



AGENDA

Regular Meeting of the Winston-Salem City Council

August 6, 2007

7:30 p.m., Council Chamber

Room 230, City Hall

CALL TO ORDER

ROLL CALL

INVOCATION BY REVEREND DWIGHT HAYNES OF ANTIOCH BAPTIST CHURCH

PLEDGE OF ALLEGIANCE

RECOGNITION OF SERGEANT-AT-ARMS

RESOLUTION HONORING DARREN ROSEBORO

RESOLUTION RECOGNIZING WINSTON-SALEM TRANSIT AUTHORITY OPERATORS

1. PUBLIC HEARING ON ZONING PETITION OF EXPRESS OIL CHANGE LLC FOR PROPERTY OWNED BY ADRIAN M. ADAMS, DILMA ADAMS, AND SADIE S. SOUTHERN FROM RS-9 AND HB TO GB-S (Arts and Crafts Studio; Food or Drug Store; General Merchandise Store; Nursery Lawn and Garden Supply Store, Retail; Retail Store, Specialty or Miscellaneous; Car Wash; Medical or Dental Laboratory; Medical and Surgical Offices; Motor Vehicle Repair and Maintenance; Motor Vehicle Body or Paint Shop; Offices, Miscellaneous; Professional Office; Services, Business A; Services, Business B; Services, Personal; Storage Services, Retail; Testing and Research Laboratory; Government Offices; and Post Office): Property located on the north side of Hanes Mill Road, between US 52 and University Parkway – Containing approximately 1.05 acres located in the NORTHEAST WARD (Council Member Burke) - Zoning Docket W-2935. *[Planning Board recommends approval of petition and site plan with staff recommendations.]*

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE
AND THE OFFICIAL ZONING MAP OF THE CITY OF WINSTON-SALEM

APPROVAL OF SITE PLAN

APPROVAL OF SPECIAL USE DISTRICT PERMIT

2. PUBLIC HEARING ON ZONING PETITION OF KELLY AUSTIN PROPERTIES FOR PROPERTY OWNED BY OTHERS FROM PB-S AND RS7 TO HB-S (Food or Drug Store; Professional Office; Offices, Miscellaneous; Restaurant without Drive Through; and General Merchandise Store): Property located on the west side of Martin Luther King, Jr. Drive, between East 3rd St. and East 4th Street – Containing approximately 1.37 acres located in the EAST WARD (Council Member Johnson) - Zoning Docket W-2938. *[Planning Board recommends approval of petition and site plan with staff recommendations.]*

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3. PUBLIC HEARING ON ZONING PETITION OF SOUTHERN COMMUNITY BANK & TRUST FROM LO-S TO LO-S (Professional Office; Medical and Surgical Offices; Offices, Miscellaneous; Funeral Home; Banking and Financial Services; Non Store Retailer; Veterinary Services; Adult Day Care Center; Child Care – Sick Children; Child Day Care Center; Church or Religious Institution, Neighborhood; Hospice and Palliative Care Center; Library, Public; Neighborhood Organization; and Police or Fire Station): Property located on the north side of Country Club Road, west of Cambridge Park Court – Containing approximately 3.60 acres located in the WEST WARD (Council Member Clark) - Zoning Docket W-2939. *[Planning Board recommends approval of petition and site plan with staff recommendations.]*

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4. PUBLIC HEARING ON ZONING PETITION OF T-SQUARE CORPORATION FROM LB-S AND RS-9 TO RS-9: Property located on the east side of Grandview Club Road,

across from Balsom Road – Containing approximately 5.28 acres located in the NORTHWEST WARD (Council Member Merschel) - Zoning Docket W-2941. *[Planning Board recommends approval of petition.]*

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE AND THE OFFICIAL ZONING MAP OF THE CITY OF WINSTON-SALEM

5. PUBLIC HEARING AND ORDINANCE AMENDING CHAPTER B OF THE UNIFIED DEVELOPMENT ORDINANCES TO ADD THE USE “HEALTH SERVICES, MISCELLANEOUS” TO THE TABLE OF PERMITTED USES FOR THE MU-S ZONING DISTRICT – *Proposal of City-County Planning Staff – UDO 176. [Recommended by Planning Board.]*

6. CONTINUATION OF PUBLIC HEARING ON ZONING PETITION OF BROOKSTOWN DEVELOPMENT PARTNERS, LLC FOR PROPERTY OWNED BY BROOKSTOWN DEVELOPMENT PARTNERS, LLC AND OTHERS FROM RSQ, LO, PB, HB, and LB-S to PB-S (Residential Building, Duplex; Residential Building, Multifamily; Residential Building, Single Family; Residential Building, Townhouse; Residential Building, Twin Home; Residential Building, Urban; Combined Use; Congregate Care Facility; Fraternity or Sorority; Life Care Community; ABC Store; Arts & Crafts Studio; Convenience Store; Food or Drug Store; Furniture & Home Furnishings Store; General Merchandise Store; Hardware Store; Motorcycle Dealer; Nursery, Lawn & Garden Supply Store, Retail; Restaurant (without drive-through service); Retail Store, Specialty or Miscellaneous; Shopping Center; Banking and Financial Services; Bed and Breakfast; Building Contractors, General; Funeral Home; Health Services, Miscellaneous; Hotel or Motel; Medical and Surgical Offices; Medical or Dental Laboratory; Motor Vehicle, Rental and Leasing; Non-Store Retailer; Offices, Miscellaneous; Professional Office; Services, Business A; Services, Business B; Services, Personal; Storage Services, Retail; Testing and Research Lab; Warehousing; Recreation Facility, Public; Recreation Services, Indoor; Recreation Services, Outdoor; Swimming Pool, Private; Theater, Indoor; Academic Biomedical Research Facility; Academic Medical Center; Adult Day Care Center; Adult Day Care Home; Child Care, Drop-In; Child Care Institution; Child Care, Sick Children; Child Day Care Center; Child Day Care, Small Home; Church or Religious Institution, Community; Church or Religious Institution, Neighborhood; Club or Lodge; College or University; Government Offices; Group Care Facility A; Group Care Facility B; Habilitation Facility C; Hospital or Health Center; Institutional Vocational Training Facility; Library, Public; Museum or Art Gallery; Neighborhood Organization; Nursing Care Institution; Police or Fire Station; Post Office; Postal Processing Facility; School, Private; School, Public; School, Vocational or Professional; Stadium, Coliseum, or Exhibition Building; Access Easement, Private Off-Site; Broadcast Studio; Helistop; Park and Shuttle Lot; Parking, Commercial; Terminal, Bus or

