Maps from the Web Soil Survey are based on the Web Mercator projection, which preserves direction and shape but distorts distance and area. A projection that preserves area, such as the Albers equal-area conic projection, should be used if more accurate calculations of distance or area are required.

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below.

Soil Survey Area: Tidewater Cities Area, Virginia
Survey Area Data: Version 14, Dec 11, 2013

Soil map units are labeled (as space allows) for map scales 1:50,000 or larger.

Date(s) aerial images were photographed: Feb 15, 2011—Jun 4, 2011

The orthophoto or other base map on which the soil lines were compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting of map unit boundaries may be evident.

Map Unit Legend

Tidewater Cities Area, Virginia (VA715)			
Map Unit Symbol	**Map Unit Name**	**Acres In AOI**	**Percent of AOI**
1	Altavista-Urban land complex, 0 to 3 percent slopes	26.8	53.2%
6	Bohicket muck, 0 to 1 percent slopes, very frequently flooded	3.8	7.5%
17	Newflat-Urban land complex, 0 to 2 percent slopes	11.2	22.2%
26	Udorthents-Dumps complex	2.0	3.9%
W	Water	6.6	13.2%
Totals for Area of Interest		**50.4**	**100.0%**

Fidelity National Title
Insurance Company

Fidelity National Title Insurance Company /
Commercial Lender and Search Services
7130 Glen Forest Drive, Suite 300
Richmond, VA 23226
Toll-free dial: (866) 552.0129

REPORT OF TITLE
Fidelity National Title Insurance Company

For the benefit of: **Beacon Towers, LLC**

Re: 57 Tide Mill Ln - Hampton, VA 22366
FIDELITY NATIONAL TITLE INSURANCE COMPANY File No. **17829138**
Customer Reference No. Langley NF 465

Issue Date: 11/20/2013

Scope of Search: Beginning 05/24/1906 and extending through 11/13/2013

Vested Owner (as described in last deed of record):
Reginald C. Edwards and Deanna T. Edwards

Search disclosed the following:

1. Taxes

Fiscal year:	2013/2014
Amount:	$4,118.04 semi-annually
Parcel ID #:	7001624
Paid through:	1st half 2013/2014
Assessment:	$332,100.00 (total = land and improvements, if any)

2. Easement:

In favor of:	Virginia Electric and Power Company, a Virginia corporation, its successors and assigns
Recorded on:	12/10/1986
Recorded in:	Deed Book 808, Page 763

* *

It is extremely difficult, if not impossible, to determine the extent of damage which could arise from errors or omissions in the information set forth in this Report of Title. Fidelity National Title Insurance Company would not issue this document, but for your agreement, as part of the consideration given for this document, Fidelity National Title Insurance Company's liability is limited to $2,500.00, and that any such liability is predicated upon the payment of Fidelity National Title Insurance Company's invoice for this Report of Title.
This Report shows only matters disclosed in the Public Records, and it does not purport to insure or guarantee the validity or sufficiency of any documents noted herein; nor have the contents of any such documents been examined for references to other liens or encumbrances. This Report is not to be construed as an opinion, warranty, or guarantee of title, or as a title insurance policy; and its effective date shall be the date above specified through which the Public Records were searched. This Report is being provided for the use and benefit of the party designated "For the benefit of" only, and it may not be used or relied upon by any other party. No title insurance is undertaken. .

FIDELITY NATIONAL TITLE INSURANCE COMPANY

By:
Authorized Signatory

3. Agreement

From:	Cornerstone Assembly of God
To:	Reginald and Deanna Edwards
Dated:	03/18/2004
Recorded on:	03/19/2004
Recorded in:	Instrument No. 040009099

4. Private Drainage Easement

In favor of:	George Washington, Barbara Anderson and Paul Jones, Jr., Trustees of Cornerstone Assembly of God, its successors and assigns
Recorded on:	10/13/2004
Recorded in:	Instrument No. 040027986

Judgment(s): NONE of record

Report of Title
File No. 17829138

DEED CHAIN

A.	Type of Deed:	Partition Deed
	From:	John H. Wray and Allie L. Wray, his wife, J. Keith Wray, Lou H. Martin and John Martin, her husband, Aphia Martin, who was Aphia Wray, and George Douglass Martin, her husband, heirs at law of John Wray and Louisa Wray
	To:	R. K. Curtis, Trustee
	Dated:	05/21/1906
	Recorded on:	05/24/1906
	Recorded in:	Deed Book 46, Page 205
B.	Document:	Affidavit
	Recorded on:	10/20/1975
	Recorded in:	Deed Book 486, Page 894
C.	Type of Deed:	Deed
	From:	Geraldine Claudia Martin, widow and Douglas W. Martin
	To:	Reginald C. Edwards and Deanna T. Edwards
	Dated:	11/27/1984
	Recorded on:	12/19/1984
	Recorded in:	Deed Book 704, Page 217
D.	Type of Deed:	Deed
	From:	George Washington, Barbara Anderson and Paul Jones, Jr., Trustees of Cornerstone Assembly of God
	To:	Reginald Edwards and Deanna Edwards
	Dated:	06/30/2004
	Recorded on:	10/13/2004
	Recorded in:	Instrument No. 040027984

Legal Description
File No. 17829138

LEGAL DESCRIPTION

Property located in York, VA

All that certain piece or parcel of land situate, lying and being in the City of Hampton, Virginia, containing 13.49 acres more or less, more particularly described on that certain plat entitled, "Plat Showing Property To Be Conveyed To Reginald C. & Deanna T. Edwards Parcel of Land Containing 13.49 + Acres - Lot 2 - Of The John Wray Estate Located Near Tide Mill Lane City of Hampton, Virginia," made by Becouvarakis and Assoc., Land Surveying, dated November 21, 1984 a copy of which said plat is attached hereto and made a part hereof for a more particular description of the property.

AND BEING the same property conveyed to Reginald C. Edwards and Deanna T. Edwards from Geraldine Claudia Martin, widow and Douglas W. Martin by Deed dated November 27, 1984 and recorded December 19, 1984 in Deed Book 704, Page 217.

Tax Parcel No. 7001624

FILED ON 11/15/2013 BY MR BASGIER

Jones Blechman Woltz & Kelly 1-14-85

OUR FILE NO. 24380/10001(F)

BOOK 704 PAGE 217

DEED 120103S. TAX 105.00C TAX 35.00

This Deed, made November 27, 1984 between

GERALDINE CLAUDIA MARTIN, widow, and DOUGLAS W. MARTIN, divorced and not remarried,

party of the first part, and

REGINALD C. EDWARDS and DEANNA T. EDWARDS, husband and wife,

party of the second part

Witnesseth: That for and in consideration of the sum of Ten and 00/100 Dollars ($10.00), cash in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, the said party of the first part does grant and convey, with GENERAL WARRANTY and with ENGLISH COVENANTS OF TITLE unto the said parties of the second part as tenants by the entirety with right of survivorship as at common law, the following described property, to wit:

All that certain piece or parcel of land situate, lying and being in the City of Hampton, Virginia, containing 13.49 acres more or less, more particularly described on that certain plat entitled, "Plat Showing Property To Be Conveyed To Reginald C. & Deanna T. Edwards Parcel of Land Containing 13.49+ Acres - Lot 2 - Of The John Wray Estate Located Near Tide Mill Lane City of Hampton, Virginia," made by Bocouvarakis and Assoc., Land Surveying, dated November 21, 1984 a copy of which said plat is attached hereto and made a part hereof for a more particular description of the property.

Together with a right of way over the southerly portion of Lot 3 leading from the property hereby conveyed to Tide Mill Lane as shown on said plat.

The grantors herein being the heirs of Aphia Martin who died intestate October 1, 1949, leaving your grantors herein, their successors and asisgns as her heirs to the aforedescribed property.

Printed On 11/13/2013 By JM BASGEN

BOOK 704 PAGE 218

Whenever used herein, the singular shall include the plural, the plural the singular, and the use of any gender shall include all other genders.

WITNESS the following signatures and seals:

Geraldine Claudia B. Martin (Seal)
Geraldine Claudia Martin

Douglas W. Martin (Seal)
Douglas W. Martin

(Seal)

(Seal)

STATE OF VIRGINIA,
CITY OF HAMPTON to-wit:

I, W.B. Maust, a Notary Public in and for the City and State aforesaid, do certify that GERALDINE CLAUDIA MARTIN,

whose names are signed to the foregoing deed dated November 27, 1984

have acknowledged the same before me in my City and State aforesaid.

Given under my hand 12th day of December 1984

My commission expires 4 August 1986

W.B. Maust
Notary Public

STATE OF CALIFORNIA
CITY/COUNTY OF Los Angeles, to wit:

I, Darrell A. Parma, A Notary Public in and for the City and State aforesaid, do certify that DOUGLAS W. MARTIN, whose name is signed to the foregoing deed dated November 27, 1984 has acknowledged the same before me in my City/County and State aforesaid.

Given under my hand this 7 day of December, 1984.

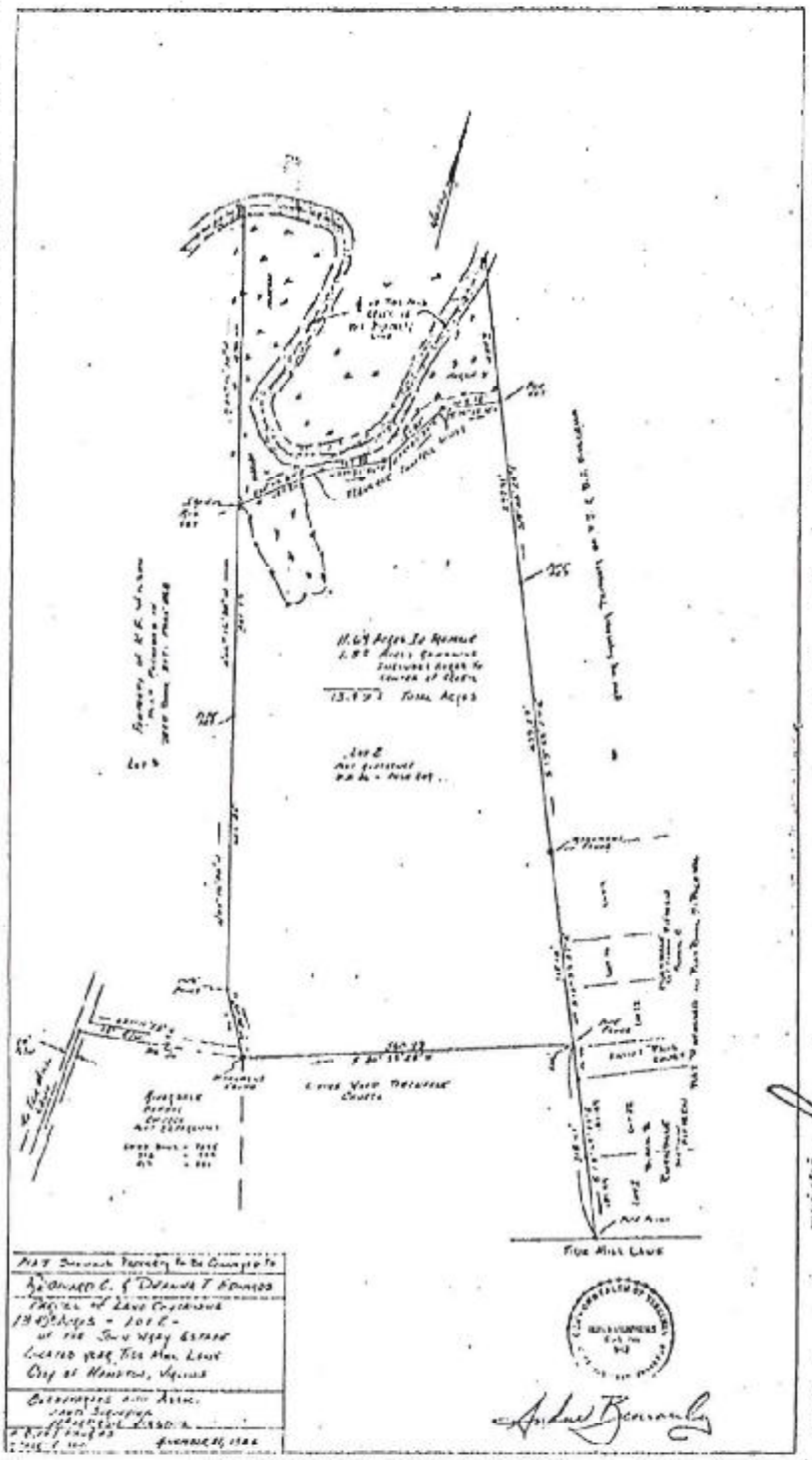
My Commission Expires: April 22, 1988

Darrell A. Parma
Notary Public

SEAL

OFFICIAL SEAL
DORRELL A. PARMA
NOTARY PUBLIC - CALIFORNIA
PRINCIPAL OFFICE IN
LOS ANGELES COUNTY
My Commission Exp. Apr. 22, 1988

Printed On 11/15/2013 By Jim BASCIER



In the Clerk's Office of the Circuit Court of the City of Hampton, Virginia, Dec 19
A.D. 19[illegible] at [illegible] M. The foregoing instrument was this day presented in office
and upon certificate thereto annexed, admitted to record as the law directs.
I certify that taxes of [illegible] required by Section 58-54.1 Code of Virginia have been paid
Teste:
BY [illegible] Clerk
Dep. Clerk

040009099

THIS AGREEMENT is between the Cornerstone Assembly of God, 55 Tide Mill Lane and Reginald and Deanna Edwards, 57 Tide Mill Lane.

Cornerstone Assembly of God hereby conveys to **Reginald and Deanna Edwards** Parcel A as shown on the plat entitled "Exhibit A Showing a Portion of the Property As Owned by Cornerstone Assembly of God Hereby Being Conveyed to Reginald and Deanna Edwards" and dated December 15, 2003, said plat prepared by Boundary First, PC of Virginia Beach, VA.

> Parcel A is further described as follows: Beginning at a point 263.48' from Tide Mill Lane on a course S16°35'00"E to the point of beginning. Thence turning left on a course S16°35'00"W a distance of 16.18' to a point, thence on course N65°45'11"W a distance of 53.91' to a point, thence on a course N11°30'00"W a distance of 24.72' to a point, thence on a course N78°30'00"E 55.00' to a point, thence on course S16°35'00"E a distance of 55.00'

Parcel A is hereby granted to Reginald and Deanna Edwards in consideration for a Drainage Easement called "Exhibit A" as shown on the plat entitled "Private Drainage Easement Between Reginald and Deanna Edwards and Cornerstone Assembly of God" dated December 15, 2003, said plat prepared by Boundary First, PC of Virginia Beach, VA.

> Exhibit A is further described as follows: Beginning at a point at the northwest Corner of Parcel A, property being conveyed to Reginald and Deanna Edwards lying approximately 55.00' from St. Paul Court on a course N78°30'00"E a distance of 504.35' to a point, thence on a course N33°48'16"W a distance of 116.10' to a point, thence on course N20°28'37"W a distance of 123.90' to a point, thence on course N69°31'23"E a distance of 15.00' to a point, thence on a course S20°28'37"E a distance of 122.13' to a point, thence on course S33°48'16"E a distance of 120.53' to a point, thence on a course N78°30'00"W a distance of approximately 15' to the point of beginning.

The signatures assigned to this agreement hereby attest to the fact that this agreement is accepted and legally binding upon all parties present and future. These assignees are the legal authorities representing all parties and, acting in their given capacity, hereby sign their signatures to this agreement of their own free will.

Barbara Anderson, Trustee

Paul Jones, Jr. Trustee

George Washington, Trustee

Hampton, Virginia

I Myra O. Cooper, a notary public in and for the city and state named aforesaid do hereby certify that Barbara Anderson, Paul Jones and George Washington, whose names are signed to the foregoing writing bearing the date 18th day of March, 2004, have acknowledged the same before me in my city and state aforesaid.

Given under my hand this 18th day of March, 2004.

Myra O. Cooper
Notary Public

My commission expires Aug 31, 2007.

Reginald C Edwards
Reginald Edwards

Deanna Edwards
Deanna Edwards

Hampton, Virginia

I Delevia I. Keeter a notary public in and for the city and state named aforesaid do hereby certify that Reginald and Deanna Edwards, whose names are signed to the foregoing writing bearing the date 18th day of March, 2004, have acknowledged the same before me in my city and state aforesaid.

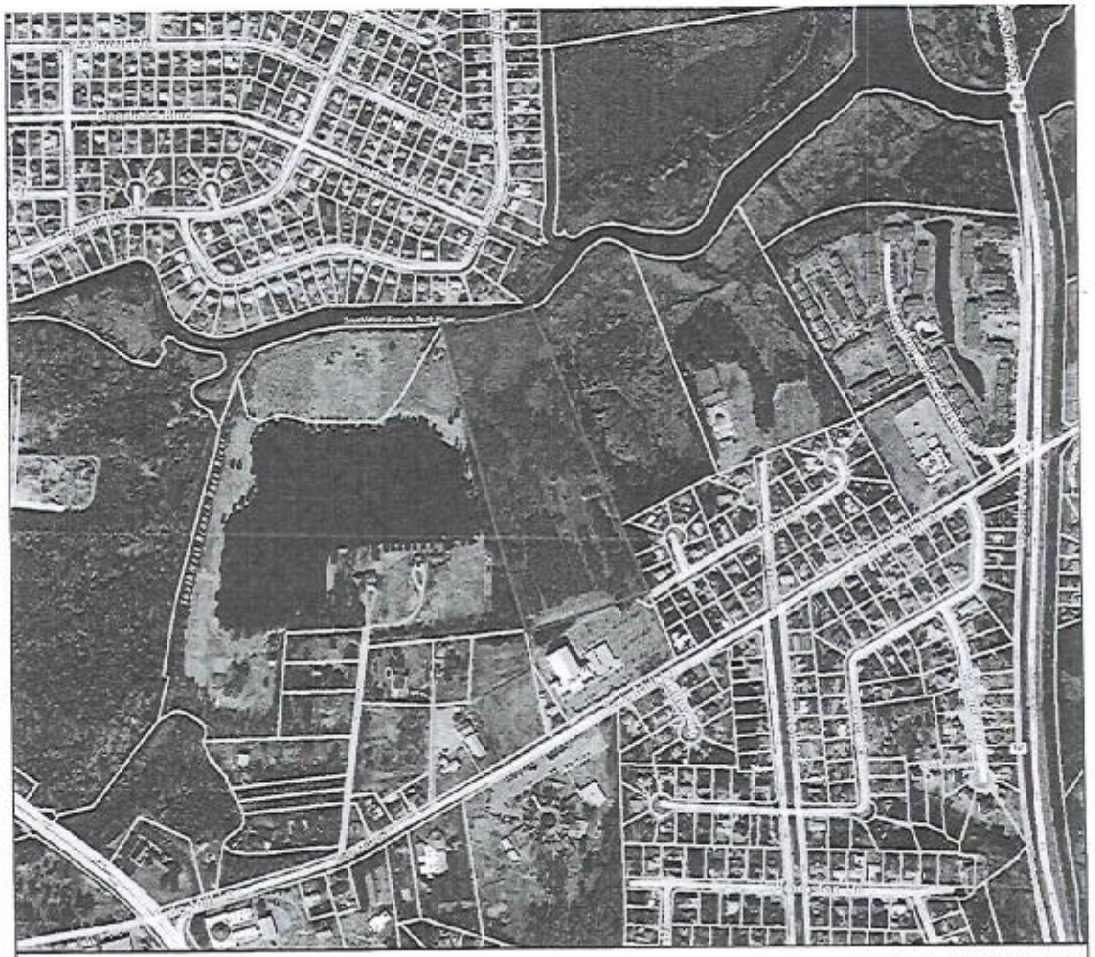
Given under my hand this 18th day of March, 2004.

Delevia J. Keeter
Notary Public

My commission expires 4-30-07.

Legend

Parcels
Boundary



Title: Parcels

Date: 11/13/2013

Feet
0 200 400 600 800
Map Scale: 1:9,028

DISCLAIMER:This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records,information, and data obtained from various sources, and Hampton is not responsible for its accuracy or how current it may be.

Photo Map Langley Site

[redacted]

feet 1000

meters 400

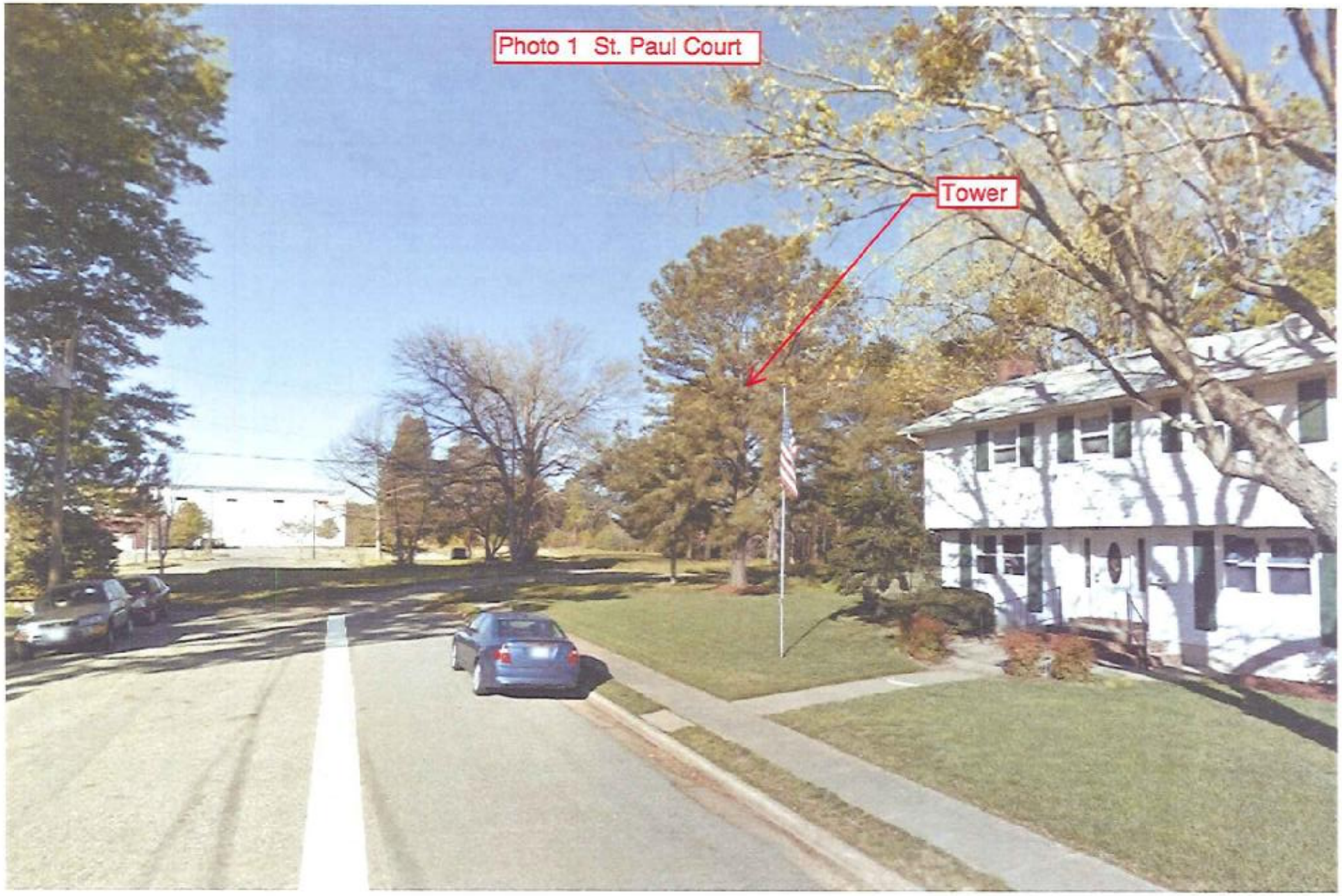


Photo 1 St. Paul Court
Tower

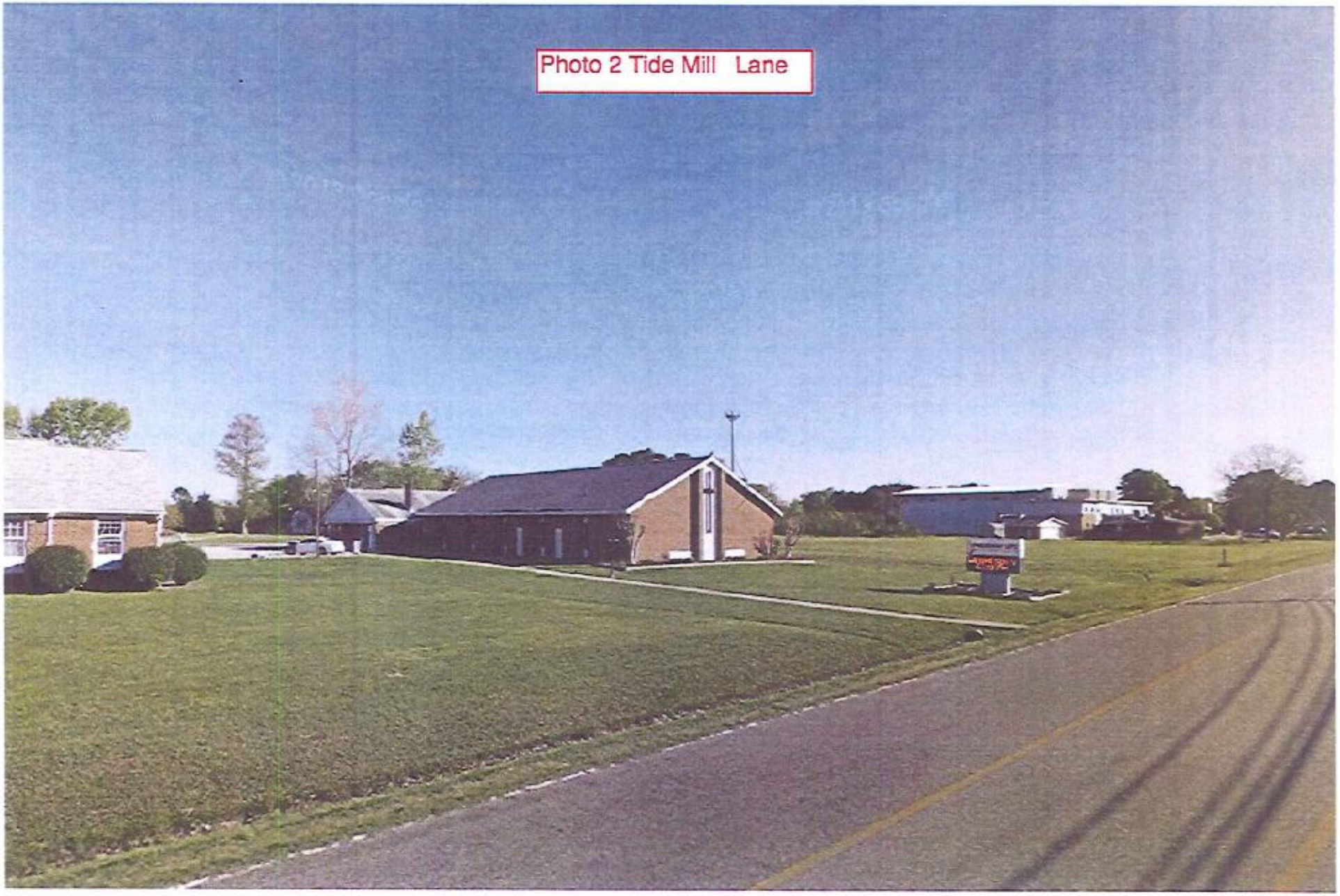


Photo 2 Tide Mill Lane

Photo 3 Charlton Dr. and Tide Mill Ln
Tower

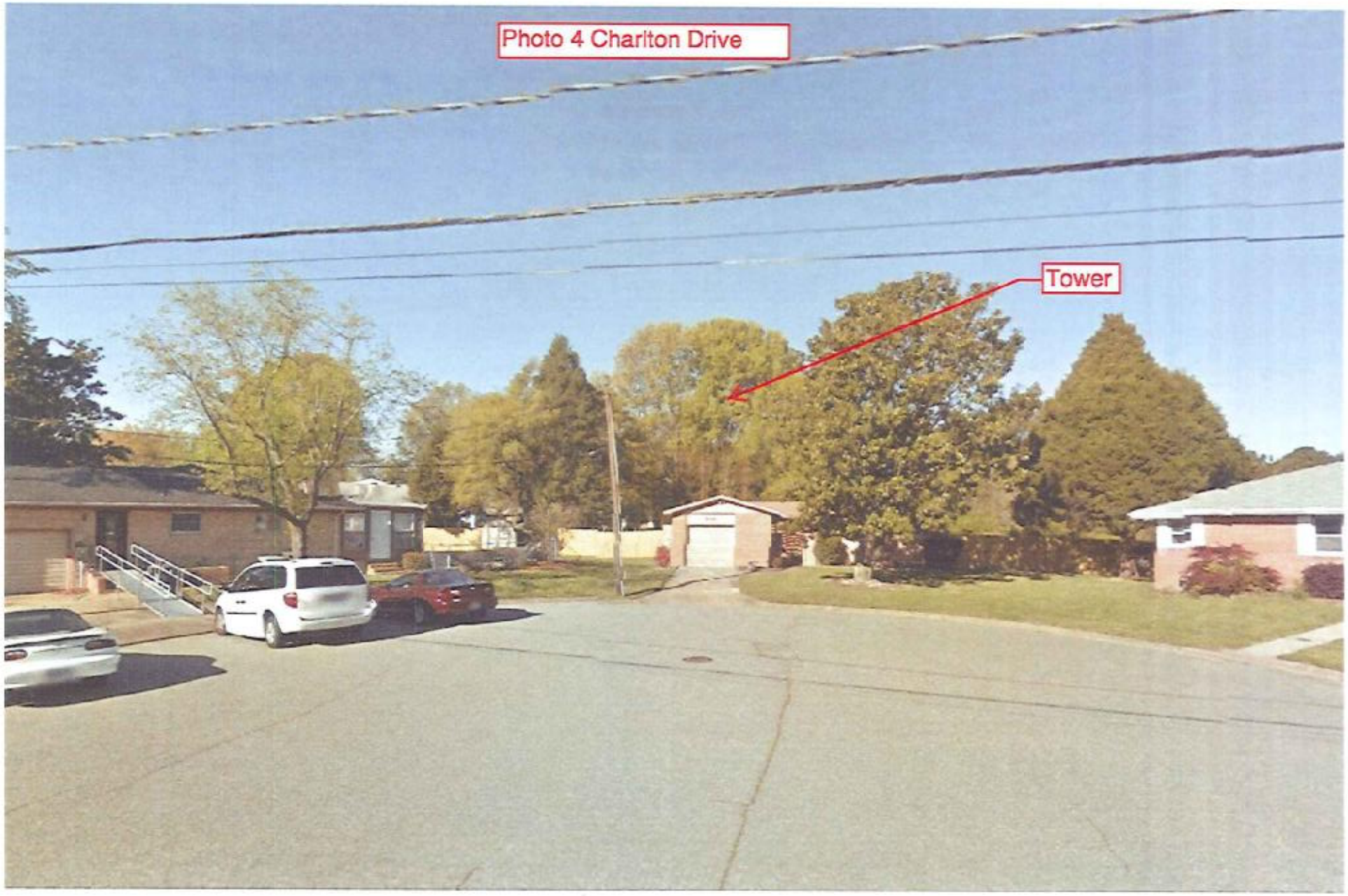


Photo 4 Charlton Drive
Tower

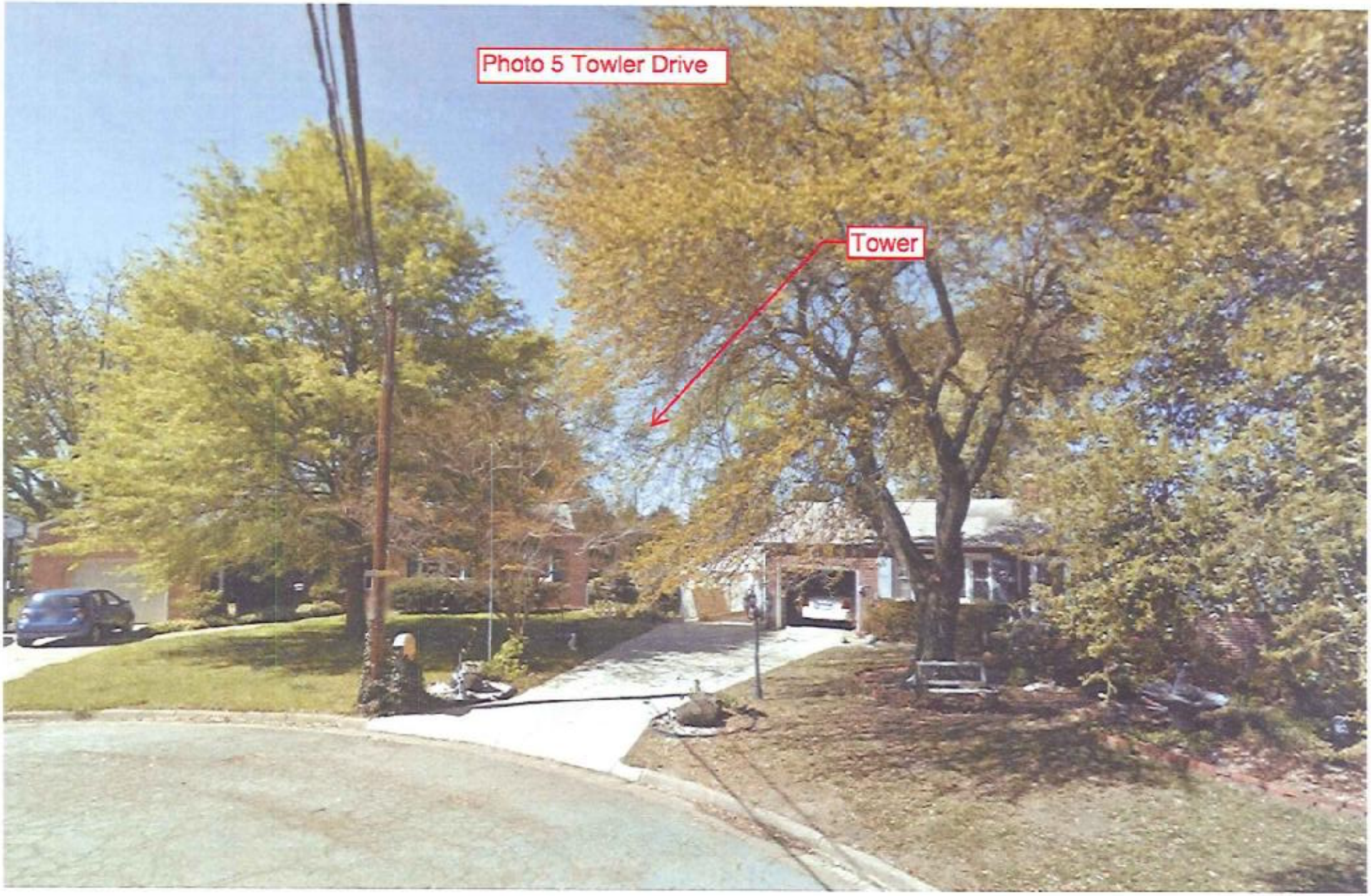


Photo 5 Towler Drive
Tower

Use Permit No. 14-00002
Jonathan L. Yates
145 King Street, Suite 102, Charleston, SC 29401

Conditions

1. **Issuance of Permit**
   The Use Permit applies only to 57 Tide Mill Lane [LRSN 7001624], and is not transferable to another location.

2. **Building Permit**
   Prior to the issuance of a building permit for the tower, the applicant shall provide a structural analysis report to the City's Building Official that demonstrates the tower can structurally support a total of four (4) carriers.

3. **Location of Tower/Site Plan**
   The site shall be constructed in substantial conformance with the conceptual site plan packet entitled "VA238 Langley Site Raw Land Monopole" prepared by Warren Williams and Associates and dated February 25, 2014. Changes to the site plan may be made to accommodate environmental, engineering, architectural, topographic or other development conditions, or site plan approval requirements, as required by law and subject to the approval of the Director of the Department of Community Development. A copy of the final approved site plan shall be placed in the file with the Planning Division of the Department of Community Development and shall supersede all previously filed site plans. [Exhibit A]

4. **Tower Height**
   The tower height shall be no more than 156' above sea level.

5. **Fencing/Tower Compound**
   A fence shall be installed and maintained completely surrounding the tower and equipment compound.

6. **Landscaping**
   The site shall be in substantial conformance with the plan entitled "Landscape Plan" dated February 25, 2014 prepared by Warren Williams & Associates. Changes to the landscape plan may be made to accommodate environmental, engineering, architectural, topographic or other development conditions, or site plan approval requirements, as required by law and subject to the approval of the Director of the Department of Community Development. A copy of the final approved landscape plan shall be placed in the file with the Planning Division of the Department of Community Development and shall supersede all previously filed landscape plans. [Exhibit B]

7. **Chesapeake Bay Regulations**
   No portion of the tower or supporting ground equipment shall be located within the 100' Resource Protection Area (RPA) buffer (the 1st 100' feet adjacent to the RPA feature) portion of the Chesapeake Bay Preservation District as defined and depicted on the date of City Council

approval of this Use Permit. All development on the site shall at all times comply with Chapter 17.3 Article X of the Zoning Ordinance.

8. Compliance with Applicable Laws

Prior to issuance of building permit and construction of tower, the tower site and tower must comply with all applicable local, state, and federal regulations as it relates to wetlands impact and compliance with the Federal Aviation Administration (FAA) and Federal Communications Commission (FCC). Evidence of such compliance shall be submitted to the Director of the Department of Community Development or his designee prior to issuance of a building permit. Futhermore, this Use Permit may be terminated for violation of any applicable federal, state, or local law.

9. Tower Removal

Should the tower cease to operate for a period of twenty-four (24) consecutive months, the Use Permit shall be considered nullified as set forth in condition #10 below, and the tower shall be considered abandoned and must be removed.

