

CHARLESTON CITY COUNCIL

Regular Meeting

May 6, 2019

at 7:00 PM



Council Chambers, Third Floor
City Hall, 501 Virginia St. E.
Charleston, WV

AGENDA

CALL TO ORDER BY THE MAYOR

INVOCATION AND PLEDGE OF ALLEGIANCE

ROLL CALL

PUBLIC SPEAKERS AND CLAIMS

PROCLAMATIONS

1. Proclamations

COMMUNICATIONS

1. Communications

REPORTS OF STANDING COMMITTEES

ORDINANCE AND RULES

1. Bill No. 7816 - A BILL to amend the Code of the City of Charleston, by adding thereto new sections within Chapter 102, Article V and to amend and reenact sections of said code relating to implementing the West Virginia Small Wireless Facilities Deployment Act; detailing the purpose, application requirements, associated fees, zoning applicability, design requirements, and application process; authorizing the Planning Director and Building Commissioner to implement certain guidelines and rules; providing processing deadlines and right-of-way requirements; and updating related sections of code to conform.

PARKING FACILITIES

1. Bill No. 7815 - A bill to amend and reenact Chapter 114, Article VII, Sections 114-565, 114-575, 114-576, 114-578, 114-602, 114-622, and 114-628 of the Code of the City of Charleston, as amended, relating to providing a specific exemption for parking building no. 2; updating terminology and certain requirements regarding parking and traffic; and clarifying the authority of the director of parking and director of traffic.

PLANNING, STREETS AND TRAFFIC

1. Bill No. 7802 - Amending the Zoning Ordinance of the City of Charleston, West Virginia by adding the definition of Retail Sales Establishment, amending the Land Use Table, and creating the Corridor Village District zoning classification; and adding the Corridor Village District to the sign regulations.
2. Bill No. 7804 - Amending the Zoning Ordinance of the City of Charleston, West Virginia by rezoning from an R-6 district to an R-10 district, those certain six lots land situate at 1420 Lewis Street, 1426 Lewis Street, 601 Ruffner Avenue, 603 Ruffner Avenue and 605 Ruffner Avenue, Charleston, West Virginia.
3. Bill No. 7807 - Amending the Zoning Ordinance of the City of Charleston, West Virginia by clarifying notification requirements for petitions related to land use in the City of Charleston and eliminating a development standard related to parking in the C-8 Village Commercial District.
4. Bill No. 7808 - Amending the Zoning Ordinance of the City of Charleston, West Virginia by rezoning from an R-6 & R-8 district to an I-2 district, Part-of-Parcels Nos. 2, 3, and 4, South Annex Tax Map No. 71 and Parcel 1 on South Annex Tax Map No. 72.
5. Bill No. 7809 - A Bill to establish a Stop intersection on Grove Avenue at Costello Street by placing a stop sign on the corner of Grove Avenue and amending the Traffic Control Map and Traffic Control File.
6. Bill No. 7810 - A Bill to establish an All-Way Stop intersection at the intersection of Maefair Drive and Wilkie Drive and amending the Traffic Control Map and Traffic Control File.
7. Bill No. 7814 - A Bill closing, abandoning and discontinuing as a public street a portion of the Jefferson Street located at the end of Jefferson Street at the State Capitol Complex, and transferring ownership to the State of West Virginia Department of Administration.

FINANCE

1. Resolution No. 186-19 - Authorizing the Mayor or City Manager to sign an Amendment of Lease Agreement with Cinema VII, Inc. and Greater Huntington Theatre Corporation to clarify the relationship between the City and the cinema with respect to parking rates and access.
2. Resolution No. 187-19 - Authorizing the Mayor or City Manager to enter into an agreement with McClanahan Construction Co., in the amount of \$453,106.00, for the Concrete Sidewalk and Accessible Ramp Project.
3. Resolution No. 188-19 - Authorizing the Mayor or City Manager to enter into an Agreement with WesBanco, Inc. to extend the maturity date of Standby Letter of Credit through May 1, 2020 at a cost of \$2,500.
4. Resolution No. 189-19 - Authorizing the Mayor or City Manager to enter into an Agreement with West Virginia Paving, Inc., in the amount of \$2,613,100.00, for the City's Street Paving Project – 2019.
5. Purchase of Pool Chemicals for Parks and Recreation.
6. Purchase of one (1) Brunswick Challenger Boat to be used by the Charleston Police Department.

REPORTS OF OFFICERS

1. Reports of Officers

NEW BILLS

1. New Bills

UNFINISHED BUSINESS AND/OR MISCELLANEOUS BUSINESS

ROLL CALL

ADJOURNMENT

THE NEXT MEETING WILL BE HELD MAY 20, 2019 AT 7:00 P.M.

***Meetings may be recorded and broadcast via internet <https://charlestonwv.civicclerk>**



PLANNING, STREETS AND TRAFFIC COMMITTEE

Mary Beth Hoover, Chair

April 25, 2019

Honorable Amy Shuler Goodwin
and Members of City Council
Charleston, WV 25330

Dear Mayor Goodwin and Council members:

Please withdraw Bill No. 7806. After careful consideration, Keeley Steele, the sponsor of the bill, and the Planning, Streets and Traffic Committee determined the tow-away zone is unwarranted and Bill No. 7806 should be withdrawn.

Bill No. 7806 – A Bill to establish a No Parking Tow-Away zone on the east side of East Ave from a point 140 feet to a point 160 feet north from Kanawha Blvd.

Sincerely,

A handwritten signature in dark ink, appearing to read "Mary Beth Hoover", is written over a horizontal line.

Mary Beth Hoover, Committee Chair

1 **Bill No. 7806**

2 Passed by Council:

3 Introduced in Council:

4 **March 4, 2019**

5 Referred to

6 Introduced by:

Planning, Streets and Traffic

7 **Keeley Steele**

8
9
10
11 **Bill No. 7806** - A Bill to establish a No Parking Tow-Away zone on the east side of East
12 Ave from a point 140 feet to a point 160 feet north from Kanawha Blvd and amending
13 the Traffic Control Map and Traffic Control File, established by the code of the City of
14 Charleston, West Virginia, two thousand and three, as amended, Traffic Laws, Section
15 263, Division 2, Article 4, Chapter 114, to conform therewith.

16 **Be it Ordained by the Council of the City of Charleston, West Virginia:**

17 Section 1. No Parking Tow-Away zone on the east side of East Ave from a point 140
18 feet to a point 160 feet north from Kanawha Blvd

19 Section 2. The Traffic Control Map and Traffic Control File, established by the code
20 of the City of Charleston, West Virginia, two thousand and three, as amended, Traffic
21 Laws, Section 263, Division 2, Article 4, Chapter 114, shall be and hereby are
22 amended, to conform to this Ordinance.

23
24 Section 3. All prior Ordinances, inconsistent with this Ordinance are hereby
25 repealed to the extent of said inconsistency.

COMMITTEE REPORT

TO: Clerk of the Council of the City of Charleston, West Virginia

FROM: The Committee on ORDINANCE AND RULES

Your Committee on Ordinance and Rules

has had under consideration:

Committee Substitute Bill No. 7816 - A BILL to amend the Code of the City of Charleston, by adding thereto new sections within Chapter 102, Article V and to amend and reenact sections of said code relating to implementing the West Virginia Small Wireless Facilities Deployment Act; detailing the purpose, application requirements, associated fees, zoning applicability, design requirements, and application process; authorizing the Planning Director and Building Commissioner to implement certain guidelines and rules; providing processing deadlines and right-of-way requirements; and updating related sections of code to conform.

and reports the same to Council with the recommendation that the
committee report be adopted

Bobby Hass

Charles E. Duvall Jr.

Jeff McLean

Elisabeth

Samuel Dyer
CHAIRMAN

Bill No. 7816 Committee Substitute:

Introduced in Council:

April 15, 2019

Adopted by Council:

Introduced by:

Samuel Minardi

Referred to:

**Ordinances & Rules
Committee**

Bill No. 7816 - A BILL to amend the Code of the City of Charleston, by adding thereto new sections within Chapter 102, Article V, designated Sections 102-200, 102-201, 102-202, 102-203, 102-204, 102-205, 102-206, 102-207, 102-208, 102-209, and 102-210; and to amend and reenact sections 102-212, 102-213, and 102-215 of said code, all relating to implementing the West Virginia Small Wireless Facilities Deployment Act; detailing the purpose, application requirements, associated fees, zoning applicability, design requirements, and application process; authorizing the Planning Director and Building Commissioner to implement certain guidelines and rules; providing processing deadlines and right-of-way requirements; and updating related sections of code to conform.

Now, therefore, be it ordained by the Council of the City of Charleston:

That the Code of the City of Charleston be amended by adding thereto new sections within Chapter 102, Article V, designated Sections 102-200, 102-201, 102-202, 102-203, 102-204, 102-205, 102-206, 102-207, 102-208, 102-209, and 102-210; and to amend and reenact sections 102-212, 102-213, and 102-215 of said code, all to read as follows:

CHAPTER 102. – STREETS, SIDEWALKS AND OTHER PUBLIC PLACES.

ARTICLE V. – POLES, WIRES AND ANTENNAS.

Sec. 102-200. Purpose.

It is the purpose of this ordinance to implement the West Virginia Small Wireless Facilities Deployment Act, which is codified at W. Va. Code §31H-1-1, et seq. This Article establishes nondiscriminatory policies and procedures for use of the rights-of-way and more specifically the placement of small wireless facilities in rights-of-way within the City's jurisdiction, which will provide public benefit consistent with the preservation of the integrity, safe usage, and reasonable aesthetic qualities of the City rights-of-way and the City as a whole. The City seeks to establish uniform standards consistent with federal and state law to address the placement of small wireless facilities and associated poles in the rights-of-way, including without limitation, to: (1) prevent interference with the use of streets, sidewalks, alleys, parkways and other public ways and places; (2) prevent the creation of

visual and physical obstructions and other conditions that are hazardous to vehicular and pedestrian traffic; (3) prevent interference with the facilities and operations of facilities lawfully located in rights-of-way or public property; (4) protect against environmental damage, including damage to trees; (5) preserve the character of Historic Districts or areas with Decorative Poles, Decorative Sidewalks, Decorative Streetscapes, or brick streets; and (6) facilitate rapid deployment of small cell facilities to provide the benefits of wireless services to the City's residents and visitors.

Sec. 102-201. Definitions.

(a) As used in this article, this section incorporates all of the definitions contained within W. Va. Code §31H-1-2.

(b) In addition, the following terms shall have the following definitions, as used in this article:

(1) "Day" means a calendar day, but when computing any period of time prescribed by any applicable provision of this article, the day of the act, event, default or omission from which the applicable period begins to run is not included. The last day of the period so computed is included, unless it is a Saturday, a Sunday, a legal holiday or a designated day off in which event the prescribed period of time runs until the end of the next day that is not a Saturday, Sunday, legal holiday or designated day off;

(2) "Excavation" means any work in the surface or subsurface of the public rights-of-way, including, but not limited to the following: opening the public rights-of-way; installing, servicing, repairing, or modifying any facility; and restoring the surface and subsurface of the public rights-of-way. Excavation shall not include activities in public rights-of-way wherein the surface and subsurface are not disturbed and wherein such activities take place through existing manholes, conduits, and other such facilities; and

(3) "Facility" or "Facilities", for the purpose of the definition of "Excavation" only, shall include, but not be limited to, any and all lines, poles, cables, cabinets, ducts, conduits, converters, equipment, drains, handholds, manholes, pipes, pedestals, splice boxes, surface location markers, tracks, tunnels, utilities, vaults, and other appurtenances or tangible things owned, leased, operated, or licensed by a person or company that are located or are proposed to be located under, on, or above ground within the public rights-of-way.

Sec. 102-202. Application.

(a) A wireless provider seeking to conduct any excavation beyond the installation of a new pole within the public rights-of-way, shall follow the City of Charleston Public Rights-of-Way Excavation and Restoration Ordinance Manual, codified at Sec. 102-91 of this code with respect to its excavation activities.

(b) A wireless provider's use of the public rights-of-way that does not require excavation shall follow the provisions of this article to file a permit with the City Engineer, including that the permit application shall include the following:

(1) The applicant's name, address, phone number, and email address, as well as all duly authorized representatives acting on behalf of the applicant

(2) A general description of the proposed small wireless facility and associated pole,

if applicable.

(3) Construction and engineering drawings and information demonstrating compliance with state law and this article, including a structural analysis of the pole where the applicant proposes to install the small wireless facility;

(4) An attestation that the small wireless facilities will be operational for use by a wireless provider within one year after the permit issuance date, unless the City and the applicant agree to extend the period or delay is caused by lack of commercial power or communications transport facilities to the site;

(5) An attestation that the small wireless facility will comply with Federal Communications Commission regulations concerning (A) radiofrequency emissions from radio transmitters; and (B) unacceptable interference with the public safety spectrum and CII spectrum, including compliance with the abatement and resolution procedures for interference with the public safety spectrum and CII spectrum established by the Federal Communications Commission set forth in 47 C.F.R. 22.970 through 47 C.F.R. 22.973 and 47 C.F.R. 90.672 through 47 C.F.R. 90.675;

(6) Proof that the applicant maintains property insurance for its property's replacement cost against all risks, workers' compensation insurance as required by law, and commercial general liability insurance with respect to its activities on City improvements or rights-of-way of not less than \$1,000,000 of coverage for damages including bodily injury and property damage: *Provided*, That the commercial general liability policy shall include the City as an additional insured and the certification shall be filed with the application in order for it to be considered complete: *Provided, however*, That a self-insured applicant shall provide sufficient evidence to demonstrate its financial ability to self-insure the insurance coverage;

(7) An attestation that it will provide a bond, escrow deposit, letter of credit, or other financial surety required by the City to ensure removal of abandoned or unused wireless facilities or damage to the right-of-way or City property caused by the applicant or its agents, as set by the City, prior to beginning any installation; and

(8) An attestation that it will notify the City of Charleston and call the West Virginia 811 "call before you dig" hotline in order to locate all underground utilities at least 72 hours before making any excavation.

(c) A wireless provider that seeks to use a City utility pole shall provide the following additional information:

(1) The additional wind load that the wireless facility adds to the pole;

(2) A description of how the wireless provider will provide power to the wireless facility;

(3) A description of how the wireless facility would attach to the pole, including whether it would involve drilling holes in the pole or attaching bands to the pole;

(4) Whether there will be additional wire in the pole;

(5) An attestation that the applicant is responsible for any damage ~~to the wireless facility if there is a collision that causes damage to the pole that is caused by the negligence of the wireless provider or any of its officers, agents, employees, directors, or representatives related to installing, repairing, or maintaining facilities in rights-of-way;~~

(6) An attestation that the wireless facility will meet all clearance requirements if it is over the roadway; and

(7) An attestation that the wireless facility will not interfere with any other equipment

signals on the poles that are owned by the City.

Sec. 102-203. Fees.

(a) An application is incomplete unless it has the following fees submitted along with the application:

(1) \$200 for each small wireless facility on an existing utility pole for the first five poles in the same application, followed by \$100 for each small wireless facility thereafter in the same application;

(2) \$250 for the proposed installation, modification, or replacement of a utility pole and the collocation of an associated small wireless facility that is a permitted use, as detailed in Sec. 102-204 of this code;

(3) \$1,000 for the proposed installation, modification, or replacement of a utility pole and the collocation of an associated small wireless facility that is not a permitted use, as detailed in Sec. 102-204 of this code.

(b) The use of the public right-of-way for the collocation of small wireless facilities or the installation, maintenance, modification, operation, repair or replacement of a utility pole in the right-of-way or any stringing of additional wires, or changing the location of any pole or wire, requires a permit, as detailed in section 102-213 of this code. The fee for such permit is \$25 per pole, per year.

(c) An applicant shall pay an annual fee of \$65 per year for access to each City-owned utility pole and complete all the additional requirements stated in Sec. 102-202 of this code.

Sec. 102-204. Permitted Use; Zoning Applicability.

(a) A wireless provider that seeks to collocate small wireless facilities and associated efforts to install, maintain, modify, and replace the wireless provider's own utility poles or, with the permission of the owner, a third party's utility pole, in, along, across, upon, and under the right-of-way in any zone or outside of the right-of-way in property not zoned exclusively for single-family residential use is a permitted use, as long as the following conditions are met:

(1) The structures and facilities are installed and maintained so as not to obstruct or hinder the usual travel or public safety on the right-of-way or to obstruct the legal use of the right-of-way by the City or other utilities;

(2) Any new or modified utility pole does not exceed the greater of (A) ten feet above the tallest existing utility pole in place on March 5, 2019, within 500 feet of the new pole or (B) fifty feet above ground level;

(3) The small wireless facility complies with the reasonable, written design guidelines created by the Planning Director, as authorized by Sec. 102-205 of this code;

(4) Any replacement of decorative poles necessary to collocate a small wireless facility shall reasonably conform to the design aesthetics of the decorative poles being replaced;

(5) The area has not been designated solely for underground communications and electrical lines at least three months prior to submission of the permit application, **provided that (A) those utility poles which the City allows to remain shall be made available for the**

collocation of small wireless facilities and may be replaced by a wireless provider to accommodate the collocation of small wireless facilities, and (B) a wireless provider may install a new utility pole in the designated area when it is not able to provide wireless service by collocating on a remaining structure; and

(6) Any other applicable restriction in state law.

(b) Any other application is not a permitted use and is subject to the Zoning Ordinance for the City of Charleston.

Sec. 102-205. Design Guidelines.

(a) The Planning Director is authorized to create reasonable, written design guidelines with objective, technically feasible criteria that reasonably match the aesthetics and character of an immediate area regarding the following:

(1) The location of any ground-mounted small wireless facilities;

(2) The location of a small wireless facility on a utility pole or wireless support structure;

(3) The appearance and concealment of small wireless facilities, including those relating to materials used for arranging, screening, or landscaping; and

(4) The design and appearance of a utility pole or wireless support structure.

(b) The guidelines shall be applied in a nondiscriminatory manner and shall be posted publicly on the City of Charleston's Planning Department web page. The Planning Director may change the guidelines in a prospective manner for all permit applications moving forward, but may not change requirements on any person who has already applied for a permit. Each new or modified small wireless facility or utility pole installed in the right-of-way shall comply with the Planning Director's current design guidelines as of the time of the permit application.