Taxi; Transmission Tower; and Utilities), TWO PHASE: Property located north of Business 40, west of Broad Street, south of Second Street and Brookstown Avenue, and east of Burke Street – Containing approximately 28.35 acres located in the NORTHWEST WARD (Council Member Merschel) - Zoning Docket W-2936. *[Planning Board recommends*

approval of petition and site plan with staff recommendations. The public hearing on this item was continued from the July 16, 2007 City Council meeting.]

ORDINANCE AMENDING THE WINSTON-SALEM CITY ZONING ORDINANCE
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APPROVAL OF SITE PLAN

APPROVAL OF SPECIAL USE DISTRICT PERMIT

7. CONTINUATION OF PUBLIC HEARING AND ORDINANCE AMENDING CHAPTERS B AND C OF THE *UNIFIED DEVELOPMENT ORDINANCES* TO PROVIDE ALTERNATIVE COMPLIANCE PROVISIONS FOR MECHANICALLY STABILIZED SLOPES IN THE PB, CB, CI, AND MU-S ZONING DISTRICTS – *Proposal of City-County Planning Staff – UDO-175. [Recommended by Planning Board. The public hearing on this item was continued from the July 16, 2007 City Council meeting.]*
8. CONTINUATION OF PUBLIC HEARING AND RESOLUTION OF THE WINSTON-SALEM CITY COUNCIL TO ADOPT AN AMENDMENT TO THE GROWTH MANAGEMENT AREA (GMA) PLAN (BROOKSTOWN DEVELOPMENT PROJECT). *[The public hearing on this item was continued from the July 16, 2007 City Council meeting.]*
9. CONTINUATION OF PUBLIC HEARING AND RESOLUTION AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY UNDER THE UPSET BID PROCEDURE (N.C.G.S. 160A-269) INCLUDING PROPERTY KNOWN AS WATKINS STREET PARK (BROOKSTOWN DEVELOPMENT PROJECT) - *Lots 001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, 012, 009P, 013W, 110A, 111, 110B of Block 0637; Lots 002, 003, 004, 005, 007, 115, 116A, 116B of Block 0639; Lot 109 of Block 0659; Lots 003A, 101A, 201, 003B, 101C, and 202A of Block 0098; and Lots 106 and 107 of Block 0103. [The public hearing on this item was continued from the July 16, 2007 City Council meeting.]*
10. PUBLIC HEARING AND RESOLUTION AUTHORIZING REVISED ECONOMIC DEVELOPMENT ASSISTANCE TO BROOKSTOWN DEVELOPMENT PARTNERS, LLC AND SPORTS MENAGERIE, LLC. *[Finance Committee forwarded this item to the August 6, 2007 City Council meeting pending approval of the rezoning request for the property.]*

11. MAYOR JOINES' RECOMMENDATIONS FOR APPOINTMENTS/
REAPPOINTMENTS:
 - a. UTILITY COMMISSION

Harold R. Holmes – *Appointment – Term Expiring June 2012*
 - b. POLICE OFFICERS' RETIREMENT COMMISSION

Stewart Holmes – *Appointment – Term Expiring May 2009*
 - c. CITIZEN POLICE REVIEW BOARD

Daniel G. Dwight – *Reappointment – Term Expiring April 2010*
 - d. PLANNING BOARD

Carol Eickmeyer – *Reappointment – Term Expiring February 2011*
 - e. SISTER CITIES BOARD

Larry B. Coffey – *Reappointment – Term Expiring January 2011*
 - f. WINSTON-SALEM TRANSIT AUTHORITY

Daniel R. Beerman – *Reappointment – Term Expiring March 2009*
Martha G. Jones – *Reappointment – Term Expiring March 2009*
 - g. RECREATION AND PARKS COMMISSION

Shona Elizabeth Simpson – *Reappointment – Term Expiring May 2010*
 - h. HUMAN RELATIONS COMMISSION

Renarde D. Earl – *Reappointment – Term Expiring December 2009*
 - i. M/WBE ADVISORY COMMITTEE

Jackie Haynes Crawley – *Reappointment – Term Expiring February 2009*
Stephen Hairston – *Reappointment – Term Expiring February 2009*

12. CONTINUATION OF CONSIDERATION OF SUMMARIES OF MINUTES:
[Consideration of this item was continued from the July 16, 2007 City Council meeting.]
 - a. APPROVAL OF SUMMARY OF MINUTES – *May 7, 2007.*
 - b. APPROVAL OF SUMMARY OF MINUTES – *May 21, 2007.*
 - c. APPROVAL OF SUMMARY OF MINUTES – *June 4, 2007.*
13. CONSIDERATION OF SUMMARIES OF MINUTES:
 - a. APPROVAL OF SUMMARY OF MINUTES – *June 18, 2007.*
 - b. APPROVAL OF SUMMARY OF MINUTES – *July 16, 2007.*