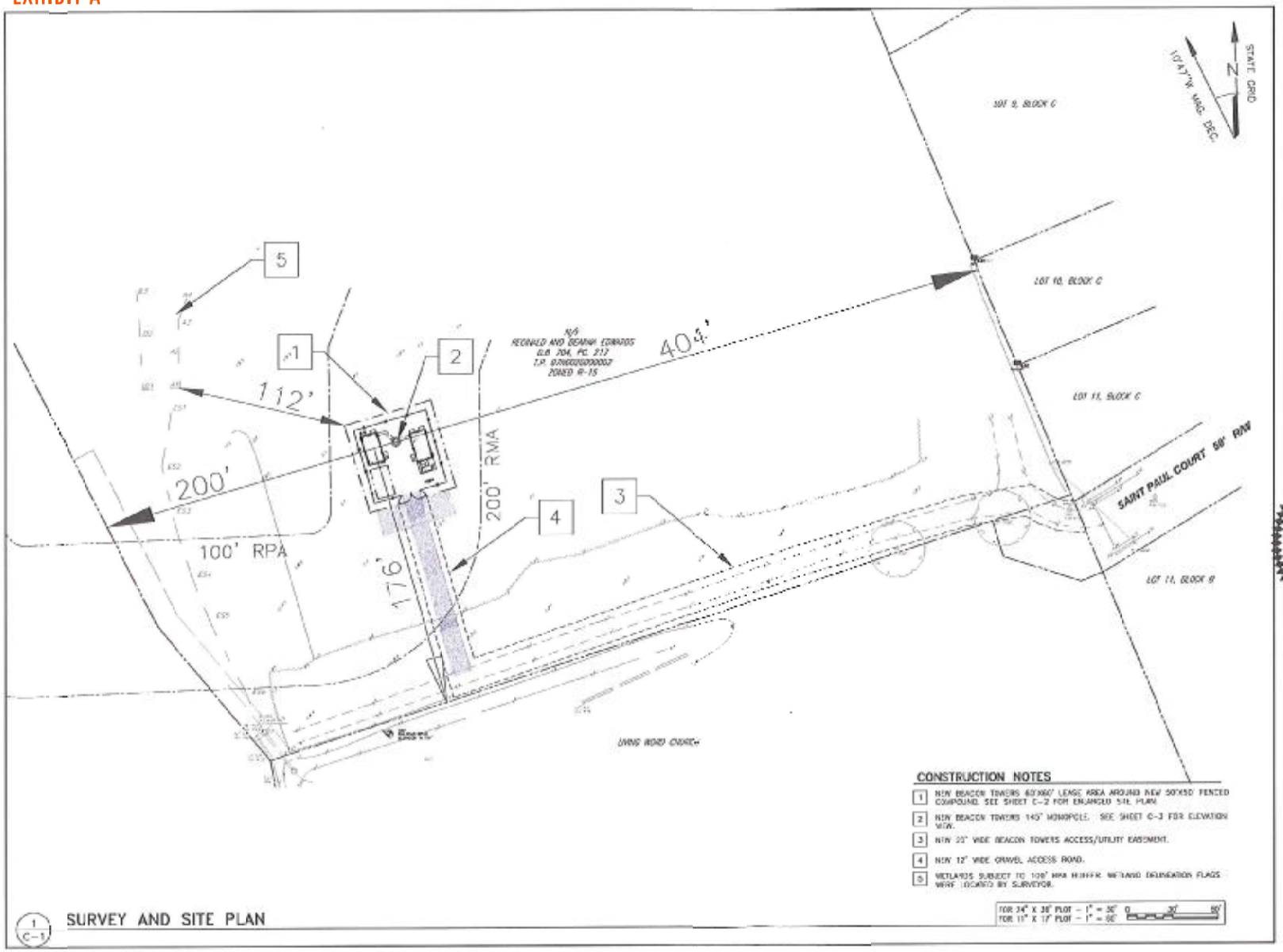
10. Nullification

a. The Use Permit shall become null and void if the use is not established within twelve (12) months of the date of approval by City Council.
b. The Use Permit shall become null and void if the facility is not used for the permitted use for a period of twenty-four (24) consecutive months.

11. Revocation

Notwithstanding any condition or provision of this use permit to the contrary, the use permit may be revoked for violation of any terms or conditions of the use permit as set forth in chapter 20 of the zoning ordinance.

EXHIBIT A



CONSTRUCTION NOTES

1. NEW BEACON TOWERS 60'X60' LEASE AREA AROUND NEW 50'X50' FENCED COMPOUND. SEE SHEET C-2 FOR ENLARGED SITE PLAN.
2. NEW BEACON TOWERS 145' MONOPOLE. SEE SHEET C-3 FOR ELEVATION VIEW.
3. NEW 20' WIDE BEACON TOWERS ACCESS/UTILITY EASEMENT.
4. NEW 12' WIDE GRAVEL ACCESS ROAD.
5. WETLANDS SUBJECT TO 100' RMA BUFFER. WETLAND DELINEATION FLAGS WERE LOCATED BY SURVEYOR.

FOR 24" X 36" PLOT - 1" = 30' 0 30' 60'
FOR 11" X 17" PLOT - 1" = 60'

1 C-1 SURVEY AND SITE PLAN

BEACON TOWERS
"Leading the Way"
PO BOX 270
VALSHIRE, SC 29463
843-324-5731

WW&A
warren williams & associates
738 CAPRIOLE CIRCLE
NEW BERN
NORTH CAROLINA
28560
(252) 638-3388

NO				
1	11/12/13	NEW ZONING DWGS		
	BY: ALB	CHK: GWW	APP'D: GWW	
2	1/16/14	REV FINAL ZONING DWGS		
	BY: ALB	CHK: GWW	APP'D: GWW	
3	2/25/14	REV FINAL ZONING DWGS		
	BY: ALB	CHK: GWW	APP'D: GWW	
4				
5				
6				

COMMONWEALTH OF VIRGINIA
G. WARREN WILLIAMS, JR.
Lic. No. 37030
2-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

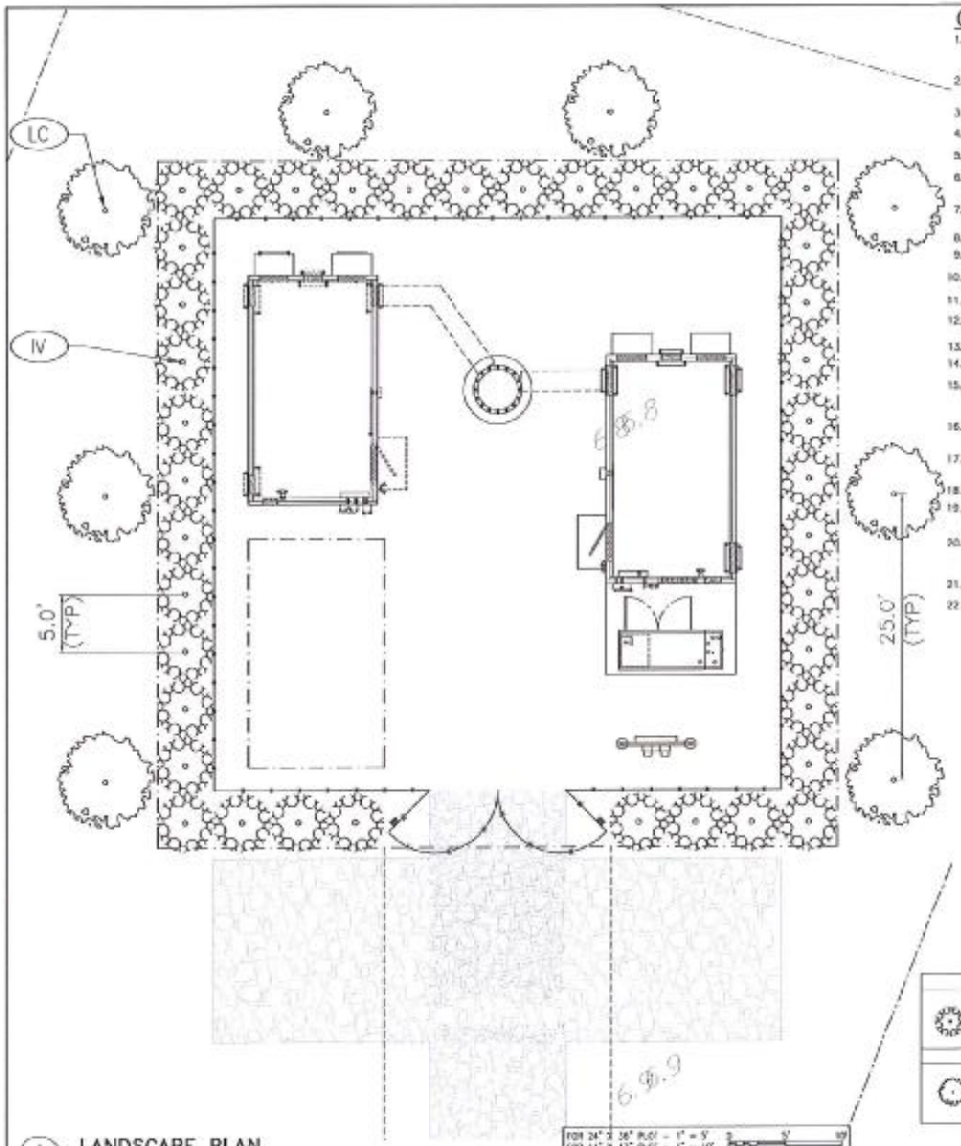
57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	ALB
DESIGNED BY:	GWW
1ST DATE:	4/24/13
CDW NO:	130328

SHEET TITLE:
SURVEY AND SITE PLAN

SHEET NUMBER:
C-1

EXHIBIT B



1 L-1 LANDSCAPE PLAN

GENERAL NOTES:

1. THE CONTRACTOR SHALL VERIFY THAT TOTAL QUANTITIES INDICATED IN THE PLANT LIST OR SCHEDULE AGREES WITH QUANTITIES SHOWN ON PLANTING LAYOUT. IF DISCREPANCIES, USE TOTAL OF QUANTITIES SHOWN ON PLANTING LAYOUT.
2. THE CONTRACTOR SHALL PROVIDE THE QUANTITIES REQUIRED TO COMPLETE PROPOSED PLANTING AS SHOWN ON THE LANDSCAPE PLAN.
3. CONTRACTOR SHALL ENSURE POSITIVE DRAINAGE.
4. ALL BEDS SHALL BE CLEAN AND WEEDED.
5. ALL AREAS NOT PAVED OR PLANTED SHALL BE SEEDED.
6. PROVIDE ALL NECESSARY PLANT MATERIALS, LABOR, TOOLS, AND MATERIALS TO COMPLETE THIS PROJECT IN A WORKMANLIKE, PROFESSIONAL MANNER.
7. ALL TREES, SHRUBS, AND GROUND COVERS SHALL BE SPECIMEN QUALITY (AMERICAN ASSOCIATION OF NURSERYMEN STANDARDS), SHALL BE NURSERY- GROWN, AND IN A HEALTHY, INSECT AND DISEASE-FREE, CONDITION.
8. NO SUBSTITUTIONS OF SIZE OR VARIETY OF PLANT MATERIAL WITHOUT PRIOR APPROVAL OF LANDSCAPE DESIGNER.
9. STAKE TREES ACCORDING TO A.A.N. (AMERICAN ASSOCIATION OF NURSERYMEN) STANDARDS.
10. "B&B" INDICATES BALLED AND BURLAPPED.
11. "CON" INDICATES CONTAINERIZED PLANTS.
12. ALL TREES AND SHRUBS HAVE BEEN LOCATED WITH RESPECT TO PROPOSED OR EXISTING UTILITIES AS ACCURATELY AS POSSIBLE. FIELD VERIFY LOCATIONS FOR ALL UTILITIES PRIOR TO INSTALLING PLANT MATERIAL.
13. VERIFY ALL DIMENSIONS IN THE FIELD, NOTIFY OWNER AND LANDSCAPE DESIGNER OF ANY VARIANCE FROM PLANS.
14. PROVIDE OWNER FULL 12 MONTHS MATERIAL AND LABOR GUARANTEE ON ALL PLANT MATERIAL.
15. THOROUGHLY WATER ALL PLANT MATERIAL AFTER PLANTING AND MULCHING. FERTILIZE ALL PLANT MATERIAL AFTER WATERING. APPLY SLOW RELEASE FERTILIZER TO ALL PLANTS PER MANUFACTURER'S DIRECTIONS ON LABEL AT PLANTING.
16. SOAK BARE ROOT PLANTS IN LIQUID SEAWEED SOLUTION FOR ONE-HALF HOUR @ DOUBLE STRENGTH, AND GENTLY PRUNE ROOTS BEFORE PLANTING.
17. PRUNE ALL PLANT MATERIAL - REMOVE RANK AND DEAD GROWTH ONLY. PRUNE FOR NATURAL SHAPE PER SPECIES.
18. MULCH TO BE 2" MIN DEPTH SHREDDED HARDWOOD BARK MULCH IN ALL BED AREAS.
19. IN PLANTING BEDS, OMIT THE COMPACTED EARTH SAUCER AND COVER THE BEDS WITH MULCH (2" MIN DEPTH). AT HEDGE ROWS PROVIDE MULCH IN A CONTINUOUS BED. ALL GROUPINGS OF SHRUBS SHALL BE INSTALLED IN CONTINUOUS MULCH BEDS.
20. TREE AND SHRUB PITS SHALL BE 3 TIMES SIZE OF ROOT BALL AND BACK FILLED WITH FOLLOWING SOIL MIXTURE THOROUGHLY MIXED: 2 PARTS JAMES RIVER SAND, 2 PARTS COMPOSTED HORSE MANURE OR CATTLE MANURE, OR ORGANIC COMPOST, AND 6 PARTS GOOD QUALITY TOPSOIL.
21. PREPARE SOIL WITH H CALCIUM LIME @ RATE AS SHOWN ON SEEDING TABLES, SHEET L-2.
22. TEST SOIL BEFORE PLANTING AND ADD PROPER SOIL AMENDMENTS TO SOIL TO ESTABLISH pH OF 6.5.

DESCRIPTION	TO BE PLANTED	SPACING	HEIGHT
IX-ILEX VERTICILLATA WINTER RED HOLLY	(40) TO BE PLANTED	PLANE AS SHOWN, 5' MAX SPACING	5' TALL MIN, 15' MAX AT MATURITY

DESCRIPTION	TO BE PLANTED	SPACING	HEIGHT
LC-CUPRESSUS LEYLANDII LEYLAND CYPRESS	(8) TO BE PLANTED	PLANE AS SHOWN, 25' MAX SPACING	SINGLE STEM, 1 3/4" CALIPER & 8' TALL MIN

BEACON TOWERS
Leadership Matters
PO BOX 272
ANCHORAGE, KY 40223
(502) 324 9751

WW&A
warren williams & associates
735 CHAMPIONS CIRCLE
HIGH POINT
NORTH CAROLINA
27263
(336) 450 2368

NO.		
1	11/15/13 REV. ZONING DWGS. DR: KLB CHK: DWN APPD: DWN	
2	1/16/14 REV FINAL ZONING DWGS DR: KLB CHK: DWN APPD: DWN	
3	2/25/14 REV FINAL ZONING DWGS DR: KLB CHK: DWN APPD: DWN	
4		
5		
6		

COMMONWEALTH OF VIRGINIA
O. WARREN WILLIAMS, JR.
Lic No. 37030
7-25-14
PROFESSIONAL ENGINEER

VA238
LANGLEY SITE
RAW LAND
MONOPOLE

57 TIDE MILL LANE
HAMPTON, VA
23666

DRAWN BY:	AMB
CHECKED BY:	DWN
FIN DATE:	4/28/13
DWG NO:	VA238

SHEET TITLE
LANDSCAPE PLAN

SHEET NUMBER:
L-1

Alexander, Alison

From: MORTON, GEORGE T III GS-11 USAF ACC 633 CES/CENPP <george.morton@us.af.mil>
Sent: Monday, March 17, 2014 3:18 PM
To: Alexander, Alison
Cc: YOUNG, DAWN N GS-12 USAF ACC 633 CES/CENP
Subject: RE: 57 tide mill lane.

Follow Up Flag: Follow up
Flag Status: Flagged

Alison,

This proposed cell tower should not exceed 150' above the main LAFB runway elevation of 6 feet (i.e., 156' above sea level), or it will penetrate the inner horizontal protected airfield surface. The average ground elevations at the proposed 57 Tide Mill Lane site are between 5 and 8' above sea level (it appears from topo information).

Based on that information, the lightning rod and slightly raised foundation (in combination) seem to force this proposed tower to be in violation of airfield criteria from an LAFB perspective.

It is highly suggested that the designers of this tower (if approved) are forced to reduce the tower height (including lightning rod, antennae array, raised base, etc.) to a completed height that is less than 156' above sea level.

Regarding the noise contour AICUZ impact - this use would be acceptable in this location as proposed.

Thanks, Tripp

-----Original Message-----
From: Alexander, Alison [mailto:aalexander@hampton.gov]
Sent: Friday, March 14, 2014 9:26 AM
To: MORTON, GEORGE T III GS-11 USAF ACC 633 CES/CENPP; MORTON, GEORGE T III GS-11 USAF ACC 633 CES/CENPP
Subject: 57 tide mill lane.
Importance: High

Tripp,

An applicant is requesting a 145' communications tower at 57 Tide Mill Lane, which is in the 65db zone. The application is scheduled to come forward at the April 3rd Planning Commission meeting. There are quite a lot of materials, which I will be happy to provide you with should you wish to review you them; however, I primarily wanted to touch base with you in case you get questions from your end, and as I may get questions from our Planning Commission and/or Council. The MOU requires anything in 70db or higher be submitted to Langley for review.

I have attached the basic application & a site plan for you to see. The request for the communications tower is spurring a rezoning [to remove proffers previously attached to the parcel] and an additional use permit for an existing tree farm which needs to be brought into compliance as well.

Please give me a call with any questions.

STAFF EVALUATION

To: Planning Commission	**Prepared By**:	Alison Alexander	728-5238
	Reviewed By:	Keith Cannady, AICP	728-5239
		Sharon McSmith, CAP	728-5240

Case No.: Use Permit Application No. 14-00002 **Date:** 4/03/2013

General Information

Applicant	Jonathan L. Yates
Property Owner	Reginald & Deanna Edwards
Location	57 Tide Mill Lane [LRSN 7001624]

Requested Use	Use Permit to allow for a communications tower at 57 Tide Mill Lane.
Description of Proposal	This application is for a use permit to allow for the construction of a new 145' monopole communications tower. The tower will be designed to include space for a total of 4 communication carriers, which will include AT&T and T-Mobile. This application is being brought forward in conjunction with rezoning application RZ14-00001, to rezone the subject parcel from R-15 with proffers to R-11 without proffers, and use permit application UP14-00001, to permit the existing tree farm to remain on the site if the rezoning application is approved..
Background Information	In April 2011, an application was brought forward by AT&T [UP1070-2011] for a 120' monopole communications tower at 95 Tide Mill Lane; however, due to community opposition and the probable merger of AT&T and T-Mobile, the application was deferred and eventually withdrawn. In October of 2013, AT&T explored the Paul Burbank Elementary School site

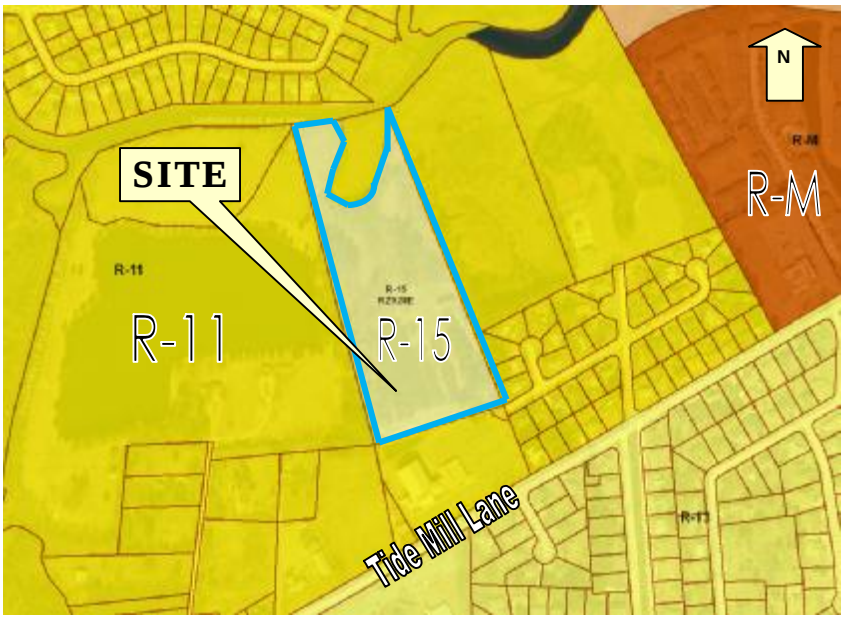
at 40 Tide Mill Lane as a possible communications tower location site. As requested by the Hampton Community Plan (2006, as amended) placement hierarchy, AT&T first explored the school site, which is listed on the Hampton City Schools Pre-Approved Communication Tower Site List, as referenced in the Hampton Community Plan, and appropriately situated in order that AT&T close their coverage gap. The community was strongly opposed to this site, and the Paul Burbank Elementary School was subsequently removed from the Hampton City Schools Pre-Approved Communication Tower Site List. Simultaneously, Beacon Towers, a tower construction company, re-explored the possibility of bringing forward an application for 95 Tide Mill Lane. As both 40 Tide Mill Lane and 95 Tide Mill Lane had received community opposition, and 95 Tide Mill Lane did not meet all the needs of AT&T in order to cover their gap in service area, a third option, 57 Tide Mill Lane was explored as a partnership between AT&T and Beacon Towers, thus resulting in this application.

Existing Land Use

Single Family Residence & Tree Farm

Existing Zoning

The site is currently zoned R-15 [One-Family Residential District] with proffers, which limit uses to residential development and the existing tree farm, and include specifications concerning advertising tree sales.



As displayed below, the property also falls into SPI-CBPD [Special Public Interest – Chesapeake Bay Preservation District] due the presence of tidal wetlands. Wetlands are indicated by the white and blue shading, whereas the yellow area has been designated a resource protection area and the green area has been designated a resource management area.

Surrounding Land Use and Zoning	**North:** R-11 (One-Family Residential) - Residential **South:** R-11 (One-Family Residential) – Religious Facility & Residential **East:** R-11 (One-Family Residential) – Residential & Vacant Land **West:** R-11 (One-Family Residential) - Residential
Zoning History	57 Tide Mill Lane is the subject of a complex zoning history. Until 1986, the property was zoned R-11 [One Family Residence District]. In March of 1986, at the request of the property owners, Reginald and Deanna Edwards, the property was rezoned to R-R [Residential Rural District] in order to allow for a tree farm. Rezoning Case RZ858 was subject to the attached proffers: 1. the use of the property shall be limited to a tree farm operation and any single-family residential development which meets or exceeds R-11 standards; and 2. no commercial advertising, relating to retail sales upon the premises, shall be permitted except from November 15 to January 1 of each year to promote the sale of Christmas trees. As part of a comprehensive rezoning effort to eliminate the R-R [Residential Rural] zoning district, the property was rezoned from R-R [Residential Rural] to R-S [Residential Suburban] in 1988 as Rezoning Case RZ928E. The attached proffers remained. In 1995, the R-S [Residential Suburban] zoning district zoning ordinance text was amended. The amendment included renaming the R-S [Residential Suburban] district to R-15 [One Family Residence] and amending some of the uses and standards in the R-15 [One Family Residence] district. The change of uses is noteworthy as the by-right use of the property as a tree farm was eliminated, thereby requiring a use permit to establish a tree farm, which was already established at 57 Tide Mill Lane. 57 Tide Mill Lane must undergo a rezoning to remove the proffers attached during RZ858 in order to facilitate the construction of communications tower.

Previously there have been no use permits associated with the property.

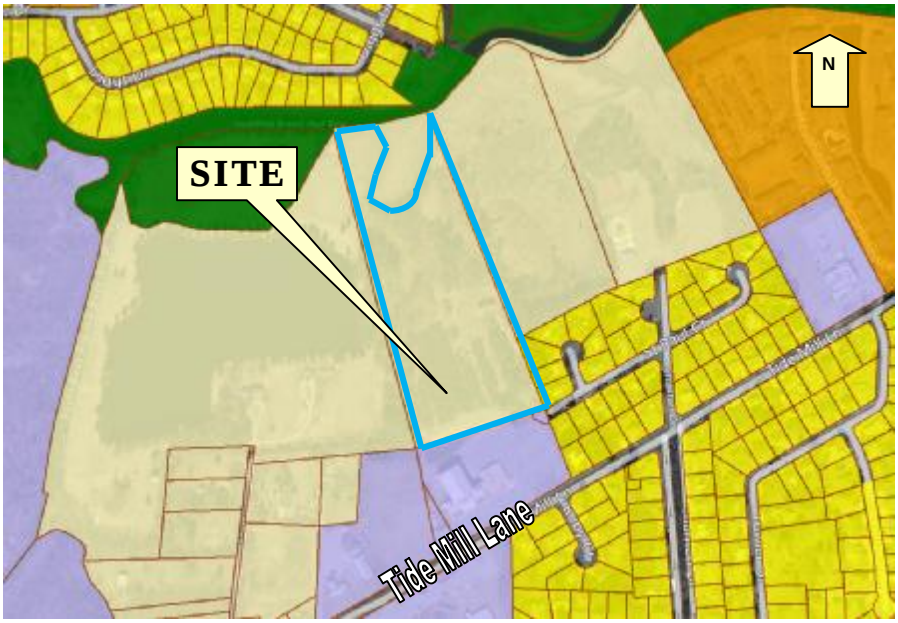
TIMELINE
1986: Owner requested RZ858 from R-11 to R-R for tree farm.

1988: Comprehensive RZ928E from R-R to R-S

1995: R-S district was renamed to R-15 – minimal changes to standards & uses.

2014: RZ14-00001 to R-11 to remove proffers and facilitate construction of communications tower [in conjunction with UP14-00001 for continuation of tree farm operation and UP14-00002 to allow for communications tower]

Public Policy



The Hampton Community Plan (2006, as amended) recommends Rural Density Residential for this property. A mix of Rural Density Residential, Low Density Residential, and Public/Semi-Public Residential is recommended for surrounding properties.

Land use policies related to this request are listed below:

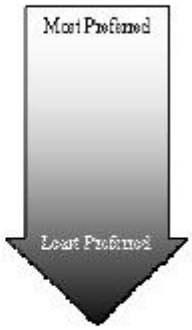
LU-CD Policy 4: Evaluate land use proposals from a regional, city-wide, and neighborhood perspective. [pg. LU-16]

CF Policy 45 – Encourage location of new communication towers in preferred sites through implementation of standards and procedures to be incorporated into the Zoning Ordinance. (pg. CF-33)

Placement Hierarchy
The Hampton Community Plan provides a "placement hierarchy" that establishes a list of preferential locations for new towers. The hierarchy describes co-locations as the most preferable option, followed by locating on tall structures and buildings, large industrial sites, and Master Plan list school properties, followed by commercial areas, residential areas, parks, and finally scenic and waterfront areas. The placement hierarchy is shown below:

Acceptable areas that have been determined to cause minimal impact on surrounding areas are reflected in the recommended tower "placement hierarchy" as follows:

1. Co-location on existing towers;
2. Tall buildings and structures;
3. Large industrial sites and parks;
4. Approved School Properties;[5]
5. Commercial Areas;
6. High Density Residential Areas;



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[5]

7. Low/Medium Density Residential;
8. Parks; and
9. Scenic Views; Waterfront.

[5] A complete list of school properties approved by Hampton's School Board to locate communications towers is available to the public at the Planning Department of the City of Hampton.

Before staff can recommend approval for a proposed site, they must ensure that other sites that are higher up on the hierarchy have been evaluated and deemed infeasible. Attempts made on behalf of the applicant to co-locate on existing structures in the area were unsuccessful. The applicant's proposal, which is a new tower, will provide space for future co-locations, and is in support of the Community Plan's Policy for construction of new towers within the City of Hampton.

Traffic	Communications towers generate negligible traffic impacts. Usually, one trip per month is necessary for diagnostics and maintenance.
Public Safety	The Intermodulation Study reviewed by the 911 Emergency Communications Department states the proposed tower will not impact the City of Hampton's 911 emergency communications system.
Drainage & Flooding	The project will be reviewed for compliance with state and local standards during submittal of construction plans and a site plan to the Development Services Center during Site Plan Review.
Environment	The applicant has performed a wetlands delineation in order to ensure that no portion of the communications tower is planned to be constructed within the 100' buffer of the RPA (Resource Protection Area) of the Chesapeake Bay, and a condition has been attached to ensure no portion of the tower or supporting ground equipment shall be located within the 100' Resource Protection Area buffer (the 1st 100' feet adjacent to the RPA feature) portion of the Chesapeake Bay Preservation District.
NIER (nonionizing electromagnetic radiation Report)	The applicant submitted an emissions report that stated the proposed operation at the site would not result in exposure of the public to excessive levels of radio-frequency energy emitted from the proposed tower.

Langley AFB Correspondence	The communications tower was submitted to Langley AFB for review, which commented that the overall height of the tower should not exceed 156' above sea level otherwise it would penetrate the inner horizontal protected airfield surface. In order to comply with this request, the applicant reduced the height of the lightening rod from four feet to three feet, thus bringing the complete height of the tower to 154.8' above sea level [6.8' elevation above sea level + 145' tower + 3' lightening rod = 154.8' above sea level].
Community Meeting	A community meeting was held on October 1, 2013 at the Paul Burbank Elementary School to explore locating a communications tower on the school property at 40 Tide Mill Lane. The community was vehemently opposed the school site, but at that time expressed a willingness to explore locating a tower at 57 Tide Mill Lane. The applicant has worked with representatives of the Riverdale Civic Association and has scheduled an additional community meeting for April 2, 2014.

Analysis

Jonathan Yates is requesting a Use Permit to allow construction of a 145' monopole tower at 57 Tide Mill Lane [LRSN 7001624]. The tower would include space for a total of four carriers.

The site is currently zoned R-15 [One-Family Residence District] with proffers, which limit the uses of the property to residential development and a tree farm. Should Rezoning Application No. 14-00001 be denied, the property owner would maintain the right to the existing tree farm, as permitted by the current proffers.This application, UP14-00004 accompanies Rezoning Application No. 14-00001 to rezone the property to R-11 without proffers, which allows communications towers subject to securing a Use Permit. A Use Permit is required for construction of new towers in the city.

The Hampton Community Plan (2006, as amended) provides a "placement hierarchy" that establishes a list of preferential locations for communications towers. The hierarchy describes co-location on existing structures is preferable to the construction of new towers. However, attempts to co-locate on existing towers have proven unsuccessful. Building a new tower would provide the opportunity for other communication service providers to expand their coverage within the proposed tower site area and surrounding community.

Although the portions of the north area of the parcel in question are designated within the buffer area of the Chesapeake Bay Preservation District, the proposed tower will not be located in the buffer area.

In general, the Use Permit request meets the Zoning Ordinance requirements in allowing construction of new towers. The Use Permit also includes conditions that would regulate the operation of the communications tower. The proposal is consistent with the land use recommendation and policies of the Community Plan in support of communications towers.

Staff recommends approval of Use Permit Application No. 14-00002 with eleven conditions.

Use Permit No. 14-00002
Jonathan L. Yates
145 King Street, Suite 102, Charleston, SC 29401

Conditions

1. **Issuance of Permit**
   The Use Permit applies only to 57 Tide Mill Lane [LRSN 7001624], and is not transferable to another location.

2. **Building Permit**
   Prior to the issuance of a building permit for the tower, the applicant shall provide a structural analysis report to the City's Building Official that demonstrates the tower can structurally support a total of four (4) carriers.

3. **Location of Tower/Site Plan**
   The site shall be constructed in substantial conformance with the conceptual site plan packet entitled "VA238 Langley Site Raw Land Monopole" prepared by Warren Williams and Associates and dated February 25, 2014. Changes to the site plan may be made to accommodate environmental, engineering, architectural, topographic or other development conditions, or site plan approval requirements, as required by law and subject to the approval of the Director of the Department of Community Development. A copy of the final approved site plan shall be placed in the file with the Planning Division of the Department of Community Development and shall supersede all previously filed site plans. [Exhibit A]

4. **Tower Height**
   The tower height shall be no more than 156' above sea level.

5. **Fencing/Tower Compound**
   A fence shall be installed and maintained completely surrounding the tower and equipment compound.

6. **Landscaping**
   The site shall be in substantial conformance with the plan entitled "Landscape Plan" dated February 25, 2014 prepared by Warren Williams & Associates. Changes to the landscape plan may be made to accommodate environmental, engineering, architectural, topographic or other development conditions, or site plan approval requirements, as required by law and subject to the approval of the Director of the Department of Community Development. A copy of the final approved landscape plan shall be placed in the file with the Planning Division of the Department of Community Development and shall supersede all previously filed landscape plans. [Exhibit B]

7. **Chesapeake Bay Regulations**
   No portion of the tower or supporting ground equipment shall be located within the 100' Resource Protection Area (RPA) buffer (the 1st 100' feet adjacent to the RPA feature) portion of the Chesapeake Bay Preservation District as defined and depicted on the date

of City Council approval of this Use Permit. All development on the site shall at all times comply with Chapter 17.3 Article X of the Zoning Ordinance.

8. Compliance with Applicable Laws

Prior to issuance of building permit and construction of tower, the tower site and tower must comply with all applicable local, state, and federal regulations as it relates to wetlands impact and compliance with the Federal Aviation Administration (FAA) and Federal Communications Commission (FCC). Evidence of such compliance shall be submitted to the Director of the Department of Community Development or his designee prior to issuance of a building permit. Futhermore, this Use Permit may be terminated for violation of any applicable federal, state, or local law.

9. **Tower Removal**

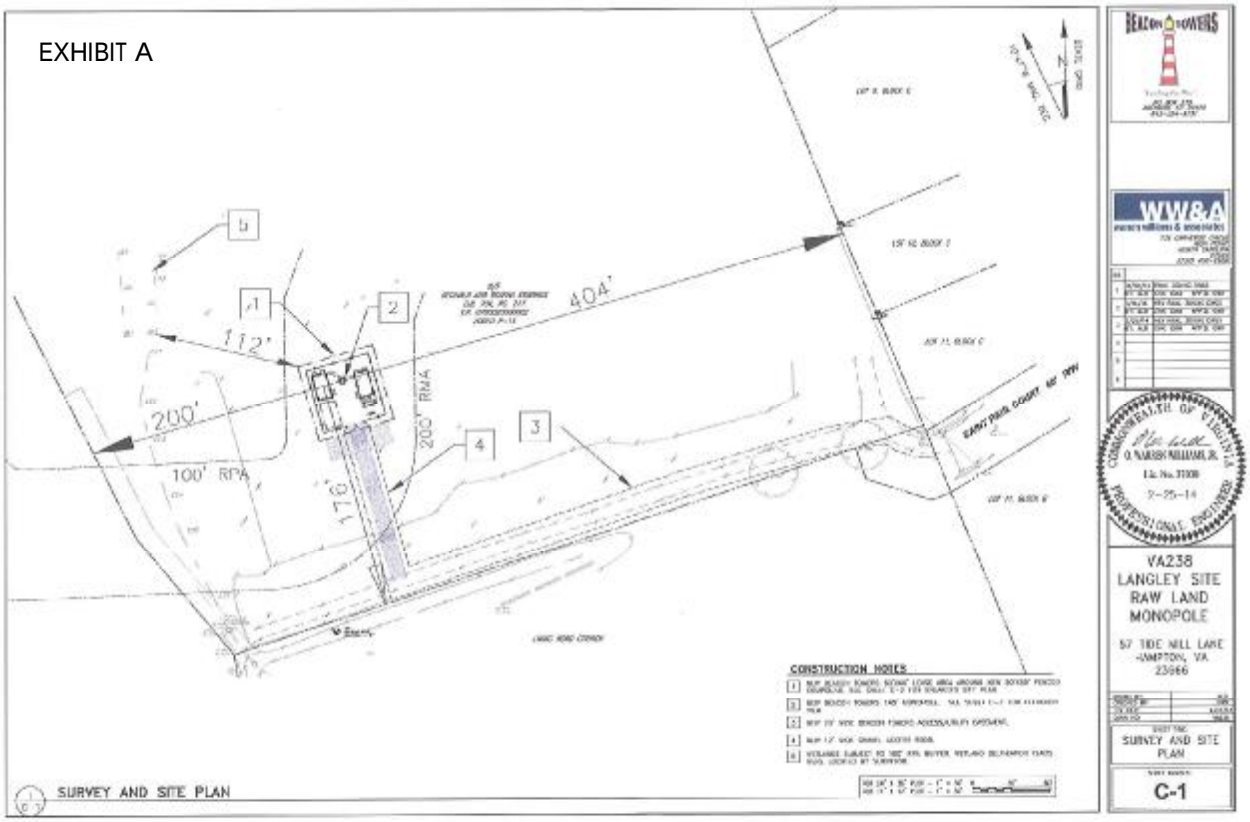
Should the tower cease to operate for a period of twenty-four (24) consecutive months, the Use Permit shall be considered nullified as set forth in condition #10 below, and the tower shall be considered abandoned and must be removed.

10. Nullification

a. The Use Permit shall become null and void if the use is not established within twelve (12) months of the date of approval by City Council.
b. The Use Permit shall become null and void if the facility is not used for the permitted use for a period of twenty-four (24) consecutive months.

11. **Revocation**

Notwithstanding any condition or provision of this use permit to the contrary, the use permit may be revoked for violation of any terms or conditions of the use permit as set forth in chapter 20 of the zoning ordinance.



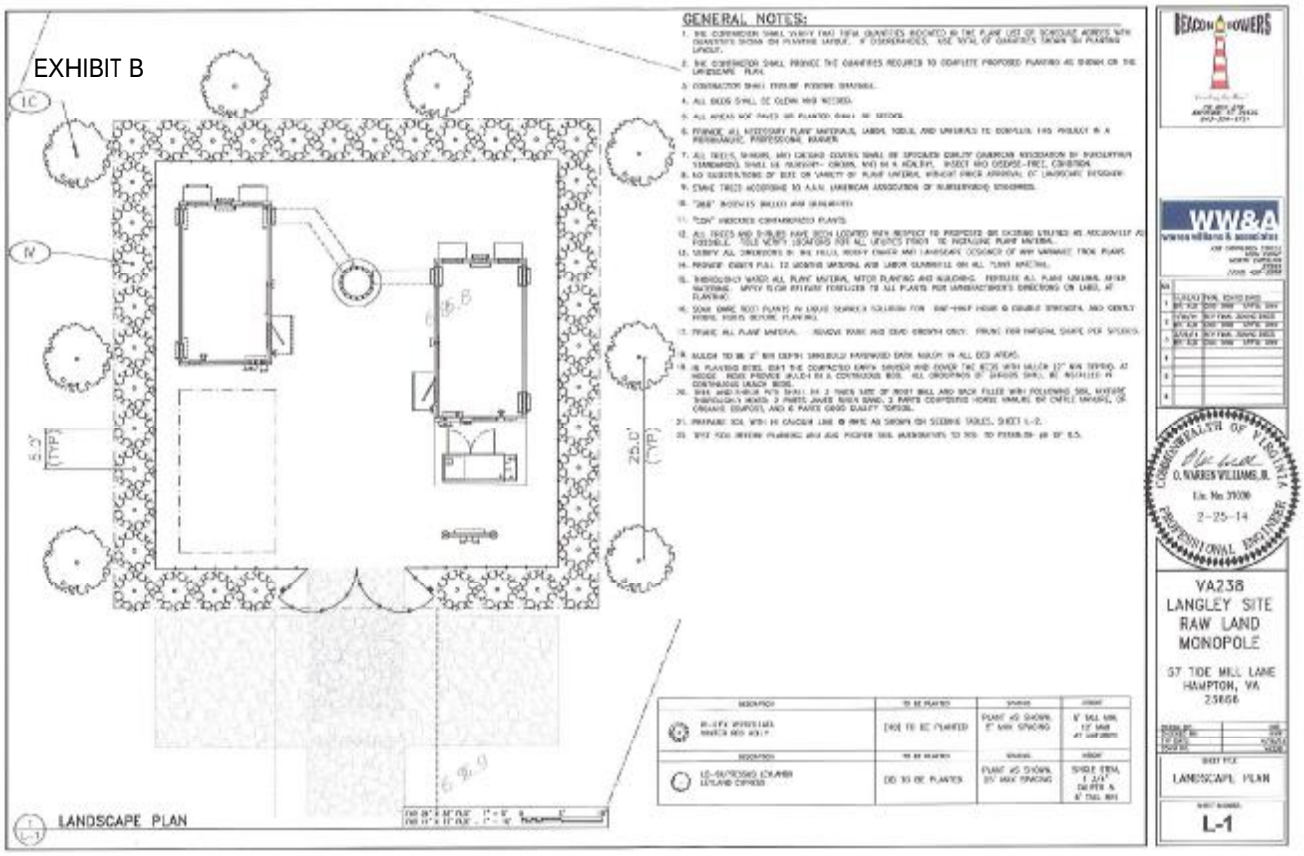


EXHIBIT B
GENERAL NOTES:
LANDSCAPE PLAN
BEACON TOWERS
WW&A
VA238
LANGLEY SITE
RAW LAND
MONOPOLE
57 TIDE MILL LANE
HAMPTON, VA
23666
LANDSCAPE PLAN
L-1

AT A PUBLIC HEARING IN A REGULAR MEETING OF THE HAMPTON PLANNING COMMISSION HELD IN THE COUNCIL CHAMBERS, CITY HALL, HAMPTON, VIRGINIA, ON THURSDAY, APRIL 3, 2014 AT 3:30 P.M.