(c) The guidelines shall be (1) reasonable, in that they are technically feasible and reasonably directed to avoiding or remedying the intangible public harm of unsightly or out-of-character deployments; (2) no more burdensome than those applied to other types of infrastructure deployments; and (3) objective and published in advance.

Sec. 102-206. Application Processing.

(a) All permit applications filed pursuant to this article shall be reviewed for completeness by the City and if the application is incomplete, the City shall notify the applicant within ten days of receiving the application. The City shall specify the missing information in writing and all processing deadlines required by this section are tolled.

(b) An application for collocation of a small wireless facility shall be processed within 60 days of the receipt of the application.

(c) An application for the installation, modification, or replacement of a utility pole in the right-of-way shall be processed within 90 days of the receipt of the application.

(d) Within 60 days of receiving a complete application for use of a City utility pole, the City shall provide a good faith description of any make-ready work necessary to enable the pole to support the requested collocation, including pole replacement, if necessary because the pole would otherwise be structurally unsound. If the applicant accepts the good faith description, the make-ready work shall be completed by the applicant within 60

days of acceptance.

(e) Processing deadlines may also be tolled by agreement of the applicant and the City.

(f) The City may deny the application if the application:

(1) Materially interferes with the safe operation of traffic control equipment;

(2) Materially interferes with sight lines or clear zones for transportation or pedestrians;

(3) Materially interferes with compliance with the Americans with Disabilities Act or similar federal or state standards regarding pedestrian access or movement;

(4) Fails to comply with the reasonable and nondiscriminatory spacing requirements of general application adopted by the Planning Director pursuant to rules authorized by Sec. 102-215 of this Code that concern the location of poles; in the same right-of-way as an existing small wireless facility, or an already permitted but unconstructed small wireless facility;

(5) Fails to comply with the reasonable and nondiscriminatory rules approved by the Building Commissioner, as authorized in Sec. 102-209 of this code;

(6) Fails to comply with the application design guidelines authorized in Sec. 102-205 of this code; or

(7) Fails to attest that a small wireless facility will comply with relevant Federal Communications Commission regulations, as required by Sec. 102-202.

(g) If the City denies the application, it shall document the basis for the denial, including the specific provision on which the denial was based, and send the documentation to the applicant on or before the day the City denies the application. The applicant then has 30 days to cure the deficiencies identified without paying an additional application fee. The City shall have 30 days to approve or deny the revised application.

(h) The installation or collocation shall be completed within one year after the permit issuance date unless the City and the applicant agree to extend the period or a delay is caused by the lack of commercial power or communications facilities at the site.

(i) Upon approval of the application and posting of the reasonable bond, escrow deposit, letter of credit, or other financial surety required by the City to ensure removal of abandoned or unused wireless facility or damage to the right-of-way or authority property, the applicant may undertake the installation or collocation and operate and maintain the small wireless facilities and associated poles.

Sec. 102-207. Consolidated applications permitted.

An applicant may file a consolidated application and receive a single permit for the collocation of multiple small wireless facilities. The denial of one or more small wireless facilities in a consolidated application may not delay processing of any other small wireless facilities in the same batch.

Sec. 102-208. Work within and repairs to the Right-of-Way.

(a) The City may restrict the applicant from working within a right-of-way when a road is closed or its access is limited, but it may not require an additional application for routine maintenance within the right-of-way to permitted facilities;

_____ (b) If the applicant needs to close a sidewalk or street in order to install or perform work on the wireless facility, the applicant shall contact the Office of the Director of Traffic and provided a detailed set of Maintenance of Traffic plans that shows any necessary signage, the method of controlling traffic, and any detour routes. The Maintenance of Traffic plans must be reviewed by the Director of Traffic and approved by the Chief of Police and the Collector's Office if any fees are due. The Director of Traffic will notify the applicant when all approvals have been received.

_____ (c) If the City determines that it is necessary, appropriate, or useful in response to an imminent danger to public health, safety, or property, or for the construction, repair, maintenance, or installation of a City improvement, to move a small wireless facility located within the public rights-of-way, then the City shall provide written notice to the applicant and the applicant shall remove the small wireless facility within 90 days.

_____ (d) Any damage to the public right-of-way directly caused by a wireless provider or other utility's activities in the right-of-way shall be repaired in accordance with the City of Charleston Public Rights-of-Way Excavation and Restoration Ordinance Manual, codified at Sec. 102-91 of this code, in order to return the right-of-way to its functional equivalence before the damage. After the wireless provider receives written notice, the city may assess a fine of \$100 per day until the repairs are completed. If the entity fails to make the repairs required by the City within a reasonable time after written notice, the City may complete the repairs and charge the entity for the reasonable, documented cost of the repairs in addition to the daily fine assessed.

Sec. 102-209. Building Commissioner Rules.

_____ (a) The Building Commissioner is authorized to create reasonable rules for construction and public safety in the rights-of-way, including wiring and cabling requirements, grounding requirements, and abandonment and removal provisions, to the extent any additional rules are necessary.

_____ (b) The rules shall be applied in a nondiscriminatory manner and shall be posted publicly on the City of Charleston's Building Department web page. If the Building Commissioner determines that no additional rules are necessary, the web page must state that and point persons to the relevant general rules. The Building Commissioner may change the guidelines in a prospective manner for all permit applications moving forward, but may not change requirements on any person who has already applied for a permit. Each new or modified small wireless facility or utility pole installed in the right-of-way shall comply with the Building Commissioner's current rules for construction and public safety as of the time of the permit application.

Sec. 102-210. Revocation.

_____ The City may revoke a permit at any time if the conditions of the permit are no longer being satisfied.

Sec. 102-212. - Franchise to set or place wires, poles, other paraphernalia, on streets; use of wires.

(a) No person shall set or place any poles, wires, cables, guy lines, stays or other paraphernalia for carrying or supporting wires or keeping them in place in any of the streets and public places in the city unless such person has first procured a franchise from the proper authorities of the city authorizing such occupation of the streets and public places. When duly authorized by franchise granted as required by law, such person may set and maintain poles, wires, cables, guy lines, stays and other like paraphernalia for carrying or supporting wires if the wires are used only for carrying of electricity for light or power; for telephone, telegraph or cable television service; for messenger and signal service; for fire alarm or police alarm purposes or any other public service, but subject to the provisions of this article, and such rules and regulations for the protection of life and property as may be lawfully adopted by the city council.

(b) Notwithstanding the provisions of subsection (a) of this section, a wireless provider seeking a permit for small wireless facilities is not required to have a franchise agreement with the City, pursuant to W. Va. Code §31H-2-4, but it may enter into such a non-exclusive agreement if it desires.

Sec. 102-213. - Permit for additions, replacements, relocations of wires.

No person shall string any additional telegraph, telephone, messenger, signal or electric lighting wires, or change the location of any pole or wire, or repair or replace any pole or wire without a permit from the city council City Engineer, specifying particularly the proposed location and change or repair. ~~No permit to string any additional wire or to change the location of or to repair or replace any pole or wire shall be issued to any telegraph, telephone, messenger, television, signal or electric lighting company, or to any person or company owning, operating or maintaining overhead wires or poles in the city until such company or person shall have filed in the office of the city manager a complete list of his poles and overhead wires, giving their locations and designating such poles and overhead wires by numbers and letters identifying the company to which such poles belong.~~

Sec. 102-215. - Right of council to prescribe kind, size and location of poles.

~~Except as provided in this article more specifically with respect to small wireless facilities, the city council shall have the right~~ The City Engineer, in consultation with the Director of Traffic, is hereby authorized to adopt nondiscriminatory rules to prescribe the kind and size of all poles to be placed upon the streets, and the location of such poles, or to forbid the location of any additional poles at points where traffic is likely to be impeded, where the sidewalks are narrow, where they would be in the way of the fire department, upon any street or part of a street from which poles have been ordered removed by competent authority, or on any street or side of street where there is already an excess of poles. Provided, That any restriction on the location of poles may not prevent a wireless provider seeking placement of a small wireless facility from serving any location.

Bill No. 7815 Committee Substitute:

Introduced in Council:

April 15, 2019

Introduced by:

Joseph Jenkins

Adopted by Council:

Referred to:

**Parking Facilities
Committee**

Bill No. 7815 Committee Substitute - A BILL to amend and reenact Chapter 114, Article VII, Sections 114-565, 114-575, 114-576, 114-578, 114-602, 114-622, and 114-628 of the Code of the City of Charleston, as amended, relating to providing a specific exemption for parking building no. 2; updating terminology and certain requirements regarding parking and traffic; and clarifying the authority of the director of parking and director of traffic.

Now, therefore, be it ordained by the Council of the City of Charleston:

That Chapter 114, Article VII, Sections 114-565, 114-575, 114-576, 114-578, 114-602, 114-622, and 114-628 of the Code of the City of Charleston, as amended, is hereby amended and reenacted to read as follows:

Chapter 114 – Traffic Ordinance

Article VII. STOPPING, STANDING AND PARKING

Sec. 114-565. - No parking at entrances to certain buildings.

The chief of police, with the approval of the city council planning/streets and traffic committee, may establish no parking areas appropriately marked at the principal street entrances to all schools, hospitals, post offices, churches, theaters, hotels, libraries, passenger transportation depots, government-owned and -occupied buildings, and ~~eleemosynary-charitable~~ institutions, with such conditions as may be considered proper by the chief of police approved by the city council planning/streets and traffic committee.

Sec. 114-575. – Procedure for establishment of loading zones; conditions governing; loading zone record.

(a) The director of ~~the traffic, parking and transportation department~~ shall have authority, in the manner provided in this section, to establish and lay off loading zones upon the streets of the city.

(b) Loading zones may be established by the director of ~~the traffic, parking and transportation department~~ upon approval by the city council planning/streets and traffic committee. Such zones shall be for the sole purpose of providing on-street facilities for

the loading and unloading of commodities and equipment in the conduct of business and where no adequate off-street loading facilities are available.

(c) The director of ~~the traffic, parking, and transportation department~~, with the approval of the city council planning/streets and traffic committee, may, with respect to the establishment of any such loading zone, prescribe limitations as to curb space and the time of day within which such loading zone may be used, which shall be designated by appropriate signs.

(d) Any citizen may apply for the establishment of a loading zone. Such application shall be submitted in writing to the director of ~~the traffic, parking, and transportation department~~ on a form to be prescribed by him or her and approved by the city council planning/streets and traffic committee.

(e) All loading zones established under this section may be abolished by the director of the traffic, parking, and transportation department by and with the approval of the city council planning/streets and traffic committee.

(f) Any applicant for the establishment of a loading zone whose application has been denied by the abolition of any such loading zone may appeal such action to the city council, whose action on such appeal shall be final.

(g) The ~~traffic, parking and transportation~~ department shall keep an accurate record of all loading zones established under this section, ~~showing the date when such loading zone was established~~, its location, and the special limitations, if any, attached to the zone.

Sec. 114-576. – Permitted uses of loading zones.

No person shall stop, stand or park any vehicle for any purpose or any length of time in any space designated as a loading zone by the Director of the ~~Traffic, Parking and Transportation Department~~ under and pursuant to the provisions of section 114-575, except while such vehicle is being used in the business of loading or unloading as provided in section 114-575 and has a loading zone permit. In no case shall a lawful stop within a loading zone exceed one-half hour, except where special permission from the Director of ~~the Traffic, Parking and Transportation Department~~ has been obtained for such extension. Any vehicle stopping, standing or parking in a loading zone established by the Director of ~~the Traffic, Parking and Transportation Department~~ pursuant to section 114-575, for any purpose other than loading or unloading as provided in section 114-575 of this Code may be impounded by the police department pursuant to the provisions of section 114-552.

Sec. 114-578. – Residential permit parking.

(a) *Residential permit parking area designation:* A residential permit parking area may only be established in areas of the city zoned R-O, R-2, R-4, R-6, and R-8. A residential permit parking area may be established by filing a petition with the ~~city traffic engineering~~ department upon a form to be prescribed by the ~~traffic engineering~~ department and approved by the city council planning/streets and traffic committee. The cost of the permits must be stated on the form.

(1) The petition must contain the boundaries of the area sought for residential permit parking, the number of residential units in the area, the address of each residential unit in the area, the license numbers for all vehicles owned by the residents of each residential unit in the proposed area, and the reason that the residential permit parking area is requested. The petition must be signed by at least one resident of a minimum of 67 percent of the residential units in the proposed area. The petition must set forth the hours during which the applicant is seeking restricted residential permit parking.

(2) Residential permit parking may be sought for day time hours (8:00 a.m. to 6:00 p.m.), night time hours (6:00 p.m. to 8:00 a.m.), or on a 24-hour basis. A nonrefundable filing fee of \$100.00 must accompany the petition. Upon filing, a copy of the petition shall be promptly provided to the ward councilperson.

(3) Upon receipt of the petition and the filing fee, the City of Charleston Traffic Engineering Department shall verify the names, addresses, and vehicle information on the petition. The traffic engineering department shall then cause appropriate traffic surveys to be conducted in the area sought for residential permit parking. If the traffic engineering surveys find that on average 80 percent of the available on street parking spaces are occupied and more than 50 percent of the vehicles parked in the area belong to nonresidents, then the area is eligible for designation as a residential permit parking area, and the petition and the results of the survey shall be transmitted to the ward councilperson. The ward councilperson shall submit a bill to designate the area as a residential permit parking area to city council for consideration. The bill shall be referred to council's committee on planning/streets and traffic which will report to council its recommendation. City council shall make its decision on whether to designate area based upon the recommendation from its committee on planning/streets and traffic, the recommendation from the traffic engineering department, input from members of the public and any other material information.

(b) *Authorized permits:* If a residential permit parking area is established by city council, each residential unit in the residential permit parking area may obtain a maximum of two permits for specific vehicles owned by the residents. One visitor permit per residential unit may also be obtained. Owners of nonresidential buildings within the designated areas may purchase one visitor permit to be used by the owner or his or her designee. Exception: A resident experiencing a health condition or disability which substantially impairs the resident and results in a need for special in-home medical care and attention, including, but not limited to, assistance by family members or other caregivers, may request up to three additional visitor permits. The request shall be made by the resident to the ~~Traffic Commander of the Charleston Police Department~~ director of parking. Additional permits shall not be issued unless the resident is able to provide credible evidence satisfactory to the city of the qualifying health condition or disability and the necessity of special in-home medical care, attention and assistance; said evidence shall, at a minimum, consist of a signed statement from a physician verifying the health condition or disability and the necessity of the special in-home medical care, attention and assistance. The issuance of additional permits shall be at the discretion of the ~~Traffic Commander of the Charleston Police Department~~ director of parking, in consultation with the director of traffic, based on the circumstances and evidence provided by the resident. Any additional permits issued pursuant to this

exception shall be valid for the period of time approved by the ~~traffic commander~~
director of parking not to exceed a year. Additional permits shall cost \$25.00 per year. A
resident may apply hereunder each year.

(1) Each permit will be valid for one year. The cost for each residential parking
permit and visitor permit is \$25.00 per permit annually.

(2) The permits shall be issued and used in accordance with the residential
permit parking policy established by council.

Notwithstanding the foregoing provisions, the ~~Traffic Commander of the~~
~~Charleston Police Department~~ director of parking, in consultation with the director of
traffic, shall have discretion to issue a temporary permit, at no cost and not to exceed
one calendar year unless thereafter renewed, to a licensed health care provider,
including, but not limited to, a hospital, Hospice, doctor, nurse, or physical therapist,
upon request by the provider and upon sufficient proof satisfactory to the city that the
certified health care provider is administering necessary in-home medical care,
attention or assistance to a person who resides in a residential permit parking area.

(c) *Violations:* Any vehicle parking in a residential permit parking area in violation
of the terms of this ordinance shall be subject to a fine of \$75.00 and/or shall be
impounded in accordance with the provisions of section 31-209 114-121 through 114-
131 and any associated rules or regulations. Vehicles of persons making deliveries or
providing service, including but not limited to, home maintenance or repair, utility
installation or repair, medical treatment or care, yard maintenance, or other similar
services, to residential units within the permit area may be parked without a permit for
the duration of the delivery or the provision of service.

~~(1) Any residential permit parking area in the City of Charleston established prior~~
~~to the adoption of this ordinance shall be subject to the provisions of subparagraphs (b)~~
~~and (c).~~

(d) *Decertification procedure:* A residential parking area may be decertified if at
least one resident of a minimum of 67 percent of the residential units in the designated
area sign and file a petition with the city traffic engineering department requesting
elimination of the residential permit parking area designation. Such an application for
decertification must be accompanied by a nonrefundable filing fee of \$100.00. Upon
receipt of the petition and the filing fee, the city traffic ~~engineering~~ department shall
verify the names and addresses on the petition. Once the names and addresses are
verified as area residential unit owners, a copy of the petition shall be promptly provided
to the ward councilperson. The ward councilperson shall submit a bill to decertify the
area as a residential permit parking area to city council for consideration. The bill shall
be referred to council's committee on planning/streets and traffic which will report to
council its recommendation. City council shall make its decision on whether to decertify
the area based upon the recommendation from its committee on planning/streets and
traffic, the recommendation from the traffic engineering department, input from
members of the public and any other material information.

**Sec. 114-602. - Management of and regulations governing city-owned lots and
buildings.**

172 (a) Unless otherwise provided herein, all parking lots and parking buildings
173 owned or operated by the city shall be operated under the control and management of
174 the parking facilities committee, who are hereby authorized to promulgate rules and
175 regulations governing such usage not inconsistent herewith. There shall be a Director of
176 Traffic, Parking, and Transportation, who shall be the department head with the
177 responsibility and authority to carry out the efficient administration of the provisions of
178 this section and the any associated rules and regulations, promulgated by the parking
179 facilities committee, including but not limited to the authority and discretion to enter into
180 and suspend agreements to lease parking spaces on a month to month basis, set days
181 and hours of operation, collect and adjust parking fees and fines, and to make
182 provisions for special events or open rent-free parking when deemed in the best interest
183 of the city.

184 (b) Motor vehicles shall be parked, placed, handled and driven into, from, in and
185 on such parking lots and such parking buildings in accordance with the applicable laws
186 and ordinances of the city relative to traffic upon the streets in the city, and in
187 accordance with the any rules and regulations respecting usage of such parking lots
188 and parking buildings which are adopted and promulgated by the parking facilities
189 committee and ~~in accordance with the directions, instructions and order of the Director~~
190 ~~of Traffic, Parking and Transportation~~ or official city attendants at any such lot or
191 building.

192 (c) It shall be unlawful for any person or vehicle to block any driveway or
193 passageway in or upon such parking lots or parking buildings, or for persons to leave or
194 park cars therein contrary to the applicable ordinances, rules and regulations and
195 instructions of attendants, as aforesaid, or without paying the required rental fees.

196 (d) No fees or charges shall be required for metered or unmetered spaces in
197 such lots or buildings at times other than those expressly posted at the site, or when
198 provisions have been made for event parking, or as expressly provided herein.

199 (1) Specific unmetered spaces may be reserved from 7:00 a.m. through 5:00
200 p.m., Monday through Friday, by paid-up lease on a month to month basis according to
201 the rates identified in this section; provided, nothing herein shall preclude the Director
202 for good cause from designating spaces as assigned or reserved at other times.

203 (2) All fees for monthly rentals shall be paid in advance prior to the first day of
204 the month; provided, the rental fee for the initial month of any newly activated account
205 may be prorated based upon the date of activation.

206 (3) An administration fee of \$15.00 per space shall be charged to any account
207 that is delinquent past the tenth day of the month. The director of parking shall provide
208 notice of the assessment of the administrative fee with the further statement that if the
209 account is delinquent past the twentieth day of the month, then the account will be
210 considered closed and the vehicle associated with the account will be treated as a
211 typical vehicle without a monthly account.

212 (4) An administration fee of \$10.00 per space shall apply for the activation of any
213 monthly rental agreement, or the replacement of an electronic entry key or any placard
214 or decal provided to identify license or assignment of a reserved space. ~~or in addition to~~
215 ~~any accrued late charges to reactivate an account that has remained delinquent past~~
216 ~~the last day of the month.~~

(5) Nothing herein shall preclude the immediate revocation and/or reassignment of parking privileges in the event of nonpayment or a violation of the rules.

(6) Unless otherwise provided herein, Event Parking at any city-operated lot or building shall be at the minimum rate of \$3.00 per vehicle.

(e) *City Off-Street Lots*. The daily rental fee for each separate usage of any single parking space on any city owned or operated parking lot not specifically set forth below shall be at the rate of \$3.00 per day. The monthly rental fee for reserved usage of any unmetered space in a city owned or operated lot not otherwise expressly set forth below shall be \$50.00 per month. The rental fee for each separate usage of a single metered parking space in a city owned or operated off-street parking lot, not otherwise expressly set forth below, shall be at the rate of \$0.25 per hour.

(1) *Municipal Auditorium*. The rental fee for each separate usage of any single metered parking space in the city-owned lot behind the municipal auditorium shall be \$0.50 per hour and the rental fee for the reserved usage of any unmetered space shall be \$40.00 per month.

(2) *Summers Street Alley*. The rental fee for the reserved usage of any unmetered space in the Summers Street alley shall be \$80.00 per month.

(3) *West Side Lots*. The rental fee for each separate usage of any single metered parking space in city owned or operated lots on the West Side, Elk City district, shall be \$0.25 per hour and the rental fee for the reserved usage of any unmetered space shall be \$35.00 per month.

(4) *Morris Street Lot*. The rental for each separate usage of any space that is not otherwise made available for metered parking in the city-owned Morris Street lot shall be \$40.00 per month; provided, any such rented space which is unoccupied at the commencement of an event parking period shall be available for event parking on a first come first served basis and subject to the event parking rate.

(5) *Smith Street Lot*. The rental for each separate usage of any space that is not otherwise made available for metered parking in the city-owned Smith Street lot shall be \$30.00 per month; provided, any such rented space which is unoccupied at the commencement of an event parking period shall be available for event parking on a first come first served basis and subject to the event parking rate.

(6) *Union Building Parking Lot*. The monthly rental rate for each parking space at the city-owned Union Building Parking Lot located between Kanawha Boulevard and the Kanawha River just east of the Union Building shall be at a rate of \$70.00 per month; provided, any such rented space which is unoccupied at the commencement of an event parking period shall be available for event parking on a first come first served basis and subject to the event parking rate.

(f) *City Parking Buildings*. Unless otherwise provided herein, the following provisions of this section shall apply to city-owned parking buildings.

(1) *Parking Building No. 1—McFarland Street Garage*. The rental fee for the reserved usage of any unmetered space on Floor 6 or above in Building No. 1 shall be \$45.00 per month; on all other floors, the rental fee shall be \$65.00 per month.

(2) *Parking Building No. 2—Washington Street Garage*. The rental fee for the reserved usage of any unmetered space in Parking Building No. 2 shall be \$35.00 per month.

(3) *Parking Building No. 3—Convention Center North/Greyhound Garage.* Parking Building No. 3 shall be under the control and management of the Charleston Coliseum and Convention Center. Unless a Charleston Coliseum and Convention Center Rate Ordinance provides for other or additional fees for parking in Building No. 3, event or daily parking shall be the rate of \$3.00 per vehicle; monthly parking shall be at the rate of \$25.00 per vehicle.

(4) *Parking Building No. 4—Convention Center South/Quarrier Street Garage.* Parking Building No. 4 shall be under the control and management of the Charleston Coliseum and Convention Center. Unless the Charleston Coliseum and Convention Center Rate Ordinance provides for other or additional fees for parking in Building No. 4, event or daily parking shall be the rate of \$3.00 per vehicle; monthly parking shall be at the rate of \$25.00 per vehicle.

(5) *Parking Building No. 5—Shanklin/City Hall Garage.* The rental fee for the reserved usage of any unmetered space on Floor 4 and above in Parking Building No. 5 shall be \$45.00 per month; on all other floors, the rental fee shall be \$65.00 per month.

(6) *Parking Building No. 6—Summers Street Garage.* The rental fee for the reserved usage of any unmetered space in Parking Building No. 6 shall be \$80.00 per month.

(7) The Director shall designate no fewer than 20 spaces at the lowest or most convenient level practical within each city-owned parking building and equip the same with SMART meters for the use of daily or itinerate parkers, and shall designate as many spaces as practical on the unsheltered rooftop of each building and equip the same with mechanical meters for the use of daily or itinerate parkers; provided, this provision shall not apply to Buildings No. 3 or No. 4 which shall be controlled and operated by the Charleston Coliseum and Convention Center; provided further, that this provision shall not apply to Building No. 2, which shall be controlled and operated by the director of parking consistent with the provisions of subdivision (10) of this subsection.

(8) The rental fee for each separate usage of a SMART metered parking space in a city-owned parking building shall be \$1.00 per hour between the hours of 7:00 a.m. and 5:00 p.m., Monday through Friday.

(9) The rental fee for each separate usage of a single metered parking space on the rooftop of a city-owned parking building shall be at the rate of \$0.25 per hour, from 7:00 a.m. through 5:00 p.m., Monday through Friday.

(10) Parking Building No. 2 will continue to be operated with an electronic entry key and ticketed system at the direction of the director of parking. Parking in Parking Building No. 2 shall be free on Saturdays, Sundays, and holidays. The director of parking has the authority to set parking rates for the building and to set hours during which parking rates are charged and collected on Monday through Friday, excluding holidays, provided that the hours during which parking rates are charged shall begin no later than 9:00 a.m. and end no earlier than 5:00 p.m. The hours during which the parking booth may be attended and actively collecting parking fees may be set at the discretion of the director of parking. The discretion given to the director of parking in this subdivision is subject to active lease agreements maintained by the City with tenants of Parking Building No. 2.

Sec. 114-622. - Per-hour parking fees established.

In the areas bounded by Leon Sullivan Way on the east, Kanawha Boulevard on the south, Elk River on the west, and Piedmont Road on the north, the rental fee for use of any single on-street metered parking meters at the rate of \$0.50 per hour as required by the instructions printed upon each meter. Beginning on February 5, 2018, and continuing thereafter, the rental fee for use of single on-street metered parking in the following areas will be according to the following schedule with no maximum parking time, as required by the instructions printed upon each meter:

Rate of \$1.00 per hour:

- 400 block of Laidley Street
- 500 and 600 block of Donnally Street

Rate of \$.25 per hour:

- 500 block of Summers Street
- 700 and 800 block of Donnally Street
- 500 and 600 block of Capitol Street
- 600 block of Eagan Street
- 700 and 800 block of Christopher Street
- 300, 400 and 500 block of Dickenson St.
- 300, 400 and 500 block of Leon Sullivan Way
- 300, 400, 500, 600 block of Morris Street
- 1200 block of Lewis Street
- 1000, 1100, and 1200 block of Washington Street
- 1100 and 1200 block of Virginia Street East

Beginning on May 21, 2018, or upon installation of web-based parking meters, whichever occurs later, and continuing thereafter, the rental fee for use of single on-street metered parking, and maximum parking times in the following areas will be according to the following schedule, as required by the instructions printed upon each meter:

Rate of \$1.00 for first hour, \$1.50 for second hour, and an additional \$1.50 for the third hour with a 3-hour maximum time:

- 100 and 200 block of Hale Street
- Unit block of Dunbar Street
- 200 block of Leon Sullivan Way
- Unit block to 400 block of Capital Street
- Unit block to 300 block of Summers Street
- Unit block to 300 block of Laidley
- 800 block of Kanawha Blvd.
- 1000 block of Virginia Street East
- 500 to 1000 block of Quarrier Street

353 Provided, where it is determined by the planning/streets and traffic committee
354 that there is a need for further regulation and control of vehicles parking within this
355 area, the city may designate individual on-street metered parking spaces within this
356 area to allow for less than the maximum of three hours at a rate of not more than \$0.50
357 per 15-minute increments. Any such parking space shall have the time restrictions and
358 rates printed upon each meter.

359
360 If the city consents to temporarily bagging or removing a meter to accommodate
361 construction or other activity, the rental fee shall be \$15.00 per day or any portion of a
362 day for each such meter.

363
364 **Sec. 114-628. - Parking spaces; erecting and relocating meters.**

365
366 The director of traffic engineer shall have authority, upon the approval of the
367 planning/streets and traffic committee of ~~the~~ city council, to designate all the streets
368 where parking meters shall be permitted; and on all such streets or parts so designated
369 or as shall be made available and designated for parking, the director of traffic,
370 ~~engineer~~, with the approval of the committee, may:

371 (1) Cause parking spaces approximately 20 feet in length to be marked by lines
372 on the curb or pavement or by other appropriate markings;

373 (2) On the sidewalks adjacent to each such parking space, cause to be erected
374 parking meters upon which the deposit of a coin will indicate the duration of the legal
375 parking period and the time when such period has elapsed; and

376 (3) Change the location of the parking space and meters on such streets where
377 they are erected and located and cause such parking meters as located to be moved,
378 transferred and erected on the sidewalks opposite from where such parking spaces are
379 located.



PLANNING, STREETS AND TRAFFIC COMMITTEE

Mary Beth Hoover, Chair

COMMITTEE REPORT

To: Miles Carey, City Clerk

From: Council's Committee on Planning, Streets and Traffic

Date: April 22, 2019

Subject: Bill No. 7802

Your Committee on Planning, Streets and Traffic has had under consideration Bill No. 7802 and attached hereto and made a part thereof.

Your Committee finds:

"The amendment will move zoning regulations out of the West Side Community Renewal Plan and into the Zoning Ordinance, therefore all zoning regulations are codified in one document; and the Corridor Village District is designated along the Washington Street East and West corridor is an essential zoning classification to allow for redevelopment of pedestrian-scale mixed uses corridors,"

and reports the same to Council with the recommendation that the Bill do pass.

Mary Beth Hoover
Chair

J. L. P. H.

Namini Bays

Rhonda C. Cepelley

William R. Smith

Calder

Bill No. 7802

Introduced in Council

Passed by Council

March 4, 2019

Introduced by

Referred to

Mary Beth Hoover

**Planning, Streets and Traffic
Committee
Municipal Planning Commission**

Bill No. 7802 - Amending the Zoning Ordinance of the City of Charleston, West Virginia, adopted January 1, 2006, as amended, by adding the definition of Retail Sales Establishment, amending the Land Use Table, and creating the Corridor Village District zoning classification; and adding the Corridor Village District to the sign regulations.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CHARLESTON, WEST VIRGINIA

The Zoning Ordinance for the City of Charleston, West Virginia, effective January 1, 2006, is hereby amended as follows: by adding the definition of Retail Sales Establishment, amending the Land Use Table, and creating the Corridor Village District zoning classification; and adding the Corridor Village District to the sign regulations

- 1) In ARTICLE 2: DEFINITIONS
Section 2-020 Definitions of Terms

Add:

Retail Sales Establishment. A business having as its primary function the supply of merchandise or wares to the end consumer. Such sales constitute the "primary function" of the business when such sales equal at least eighty (80) percent of the gross sales of the business.

- 2) In ARTICLE 3: ESTABLISHMENT OF ZONING DISTRICTS AND MAP
Section 3-010 Establishment of Zoning Districts

Amend:

- A. The City of Charleston is hereby divided into the following zoning districts:

Abbreviation	District Name
R-2	Single Family Residential District
R-4	Single Family Residential District
R-6	Medium Density Residential District
R-8	High Density Residential District
R-10	Mixed Use Neighborhood District
R-O	Residential-Office District
C-4	Neighborhood Commercial District
C-8	Village Commercial District
C-10	General Commercial District

37	C-12	Shopping Center District
38	CBD	Central Business District
39	UCD	Urban Corridor District
40	<u>CVD</u>	<u>Corridor Village District</u>
41	PMC	Professional and Medical Campus
42	I-2	Light Industrial District
43	I-4	Heavy Industrial District
44	PUD	Planned Unit Development
45		

3) In ARTICLE 3: ESTABLISHMENT OF ZONING DISTRICTS AND MAP
Section 3-050 Permitted Land Uses

Amend:

LAND USE	R-2	R-4	R-6	R-8	R-10	R-O	C-4	C-8	C-10	C-12	CBD	UCD	<u>CVD</u>	PMC	I-2	I-4	PUD	SUPP.
Accessory Structure	A	A	A	A	A	A	A	A	A	A	A	A	<u>A</u>	A	A	A	A	1
Accessory Use	A	A	A	A	A	A	A	A	A	A	A	A	<u>A</u>	A	A	A	A	2
Adaptive Reuse of a Nonresidential Structure	C	C	C	C														50
Airport															C	C		
Alcoholic Beverage Sales for Off-premise Consumption							P	P	P	P	C	P	<u>P</u>					52, 53
Alcohol Beverage Sales, Bar Nightclub, or Private Club							C	C	P	P	C	C	<u>C</u>					52, 53
Alcohol Beverage Sales, Liquor Store							C	C	C	C	C	C	<u>C</u>					52, 53
Alcohol Beverage Sales, Restaurant							C	P	P	P	P	P	<u>C</u>					52
Amphitheater									C		C	C			C			
Amusement Park										P								
Animal Grooming Service (Small Animals)								P	P	P		<u>P</u>	<u>P</u>		P	P		
Animal Grooming Service (Unlimited)										P					P	P		
Animal Hospital/Clinic								P	P	P	P	<u>P</u>	<u>P</u>	C	P	P		8
Animal Shelter															C	P		8
Art Gallery					C	C	P	P	P	P	P	P	<u>P</u>		P	P	P	
Assisted Living Facility			C	C	C	C	P	P	P	P	P	P	<u>P</u>	P			P	45
Association (Charitable/Fraternal/Social)								P	P	P	P	P	<u>P</u>	P				
Auction								C	P	P	C	C			P			19
Automobile Rental or Leasing Establishment								P	P	P	P	<u>P</u>	<u>C</u>					14
Automobile Retail Sales Establishment								P	P	P								14
Automobile Washing or Polishing Establishment								P	P	P	P	<u>P</u>	<u>C</u>		P			14
Automotive Body and Paint Shop									P	P					P	P		14
Automotive Parts, Supplies, or Accessories								P	P	P	P	P	<u>P</u>	P				14
Automotive Repair Establishment								P	P	P	P	<u>PC</u>	<u>C</u>		P			14
Automotive Wrecker Service									C	C					C	P		34
Bakery (retail)							P	P	P	P	P	P	<u>P</u>					
Bakery (wholesale)									P	P		P	<u>P</u>		P			

LAND USE	R-2	R-4	R-6	R-8	R-10	R-O	C-4	C-8	C-10	C-12	CBD	UCD	<u>CVD</u>	PMC	I-2	I-4	PUD	SUPP.
Beauty Salon/Barber Shop					C	C	P	P	P	P	P	P	<u>P</u>					49
Bed and Breakfast Inn			C	C	C	C	C	C	P	P	P	P	<u>P</u>					20
Boarding House (Limited by Intensity of Use)					C	C			C									20
Books or Stationary Establishment							<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>		A				12,13
Bowling Alley								P	P	P								
Broadcasting Station									P		P	<u>P</u>						
Building Materials Sales Establishment-Retail									P	P					P	P		
Building Materials Sales Establishment-Whlse									P	P					P	P		
Bus Garage									P						P	P		
Bus Terminal									P	P	P				P	P		
Campground	C	C																
Carnival, Circus, Fairground, Amusement - Permanent									P	P								
Carnival, Circus, Fairground, Amusement - Transient									P		P				P			
Catering Service Establishment							P	P	P	P	P	P	<u>P</u>	A				
Cemetery		C	C															21
Chemicals - Storage (Tank Farm)															C	C		
Christmas Trees Sales Establishment (Retail)							P	P	P	P	P	P	<u>P</u>	A	P	P		14
Clinic - Medical or Dental					P	P	P	P	P	P	P	P	<u>P</u>	P				
Coin Operated Laundry							P	P	P	P	P	P	<u>P</u>	A	P			
Columbarium - (acc. To Religious Inst.)	A	A	A	A	A	A	A	A	A	A	A	A	<u>A</u>	A			A	2
Community Center	C	C	C	C	C	C	P	P	P	P	P	P	<u>P</u>	A			A	
Community Garden	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P	P	P	P	50
Composting Operation																P		7
Conference Center											P	P	<u>P</u>	P				45
Contractor's Establishment							P	P	P	P	P	P	<u>P</u>		P	P		
Convenience Store, Neighborhood							P	P	P	P	P	P	<u>P</u>					
Correctional Institution															C			
Country Club	C	C															C	
Crematorium (Not part of Funeral Home)								P	P	P	P				P	P		
Dance or Social Club								P	P	P	P	P	<u>P</u>					
Dancing Instruction or Studio							P	P	P	P	P	P	<u>P</u>		P			
Department Store								P	P	P	P	P	<u>P</u>					
Dock, Commercial								C	C	C	C	C	<u>C</u>		C	C		33
Dock, Private	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P	P	P	P	33
Dormitory, Fraternity or Sorority House				C	C	C					P	P	<u>P</u>	P				
Distribution Center															P	P		
Drive-Thru Facility							P	P	P	P	P	<u>P</u>	<u>P</u>	P	P	P		
Drugstore							P	P	P	P	P	P	<u>P</u>	A				
Dry Cleaning and Laundry Services								P	P	P	P	P	<u>P</u>	A	P			
Dwelling, Accessory	P	P	P	P	P	P												
Dwelling, Single Family	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P				
Dwelling, Duplex			P	P	P	P	P	P	P	P	P	P	<u>P</u>	P			P	10
Dwelling, Live-Work Quarters								P	P	P	P	P	<u>P</u>	P	P		P	
Dwelling, Manufactured Home	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P			P	
Dwelling, Mixed Use								P	P	P	P	P	<u>P</u>	P			P	
Dwelling, Modular Home	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P			P	