WHEREAS: the Hampton Planning Commission has before it this day a proposal by Jonathan L. Yates to construct a new communications tower at 57 Tide Mill Lane [LRSN 7001624];

WHEREAS: the property is zoned One-Family Residence (R-15) District with proffers and is going through a rezoning to One-Family Residence (R-11) District without proffers, which permits the construction of a communications tower with a use permit;

WHEREAS: approval of this application would permit the proposed 145' tower with a 3' lightening rod and 4 communication co-location opportunities;

WHEREAS: the Hampton Community Plan (2006, as amended) recommends low density residential development for this property. The Plan also outlines a placement hierarchy process to follow when locating a communications tower, and the applicant has demonstrated an effort to pursue all other sites; and

WHEREAS: there are eleven (11) conditions attached to this use permit to ensure, among other things, the tower is located as indicated on the submitted site plan, the tower does not exceed 156' above sea level in height, the tower is surrounded by both a fence and landscaping, no portion of the tower or supporting equipment is constructed in the Chesapeake Bay Resource Protection Area or buffer, and the tower and associated equipment shall be removed should it cease operation, and providing that if any of the conditions are violated this shall be grounds for revocation of the use permit;

NOW, THEREFORE, on a motion by Commissioner Mary Bunting and seconded by Commissioner Chris Snead,

BE IT RESOLVED that the Hampton Planning Commission recommends approval to City Council of Use Permit Application No. 14-00002 with five (5) conditions.

A roll call vote on the motion resulted as follows:

AYES:	Williams, Campbell, McCloud, Snead, Bunting
NAYS:	None
ABST:	None
ABSENT:	Southall, LaRue

A COPY; TESTE:

Terry P. O'Neill

Terry P. O'Neill
Secretary to Commission

City of Hampton, VA

Agenda Review

File Number: 14-0215

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0215**

Request Number: **R-2014-00235**

File Type: **Planning Actions - Use Permit**

Department: **Planning**

Introduced: **5/14/2014**

Date of Final Action:

Enactment Number:

Effective:

Status: **Received By Clerk's Office**

Created By: **Alison Alexander**

Phone:

Requestor:

Phone:

Presenter: **Matt Smith, City Planner**

Phone: **727.6077**

Title: **Use Permit Application No. 14-00005: by Goodwill Industries of Central Virginia, Inc. (Goodwill) for a vocational training program (school) at 1911 Saville Row [LRSN 7001205].**

Action Requested: **Approve Use Permit No. 14-00005 with seven (7) conditions.**

Estimated Time: **5 minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments: Application
Conditions
Presentation
Staff Report
PC Resolution

Date	Acting Body	Action
5/6/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

Thomas Nelson Community College (TNCC) has a need to expand its workforce development training program beyond the capacity available at its Hampton campus. Goodwill proposes to lease a portion of its property to TNCC for use as part of TNCC's vocational training program. TNCC proposes serving up to 48 students. Preliminary review by staff indicates that maximum occupancy would be approximately 100. The property is zoned Limited Commercial (C-2) District and is in the Special Public Interest – Coliseum Central (SPI-CC) overlay district, which allow for the operation of a school subject to approval of a use permit.

The Hampton Community Plan (2006, as amended) recommends mixed-use for this property. The Community Plan also calls for support of educational opportunities and includes policies to this end (LU-CD 8; CF 18). Other relevant Community Plan policies address access to educational facilities (CF 20); promoting partnerships with local educational institutions (CF 23); and maintaining a high-quality workforce (ED 18).

The *Coliseum Central Master Plan* (2004, as amended) generally recommends retail and residential uses in this area to be focused around mixed-use nodes. On the Goodwill site, the Plan calls for multi-family housing and a new park. The variation of the proposed use from the Master Plan is not considered to be significant because of the lack of physical impact to the site, underutilization of existing building, and changes in market-driven development expectations since the adoption of the Plan.

Impacts of the proposal to the transportation network, sensitive environmental areas, and Hampton City Schools are anticipated to be minimal or nonexistent.

Staff recommends approval with seven (7) conditions. Planning Commission recommends approval.

Application for
Use Permit

OFFICE USE ONLY
Date Received:
RECEIVED
FEB 18 2014
PLANNING DEPT.
Case Number: UP 14-00005

Complete this application in its entirety and submit pages 4 and 5 along with the required materials (including any required supplements) as listed on page 2 to the address below:

City of Hampton
Community Development Department, Planning Division
22 Lincoln Street, 5th Floor
Hampton, Virginia 23669

1. PROPERTY INFORMATION

Address or Location 1911 Saville Row Hampton, Va 23666

LRSN 7001205 Zoning District C-2; SPI-CC

Current Land Use RETAIL

Proposed Land Use SEE ATTACHED NARRATIVE - Educational in addition to retail

The proposed use will be in: ☑ an existing building ☐ a new addition ☐ a new building

2. PROPERTY OWNER INFORMATION (an individual or a legal entity may be listed as owner)

Owner's Name GOODWILL INDUSTRIES OF CENTRAL VIRGINIA INC

Address 6301 MIDLOTHIAN TNPK City RICHMOND State VA Zip 23225

Phone 804-745-6300 Email C3@GOODWILLVIRGINIA.ORG

3. APPLICANT INFORMATION (if different from owner)

Applicant's Name ~~Thomas Nels~~

Address _____ City _____ State _____ Zip _____

Phone _____ Email _____

4. APPLICANT AGENT INFORMATION (if different from applicant)

Agent's Name _____

Address _____ City _____ State _____ Zip _____

Phone _____ Email _____

5. CERTIFICATION FOR LEGAL ENTITY PROPERTY OWNERS

Complete this section only if the property owner is not an individual but rather a legal entity such as a corporation, trust, LLC, partnership, diocese, etc. as specified in Step 2 above.

"I hereby submit that I am legally authorized to execute this application on behalf of the fee-simple owner of this property. I have read this application and it is submitted with my full knowledge and consent. I authorize city staff and representatives to have access to this property for inspection. The information contained in this application is accurate and correct to the best of my knowledge."

Name(s), title(s), signature(s), and date(s) of authorized representative(s) of the legal entity (attach additional page if necessary):

Name of Legal Entity GOODWILL INDUSTRIES OF CENTRAL VIRGINIA INC

Signed by:

Name (printed) Charles D Layman, Its (title) President + CEO

Signature [signature] Date 2/14/2024

Name (printed) _____, Its (title) _____

Signature _____ Date _____

Name (printed) _____, Its (title) _____

Signature _____ Date _____

6. CERTIFICATION FOR INDIVIDUAL PROPERTY OWNERS

Complete this section only if the property owner is an individual or individuals.

"I hereby submit that I am the fee-simple owner of this property. I have read this application and it is submitted with my full knowledge and consent. I authorize city staff and representatives to have access to this property for inspection. The information contained in this application is accurate and correct to the best of my knowledge."

Name(s), signature(s), and date(s) of owner(s) (attach additional page if necessary):

Name (printed) _____

Signature _____ Date _____

Name (printed) _____

Signature _____ Date _____

OFFICE USE ONLY		
☐ Application Form	☐ Narrative Statement	☐ Supplemental Form (if required)
☐ Application Fee	☐ Survey Plat	☐ Additional materials (if required)

Supplemental Information for
School

Complete this supplement in its entirety and submit with the completed Use Permit application form to the address below:

City of Hampton
Community Development Department, Planning Division
22 Lincoln Street, 6th Floor
Hampton, Virginia 23669

OFFICE USE ONLY
Date Received
RECEIVED
FEB 18 2014
PLANNING DEPT.
Case Number: UP 14-00005

1. LOT INFORMATION

Lot Width 470.77' Lot Depth 1669.88' Total Lot Area (ac. or sq. ft.) 9.53 ACRES

Current Number of On-site Parking Spaces 574 Proposed Number of On-site Parking Spaces _____

Area to be Fenced (ac. or sq. ft.) N/A Fence Height _____ Fence Type _____

☐ *Please attach a conceptual site plan showing the layout of uses, parking, landscaping and screening.*

☐ *Please attach a sketch showing drop-off area and circulation to, from and within the parking area.*

2. BUILDING INFORMATION

Square Footage 118,356 Stories 1 Number of Classrooms 1 Number of Offices 0

☒ *Please attach a floor plan of the school with all rooms labeled as to their use and square footage*

☐ *Please attach an architectural elevation drawing of the school building*

3. OPERATIONAL INFORMATION

Number of Students 48 Age Range of Students 18+ Number of Employees 1-3

Hours of Operation: Mon 7am-9pm Tue 7am-9pm Wed 7am-9pm Thu 7am-9pm
Fri 7am-9pm Sat 8am-2pm Sun _____

Method of Transporation public + POV

Percent of Students Using Each Method of Transportation 20% public 80% POV

4. LICENSING

Name of State Licensing Agency _____

Narrative statement

Thomas Nelson Community College (TNCC) and Goodwill Industries are submitting an application for Use Permit for the property located at 1911 Saville Row Hampton, VA 23666, aka LRSN# 7001205.

As property owner, Goodwill Industries will lease the property to TNCC to be used as part of their Workforce Development trades training programs. The 4600 square foot space designated within the Goodwill Industries building is concrete block and sprinkled. It is located at the back of the building on the southwest corner. It will need an overhead door to the outside as well as a door for pedestrian access. Classes to be held at the Goodwill location are as follows:

1. Heating, Ventilation and Air Conditioning, HVAC;
2. Residential electrician (entry level);
3. Certified Apartment Maintenance Technician, CAMT;
4. Weatherization Technician;
5. Energy Auditor.

Successful graduates from these programs can receive national credentials and are able to find employment through services offered by TNCC or other agencies. These classes are taught hands-on using specific props and equipment which limit the number of students in each cohort. The largest class that can be held is HVAC with a max of 24 students. Each other type of class has a maximum of 12. Due to space and equipment restrictions, no more than two different types of classes can be held in the space at the same time, thus making the maximum occupancy (with instructors) 44.

To simulate the necessary training, TNCC would require various temporary structures in the GI building. These temporary structures, such as a frame replication of a small building and separate temporary walls for electrician and weatherization training, provide a more realistic learning environment for the students. These structures are to be made of wood (2”x4”) and be approximately 12’ x 20’. This will allow students to have an experience that can be as realistic as possible using a simulated crawl space, wall studs, and simulated roofing structure.

The training for apartment maintenance technicians would use mock-ups of various parts of an apartment, such as a temporary corner of a simulated room. In this structure, technicians would be trained to repair and replace sheet-rock and patch and paint. In addition to the corner structure common appliances such as washers, dryers, dishwashers, etc., would be used to teach the technicians repair and replacement of parts.

Classes at this location would be structured for adults seeking to earn a certification for quick employment and focus primarily on unemployed, underemployed, and veteran citizens. Classes will be held both during the day and in the evenings, with hours ranging from 7:00am-9:00pm. Ample parking spaces are available, with only additional handicap accommodations needed. Due to the nature of the target students, many will use public transportation which is located conveniently nearby.

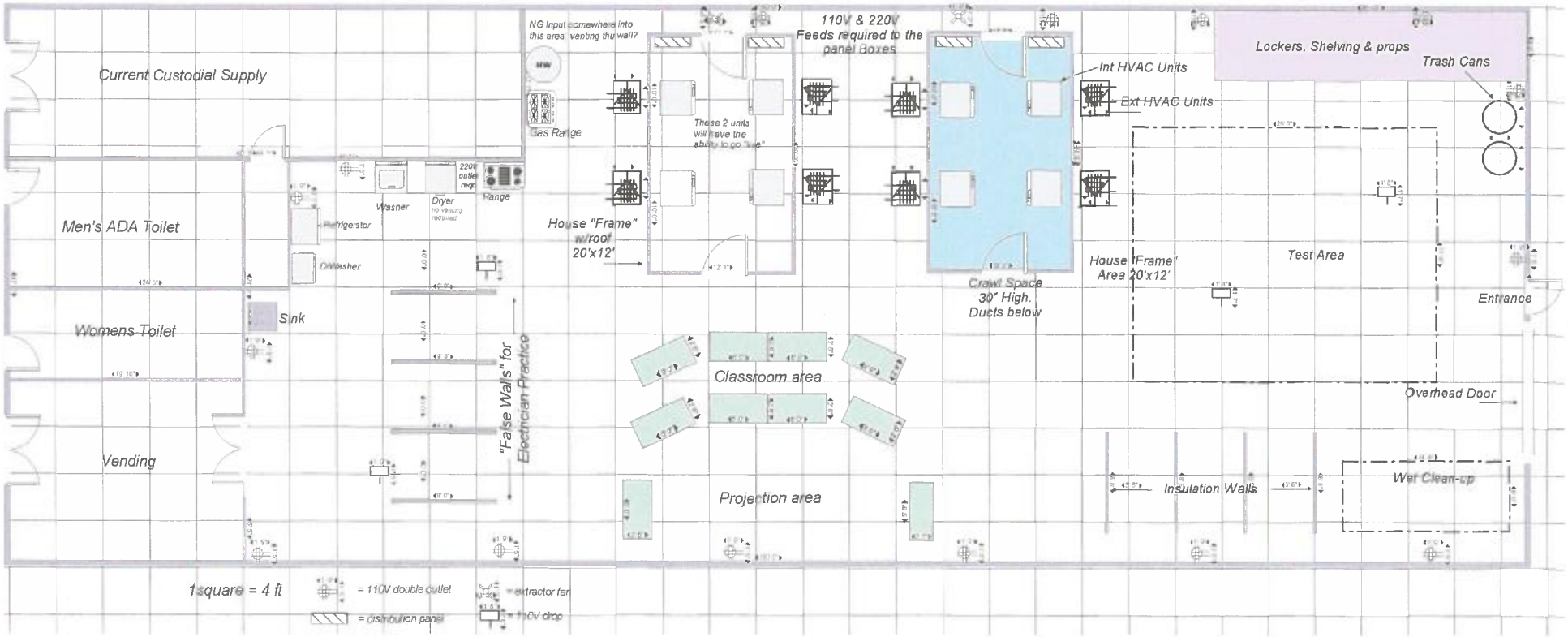
Exhibit A

10982 RICHARDSON ROAD
SUITE J
ASHLAND VIRGINIA 23005
804-550-3098
FAX 804-550-1217

GOODWILL RETAIL OPERATION CENTER
1911 SAVILLE ROW
HAMPTON, VIRGINIA

A.0

Exhibit B


Current Custodial Supply
Men's ADA Toilet
Womens Toilet
Vending
Sink
Refrigerator
Dishwasher
Washer
Dryer
no venting required
220V outlet req
Range
Gas Range
NG Input somewhere into this area venting thru wall?
"False Walls" for Electrician Practice
House "Frame" w/roof 20'x12'
These 2 units will have the ability to go "live"
110V & 220V Feeds required to the panel Boxes
Crawl Space 30" High. Ducts below
Int HVAC Units
Ext HVAC Units
House "Frame" Area 20'x12'
Lockers, Shelving & props
Trash Cans
Test Area
Entrance
Overhead Door
Classroom area
Projection area
Insulation Walls
Wet Clean-up
1 square = 4 ft
= 110V double outlet
= distribution panel
= extractor fan
= 110V drop

Use Permit No. 14-00005
Goodwill Industries of Central Virginia, Inc.
1911 Saville Row, Hampton, VA 23666

Conditions

1. Issuance of Permit

   The Use Permit applies only to 1911 Saville Row [LRSN 7001205], and is not transferable to another location.

2. Location of Use

   Educational services may only be provided within the existing building located at 1911 Saville Row in the area marked on Exhibit A as "Training Program Area".

3. Traffic

   Loading and unloading of students from any vehicle shall occur on site and out of the public right of way.

4. Certificate of Occupancy

   The applicant must obtain a Certificate of Occupancy prior to commencing the school operation.

5. Revocation

   Failure to comply with any conditions of Use Permit Application No. 14-00005 shall constitute a violation of the provisions of Chapter 20 of the Zoning Ordinance and shall be cause for revocation of the use permit by City Council.

6. Nullification

   a. The Use Permit shall become null and void if no building permit to construct the authorized improvements has been issued within 12 months of the date of approval by the City Council, or if no building permit is required, if the use is not established within 12 months of the date of approval by the City Council; or

   b. Once the property may be occupied, if the property is not used for the permitted purpose for a continuous two-year period unless otherwise specified in the zoning ordinance.

7. Compliance with all Applicable Laws

   The use permit may be terminated for any violation of federal, state, or local law.

Exhibit A

10982 RICHARDSON ROAD
SUITE J
ASHLAND VIRGINIA 23005
804-550-3098
FAX 804-550-1217

GOODWILL RETAIL OPERATION CENTER
1911 SAVILLE ROW
HAMPTON, VIRGINIA

© 2017 BY PERRETZ & YOUNG ARCHITECTS P.C.

A.0

Use Permit # 14-00005

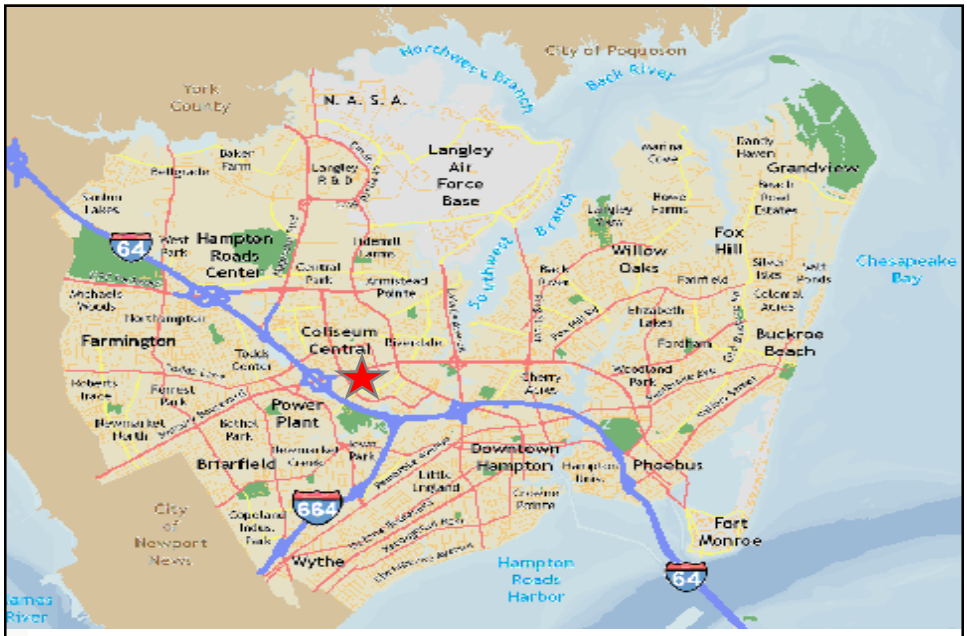
1911 Saville Row
Goodwill Industries of Central Virginia

Hampton City Council

May 14, 2014

Application

Use Permit for the operation of a school



Hampton City Council
May 14, 2014

Use Permit No. 14-00005

Site Location

Proposal

WORKFORCE DEVELOPMENT
Thomas Nelson
COMMUNITY COLLEGE

Goodwill
Industries International, Inc.

Training Programs

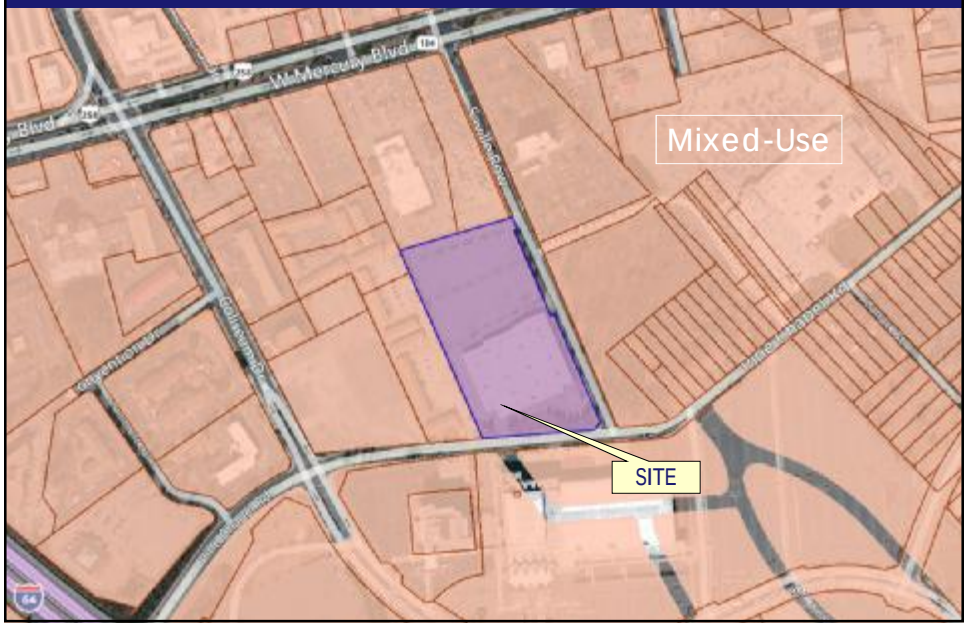
- HVAC
- Residential Electrician
- Certified Apartment Maintenance Technician
- Weatherization Technician
- Energy Auditor

Hampton City Council
May 14, 2014

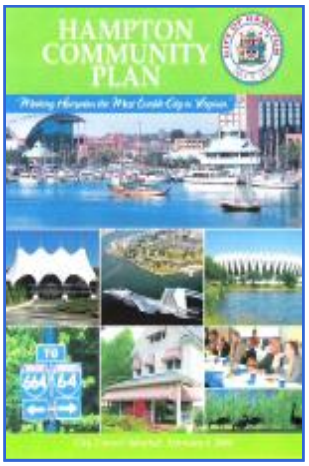
Use Permit No. 14-00005

Zoning

Land Use



Public Policy



Hampton Community Plan (2006, as amended).

- Support educational opportunities for citizens
- Improve non-vehicular access to education facilities
- Promote cooperation with local institutions of higher education
- Maintain top-notch workforce

Hampton City Council
May 14, 2014

Use Permit No. 14-00005

Public Policy

Coliseum Central Master Plan

Community-serving retail and medium-density housing focused around mixed-use nodes

Vicinity of Goodwill Site

- Multi-family residential
- Park
- Realigned Pine Chapel Rd

Conditions

- Location of Use
- Student Transportation
- Terms of Termination

Community Meeting

March 2014

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

Recommendation

Approval of

Use Permit # 14-00005 with 7 conditions

STAFF EVALUATION

To: City Council

Prepared By: Matt Smith 727-6077
Reviewed By: Keith Cannady, AICP 728-5239
Sharon McSmith, CAP 728-5240

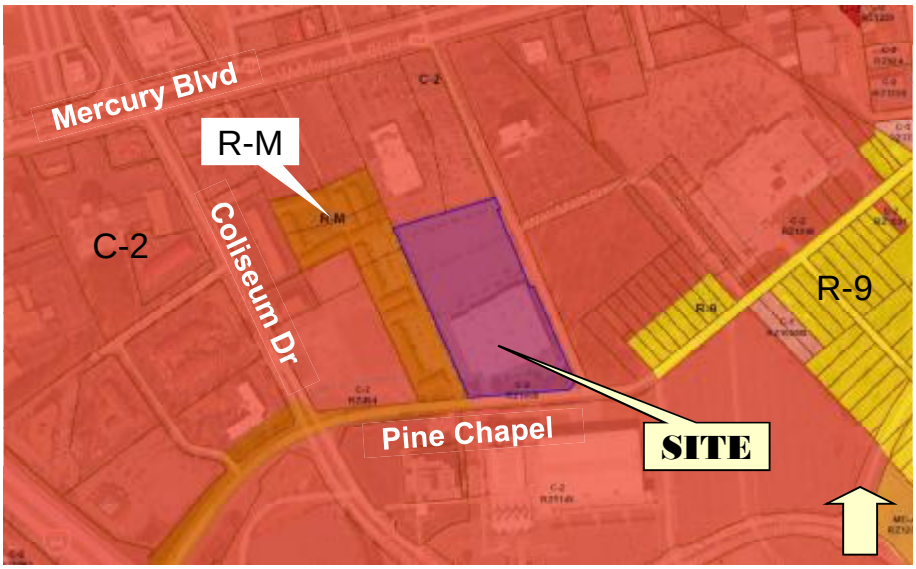
Case No.: Use Permit Application No. 14-00005 **Date:** 5/14/2014

General Information

Applicant	Goodwill Industries of Central Virginia, Inc.
Owner	Goodwill Industries of Central Virginia, Inc.
Location	1911 Saville Row [LRSN 7001205]

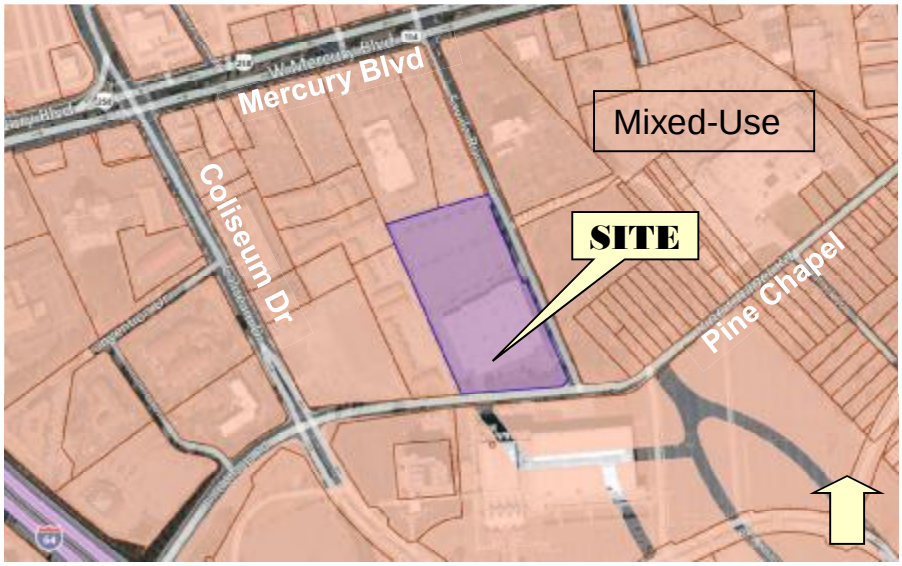
Requested Action	Use Permit to allow for the operation of a school.
Description of Proposal	Thomas Nelson Community College (TNCC), in partnership with the applicant, proposes to offer vocational instruction as part of TNCC's Workforce Development trades training program. The program would use a portion of the existing building on the site.
Existing Land Use	Retail
Zoning	Limited Commercial (C-2) District; Special Public Interest – Coliseum Central (SPI-CC) overlay district
Surrounding Zoning and Land Use	**North:** C-2; auto sales **South:** C-2; Convention Center **East:** C-2; vacant Land

West: R-M; multi-family housing



Public Policy

The Hampton Community Plan (2006, as amended) recommends Mixed-Use for this property. Mixed-Use is also recommended for surrounding properties.



The Community Plan identifies Hampton citizens as one of the City's most important resources. As such, a focus of the Community Plan is to prepare the citizens of Hampton for the future. In furtherance of this focus, the Community Plan calls for support of educational opportunities of all types for the citizens of Hampton.

Policies related to this focus of the Community Plan include:

	LU-CD 8: Support opportunities for the development and expansion of educational, cultural, medical, research and military activities that are consistent with the City's vision and goals. (Pg. LU-17) **CF 18:** Promote educational facilities that have a high degree of flexibility for broad based community use. Recognize that the world and community values and practices are in rapid change. (Pg. CF-31) **CF 20:** Improve non-vehicular access to community facilities – particularly educational and recreational facilities – to provide safe alternatives for access, increase usage, and encourage physical activity among residents of surrounding neighborhoods. Comply with SAFE-TEA recommendations contained in the Safe Routes to School initiative. (Pg. CF-31) **CF 23:** Promote and extend on-going cooperation and partnerships with Hampton University, Thomas Nelson Community College, NASA/Langley Research Center, and other local and regional, private and public educational institutions to explore opportunities and address issues of mutual concern. (Pg. CF-31) **ED 18:** Maintain a top-notch workforce through close coordination among key institutions: employment and training agencies, the business community, Hampton City Schools, Thomas Nelson Community College, Hampton University, and other local educational and research facilities. (Pg. ED-23) The property also falls within the boundaries of the *Coliseum Central Master Plan* (2004, as amended). Generally, the Plan calls for development in this area to be focused around mixed-use nodes. This development would consist of community-and-neighborhood-serving retail, and medium-density housing. On the current Goodwill site, the Plan calls for multi-family residential housing and a new park. The Plan also envisions a realignment of Pine Chapel road through the current configuration of the site.
Zoning History	RZ – 1008: property rezoned to C-2 without conditions in 1993
Applicable Regulations	The C-2 District allows for school uses subject to securing a use permit. The purpose of this use permit is to identify the operational characteristics of the proposal and establish the conditions under which the facility will be operated. This action is necessary to ensure the safety and welfare of the public as well as minimize project impacts on nearby properties.

Traffic/Parking	The proposed vocational training program will be located in an existing building with 574 associated parking spaces. The current use of the building as a Goodwill retail store does not make full use of the current parking capacity. The applicant estimates 20% of students will arrive at the site via public transportation. Given these considerations, current parking capacity is sufficient, and negligible traffic will be generated in comparison to other nearby retail uses.
Schools	This proposal does not impact Hampton City schools.
Environmental	There are no known environmental concerns at this site.
Community Meeting	Held March 13, 2014

Analysis

Thomas Nelson Community College (TNCC) trains and graduates approximately 12,000 students each year in continuing education and professional development programs. TNCC has found that demand for skilled workers in the trades is increasing, and has identified a need to find training space in addition to the capacity currently available at its Hampton campus. TNCC has determined Goodwill Industries of Central Virginia, Inc. (Goodwill), owner of the subject property, to be an appropriate partner in the expansion of their workforce development trades training program.

The training program would make use of ~4,600 sq.ft. of space (outlined in red and labeled "Training Program Area" on Exhibit A) in the southwest corner of the existing Goodwill building located at 1911 Saville Row. Details of the training program area are shown in Exhibit B. Preliminary review by City staff indicates that the facility is able to accommodate the number of students (48) listed in the applicant's school supplement to the use permit application. This preliminary review also found it to be acceptable that instructional building mock-ups and wall assemblies be constructed of wood.

The City of Hampton's Zoning Ordinance allows for school uses in the Limited Commercial (C-2) District with approval of a use permit by City Council.

A focus of the Hampton Community Plan (2006, as amended) is to help prepare the citizens of Hampton for the future. To achieve this, the Community Plan calls for support of educational opportunities and includes policies to this end (LU-CD 8; CF 18). The expansion of TNCC's workforce development trades training program is consistent with the Community Plan's support for educational facilities that will help Hampton residents become successful members of the community.

Other relevant Community Plan policies address access to educational facilities (CF 20); promoting partnerships with local educational institutions (CF 23); and maintaining a high-quality workforce (ED 18). The proposed program associated with this use permit application is in alignment with these policies in that it would be located in an area that is easily accessible by automobile and public transportation; will be run by a local

institution of higher education; and offer instruction that will improve the City's workforce.

The *Coliseum Central Master Plan* (2004, as amended) proposes a mix of uses in this area, including retail and housing. The plan calls for multi-family housing and a park on or near the subject site situated along a realigned Pine Chapel Rd (see Exhibit C). While the proposed use is neither retail nor residential, its effect on future development of these uses is minimal. The proposal will not change the physical characteristics of the site as it will be located in unused space in an existing building. Further, because of changes in market conditions since the adoption of the *Coliseum Central Master Plan*, it is not anticipated that this type of development will occur in the near future. Additionally, the FY 2014-2108 Capital Improvement Plan does not provide funding for the realignment of Pine Chapel Road, nor is the project listed in the Unfunded Projects section of the FY 2014-2108 CIP.

As outlined in the General Information section above, there are no anticipated impacts to the transportation network, sensitive environmental areas, or Hampton City Schools. Also, because of the busy commercial nature of the Coliseum Central area, it is unlikely that transportation to or use of the building by students will create any unusual disturbance of neighbors.

If this application is approved, staff recommends attaching conditions tailored to the operation of educational services at this location. These conditions address location of the use, student transportation, and terms for termination. Because of the site's location in a commercial area, quantity of existing parking, and distance from residential uses, land use impacts related to the number of students at the location are anticipated to be minimal. Therefore, staff finds it appropriate for capacity to be established solely by the Capacity Certificate. A preliminary assessment by Development Services Center plans review staff indicates that the maximum potential occupancy, including students and school staff, would be approximately 100. Facility details examined during formal plan review may decrease this occupancy number.

Staff recommends approval of Use Permit Application #14-00005 with 7 conditions.

Use Permit No. 14-00005
Goodwill Industries of Central Virginia, Inc.
1911 Saville Row, Hampton, VA 23666

Conditions

. **Issuance of Permit**

The Use Permit applies only to 1911 Saville Row [LRSN 7001205], and is not transferable to another location.

. **Location of Use**

Educational services may only be provided within the existing building located at 1911 Saville Row in the area marked on Exhibit A as "Training Program Area".

. **Traffic**

Loading and unloading of students from any vehicle shall occur on site and out of the public right of way.

. **Certificate of Occupancy**

The applicant must obtain a Certificate of Occupancy prior to commencing the school operation.

. **Revocation**

Failure to comply with any conditions of Use Permit Application No. 14-00005 shall constitute a violation of the provisions of Chapter 20 of the Zoning Ordinance and shall be cause for revocation of the use permit by City Council.

. **Nullification**

a. The Use Permit shall become null and void if no building permit to construct the authorized improvements has been issued within 12 months of the date of approval by the City Council, or if no building permit is required, if the use is not established within 12 months of the date of approval by the City Council; or

b. Once the property may be occupied, if the property is not used for the permitted purpose for a continuous two-year period unless otherwise specified in the zoning ordinance.

. **Compliance with all Applicable Laws**

The use permit may be terminated for any violation of federal, state, or local law.

AT A PUBLIC HEARING IN A REGULAR MEETING OF THE HAMPTON PLANNING COMMISSION HELD IN THE COUNCIL CHAMBERS, CITY HALL, HAMPTON, VIRGINIA, ON THURSDAY, APRIL 3, 2013 AT 3:30 P.M.

WHEREAS: the Hampton Planning Commission has before it this day a proposal by Goodwill Industries of Central Virginia, Inc. (Goodwill) for a school located at 1911 Saville Row [LRSN 7001205];

WHEREAS: Goodwill is partnering with Thomas Nelson Community College (TNCC) to offer vocational training through TNCC's Workforce Development program at this site;

WHEREAS: the property is zoned Limited Commercial (C-2) District and is in the Special Public Interest – Coliseum Central (SPI-CC) overlay district, which allow for the operation of a school subject to approval of a use permit;

WHEREAS: the Hampton Community Plan (2006, as amended) recommends mixed-use for this property, and the *Coliseum Central Master Plan* (2004, as amended) recommends mixed-use consisting of community- and neighborhood-serving retail and medium-density housing;

WHEREAS: seven conditions are attached to address the location of the school, traffic, capacity, and term of permit review; and

WHEREAS: no one from the public spoke for or against this proposal.

NOW, THEREFORE, on a motion by Commissioner Chris Snead and seconded by Commissioner Carlton Campbell,

BE IT RESOLVED that the Hampton Planning Commission recommends to City Council approval of Use Permit Application No. 14-00005, subject to seven (7) conditions.

A roll call vote on the motion resulted as follows:

AYES:	Williams, Campbell, McCloud, Snead, Bunting
NAYS:	None
ABST:	None
ABSENT:	Southall, LaRue

A COPY; TESTE:

Terry P. O'Neill
Secretary to Commission

City of Hampton, VA

Agenda Review

File Number: 14-0216

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0216**

Request Number: **R-2014-00236**

File Type: **Planning Actions - Use Permit**

Department: **Planning**

Introduced: **5/14/2014**

Date of Final Action:

Enactment Number:

Effective:

Status: **Received By Clerk's Office**

Created By: **Alison Alexander**

Phone:

Requestor:

Phone:

Presenter: **Matt Smith, City Planner**

Phone: **727.6077**

Title: **Use Permit Application No. 14-00006: by Lutheran Family Services of Virginia, Inc. for an educational program (school) for adults with intellectual and developmental disabilities located at 130 Research Dr. [LRSN 13000452].**

Action Requested: **Approve Use Permit No. 14-00006 with eight (8) conditions.**

Estimated Time: **5 minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments: Application
Langley Correspondence
Conditions
Presentation
Staff Report
PC Resolution

Date	Acting Body	Action
5/6/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

Lutheran Family Services of Virginia, Inc. is a not-for-profit organization that provides educational, residential, and therapeutic services to children and adults. Lutheran Family Services proposes to adapt a portion of their existing Hampton facility to provide habilitation, training, and skill building activities for adults with intellectual and developmental disabilities. Facilities such as these are regulated by the Virginia Department of Behavioral Health and Developmental Services.

The property is zoned Limited Manufacturing (M-1) District, which allows for the operation of a school with a use permit. The property is also located within the Special Public Interest – Magruder Visual Corridor (SPI-MVC) overlay district, and the Air Installations Compatible Use Zone (AICUZ) 70 – 75 dB noise contour.

The Hampton Community Plan (2006, as amended) recommends business and industrial use for this property. The Community Plan also calls for support of educational opportunities and includes policies to this end (CF 18; CF 23). The addition of Lutheran Family Services' educational program is consistent with the Community Plan's support for educational facilities.

Impacts of the proposal to the transportation network, sensitive environmental areas, and Hampton City Schools are anticipated to be minimal or nonexistent.

A school use was recently permitted in the vicinity of this site. In 2013, the City Council approved a use permit for a music school at 18 Research Dr.

Staff recommends approval with eight (8) conditions. Planning Commission recommends approval.

Application for
Use Permit

OFFICE USE ONLY
Date Received:
RECEIVED
FEB 18 2014
PLANNING DEPT.
Case Number: UP 14-00006

Complete this application in its entirety and submit pages 4 and 5 along with the required materials (including any required supplements) as listed on page 2 to the address below:

City of Hampton
Community Development Department, Planning Division
22 Lincoln Street, 5th Floor
Hampton, Virginia 23669

1. PROPERTY INFORMATION

Address or Location 130 Research Drive, Suite 300, Hampton, VA 23666

LRSN 13000452 Zoning District M-1, SPI-MVC, ATCU2

Current Land Use General Office

Proposed Land Use Educational & Office

The proposed use will be in: ☒ an existing building ☐ a new addition ☐ a new building

2. PROPERTY OWNER INFORMATION (an individual or a legal entity may be listed as owner)

Owner's Name Hampton R & D Properties, LLC
c/o Empire Real Estate Services
Address PO Box 662 City Virginia Beach State VA Zip 23451

Phone 757-321-1710 Email tom@athertonrealestatedevelopment.com

3. APPLICANT INFORMATION (if different from owner)

Applicant's Name Lutheran Family Services of Virginia, Inc.

Address 2609 McVitty Road City Roanoke State VA Zip 24018

Phone 540-774-7100 Email dpruett@lfsva.org

4. APPLICANT AGENT INFORMATION (if different from applicant)

Agent's Name N/A

Address _____ City _____ State _____ Zip _____

Phone _____ Email _____

5. CERTIFICATION FOR LEGAL ENTITY PROPERTY OWNERS

Complete this section only if the property owner is not an individual but rather a legal entity such as a corporation, trust, LLC, partnership, diocese, etc. as specified in Step 2 above.

"I hereby submit that I am legally authorized to execute this application on behalf of the fee-simple owner of this property. I have read this application and it is submitted with my full knowledge and consent. I authorize city staff and representatives to have access to this property for inspection. The information contained in this application is accurate and correct to the best of my knowledge."

Name(s), title(s), signature(s), and date(s) of authorized representative(s) of the legal entity (attach additional page if necessary):

Name of Legal Entity Hampton R & D Properties LLC

Signed by:

Name (printed) Thomas H Atherton, Its (title) manager

Signature [signature] Date 2/4/19

Name (printed) _____, Its (title) _____

Signature _____ Date _____

Name (printed) _____, Its (title) _____

Signature _____ Date _____

6. CERTIFICATION FOR INDIVIDUAL PROPERTY OWNERS

Complete this section only if the property owner is an individual or individuals.

"I hereby submit that I am the fee-simple owner of this property. I have read this application and it is submitted with my full knowledge and consent. I authorize city staff and representatives to have access to this property for inspection. The information contained in this application is accurate and correct to the best of my knowledge."

Name(s), signature(s), and date(s) of owner(s) (attach additional page if necessary):

Name (printed) _____

Signature _____ Date _____

Name (printed) _____

Signature _____ Date _____

OFFICE USE ONLY

☐ Application Form	☐ Narrative Statement	☐ Supplemental Form (if required)
☐ Application Fee	☐ Survey Plat	☐ Additional materials (if required)

Supplemental Information for

School

Complete this supplement in its entirety and submit with the completed Use Permit application form to the address below:

City of Hampton
Community Development Department, Planning Division
22 Lincoln Street, 5th Floor
Hampton, Virginia 23669

OFFICE USE ONLY
Date Received:

RECEIVED

FEB 18 2014

PLANNING D

Case Number: UP 14-00006 - ___ ___ ___

1. LOT INFORMATION

Lot Width 380' Lot Depth 525' Total Lot Area (ac. or sq. ft.) 4.8881 acres

Current Number of On-site Parking Spaces 250 Proposed Number of On-site Parking Spaces 250

Area to be Fenced (ac. or sq. ft.) N/A Fence Height _____ Fence Type _____

☐ *Please attach a conceptual site plan showing the layout of uses, parking, landscaping and screening.*

☐ *Please attach a sketch showing drop-off area and circulation to, from and within the parking area.*

2. BUILDING INFORMATION

Square Footage 51,384 Stories 1 Number of Classrooms 2 Number of Offices 13

XX *Please attach a floor plan of the school with all rooms labeled as to their use and square footage*

☐ *Please attach an architectural elevation drawing of the school building*

3. OPERATIONAL INFORMATION

Number of Students 15-25 Age Range of Students 18+ Number of Employees 4-8

Hours of Operation: Mon 8 am -7 pm Tue 8 am - 7 pm Wed 8 am - 7 pm Thu 8 am - 7 pm

Fri 8 am - 7 pm Sat N/A Sun N/A

Method of Transporation Private

Percent of Students Using Each Method of Transportation 100%

4. LICENSING

Name of State Licensing Agency Dept. of Behavioral Health & Developmental Services

AICUZ Overlay District

Reasonable Use Exception Supplement

OFFICE USE ONLY
Date Received:

RECEIVED

MAR 10 2014

PLANNING DEPT.

Case Number: 14-00006 - ___

Compatible X Not Compatible ___

Complete this supplement in its entirety and submit with the completed Land Use application form to the address below:

City of Hampton
Community Development Department, Planning Division
22 Lincoln Street, 5th Floor
Hampton, Virginia 23669

1. GENERAL INFORMATION

This form is to be completed and returned with an application for any of the following types of Hampton City Council action, when the use the applicant is applying for is listed as Not Compatible in either Table 1 "AIR INSTALLATIONS COMPATIBLE USE ZONES LAND USE COMPATIBILITY IN NOISE ZONES" or Table 2 "AIR INSTALLATIONS COMPATIBLE USE ZONES LAND USE COMPATIBILITY IN ACCIDENT POTENTIAL ZONES" of Section 1-6.2 of the Hampton Zoning Ordinance:

1) Rezonings;
2) Use Permits for new uses or structures, or for alterations or enlargements of existing conditional uses where the occupancy load would increase;
3) Conversions or enlargements of nonconforming uses or structures, except where the application contemplates the construction of a new building or structure or expansion of an existing structure where the total occupancy load would not increase; and
4) Vacation of public streets, alleys or other public right-of-ways where the applicant contemplates the construction of a new building or structure or the expansion of a use or structure where the total occupant load is increased.

2. REASONABLE USE EXCEPTION CRITERIA

Pursuant to Section 1-6 of the Hampton Zoning Ordinance, it is the policy of City Council that no application for any property located in either an Accident Potential Zone (APZ) or Noise Zone of 70 dB DNL or higher shall be approved unless the uses and structures it contemplates are designated as "Compatible" under Table 1 and Table in Section 1-6.2 UNLESS the City Council finds that no reasonable use designated as compatible under the applicable table or tables can be made of the property. In such cases, the City Council shall approve the proposed use of property at the least density or intensity of development that is reasonable.

3. APPLICATION PROCEDURE

To satisfactorily demonstrate that the reasonable use exception criteria have been examined, the applicant must provide all the information and materials contained in the application checklist. This information must be provided to the Planning Division of the Community Development Department in order for the rezoning, use permit or other application to be considered complete.

4. APPLICATION CHECKLIST

1) A legal description of all properties to be incorporated in the project.

2) A list of those uses designated as *Compatible* under the AICUZ Overlay District considered for the property and a detailed explanation why development of those uses would:

- not be physically possible given the property's topography, location or geographic or environmental characteristics;
- not be economically feasible; or
- not be a reasonable use of the property for other reasons

3) A list of those uses designated as *Incompatible* under the AICUZ Overlay District, but that would result in a use at a lower density and/or intensity, considered for the property and a detailed explanation why development of those uses would:

    - not be physically possible given the property's topography, location or geographic or environmental characteristics;
    - not be economically feasible; or
    - not be a reasonable use of the property for other reasons

4) An explanation why the property is not capable of development at a lower density or intensity of use.

The land use application along with the reasonable use exception supplemental form will be submitted to Langley Air Force Base (LAFB) for review by the 633d Air Base Wing Commander, or designee. All comments from LAFB will be forwarded to the Hampton Planning Commission and City Council.

LUTHERAN FAMILY SERVICES OF VIRGINIA, INC.

NARRATIVE TO ACCOMPANY APPLICATION FOR USE PERMIT

Lutheran Family Services of Virginia (LFSVA) is hereby applying for a Use Permit for the property we currently lease located at 130 Research Drive, Hampton, Virginia.

The subject property is part of a larger office building owned by Hampton R & D Properties, LLC. The building is 51,384 square feet and is located on a parcel of 4.8881 acres, with a total of 250 parking spaces available. Current Land Use for this location is "General Office". LFSVA has occupied 6,932 sq. ft. of this building since 2009 under a lease which expires 9/30/2014.

As LFSVA has negotiated with Hampton R & D Properties to extend the lease at this location, LFSVA desires to convert a portion of the leased premises to be able to provide habilitation, training and skill building activities for adults with intellectual and developmental disabilities. This therapeutic service is needed to help individuals acquire, retain or improve in daily living, self-care, socialization, community integration, prevocational, and adaptive skills. These services are coordinated with the provision of physical, occupational, and/or speech therapies as needed and are provided between one and seven hours per day on a regularly scheduled basis one or more days per week; typical hours of a fully-developed facility are 9:00 a.m. to 3:00 p.m. Prevocational skill development is aimed at preparing an individual for paid employment or volunteer work.

Individuals to be served in this program will have been diagnosed with an intellectual and/or developmental disability and will have been deemed eligible for the Intellectual Disability Waiver through the Virginia Department of Medical Assistance Services and the Department of Behavioral Health and Developmental Services. Because this program provides active, intense training and skill building activities, staffing ratios are high ranging from 2 to 5 clients for each staff member on duty at any given time depending on individual needs.

Specific daily instruction and activities may include:

- Developing problem-solving skills;
- Support with personal care tasks;
- Developing self, social, and environmental awareness skills;
- Developing sensory, gross, and fine motor skills;
- Skill development and support as needed in communication and positive behavior;
- Skill development in the use of community resources;
- Safety supports to ensure the individual's health and safety;
- Opportunities for positive peer relationships;
- Opportunities to use developing skills in community settings; and
- Developing skills required for paid employment or volunteer work in community settings.

Enclosed is a proposed floor plan for the space. Conversion of the existing space to the proposed configuration will require minimal remodeling. The daily instruction activities will be conducted in the spaces noted as "5" and "9" on the floor plan, and restroom facilities are noted with "4" and "10". We anticipate being able to provide instructional services to as many as 15 individuals in the subject space. Individuals attending the program, as well as visitors and family members, will use the "exit" noted near the top left corner of the floor plan, as there is an exterior door to the building adjacent to the exit from the subject space which is fully handicapped accessible.

Lutheran Family Services of Virginia, Inc. is a not-for-profit organization which has been providing educational, residential and therapeutic services to children and adults, without regard to faith affiliation, for over 125 years. Our organization's 20 locations provide services throughout the Commonwealth including treatment foster care, adoption, intensive in-home and therapeutic day treatment services for children with special needs, residential and training services for adults with developmental disabilities, and educational services for children with autism and ED.

Exhibit A

Lutheran Family Services of Virginia, Inc.

130 Research Dr. – Hampton, VA

EMERGENCY EVACUATION PLAN

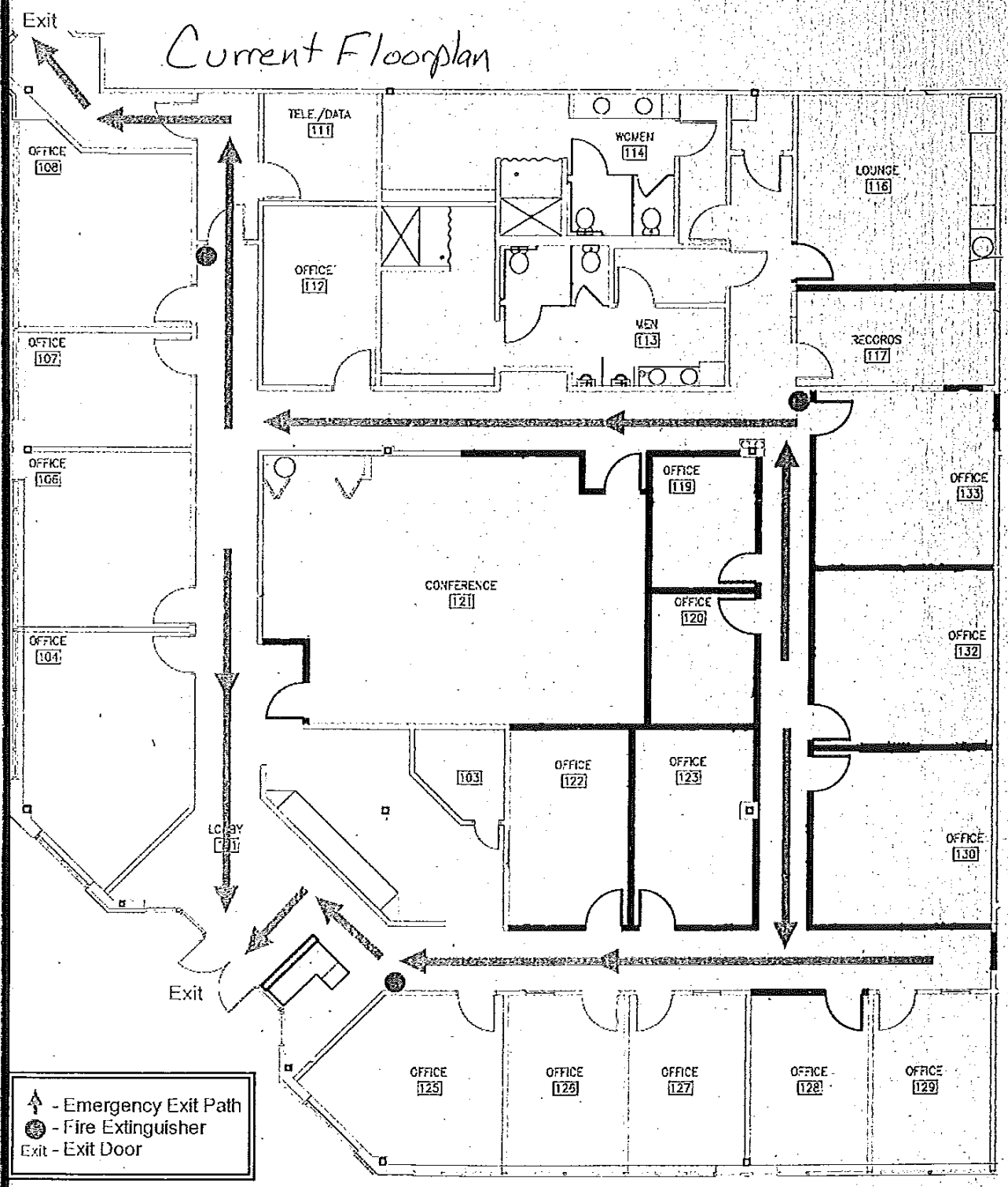


Exhibit B

Lutheran Family Services of Virginia, Inc.
130 Research Dr. – Hampton, VA
EMERGENCY EVACUATION PLAN

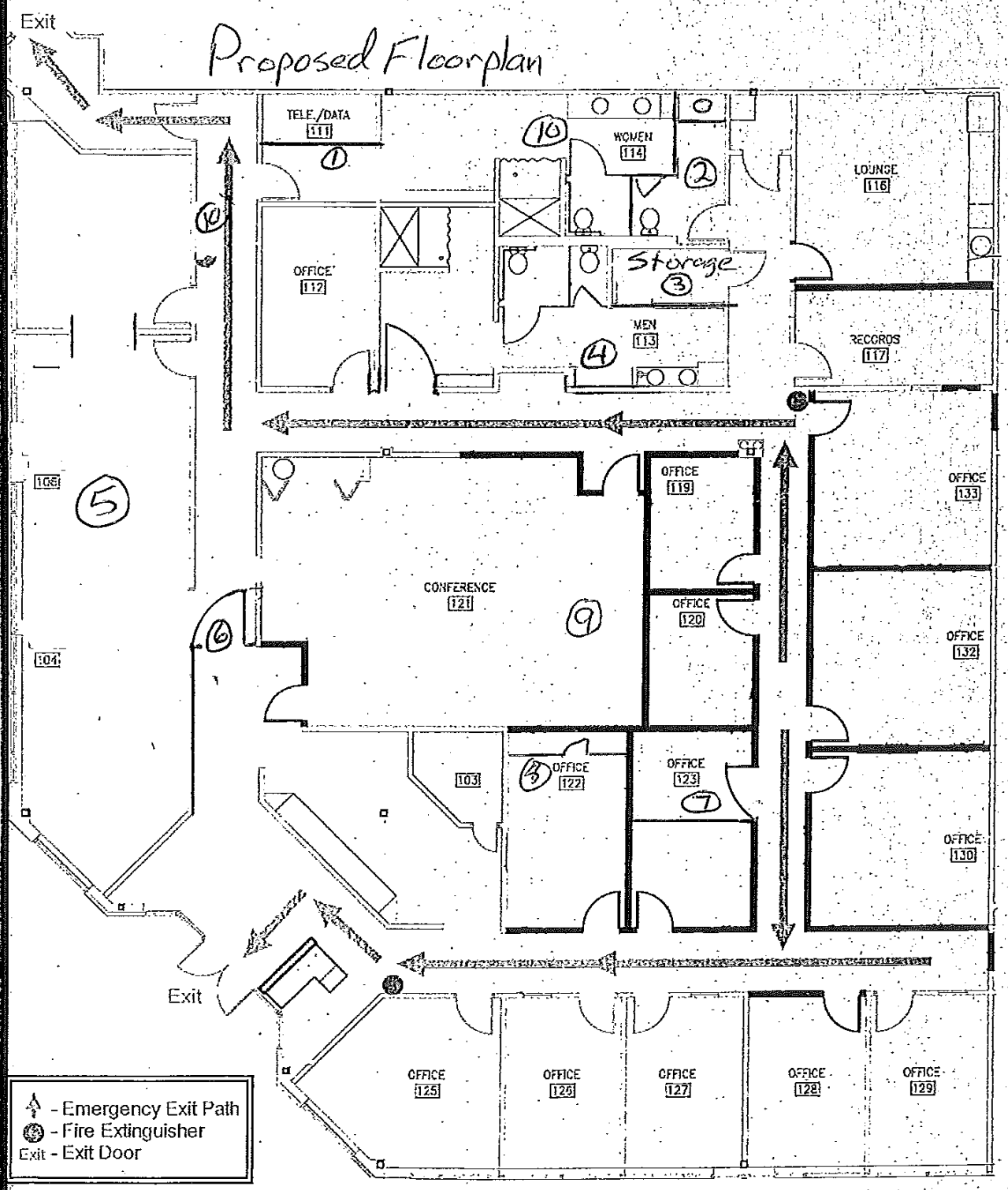
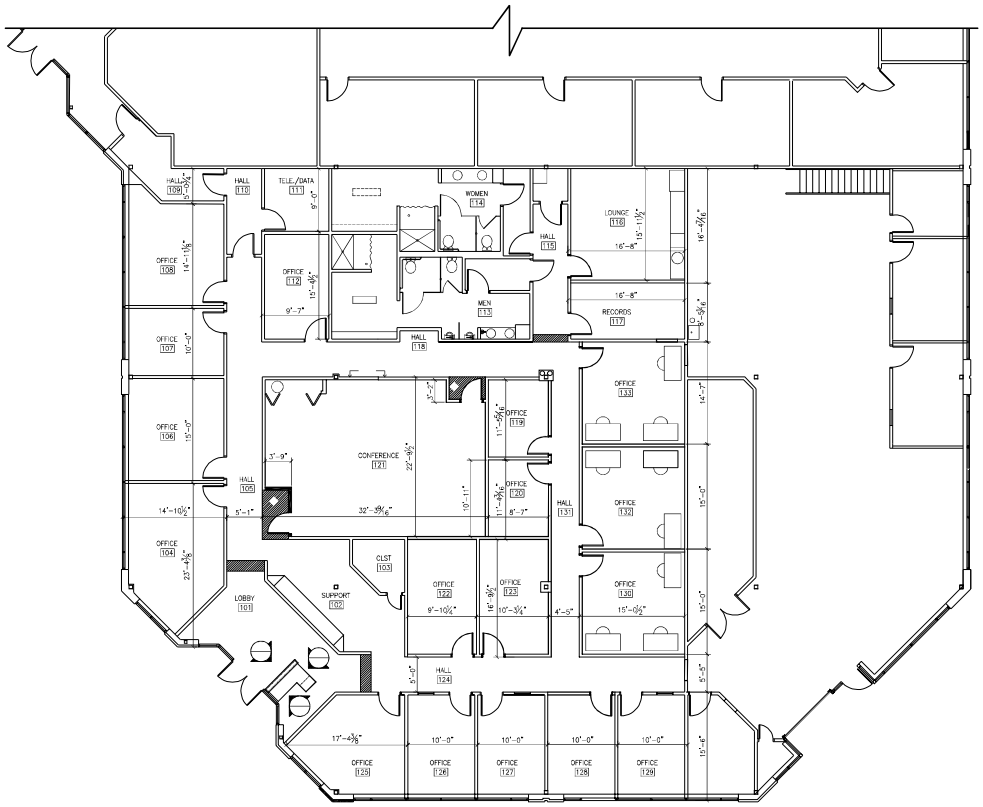


Exhibit C



1 PARTIAL NEW WORK PLAN
SCALE: 1/8" = 1'-0"

NEW WORK NOTES

PARTITION TYPES

LEGEND

TYMOFF+MOSS ARCHITECTS
ARCHITECTURE INTERIORS URBAN DESIGN
512 BOTETOURT STREET NORFOLK VA 23510 757.627.0013

BARRY E. MOSS CERTIFICATE NO.

LUTHERAN FAMILY SERVICES
TENANT FIT OUT
HAMPTON RESEARCH & DEVELOPMENT BUILDING
130 RESEARCH DRIVE, HAMPTON, VIRGINIA

NEW WORK PLAN

MAY 18 2009

A1.1

From: MORTON, GEORGE T III GS-11 USAF ACC 633 CES/CENPP
To: Smith, Matthew
Subject: RE: Use Permit Application - 130 Research Dr.
Date: Monday, March 10, 2014 9:41:43 AM

Matt,

I received the information and we are fine with the proposal as submitted.

We have been having a little trouble with send/receive e-mails over the past two weeks.

Thanks, Tripp

-----Original Message-----
From: Smith, Matthew [mailto:mssmith@hampton.gov]
Sent: Monday, March 10, 2014 8:55 AM
To: MORTON, GEORGE T III GS-11 USAF ACC 633 CES/CENPP; MORTON, GEORGE T III GS-11 USAF ACC 633 CES/CENPP
Subject: Use Permit Application - 130 Research Dr.

Tripp,

I just wanted to check in to see if you received my email of 2/25 regarding a use permit application for 130 Research Dr., which is in the 70 - 75 dB contour of the AICUZ overlay district.

Please let me know if you have any questions or need more information about the proposal.

Thanks,

Matt

Matt Smith - City Planner

City of Hampton

Community Development Department I Planning and Zoning Administration Division

22 Lincoln Street, 5th Floor, Hampton, VA 23669

mssmith@hampton.gov <mailto:mssmith@hampton.gov> I (757) 727 - 6077

From:	Smith, Matthew
To:	"george.morton@us.af.mil"
Subject:	Use Permit Application - 130 Research Dr
Date:	Tuesday, February 25, 2014 1:45:30 PM
Attachments:	Narrative.pdf School Application.pdf UP Application.pdf

---

Hi Tripp,

The Community Development Department has received a use permit application from Lutheran Family Services to provide life skills training for adults with disabilities at their existing facility located at 130 Research Dr. They currently use this facility as office space, and propose to continue this use in coordination with the training services. The facility lies within the 70 – 75 dB contour of the AICUZ overlay district. The proposed use (educational services) is identified as compatible with this contour in section 1-6.2 of the City's zoning ordinance.

Per the MOU between Langley and the City, I am providing Lutheran Family Services' use permit application and supporting materials for your review. I can send floor plans as well, but didn't want to overload you with attachments.

Please let me know if you need any more information for you review, or have questions. Thanks,
Matt

Matt Smith - City Planner
City of Hampton
Community Development Department **I** Planning and Zoning Administration Division
22 Lincoln Street, 5th Floor, Hampton, VA 23669
mssmith@hampton.gov **I** (757) 727 - 6077

Use Permit No. 14-00006
Lutheran Family Services of Virginia, Inc.
130 Research Dr., Hampton, VA 23666

Conditions

1. Issuance of Permit

   The Use Permit applies only to 130 Research Dr. [LRSN 13000452], and is not transferable to another location.

2. Location of Use

   Educational services may only be provided within the existing building located at 130 Research Dr. in the area shown in Exhibit C.

3. Traffic

   Loading and unloading of students from any vehicle shall occur on site and out of the public right of way.

4. Certificate of Occupancy

   The applicant must obtain a Certificate of Occupancy prior to commencing the school operation.

5. Capacity

   Capacity shall not exceed the number listed on the Capacity Certificate, or a number determined by the Virginia Department of Behavioral Health and Developmental Services, whichever is fewer.

6. Licensure

   The operator of educational services at this location must be licensed by the Virginia Department of Health and Developmental Services. The use permit may be terminated for any violation of federal, state, or local law.

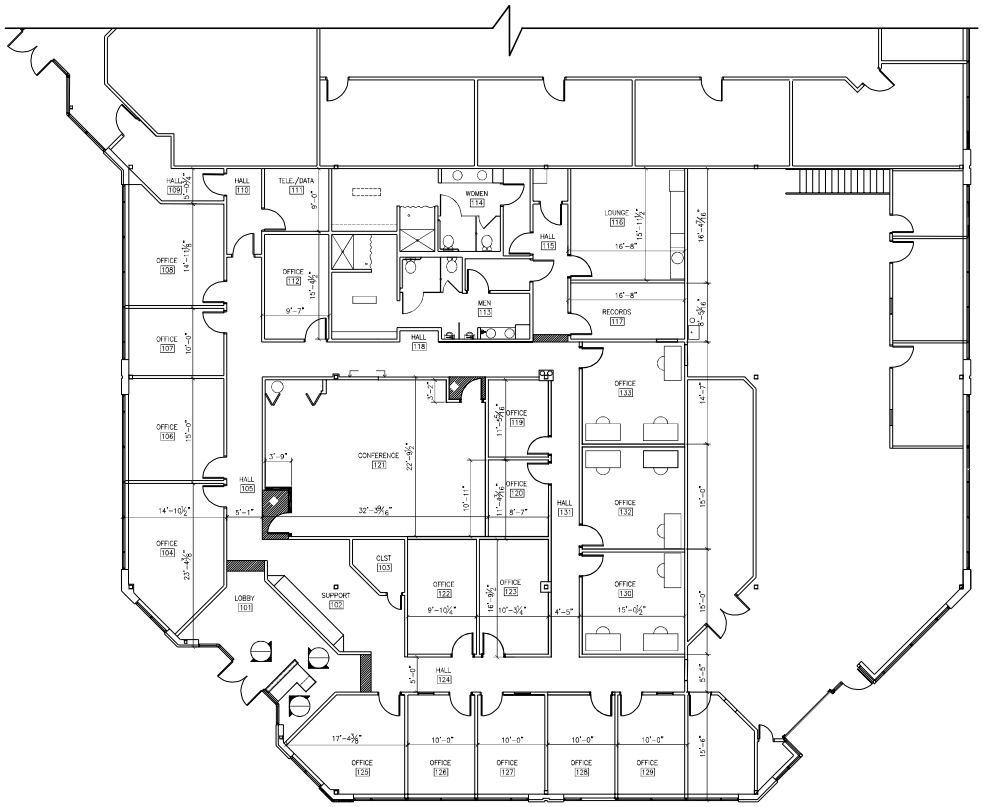
7. Revocation
   Failure to comply with any conditions of Use Permit Application No. 14-00006 shall constitute a violation of the provisions of Chapter 20 of the Zoning Ordinance and shall be cause for revocation of the use permit by City Council.

8. Nullification

   a. The Use Permit shall become null and void if no building permit to construct the authorized improvements has been issued within 12 months of the date of approval by the City Council, or if no building permit is required, if the use is not established within 12 months of the date of approval by the City Council; or

b. Once the property may be occupied, if the property is not used for the permitted purpose for a continuous two-year period unless otherwise specified in the zoning ordinance.

Exhibit C



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PARTITION TYPES

LEGEND

TYMOFF+MOSS ARCHITECTS
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TENANT FIT OUT
HAMPTON RESEARCH & DEVELOPMENT BUILDING
130 RESEARCH DRIVE, HAMPTON, VIRGINIA

NEW WORK PLAN

MAY 18 2009

A1.1

Use Permit # 14-00006

130 Research Dr.
Lutheran Family Services of Virginia

Hampton City Council

May 14, 2014

Application

Use Permit for the operation of a school

Hampton City Council
May 14, 2014

Use Permit No. 14-00006

Site Location

Proposal

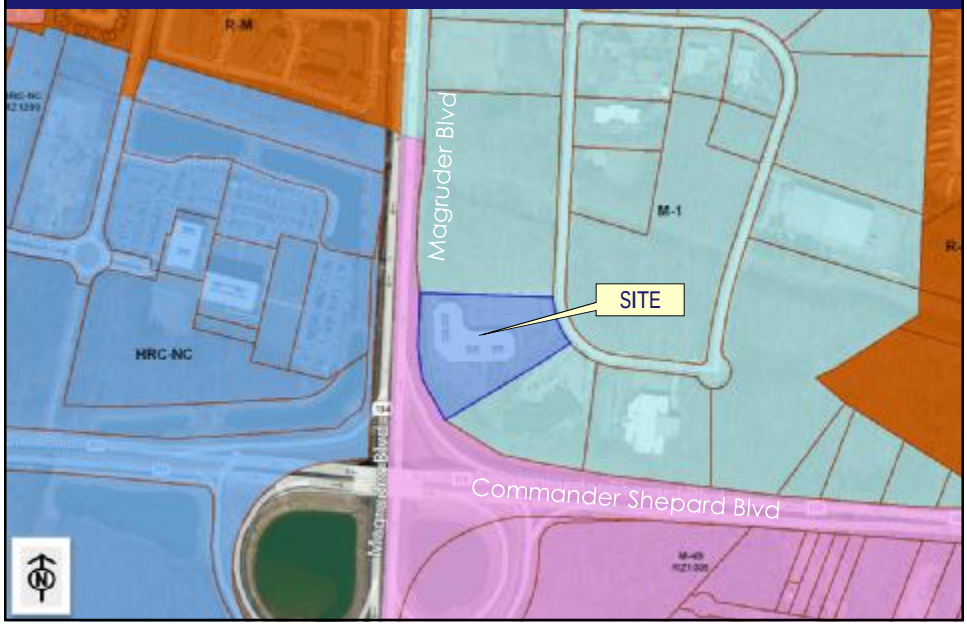
Day Support Services

- Daily living
- Self-care
- Socialization
- Community integration
- Prevocational
- Adaptive skills

Hampton City Council
May 14, 2014

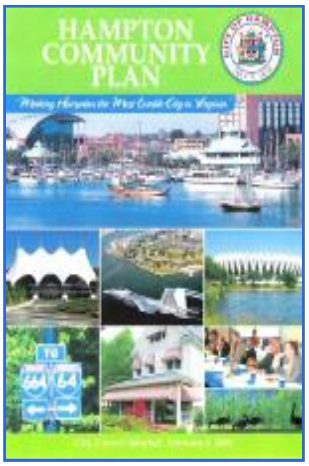
Use Permit No. 14-00006

Zoning



Land Use

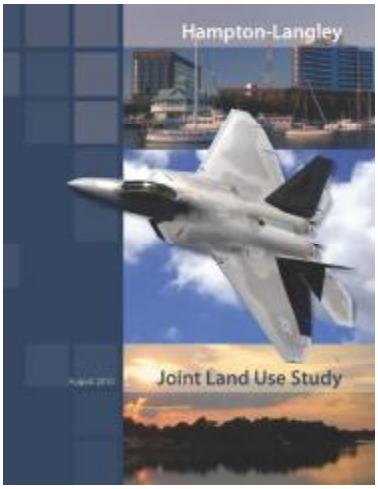
Public Policy



Hampton Community Plan (2006, as amended).

- "Address the needs of special populations including low income, youth, elderly, and persons with disabilities"
  - Support educational opportunities for citizens
  - Promote cooperation and partnership with public and private educational institutions

Public Policy



- JLUS goal is to protect the viability of Langley missions while accommodating growth
  - Compatible with AICUZ overlay district
  - No objection from Langley AFB

Conditions

- Location of Use
- Student Transportation
- Capacity
- Licensure

Community Meeting

March 2014

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

Recommendation

Approval of

Use Permit # 14-00006 with 8 conditions

STAFF EVALUATION

To: City Council

Prepared By: Matt Smith 727-6077
Reviewed By: Keith Cannady, AICP 728-5239
Sharon McSmith, CAP 728-5240

Case No.: Use Permit Application No. 14-00006 **Date:** 5/14/2014

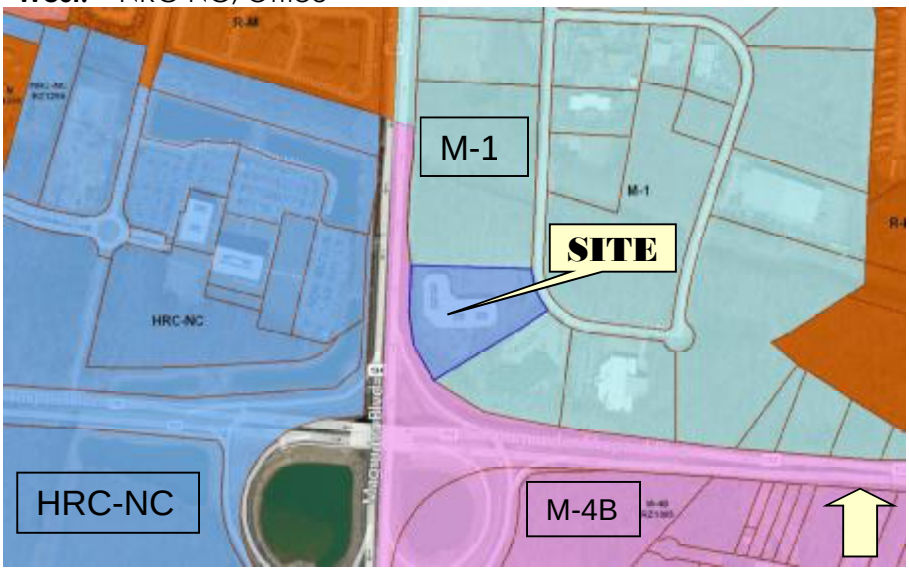
General Information

Applicant	Lutheran Family Services of Virginia, Inc.
Owner	Hampton R & D Properties, LLC
Location	130 Research Dr. [LRSN 13000452]

Requested Action	Use Permit to allow for the operation of a school.
Description of Proposal	Lutheran Family Services proposes to use a portion of its current facility at 130 Research Dr. to provide habilitation, training, and skill building activities for adults with intellectual and developmental disabilities.
Existing Land Use	General Office
Zoning	Limited Manufacturing (M-1) District; Special Public Interest – Magruder Visual Corridor (SPI-MVC) overlay district; Air Installations Compatible Use Zone (AICUZ) 70 – 75 dB noise contour

Surrounding Zoning and Land Use

North: M-1; Vacant land
South: M-1; Office
East: M-1; Vacant land
West: NRC-NC; Office



Public Policy

The Hampton Community Plan (2006, as amended) recommends business and industrial use for this property. Business and industrial use is also recommended for surrounding properties.

The Community Plan identifies Hampton citizens as one of the City's most important resources. As such, a focus of the Community Plan is to prepare the citizens of Hampton for the future. In furtherance of this focus, the Community Plan calls for support of educational opportunities of all types for the citizens of Hampton.

Policies related to this focus of the Community Plan are primarily found in the Community Facilities section. This section addresses educational, recreational, cultural, public safety, utilities, health and human services, and City administrative facilities. An objective of this section is to, "Address the needs of special populations including low income, youth, elderly, and persons with disabilities".

Policies related to these aspects of the Community Plan include:

CF 18: Promote educational facilities that have a high degree of flexibility for broad based community use. Recognize that the world and community values and practices are in rapid change. (Pg. CF-31)

CF 23: Promote and extend on-going cooperation and partnerships with Hampton University, Thomas Nelson Community College, NASA/Langley Research Center, and other local and regional, private and public educational institutions to explore opportunities and address issues of mutual concern. (Pg. CF-31)

Zoning History	None
Applicable Regulations	The M-1 District allows for school uses subject to securing a use permit. The purpose of this use permit is to identify the operational characteristics of the proposal and establish the conditions under which the facility will be operated. This action is necessary to ensure the safety and welfare of the public as well as minimize project impacts on nearby properties.
Traffic/Parking	The proposed education program will be located in an existing building with 250 associated parking spaces. The current use of the building does not make full use of the current parking capacity. Given these considerations, current parking capacity is sufficient to accommodate the proposed use. Student transportation is not expected to impede traffic flow in the area.
Schools	This proposal does not impact Hampton City schools.
Environmental	There are no known environmental concerns at this site.
Community Meeting	Held March 17, 2014

Analysis

Lutheran Family Services of Virginia, Inc. is a not-for-profit organization that provides educational, residential, and therapeutic services to children and adults. At their current Hampton location (130 Research Dr.) in the Langley Research and Development Park, Lutheran Family Services proposes to provide habilitation, training, and skill building activities for adults with intellectual and developmental disabilities. They propose to adapt a portion of their existing facility (~6,900 sq.ft.) to provide these services.

The drawing listed as Exhibit A shows the existing floor plan of the facility. Exhibit B shows the intended changes to the layout of the facility to accommodate the proposed services. Areas marked "5" and "9" on Exhibit B will be used to hold the instructional activities. Preliminary review by City staff indicates that the facility is able to accommodate the number of proposed students (15 – 25) listed in the applicant's school supplement to the use permit application.

The City of Hampton's Zoning Ordinance allows for school uses in the Limited Manufacturing (M-1) District with approval of a use permit by City Council. The Zoning Ordinance also identifies educational services as a use that is compatible with the 70 – 75 dB contour of the AICUZ overlay district. Per the Memorandum of Understanding between Langley AFB and the City regarding discretionary development applications in the AICUZ district, a Langley representative was provided with the use permit application materials. The representative indicated that Langley has no objections to the proposal.