LAND USE	R-2	R-4	R-6	R-8	R-10	R-O	C-4	C-8	C-10	C-12	CBD	UCD	<u>CVD</u>	PMC	I-2	I-4	PUD	SUPP.
Dwelling, Multi-family Limited			P				P						<u>P</u>	P			P	
Dwelling, Multi-family - Unlimited except by intensity of use				P	P	P		P	P	P	P	P	<u>P</u>	P			P	
Dwelling - Over store							P	P	P	P	P	P	<u>P</u>	P			P	16
Dwelling - Townhouse			P	P	P	P	P	P	P	P	P	P	<u>P</u>	P			P	
Dwelling - Triplex			P	P	P	P	P	P	P	P	P	P	<u>P</u>	P			P	
Educational Institution- College/Univ./Technical					C	C	P	P	P	P	P	P	<u>P</u>	P				45
Educational Institution - Elementary School	C	C	C	C	C	C	P	P	P	P	P	P	<u>P</u>	P				45
Educational Institution - High School	C	C	C	C	C	C	P	P	P	P	P	P	<u>P</u>	P				45
Educational Institution - Middle School	C	C	C	C	C	C	P	P	P	P	P	P	<u>P</u>	P				45
Educational Institution - Nursery or Preschool	C	C	C	C	C	C	P	P	P	P	P	P	<u>P</u>	P				45
Employment Agency								P	P	P	P	P	<u>P</u>					
Exterminating or Fumigating Service Establishment									P	P					P	P		
Factory Built Housing, Sales/Storage Establishment															P			
Family Day Care Facility	A	A	A	A	A	P	P	P	P	P	P	P	<u>P</u>	P			C	22
Family Day Care Adult Facility	A	A	A	A	A	P	P	P	P	P	P	P	<u>P</u>	P			C	22
Family Day Care Home	C	C	C	C	C	C											C	22
Family Day Care Adult Home	C	C	C	C	C	C											C	22
Farm Equipment or Supplies Sales Establishment									P	P					P			14
Farm Products – Raw Materials Sales															P	P		
Financial Service Institutions					P	P	P	P	P	P	P	P	<u>P</u>	A				
Firearms Sales Establishments									P	P	P							
Florist							P	P	P	P	P	P	<u>P</u>	A				
Funeral Establishment with /wo Crematorium								P	P	P	P	P	<u>P</u>		P			
Furniture, Fixtures or Equipment Sales Establishments								P	P	P	P	P	<u>P</u>		P			
Furniture Sales Establishments-Retail							P	P	P	P	P	P	<u>P</u>		P			
Furniture Upholstering, Repairing or Refinishing								P	P	P	P	P	<u>P</u>		P			
Gambling establishment								C	C	P	P	C	<u>C</u>					24
Garage or Carport (Detached)	A	A	A	A	A	A	A	A	A	A			<u>A</u>					1
Garage Sale	A	A	A	A	A	A	A	A	A	A	A	A	<u>A</u>	A	A	A	A	47
Garden Center Establishment							P	P	P	P	P	<u>P</u>	<u>P</u>		P			14
Gasoline Service Station							C	P	P	P			<u>C</u>		P	P		
Gasoline Station and Mini-Mart								P	P	P			<u>C</u>		P	P		
Glass - Cutting, Coating or Tinting Establishment									P	P		<u>P</u>	<u>P</u>		P			
Go-cart Track Facility									C	C					C			44
Golf Course	C	C															C	
Golf Driving Range	A	A							C	C							A	
Government Facility					P	P	P	P	P	P	P	P	<u>P</u>	P	P			45
Greenhouse or Nursery						C			P	P		<u>P</u>	<u>P</u>		P			14, 23
Grocery Store							P	P	P	P	P	P	<u>P</u>					
Group Home			P	P	P	P	P	P	P	P	P	P	<u>P</u>				P	11

LAND USE	R-2	R-4	R-6	R-8	R-10	R-O	C-4	C-8	C-10	C-12	CBD	UCD	<u>CVD</u>	PMC	I-2	I-4	PUD	SUPP.
Group Home, Developmentally Disabled	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P			P	11
Group Housing Development				C	C	C												25
Gymnasium or Athletic Club								P	P	P	P	P	<u>P</u>	A				
Halfway House					C	C					P							6,10
Hardware Sales Establishment							P	P	P	P	P	P	<u>P</u>		P			
Health Spa/Club							P	P	P	P	P	P	<u>P</u>	A				
Helistop/Heliport -									C	C	C			C	C	C		26
Historic or Monument Site	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P	P	P	P	
Home Based Business-Level I	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P			P	4
Home Based Business-Level II	C	C	C	C	C	P	P	P	P	P	C	C	<u>P</u>				C	4
Home Parties or Showings	A	A	A	A	A	A	A	A	A	A	A	A	<u>A</u>	A	A	A	A	47
Hospital or Sanitarium			C	C	P	P	P	P	P	P	P	P	<u>P</u>	P			C	45
Hotel								P	P	P	P	P	<u>P</u>					
Hypermarket										P								14
Indoor Self-Storage Facility								C	C	C					C	C		27
Industrial Equipment Repair Establishment															P	P		
Industrial Park										P					P			
Industrial Service Establishments										P				P	P			
Industrial Supplies Sales Establishment									P	P					P	P		
Instructional Studios							P	P	P	P	P	P	<u>P</u>	P	P			
Interior Decorating Service Establishment							P	P	P	P	P	P	<u>P</u>					
Janitorial Service Establishment									P	P					P	P		
Junkyard																C		28
Kennel-Commercial									P	P								8,29
Laboratories					P	P			P	P	P	P	<u>P</u>	P	P			15
Landfill-Earth	C	C	C	C	C	C	C	C	C	C	C	C	<u>C</u>	C	C	C		30
Landfill - Sanitary		C													C	C		30,48
Library							P	P	P	P	P	P	<u>P</u>	A				
Limousine Service Establishment									P	P	P	<u>P</u>			P			
Livestock or Poultry, Keeping of (Non-Commercial)	C	C	C															31
Locksmith							P		P	P	P	P	<u>P</u>					
Machinery - Repair (small business office /lawn /garden)								P	P	P		P	<u>P</u>		P			
Machinery - Heavy Equipment Sales, Storage, Repair, Rental															P	P		
Machinery - Shop															P	P		
Manufacturing, Heavy																P		
Manufacturing, Light															P	P		
Marina									C	C	C	C	<u>C</u>	C	C			33
Marine Craft Sales/Repair Establishment								P	P	P					P	P		
Mini-Storage Facility															C	C		32
Miniature Golf								P	P	P								
Motel								P	P	P	P	P	<u>P</u>					
Motorcycle - Retail Sales Establishment								P	P	P					P			
Movie Theater -Drive-in (Exc. Adult)									C	P								35
Movie Theater - Indoor (Exc. Adult)								P	P	P	P	P	<u>P</u>					
Museum			C	C	C	C	C	P	P	P	P	P	<u>P</u>					

LAND USE	R-2	R-4	R-6	R-8	R-10	R-O	C-4	C-8	C-10	C-12	CBD	UCD	CVD	PMC	I-2	I-4	PUD	SUPP.
Music - Instruction or Studio							P	P	P	P	P	P	P					
Nursing Home			C	C	P	P		P	P	P	P	P	P	A				36
Office - Apartment Rental Office (20 +units)				A	A	A	A	A	A	A	A	A	A	A			A	
Office - Associated with permitted Ind. use															A	A		
Office - Professional (No display or sale of goods)					P	P	P	P	P	P	P	P	P	P			P	
Office - Business or Professional (Unlimited)					P	P	P	P	P	P	P	P	P	P	P			
Office Park									P	P	P	P		P	P			45
Oil or Gas Well Operation	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	37
Park	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	9
Parsonage (Accessory to Religious Inst.)	A	A	A	A	A	A	A	A	A	A	A	A	A	A				
Parking - Restricted Accessory	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	9,38
Parking - Commercial								C	P	P	P	P	P	P				9
Parking - Public Lot							P	P	P	P	P	P	P	P				9
Parking - Structure								P	P	P	P	P	P	P				
Pawn Shop									P	P	P							
Performing Arts Complex									P	P	P	P	P					
Personal Services Establishment							P	P	P	P	P	P	P					
Pet Shop								P	P	P	P	P	P					
Petroleum - Manufacturing (Refining or related industries)																C		
Petroleum - Storage (Tank farm)															C	C		
Petroleum - Wholesale (Bulk)															P	P		
Photo Finishing Establishment - With on-premise processing								P	P	P	P	P	P		P			
Photography Studio – Commercial or Portrait								P	P	P	P	P	P					
Printing or Publishing Establishment								P	P	P	P	P	P		P	P		
Professional Services Establishment					P	P	P	P	P	P	P	P	P	P			P	
Public Services (Police/Fire)	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	
Quarry															C	C		
Rail Terminal									P						P	P		
Recreational/Sports Facility (Group)								C	P	P	P	P	P	P	P	P		39
Recycling Collection Center															P	P		7
Refuse Incineration											A			A		C		7
Religious Institution (Acc.Day Care Facility)	C	C	C	C	C	C	P	P	P	P	P	P	P	P			P	46
Religious Institution (under 80,000 SF)	C	C	C	C	C	C	P	P	P	P	P	P	P	P			P	45,46
Religious Institution (over 80,000 SF)										P								46
Rental Services - Exc.Heavy Machinery Est.								P	P	P	P	P	P	A				
Research and Development Center								P	P	P	P	P	P	P	P			45
Residential - See Dwellings																		
Restaurant - Without Drive-Thru							P	P	P	P	P	P	P	A				
Restaurant - Fast Food with Drive-Thru								P	P	P	P	P	P					

LAND USE	R-2	R-4	R-6	R-8	R-10	R-O	C-4	C-8	C-10	C-12	CBD	UCD	<u>CVD</u>	PMC	I-2	I-4	PUD	SUPP.
Restaurant - Serving Alcoholic Beverages							C	P	P	P	P	P	<u>C</u>					52
<u>Retail Sales Establishment</u>							<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>					
Reuse of Structure	C	C	C	C														40
Satellite Dish /Antenna (Under 30" dia.-private)	A	A	A	A	A	A	A	A	A	A	A	A	<u>A</u>	A	A	A	A	
Sewage or Solid Waste Disposal																C		41
Sewage Treatment Plant																C		41
Sexually Oriented Business																C		18
Shopping Center								C	P	P	P	<u>P</u>						
Shooting Range (Indoor - Outdoor)									C	C								44
Sign Fabricating or Painting Establishment								P	P	P					P	P		
Sign Fabrication/Painting (2,500 SF-no op.stor.)									P	P								
Signs (Off-Premise)									C							C		
Skating Rink - Indoor/Outdoor									P	P	P	P	<u>P</u>					
Slaughtering																C		8,32
Sports Club										P		P						
Storage Building (Detached)	A	A	A	A	A	A	A	A	A	A	A	A	<u>A</u>	A				
Storage Facility - Indoor Self-Storage								C	C	C					C	C		27
Storage Facility - Mini-Storage															C	C		32
Swimming Pool - Community	C	C	C	C	C	C												42
Swimming Pool - Private	A	A	A	A	A	A	A	A	A	A	A	A	<u>A</u>	A			A	
Taxi Service									P	C					P			
Tattoo Studio/ Body-Piercing								C	P		C		<u>C</u>					5
Telecommunications Facility, Class I	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P	P	P	P	17,23
Telecommunication Facility, Class II	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P	P	P	P	17,23
Telecommunications Facility, Class III	C	C	C	C	C	C	C	C	C	C	C	C	<u>C</u>	C	C	C	C	17,23
Television or Radio Studio									P	P	P	P	<u>P</u>	<u>P</u>	P			
Travel Agency or Bureau							P	P	P	P	P	P	<u>P</u>					
Travel Trailer Park									C									45
Utilities and Equipment, Essential	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P	P	P	P	
Urban Agriculture	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P	P	P	P	50
Urban Farm							C	C	P	P	C		<u>P</u>		P	P	C	50
Utility - Essential Public	P	P	P	P	P	P	P	P	P	P	P	P	<u>P</u>	P	P	P	P	
Warehousing or Storage Yard (Exc. Junkyard)									P	P					P	P		
Waste Disposal-Industrial																C		
Wildlife Preserve	C	C	C															9
Yard Sale	A	A	A	A	A	A	A	A	A	A	A	A	<u>A</u>	A	A	A	A	47
Zoo									C									

4) Add ARTICLE 16: CORRIDOR VILLAGE DISTRICT

ARTICLE 16
CORRIDOR VILLAGE DISTRICT
Contents

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60	<u>Sec. 16-040 Building Height and Width</u>
61	<u>Sec. 16-050 Design Criteria and Performance Standards</u>
62	<u>Sec. 16-060 References</u>
63	<u>Sec. 16-061 Development Standards</u>
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Sec. 16-010 Purpose

The Corridor Village District (CVD) is established to provide a flexible zoning district that works to preserve historic development patterns while still allowing for modern redevelopment to serve adjacent residential neighborhoods with convenient access to goods, services, and employment. This zoning district was originally developed under Urban Renewal efforts aimed at revitalization through reutilization and redevelopment of pedestrian-oriented, long-established, "Main Street" corridors that have experienced disinvestment or dilapidation. The standards of this district are established to provide for additional incentives to encourage the reuse of existing structures thereby preserving their distinctive character, landscape, and historic nature and design within the Corridor Village District (CVD) in accordance with the goals set forth by the Charleston Historic Landmarks Commission and with the City of Charleston Comprehensive Plan while still allowing for redevelopment of vacant parcels in a manner that is more typical of current development patterns. Corridor Village District strives to provide flexibility while maintaining high quality.

Sec. 16-020 Lot Provisions

A. Single Family Dwelling

1. The minimum lot size shall be 4,000 square feet for detached single-family structures.
2. The minimum lot frontage shall be 40 feet for detached single-family structures. The minimum lot frontage for attached rowhouse/townhouse unit when subdivided shall be 20 feet. The frontage requirement may be waived for a parcel not fronting on an existing road if the parcel is served by a proper right-of-way.
3. Maximum lot coverage shall be 60 percent.

B. Multi-family residential uses

1. The minimum lot size shall be 4,000 square feet.
2. The minimum lot frontage shall be 40 feet. The frontage requirement may be waived for a parcel not fronting on an existing road if the parcel is served by a proper right-of-way.
3. Maximum lot coverage shall be 100 percent.

C. Non-residential uses

1. No minimum lot size shall be required.
2. No minimum lot frontage shall be required.
3. Maximum lot coverage shall be 100 percent.

Sec. 15-030 Setbacks

A. Single-Family Residential:

1. The alignment provisions of Sec. 21-020 (C) apply.
2. Side setback: 5 feet; 0 feet for interior walls of a rowhouse/townhouse unit when subdivided.
3. Rear setback: 20 feet
4. Accessory structures shall be located no closer than 3 feet to any rear or side property line.

B. Non-residential and Multi-Family Residential uses:

1. Where the Planning Director finds a clearly prevailing development pattern, the alignment provisions of Sec. 21-020 (C) apply. Where the Planning Director does not find a clearly prevailing development pattern the front setback shall be: Maximum of 15' in order to maintain a clearly defined street edge and allow slight variations in design such as substantial landscaping and street furniture.
2. Side setback: 0 feet
3. Rear setback: 0 feet
4. Accessory structures shall be located no closer than 3 feet to any rear or side property line.

Sec. 16-040 Height and Width

- A. The maximum building height in the CVD district shall not exceed (4) stories or forty-eight (48) feet.**

Sec. 15-050 Design Criteria and Performance Standards

- A. All construction shall substantially conform in street orientation and massing to the character of neighborhood.**
- B. Single family, duplex, and triplex homes shall have substantial front porches oriented toward primary street frontage.**
- C. All conversions of residential structures to non-single-family-residential uses shall maintain those architectural features which distinguish the structure as residential for the purpose of preserving the stability and value of the surrounding residential structures and uses that remain including but not limited to front porches, primary façade window and door fenestration/transparency, and existing front yard landscaped areas.**
- D. New or substantial modification projects shall demonstrate the following:**
1. Primary building entrances shall face and open directly to the primary street frontage or onto the public sidewalk adjacent to the primary street, or onto an outdoor dining area or plaza adjacent to the public sidewalk. Primary building entrances shall be recessed.
 2. Mechanical equipment, satellite dishes, and other utility hardware, whether located on the roof or exterior of the building or on the ground adjacent to it and dumpster areas shall be screened from the public view and with materials identical to or strongly similar to building materials or by heavy landscaping that will be effective in winter or they shall be located so as not to be visible from any public way. In no case shall wooden fencing be used as a rooftop equipment screen. Sliding security gates across the front entrances of structures are prohibited.

Sec. 16-060 Permitted, Accessory and Conditional Uses

See Permitted Land Use Table.

Sec. 16 -061 Development Standards

See Development Standards Table.

Sec. 16-062 Parking

See Article 22.

Special Provision in the CVD:

A. Reduction or elimination of the parking requirements may be allowed if one or more of the following conditions is present:

1. Off-street public parking areas, public parking buildings, or approved accessory parking lots are located within 300 feet of the use.
2. Shared and accessory parking is provided consistent with the criteria in Section 22-060- 04 of the Ordinance.