A focus of the Hampton Community Plan (2006, as amended) is to help prepare the citizens of Hampton for the future. To achieve this, the Community Plan calls for support of educational opportunities and includes policies to this end (CF 18; CF 23). The addition of Lutheran Family Services' educational and training program is consistent with the Community Plan's support for educational facilities that will help Hampton residents become successful members of the community.

As outlined in the General Information section above, there are no anticipated impacts to the transportation network, sensitive environmental areas, or Hampton City Schools. Also, because of the buffers that exist between parcels in the business park and the approximate number of students to be served, it is unlikely that transportation to or use of the building will create any unusual disturbance of neighbors.

If this application is approved, staff recommends attaching conditions tailored to the operation of educational services at this location. These conditions address student transportation, location of the use, capacity, licensure, and terms for termination.

Two conditions are of particular note. Because of the site's location in a business park, quantity of parking, and distance from residential uses, land use impacts related to the number of students at the location are anticipated to be minimal. Therefore, staff finds it appropriate for capacity to be established by the Capacity Certificate or by the Virginia Department of Behavioral Health and Developmental Services (VDBHDS). A preliminary assessment by Development Services Center plans review staff indicates that the occupancy load, including students and staff, would be approximately 100.

Regarding VDBHDS review, in order for Lutheran Family Services to provide the proposed services, VDBHDS must approve a floor plan, service plan, and staffing plan for the facility. Conditions also limit the operation of a school at this site to entities licensed by the Virginia Department of Health and Developmental Services.

Finally, a school use was recently permitted in the vicinity of this site. On September 5th 2013, Planning Commission recommended approval of a use permit (UP 1089-2013) for a music school at 18 Research Dr., which is also located in the Langley Research and Development Park. City Council approved UP 1089-2013 at their November 13, 2013 meeting.

Staff recommends approval of Use Permit Application #14-00006 with 8 conditions.

Use Permit No. 14-00006
Lutheran Family Services of Virginia, Inc.
130 Research Dr., Hampton, VA 23666

Conditions

. **Issuance of Permit**

The Use Permit applies only to 130 Research Dr. [LRSN 13000452], and is not transferable to another location.

. **Location of Use**

Educational services may only be provided within the existing building located at 130 Research Dr. in the area shown in Exhibit C.

. **Traffic**

Loading and unloading of students from any vehicle shall occur on site and out of the public right of way.

. **Certificate of Occupancy**

The applicant must obtain a Certificate of Occupancy prior to commencing the school operation.

. **Capacity**

Capacity shall not exceed the number listed on the Capacity Certificate, or a number determined by the Virginia Department of Behavioral Health and Developmental Services, whichever is fewer.

. **Licensure**

The operator of educational services at this location must be licensed by the Virginia Department of Health and Developmental Services. The use permit may be terminated for any violation of federal, state, or local law.

. **Revocation**

Failure to comply with any conditions of Use Permit Application No. 14-00006 shall constitute a violation of the provisions of Chapter 20 of the Zoning Ordinance and shall be cause for revocation of the use permit by City Council.

. **Nullification**

a. The Use Permit shall become null and void if no building permit to construct the authorized improvements has been issued within 12 months of the date of approval by the City Council, or if no building permit is required, if the use is not established within 12 months of the date of approval by the City Council; or

b. Once the property may be occupied, if the property is not used for the permitted purpose for a continuous two-year period unless otherwise specified in the zoning ordinance.

AT A PUBLIC HEARING IN A REGULAR MEETING OF THE HAMPTON PLANNING COMMISSION HELD IN THE COUNCIL CHAMBERS, CITY HALL, HAMPTON, VIRGINIA, ON THURSDAY, APRIL 3, 2013 AT 3:30 P.M.

WHEREAS: the Hampton Planning Commission has before it this day a proposal by Lutheran Family Services of Virginia, Inc. for a school located at 130 Research Dr. [LRSN 13000452];

WHEREAS: Lutheran Family Services proposes to adapt a portion of its existing Hampton facility to provide habilitation, training, and skill building activities for adults with intellectual and developmental disabilities;

WHEREAS: the property is zoned Limited Manufacturing (M-1) District, and is in the Special Public Interest – Magruder Visual Corridor (SPI-MVC) overlay district, and the Air Installations Compatible Use Zone (AICUZ) 70 – 75 dB noise contour, which permit the operation of a school subject to approval of a use permit;

WHEREAS: the Hampton Community Plan (2006, as amended) recommends business and industrial use for this property;

WHEREAS: eight conditions are attached to address the location of the school, traffic, capacity, licensure, and term of permit review; and

WHEREAS: no one from the public spoke for or against this proposal.

NOW, THEREFORE, on a motion by Commissioner Carlton Campbell and seconded by Commissioner Chris Snead,

BE IT RESOLVED that the Hampton Planning Commission recommends to City Council approval of Use Permit Application No. 14-00006, subject to eight (8) conditions.

A roll call vote on the motion resulted as follows:

AYES:	Williams, Campbell, McCloud, Snead, Bunting
NAYS:	None
ABST:	None
ABSENT:	Southall, LaRue

A COPY; TESTE:

Terry R. O'Neill

Terry R. O'Neill
Secretary to Commission

City of Hampton, VA

Agenda Review

File Number: 14-0150

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0150** Request Number: **R-2014-00168**

File Type: **Ordinance - Non-Coded** Department: **City Attorney**

Introduced: **4/9/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Received By Clerk's Office**

Created By: **Christina Campana** Phone:

Requestor: Phone:

Presenter: Phone:

Title: **Ordinance Vacating a Surplus (1) 60' Public Access Easement Containing 79,426± Square Feet (LRSNs 13003975 and 13003976); (2) a 60' Public Utility Easement Containing 76,520± Square Feet (LRSNs 13003975 and 13003976); and (3) a Pump Station Easement Containing 2,679± Square Feet (LRSN 13003979) Located at 41 Floyd Thompson Boulevard.**

Action Requested: **Remove from the agenda - withdrawn at applicant's request**

Estimated Time: **None**

Indicators:

Advertised:

Fiscal Notes:

Attachments:

Date	Acting Body	Action
4/9/2014	Evening Session	Deferred (5/14/2014)
	Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace Nays: 0 Abstain: 0 Out: 0	
3/31/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

*****UPDATE FOR MAY 14, 2014*****

The applicant has withdrawn this request.

***

Council is requested to defer this vacation ordinance until the May 14, 2014 Council meeting at the request of the applicant.

City of Hampton, VA

Agenda Review

File Number: 14-0219

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0219** Request Number: **R-2014-00239**

File Type: **Ordinance - Non-Coded** Department: **City Attorney**

Introduced: **5/14/2014** Date of Final Action:

Enactment Number: Effective: **5/14/2014**

Status: **Received By Clerk's Office**

Created By: **Christina Campana** Phone:

Requestor: **Bonnie N. Brown** Phone: **757-727-6157**

Presenter: **Bonnie N. Brown, Assistant City Attorney (to answer legal questions only), Assistant City Attorney** Phone: **757-727-6157**

Title: **Ordinance Vacating a Portion of a Subdivision Plat Entitled, "Plat of Gainsville," Recorded in Deed Book 26 at Pages 112-114 and Located at the Corner of West Pembroke Avenue And G. Street With The Vacation Area Comprising 50,204± S.F. or 1.1525± acres of Unimproved Public Right-of-Way and Certain Identified Property Lines.**

Action Requested: **1. Conduct a public hearing, and 2. Adopt the ordinance**

Estimated Time: **10 Minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments: Vacation Application
Location Map
Recorded Gainesville Subdivision Plat
Proposed Vacation Plat
Preliminary Sketch
2005 Letter from City to Ty Whaarton
Letter City to Wharton Re: Ordinance and Easement
Letter Wharton to City Re: Ordinance and Easement

Date	Acting Body	Action
5/6/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

The subdivision plat for Gainesville, Section 19 B-35, was recorded in the circuit court for the City of Hampton, Virginia on August 8, 1895 at Deed Book 26, Pages 112-114. Hampton Bay Associates, LLC owns many undeveloped Gainesville lots while other lots have been sold to third parties and developed as

single family homes. The Gainesville subdivision is split-zoned. The undeveloped portion of the subdivision owned by Hampton Bay Associates, LLC is zoned General Commercial (C-3). Most of the properties sold to third parties are zoned One-Family Residence (R-9).

Hampton Bay Associates, LLC is affiliated with Wharton Construction Co. Mr. William Wharton of Wharton Construction Co., Inc. has requested the vacation of a portion of the undeveloped Gainesville subdivision plat in order to permit commercial development of the site.

The proposed vacation area contains:

(1) Unimproved public right-of-way totaling 50,204± S.F. or 1.1525± acres, including Day Street (16,916± S.F), Hannah Street (16,800± S.F.), Ashland Street (9,213± S.F.), and Portland Street (7,275± S.F.), and

(2) Certain property lines abutting several lots as shown on the vacation plat.

Section 35-10 of the Hampton City Code provides that a recorded subdivision plat or part thereof may be vacated in accordance with the procedures set forth in Virginia Code § 15.2-2272. Vacation of a plat operates to “destroy the force and effect of the recording of the plat so vacated and divest all public rights in, and to reinvest in the owners, proprietors and trustee, if any, the title to the streets, alleys, easements for public passage and other public areas laid out or described in such plat.” City Code § 35-10. If City Council approves the vacation, all that which is indicated on the plat will be vacated.

This vacation request was vetted by City staff and public utility companies. The Department of Public Works identified a sewer force main under the portion of Ashland Street proposed to be vacated. Mr. Wharton has agreed to convey an easement to the city for the continued protection of the sewer force main. Accordingly, the vacation plat indicates that an easement will be granted over Ashland Street.

The public hearing for the vacation of a portion of a subdivision plat was advertised in accordance with Virginia Code §§ 15.2-2272, and 15.2-2204.

LEGISLATION TEXT:

WHEREAS, the subdivision plat entitled “Plat of Gainsville” was recorded in the circuit court for the City of Hampton, Virginia on August 8, 1895 at Deed Book 26, Pages 112-114, as depicted on “Exhibit A” attached hereto (“the Subdivision Plat”);

WHEREAS, when the Subdivision Plat was recorded it dedicated four (4) public rights-of-way to the City of Hampton in order to serve the proposed development, including Day Street, Hannah Street, Ashland Street, and Portland Street;

WHEREAS, after recordation of the Subdivision Plat some of the lots were sold and developed as single-family residential properties, and some remained undeveloped and zoned General Commercial (C-3);

WHEREAS, William Wharton of Wharton Construction Co., Inc. (“Wharton”) has requested partial vacation of the Subdivision Plat to extinguish property lines abutting 134 lots shown on the Subdivision Plat owned by Hampton Bay Associates, LLC that remain undeveloped and zoned General Commercial (C-3), all of those lots

being depicted on a certain plat entitled, “Plat of the Property of Hampton Bay Associates, LLC Street Right-of-Way and Property Line Vacation Plat - ‘Plat of Gainesville’ and Parcel A-1 - Subdivision of the Property of Hampton Roads Independent Baptist Church - City of Hampton Virginia,” revised 4-25-14 and attached hereto as Exhibit B (“the Vacation Plat”);

WHEREAS, Wharton has also requested vacation of portions of the four (4) public rights-of-way with a vacation area totaling 50,204± S.F. or 1.1525± acres and including Day Street (16,916± S.F), Hannah Street (16,800± S.F.), Ashland Street (9,213± S.F.), and Portland Street (7,275± S.F.), all as shown on the Vacation Plat and attached hereto as Exhibit B;

WHEREAS, local public utility companies, including Dominion Virginia Power, Cox Communications, Hampton Roads Sanitation District, Virginia Natural Gas, and Verizon have reviewed this request and have no objections;

WHEREAS, City staff reviewed the request and identified an existing sewer force main serving a nearby pumping station beneath the portion of Ashland Street proposed to be vacated;

WHEREAS, Accordingly Wharton revised the Vacation Plat to reflect that Hampton Bay Associates, LLC will grant an easement to the City of Hampton to protect the sewer force main, and the sufficiency of that proposed easement has been approved by the Department of Public Works;

WHEREAS, Sections 35-10 of the City Code and 15.2-2272 of the Virginia Code permit vacation of a subdivision plat or portion thereof after the sale of a lot;

WHEREAS, the City Council held a duly noticed public hearing concerning the proposed vacation pursuant to the requirements of Virginia Code §§ 15.2-2272(2) and 15.2-2204; and

WHEREAS, the City Council finds that vacation of the identified portions of the Subdivision Plat as shown on the Vacation Plat will not irreparably damage the owners of the property shown on the Subdivision Plat;

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Hampton, Virginia, as follows:

1. That the vacation of a portion of the Subdivision Plat as depicted on the Vacation Plat, totaling 50,204± S.F. or 1.1525± acres of unimproved public right-of-way and certain identified property lines, is hereby approved;

2. That the City Manager or her authorized designee is hereby authorized to execute the vacation as set forth in this ordinance; and

3. That a certified copy of this vacation ordinance be recorded in the circuit court for the City of Hampton, Virginia in accordance with the Virginia Code.

Adopted at the regular meeting of the City Council of the City of Hampton, Virginia, held on May 14, 2014.

City of Hampton

Department of Public Works
Public Works Engineering Services
22 Lincoln Street – 4th Floor
Hampton, VA 23669

PUBLIC RIGHT-OF-WAY / EASEMENT / ALLEY VACATION APPLICATION

Date: 3/6/14

Owner/Developer: HAMPTON BAY LLC Email: tyg@wcciva.com

Owner/Developer's Address: 703-E HOWMET DR. HAMPTON, VA. 23661

Contact Person if Consultant or Attorney: WILLIAM WHARTON Phone: (757) 827-4459

Fax: (757) 827-1357 Email: tyg@wcciva.com

Location(s) of ROW/Alley/Street/Easement to be vacated:

SEE ATTACHMENTS

The following items are required in the Vacation submittal package. Each item must be included or the submitted package will be rejected and returned to the Owner / Consultant / Developer without review or comment.

- ☑ Transmittal Letter of Intent addressed and delivered to Public Works-Engineering Services, 4th Floor, Attention: Ayanna Williams, Real Estate Manager, 22 Lincoln Street, Hampton, Virginia 23669, explaining the nature of the request and written evidence that all property owners abutting the street or alley approve the vacation (per Option I on the attached Information Sheet) or that all fees and costs will be paid pursuant to Option II.
- ☑ An physical survey of the area to be vacated that also depicts and describes all existing easements, physical improvements (*e.g.*, pavement, above and below ground utilities, structures, etc.), waterways and drainage ditches / swales that are within and adjacent to the area to be vacated.
- ☑ A letter explaining the project or reasons for the request. The letter must include a summary of the project parameters and any other items which will help determine the appropriate review action required for the project.
- ☑ A plat depicting the proposed right-of-way, easement, or alley to be vacated.
- ☐ Review fee of $100.
- ☐ Make check or money order payable to "Treasurer, City of Hampton."
- ☐ If the area to be vacated is an alley established prior to 1946, title work regarding ownership of the alley must be provided, including a copy of the deed verifying the Owner's property abutting the area to be vacated and any other pertinent information. Vacation requests for portions of public alleys will not be accepted.

T.J. SAVAGE, JR., CLS
Surveyor and Planner
1796 Carriage Drive
Hampton, Virginia 23664

March 18, 2014

Ms. Ayanna Williams, Real Estate Manager
Public Works – Engineering Services
22 Lincoln Street
Hampton, Virginia 23669

Re: Hampton Bay LLC – West Pembroke Avenue

Dear Ms. Williams,

The nature of this request is to vacate all right of way and property lines such that this property can be developed as a commercial business park with units ranging from 1,500 sf to 3,000 sf in size. (Shown on the attached preliminary sketch).

The site is an 8.1 +/- acre undeveloped property located on the south side of West Pembroke Avenue and on the east side of G Street as shown on the attached physical survey plat. The property is zoned for commercial use and has a C-3 designation. The entire site will be cleared except for a 20 ft green buffer which will separate this site from the R-9 residential property as shown on the attached preliminary sketch and as described in an agreement letter dated October 10, 2005 from the City of Hampton, Department of Public Works Administration and signed by the Director of Public Works, Ted Henifin, PE (see attachment).

All utilities are available to the site from West Pembroke Avenue, Pennsylvania Avenue and G Street.

If you have any questions, please do not hesitate to contact me.

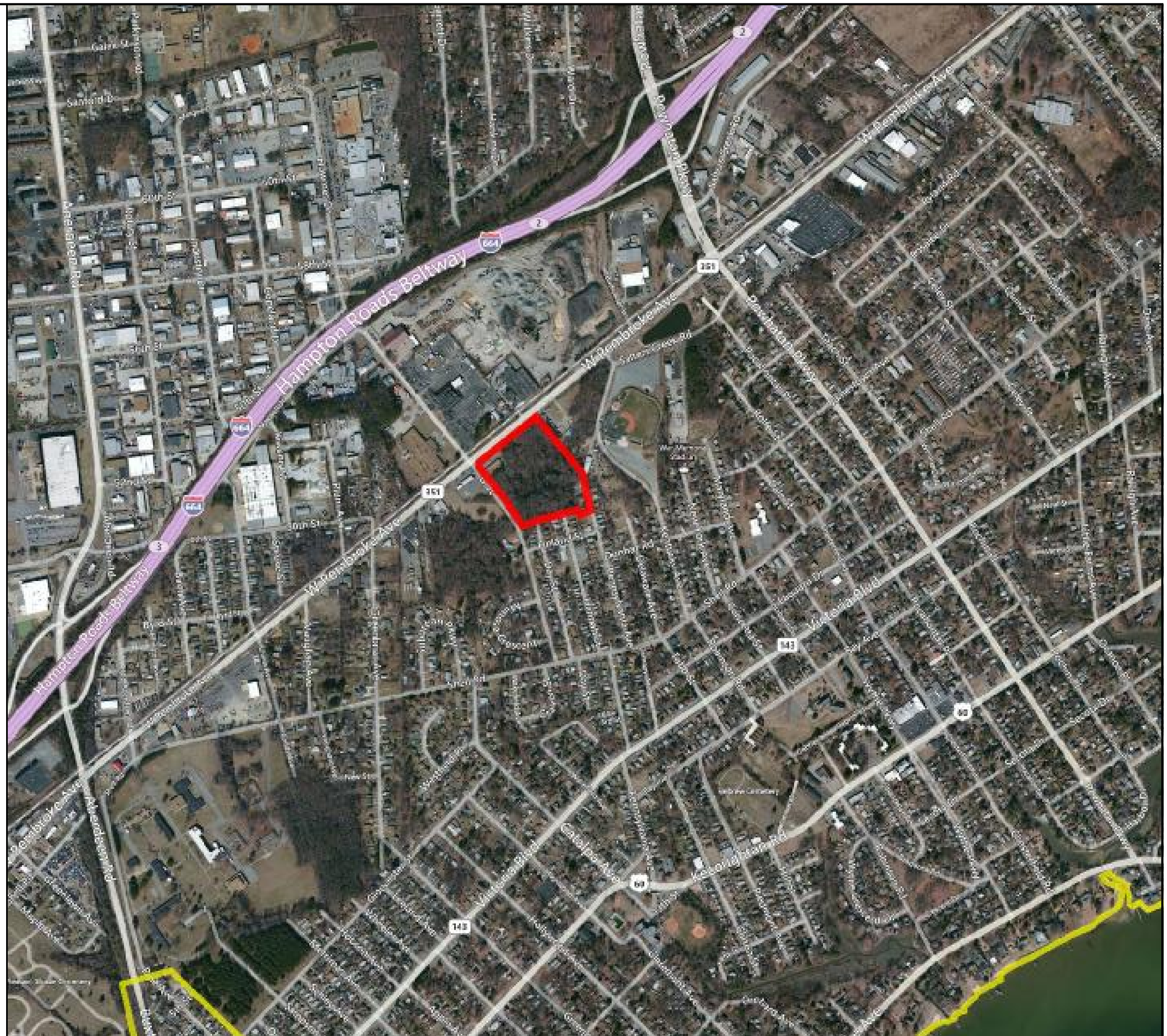
Sincerely,

Thomas J. Savage, Jr., LS

attachments

Legend

Boundary



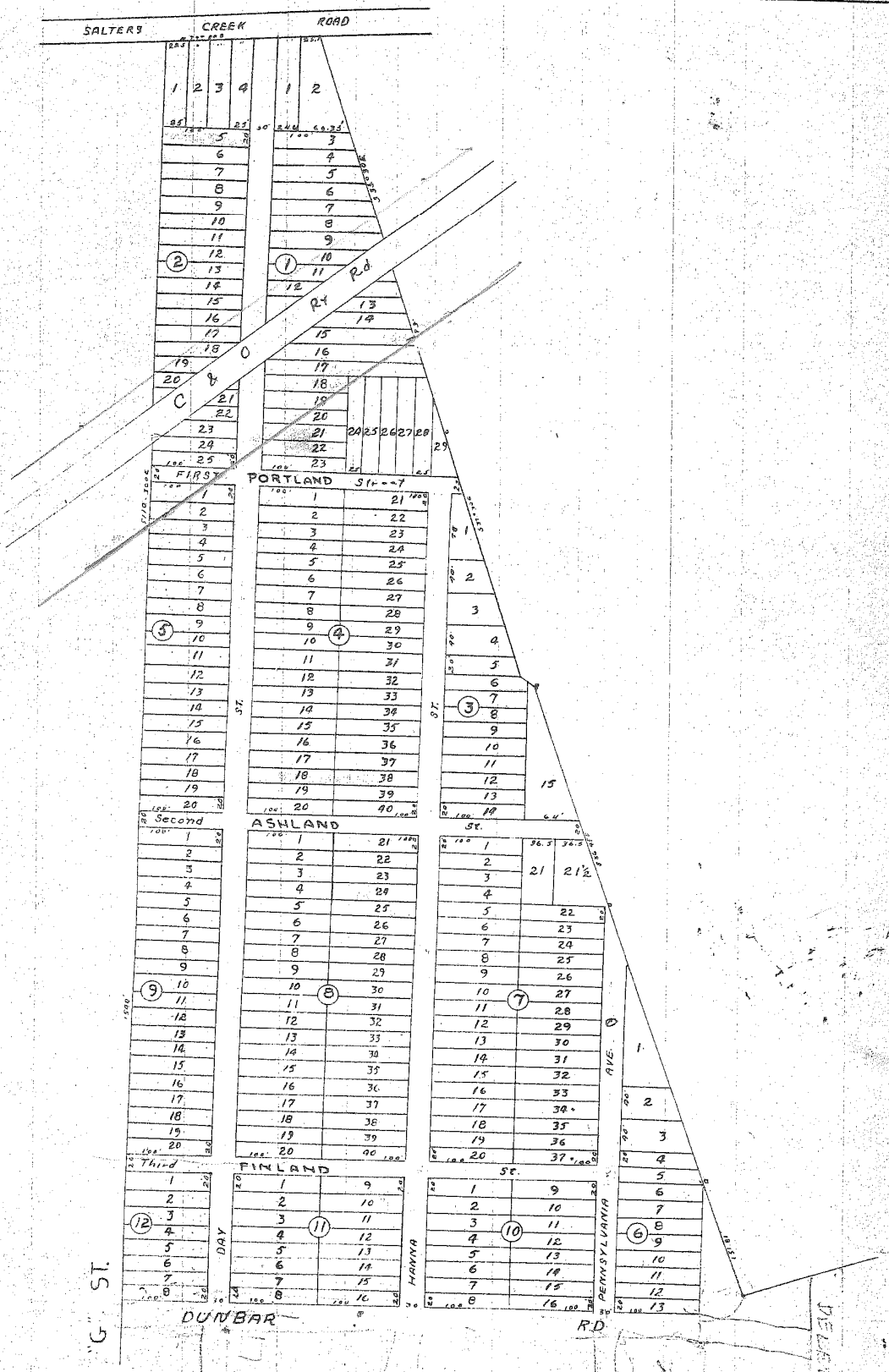
Feet

0 500 1000 1500 2000

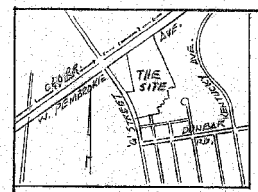
Map Scale: 1:18,056

Title: Wharton - approx. vacation area in red **Date: 5/1/2014**

DISCLAIMER:This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. The information displayed is a compilation of records,information, and data obtained from various sources, and Hampton is not responsible for its accuracy or how current it may be.



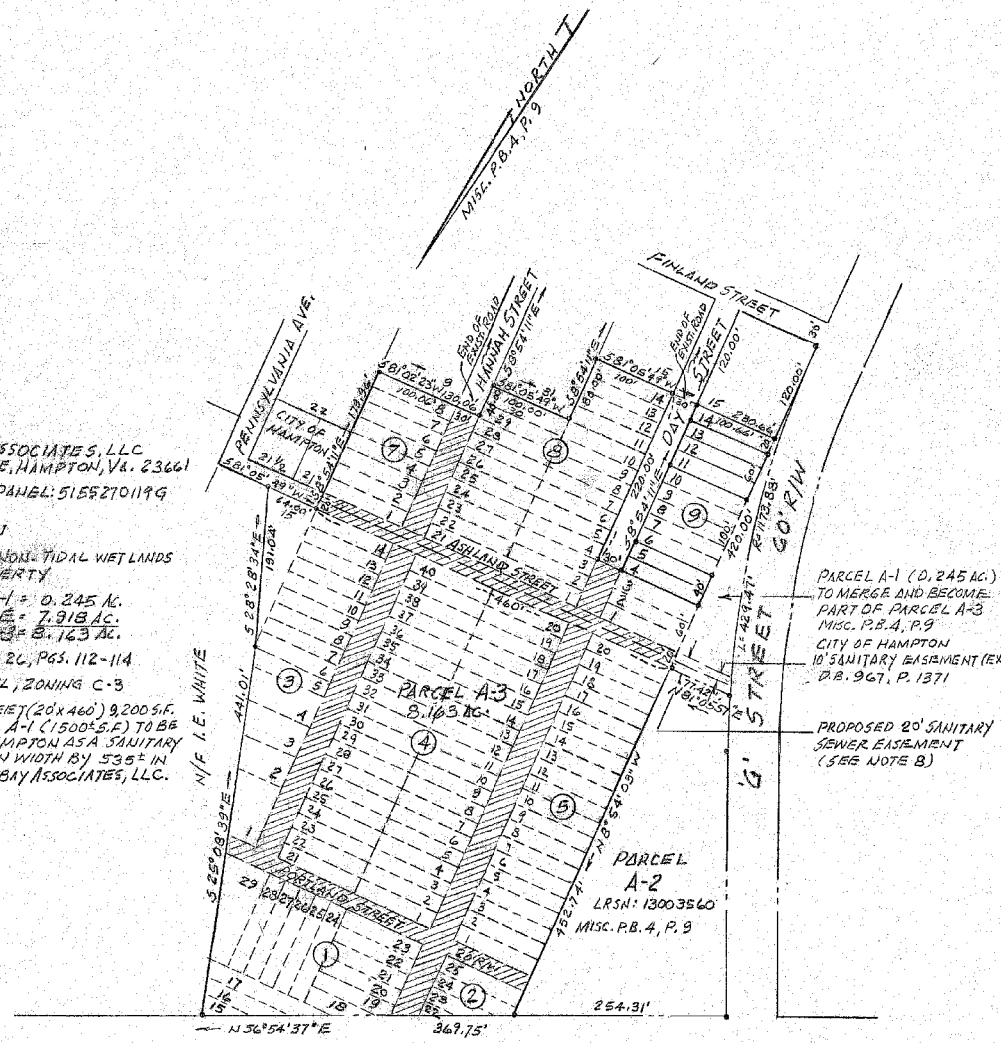
Sec. 19 B-35
GAINESVILLE
D.B. 26 Pg. 112, 114 Wythe Co.



VICINITY MAP SCALE: 1" = 1000'

NOTES:

1. OWNER: HAMPTON BAY ASSOCIATES, LLC
   703 HOWMET DRIVE, HAMPTON, VA. 23661
2. FEMA FLOOD ZONE: 'X', PANEL: 5155270119G
   DATED: 8-16-11
3. CBPD - OUT, TILE NO. 3-J
4. THERE ARE NO TIDAL OR NON-TIDAL WET LANDS LOCATED ON THIS PROPERTY
5. AREAS: PARCEL A-1 = 0.245 AC.
   GAINSVILLE = 7.918 AC.
   PARCEL A-3 = 8.163 AC.
6. PLAT OF GAINSVILLE, D.B. 26, PGS. 112-114
7. THIS IS A WOODED PARCEL, ZONING C-3
8. A PORTION OF ASHLAND STREET (20' x 460') 9,200 S.F. AND A PORTION OF PARCEL A-1 (1500± S.F.) TO BE DEEDED TO THE CITY OF HAMPTON AS A SANITARY SEWER EASEMENT 20' IN WIDTH BY 535± IN LENGTH, FROM HAMPTON BAY ASSOCIATES, LLC.



STREETS TO BE VACATED WITHIN BOUNDARY LINES (HATCHED)

1. DAY STREET: 16,916 S.F. = 0.3883 ACRES
2. HANNAH STREET: 16,800 S.F. = 0.3857 ACRES
3. ASHLAND STREET: 9,213 S.F. = 0.2115 ACRES
4. PORTLAND STREET: 7,275 S.F. = 0.1670 ACRES

TOTAL AREA 50,204 S.F. = 1.1525 ACRES

PROPERTY LINES TO BE VACATED (DASHED)

BLOCK 1: PART LOTS 15 THRU 19 AND LOTS 20 & 21 : INST. NO. 070005915
LOTS 22 & 23 : INST. NO. 880013041
LOTS 24 THRU 29 : INST. NO. 040031150
BLOCK 2: PART LOTS 22 THRU 24 AND LOT 25 : INST. NO. 070005915
BLOCK 3: LOTS 1 THRU 15 : INST. NO. 040031150
BLOCK 4: LOTS 1 THRU 40 : INST. NO. 040031150
BLOCK 5: LOTS 1 AND 2 : INST. NO. 080013041
LOTS 3 THRU 20 : INST. NO. 040031150
BLOCK 7: LOTS 1 THRU 8 : INST. NO. 040031150
BLOCK 8: LOTS 1 AND 2 : INST. NO. 130019284
LOTS 3 THRU 14 AND LOTS 21 THRU 30 : INST. NO. 040031150
BLOCK 9: LOTS 1 THRU 3, 6 THRU 10 AND LOT 14 : INST. NO. 040031150
PARCEL A-1 : INST. NO. 140002106

PROPERTY NOT A PART OF THIS VACATION PROCESS

BLOCK 9: LOTS 4 AND 5, N/F C.S. SMITH : INST. NO. 010015684
LOTS 11 THRU 13, N/F J.K. BAYLOR : D.B. 254, P. 9

0 50 100 200 300
GRAPHIC SCALE 1" = 100'

COMMONWEALTH OF VIRGINIA
T. J. SAVAGE, JR.
CERTIFICATE No.
Lic. 1096-B
2-24-14
CERTIFIED LAND SURVEYOR

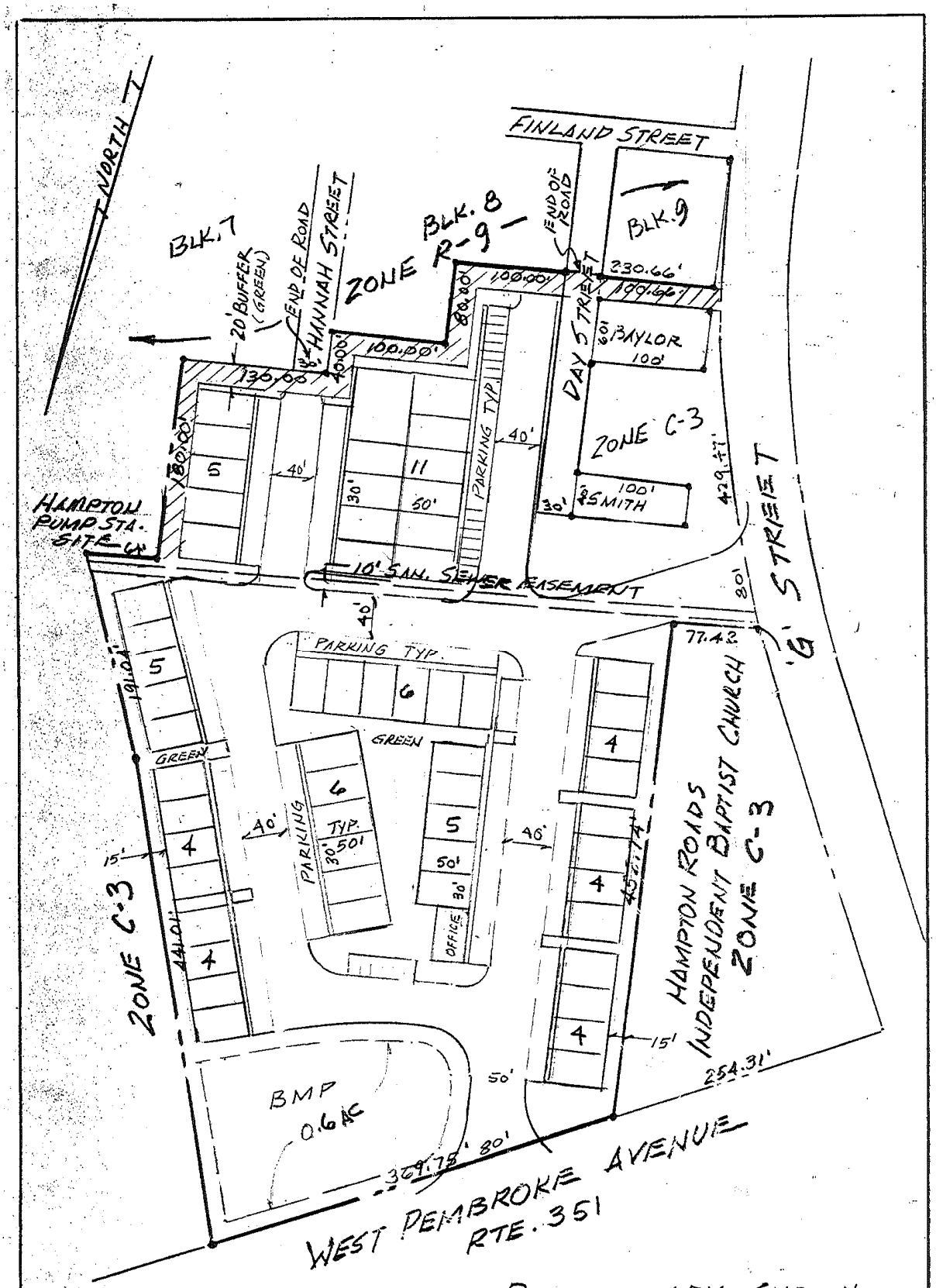
PLAT OF THE PROPERTY OF
HAMPTON BAY ASSOCIATES, LLC

STREET RIGHT-OF-WAY AND PROPERTY LINE VACATION PLAT
"PLAT OF GAINSVILLE" AND PARCEL A-1
SUBDIVISION OF THE PROPERTY OF
HAMPTON ROADS INDEPENDENT BAPTIST CHURCH
CITY OF HAMPTON, VIRGINIA

T. J. SAVAGE, JR. LS
SURVEYOR AND PLANNER
1736 CARRIAGE DRIVE
HAMPTON, VIRGINIA 23664

SCALE: 1" = 100' | SHEET 1 OF 1

REVISED: 4-24-14
4-25-14



PRELIMINARY SKETCH
HAMPTON BAY ASSOC.
GAINSVILLE PROPERTY
SCALE: 1" = 100'

8.1 AC.± INCLUDING UNDEVELOPED DAY STREET, HANNAH STREET, ASHLAND STREET & PORTLAND STREET
THERE IS NO ON SITE DRAINAGE SERVING THIS SITE OR THE ADJOINING PROPERTIES

58 UNITS & 1 OFFICE UNIT

City of Hampton

October 10, 2005

Mr. Ty Wharton
Wharton Construction Company, Inc.
703 Howmet Drive, Suite E
Hampton, VA 23661

Re: Hampton Bay Associates Development, 1725 W. Pembroke Avenue

Dear Mr. Wharton:

In the interest of getting the best possible development at 1725 W. Pembroke Avenue while protecting the adjacent neighborhood, the City of Hampton agrees to the following:

- The City staff will prepare and support a comprehensive rezoning action to rezone your property at 729 Pennsylvania Avenue to a residential zoning classification R-9 to permit construction of a single-family home on this lot.

- The City staff shall propose and support vacation of the portion of Hannah Street that extends from the end of the residential rezoned property northward into your development site as well as Day Street from Ashland Street to Pembroke Avenue and Ashland and Portland Streets in their entirety within your development. Additionally, staff shall propose and support vacation of Day Street from the residential rezoned property to Ashland Street if Wharton is successful in obtaining lots 1, and 2 in block 8 and 4, 5, 11, 12, and 13 in block 9. There shall be no cost incurred by Wharton Construction associated with these street vacation actions.

- The Public Works Department shall refund your $250 site plan review fee and the cost of survey, topography and site plan preparation paid to your consultant, less any costs that can be applied to the residential construction on 729 Pennsylvania Avenue.

- Stormwater quality for the development at 1725 W. Pembroke Avenue can be achieved through use of the regional basin proposed at Salter's Creek Road and

DEPARTMENT OF PUBLIC WORKS ADMINISTRATION
(757)727-6346 FAX(757)727-6123
22 LINCOLN STREET, HAMPTON, VIRGINIA 23669

Pembroke Avenue. Cost to Wharton shall be limited to cost to convey Stormwater from 1725 W. Pembroke Avenue to the new basin.

In exchange, Wharton Construction Company, Inc (Hampton Bay Associates) agrees to the following:

- Wharton Construction will construct a single family home at 729 Pennsylvania Avenue that conforms to the elevations submitted via fax on September 12, 2005.
- Wharton Construction will provide a 20' landscaped buffer between the development at 1725 W. Pembroke Avenue and the adjacent residential neighborhood. Fencing, if constructed in this buffer area, shall be subject to design review by the City Architect.
- There shall be no access to the development at 1725 W. Pembroke Avenue from the adjacent residential neighborhood. All access must be from Pembroke Avenue or G Street (provided Wharton can gain access to G Street).
- Wharton Construction shall submit an invoice to the Department of Public Works for the consultant work that requires refunding as described above.

Please indicate your agreement with the terms outlined herein by signing below and returning a copy to me. I look forward to continuing to work with you on this development project and thank you for your cooperation.

Sincerely,

Ted Henifin

Ted Henifin, P.E.
Director of Public Works

I agree with the terms of this agreement.