B. In the case of adaptive reuse of an existing building that has no or limited parking provided the parking requirements shall be waived in order to encourage compatible reuse and mixed use development.

Sec. 16-063 Signage

See Article 23.

Sec. 16-064 Landscaping

See Article 24.

5) **ARTICLE 23 SIGNS**

Amend section 23-080:

Sec. 23-080 On-Premise Signs Permitted in Commercial and Industrial Districts (C-4, C-8, C-10, C-12, CBD, CVD, UCD, PMC, I-2, I-4)

Amend section 23-080-02:

Sec. 23-080-02 Supplemental Regulations for Blade Signs in the CBD, CVD and UCD Districts

Blade signs are permitted in the CBD, CVD and UCD zoning districts provided the following conditions are met:

- A. Such signs may project over a public right-of-way but never into the vehicular travel lane or parking area of a public street.
- B. Shall be at least nine (9) feet above ground level and no more than twelve (12) feet above ground level.
- C. Shall not exceed thirty (36) inches in width and twenty four (24) inches in height, excluding the structural bracket.
- D. Shall not project more than forty-eight (48) inches from the façade of the structure or beyond the curb of any sidewalk, whichever is less.
- E. Shall not be internally illuminated.

Amend Table 23-080.01

Table 23-080.01 On-Premise Signs Permitted in Commercial and Industrial Districts

On-Premise Signs Permitted in Commercial and Industrial Districts (C-4, C-8, C-10, C-12, CBD, CVD, UCD, PMC, I-2 and I-4)				
Type	Maximum Number	Maximum Area	Max. Height	Minimum Setback
Signs Permitted in the C-4 District				
Building Signplates	1 per public entrance	2 sq ft	NA	NA
Shingle Signs	1 per public entrance	4 sq ft	NA	NA
Wall, Awning, Canopy or Marquee Signs	No maximum	24 sq ft + .5 sq ft per linear ft of building frontage over 50 ft	NA	NA
Temporary Signs	1 per business	32 sq ft	4 ft	5 ft from property line
Instructional Signs	Exempt from regulations when in compliance with Sec. 22-080-04.			
Signs Permitted in the C-8, C-10, I-2, I-4 and PMC Districts				
Single Parcel Commercial Establishments				
Building Signplates	1 per public entrance	2 sq ft	NA	NA
Shingle Signs	1 per public entrance	4 sq ft	NA	NA
Wall, Awning Canopy or Marquee Signs	No maximum	1.5 sq ft per linear ft of building frontage	NA	NA
Freestanding Signs	1	50 sq ft	15 ft	5 ft from property line
Temporary Signs	2 per building	32 sq ft	4 ft	5 ft from property line
Instructional Signs	Exempt from regulations when in compliance with Sec. 22-080-04.			
Multi-tenant Commercial Establishments				
Building Signplates	1 per public entrance	2 sq ft	NA	NA
Shingle Signs	1 per public entrance	4 sq ft	NA	NA
Wall, Awning, Canopy or Marquee Signs	1 per building frontage	1.5 sq ft per linear ft of building frontage	NA	NA
Freestanding Signs	1 per lot	50 sq ft + .25 sq ft per linear ft of building frontage	20 ft. 15 ft	5 ft from property line
Temporary Signs	1 per business	32 sq ft	4 ft	5 ft from property line
Instructional Signs	Exempt from regulations when in compliance with Sec. 22-080-04.			
Signs Permitted in the C-12 District				
Single Parcel Commercial Establishments				
Building Signplates	1 per public entrance	2 sq ft	NA	NA
Shingle Signs	1 per public entrance	4 sq ft	NA	NA
Wall, Awning, Canopy or Marquee Signs	No maximum	1.5 sq ft per linear ft of building frontage	NA	NA
Freestanding Signs	1	80 sq ft	35 ft	5 ft from property line
Temporary Signs	2 per building	32 sq ft	4 ft	5 ft from property line
Instructional Signs	Exempt from regulations when in compliance with Sec. 22-080-04.			
Multi-tenant Commercial Establishments				
Building Signplates	1 per public entrance	2 sq ft	NA	NA
Shingle Signs	1 per public entrance	4 sq ft	NA	NA
Wall, Awning, Canopy or Marquee Signs	1 per building frontage	1.5 sq ft per linear ft of building frontage	NA	NA
Freestanding Signs	1 per lot	80 sq ft + .25 sq ft per linear ft of building frontage	40 ft	5 ft from property line
Temporary Signs	1 per business	32 sq ft	4 ft	5 ft from property line
Instructional Signs	Exempt from regulations when in compliance with Sec. 22-080-04.			
Signs Permitted in the CBD, CVD and UCD				
Building Signplates	1 per public entrance	2 sq ft	NA	NA
Blade Signs	1 per public street front entrance	6 sq ft	NA	NA
Wall, Awning, Canopy or Marquee Signs	1 per business per building frontage	1.5 sq ft per linear ft of building frontage*	NA	NA
Monument Signs	1 per building	24 32 sq ft	10 ft	3 ft from property line
Electronic Message Board (when in compliance with section 22-080-05)	1 per building	100 sq ft	18 ft	NA
Temporary Signs	2 per building	32 sq ft	4 ft	Flush against building
Instructional Signs	Exempt from regulations when in compliance with Sec. 22-080-04.			

203
204
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- 6) Renumber articles and sections accordingly
- 7) All prior ordinances or parts of ordinances, inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.



PLANNING, STREETS AND TRAFFIC COMMITTEE

Mary Beth Hoover, Chair

COMMITTEE REPORT

To: Miles Carey, City Clerk

From: Council's Committee on Planning, Streets and Traffic

Date: April 22, 2019

Subject: Bill No. 7804

Your Committee on Planning, Streets and Traffic has had under consideration Bill No. 7804 and attached hereto and made a part thereof.

Your Committee finds:

"The rezoning is consistent with the future land use map which designates this property as "Core Neighborhood"; and Rezoning to R-10 allows for continued beneficial use in pursuit of the comprehensive plan's "Core Neighborhood" goal by allowing for higher density multifamily residential housing in a historic core neighborhood,"

and reports the same to Council with the recommendation that the Bill do pass.

Mary Beth Hoover
Chair

J. L. Plummer

Naomi Bays

Rebecca C. Ceperley

Walter Davis

Chen

Bill No. 7804

Introduced in Council

Passed by Council

March 4, 2019

Introduced by

Referred to

Robert Sheets

Planning, Streets and Traffic Committee,
Municipal Planning Commission

Bill No. 7804 - Amending the Zoning Ordinance of the City of Charleston, West Virginia, enacted the 1st day of January 2006, as amended, and the map made a part thereof, by rezoning from an R-6 district to an R-10 district, those certain six lots land situate at 1420 Lewis Street, 1426 Lewis Street, 601 Ruffner Avenue, 603 Ruffner Avenue and 605 Ruffner Avenue, Charleston, West Virginia.

Be it Ordained by the City Council of the City of Charleston, West Virginia:

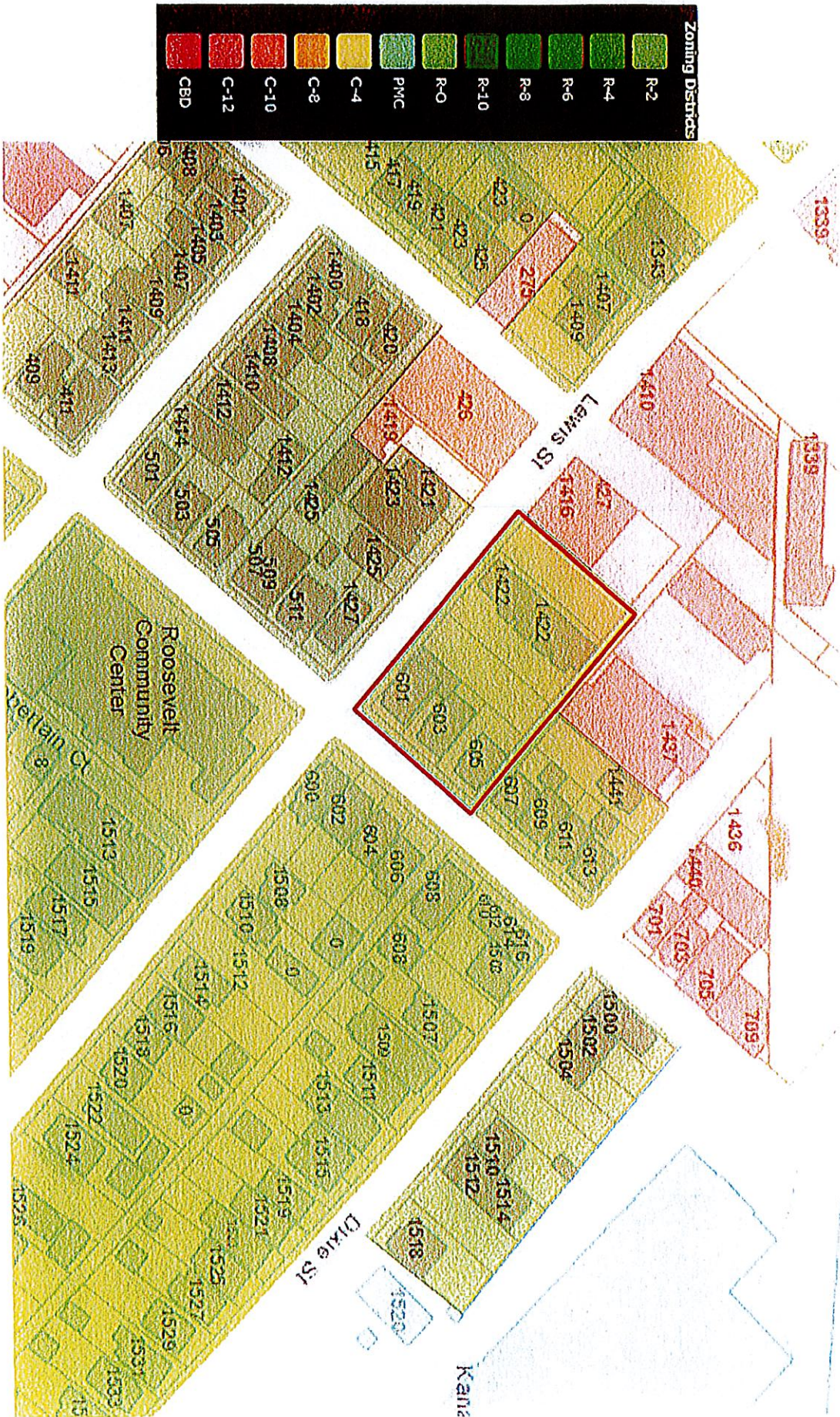
1 1. The Zoning Ordinance of the City of Charleston, West Virginia, enacted
2 the 1st day of January 2006, as amended, is hereby amended by rezoning from an
3 R-6 district to an R-10 district the whole of the following described parcels of
4 land:

5
6 Parcels Nos. 293, 294, 295, 296, 297 and 298 as shown on Charleston East
7 Tax Map No. 21. Said tax map is of record in the Planning Office.

8
9 2. The Zoning Map, attached to and made a part of said Zoning Ordinance, is
10 hereby amended in accordance with Article 27 of this ordinance.

11
12 3. All prior ordinances, or parts of ordinances, inconsistent with this
13 ordinance are hereby repealed to the extent of such inconsistency.
14

Exhibit 1: Zoning Map Excerpt



PETITION TO REZONE FROM R-6 TO R-10
SIX LOTS ON LEWIS STREET AND RUFFNER AVENUE
CHARLESTON, WEST VIRGINIA

TO THE MAYOR AND COUNCIL
OF THE CITY OF CHARLESTON, WEST VIRGINIA

I.

The Petitioner, East West Apartments LP, is the contract optionee for the purchase of four lot contiguous lots depicted and shown in the office of the Assessor of Kanawha County, West Virginia, on 2018 Charleston East Tax Map 21 Parcels 295, 296, 297, and 298. Parcels 295, 296, 297, and 298 are titled and assessed in the name of Clark Land LLC, the contract optionor for the sale of these four lots. Clark Land LLC has consented to this Petition. (Darrell Rolston is the principal and representative of Clark Land LLC. His telephone number is (304) 345-0500.)

Parcel 295 has a common street address of 1426 Lewis Street. Parcels 296, 297, and 298 have common street addresses of 601, 603 and 605 Ruffner Avenue.

The Clark Land LLC lots currently are vacant.

Charleston East Tax Map 21 Parcel 294 is titled and assessed in the name of Buff Apartments LLC with a mailing address of 1422 Lewis Street, Charleston, West Virginia 25301. The Buff Properties LLC lot currently contains five adjacent apartments. The common street address is 1422 Lewis Street. Buff Apartments LLC has consented to the Petitioner's request to re-classify Parcel 294. Shane Wilson of Buff Properties LLC is the principal.

Charleston East Tax Map 21 Parcel 293 is titled and assessed in the name of MBT Properties LLC with a mailing address of P. O. Box 3750, Charleston, West Virginia 25337. The common street address is 1420 Lewis Street. The MBT Properties LLC lot currently is vacant. The Petitioner has not as of the date of this Petition communicated with MBT Properties LLC about the Petitioner's request to re-classify Parcel 293.

Parcels 293, 294, 295, 296, 297, and 298 currently are classified as R-6 on the Official Zoning Map of the City of Charleston, West Virginia.

To the south of the six lots, the majority of the block bounded by Lewis Street and Ruffner Avenue are classified as R-10. To the west, a large number of parcels are classified as C-10. The parcels north of Parcels 293 and 294 are classified as C-10.

The parcels north and east of Parcels 295, 296, 297, and 298 are classified as C-6.

II.

The Petitioner desires the City of Charleston to re-classify the six lots from an R-6 zone to an R-10 zone. The Clark Land LLC lots are vacant within a block of single-family residences. The Petitioner, through East West Apartments LP, has obtained financing using the Low-Income Housing Tax Credit program and other sources of funds to construct and operate, in the aggregate 10 multi-family townhouses, including eight two-bedroom and two three-bedroom townhouses on the four lots.

A preliminary sketch of the site plan for the proposed development is attached; however, the site design is subject to change in configuration of the units.

Simultaneously with this Petition, the Petitioner seeks, through an application for a minor subdivision, to merge of Parcels 295, 296, 297, and 298, each containing 4,000 square feet, more or less, into a single lot containing nearly 16,000 square feet, more or less. Access to a parking field for the 10-unit residential development will be through and by the city-owned alley, one the northeast corner of the merged parcel.

III.

The applicable sections of the Zoning Ordinance are Sections 6-010 through 6-060 for R-6 and Sections 8-010 through 8-060 for R-10

Re-zoning all of the parcels from R-6 to R-10 would conform to the Comprehensive Plan of the City of Charleston (2013) at 17.

The Comprehensive Plan's Overall Neighborhood Goals and the Future Land and Character Map states: "Promote appropriate and compatible in-fill development"; "Provide housing to match the varied needs and income levels of the present and future population . . ."; and "Provide housing to match the varied needs and income levels of the present and future population . . ." p. 11.

The re-zoning from R-6 to R-10 would satisfy or meet one of the identified Opportunities and Challenges: "Develop higher density residential to the north of Washington Street." p. 18. The parcels, as re-zoned to R-10, would be compatible with the R-10 district to the south across Lewis Street.

This is particularly illustrated in that the Petitioner's lots are small lots that currently do not conform to the Zoning Ordinance for single-family, duplex, triplex and multi-family dwellings at 5,000 square feet. See Section 6-020. Each of the Petitioner's lots is slightly less than 4,000 square feet. The same is true for MBT Properties LLC's lot, which is slightly less than 4,000-square feet and

currently does not conform to the minimum lot size of 5,000 square feet in an R-6 district.

(Buff Apartments LLC is contains 10,720 square feet, more or less, and currently conforms to Section 6-020.)

The parcels are located in the East End north of Washington Street, a Traditional Core Neighborhood. "As to Traditional Core Neighborhood: Duplexes, triplexes and multi-family units may respect the character of the surrounding urban, historic fabric, while large-scale modern multifamily is less appropriate."

If the Petitioner's parcels remained classified as R-6, they would be unsuitable for the proposed housing development or for any residential development, including single-family detached houses. That is to say, the Petitioner's lots individually cannot each be redeveloped for any form of residential use if they remain classified as R-6.

Re-classifying the Petitioner's parcels to R-10 is the least restrictive district under the Zoning Ordinance in order to develop them for the Petitioner's proposed 10-unit project.

IV.

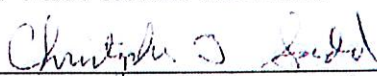
Robert Sheets, Council Member for Ward 8, has consented to sponsor the bill to re-classify the parcels from R-6 to R-10.