Ty Wharton

10-10-05
Date

April 23, 2014

VIA ELECTRONIC MAIL
Bill Wharton
703 Howmet Drive, Suite E
Hampton, Virginia 23661
ty@wcciva.com

RE: Gainesville Subdivision Vacation

Dear Mr. Wharton:

City staff has completed its review of your application for vacation of a portion of the Gainesville Subdivision pursuant to Virginia Code § 15.2-2272. There are two outstanding issues:

I. Under which method of vacation do you want to proceed?

A. **Written instrument**. You will need to obtain the signatures of all lot owners immediately adjoining or contiguous to the vacated area. The instrument must be approved by City Council and recorded. No public hearing is required under this method.
   1. The deadline for the May 14, 2014 City Council meeting is **May 1st**
   2. The deadline for the June 11, 2014 City Council meeting is **May 30th**

B. **Council ordinance**. This method requires public notice in the *Daily Press* and a public hearing at City Council because the applicant is not required to obtain the signatures of the surrounding lot owners. If no one appeals the vacation within 30 days after City Council approval, the ordinance then is recorded.
   1. The deadline for the May 14, 2014 City Council meeting is **April 23rd**
   2. The deadline for the June 11, 2014 City Council meeting is **May 21st**

II. How would you like to handle the sewer force main located under Ashland Road?

There is an existing sewer force main located within the proposed vacation area under Ashland Road. The force main was installed in the public right-of-way created by the original subdivision plat. Because of the force main, vacation of the public right-of-way may irreparably damage the owner of a lot shown on the plat.

Your vacation plat currently depicts a 10' easement adjacent to Ashland Road. If you intended to provide an easement over the entire existing force main along Ashland Road, but have not done so due to an oversight, you have two options:

A. **Option A: One-Part Process**
   Show a dedication of a 20' sanitary sewer easement on the subdivision vacation plat, which must be reviewed by Public Works, and grant the City—by deed of easement—a full 20' sanitary sewer easement along Ashland Road where the force main is located.

Importantly, dedication of such an easement would be completely voluntary. You may proceed with the vacation plat as depicted today, but as mentioned above, vacation of the public right-of-way where the force main is located may cause irreparable damage to the owner(s) of a lot shown on the plat.

B. **Option B: Two-Part Process**
Amend the subdivision vacation plat to remove Ashland Road from the vacation area and only request vacation of the remaining subdivision area; and submit a separate right-of-way vacation plat for Ashland Road. Because right-of-way vacations are governed differently by Chapter 34 of the City Code, City Council could separately vacate Ashland Road with the condition that you grant an easement for the existing sewer force main.

Please feel free to contact me at 728-5221 or dimburgia@hampmton.gov if you have any questions.

Sincerely,

David Imburgia, Project Coordinator

CC: Ayanna Williams, Real Estate Manager
McCord Newsome, Sr. Civil Engineer
Bonnie N. Brown, Assistant City Attorney
Veronica Meade, Sr. Assistant City Attorney
Vanessa T. Valldejuli, City Attorney

HAMPTON VA

April 25, 2014

Hampton Bay Associates, LLC
703 Howmet Drive, Suite E
Hampton, VA 23661

To Whom It May Concern:

As it pertains to the correspondence addressed to Mr. Bill Wharton on April 23, 2014 from the City of Hampton, referencing the vacation of a portion of the Gainesville Subdivision, this letter will confirm that Mr. Bill Wharton and Hampton Bay Associates, LLC will proceed under Option I-B which specifies the following:

"***Council Ordinance***. *This method requires public notice in the Daily Press and a public hearing at City Council because the applicant is not required to obtain the signatures of the surrounding lot owners. If no one appeals the vacation within 30 days after City Council approval, the ordinance then is recorded..."*

This letter will also confirm that Mr. Bill Wharton and Hampton Bay Associates, LLC will proceed under Option II-A which specifies the following:

"...a dedication of a 20' sanitary sewer easement on the subdivision vacation plat, which must be reviewed by Public Works, and grant the City–by deed of easement–a full 20' sanitary sewer easement along Ashland Road where the force main is located..."

The City of Hampton will submit the public notice to the Daily Press for advertisement and prepare the Deed of Easement (when in receipt of the revised Subdivision Vacation Plat).

William Tyler Wharton, III
Managing Partner, Hampton Bay Associates, LLC

4-25-14
Date

OFFICE OF ADMINISTRATION AND ENGINEERING SERVICES
(757) 727-6346 FAX (757) 727-6123
22 LINCOLN STREET, HAMPTON, VIRGINIA 23669

City of Hampton, VA

Agenda Review

File Number: 14-0211

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0211**

Request Number: **R-2014-00230**

File Type: **Resolution**

Department: **City Attorney**

Introduced: **5/14/2014**

Date of Final Action:

Enactment Number:

Effective: **5/14/2014**

Status: **Received By Clerk's Office**

Created By: **Christina Campana**

Phone:

Requestor: **Veronica E. Meade**

Phone: **757-727-6120**

Presenter: **Lynn Allsbrook, Deputy Director of Public Works will present. Lynn Allsbrook and Real Estate Manager Ayanna Williams will be present to address questions., Deputy Director of Public Works/City Engineer**

Phone: **757-726-2930**

Title: **Resolution to Authorize the Acquisition, by Negotiation or Condemnation, of Partial Fee Takes and Easements, Pursuant to § 25.1-100, Et Seq. of the Code of Virginia of 1950, As Amended, from Thirty-Nine (39) Properties for the Saunders Road Widening Project**

Action Requested: **Approve Resolution**

Estimated Time: **Ten Minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments: Aerial Photograph

Date	Acting Body	Action
5/6/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

Saunders Road is a two-lane arterial road located in the cities of Hampton (the “City”) and Newport News, spanning 0.7 miles across the northeast corner of the City as illustrated on the attached aerial photograph. Limits of this narrow, residential street extend from the Newport News city line to the intersection with Big Bethel Road.

Since the 1980s, Saunders Road has been designated in the City’s transportation plan as part of a future east-west transportation route linking areas of J. Clyde Morris Boulevard (Route 17) in midtown Newport News and southern York County with the northwest area of the City. Also, with the availability of undeveloped land in this area and infrastructure investments made by the City and the development community, the Magruder Boulevard corridor is poised to grow in population and jobs,

which will generate demand for improvements in the area road network, including Saunders Road. Because of the projected increase in traffic due to the anticipated growth in the northwest area of the City and the redistribution of traffic given that the Commander Shepard Boulevard extension to Big Bethel Road is completed, Saunders Road traffic volumes are expected to increase from 10,000 to 24,000 vehicles per day by 2036, far exceeding the capacity of this two-lane roadway. Future 2036 traffic volumes are based on the Hampton Roads Planning District Commission traffic model projections. Improvements to Saunders Road are critical for meeting this future traffic demand and for addressing current roadway safety issues.

The Hampton Community Plan (2006), which integrates the City's Strategic Plan, Comprehensive Plan, and planning for Hampton City Schools, identifies the widening of Saunders Road as one of its 2005-2025 road projects.

This project will implement improvements along Saunders Road to improve traffic flow between current and future employment centers, including a new roadway with two lanes in each direction; a raised, curbed, and planted median; on-street bike lanes; landscaping; street lights; and sidewalks in each direction (the "Project").

The Project is federally funded by the Virginia Department of Transportation ("VDOT"). On August 10, 2012, the City was provided an updated Federal Fiscal Year 2014 Proposed Federal Strategy. This document is the City's commitment to VDOT and the Federal Highway Administration to deliver projects for obligation by specific dates. Generally, the obligation of funds is necessary to advance utility relocations and formally advertising the Project for bids. Specifically here, if the obligation date of August 1, 2014 is not met, the City jeopardizes losing allocated Project funds in the amount of $9,401,000 for construction. Therefore, it is critical that acquisition and construction deadlines are followed as closely as possible to ensure reimbursement to the City.

Initially, the Project required acquisitions from sixty-two (62) parcels, which began on or around July 17, 2012. While some acquisitions have been obtained or are in the process of being finalized, the vast majority have yet to close. The following list of thirty-nine (39) parcels are slated for condemnation, all of which include partial fee takes and easements affecting only minor portions of entire parcels.

· Parcel 001
· Owner: Kenneth N. & Debbie H. Lee
· Property Description: 101 Saunders Road (LRSN 5001404)

· Parcel 005
· Owner: Daniel P. & Lisa L. Lose
· Property Description: 100 Saunders Road (LRSN 5000930)

· Parcel 006
· Owner: William D. Fox, III
· Property Description: 102 Saunders Road (LRSN 5000931)

· Parcel 007
· Owner: Kendall A. Ridenour
· Property Description: 104 Saunders Road (LRSN 5000932)

· Parcel 008
· Owner: Carlos J. & Alnez J. Cruz
· Property Description: 106 Saunders Road (LRSN 5000933)

· Parcel 014
· Owner: Nelda Jay Klinefelter
· Property Description: 120 Saunders Road (LRSN 5000213)

· Parcel 015
· Owner: Terry V. & Brenda L. Pitt
· Property Description: 127 Saunders Road (LRSN 5001434)

· Parcel 016
· Owner: Lillian Veronie
· Property Description: 129 Saunders Road (LRSN 5001435)

· Parcel 017
· Owner: William G. Hodge
· Property Description: 133 Saunders Road (LRSN 5001436)

· Parcel 018
· Owner: Charles Todd Reed, Sr. & Velita Ann Reed
· Property Description: 135 Saunders Road (LRSN 5001437)

· Parcel 019
· Owner: Frieda H. Sullivan
· Property Description: 137 Saunders Road (LRSN 5001438)

· Parcel 020
· Owner: Oral B. & Elizabeth G. Evans
· Property Description: 139 Saunders Road (LRSN 5001439)

· Parcel 021
· Owner: Trustees of Saunders Road Church of the Nazarene
· Property Description: 126 Saunders Road (LRSN 5000214)

· Parcel 023
· Owner: Raymonde Victor & Alice Victor Mathurin
· Property Description: 140 Saunders Road (LRSN 5000655)

· Parcel 024
· Owner: Maxine C. Zuskin
· Property Description: 141 Saunders Road (LRSN 5001440)

· Parcel 025
· Owner: Kara A. Fox
· Property Description: 145 Saunders Road (LRSN 5001444)

· Parcel 026
· Owner: Kimberly K. & Mark N. Mingee
· Property Description: 147 Saunders Road (LRSN 5001443)

· Parcel 027
· Owner: The Arc of the Virginia Peninsula, Inc.
· Property Description: 149 Saunders Road (LRSN 5001442)

· Parcel 028
· Owner: Roy E. & Gladys B. Burger

· Property Description: 151 Saunders Road (LRSN 5001441)

· Parcel 029
· Owner: Stacy McKinley
· Property Description: 142 Saunders Road (LRSN 5000934)

· Parcel 030
· Owner: Michael J. & Katherine C. Holden
· Property Description: 2 Edgemont Drive (LRSN 5000937)

· Parcel 031
· Owner: Blackhawk General Contracting, Inc.
· Property Description: 1 Edgemont Drive (LRSN 5000940)

· Parcel 034
· Owner: Gilbert A. & Sharon A. Smith
· Property Description: 154 Saunders Road (LRSN 5001128)

· Parcel 035
· Owner: Jean-Claude & Maika Baker
· Property Description: 158 Saunders Road (LRSN 5001129)

· Parcel 036
· Owner: Michael A. Dryden
· Property Description: 157 Saunders Road (LRSN 5001445)

· Parcel 037
· Owner: Stephen J. & Michelle R. Osborn
· Property Description: 161 Saunders Road (LRSN 5001466)

· Parcel 041
· Owner: Edith H. & Jesus P.M. Ramirez
· Property Description: 162 Saunders Road (LRSN 5001132)

· Parcel 042
· Owner: Brian I. & Eve L. Epstein
· Property Description: 164 Saunders Road (LRSN 5001131)

· Parcel 043
· Owner: Brian R. Williams
· Property Description: 166 Saunders Road (LRSN 5001133)

· Parcel 044
· Owner: Eddie Mendezllovet & Laura Chavez
· Property Description: 168 Saunders Road (LRSN 5001134)

· Parcel 052
· Owner: Jung Hyun & Ok Keum Kim
· Property Description: 1507 Big Bethel Rd (LRSN 5001455)

· Parcel 053
· Owner: Colden W. & Annie L. Wilkins
· Property Description: 172 Saunders Road (LRSN 5001135)

· Parcel 054
· Owner: Joe T. Nguyen & Hau Thi Duong
· Property Description: 174 Saunders Road (LRSN 5001136)

· Parcel 055
· Owner: Astor K. Tuck
· Property Description: 176 Saunders Road (LRSN 5001137)

· Parcel 059
· Owner: JBAC4, LLC
· Property Description: 1451 Big Bethel Road (LRSN 5001141)

· Parcel 060
· Owner: Karen Z. Cleaton
· Property Description: 6 Quarter Path Lane (LRSN 5001474)

· Parcel 061
· Owner: J & J Ventures, LLC
· Property Description: Saunders Road (LRSN 13002371)

· Parcel 063
· Owner: Calvin N. & Evelyn P. Townsend
· Property Description: 1 Westview Drive (LRSN 5000215)

· Parcel 066
· Owner: Guian C. & Laura Fernandez
· Property Description: 2 Betz Lane (LRSN 5001413)

Construction for the Project is anticipated to begin in the spring of 2015 and completed in the fall of 2016. Time is of the essence. If these acquisitions are not obtained in a timely manner, construction will be delayed or stopped; and the City risks losing reimbursement from VDOT, which may total up to $16,251,000.00. It is recommended that, pursuant to § 25.1-100, *et seq*. of the Code of Virginia of 1950, as amended, the City exercise its eminent domain authority to commence condemnation proceedings upon the thirty-nine (39) parcels listed herein if acquisitions cannot be obtained through negotiation.

LEGISLATION TEXT:

RESOLUTION

WHEREAS, Saunders Road is a two-lane arterial road located in the cities of Hampton (the “City”) and Newport News, spanning 0.7 miles across the northeast corner of the City as illustrated on the attached aerial photograph;

WHEREAS, limits of this narrow, residential street extend from the Newport News city line to the intersection with Big Bethel Road;

WHEREAS, since the 1980s, Saunders Road has been designated in the City's transportation plan as part of a future east-west transportation route linking areas of J. Clyde Morris Boulevard (Route 17) in midtown Newport News and southern York County with the northwest area of the City;

WHEREAS, with the availability of undeveloped land in this area and infrastructure investments made by the City and the development community, the Magruder Boulevard corridor is poised to grow in population and jobs, which will generate demand for improvements in the area road network, including Saunders Road;

WHEREAS, because of the projected increase in traffic due to the anticipated growth in the northwest area of the City and the redistribution of traffic given that the Commander Shepard Boulevard extension to Big Bethel Road is completed, Saunders Road traffic volumes are expected to increase from 10,000 to 24,000 vehicles per day by 2036, far exceeding the capacity of this two-lane roadway;

WHEREAS, future 2036 traffic volumes are based on the Hampton Roads Planning District Commission traffic model projections;

WHEREAS, improvements to Saunders Road are critical for meeting this future traffic demand and for addressing current roadway safety issues;

WHEREAS, the Hampton Community Plan (2006), which integrates the City's Strategic Plan, Comprehensive Plan, and planning for Hampton City Schools, identifies the widening of Saunders Road as one of its 2005-2025 road projects;

WHEREAS, this project will implement improvements along Saunders Road to improve traffic flow between current and future employment centers, including a new roadway with two lanes in each direction; a raised, curbed, and planted median; on-street bike lanes; landscaping; street lights; and sidewalks in each direction (the "Project");

WHEREAS, the Project is federally funded by the Virginia Department of Transportation ("VDOT");

WHEREAS, on August 10, 2012, the City was provided an updated Federal Fiscal Year 2014 Proposed Federal Strategy, which is the City's commitment to VDOT and the Federal Highway Administration to deliver projects for obligation by specific dates;

WHEREAS, generally, the obligation of funds is necessary to advance utility relocations and formally advertising the Project for bids;

WHEREAS, specifically here, if the obligation date of August 1, 2014 is not met, the City jeopardizes losing allocated Project funds in the amount of $9,401,000 for construction;

WHEREAS, it is critical that acquisition and construction deadlines are followed as closely as possible to ensure reimbursement to the City;

WHEREAS, initially, the Project required acquisitions from sixty-two (62) parcels, which began on or around July 17, 2012;

WHEREAS, while some acquisitions have been obtained or are in the process of being finalized, the vast majority have yet to close;

WHEREAS, the following list of thirty-nine (39) parcels are slated for condemnation, all of which include partial fee takes and easements affecting only minor portions of entire parcels:

- Parcel 001

- Owner: Kenneth N. & Debbie H. Lee
- Property Description: 101 Saunders Road (LRSN 5001404)

- Parcel 005
- Owner: Daniel P. & Lisa L. Lose
- Property Description: 100 Saunders Road (LRSN 5000930)

- Parcel 006
- Owner: William D. Fox, III
- Property Description: 102 Saunders Road (LRSN 5000931)

- Parcel 007
- Owner: Kendall A. Ridenour
- Property Description: 104 Saunders Road (LRSN 5000932)

- Parcel 008
- Owner: Carlos J. & Alnez J. Cruz
- Property Description: 106 Saunders Road (LRSN 5000933)

- Parcel 014
- Owner: Nelda Jay Klinefelter
- Property Description: 120 Saunders Road (LRSN 5000213)

- Parcel 015
- Owner: Terry V. & Brenda L. Pitt
- Property Description: 127 Saunders Road (LRSN 5001434)

- Parcel 016
- Owner: Lillian Veronie
- Property Description: 129 Saunders Road (LRSN 5001435)

- Parcel 017
- Owner: William G. Hodge
- Property Description: 133 Saunders Road (LRSN 5001436)

- Parcel 018
- Owner: Charles Todd Reed, Sr. & Velita Ann Reed
- Property Description: 135 Saunders Road (LRSN 5001437)

- Parcel 019
- Owner: Frieda H. Sullivan
- Property Description: 137 Saunders Road (LRSN 5001438)

- Parcel 020
- Owner: Oral B. & Elizabeth G. Evans
- Property Description: 139 Saunders Road (LRSN 5001439)

- Parcel 021

- Owner: Trustees of Saunders Road Church of the Nazarene
- Property Description: 126 Saunders Road (LRSN 5000214)

- Parcel 023
- Owner: Raymonde Victor & Alice Victor Mathurin
- Property Description: 140 Saunders Road (LRSN 5000655)

- Parcel 024
- Owner: Maxine C. Zuskin
- Property Description: 141 Saunders Road (LRSN 5001440)

- Parcel 025
- Owner: Kara A. Fox
- Property Description: 145 Saunders Road (LRSN 5001444)

- Parcel 026
- Owner: Kimberly K. & Mark N. Mingee
- Property Description: 147 Saunders Road (LRSN 5001443)

- Parcel 027
- Owner: The Arc of the Virginia Peninsula, Inc.
- Property Description: 149 Saunders Road (LRSN 5001442)

- Parcel 028
- Owner: Roy E. & Gladys B. Burger
- Property Description: 151 Saunders Road (LRSN 5001441)

- Parcel 029
- Owner: Stacy McKinley
- Property Description: 142 Saunders Road (LRSN 5000934)

- Parcel 030
- Owner: Michael J. & Katherine C. Holden
- Property Description: 2 Edgemont Drive (LRSN 5000937)

- Parcel 031
- Owner: Blackhawk General Contracting, Inc.
- Property Description: 1 Edgemont Drive (LRSN 5000940)

- Parcel 034
- Owner: Gilbert A. & Sharon A. Smith
- Property Description: 154 Saunders Road (LRSN 5001128)

- Parcel 035
- Owner: Jean-Claude & Maika Baker
- Property Description: 158 Saunders Road (LRSN 5001129)

- Parcel 036

- Owner: Michael A. Dryden
- Property Description: 157 Saunders Road (LRSN 5001445)

- Parcel 037
- Owner: Stephen J. & Michelle R. Osborn
- Property Description: 161 Saunders Road (LRSN 5001466)

- Parcel 041
- Owner: Edith H. & Jesus P.M. Ramirez
- Property Description: 162 Saunders Road (LRSN 5001132)

- Parcel 042
- Owner: Brian I. & Eve L. Epstein
- Property Description: 164 Saunders Road (LRSN 5001131)

- Parcel 043
- Owner: Brian R. Williams
- Property Description: 166 Saunders Road (LRSN 5001133)

- Parcel 044
- Owner: Eddie Mendezllovet & Laura Chavez
- Property Description: 168 Saunders Road (LRSN 5001134)

- Parcel 052
- Owner: Jung Hyun & Ok Keum Kim
- Property Description: 1507 Big Bethel Rd (LRSN 5001455)

- Parcel 053
- Owner: Colden W. & Annie L. Wilkins
- Property Description: 172 Saunders Road (LRSN 5001135)

- Parcel 054
- Owner: Joe T. Nguyen & Hau Thi Duong
- Property Description: 174 Saunders Road (LRSN 5001136)

- Parcel 055
- Owner: Astor K. Tuck
- Property Description: 176 Saunders Road (LRSN 5001137)

- Parcel 059
- Owner: JBAC4, LLC
- Property Description: 1451 Big Bethel Road (LRSN 5001141)

- Parcel 060
- Owner: Karen Z. Cleaton
- Property Description: 6 Quarter Path Lane (LRSN 5001474)

- Parcel 061

- Owner: J & J Ventures, LLC
- Property Description: Saunders Road (LRSN 13002371)

- Parcel 063
- Owner: Calvin N. & Evelyn P. Townsend
- Property Description: 1 Westview Drive (LRSN 5000215)

- Parcel 066
- Owner: Guian C. & Laura Fernandez
- Property Description: 2 Betz Lane (LRSN 5001413)

WHEREAS, construction for the Project is anticipated to begin in the spring of 2015 and completed in the fall of 2016;

WHEREAS, time is of the essence; if these acquisitions are not obtained in a timely manner, construction will be delayed or stopped; and the City risks losing reimbursement from VDOT, which may total up to $16,251,000.00; and

WHEREAS, Council has determined partial fee and easement acquisitions are necessary to implement the Saunders Road Widening Project; and it is in the best interest of the City that portions of the thirty-nine (39) parcels identified herein be acquired, by negotiation or condemnation, for the successful implementation of the Project.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Hampton, Virginia, as follows:

1. That the Resolution seeking acquisition, by negotiation or condemnation, pursuant to the authority set forth in Sections 25.1-100 *et seq*. of the Code of Virginia of 1950, as amended, for partial fee takes and easement acquisitions from thirty-nine (39) parcels for implementation of the Saunders Road Widening Project is approved;

2. That the City Attorney is authorized to institute proceedings to condemn a portion of the foregoing thirty-nine (39) parcels; and

3. That a certified copy of this Resolution and aerial photograph shall be recorded in the Office of the Clerk of the Circuit Court for the City of Hampton in the manner as deeds are recorded and indexed in the name of the City of Hampton.

Saunders Road Widening

Current Acquisition Status

City of Hampton, VA

Agenda Review

File Number: 14-0199

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0199** Request Number: **R-2014-00223**

File Type: **Ordinance - Non-Coded** Department: **Budget/Finance**

Introduced: **4/30/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Adopted on First Reading - The second reading is scheduled for May 14, 2014.**

Created By: **Marcie Dunn** Phone:

Requestor: **Gloria Washington** Phone: **727-6377**

Presenter: **N/A, N/A** Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the City of Hampton, Virginia for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.**

Action Requested: **Approve on two readings**

Estimated Time: **2hr**

Indicators:

Advertised:

Fiscal Notes: $452,819,700 - The Total General Fund budget for the City and School operations is $452,819,700.
Capital Improvement Fund - $49,100,607;
Solid Waste Management Fund - $13,167,397;
Stormwater Management Fund - $8,191,972;
Wastewater Management Fund - $11,087,988;
Steamplant Fund - $8,002,951;
Fleet Services Fund – $9,061,549;
Risk Management Fund – $5,577,302;
Information Technology Fund - $2,475,499;
The Hampton Coliseum and Arts Fund - $6,751,549;
The Hamptons Golf Course - $1,482,478;
The Woodlands Golf Course - $836,562;
Economic Development Fund - $320,000;
Hampton Roads Convention Center - $9,944,727;
Proposed Personal Property Tax Rate (Increase);
Proposed Real Estate Tax Rate

Attachments: FY15 General Fund - Revenues
FY15 General Fund - Expenses

Date	Acting Body	Action
5/7/2014	Special Meeting	Adopted on First Reading - The second reading is scheduled for May 14, 2014.

Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace
Nays: 0
Abstain: 0
Out: 0

4/30/2014 Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the general expenses of the City of Hampton, Virginia for Fiscal Year 2015.

REVENUES
CITY OF HAMPTON
FISCAL YEAR 2015

Code	Description	Budget
	GENERAL PROPERTY TAXES:	
51000	REAL ESTATE-CURRENT	$ 122,781,664
51001	REAL ESTATE-1ST PRIOR	1,800,000
51002	REAL ESTATE-2ND & 3RD PRIOR	360,000
51200	PUBLIC SERVICE CORPORATION	3,665,188
51100	PERSONAL PROPERTY-CURRENT	37,202,960
51101	PERSONAL PROPERTY-1ST PRIOR	1,600,000
51102	PERSONAL PROPERTY-2ND & 3RD PRIOR	187,138
51190	REAL ESTATE - BID (COLISEUM CENTRAL)	530,100
51191	REAL ESTATE - BID (DOWNTOWN)	173,827
51192	REAL ESTATE - BID (ELIZABETH LAKES)	47,431
51194	SPECIAL ASSESMENT - H20	601,277
51195	SPECIAL ASSESSMENT - PENINSULA TOWNE CTR	4,146,323
51202	MACHINE & TOOL	2,150,625
51201	MOBILE HOMES	40,910
51004/ 51104	REFUNDS	(450,000)
51300	DELINQUENT TAXES-WRITTEN OFF	150,000
51301	INTEREST-DELINQUENT TAXES	300,000
51003	PENALTY-REAL ESTATE DELINQUENT	550,000
51103	PENALTY-PERSONAL PROP DELINQUENT	459,000
	TOTAL	**$ 176,296,443**
	OTHER LOCAL TAXES:	
52003	UTILITY TAX-ELECTRIC AND GAS	$ 5,000,000
52004	TOBACCO TAX	4,300,000
52005	BUSINESS LICENSES	11,945,000
52022	CONSUMPTION TAXES (BUSINESS LIC.)	445,000
52024	COMMUNICATIONS SALES & USE TAX	9,232,518
52006	SHORT-TERM RENTAL TAX	72,000
52008	SALES AND USES TAX	14,474,631
52009	RECORDATION TAX	1,250,000
52010	LODGING-TRANSIENT TAX	2,925,000
52010.1	LODGING -TRANSIENT TAX $1 FLAT RATE	487,919
52020	LICENSES FEE-PAR MUTUAL	60,000
52011	AMUSEMENT TAX	1,305,394
52012	MEAL TAX	18,898,627
52013	MOTOR VEHICLE LICENSES	4,430,135
52023	RIGHT-A-WAY FEES (TELECOMMUNICATION LINES)	550,383
52100/ 52104/ 52101/ 52103	TAX REFUNDS-VEHICLE/EXCISE/LEGAL	(27,000)
52015	BANK STOCK	477,635
	TOTAL	**$ 75,827,242**
	LICENSE, PERMITS & PRIVILEGE FEES:	
53000	ANIMAL LICENSES	$ 55,000
53001	STREET & PRIVILEGE	118,000
53002	TAXI DRIVER PERMIT & FEES	18,000
53004	ZONING FEES	209,875
53005	TRANSFER FEES	5,000
53006	BUILDING INSPECTION FEES	375,534
53007	ELECTRICAL INSPECTION FEES	116,731
53008	PLUMBING INSPECTION FEES	83,200
53009	GAS INSPECTION FEES	196,079
53010	AMUSEMENT PERMIT FEES	1,600
53012	SITE PLAN FEES	35,000
53014	MISCELLANEOUS PERMITS	20,000
	TOTAL	**$ 1,234,019**

REVENUES
CITY OF HAMPTON
FISCAL YEAR 2015

Code	Description		Budget
	FINES AND FORFEITURES:		
54000	TRAFFIC PENALTIES	$	121,000
54001	SPECIAL ASSESSMENT COURT FINES		113,000
54004	SPECIAL ASSMT-SHERIFF COURT SECURITY		287,000
54002	CIRCUIT COURT FEES		1,265,118
54003	FEES-COLLECTING COURT FINES		456,000
	TOTAL	**$**	**2,242,118**
	REVENUES FROM USE OF MONEY & PROPERTY:		
55001	RENTAL OF STADIUM (DARLING)	$	7,373
55000.2	RENTAL OF PROPERTY - FORT MONROE CC		3,500
55002	VENDING MACHINES-OTHER		3,000
55004	PARKING FEES-HARBOUR CENTER		48,000
55100	INTEREST FROM INVESTMENTS		177,815
55203	SALES OF MATERIALS AND SUPPLIES		65,019
55011	BILLBOARD REVENUE		60,000
	TOTAL	**$**	**364,707**
	CHARGES FOR SERVICES:		
56000	COURT COSTS	$	1,000
56001	FEES-COURT OFFICER		26,000
56002	FEES-SHERIFF		14,741
56022	FEES-COBRA ADMINISTRATION		1,000
56003	FEES-EXCESS OF CLERK		90,000
56023	FEES-SANDY BOTTOM		60,000
56045	FEES-TEEN CENTER		6,556
56007	FEES-RECREATION		350,000
56008	FEES-RECREATION CLASSES		5,983
56032	FEES-WESTHAMPTON COM CENTER		145,000
56009	FEES-CAROUSEL/BLUEBIRD GAP		65,000
56061	FEES-BLACKBEARD PIRATE FESTIVAL		44,050
56028	FEES-HOUSING FED. PRISONERS		1,000
56031	FEES-HAMPTON TENNIS CENTER		20,000
56030	FEES-HISTORY MUSEUM		29,360
56043	FEES-SCHOOL AGE PROGRAM		1,224,885
56033	FEES-BUCKROE FISHING PIER		175,000
56034	FEES-FORT MONROE COMMUNITY CENTER		38,000
66324	CONCESSIONS BUCKROE FISHING PIER		30,000
66325	BAIT & TACKLE SALES-PIER		58,749
66326	RENTALS-BUCKROE FISHING PIER		2,000
66327	FISHING PIER TOURNAMENTS		500
54005	FEES-JAIL ADMISSION FEE		8,350
56042	FEES-HEALTHY FAMILIES		11,300
56010	LIBRARY FINES AND FEES		50,000
56029	FEES-AMBULANCE SERVICE		3,768,250
66134	HOST FEES-LANDFILL		928,128
52025	PEG CAPITAL GRANT SURCHARGE FEE		200,000
53016	PASSPORT APPLICATION FEE		50,000
56050	FUNERAL ESCORT FEES		53,000
56051	DMV SELECT FEE		55,000
56056	FEES FOR WORK RELEASE PROGRAM-SHERIFF		39,635
56052	COMMUNITY DEVELOPMENT TECHNOLOGY FEE		65,000
56060.001	FIRE INSPECTION SUPPORT FEES		193,000
56060.003	BURNING PERMIT FEES		200
56060.004	FIREWORKS/PYROTECHNIC DISPAL PERMIT FEES		2,000
56060.008	FALSE ALARM FEES		2,800
56060.009	UNDERGROUND STORAGE TANK REMOVAL PERMIT		200
56060.010	SPECIAL HAZARD PERMIT FEES		8,000
56060.011	PRIVATE HYDRANT PERMIT FEES		1,650
66700	FORT MONROE AUTHORITY		1,629,812
	TOTAL	**$**	**9,455,149**

REVENUES
CITY OF HAMPTON
FISCAL YEAR 2015

Code	Description		Budget
	MISCELLANEOUS REVENUE:		
57000	MISCELLANEOUS	$	150,000
57000.002	ADMINISTRATIVE FEES - CDA		22,600
57000.003	MISC REVENUE - ADMINISTRATIVE FEES		925,000
66164.000	MISC - ADMIN FEES FOR POLICE EXTRA DUTY		150,000
57001	PAYMENT IN LIEU OF TAXES		75,000
57002	REIMBURSEMENT FOR SERVICES-SCHOOLS		1,450,551
57003	RETURNED CHECK FEES		14,010
57004	UNEMPLOYMENT FEES		4,000
57024.001	REIMBURSEMENT FOR RADIO MAINT-COLISEUM		48,301
57024.002	REIMBURSEMENT FOR RADIO MAINT-FLEET SERVICES		1,823
57024.003	REIMBURSEMENT FOR RADIO MAINT - STORM WATER		26,886
57024.004	REIMBURSEMENT FOR RADIO MAINT-WASTEWATER		22,329
57024.005	REIMBURSEMENT FOR RADIO MAINT-SOLID WASTE		36,912
57017	INDIRECT COSTS-OTHERS		123,275
57006	INDIRECT COSTS-SOLID WASTE		356,470
57006.1	RETURN ON INVESTMENT-SOLID WASTE		116,000
57012	INDIRECT COSTS-WASTE WATER MGMT		456,000
63000	INDIRECT COSTS-STEAM PLANT		218,000
	TOTAL	**$**	**4,197,157**
	RECOVERED COSTS:		
58000	RECOVERED COSTS-JAIL OPERATIONS	$	729,667
58002	RECOVERED COSTS-PROBATION		8,500
58003	RECOVERED COSTS-NASA FIRE STATION		906,000
58004	RECOVERED COSTS-POLICE		6,792,817
58005	RECOVERED COSTS-MISCELLANEOUS		150,000
	TOTAL	**$**	**8,586,984**
.	**NON-CATEGORICAL AID-STATE:**		
59002	VEHICLE RENTAL TAXES	$	373,448
59003	MOBILE HOME TITLING		15,819
59004	TAX ON DEEDS		356,086
59006	RAILROAD TAX		15,904
	TOTAL	**$**	**761,257**
	NON-CATEGORICAL AID-FEDERAL		
62042	RAD EMERGENCY RESPONSE	$	20,500
63004	INDIRECT COSTS-OTHERS		10,000
	TOTAL	**$**	**30,500**
	SHARED EXPENSES:		
60000	SHERIFF	$	6,326,735
60001	COMMONWEALTH ATTORNEY		1,301,392
60002	COMMISSIONER OF REVENUE		284,688
60003	CITY TREASURER		256,646
60004	REGISTRAR-ELECTORAL BOARD		50,341
60006	CLERK OF COURTS		762,543
	TOTAL	**$**	**8,982,345**

REVENUES
CITY OF HAMPTON
FISCAL YEAR 2015

Code	Description	Budget
	CATEGORICAL AID-STATE:	
52007	E911 WIRELESS GRANT	$ 409,000
61000	PUBLIC ASSISTANCE-STATE	5,586,728
62000	PUBLIC ASSISTANCE-FEDERAL	8,039,439
62045	PUBLIC ASSIST-COSTS ALLOCATION PLAN REIMB	93,000
61008	VA. JUVENILE BLOCK GRANT	279,725
61001	STREET AND HIGHWAY MAINTENANCE	14,725,359
61002	PUBLIC LIBRARY BOOKS	165,200
62039	HEALTHY FAMILY-FEDERAL	400,000
	TOTAL	**$ 29,698,451**
	SCHOOL FUNDS-FROM OTHER THAN CITY:	
64000	STATE FUNDS	$ 88,535,770
64005	STATE LOTTERY PROFITS	12,723,701
64001	OTHER FUNDS	1,562,924
64002	SHARE OF STATE SALES TAXES	20,986,496
64003	FEDERAL PROJECTS	1,323,000
	TOTAL	**$ 125,131,891**
	TRANSFERS:	
65000	FUND BALANCE	$ 3,750,000
65000	COMMITTED FUND BALANCE-ATF FUNDS	345,000
65205	TRANSFER FROM SCHOOL OPERATING FUND	2,000,000
65006	COMMITTED FUND BALANCE-BUDGET SAVINGS	2,513,389
65006	COMMITTED FUND BALANCE-DRAINAGE PROGRAM	810,064
65011	COMMITTED FUND BALANCE-SCHOOL DEBT RESERVE FUND	592,984
	TOTAL	**$ 10,011,437**
	GRAND TOTAL	**$ 452,819,700**

City of Hampton
General Fund Council Approved
Fiscal Year 2015

Code	Function		Appropriation
110	Municipal Council		
	Personal Services	364,216	
	Operating Expenditures	106,958	
	Capital Outlay	2,685	
	Total Municipal Council		473,859
120	City Manager		
	Personal Services	1,116,810	
	Operating Expenditures	91,430	
	Total City Manager		1,208,240
130	City Attorney		
	Personal Services	909,147	
	Operating Expenditures	86,447	
	Total City Attorney		995,594
132	Human Resources	544,655	
	Personal Services	113,712	
	Operating Expenditures	0	
	Total Human Resources		658,367
134	Independent Auditors		
	Operating Expenses	200,475	
	Total Independent Auditor		200,475
135	Marketing & Outreach		
	Personal Services	402,873	
	Operating Expenses	346,791	
	Total Marketing & Outreach		749,664
139	Citizens' Unity Commission		
	Personal Services	100,938	
	Operating Expenditures	49,539	
	Total Citizens' Unity Commission		150,477
140	Commissioner of Revenue		
	Personal Services	1,079,837	
	Operating Expenditures	161,218	
	Capital Outlay	3,507	
	Total Commissioner of Revenue		1,244,562
145	Assessor of Real Estate		
	Personal Services	978,989	
	Operating Expenditures	132,862	
	Total Assessor of Real Estate		1,111,851

City of Hampton
General Fund Council Approved
Fiscal Year 2015

Code	Function		Appropriation
150	Finance		
	Personal Services	724,568	
	Operating Expenditures	80,964	
	Total Finance		805,532
154	City Treasurer		
	Personal Services	1,192,790	
	Operating Expenditures	453,322	
	Total City Treasurer		1,646,112
156	Consolidated Procurement		
	Personal Services	350,052	
	Operating Expenditures	41,981	
	Total Consolidated Procurement		392,033
158	Internal Auditor		
	Personal Services	154,589	
	Operating Expenditures	13,147	
	Total Internal Auditor		167,736
160	Information Technology		
	Personal Services	1,047,770	
	Operating Expenditures	1,703,185	
	Capital Outlay	216,000	
	Total Information Technology		2,966,955
168	311 Customer Service Center		
	Personal Services	392,434	
	Operating Expenditures	71,184	
	Capital Outlay	0	
	Total 311 Customer Service Center		463,618
170	Electoral Board		
	Personal Services	96,108	
	Operating Expenditures	62,499	
	Total Electoral Board		158,607
173	Registrar		
	Personal Services	211,127	
	Operating Expenditures	8,797	
	Total Registrar		219,924
210	Circuit Court		
	Personal Services	338,264	
	Operating Expenditures	54,952	
	Capital Outlay	4,500	
	Total Circuit Court		397,716

City of Hampton
General Fund Council Approved
Fiscal Year 2015

Code	Function		Appropriation
212	General District Court		
	Personal Services	34,639	
	Operating Expenditures	182,766	
	Total General District Court		217,405
213	Magistrates Office		
	Personal Services	33,425	
	Operating Expenditures	7,491	
	Total Magistrates Office		40,916
214	District Court - JDR		
	Operating Expenditures	49,101	
	Total District Court - JDR		49,101
216	Clerk of Courts		
	Personal Services	819,151	
	Operating Expenditures	123,150	
	Capital Outlay	2,240	
	Total Clerk of Courts		944,541
220	Commonwealth's Attorney		
	Personal Services	1,603,722	
	Operating Expenditures	67,108	
	Capital Outlay	2,000	
	Total Commonwealth's Attorney		1,672,830
310	Police		
	Personal Services	18,904,119	
	Operating Expenditures	3,772,835	
	Capital Outlay		
	Total Police		22,676,954
313	City Sheriff-Jail		
	Personal Services	5,224,693	
	Operating Expenditures	1,559,247	
	Capital Outlay	60,000	
	Total City Sheriff-Jail		6,843,940
315	911 Emergency Communications		
	Personal Services	2,169,848	
	Operating Expenditures	441,699	
	Capital Outlay	50,000	
	Total 911 Emergency Communications		2,661,547

City of Hampton
General Fund Council Approved
Fiscal Year 2015

Code	Function		Appropriation
317	Police Division: Animal Control		
	Personal Services	293,842	
	Operating Expenditures	160,750	
	Capital Outlay	1,500	
	Total Police Division: Animal Control		456,092
320	Fire and Rescue		
	Personal Services	15,673,384	
	Operating Expenditures	3,436,469	
	Capital Outlay	108,000	
	Total Fire and Rescue		19,217,853
325	Emergency Management		
	Personal Services	243,495	
	Operating Expenditures	45,138	
	Total Emergency Management		288,633
330	City Sheriff		
	Personal Services	1,780,921	
	Operating Expenditures	431,598	
	Total City Sheriff		2,212,519
332	Court Service Unit		
	Personal Services	159,565	
	Operating Expenditures	1,510,460	
	Capital Outlay	8,500	
	Total Court Service Unit		1,678,525
410	Public Works Administration		
	Personal Services	164,045	
	Operating Expenditures	39,533	
	Total Public Works Administration		203,578
420	Public Works Engineering		
	Personal Services	517,765	
	Operating Expenditures	58,546	
	Total Public Works Engineering		576,311
430	Public Works Traffic Engineering		
	Personal Services	665,585	
	Operating Expenditures	2,251,156	
	Total Public Works Traffic Engineering		2,916,741
440	Public Works Streets and Roads		
	Personal Services	987,402	
	Operating Expenditures	943,188	
	Capital Outlay	211,534	
	Total Public Works Streets and Roads		2,142,124

City of Hampton
General Fund Council Approved
Fiscal Year 2015

Code	Function		Appropriation
460	Public Works Drainage Maintenance		
	Personal Services	799,595	
	Operating Expenditures	512,234	
	Total Public Works Drainage Maintenance		1,311,829
475	Public Works Facilities Management		
	Personal Services	1,150,417	
	Operating Expenditures	3,153,101	
	Total Public Works Facilities Management		4,303,518
480	Public Works Parking Facilities		
	Personal Services	29,640	
	Operating Expenditures	691,806	
	Total Public Works Parking Facilities		721,446
500	Health Department		
	Operating Expenditures	1,408,286	
	Total Health Department		1,408,286
520	Social Services Administration		
	Personal Services	7,438,582	
	Operating Expenditures	4,577,280	
	Total Social Services Administration		12,015,862
530	Social Services Public Assistance		
	Operating Expenditures	654,322	
	Total Social Services Public Assistance		654,322
535	Social Services Purchase of Services		
	Operating Expenditures	4,397,333	
	Total Social Services Purchase of Services		4,397,333
570	Youth, Education & Family Services		
	Personal Services	2,831,632	
	Operating Expenditures	729,184	
	Total Youth, Education & Family Services		3,560,816
571	Youth Violence Prevention/ATF		
	Personal Services	70,000	
	Operating Expenditures	275,000	
	Total Youth Violence Prevention/ATF		345,000
600	School Operations		
	Operating Expenditures	195,744,114	
	Total School Operations		195,744,114

City of Hampton
General Fund Council Approved
Fiscal Year 2015

Code	Function		Appropriation
700	Parks Division		
	Personal Services	1,947,800	
	Operating Expenditures	3,903,252	
	Capital Outlay	62,071	
	Total Parks Division		5,913,123
710	Recreation & Community Centers		
	Personal Services	2,772,726	
	Operating Expenditures	1,354,528	
	Capital Outlay	54,100	
	Total Recreation & Community Centers		4,181,354
716	Hampton History Museum		
	Personal Services	251,985	
	Operating Expenditures	97,333	
	Total Hampton History Museum		349,318
720	Public Library		
	Personal Services	1,455,936	
	Operating Expenditures	719,471	
	Total Public Library		2,175,407
805	Community Development		
	Personal Services	2,655,669	
	Operating Expenditures	384,812	
	Capital Outlay	72,900	
	Total Community Development		3,113,381
810	Economic Development		
	Personal Services	807,870	
	Operating Expenditures	392,440	
	Total Economic Development		1,200,310
825	VA Cooperative Extension Services		
	Personal Services	32,286	
	Operating Expenditures	33,368	
	Total VA Cooperative Extension Services		65,654
830	Conventions and Visitors Bureau		
	Personal Services	805,909	
	Operating Expenditures	1,514,052	
	Total Conventions and Visitor's Bureau		2,319,961
835	Civic and Community Support		
	Operating Expenditures	1,070,969	
	Total Civic and Community Support		1,070,969

City of Hampton
General Fund Council Approved
Fiscal Year 2015

Code	Function		Appropriation
840	Departmental Support-Contractual		
	Operating Expenditures	18,049,151	
	Total Departmental Support-Contractual		18,049,151
845	Departmental Support-Grant		
	Operating Expenditures	1,800,671	
	Total Departmental Support-Grant		1,800,671
900	Non-Departmental		
	Operating Expenditures	5,930,332	
	Total Non-Departmental		5,930,332
905	Retirement & Employee Benefits		
	Personal Services	3,559,278	
	Operating Expenditures	35,767,788	
	Total Retirement & Employee Benefits		39,327,066
910	Transfer to Other Funds		
	Operating Expenditure	28,752,004	
	Total Transfer to Other Funds		28,752,004
920	Serial Bonds and Other Principal		
	Operating Expenditures	22,770,883	
	Total Serial Bonds and Other Principal		22,770,883
925	Interest and Other Debt Cost		
	Operating Expenditures	11,392,039	
	Total Interest and Other Debt Cost		11,392,039
930	Contingency Reserve		
	Operating Expenditures	1,134,619	
	Total Contingency Reserve		1,134,619
	Total Appropriation for General Expenses		**452,819,700**

City of Hampton, VA

Agenda Review

File Number: 14-0183

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0183** Request Number: **R-2014-00207**

File Type: **Ordinance - Non-Coded** Department: **Budget/Finance**

Introduced: **4/30/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Adopted on First Reading - The second reading is scheduled for May 14, 2014.**

Created By: **Marcie Dunn** Phone:

Requestor: **Gloria Washington** Phone: **727-6377**

Presenter: **N/A, N/A** Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the Capital Budget for the City of Hampton, Virginia for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015**

Action Requested: **Approve on two readings**

Estimated Time: **2 hr**

Indicators:

Advertised:

Fiscal Notes: $49,100,607 - The total Capital Budget is $49,100,607

Attachments: FY15 Capital Budget Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Adopted on First Reading - The second reading is scheduled for May 14, 2014.
	Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace Nays: 0 Abstain: 0 Out: 0	
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Capital Budget for Fiscal Year 2015.

GENERAL FUND REVENUES	
General Fund Balance Transfer (GFB)	$3,750,000
General Fund Operating Revenues (GFR)	2,421,683
Dedicated Tax Rate Increase for City Investments*	2,000,000
Dedicated Tax Rate Increase for Schools Investments*	2,000,000
Committed Fund Balance (CFB)	810,064
Urban Maintenance Contribution (UMC)	5,770,392
VDOT Revenue Sharing City Match (VDOT-City)	717,500
Subtotal - General Fund Revenues	17,469,639
OTHER REVENUES	
Commonwealth of Virginia (CV)	2,000,000
Congestion Mitigation Air Quality (CMAQ) Funds	553,000
General Obligation Bond Proceeds ~ City (BP)	10,135,000
General Obligation Bond Proceeds ~ Hampton City Schools (BP-S)	5,287,500
Stormwater Fund (SWF)	2,528,241
VDOT Bridge Replacement Fund (VDOT-BRF)	3,786,764
VDOT Revenue Sharing State Match (VDOT-State)	2,405,000
VDOT Urban Contribution Initiative Fund (UCI)	1,608,463
Wastewater Fund (WW)	3,327,000
Subtotal - Other Revenues	31,630,968
TOTAL REVENUES	$49,100,607
EXPENDITURES BY PROJECT CATEGORIES	
Education	
Hampton City Schools General Maintenance Projects (BP-S)	$2,387,500
Hampton City Schools Investment Plan Major Renovation Projects (BP-S)	2,900,000
Hampton City Schools "One-to-One" Technology Initiative (GFR)	2,000,000
Thomas Nelson Community College Site Improvements (GFR)	157,394
Total Education:	7,444,894
Hampton's Waterways	
Berkshire Terrace Improvements from Mary Peake Study (SWF)	50,000
Burbank Elementary School Best Management Practices (SWF)	100,000
Forrest Elementary School Best Management Practice (SWF)	1,500,000
Lynnhaven Lake Outfall Structure (SWF)	50,000
Mary Peake Outfall Improvements at Newmarket Creek (SWF)	50,000
Neighborhood Stormwater Improvements (SWF)	585,000
Salt Ponds (GFB)	500,000
Watershed Studies (SWF)	193,241
Total Hampton's Waterways:	3,028,241
Maintenance of Public Properties and Performance Support	
City-wide and Downtown Landscaping Enhancements (GFR)	100,000
Design of Briarfield and Gosnold Hope Parks (BP)	250,000
Design of Youth Sports Tourism Facility (BP)	1,000,000
Infrastructure Rehabilitation Program (WW)	3,327,000
Langley Air Force Base Clear Zone (BP, CV)	4,000,000

Parks and Recreation Maintenance (BP)	2,000,000
Public Facility Improvements (GFB, BP)	3,250,000
Re-engineering Technology (GFR)	100,000
Total Maintenance of Public Properties and Performance Support:	14,027,000
Master Plans	
Coliseum Central Master Plan Updates (GFB)	150,000
Total Master Plans:	150,000
Master Plan Area Strategic Investments	
Master Plan Area Strategic Investments* (GFR)	2,000,000
Master Plan Area Strategic Investments	2,000,000
Neighborhood Support	
Blighted Property Acquisition and Demolition (BP)	250,000
Housing and Neighborhood Improvement Funding (GFR)	100,000
Total Neighborhood Support:	350,000
Other CIP Projects	
Contingency (GFR)	100,000
Motorola Lease Payment (GFR)	1,864,289
Total Other CIP Projects:	1,964,289
Other Economic Development Projects	
Commercial Blight Abatement & Redevelopment (BP)	1,500,000
Total Other Economic Development Projects	1,500,000
Public Safety	
Police In-Car Camera (GFB)	285,000
Public Safety Radio System Microwave Upgrade (GFB)	427,500
Self Contained Breathing Apparatus (GFB)	1,000,000
Total Public Safety	1,712,500
Streets and Infrastructure	
Big Bethel Rd/Todds LN Intersection Improvements (UCI, VDOT-State)	2,608,463
City-wide Traffic Signal Upgrades - Phase 4 (CMAQ)	553,000
Coliseum Drive Extension Phase I (BP)	250,000
Fiber Optic Communications-Big Bethel Road (GFB, VDOT-State)	250,000
Franklin Street Extension (VDOT-City, VDOT-State)	435,000
Freeman Drive Alignment (VDOT-City, VDOT-State)	300,000
Kecoughtan Road/Sunset Creek Railing (GFB, VDOT-State)	425,000
Mercury Boulevard Sidewalks-Coliseum Dr. Armistead Ave (GFB, VDOT-State)	100,000
Newmarket Creek Trail (VDOT-City, VDOT-State)	400,000
North King Street Streetscape-Phase 3 (BP, VDOT-State)	600,000
Old Northampton Area Improvements-Phase 3 Langley (CFB)	810,064
Pembroke Avenue Reconstruction-Phase 3 (VDOT-City, VDOT-State)	300,000
Replacement of Bridge Street Bridge (VDOT-BRF)	3,786,764
Street Resurfacing (UMC)	5,770,392
Settlers Landing Bridge Repairs (BP)	150,000
Sussex Sidewalks Completion Projects (BP)	185,000
Total Streets and Infrastructure	$ 16,923,683
TOTAL APPROPRIATIONS	49,100,607

City of Hampton, VA

Agenda Review

File Number: 14-0184

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0184** Request Number: **R-2014-00208**

File Type: **Ordinance - Non-Coded** Department: **Budget/Finance**

Introduced: **4/30/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Adopted on First Reading - The second reading is scheduled for May 14, 2014.**

Created By: **Marcie Dunn** Phone:

Requestor: **Gloria Washington** Phone: **727-6377**

Presenter: **N/A, N/A** Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Solid Waste Management Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.**

Action Requested: **Approve on two readings**

Estimated Time: **2hr**

Indicators:

Advertised:

Fiscal Notes: $13,167,397 - The revenue sources for the Solid Waste Management Fund are: Landfill Usage $855,197, Tipping Fees $679,250, Net Users Fee $8,607,950, Appropriation from Retained Earnings $3,000,000 and Sale of Equipment $25,000.

Attachments: FY15 Solid Waste Management Fund Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Adopted on First Reading - The second reading is scheduled for May 14, 2014.
	Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace Nays: 0 Abstain: 0 Out: 0	
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Solid Waste Management Fund for

Fiscal Year 2015

REVENUES	
Landfill Usage	$855,197
Tipping Fees	679,250
Net User Fees	8,607,950
Sale of Equipment	25,000
Appropriations from Retained Earnings	3,000,000
Total Revenue	**$13,167,397**

APPROPRIATIONS	
Solid Waste Management Fund	
Personal Services	$2,306,466
Operating Expenses	8,499,125
Capital Outlay	2,361,806
Total Appropriation	**$13,167,397**

City of Hampton, VA

Agenda Review

File Number: 14-0186

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0186** Request Number: **R-2014-00210**

File Type: **Ordinance - Non-Coded** Department: **Budget/Finance**

Introduced: **4/30/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Adopted on First Reading - The second reading is scheduled for May 14, 2014.**

Created By: **Marcie Dunn** Phone:

Requestor: **Gloria Washington** Phone: **727-6377**

Presenter: **N/A, N/A** Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Stormwater Management Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.**

Action Requested: **Approve on two readings**

Estimated Time: **2hrs**

Indicators:

Advertised:

Fiscal Notes: $8,191,972 - The revenue source for the Stormwater Management Fund is Stormwater User Fees $8,191,972.

Attachments: FY15 Stormwater Management Fund Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Adopted on First Reading - The second reading is scheduled for May 14, 2014.
	Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace Nays: 0 Abstain: 0 Out: 0	
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Stormwater Management Fund for Fiscal

Year 2015

REVENUES	
Stormwater User Fees	$8,191,972
Total Revenues	**$8,191,972**
APPROPRIATIONS	
Stormwater Management	
Personal Services	$2,633,961
Operating Expenses	3,063,011
Capital Outlay	2,495,000
Total Appropriations	**$8,191,972**

City of Hampton, VA

Agenda Review

File Number: 14-0187

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0187**

Request Number: **R-2014-00211**

File Type: **Ordinance - Non-Coded**

Department: **Budget/Finance**

Introduced: **4/30/2014**

Date of Final Action:

Enactment Number:

Effective:

Status: **Adopted on First Reading - The second reading is scheduled for May 14, 2014.**

Created By: **Marcie Dunn**

Phone:

Requestor: **Gloria Washington**

Phone: **727-6377**

Presenter: **N/A, N/A**

Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Wastewater Management Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.**

Action Requested: **Approve on two readings**

Estimated Time: **2hrs**

Indicators:

Advertised:

Fiscal Notes: $11,087,988 - The revenue sources for the Wastewater Management Fund are: Sewer Connection Fees $300,000, Sewer User Fees $7,460,852, and Sewer Surcharge $3,327,136.

Attachments: FY15 Wastewater Management Fund Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Adopted on First Reading - The second reading is scheduled for May 14, 2014.
	Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace Nays: 0 Abstain: 0 Out: 0	
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Wastewater Management Fund for Fiscal Year 2015

REVENUES	
Sewer Connection Fees	$300,000
Sewer User Fees	7,460,852
Sewer User Surcharge Fees	3,327,136
Total Revenues	**$11,087,988**
APPROPRIATIONS	
Wastewater Management	
Personal Services	$2,769,828
Operating Expenses	7,403,524
Capital Outlay	914,636
Total Appropriations	**$11,087,988**

City of Hampton, VA

Agenda Review

File Number: 14-0185

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0185** Request Number: **R-2014-00209**

File Type: **Ordinance - Non-Coded** Department: **Budget/Finance**

Introduced: **4/30/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Adopted on First Reading - The second reading is scheduled for May 14, 2014.**

Created By: **Marcie Dunn** Phone:

Requestor: **Gloria Washington** Phone: **727-6377**

Presenter: **N/A, N/A** Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Steam Plant for the Fiscal Year Beginning July 1, 2014 and Ending June 30, 2015.**

Action Requested: **Approve on two readings**

Estimated Time: **2 hr**

Indicators:

Advertised:

Fiscal Notes: $8,002,951 - The revenue sources for the Steam Plant are: NASA Langley $5,350,000; City of Hampton – Tipping Fees $1,072,951; Steam Plant User Fees $1,380,000; Recycling Revenue $200,000

Attachments: FY15 Steam Plant Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Adopted on First Reading - The second reading is scheduled for May 14, 2014.
	Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace Nays: 0 Abstain: 0 Out: 0	
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Steam Plant for Fiscal Year 2015

REVENUES	
NASA - Langley	$5,350,000
City of Hampton -Tipping Fees	1,072,951
Steam Plant User Fees	1,380,000
Recycling Revenue	200,000
Total Revenue	**$8,002,951**
APPROPRIATIONS	
Steam Plant	
Personal Services	$1,959,097
Operating Expenses	5,108,854
Capital Outlay	935,000
Total Appropriation	**$8,002,951**

City of Hampton, VA

Agenda Review

File Number: 14-0188

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0188** Request Number: **R-2014-00212**

File Type: **Ordinance - Non-Coded** Department: **Budget/Finance**

Introduced: **4/30/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Adopted on First Reading - The second reading is scheduled for May 14, 2014.**

Created By: **Marcie Dunn** Phone:

Requestor: **Gloria Washington** Phone: **727-6377**

Presenter: **N/A, N/A** Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Fleet Services Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.**

Action Requested: **Approve on two readings**

Estimated Time: **2 hr**

Indicators:

Advertised:

Fiscal Notes: $9,061,549 - The revenue sources for the Fleet Services Fund are: Maintenance Services $248,112; Sales – Labor $1,787,694; Sales (Gas/Oil, Sublet, Parts/Misc/Tires) $5,962,102; Handles Fees (Gas, Oil, Sublet, Parts/Tires, Disposal) $560,354; Transfer from Equipment Replacement Fund $97,040; Transfer from Retained Earnings $373,648; Motor Pool $32,599.

Attachments: FY15 Fleet Services Fund Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Adopted on First Reading - The second reading is scheduled for May 14, 2014.
	Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace Nays: 0 Abstain: 0 Out: 0	
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Fleet Services Fund for Fiscal Year 2015

REVENUES	
Maintenance Services	$248,112
Sales - Labor	1,787,694
Sales (Gas/Oil, Sublet, Parts/ Miscellaneous/Tires)	5,962,102
Handling Fees (Gas, Oil, Sublet, Parts/Tires, Disposal)	560,354
Transfer from Equipment Replacement Fund	97,040
Transfer from Retained Earnings	373,648
Motor Pool	32,599
Total Revenue	**$ 9,061,549**

APPROPRIATIONS	
Fleet Services	
Personal Services	$1,388,307
Operating Expenses	1,245,415
Capital Outlay	352,331
Cost of Goods Sold	6,075,496
Total Appropriation	**$ 9,061,549**

City of Hampton, VA

Agenda Review

File Number: 14-0189

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0189** Request Number: **R-2014-00213**

File Type: **Ordinance - Non-Coded** Department: **Budget/Finance**

Introduced: **4/30/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Adopted on First Reading - The second reading is scheduled for May 14, 2014.**

Created By: **Marcie Dunn** Phone:

Requestor: **Gloria Washington** Phone: **727-6377**

Presenter: **N/A, N/A** Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Risk Management Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.**

Action Requested: **Approve on two readings**

Estimated Time: **2 hr**

Indicators:

Advertised:

Fiscal Notes: $5,577,302 - The revenue sources for the Risk Management Fund are: General Liability Insurance $1,965,132; Auto Insurance $826,130; Worker's Compensation $2,446,040, Line of Duty $340,000.

Attachments: FY15 Risk Management Fund Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Adopted on First Reading - The second reading is scheduled for May 14, 2014.
	Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace Nays: 0 Abstain: 0 Out: 0	
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Risk Management Fund for Fiscal Year 2015

REVENUES		
General Liability Insurance		$1,965,132
Auto Insurance		826,130
Worker's Compensation		2,446,040
Line of Duty		340,000
	Total Revenue	**$5,577,302**

APPROPRIATIONS		
Risk Management		
Personal Services		$307,088
Operating Expenses		5,269,214
Capital Outlay		1,000
	Total Appropriation	**$ 5,577,302**

City of Hampton, VA

Agenda Review

File Number: 14-0190

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0190**

Request Number: **R-2014-00214**

File Type: **Ordinance - Non-Coded**

Department: **Budget/Finance**

Introduced: **4/30/2014**

Date of Final Action:

Enactment Number:

Effective:

Status: **Adopted on First Reading - The second reading is scheduled for May 14, 2014.**

Created By: **Marcie Dunn**

Phone:

Requestor: **Gloria Washington**

Phone: **727-6377**

Presenter: **N/A, N/A**

Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Hampton Coliseum-Hampton Arts Commission Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.**

Action Requested: **Approve on two readings**

Estimated Time: **2nr**

Indicators:

Advertised:

Fiscal Notes: $6,751,549 - The revenue sources for the Hampton Coliseum-Hampton Arts Commission Fund are: Coliseum Admissions, Rental, etc. $3,905,697; Arts Commission Admissions, Rentals etc. $450,830; Coliseum Concessions $898,524; Arts Commission Concessions $6,000; Coliseum Parking, Vending, Taxes, etc. $569,190; Arts Commission Parking, Vending, Taxes etc. $150; Transfer from General Fund $921,158.

Attachments: FY15 Hampton Coliseum-Hampton ARts Commission Fund Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Adopted on First Reading - The second reading is scheduled for May 14, 2014.
	Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace Nays: 0 Abstain: 0 Out: 0	
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Hampton Coliseum-Hampton Arts Commission Fund for Fiscal Year 2015

REVENUES

Coliseum Admissions, Rental, etc	$3,905,697
Arts Commission Admissions, Rentals etc.	$450,830
Coliseum Concessions	$898,524
Arts Concessions	6,000
Coliseum, Parking, Vending, Taxes, etc.	569,190
Arts Commission Parking Vending,Taxes etc.	150
Transfer from General Fund	921,158
Total Revenue	**$6,751,549**

APPROPRIATIONS

Hampton Coliseum and Hampton Arts Commission	
Personal Services	$1,668,655
Operating Expenses	4,493,894
Capital Outlay	589,000
Total Appropriation	**$6,751,549**

City of Hampton, VA

Agenda Review

File Number: 14-0191

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0191**

Request Number: **R-2014-00215**

File Type: **Ordinance - Non-Coded**

Department: **Budget/Finance**

Introduced: **4/30/2014**

Date of Final Action:

Enactment Number:

Effective:

Status: **Adopted on First Reading - The second reading is scheduled for May 14, 2014.**

Created By: **Marcie Dunn**

Phone:

Requestor: **Gloria Washington**

Phone: **727-6377**

Presenter: **N/A, N/A**

Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Hampton Roads Convention Center for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.**

Action Requested: **Approve on two readings**

Estimated Time: **2 hr**

Indicators:

Advertised:

Fiscal Notes: $9,944,727 - The revenue sources for the Hampton Roads Convention Center are: Amusement/Meal/State Sales Tax $490,000; Exhibit Hall/Meeting Room Rentals $1,266,508; Event Refunds $182,786; Food & Beverage Commissions $385,465; Concession Sales $70,135; Interest Income $125,015; Transfer from General Fund 2+2 Taxes $5,770,884; Appropriation of 2+2 Operating Reserve $553,934; Transfer from General Fund for Debt Service/Operations $1,100,000

Attachments: FY15 Hampton Road Convention Center Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Adopted on First Reading - The second reading is scheduled for May 14, 2014.
	Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace Nays: 0 Abstain: 0 Out: 0	
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Hampton Roads Convention Center for Fiscal Year 2015

REVENUES	
Amusement/Meal/State Sales Tax	$490,000
Exhibit Hall/Meeting Room Rentals	1,266,508
Event Refunds	182,786
Food and Beverage Commissions	385,465
Concession Sales	70,135
Interest Income	125,015
Transfer from General Fund 2+2 Taxes	5,770,884
Appropriation of 2+2 Operating Reserve	553,934
Transfer from General Fund for Debt Service/Operations	1,100,000
Total Revenues	**$9,944,727**

APPROPRIATIONS	
Hampton Roads Convention Center	
Personal Services	$1,216,795
Operating Expenses	2,254,078
Debt Service	6,473,854
Total Appropriations	**$9,944,727**

City of Hampton, VA

Agenda Review

File Number: 14-0192

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0192** Request Number: **R-2014-00216**

File Type: **Ordinance - Non-Coded** Department: **Budget/Finance**

Introduced: **4/30/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Adopted on First Reading - The second reading is scheduled for May 14, 2014.**

Created By: **Marcie Dunn** Phone:

Requestor: **Gloria Washington** Phone: **727-6377**

Presenter: **N/A, N/A** Phone: **N/A**

Title: **An Ordinance to Set the Tax Rate on Real Properties in the City of Hampton, Virginia, for the Fiscal Year Beginning July 1, 2014 and Ending June 30, 2015.**

Action Requested: **Approve on two readings**

Estimated Time: **2hr**

Indicators:

Advertised:

Fiscal Notes: $122,781,664 - Total revenue from Current Real Property taxes is $122,781,664

Attachments:

Date	Acting Body	Action
5/7/2014	Special Meeting	Adopted on First Reading - The second reading is scheduled for May 14, 2014.
	Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace Nays: 0 Abstain: 0 Out: 0	
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance establishes the Real Estate Tax rate for Fiscal Year 2015 at $1.24 per $100 of assessed value.

LEGISLATION TEXT:

BE IT ORDAINED by the City Council of the City of Hampton, Virginia that the City levy for the fiscal year beginning July 1, 2014 on each $100.00 of assessed value which is liable for such levy, within and throughout the entire City of Hampton, Virginia, including the U.S. Government Reservations of Langley Field, Fort Monroe, and Kecoughtan Veterans Facility, for the purpose of meeting the requirements of the City Appropriation Ordinance, to-wit:

Real estate and improvements thereon, at a rate of One and **24/100** Dollars **($1.24)** per $100.00 of assessed value for the period from July 1, 2014 to June 30, 2015.

AN ORDINANCE OF THE CITY OF HAMPTON, VIRGINIA, TO SET THE TAX RATE ON REAL PROPERTIES IN THE CITY OF HAMPTON, VIRGINIA, FOR THE FISCAL YEAR BEGINNING JULY 1, 2014 AND ENDING JUNE 30, 2015.

BE IT ORDAINED by the City Council of the City of Hampton, Virginia that the City levy for the fiscal year beginning July 1, 2014 on each $100.00 of assessed value which is liable for such levy, within and throughout the entire City of Hampton, Virginia, including the U.S. Government Reservations of Langley Field, Fort Monroe, and Kecoughtan Veterans Facility, for the purpose of meeting the requirements of the City Appropriation Ordinance, to-wit:

Real estate and improvements thereon, at a rate of One and **24/100** Dollars **($1.24)** per $100.00 of assessed value for the period from July 1, 2014 to June 30, 2015.

City of Hampton, VA

Agenda Review

File Number: 14-0197

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0197**

Request Number: **R-2014-00221**

File Type: **Ordinance - Non-Coded**

Department: **Budget/Finance**

Introduced: **4/30/2014**

Date of Final Action:

Enactment Number:

Effective:

Status: **Adopted on First Reading - The second reading is scheduled for May 14, 2014.**

Created By: **Marcie Dunn**

Phone:

Requestor: **Gloria Washington**

Phone: **727-6377**

Presenter: **N/A, N/A**

Phone: **N/A**

Title: **An Ordinance to Increase the Tax Rate on Tangible Personal Property and Set the Tax Rate on Vehicles Without Motive Power (Manufactured Homes), Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals, Machinery and Tools, Machinery and Tools Used Directly in the Manufacture of Precision Investment Castings; Boats or Watercraft Weighing Five Tons or More, Not Used Solely For Business Purposes; Boats or Watercraft Weighing Less Than Five Tons, Not Used Solely for Business Purposes; Boats or Watercraft Weighing Five Tons or More, Used for Business Purposes Only; Boats or Watercraft Weighing Less Than Five Tons, Used For Business Purposes Only and Privately Owned Camping Trailers and Motor Homes Used For Recreational Purposes Only, and Motor Vehicles Owned Regularly Used by Disabled Veterans in the City of Hampton, Virginia for the Calendar Year Beginning January 1, 2015 and Ending on December 31, 2015.**

Action Requested: **Approve on two readings**

Estimated Time: **2hr**

Indicators:

Advertised:

Fiscal Notes: $39,353,585 - Current Personal Property Tax $37,202,960 and Machinery and Tool Tax $2,150,625.

Attachments:

Date	Acting Body	Action
5/7/2014	Special Meeting	Adopted on First Reading - The second reading is scheduled for May 14, 2014.

Ayes: 7 - Linda Curtis, W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace
Nays: 0
Abstain: 0

Out: 0

4/30/2014 Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

The ordinance increases the tax rate on Personal Property (including Public Service Corporations) from $4.25/$100 of Assessed Value to Personal Property Tax (including Public Service Corporations) $4.50/$100 of Assessed Value

This ordinance also sets the tax rates as follows:

Vehicles without Motive Power (Manufactured Homes) $1.24/$100 of Assessed Value

Personal Property Tax for Vehicles Specially Modified for

Disabled $0.000001/$100 of Assessed Value

Machinery and Tools Tax $3.50/$100 of Assessed Value

Machinery and Tools Tax (used directly in the manufacture

of precision investment castings) $3.25/$100 of Assessed Value

Boats or Watercraft Weighing Five Tons or More,

Not Used Solely For Business Purposes; $0.000001/$100 of Assessed Value

Boats or Watercraft Weighing Less Than Five Tons,

Not Used Solely for Business Purposes; $0.000001/$100 of Assessed Value

Boats or Watercraft Weighing Five Tons or More,

Used for Business Purposes Only; $1.00/$100 of Assessed Value

Boats or Watercraft Weighing Less Than Five Tons,

Used For Business Purposes Only $1.00/$100 of Assessed Value

Personal Property Tax for Recreational Vehicles $0.000001/$100 of Assessed Value

Motor Vehicles Owned and Regularly Used by

Disabled Veterans $0.000001/$100 of Assessed Value

LEGISLATION TEXT:

BE IT ORDAINED by the City Council of the City of Hampton, Virginia, that the City levy for the calendar year beginning January 1, 2015, on each $100.00 of assessed value which is liable for such levy, within and throughout the entire City of Hampton, Virginia, including the U.S. Government Reservations of Langley Field, Fort Monroe, and the Kecoughtan Veterans Facility, for the purpose of meeting the requirements of the City Appropriation Ordinance, to wit:

Tangible personal property, and any and all property in the entire City other than vehicles without motive power used or designed to be used as a manufactured home, motor vehicles specially equipped to provide transportation for physically handicapped individuals, real estate properties, machinery and tools, machinery and tools used directly in the manufacture of precision investment castings, boats or watercraft weighing five tons or more or less than five tons, not used solely for business purposes or used for business purposes only, privately owned camping trailers and motor homes, and motor vehicles owned and regularly used by disabled veterans at a rate of Four and 25/100 Dollars ($4.25) to Four and 50/100 Dollars ($4.50) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015.

Vehicles without motive power used or designed to be used as manufactured homes at a rate equal to that applicable to real property.

Motor vehicles specially equipped to provide transportation for physically handicapped individuals at a rate of One Millionth of One Cent ($.000001) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015.

Machinery and tools at a rate of Three and 50/100 Dollars ($3.50) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015.

Machinery and tools used directly in the manufacture of precision investment castings at a rate of Three and 25/100 Dollars ($3.25) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015, pursuant to Section 58.1-3508.3 of the Code of Virginia, 1950, as amended.

Boats or watercraft weighing five tons or more, not used solely for business purposes at a rate of One Millionth of One Cent ($.000001) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015, pursuant to Section 58.1-3506 of the Code of Virginia, 1950, as amended.

Boats or watercraft weighing less than five tons, not used solely for business purposes at a rate of One Millionth of One Cent ($.000001) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015, pursuant to Section 58.1-3506 of the Code of Virginia, 1950, as amended.

Boats or watercraft weighing five tons or more, used for business purposes only at a rate of One and 00/100

($1.00) Dollar per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015, pursuant to Section 58.1-3506 of the Code of Virginia, 1950, as amended.

Boats or watercraft weighing less than five tons, used for business purposes only at a rate of One and 00/100 ($1.00) Dollar per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015, pursuant to Section 58.1-3506 of the Code of Virginia, 1950, as amended.

Privately owned camping trailers and motor homes as defined in Section 46.2-100 of the Code of Virginia, as amended, which are used for recreational purposes only at a rate of One Millionth of One Cent ($.000001) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015.

Motor vehicles owned and regularly used by disabled veterans as defined in Section 46.2-100 of the Code of Virginia, as amended, at a rate of One Millionth of One Cent ($.000001) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015.

An Ordinance to Increase the Tax Rate on Tangible Personal Property and set the Tax Rate on Vehicles Without Motive Power (Manufactured Homes); Motor Vehicles Specially Equipped to Provide Transportation for Physically Handicapped Individuals; Machinery and Tools; Machinery and Tools Used Directly in the Manufacture of Precision Investment Castings; Boats or Watercraft Weighing Five Tons or More, Not Used Solely for Business Purposes; Boats or Watercraft Weighing Less Than Five Tons, Not Used Solely for Business Purposes; Boats or Watercraft Weighing Five Tons or More, Used for Business Purposes Only; Boats or Watercraft Weighing Less Than Five Tons, Used for Business Purposes Only; Privately Owned Camping Trailers and Motor Homes Used For Recreational Purposes Only; and Motor Vehicles Owned and Regularly Used by Disabled Veterans, in the City of Hampton, Virginia for the calendar year beginning January 1, 2015 and ending December 31, 2015.

BE IT ORDAINED by the City Council of the City of Hampton, Virginia, that the City levy for the calendar year beginning January 1, 2015, on each $100.00 of assessed value which is liable for such levy, within and throughout the entire City of Hampton, Virginia, including the U.S. Government Reservations of Langley Field, Fort Monroe, and the Kecoughtan Veterans Facility, for the purpose of meeting the requirements of the City Appropriation Ordinance, to wit:

Tangible personal property, and any and all property in the entire City other than vehicles without motive power used or designed to be used as a manufactured home, motor vehicles specially equipped to provide transportation for physically handicapped individuals, real estate properties, machinery and tools, machinery and tools used directly in the manufacture of precision investment castings, boats or watercraft weighing five tons or more or less than five tons, not used solely for business purposes or used for business purposes only, privately owned camping trailers and motor homes, and motor vehicles owned and regularly used by disabled veterans at a rate of Four and 50/100 Dollars ($4.50) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015.

Vehicles without motive power used or designed to be used as manufactured homes at a rate equal to that applicable to real property.

Motor vehicles specially equipped to provide transportation for physically handicapped individuals at a rate of One Millionth of One Cent ($.000001) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015.

Machinery and tools at a rate of Three and 50/100 Dollars ($3.50) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015.

Machinery and tools used directly in the manufacture of precision investment castings at a rate of Three and 25/100 Dollars ($3.25) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015, pursuant to Section 58.1-3508.3 of the Code of Virginia, 1950, as amended.

Boats or watercraft weighing five tons or more, not used solely for business purposes at a rate of One Millionth of One Cent ($.000001) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015, pursuant to Section 58.1-3506 of the Code of Virginia, 1950, as amended.

Boats or watercraft weighing less than five tons, not used solely for business purposes at a rate of One Millionth of One Cent ($.000001) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015, pursuant to Section 58.1-3506 of the Code of Virginia, 1950, as amended.

Boats or watercraft weighing five tons or more, used for business purposes only at a rate of One and 00/100 ($1.00) Dollar per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015, pursuant to Section 58.1-3506 of the Code of Virginia, 1950, as amended.

Boats or watercraft weighing less than five tons, used for business purposes only at a rate of One and 00/100 ($1.00) Dollar per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015, pursuant to Section 58.1-3506 of the Code of Virginia, 1950, as amended.

Privately owned camping trailers and motor homes as defined in Section 46.2-100 of the Code of Virginia, as amended, which are used for recreational purposes only at a rate of One Millionth of One Cent ($.000001) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015.

Motor vehicles owned and regularly used by disabled veterans as defined in Section 46.2-100 of the Code of Virginia, as amended, at a rate of One Millionth of One Cent ($.000001) per $100.00 of assessed value for the period from January 1, 2015 to December 31, 2015.

City of Hampton, VA

Agenda Review

File Number: 14-0193

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0193** Request Number: **R-2014-00217**

File Type: **Ordinance - Non-Coded** Department: **Budget/Finance**

Introduced: **4/30/2014** Date of Final Action:

Enactment Number: Effective:

Status: **Received By Clerk's Office**

Created By: **Marcie Dunn** Phone:

Requestor: **Gloria Washington** Phone: **727-6377**

Presenter: **N/A, N/A** Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Information Technology Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.**

Action Requested: **Approve on one reading**

Estimated Time: **2hr**

Indicators:

Advertised:

Fiscal Notes: $2,475,499 - The revenue sources for the Information Technology Fund are: User Fees-Telecommunications $1,804,222; User Fees – PC Support $209,467; User Fees-MAC Service Charges $59,000; User Fees-Internet Service Charges $282,439; Transfer from Net Position $120,371.