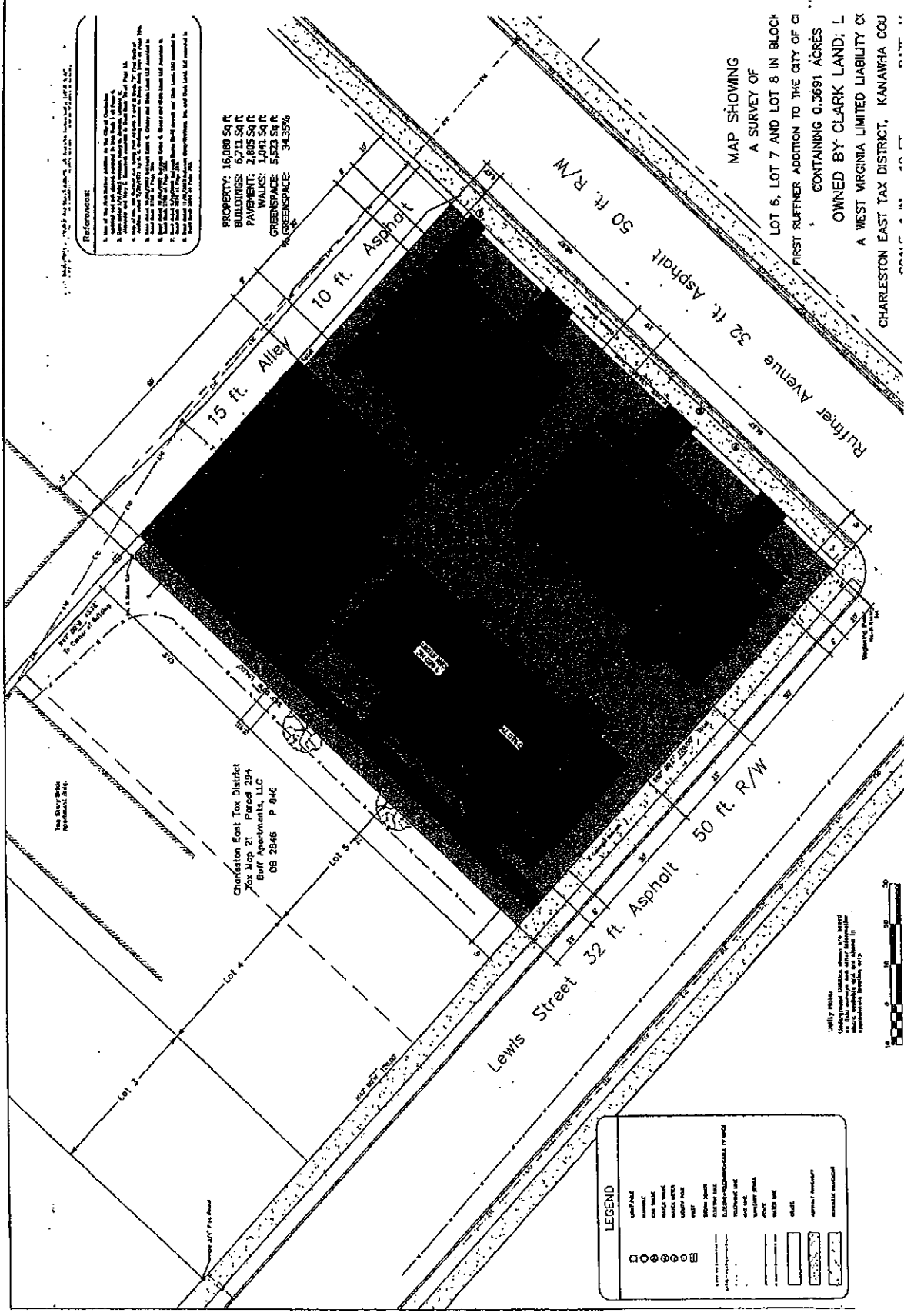
Attached hereto is a bill to accomplish the rezoning, a list of property owners who own property within 250 feet of the subject lots, a map of the subject lots, and a filing fee in the amount of \$125.00.

Respectfully submitted
this 11th day of February, 2019

EAST WEST APARTMENTS LP

By:


Christopher T. Sadd, its representative
(281) 216-3972



March 6, 2019

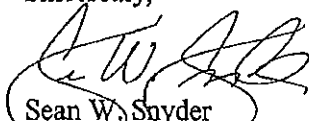
City of Charleston
Municipal Planning Commission
915 Quarrier Street
Charleston, WV 25301

To Whom It May Concern:

I am writing in reference to a letter that I recently received regarding the Public Hearing taking place today, March 6, 2019 regarding Rezoning from an R6 district to an R10 district, the six lots situated at 1420 Lewis Street, 1426 Lewis Street, 601 Ruffner Avenue, 603 Ruffner Avenue, and 605 Ruffner Avenue, Charleston, WV.

As a nearby property owner and resident of the neighborhood, I am adamantly opposed to any rezoning of our neighborhood to allow for the construction of multi-family rental housing units as proposed with this project. I believe that construction of such multi-family rental housing units in our neighborhood would change the character of the neighborhood, leading to additional residents, traffic, increased safety and crime issues. There are already multiple apartment buildings in very close proximity to the proposed construction area, and with creation of additional units, the area cannot sustain the additional population and all that it would bring. There are already issues with congested traffic and lack of parking in the area of the East End Community Resource Center – Roosevelt. We are also experiencing increased crime in terms of property damage, drug use and manufacture, theft, by folks moving through the neighborhood. I feel that the rezoning of this property and construction of additional multi family, low income housing, would negatively impact our neighborhood and lead to many of the same issues that we have worked hard to overcome in recent years.

Sincerely,



Sean W. Snyder
PO Box 6902
Charleston, WV 25362
(304) 993-6068

507-509 Ruffner Avenue



Michelle Johnson
1527 Lewis Street
Charleston, WV 25311
Phone (304) 561-8997

March 15, 2019

Mayor Amy Goodwin
501 Virginia Street East
Charleston, WV 25301

RE: Low income housing unit application for zoning on the corner of Ruffner and Lewis Street, parking fees for street sweeper, crime on the east end and elimination of trash bags

Dear Mrs. Goodwin:

This letter concerns the current request for zoning of a low-income housing unit on the corner of Ruffner and Lewis Street on the East End of Charleston, parking fees for street sweeper, crime on the East End, vacant buildings, trash and elimination of trash bags.

First of all, I would like to express my appreciation and admiration of the East End of Charleston. Both sides of Washington Street on the East End have beautiful historic homes and the East End preserved is a jewel, most of the historic homes are irreplaceable and an attraction for businesses, tourism and educated hard working individuals. The downtown areas of other cities such as Columbus Ohio have been renovated and are highly desirable places to live. The City of Charleston would be wise to preserve these historic homes. If the homes or apartments have fallen into such disrepair that they cannot be renovated then they should be torn down as these abandoned buildings have merely been places for people to gather who are up to no good.

Some forward-thinking individuals, like Mr. Clark and his workers, have been busy renovating the homes on the East End, in fact they are renovating a home across the street from me and renovated a four-unit apartment building. Their work is exquisite and the end result is an affordable home that can be purchased by middle to low middle-income households. The city counsel should see what can be done with these dilapidated homes and buildings while preserving their historical value and appearance. These renovations will only serve to help the city of Charleston.

The East End of Charleston seems to be getting more than their fair share of homeless shelters, drug shelters, public housing HUD and the list is endless. Charleston has also attracted many out of town drug addicts and has become the Hawaii for the Homeless. Combine that with all the free services here and broken-down abandoned buildings and what we have is a crime infested city full of drug addicts. It's no wonder that Charleston was voted one of the unhappiest cities in the county. I don't understand how this city could have spent 100 million dollars on the Civic Center and left the city in such a dilapidated condition. The Charleston businesses have

been paying outrageous taxes that some consider unconstitutional, the parking fees and tickets have gone up and the poor Town Center Mall has suffered as have many businesses who either sold out, went bankrupt or moved.

I have lived on the other side of Washington Street on the East End and it's bad there also. I lived on Quarrier Street and I personally know of several vehicles that were broken into. Recently I'm aware of two B&E on Lee Street. I called the police for a gentleman who I assumed was flipping out on drugs taking off his clothes and running out into the middle of Lee street by the post office throwing his clothing and shoes at cars and putting them back on again and doing it all over again. He was acting very aggressive towards the vehicles and was a danger to himself and the drivers. The entire East End, downtown and West End are affected by what happens in the area. Certainly, people from Lewis Street are able to walk to Virginia Street, Quarrier Street, Lee Street and Kanawha Avenue to commit crimes and walk to town. On my end of Washington street, crime has become intolerable. On Dixie Street the police took out hundreds of guns stolen items and drugs about a year ago. There was also some form of shooting on Dixie Street not long ago. On Lewis Street, recently, a house was shot up with children in it, a home was broken into and the basement was set on fire according to the news. I have been told that there were overdoses and at least one overdose death on my street. I have personally contacted the health department to pick up needles in my front yard, the lady's yard across the street from me and in the City Park on Dixie Street.

The physical condition of some of the people here is so shocking that several people called the police concerned that the individual may be overdosing. I've seen this on Ruffner and in the park. People have set up camp everywhere in the abandoned buildings as you can see their clothes hanging out and sometimes tents down by the rail road tracks. You see their clothes, shopping carts, broken glass and garbage everywhere. People have entered my neighbors' back yards through their gates without their knowledge and we have called the police when at least three people have entered an outbuilding on Jackson Street. My neighbor on Lewis Street had her vehicle broken into, my nice expensive truck was hit and no one stopped. My other neighbor had an expensive package stolen off her porch as witnessed by employees working on the gas line. Another Lewis Street neighbor's house was robbed I was told people set up camp in his house when he was away on military leave and were just toting everything away like they owned it. The neighbor across the street from me witnessed her friend's BMW broken into and an attempt to steal it, but she stopped them. People were living in a boat sitting in her yard and garbage was everywhere. According to my neighbor, she was picking up human feces in her yard. Upon information and belief, there has been a lot of drugs around Lewis, Dixie and Thompson Streets. There was a house burnt down on Jackson Street and less than a month ago, the police were called for what looked like a break in on the next street west of Ruffner.

The East End needs help especially on my end of Washington Street and we can not take any more disturbances. The church is taking all the green space up for parking on Thompson Street and now some of the only empty lots left are going to be occupied by low income housing. Low Income Housing was meant for diversification. The East End of Charleston is already diversified. The cities Low Income Housing units, Rehabs and Shelters should be equally disbursed throughout the city. South Hills could use the diversification of a Low-Income Housing Unit.

Lewis Street does not have the parking to accommodate a low-income housing unit. The 1500 block of Lewis Street has seven occupied apartment units for which I believe only one has parking in the back. The police also take up a good deal of parking on Lewis Street as does occupants of the Roosevelt Center. The 1400 block of Lewis Street has many apartments, no parking for the apartments and several businesses. Beginning April 1, 2019, the street sweeper will twice weekly sweep the streets until November. All the cars will have to move their vehicles to the other side of the street twice a week or receive a ticket. The city has doubled the tickets from \$25 to \$50 per parking ticket that I believe will double after ten days. Lewis Street doesn't have enough parking now without a low-income housing unit. Even if the housing unit has one parking spot for each apartment, that's not nearly enough considering visitors and that some households may have up to four vehicles.

Finally, I am objecting to the low-income housing unit on the corner of Ruffner and Lewis Street because I believe it will lead to more crime, excessive parking tickets and devalue my home and my neighborhood. Placement of this unit is a violation of my due process rights by the city and an unlawful taking. We are being offered nothing in return for all the negative consequences of zoning on Lewis Street for a Low-Income Housing Unit. Our neighborhood has had enough. By the way, eliminating the trash bags is only going to make matters worse. There are clothes, shopping carts, broken glass all over. People set up camp down by the rail road tracks in the vacant buildings and hang their clothes out and throw trash all over. I don't believe these people are living outside because housing isn't available. Our water bills are some of the highest in the country and the trash and sewage is much more expensive than Columbus according to my brother. If the city eliminates the trash bags, it can only make matters worse. I rent office space on the West End and its bad there also so much that I'm afraid to stay late. The urban outdoorsmen have decided to live on the office porch, in the alley, parking lots and etc. Upon information and belief, an entire house next to my building was used to store stolen items and it was eventually torn down. The police can't fix this problem alone.

Respectfully Submitted,

Michelle Johnson

Cc:



PLANNING, STREETS AND TRAFFIC COMMITTEE

Mary Beth Hoover, Chair

COMMITTEE REPORT

To: Miles Carey, City Clerk

From: Council's Committee on Planning, Streets and Traffic

Date: April 22, 2019

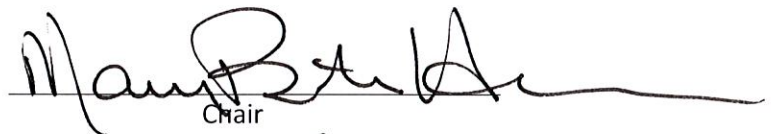
Subject: Bill No. 7807

Your Committee on Planning, Streets and Traffic has had under consideration Bill No. 7807 and attached hereto and made a part thereof.

Your Committee finds:

"The amendments will streamline the public notification process, save mailing costs, and reduce inconvenience of real property owners receiving notice while maintaining best practices for notification,"

and reports the same to Council with the recommendation that the Bill do pass.


Chair


J. Z. Rhue


Naomi Bays


Rebecca C. Copeley


K. L. Smith


Chad A. [unclear]

Bill No. 7807

Introduced in Council:

April 1, 2019

Introduced by:

Mary Beth Hoover

Passed by Council:

Referred to:

**Planning, Streets and Traffic
Committee
Municipal Planning Commission**

Bill No. 7807 - Amending the Zoning Ordinance of the City of Charleston, West Virginia, adopted January 1, 2006, as amended, by clarifying notification requirements for petitions related to land use in the City of Charleston and eliminating a development standard related to parking in the C-8 Village Commercial District.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CHARLESTON, WEST VIRGINIA

The Zoning Ordinance for the City of Charleston, West Virginia, effective January 1, 2006, is hereby amended as follows: by clarifying written notification requirements for petitions related to land use and eliminating a development standard requiring 80% of all required parking spaces to be behind the front building line in the C-8 Village Commercial District.

1) In Article 28 Amendments to the Text and Zoning Map

Sec. 28-030 Application Procedures

A. Amendment to the Zoning Map Initiated by Petitioner

1. A request for rezoning of property shall be filed in a format prescribed by the Planning Department. ~~The request shall include a list of the property owners' names and addresses located within 250 feet of the affected area, including the subject property, as of record in the Office of the Kanawha County Assessor. The applicant must also submit the tax map and parcel numbers for the list of properties.~~ In order to defray, in part, the expenses connected with the application, a filing fee in the amount of \$125.00 shall be submitted with the application.
2. The Planning Department will conduct a formal review of the completed application.
3. The Planning Department will publish a legal advertisement describing the request for rezoning in a local newspaper of general circulation at least fifteen (15) days prior to the scheduled public hearing before the Planning Commission. ~~Notification to the property owners located within 250 feet of the affected property shall be mailed no later than ten (10) days prior to the public hearing.~~ The Planning Director shall notify the owners of record most recently provided by the Kanawha County Tax Assessor of properties located within 250 feet of the affected property no later than ten (10) days prior to the public hearing.
4. The Planning Director shall cause official zoning notification signs to be placed in a prominent location on the property notifying that an application for rezoning has been made.

32 B. Amendments Initiated by the Governing Body

33 When an amendment to the Zoning Ordinance involves a change in the zoning classification or
34 dwelling unit density of any parcel of land, the governing body shall, no later than 30 days
35 before the public hearing:

- 36 1. Give written notice by certified mail to the landowner(s) whose property is directly involved
37 in the proposed amendment; and
38 2. Publish notice of the proposed amendment in a local newspaper of general circulation as a
39 Class II-0 legal advertisement.

40
41 2) In Article 29 Conditional Uses

42 Sec. 29-020 Application for Conditional Use Approval

43 A. The applicant shall file a formal and complete application for a conditional use permit with
44 the Planning Department. The application shall include:

45 1. A preliminary site plan which demonstrates the overall site layout and building
46 locations, parking areas and circulation, access and egress locations, setbacks and buffer
47 areas, lighting, landscaping, signage and the location and extent of existing development
48 on adjacent parcels.

49 ~~2. A list of the property owners' names and addresses located within 250 feet of the~~
50 ~~affected area, as of record in the office of the Kanawha County Tax Assessor. The~~
51 ~~subject property also shall be included in the affected area.~~

52 ~~3.2.~~ Any other information deemed helpful by the applicant or necessary by the
53 Planning Director to explain the nature of the proposed use and its consistency with the
54 standards established by this article for conditional use permits.

55 ~~4.3.~~ A filing fee in the amount of \$125.00. The purpose of the fee shall be to defray, in
56 part, the expenses connected with the application.

57 B. The Planning Director will conduct a formal review of the complete application. As part of the
58 formal review process, the Planning Director will notify appropriate agencies and request
59 summaries of agency reviews.

60 C. The Planning Director shall publish a legal advertisement describing the request for a
61 conditional use permit in a local newspaper of general circulation at least fifteen (15) days prior
62 to the scheduled public hearing before the Board.

63 D. The Planning Director shall notify the owners of record most recently provided by the
64 Kanawha County Tax Assessor of properties located within 250 feet of the affected property no
65 later than ten (10) days prior to the public hearing. The Planning Director shall also cause a sign
66 to be posted and maintained on the subject property notifying area property owners and
67 residents that a request for a conditional use permit for the property has been made.

68 ~~D. E.~~ The Board shall hold a duly scheduled public hearing to review the complete site plan and
69 application for the conditional use permit request.

70 ~~E. F.~~ If the conditional use permit is granted by the Board, the applicant receives approval and is
71 formally notified in writing by the Planning Department.

72 ~~F. G.~~ If the conditional use is denied by the Board, the applicant is formally notified in writing of

the denial and the right to appeal the decision to the Circuit Court of Kanawha County within thirty (30) days.

3) In Article 30 Zoning Variances

Sec. 30-020 Application for Variance

A person desiring a variance from the terms of the Zoning Ordinance shall submit a written application for a variance request with the Planning Director. An application for a variance request shall be made on forms available at the Planning Department and shall describe the specific ~~use of~~ standard from which the variance is sought. In addition, the application request shall include a copy of a site plan, drawn to an appropriate scale, which shows:

- A. The subject property
- B. The location of all existing and proposed buildings, structures and improvements to be made to the subject property
- C. Accurate dimensions of the parcel, buildings, parking areas and ingress/egress driveways
- D. Location, right-of-way and pavement width of all streets adjacent to the subject property
- E. Any other relevant information required by the Planning Director.

The application shall also be accompanied by:

~~A. Names and addresses of all property owners within 100 feet of the subject property; and,~~

~~B. A.~~ The appropriate filing fee. In order to defray, in part, the expenses connected with the application a filing fee in the amount of \$125.00 shall be submitted with the application.

~~C. B.~~ Any other relevant information required by the Planning Director.

Sec. 30-030 Procedures for Variance Approval

D. Notice of the Board hearing on the application for variance approval shall be published in a local newspaper of general circulation at least thirty (30) days prior to the hearing. ~~Notification of the property owners located within 100 feet of the affected property shall be performed no later than 10 days prior to the hearing. The Planning Director shall notify the owners of record most recently provided by the Kanawha County Tax Assessor of properties located within 100 feet of the affected property no later than ten (10) days prior to the public hearing. Concurrently, the~~ The Planning Director shall also cause a sign to be posted and maintained on the subject property notifying area property owners and residents that a request for a variance for the property has been made.

4) In Article 11 C-8 Village Commercial District

Sec. 11-050 Performance Standards

- A. All construction shall substantially conform in street orientation and massing to adjacent structures, except where this shall cause conflict with other provisions.

B. Duplex and triplex homes are encouraged to have substantial front porches oriented toward primary street frontage. Covered front porches shall not count toward the permitted maximum lot coverage.

~~C. Eighty percent of all required parking spaces shall be located behind the front building line.~~

~~D.C.~~ Open storage is restricted to automobile sales establishments and garden centers.

~~E.D.~~ Maximum gross square footage of commercial structures is limited to 30,000.

- 5) All prior ordinances or parts of ordinances, inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.



PLANNING, STREETS AND TRAFFIC COMMITTEE

Mary Beth Hoover, Chair

COMMITTEE REPORT

To: Miles Carey, City Clerk

From: Council's Committee on Planning, Streets and Traffic

Date: April 22, 2019

Subject: Bill No. 7808

Your Committee on Planning, Streets and Traffic has had under consideration Bill No. 7808 and attached hereto and made a part thereof.

Your Committee finds the following:

"The rezoning is consistent with the future land use map despite being designated as "Rural Neighborhood". The property is largely isolated from the rural neighborhood areas $\frac{3}{4}$ of a mile away on Chesterfield Avenue. The property shares characteristics with the adjacent "Regional Commercial" land use area along MacCorkle Avenue,"

and reports the same to Council with the recommendation that the Bill do pass.

Mary Beth Hoover
Chair

J. L. Plummer

Nashin Bay

Rebecca C. Cepelley

William R. Harts

Chad Orr

Bill No. 7808

Introduced in Council:

April 1, 2019

Introduced by

Will Laird

Passed by Council

Withdrawn May 1, 2019

Referred to

**Planning, Streets and Traffic
Committee**

Municipal Planning Commission

Bill No. 7808 - Amending the Zoning Ordinance of the City of Charleston, West Virginia, enacted the 1st day of January 2006, as amended, and the map made a part thereof, by rezoning from an R-6 & R-8 district to an I-2 district, Part-of-Parcels Nos. 2, 3, and 4, South Annex Tax Map No. 71 and Parcel 1 on South Annex Tax Map No. 72, more specifically shown on the attached plat dated March 25, 2019 by Richard E. Kinder Jr., P.S, Chesterfield Avenue, Charleston, West Virginia.

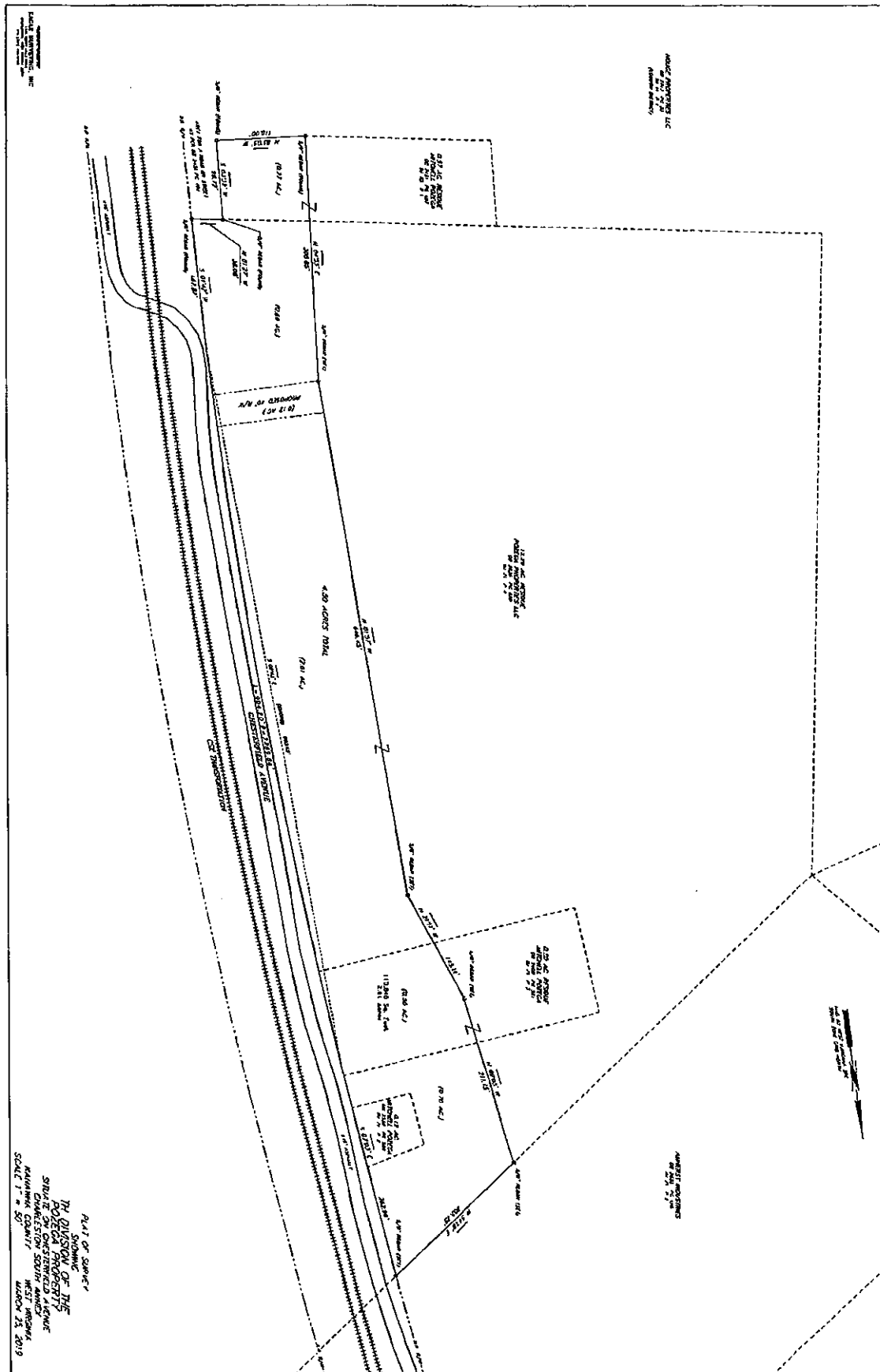
Be it Ordained by the City Council of the City of Charleston, West Virginia:

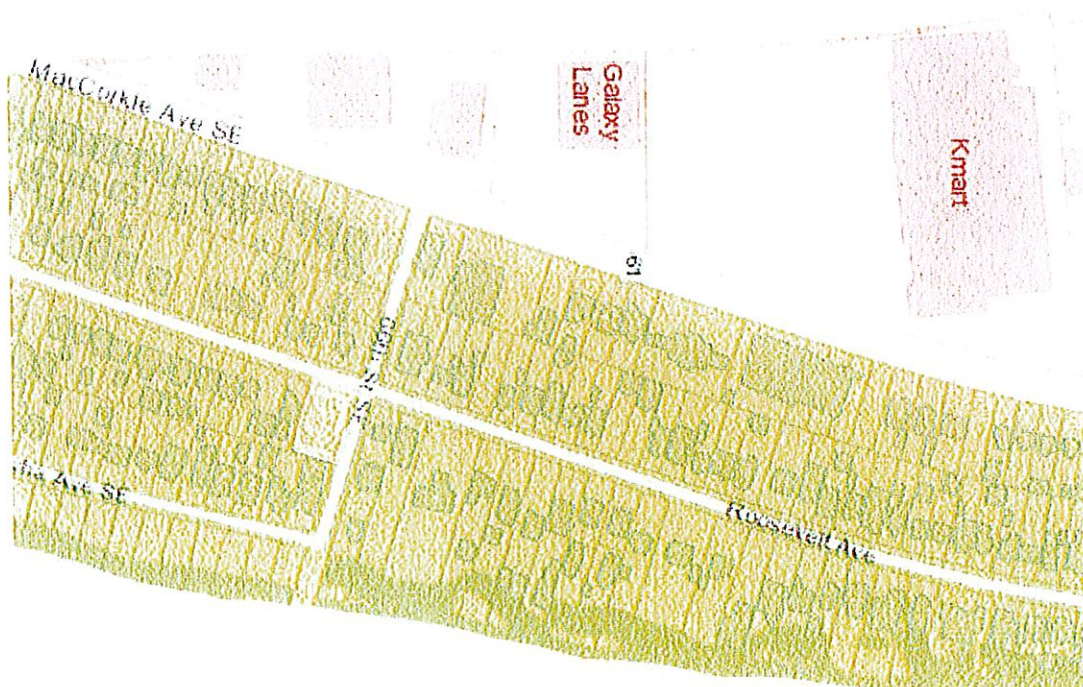
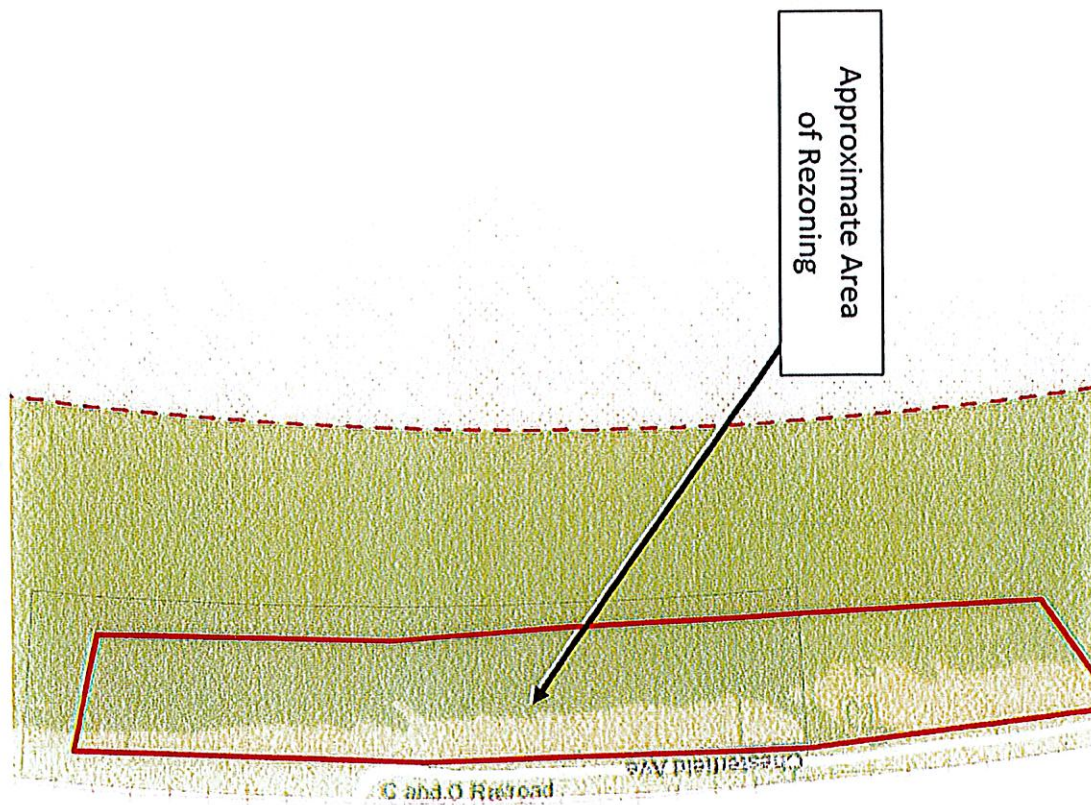
1 1. The Zoning Ordinance of the City of Charleston, West Virginia, enacted
2 the 1st day of January 2006, as amended, is hereby amended by rezoning from an
3 R-6 & R-8 district to an I-2 district the whole of the following described parcels
4 of land:

5
6 Part-of-Parcels Nos. 2, 3, and 4, South Annex Tax Map No. 71 and Parcel
7 1 on South Annex Tax Map No. 72, more specifically shown on the
8 attached plat dated March 25, 2019 by Richard E. Kinder Jr., P.S. Said tax
9 maps are of record in the Planning Office.

10
11 2. The Zoning Map, attached to and made a part of said Zoning Ordinance, is
12 hereby amended in accordance with Article 27 of this ordinance.

13
14 3. All prior ordinances, or parts of ordinances, inconsistent with this
15 ordinance are hereby repealed to the extent of such inconsistency.
16







PLANNING, STREETS AND TRAFFIC COMMITTEE

Mary Beth Hoover, Chair

COMMITTEE REPORT

To: Miles Carey, City Clerk

From: Council's Committee on Planning, Streets and Traffic

Date: April 22, 2019

Subject: Bill No. 7809

Your Committee on Planning, Streets and Traffic has had under consideration:

Bill No. 7809 - A Bill to establish a Stop intersection on Grove Avenue at Costello Street by placing a stop sign on the corner of Grove Avenue and amending the Traffic Control Map and Traffic Control File, established by the code of the City of Charleston, West Virginia, two thousand and three, as amended, Traffic Laws, Section 263, Division 2, Article 4, Chapter 114, to conform therewith,

and reports the same to Council with the recommendation that the Bill do pass.

Mary Beth Hoover
Chair

J. L. Plummer

Naomi Bays

Rebecca C. Cepelley

William R. Lantz

Chris Plummer

1 **Bill No. 7809**

2 Passed by Council:

3 Introduced in Council:

4 **April 1, 2019**

5 Introduced by:

Referred to:

6 **Jeanine Faegre**

Planning, Streets and Traffic

7
8
9
10 **Bill No. 7809** - A Bill to establish a Stop intersection on Grove Avenue at Costello
11 Street by placing a stop sign on the corner of Grove Avenue and amending the Traffic
12 Control Map and Traffic Control File, established by the code of the City of Charleston,
13 West Virginia, two thousand and three, as amended, Traffic Laws, Section 263, Division
14 2, Article 4, Chapter 114, to conform therewith.

15
16 **Be it Ordained by the Council of the City of Charleston, West Virginia:**

17 Section 1. Stop intersection on Grove Avenue at Costello Street by placing a stop sign
18 on the corner of Grove Avenue

19 Section 2. The Traffic Control Map and Traffic Control File, established by the code
20 of the City of Charleston, West Virginia, two thousand and three, as amended, Traffic
21 Laws, Section 263, Division 2, Article 4, Chapter 114, shall be and
22 hereby are amended, to conform to this Ordinance.

23
24 Section 3. All prior Ordinances, inconsistent with this Ordinance are hereby
25 repealed to the extent of said inconsistency.



PLANNING, STREETS AND TRAFFIC COMMITTEE

Mary Beth Hoover, Chair

COMMITTEE REPORT

To: Miles Carey, City Clerk

From: Council's Committee on Planning, Streets and Traffic

Date: April 22, 2019

Subject: Bill No. 7810

Your Committee on Planning, Streets and Traffic has had under consideration:

Bill No.7810 - A Bill to establish an All-Way Stop intersection at the intersection of Maefair Drive and Wilkie Drive and amending the Traffic Control Map and Traffic Control File, established by the code of the City of Charleston, West Virginia, two thousand and three, as amended, Traffic Laws, Section 263, Division 2, Article 4, Chapter 114, to conform therewith,

and reports the same to Council with the recommendation that the Bill do pass.


Chair







1 **Bill No. 7810**

3 Introduced in Council

Passed by Council:

4 **April 1, 2019**

5 Introduced by:

Referred to:

6 **Joseph Jenkins**

Planning, Streets and Traffic

8
9 **Bill No.7810** - A Bill to establish an All-Way Stop intersection at the intersection of
10 Maefair Drive and Wilkie Drive and amending the Traffic Control Map and Traffic
11 Control File, established by the code of the City of Charleston, West Virginia, two
12 thousand and three, as amended, Traffic Laws, Section 263, Division 2, Article 4,
13 Chapter 114, to conform therewith.

14 **Be it Ordained by the Council of the City of Charleston, West Virginia:**

15 Section 1. All-Way Stop intersection at the intersection of Maefair Drive and Wilkie Drive

16 Section 2. The Traffic Control Map and Traffic Control File, established by the code
17 of the City of Charleston, West Virginia, two thousand and three, as amended, Traffic
18 Laws, Section 263, Division 2, Article 4, Chapter 114, shall be and
19 hereby are amended, to conform to this Ordinance.

20
21 Section 3. All prior Ordinances, inconsistent with this Ordinance are hereby
22 repealed to the extent of said inconsistency.



PLANNING, STREETS AND TRAFFIC COMMITTEE

Mary Beth Hoover, Chair

COMMITTEE REPORT

To: Miles Carey, City Clerk

From: Council's Committee on Planning, Streets and Traffic

Date: April 22, 2019

Subject: Bill No. 7814

Your Committee on Planning, Streets and Traffic has had under consideration Bill No. 7814 and attached hereto and made a part thereof.

Your Committee finds the following:

"The right of way is a dead-end street which is no longer serves as a part of pattern of streets which will not negatively impact traffic flow; The maintain property will be transferred from one public entity to another; and The City will no longer have to maintain the road or have the liability,"

and reports the same to Council with the recommendation that the Bill do pass.