Attachments: FY15 Information Technology Fund Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Council will vote on this item on May 14, 2014.
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Information Technology Fund for Fiscal Year 2015

REVENUES

User Fees - Telecommunications		$1,804,222
User Fees - PC Support		$209,467
User Fees - MAC Service Charges		$59,000
User Fees - Internet Service Charges		282,439
Transfer from Net Position		120,371
	Total Revenue	**$2,475,499**

APPROPRIATIONS

Information Technology		
Personal Services		$169,009
Operating Expenses		2,078,119
Capital Outlay		228,371
	Total Appropriation	**$ 2,475,499**

City of Hampton, VA

Agenda Review

File Number: 14-0194

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0194**

Request Number: **R-2014-00218**

File Type: **Ordinance - Non-Coded**

Department: **Budget/Finance**

Introduced: **4/30/2014**

Date of Final Action:

Enactment Number:

Effective:

Status: **Received By Clerk's Office**

Created By: **Marcie Dunn**

Phone:

Requestor: **Gloria Washington**

Phone: **727-6377**

Presenter: **N/A, N/A**

Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Hamptons Golf Course for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.**

Action Requested: **Approve on one reading**

Estimated Time: **2hr**

Indicators:

Advertised:

Fiscal Notes: $1,482,478 - The revenue sources for the Hamptons Golf Course are: Green Fees $689,678; Cart Fee $291,100; Driving Range $6,000; Other Rentals $9,700; Pro Shop Sales $56,000; General Fund Transfer $430,000.

Attachments: FY15 Hamptons Golf Course Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Council will vote on this item on May 14, 2014.
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Hamptons Golf Course for Fiscal Year 2015

REVENUES	
Green Fees	$689,678
Cart Fees	291,100
Driving Range	6,000
Other Rentals	9,700
Pro Shop	56,000
General Fund Transfer	430,000
Total Revenue	**$1,482,478**

APPROPRIATIONS	
The Hamptons Golf Course	
Personal Services	$401,705
Operating Expenses	1,080,773
Capital Outlay	0
Total Appropriation	**$1,482,478**

City of Hampton, VA

Agenda Review

File Number: 14-0195

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0195**

Request Number: **R-2014-00219**

File Type: **Ordinance - Non-Coded**

Department: **Budget/Finance**

Introduced: **4/30/2014**

Date of Final Action:

Enactment Number:

Effective:

Status: **Received By Clerk's Office**

Created By: **Marcie Dunn**

Phone:

Requestor: **Gloria Washington**

Phone: **727-6377**

Presenter: **N/A, N/A**

Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of the Woodlands Golf Course for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.**

Action Requested: **Approve on one reading**

Estimated Time: **2 hrs**

Indicators:

Advertised:

Fiscal Notes: $836,562 - The revenue sources for the Woodlands are: Green Fees $508,230; Cart Fees $236,200; Other Rentals $10,360; Pro Shop Sales and Concessions $81,772.

Attachments: FY15 Woodlands Golf Course Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Council will vote on this item on May 14, 2014.
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Woodlands Golf Course for Fiscal Year 2015

REVENUES	
Green Fees	$508,230
Cart Fees	236,200
Other Rentals	10,360
Pro Shop & Concessions	81,772
Total Revenue	**$836,562**

APPROPRIATIONS	
The Woodlands Golf Course	
Personal Services	$377,334
Operating Expenses	459,228
Capital Outlay	0
Total Appropriation	**$836,562**

City of Hampton, VA

Agenda Review

File Number: 14-0196

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0196**
Request Number: **R-2014-00220**
File Type: **Ordinance - Non-Coded**
Department: **Budget/Finance**
Introduced: **4/30/2014**
Date of Final Action:
Enactment Number:
Effective:
Status: **Received By Clerk's Office**

Created By: **Marcie Dunn**
Phone:
Requestor: **Gloria Washington**
Phone: **727-6377**
Presenter: **N/A, N/A**
Phone: **N/A**

Title: **An Ordinance to Adopt a Budget and Appropriate Monies for the General Expenses of Economic Development Fund for the Fiscal Year Beginning July 1, 2014 and ending June 30, 2015.**

Action Requested: **Approve on one reading**

Estimated Time: **2hr**

Indicators:

Advertised:

Fiscal Notes: $320,000 - Rental Income $138,442 and Economic Development Fund Balance $181,558.

Attachments: FY15 Economic Development Fund Ordinance

Date	Acting Body	Action
5/7/2014	Special Meeting	Council will vote on this item on May 14, 2014.
4/30/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

This ordinance adopts a budget and appropriates monies for the Economic Development Fund for Fiscal Year 2015

REVENUES	
Rental Income	$138,442
Economic Development Fund Balance	181,558
Total Revenue	**$320,000**

APPROPRIATIONS	
Small Business Incubator Operations	$245,000
NASA Aeronautics Support Team	75,000
Total Appropriation	**$320,000**

City of Hampton, VA

Agenda Review

File Number: 14-0217

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: **14-0217**

Request Number: **R-2014-00237**

File Type: **Ordinance - Coded**

Department: **City Attorney**

Introduced: **5/14/2014**

Date of Final Action:

Enactment Number:

Effective:

Status: **Received By Clerk's Office**

Created By: **Lendora Dale**

Phone:

Requestor:

Phone:

Presenter: **Ross Mugler, Commissioner of the Revenue**

Phone: **727-6183**

Title: **Ordinance to Amend and Re-Enact Chapter 37, Article II of the Code of the City of Hampton Entitled "Real Estate Taxes" by Amending Division 6 Sections 37-116 through 37-119 and Sections 37-121 through 37-128 Pertaining to Elderly and Disabled Persons.**

Action Requested: **Approve on first reading.**

Estimated Time: **10 minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments: Redline Chapter 37 Elderly Tax

Date	Acting Body	Action
5/6/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

The proposed amendment eliminates the option pertaining to the exemption of that portion of the real estate tax owed by a qualified elderly and disabled taxpayer. The deferral and freeze options remain available.

LEGISLATION TEXT:

BE IT ORDAINED by the City Council of Hampton, Virginia, that the Code of the City of Hampton, Virginia, be

amended and re-enacted to read as follows:

DIVISION 6- DEFERRAL OR FREEZE FOR ELDERLY AND DISABLED PERSONS

Sec. 37-116. Definitions.

For the purposes of this division, the following words and phrases shall have the meanings respectively ascribed to them by this section:

Affidavit shall mean the real estate tax deferral or freeze affidavit provided for in this division.

Deferral shall mean a total or partial deferral of real estate taxes assessed on real property inhabited by a taxpayer qualified under the terms of this division. The amount of such taxes so deferred shall become due and payable at a later date in accordance with the provisions of section 37-124 of this division.

Dwelling shall mean the full-time residence of the person claiming deferral or freeze pursuant to this division.

Permanently and totally disabled shall mean unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment or deformity, which can be expected to result in death or can be expected to last for the duration of a person's life.

Property shall mean real property and mobile homes as provided in section 37-120.

Tax freeze shall mean the total exemption of that portion of the real estate tax which represents the increase in such tax since the taxpayer initially applied and qualified for a freeze under this division, so that the taxpayer's real estate tax will be frozen at the amount assessed in the fiscal year following the taxpayer's initial application and continued annual qualification. If, for any year following the initial qualification of a taxpayer for a tax freeze such taxpayer becomes disqualified, any subsequent application for a freeze by such taxpayer shall be treated as an initial application for purposes of determining the tax freeze. No lien shall accrue as a result of the amount certified as exempt under this section.

Taxable year shall mean the year for which an annual assessment is made and for which deferral or freeze is claimed under this division.

Sec. 37-117. Authorized.

Real estate tax deferral or freeze is provided for property owners who are eligible according to the terms of this division and who have qualified by meeting the requirements of this division. Persons qualifying for such deferral or freeze are deemed to be bearing an extraordinary real estate tax burden in relation to their income and financial worth.

Sec. 37-118. Administration; general authority of commissioner of the revenue.

(a) The deferral or freeze provided for in this division shall be administered by the commissioner of the revenue according to the provisions of this division. The commissioner of the revenue is hereby authorized and empowered to prescribe, adopt, promulgate and enforce such rules and regulations, in conformance with the provisions of this division and the laws of the commonwealth enabling this division, including the requirement of answers under oath, as may be reasonably necessary to determine qualifications for the deferral or freeze provided for in this division.

(b) The commissioner of the revenue shall make such inquiry as may be reasonably necessary to determine the qualifications and the eligibility of persons seeking deferral or freeze under this division. He may, in addition, require the production of certified tax returns and appraisal reports to establish the income or financial worth of any applicant for such deferral or freeze.

(c) All inquiries made by the commissioner of the revenue and all information supplied by an applicant pursuant to this division shall be deemed confidential and shall not be released to any person other than an employee or officer of the office of the commissioner of the revenue or other persons designated by the commissioner of the revenue, having a need to know such information, unless otherwise ordered by a court of law.

Sec. 37-119. General prerequisites to grant; effect or transfer of dwelling as result of eminent domain and of residency in hospital, nursing home, etc.

(a) Either the deferral or freeze, but, not both, as provided for in this division shall be granted to eligible persons subject to the following conditions:

(1) The real estate is owned by, or is partially owned by, and occupied as the sole dwelling of, a person who is either permanently and totally disabled or is not less than 65 years of age, as of the last day of the calendar year immediately preceding the taxable year. A dwelling jointly held by a husband and wife shall qualify if either spouse is over 65 years of age or is permanently and totally disabled.

(2) For the tax freeze program, the total combined income during the calendar year immediately preceding the taxable year, from all sources, of the owner of the dwelling living therein, the owner's or owner's relatives living in the dwelling, and of the owner's nonrelatives living in the dwelling except for bona fide tenants or bona fide paid caregivers of the owner living in the dwelling does not exceed $50,000.00; provided, that the first $7,000.00 of income of each relative, other than spouse, of the owner who is living in the dwelling, and each nonrelative who is not the bona fide tenant or bona fide paid caregiver of an owner living in the dwelling and who does not qualify for the exemption provided by subsection (6) hereof, shall not be included in such total.

(3) For the tax deferral program, the total combined income during the calendar year immediately preceding the taxable year, from all sources, of the owner of the dwelling living therein, the owner's or owner's relatives living in the dwelling, and of the owner's nonrelatives living in the dwelling except for bona fide tenants or bona fide paid caregivers of the owner living in the dwelling does not exceed $50,000.00; provided, that the first $7,000.00 of income of each relative, other than spouse, of the owner who is living in the dwelling, and each nonrelative who is not the bona fide tenant or bona fide paid caregiver of an owner living in the dwelling and who does not qualify for the exemption provided by subsection (6) hereof, shall not be included in such total.

(4) For the tax freeze program, the net combined financial worth, including equitable interests, as of December 31 of the year immediately preceding the taxable year, of the owners, and of the spouse of any owner, excluding the value of the dwelling and the land not exceeding 10 acres upon which it is situated, shall not exceed $200,000.00.

(5) For the tax deferral program, the net combined financial worth, including equitable interests, as of December 31 of the year immediately preceding the taxable year, of the owners, and of the spouse of any owner, excluding the value of the dwelling and the land not exceeding 10 acres upon which it is situated, shall not exceed $200,000.00.

(6) Notwithstanding subdivisions (2), (3), and (4) of this section, if an owner qualifies for a deferral or freeze under this division, and if the owner can prove by clear and convincing evidence that his physical or mental health has deteriorated to the point that the only alternative to permanently residing in a hospital, nursing home, convalescent home or other facility for physical or mental care is to have a person move in and provide care for the owner, and if a person does then move in for that purpose, then none of the income of the person or of the person's spouse shall be counted towards the income limit, provided the owner of the residence has not transferred assets in excess of $10,000.00 without adequate

consideration within a three (3) year period prior to or after the person moves into such residence.

(7) If the dwelling of a person who would otherwise be eligible for deferral or freeze under this division is transferred as a result of eminent domain, or threat or imminence thereof, such person shall be entitled to such deferral or freeze for the period of such person's holding title to this property so transferred and also from the date of his taking record title to a dwelling acquired to replace the transferred property.

(8) The fact that persons who are otherwise qualified for tax deferral or freeze pursuant to this division are residing in hospitals, nursing homes, convalescent homes or other facilities for physical or mental care for extended periods of time shall not be construed to mean that the real estate for which tax deferral or freeze is sought does not continue to be the sole dwelling of such persons during such extended periods of other residence, so long as such real estate is not used by or leased to others for consideration.

. . . .

Sec. 37-121. Applicant's affidavit and certificate of disability.

(a) Annually, before the first day of September each calendar year, a person claiming a deferral or freeze under this division shall file a real estate tax deferral or freeze affidavit with the commissioner of the revenue or the designee of the commissioner of the revenue, for deferral or freeze to be effective in the fiscal year beginning in the calendar year in which the affidavit was received. The commissioner of the revenue may permit a subsequent filing, on or before the fifth day of December of the then current year, if the person is a first-time applicant or a hardship case and good cause is shown.

(b) Notwithstanding any other provision of this section, the commissioner of the revenue shall permit an otherwise eligible person, whose dwelling has been transferred as a result of eminent domain, or threat or imminence thereof, to file the affidavit required by this section within 30 days after such person takes record title to a dwelling acquired to replace the dwelling so transferred.

(c) The affidavit required by this section shall set forth, in a manner prescribed by the commissioner of the revenue, the name of the owner occupying the dwelling and the names of any related persons living in the dwelling for which deferral or freeze is claimed, their gross income and their total combined net worth. The affidavit shall also include an indication as to whether the person claims the deferral or freeze option, and if deferral, the amount of deferral claimed, not to exceed 100% of the real estate tax liability.

(d) If the applicant is under 65 years of age, the affidavit required by this section shall have attached thereto a certification by the Social Security Administration, the Department of Veterans Affairs or the Railroad Retirement Board, or if such person is not eligible for certification by any of these agencies, a sworn affidavit by two (2) medical doctors who are either licensed to practice medicine in the commonwealth or are military officers on active duty who practice medicine with the United States Armed Forces, to the effect that such person is permanently and totally disabled, as defined in section 37-116; however, a certification pursuant to 42 USC 423(d) by the Social Security Administration, so long as the person remains eligible for such Social Security benefits, shall be deemed to satisfy such definition in section 37-116. The affidavit of at least one of such doctors shall be based upon a physical examination of the applicant by such doctor. The affidavit of one (1) of such doctors may be based upon medical information contained in the records of the civil service commission which is relevant to the standards for determining permanent and total disability, as defined in section 37-116.

Sec. 37-122. Certification to city treasurer; adjustment of tax records, etc.

If, after audit and investigation, the commissioner of the revenue determines that a person is qualified for a d eferral or freeze under this division, he shall cause such fact to be certified to the city treasurer, who shall deduct the amount of deferral or freeze from the claimant's real estate tax liability and adjust the tax records accordingly. Any remaining tax due shall be billed in equal installments in accordance with the ordinances of the city as to the payment of such bills.

Sec. 37-123. Reserved.

Sec. 37-124. Amount of deferral; payment of deferred taxes.

(a) A person qualifying for and claiming deferral under this division shall be relieved of real estate tax liability levied on the qualifying dwelling and land in an amount not to exceed 100% of the liability, the amount to be deferred to be elected by the claimant.

(b) The accumulated amount of taxes deferred shall be paid without penalty, to the treasurer of the city, or to the clerk of the circuit court, as the case may be, by the vendor upon the sale of the dwelling, or from the estate of the decedent within one (1) year from the death of the last owner thereof who qualifies for tax deferral under the provisions of this division. Such deferred real estate taxes shall constitute a lien upon the real estate as if they had been assessed without regard to the deferral permitted by this division; provided, however, that such liens shall, to the extent that they exceed in the aggregate 10% of the price for which such real estate may be sold, be inferior to all other liens of record.

(c) The treasurer shall certify and cause unpaid deferred taxes to be recorded in the delinquent tax records and marked as deferred on the second Monday in June of the second year after which such taxes would be due had such taxes not been deferred as provided herein.

Sec. 37-125. Nullification upon change in status.

(a) Changes in respect to income, financial worth, ownership of property or other factors occurring during the taxable year for which an affidavit is filed under this division, and having the effect of exceeding or violating the limitations and conditions provided in this division, shall nullify any relief of real estate tax liability for the remainder of the then-current taxable year, and the taxable year immediately following; provided, however, a change in ownership to a spouse less than 65 years of age, or who is not permanently and totally disabled, and when such change resulted solely from the death of his or her qualified spouse, or sale of such property, shall result in a prorated deferral or freeze for the then-current tax year. The proceeds of the sale which would result in the prorated deferral or freeze shall not be included in the computation of net worth or income as provided above. Such prorated portion shall be determined by multiplying the amount of the deferral or freeze by a fraction wherein the number of complete months of the year such property was properly eligible for such deferral or freeze is the numerator and the number twelve (12) is the denominator. Upon nullification as provided herein, the commissioner of the revenue shall so certify to the treasurer, who shall proceed to collect all taxes due and adjust his records accordingly. Also, upon nullification as provided herein for a deferral or freeze, the penalty, as provided in section 37-28, shall be incurred on the next real estate tax installment due date, and the interest as provided in section 37-29 shall be incurred on the first day of the month of the succeeding taxable year following the installment due date when the penalty was incurred.

(b) An individual who does not qualify for the deferral or freeze under this article based upon the previous year's income limitations and financial worth limitations, may nonetheless qualify for the current year by filing an affidavit no later than December 5th of the current year that clearly shows a substantial change of circumstances that was not volitional on the part of the individual to become eligible for the deferral or freeze, and will result in income and financial worth levels that are within the limitations of this ordinance.

Any deferral or freeze under this subsection must be conditioned upon the individual filing another affidavit

after the end of the year in which the deferral or freeze was granted, but no later than February 1st showing that the actual income and financial worth levels were within the limitations set by this ordinance. If the actual income and financial worth levels exceeded the limitations, any deferral or freeze shall be nullified for the current taxable year and the taxable year immediately following.

Sec. 37-126. False claims.

Any person falsely claiming a deferral or freeze under this division shall be guilty of a Class 1 misdemeanor. Any relief granted based on false claims shall be nullified in the same manner as section 37-125.

Sec. 37-127. When amount of deferral or freeze exceeds the estimated amount by which revenue is reduced due to the program.

In any tax year in which the estimated amount by which revenue is reduced due to the program as set forth in the budget documents as approved by the city council for the purpose of providing real estate tax deferral and/or freeze under this division is not sufficient to afford the entire deferral and/or freeze allowable under the provisions of this division, the amount of deferral and/or freeze shall be computed as a fraction of that allowable under the provisions of this division, the numerator of the fraction to be the amount of the estimate of revenue reduction due to the program for the tax year and the denominator of the fraction to be the total amount of all allowable deferrals and/or freezes qualified for under the provisions of this division.

Sec. 37-128. Notice of local real estate tax deferral or freeze program for the elderly and disabled.

The treasurer of the city shall enclose written notice, in each real estate tax bill, of the terms and conditions of any local real estate tax deferral or freeze program established in the city pursuant to Va. Code §58.1-3210. The commissioner of the revenue and treasurer shall also employ any other reasonable means necessary to notify residents of the city about the terms and conditions of the real estate tax deferral or freeze program for elderly and disabled residents of the city.

. . . .

Ordinance to Amend and Re-Enact Chapter 37, Article II of the Code of the City of Hampton Entitled "Real Estate Taxes" by Amending Division 6 Sections 37-116 through 37-119 and Sections 37-121 through 37-128 Pertaining to Elderly and Disabled Persons.

DIVISION 6- ~~EXEMPTION OR~~ DEFERRAL *OR FREEZE* FOR ELDERLY AND DISABLED PERSONS

Sec. 37-116. Definitions.

For the purposes of this division, the following words and phrases shall have the meanings respectively ascribed to them by this section:

Affidavit shall mean the real *e*state tax ~~exemption or~~ deferral *or freeze* affidavit provided for in this division.

Deferral shall mean a total or partial deferral of real estate taxes assessed on real property inhabited by a taxpayer qualified under the terms of this division. The amount of such taxes so deferred shall become due and payable at a later date in accordance with the provisions of section 37-124 of this division.

Dwelling shall mean the full-time residence of the person claiming ~~exemption,~~ deferral~~,~~ or freeze pursuant to this division.

Permanently and totally disabled shall mean unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment or deformity, which can be expected to result in death or can be expected to last for the duration of a person's life.

Property shall mean real property *and mobile homes as provided in section 37-120.*

~~*Tax exemption* shall mean the exemption of that portion of the real estate tax owed by a qualified taxpayer as determined by section 37-123 of this division. No lien shall accrue as a result of the amount certified as exempt under this section.~~

Tax freeze shall mean the total exemption of that portion of the real estate tax which represents the increase in such tax since the taxpayer initially applied and qualified for a freeze under this division, so that the taxpayer's real estate tax will be frozen at the amount assessed in the fiscal year *following the taxpayer's initial application and continued annual qualification* ~~in which the taxpayer initially~~

~~applied and qualified.~~ If, for any year following the initial qualification of a taxpayer for a tax freeze such taxpayer becomes disqualified, any subsequent application for a freeze by such taxpayer shall be treated as an initial application for purposes of determining the tax freeze. No lien shall accrue as a result of the amount certified as exempt under this section.

Taxable year shall mean the year for which an annual assessment is made and for which ~~exemption,~~ deferral~~,~~ or freeze is claimed under this division.

Sec. 37-117. Authorized.

Real estate tax ~~exemption,~~ deferral~~,~~ or freeze is provided for property owners who are eligible according to the terms of this division and who have qualified by meeting the requirements of this division. Persons qualifying for such ~~exemption,~~ deferral, or freeze are deemed to be bearing an extraordinary real estate tax burden in relation to their income and financial worth.

Sec. 37-118. Administration; general authority of commissioner of the revenue.

(a)

The ~~exemption,~~ deferral~~,~~ or freeze provided for in this division shall be administered by the commissioner of the revenue according to the provisions of this division. The commissioner of the revenue is hereby authorized and empowered to prescribe, adopt, promulgate and enforce such rules and regulations, in conformance with the provisions of this division and the laws of the commonwealth enabling this division, including the requirement of answers under oath, as may be reasonably necessary to determine qualifications for the ~~exemption,~~ deferral~~,~~ or freeze provided for in this division.

(b)

The commissioner of the revenue shall make such inquiry as may be reasonably necessary to determine the qualifications and the eligibility of persons seeking ~~exemption,~~ deferral~~,~~ or freeze under this division. He may, in addition, require the production of certified tax returns and appraisal reports to establish the income or financial worth of any applicant for such ~~exemption,~~ deferral, or freeze.

(c)

All inquiries made by the commissioner of the revenue and all information supplied by an applicant pursuant to this division shall be deemed confidential and shall not be released to any person other than an employee or officer of the office of the commissioner of the revenue or other persons designated by the commissioner of the revenue, having a

need to know such information, unless otherwise ordered by a court of law.

Sec. 37-119. General prerequisites to grant; effect of transfer of dwelling as result of eminent domain and of residency in hospital, nursing home, etc.

(a)

Either the ~~exemption,~~ deferral~~,~~ or freeze, but, not *both* ~~more than one (1)~~, as provided for in this division shall be granted to eligible persons subject to the following conditions:

(1)

The real estate is owned by, or is partially owned by, and occupied as the sole dwelling of, a person who is either permanently and totally disabled or is not less than ~~sixty-five (~~65~~)~~ years of age, as of the last day of the calendar year immediately preceding the taxable year. A dwelling jointly held by a husband and wife shall qualify if either spouse is over ~~sixty-five (~~65~~)~~ years of age or is permanently and totally disabled.

~~(2)~~

~~For the tax exemption program, the total combined income during the calendar year immediately preceding the taxable year, from all sources, of the owner of the dwelling living therein of the owner's or owner's relatives living in the dwelling and of the owner's nonrelatives living in the dwelling except for bona fide tenants or bona fide paid caregivers of the owner living in the dwelling does not exceed thirty-one thousand dollars ($31,000.00); provided, that the first seven thousand dollars ($7,000.00) of income of each relative, other than spouse, of the owner who is living in the dwelling, and each nonrelative who is not the bona fide tenant or bona fide paid caregiver of an owner living in the dwelling and who does not qualify for the exemption provided by (8) hereof, shall not be included in such total.~~

(~~3~~ *2*)

For the tax freeze program, the total combined income during the calendar year immediately preceding the taxable year, from all sources, of the owner of the dwelling living therein, the owner's or owner's relatives living in the dwelling, and of the owner's nonrelatives living in the dwelling except for bona fide tenants or bona fide paid caregivers of the owner living in the dwelling does not exceed ~~fifty thousand dollars (~~$50,000.00~~)~~; provided, that the

first ~~seven thousand dollars (~~$7,000.00~~)~~ of income of each relative, other than spouse, of the owner who is living in the dwelling, and each nonrelative who is not the bona fide tenant or bona fide paid caregiver of an owner living in *the* dwelling and who does not qualify for the exemption provided by *subsection*(~~8~~ *6*) hereof, shall not be included in such total.

(~~4~~ *3*)

For the tax deferral program, the total combined income during the calendar year immediately preceding the taxable year, from all sources, of the owner of the dwelling living therein, the owner's or owner's relatives living in the dwelling, and of the owner's nonrelatives living in the dwelling except for bona fide tenants or bona fide paid caregivers of the owner living in the dwelling does not exceed ~~fifty thousand dollars (~~$50,000.00~~)~~; provided, that the first ~~seven thousand dollars (~~$7,000.00~~)~~ of income of each relative, other than spouse, of the owner who is living in the dwelling, and each nonrelative who is not the bona fide tenant or bona fide paid caregiver of an owner living in the dwelling and who does not qualify for the exemption provided by *subsection* (~~8~~ *6*) hereof, shall not be included in such total.

~~(5)~~

~~For the tax exemption program, the net combined financial worth, including equitable interests, as of the thirty-first day of December of the calendar year immediately preceding the taxable year, of the owner and of the spouse of the owner, excluding the value of the dwelling and the land, not exceeding ten (10) acres, upon which it is situated, does not exceed two hundred thousand dollars ($200,000.00).~~

(~~6~~ *4*)

For the tax freeze program, the net combined financial worth, including equitable interests, as of December*31* ~~thirty-first~~ of the year immediately preceding the taxable year, of the owners, and of the spouse of any owner, excluding the value of the dwelling and the land not exceeding ~~ten (~~10~~)~~ acres upon which it is situated, shall not exceed ~~two hundred thousand dollars (~~$200,000.00~~)~~.

(~~7~~ *5*)

For the tax deferral program, the net combined financial worth, including equitable interests, as of December *31* ~~thirty-first~~ of the year immediately preceding the taxable year, of the owners, and of the spouse of any owner, excluding the value of the dwelling and

the land not exceeding ~~ten (~~10~~)~~ acres upon which it is situated, shall not exceed ~~two hundred thousand dollars (~~$200,000.00~~)~~.

(~~8~~ *6*)

Notwithstanding subdivisions (2), (3), and (4) of this section, if an owner qualifies for a~~n exemption,~~ deferral~~,~~ or freeze under this division, and if the owner can prove by clear and convincing evidence that his physical or mental health has deteriorated to the point that the only alternative to permanently residing in a hospital, nursing home, convalescent home or other facility for physical or mental care is to have a person move in and provide care for the owner, and if a person does then move in for that purpose, then none of the income of the person or of the person's spouse shall be counted towards the income limit, provided the owner of the residence has not transferred assets in excess of ~~ten thousand dollars (~~$10,000.00~~)~~ without adequate consideration within a three*(3)*-year period prior to or after the person moves into such residence.

(~~9~~ *7*)

If the dwelling of a person who would otherwise be eligible for ~~exemption,~~ deferral~~,~~ or freeze under this division is transferred as a result of eminent domain, or threat or imminence thereof, such person shall be entitled to such ~~exemption,~~ deferral~~,~~ or freeze for the period of such person's holding title to this property so transferred and also from the date of his taking record title to a dwelling acquired to replace the transferred property.

(~~10~~ *8*)

The fact that persons who are otherwise qualified for tax ~~exemption,~~ deferral~~,~~ or freeze pursuant to this division are residing in hospitals, nursing homes, convalescent homes or other facilities for physical or mental care for extended periods of time shall not be construed to mean that the real estate for which tax ~~exemption,~~ deferral~~,~~ or freeze is sought does not continue to be the sole dwelling of such persons during such extended periods of other residence, so long as such real estate is not used by or leased to others for consideration.

. . . .

Sec. 37-121. Applicant's affidavit and certificate of disability.

(a)

Annually, before the first day of September each calendar year, a person claiming a~~n exemption,~~ deferral~~,~~ or freeze under this division shall file a real estate tax ~~exemption,~~ deferral~~,~~ or freeze affidavit with the commissioner of the revenue or the designee of the commissioner of the revenue, for ~~exemption,~~ deferral~~,~~ or freeze to be effective in the fiscal year beginning in the calendar year in which the affidavit was received. The commissioner of the revenue may permit a subsequent filing, on or before the fifth day of December of the then current year, if the person is a first-time applicant or a hardship case and good cause is shown.

(b)

Notwithstanding any other provision of this section, the commissioner of the revenue shall permit an otherwise eligible person, whose dwelling has been transferred as a result of eminent domain, or threat or imminence thereof, to file the affidavit required by this section within ~~thirty (~~30~~)~~ days after such person takes record title to a dwelling acquired to replace the dwelling so transferred.

(c)

The affidavit required by this section shall set forth, in a manner prescribed by the commissioner of the revenue, the name of the owner occupying the dwelling and the names of any related persons living in the dwelling for which ~~exemption,~~ deferral~~,~~ or freeze is claimed, their gross income and their total combined net worth. The affidavit shall also include an indication as to whether the person claims the ~~exemption,~~ deferral~~,~~ or freeze option, and if deferral, the amount of deferral claimed, not to exceed ~~one hundred (~~100 %~~) percent~~ of the real estate tax liability.

(d)

If the applicant is under ~~sixty-five (~~65~~)~~ years of age, the affidavit required by this section shall have attached thereto a certification by the Social Security Administration, the Department of Veterans Affairs or the Railroad Retirement Board, or if such person is not eligible for certification by any of these agencies, a sworn affidavit by two (2) medical doctors who are either licensed to practice medicine in the commonwealth or are military officers on active duty who practice medicine with the United States Armed Forces, to the effect that such person is permanently and totally disabled, as defined in section 37-116; however, a certification pursuant to 42 USC 423(d) by the Social Security Administration, so long as the person remains eligible for such Social Security benefits, shall be deemed to satisfy such definition in section 37-116. The affidavit of at least one of such doctors shall be based upon a physical examination of the applicant by such doctor. The affidavit of one (1) of such doctors may be based upon medical information contained in the records of the civil

service commission which is relevant to the standards for determining permanent and total disability, as defined in section 37-116.

Sec. 37-122. Certification to city treasurer; adjustment of tax records, etc.

If, after audit and investigation, the commissioner of the revenue determines that a person is qualified for ~~exemption,~~ *a* deferral~~,~~ or freeze under this division, he shall cause such fact to be certified to the city treasurer, who shall deduct the amount of ~~exemption,~~ deferral, or freeze from the claimant's real estate tax liability and adjust the tax records accordingly. Any remaining tax due shall be billed in equal installments in accordance with the ordinances of the city as to the payment of such bills.

Sec. 37-123. ~~Amount of exemption.~~ *Reserved.*

~~(a)~~

~~A person qualifying for and claiming exemption and who has a gross income during the year immediately preceding the taxable year in an amount not to exceed twenty-five thousand dollars ($25,000.00) shall be exempt from the entire amount of the real estate taxes assessed against such property.~~

~~(b)~~

~~A person qualifying for and claiming exemption, whose total combined income is between twenty-five thousand one dollars ($25,001.00) and thirty-one thousand dollars ($31,000.00) during the calendar year immediately preceding the taxable year, shall be partially exempt from the entire amount of the real estate taxes assessed against such property. The amount of partial exemption shall be shown on the following schedule:~~

~~**Combined Income**~~	~~**Percent of Tax Relieved**~~
~~$0.00 to $25,000.00~~	~~100%~~
~~$25,001.00 to $27,000.00~~	~~75%~~
~~$27,001.00 to $29,000.00~~	~~50%~~
~~$29,001.00 to $31,000.00~~	~~25%~~

~~(c)~~

~~No lien shall accrue as a result of the amount certified as exempt under this section.~~

Sec. 37-124. Amount of deferral; payment of deferred taxes.

(a)

A person qualifying for and claiming deferral under this division shall be relieved of real estate tax liability levied on the qualifying dwelling and land in an amount not to exceed ~~one hundred (~~100~~) percent~~ % of the liability, the amount to be deferred to be elected by the claimant.

(b)

The accumulated amount of taxes deferred shall be paid~~, plus eight (8) percent interest per annum on any amount so deferred,~~ without penalty, to the treasurer of the city, or to the clerk of the circuit court, as the case may be, by the vendor upon the sale of the dwelling, or from the estate of the decedent within one (1) year from the death of the last owner thereof who qualifies for tax deferral under the provisions of this division. Such deferred real estate taxes shall constitute a lien upon the real estate as if they had been assessed without regard to the deferral permitted by this division; provided, however, that such liens shall, to the extent that they exceed in the aggregate ~~ten (~~10% ~~) percent~~ of the price for which such real estate may be sold, be inferior to all other liens of record.

(c)

The treasurer shall certify and cause unpaid deferred taxes to be recorded in the delinquent tax records and marked as deferred on the second Monday in June of the second year after which such taxes would be due had such taxes not been deferred as provided herein.

Sec. 37-125. Nullification upon change in status.

(a)

Changes in respect to income, financial worth, ownership of property or other factors occurring during the taxable year for which an affidavit is filed under this division, and having the effect of exceeding or violating the limitations and conditions provided in this division, shall nullify any relief of real estate tax liability for the remainder of the then-current taxable year, and the taxable year immediately following; provided, however, a change in ownership to a spouse less than ~~sixty-five (~~65~~)~~ years of age, or who is not permanently and totally disabled, and when such change resulted solely from the death of his or her qualified spouse, or sale of such property, shall result in a prorated ~~exemption,~~ deferral~~,~~ or freeze for the then-current tax year. The proceeds of the sale which would result in the

prorated ~~exemption,~~ deferral~~,~~ or freeze shall not be included in the computation of net worth or income as provided above. Such prorated portion shall be determined by multiplying the amount of the ~~exemption,~~ deferral~~,~~ or freeze by a fraction wherein the number of complete months of the year such property was properly eligible for such ~~exemption,~~ deferral~~,~~ or freeze is the numerator and the number twelve (12) is the denominator. Upon nullification as provided herein, the commissioner of the revenue shall so certify to the treasurer, who shall proceed to collect all taxes due and adjust his records accordingly. Also, upon nullification as provided herein for a~~n exemption,~~ deferral~~, or~~ freeze, the penalty, as provided in section 37-28, shall be incurred on the next real estate tax installment due date, and the interest as provided in section 37-29 shall be incurred on the first day of the month of the succeeding taxable year following the installment due date when the penalty was incurred.

(b)

An individual who does not qualify for the ~~exemption,~~ deferral or freeze under this article based upon the previous year's income limitations and financial worth limitations, may nonetheless qualify for the current year by filing an affidavit no later than December 5th of the current year that clearly shows a substantial change of circumstances that was not volitional on the part of the individual to become eligible for the ~~*exemption*,~~ deferral or freeze, and will result in income and financial worth levels that are within the limitations of this ordinance.

Any ~~exemption,~~ deferral or freeze under this subsection must be conditioned upon the individual filing another affidavit after the end of the year in which the ~~exemption~~, deferral or freeze was granted, but no later than February 1st showing that the actual income and financial worth levels were within the limitations set by this ordinance. If the actual income and financial worth levels exceeded the limitations, any ~~exemption,~~ deferral or freeze shall be nullified for the current taxable year and the taxable year immediately following.

Sec. 37-126. False claims.

Any person falsely claiming a~~n exemption,~~ deferral~~,~~ or freeze under this division shall be guilty of a Class 1 misdemeanor. Any relief granted based on false claims shall be nullified in the same manner as *section* 37-125.

Sec. 37-127. When amount of ~~exemption/~~deferral~~/~~ *or* freeze exceeds the estimated amount by which revenue is reduced due to the program.

In any tax year in which the estimated amount by which revenue is reduced due to the program as set forth in the budget documents as approved by the city council for the purpose of providing real estate tax ~~exemption,~~ deferral and/or freeze under this division is not sufficient to afford the entire ~~exemption,~~ deferral and/or freeze allowable under the provisions of this division, the amount of ~~exemption,~~ deferral and/or freeze shall be computed as a fraction of that allowable under the provisions of this division, the numerator of the fraction to be the amount of the estimate of revenue reduction due to the program for the tax year and the denominator of the fraction to be the total amount of all allowable ~~exemptions,~~ deferrals and/or freezes qualified for under the provisions of this division.

Sec. 37-128. Notice of local real estate tax ~~exemption,~~ deferral, or freeze program for the elderly and *disabled* ~~handicapped~~.

The treasurer of the city shall enclose written notice, in each real estate tax bill, of the terms and conditions of any local real estate tax ~~exemption,~~ deferral~~,~~ or freeze program established in the city pursuant to Va. Code §58.1-3210. The commissioner of the revenue and treasurer shall also employ any other reasonable means necessary to notify residents of the city about the terms and conditions of the real estate tax ~~exemption,~~ deferral~~,~~ or freeze program for elderly and *disabled* ~~handicapped~~ residents of the city.

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City of Hampton, VA

Agenda Review

File Number: 14-0218

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number:	**14-0218**	Request Number:	**R-2014-00238**
File Type:	**Ordinance - Coded**	Department:	**City Attorney**
Introduced:	**5/14/2014**	Date of Final Action:	
Enactment Number:		Effective:	
Status:	**Received By Clerk's Office**		

Created By:	**Lendora Dale**	Phone:	
Requestor:		Phone:	
Presenter:	**Mary B. Bunting, City Manager**	Phone:	**727-6392**

Title: **Ordinance To Amend and Re-Enact Chapter 32.1, Article II Of The Code Of The City of Hampton Entitled "Collections By The City" By Repealing Section 32.1-40 Pertaining To Exemption For Elderly And Disabled Persons**

Action Requested: **Approve on first reading.**

Estimated Time: **10 minutes**

Indicators:

Advertised:

Fiscal Notes:

Attachments: Redline - Sec 32.1-40

Date	Acting Body	Action
5/6/2014		Received By Clerk's Office

BRIEF BACKGROUND STATEMENT:

Section 32.1-40 was enacted to provide an exemption for solid waste in conjunction with Chapter 37, Article II, Real Estate Taxes, Division 6, Exemption or Deferral for Elderly and Disabled Persons for real estate taxes. Section 32.1-40 is being repealed as part of the elimination of the exemption for real estate taxes for elderly and disabled persons.

LEGISLATION TEXT:

BE IT ORDAINED by the City Council of Hampton, Virginia, that the Code of the City of Hampton, Virginia, be amended and re-enacted to read as follows:

Sec. 32.1-40. Repealed.

Sec. 32.1-40. ~~Exemption for elderly and disabled persons~~*(Repealed)*.

~~Solid waste user fee relief shall be provided to qualified applicants at least sixty-five (65) years of age or anyone found to be permanently and totally disabled as defined in Virginia Code Section 58.1-3217, provided the applicant's income meets the restrictions and conditions imposed by the income criteria set forth in Virginia Code section 58.1-3211. Administration and application for relief from the solid waste user fee shall be the responsibility of the commissioner of revenue. The commissioner of revenue shall certify that a person is qualified for relief to the department providing the percentage of tax liability for each qualified person. The department shall reduce the solid waste user fee accordingly.~~