Mary Beth Hoover
Chair

J L Plunk

Naomi Bays

Rebecca C. Caperley

William R. Rainey

Chlorine

1 **Bill No. 7814:**

2
3 **Introduced in Council:**

4
5 **April 15, 2019**

6
7 **Introduced by:**

8
9 **Mary Beth Hoover**

Adopted by Council:

Referred to:

**Planning, Streets and
Traffic Committee**

10
11
12
13
14 **Bill No. 7814** - A Bill closing, abandoning and discontinuing as a public street a portion of
15 the Jefferson Street located at the end of Jefferson Street at the State Capitol Complex,
16 and transferring ownership to the State of West Virginia Department of Administration.
17

18 **Now, therefore, be it ordained by the Council of the City of Charleston:**

19
20 1. **BEING** a portion of Jefferson Street, a 60-foot (+-) wide public right of way, as
21 shown on a map entitled "Higginbotham Hill Addition to the City of Charleston" of record in
22 the office of the Clerk of the County Commission of Kanawha County, West Virginia in Map
23 Book 2 at Page 180 in the City of Charleston and as shown on Tax Map 28 in Tax District
24 11, Kanawha County, West Virginia and more particularly described as follows:

25
26 BEGINNING (**P.O.B.**) at a ¾-inch metal pipe found marking a southeasterly corner of The
27 West Virginia Department of Administration (Deed Book 2654 at Page 291, Tax Parcel 97
28 of Tax Map 28 in Tax District 11) at the intersection of the northerly line of Washington
29 Street East and the westerly line of Jefferson Street and from which a ¾-inch metal pipe
30 found in said northerly line of Washington Street East bears N 69° 22' 05" W a distance of
31 143.96 feet; Thence leaving said line of Washington Street East and with the westerly line
32 of said Jefferson street,
33

34 **N 20° 48' 16" E** passing a 5/8-inch rebar found at 165.30 feet, from which a ¾-inch metal
35 pipe found bears N 69° 15' 11" W a distance of 144.09 feet, a 5/8 -inch rebar found at
36 280.10 feet, a ¾-inch metal rod found at 320.15 feet, a 5/8-inch (diameter) x 30-inch (long)
37 rebar with a yellow cap stamped "Chapman Tech Group" found at 360.15 feet and
38 continuing 26.60 feet, in all **a distance of 386.70 feet** to a 5/8-inch (diameter) x 30-inch
39 (long) rebar with a yellow cap stamped "Chapman Tech Group" found in the southerly right
40 of way line of a rail road (a 66' right of way) at its intersection with the westerly line of
41 Jefferson Street and marking a northeasterly corner of The State Building Commission of
42 West Virginia (Deed Book 2305 at Page 24, Tax Parcel 85 of Tax Map 28 in Tax District
43 11) ; Thence with said rail road along a curve to the left having a radius of 5,673.80 feet
44 and an arc length of 61.53 feet and a chord bearing and distance of,
45

46 **S 55° 44' 27" E a distance of 61.52 feet** to a 5/8-inch (diameter) x 30-inch (long) rebar

with a yellow cap stamped "Chapman Tech Group" found in said line of railroad at its intersection with the easterly right of way line of said Jefferson Street and marking a northwesterly corner of The State Building Commission of West Virginia (Deed Book 2252 at Page 211, Tax Parcel 102 of Tax Map 28 in Tax District 11); Thence leaving said railroad and with said line of Jefferson Street,

S 20° 48' 16" W passing a 5/8-inch (diameter) x 30-inch (long) rebar with a yellow cap stamped "Chapman Tech Group" found at 82.83 feet, a 5/8-inch (diameter) x 30-inch (long) rebar with a yellow cap stamped "Chapman Tech Group" found at 122.83 feet, a rebar found at 196.83, from which a 3/4-inch metal pipe found bears S 68° 57' 59" E a distance of 161.52 feet, and continuing 175.38 feet, in all **a distance of 372.21 feet** to a 5/8-inch (diameter) x 30-inch (long) rebar with a yellow cap stamped "Chapman Tech Group" set in the aforesaid northerly line of Washington Street East at its intersection with aforesaid easterly line of Jefferson Street and marking the southwesterly corner of The State Building Commission of West Virginia (Deed Book 1894 at Page 274, Tax Parcel 98 of Tax Map 28 in Tax District 11); Thence with said northerly line of Washington Street East,

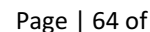
N 69° 22' 05" W a distance of 59.83 feet to the POINT OF BEGINNING (P.O.B.) containing 0.521 acres or 22,701.6 square feet.

Reference is made to a plat entitled "PLAT OF SURVEY SHOWING A PORTION OF JEFFERSON STREET PROPOSED FOR CLOSURE AT THE STATE CAPITOL COMPLEX, CITY OF CHARLESTON, KANAWHA COUNTY, WEST VIRGINIA." by Chapman Technical Group dated April 2, 2019, as surveyed by Jason E. Brown, WV Professional Surveyor No. 2188, attached hereto and made a part hereof as Attachment A.

2. The Mayor of the City of Charleston be, and is hereby authorized and directed to execute, acknowledge and deliver a proper deed conveying to the State Of West Virginia, Department Of Administration, and its successors and assigns, all rights, title and interest in and to said real property as described in Section 1 above, for mutual consideration, as authorized by West Virginia Code § 1-5-3.

3. All prior ordinances, or parts of ordinances, inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

WVSPCS NAD 83
WV SOUTH ZONE
DECEMBER 2018



Resolution No. 186-19

Introduced in Council:

May 6, 2019

Introduced by:

Joseph Jenkins

Adopted by Council:

Referred to:

Finance

Resolution No. 186-19 - Authorizing the Mayor or City Manager to sign an Amendment of Lease Agreement with Cinema VII, Inc. and Greater Huntington Theatre Corporation (collectively, "the cinema") to clarify the relationship between the City and the cinema with respect to parking rates and access.

Be it Resolved by the Council of the City of Charleston, West Virginia:

That the Mayor or City Manager is hereby authorized and directed to sign the Amendment of Lease Agreement, which is attached hereto as Exhibit 1, in order to clarify the relationship between the City and the cinema with respect to parking rates and access.

AMENDMENT OF LEASE AGREEMENT

THIS AMENDMENT OF LEASE AGREEMENT is made and entered into as of the ____ day of ____, 2019, by and between the CITY OF CHARLESTON, a West Virginia municipal corporation, party of the first part, hereinafter called "Lessor", CINEMA VII, INC., a West Virginia corporation, (a wholly owned subsidiary of Greater Huntington Theatre Corporation), party of the second part, hereinafter called "Lessee", and GREATER HUNTINGTON THEATRE CORPORATION, a West Virginia corporation, party of the third part, hereinafter called "Guarantor".

W I T N E S S E T H:

WHEREAS, by an agreement of lease, dated the 19th day of October, 1988 (the "Lease"), Lessor leased to Lessee for a term of thirty (30) years certain premises specifically described in the Lease; and

WHEREAS, Lessor and Lessee have, from time to time and for mutual consideration, amended said Lease to, among other things, supplement and add to the demised areas, extend the term of the Lease, provide other specific rights for the Lessee, and change the parking rate applicable to Lessee's theatre patrons; and

WHEREAS, the parties now desire to further amend said Lease as herein provided;

NOW, THEREFORE, FOR AND IN CONSIDERATION of the mutual covenants and agreements herein contained, the parties hereto do agree that said Lease, be, and the same hereby is further amended and supplemented as hereinafter set forth, to-wit:

Article I of said Lease of October 19, 1988 is hereby amended so that the same shall now state as follows:

"I. GRANT

Lessor hereby grants and leases to Lessee, and Lessee does hereby rent from Lessor, primarily, ground floor commercial space, of twenty-eight thousand six hundred sixty-five and two-thirds square feet within Lessor's Parking Building #2, located at Washington and Summers Streets in the City of Charleston, Kanawha County, West Virginia, which leased space is hereby delineated upon drawings or plats which are signed or initialed on behalf of each party hereto, and attached hereto and made a part hereof, as "Exhibit A-1" and Exhibit A-2", and being the same property immediately heretofore occupied by Lessee.

Lessee agrees that it will attempt to maintain its heating, ventilating and air conditioning equipment within the demised premises, but the Lessor agrees that in the event it is not possible or practical for Lessee to do so, then Lessee may locate all or part of such equipment either at the rear (north side) of the ground floor of the building of which the demised premises are a part, or on top of the access ramps roof, or upon the second floor of said building, or on two (2) parking spaces in the parking area over the demised premises (including full access thereto), which space in such event shall be deemed to be a part of the demised premises hereunder, with full access thereto, but with no additional rent therefor.

In addition to the primary grant hereinabove provided and described, Lessee shall have the unqualified and exclusive use of that portion of Pemberton Alley which abuts the demised premises, plus that property which has been or will be conveyed to Lessor by or on behalf of the Lessee; provided, only, that

such use by Lessee of such additional demised premises, for theater expansion or otherwise, shall provide for access to the Lessor's storage room which abuts said Pemberton Alley.

Lessor further grants to Lessee, as a part of the demise hereunder, sufficient space for Lessee to maintain its electric signs to identify its theaters, and space for a marquee for product identification, such signs and marquee to be located on, near or adjacent to the Washington Street facade, and/or on or near the corner of the building at Washington and Summers Streets, but on Lessor's property in any case. Another electric sign "CINEMA" may be maintained on the west side of north face of the top floor of Lessor's Parking Building #2. It is understood that all signs shall conform to such limitations set forth in the zoning ordinance of the code of the City of Charleston and/or any such variances that may have been previously granted.

Lessee shall have the right to alter, extend or relocated the electrical service for the demised premises, in order to implement any expansion of Lessee's improvements into the additional demised premises hereinabove described, which alteration, extension or relocation will be accomplished with the least practically possible interruption of electrical service to the building of which the demised premises are a part. Lessee may also, at its own expense, move or relocate the present entrance to the Lessor's storage room which abuts Pemberton Alley.

Lessor agrees that the parking facilities in its said building of which the demised premises are a part will be available to Lessee's theater patrons between the hours of 11:00 a.m. and 1:00 a.m., seven (7) days a week; that a special rate will apply

to such parking of Seventy-Five Cents (\$.75) during the hours when the parking booth is attended. Lessor agrees that during all hours when the parking booth is not attended, including nights, weekends, and holidays, parking will be free for all patrons.

Lessor currently leases approximately forty (40) "reserved" parking spaces. Lessor acknowledges that unreserved parking is critical to Lessee's operations. Therefore, Lessor agrees that it will not create any additional "reserved spaces" and that once a current lessee who has been assigned a reserved space terminates its lease, Lessor will remove any "Reserved Parking" signage and the parking space will be available to all parking customers including Lessor's patrons on a "first come" "first parking" basis: *Provided*, That if a parking customer with a handicapped parking designation seeks a specific reserved parking space near an elevator, Lessor may designate a handicapped reserved parking space for the customer.

In consideration of the leasing of the demised premises and the parking rights described herein. Lessee agrees to pay Lessor the additional sum of Fifteen Thousand Dollars (\$15,000.00) per year, payable in equal monthly installments of One Thousand Two Hundred Fifty Dollars (\$1,250.00) each, commencing January 2, 1990, to be added to and paid with the monthly rental installments as hereafter provided and a second annual sum of Five Thousand and Four (\$5,004.00), to be paid by Lessee to Lessor with the yearly percentage rent at the end of December.

If Lessee needs access to the building lobby and Lessor's Parking Building #2 outside these normal hours, Lessee shall notify Lessor of this need at least 24 hours in advance.

Lessee shall have and is hereby given the right and option of adding additional exit doors for its patrons, from the existing hallway across from the theatre lobby to the sidewalk in front of the theaters. Lessee agrees to provide restrictions in leases to other tenants of said Building, prohibiting noise and/or odors which might possibly pervade the demised premises. Further adjustments may be made at any time by a recordable Addendum signed on behalf of Lessee and Guarantor, and signed by Lessor's Mayor, which Addendum shall be treated as a part hereof."

All of the other terms, provisions and conditions of said Lease of October 19, 1988, as previously amended, shall continue to remain in full force and effect, except as specifically amended herein.

IN WITNESS WHEREOF, the parties hereto have caused their respective corporate names to be signed hereto by their respective proper officers, thereunto duly authorized, this Lease being thus executed in duplicate originals.

THE CITY OF CHARLESTON,

a West Virginia municipality

Its Mayor

CINEMA VII, INC.,

a West Virginia corporation

Its President

GREATER HUNTINGTON THEATRE CORPORATION

a West Virginia corporation

Its President

Spring 2019 - Concrete Sidewalk and Accessible Ramp Project - Engineering

Bid Opening: April 22, 2019 @ 10:00 a.m.

			Garcie R. Marker & Sons, Inc. 1119 Jefferson Road South Charleston, WV 25309 P: (304) 744-0590 grmarkersons@aol.com		McClanahan Construction Co. 744 N. Poca River Road Poca, WV 25159 P: (304) 776-3355 bruce@mcclanahanconstruction.com		Wolf Creek Contracting Co. 403 Watertown Road Waterford, OH 45786 P: (740) 749-3459 hoffenberger@wolfcreekcontractors.com		Oval Construction Management LLC P.O. Box 401 Charleston, WV 25322 P: (304) 347-8820 JCARNEY@ovalconstruction.com		Jim Construction Inc. P.O. Box 3926 Charleston, WV 25339 P: (304) 343-7448 russkerkes@suddenlinkmail.com	
Item	Unit	Estimated Quantity	Price per Unit	Total Cost	Price per Unit	Total Cost	Price per Unit	Total Cost	Price per Unit	Total Cost	Price per Unit	Total Cost
Item No. 3.01 Concrete Ramp and Sidewalk	SF	22,000	\$21.00	\$462,000.00	\$18.50	\$407,000.00	\$30.00	\$660,000.00	\$19.50	\$429,000.00	\$23.50	\$517,000.00
Item No. 3.02 Curb and Gutter	LF	200	\$50.00	\$10,000.00	\$14.00	\$2,800.00	\$80.00	\$16,000.00	\$95.00	\$19,000.00	\$111.00	\$22,200.00
Item No. 3.03 Integral Curb	LF	1,800	\$21.00	\$37,800.00	\$8.00	\$14,400.00	\$11.00	\$19,800.00	\$45.00	\$81,000.00	\$40.00	\$72,000.00
Item No. 3.04 Plain Curb	LF	750	\$25.00	\$18,750.00	\$7.50	\$5,625.00	\$80.00	\$60,000.00	\$30.00	\$22,500.00	\$42.00	\$31,500.00
Item No. 3.05 Detectable Warning Surfaces	EA	113	\$250.00	\$28,250.00	\$200.00	\$22,600.00	\$400.00	\$45,200.00	\$250.00	\$28,250.00	\$2,860.00	\$323,180.00
Item No. 3.06 Curb Inlet Adjustment	EA	6	\$250.00	\$1,500.00	\$1.00	\$6.00	\$400.00	\$2,400.00	\$350.00	\$2,100.00	\$1,900.00	\$11,400.00
Item No. 3.07 Asphalt Replacement	SY	45	\$150.00	\$6,750.00	\$15.00	\$675.00	\$600.00	\$27,000.00	\$350.00	\$15,750.00	\$250.00	\$11,250.00
TOTAL PROJECT COST				\$565,050.00		\$453,106.00		\$830,400.00		\$597,600.00		\$988,530.00

Street Paving Contract 2019 - Engineering

Bid Opening: April 26, 2019 @ 10:00 a.m.

			West Virginia Paving, Inc. 2950 Charles Avenue Dunbar, WV 25064 P: (304) 720-6419 gwinfree@wvpaving.com	
Item	Unit	Estimated Quantity	Price per Unit	Total Cost
Item No. 3.01 HLBC Base Course	Ton	300	\$99.00	\$29,700.00
Item No. 3.02 HLBC Wearing Course, 1 1/2"	Ton	15,100	\$106.00	\$1,600,600.00
Item No. 3.02a HLBC Wearing Course - 1-1/2" Kanawha Boulevard	Ton	3,500	\$103.00	\$360,500.00
Item No. 3.03 Removing Bituminous Concrete (1-1/2")	SY	132,500	\$3.62	\$479,650.00
Item No. 3.03a Removing Bituminous Concrete - Kanawha Blvd. (1-1/2")	SY	43,000	\$2.95	\$126,850.00
Item No. 3.03b Removing Bituminous Concrete (2")	SY	4,000	\$3.95	\$15,800.00
TOTAL PROJECT COST				\$2,613,100.00

COMMITTEE REPORT

TO: Clerk of the Council of the City of Charleston, West Virginia

FROM: The Committee on Finance

Your Committee on Finance has had under consideration:

Proposal submitted by Emsco dba OP Aquatics for purchase of Pool Chemicals by the Parks and Recreation Department. The pool chemicals will be purchased on an as needed basis and the prices shall remain in effect for a six-month period from date of council approval.

To be charged to Account No. 001-900-00-000-3-341, P&R Materials and Supplies

and reports the same to Council with the recommendation that the
committee report be adopted

CHAIRMAN

Pool Chemicals - Parks and Recreation

Bid Opening: April 22, 2019 @ 2:00 p.m.

	Emsco dba OP Aquatics 148 Trade St. Lexington, KY 40511 P: (859) 225-3817 dsiria@opaquatics.com
Chlorine Tablets 50 lb. Containers	\$110.00
Stablizer 50 lb. Containers	\$68.00*
Muriatic Acid 1 Gal. Containers	\$3.80**
Calcium Chloride 50 lb. bags	\$15.00
Granular Chlorine 50 lb. containers	\$80.00
Liquid Chlorine 1 Gal. Containers	\$3.50**
Liquid Chlorine 5 Gal. Containers	No Bid
Liquid Chlorine 10 Gal. Containers	No Bid
Sodium Carbonate 50 lb. Bags	\$18.25
Sodium Bicarbonate 50 lb. bags	\$18.00
*45 lb. Container **Sold 4 x 1 Gal. Case	
Delivery:	1 day

COMMITTEE REPORT

TO: Clerk of the Council of the City of Charleston, West Virginia

FROM: The Committee on Finance

Your Committee on Finance has had under consideration:

Proposal submitted by Metal Craft Inc., in the amount of \$264,180.00 for purchase of one (1) Brunswick Challenger Boat to be used by the Charleston Police Department.

To be charged to Account No. 045-976-19-000-4-459, Port Security Equipment

and reports the same to Council with the recommendation that the

committee report be adopted

CHAIRMAN

City of Charleston, WV Brunswick Challenger Boat- Charleston Police Department Bid Opening: April 24, 2019 @ 2:00p.m.	
	Metal Craft Marine Inc Attn: Dana White 583 E. Broadway Street Cape Vincent, New York 13618 P: (800)410-8464 dana.w@metalcraftmarine.com
Brunswick Challenger Boat Model: MetalCraft Marine 9H Hardside	\$264,180.00
Total Bid	\$264,180.00
Delivery (days from date of firm order)	180 days

CITY OF CHARLESTON, WEST VIRGINIA

FINANCIAL STATEMENTS

FOR THE NINE-MONTH PERIOD ENDED

MARCH 31, 2019

CITY OF CHARLESTON, WEST VIRGINIA

General Fund
Balance Sheet
March 31, 2019**ASSETS**

Cash and Cash Equivalents	\$ 5,224,861
Cash with Fiscal Agent	4,250
Receivables (Net of Allowance for Uncollectibles)	5,428,406
Due From Other Funds	574,699
Due From Component Unit	-
Prepaid Expenses	13,638
Revenue Bond Covenant Accounts	262,165
Total Assets	\$ 11,508,019

LIABILITIES AND FUND BALANCE

Liabilities:

Accounts Payable	281,939
Insurance Claims Payable	2,666,065
Accrued Payroll	727,833
Accrued FICA	30,793
Accrued Retirement	33,387
Due to Other Funds	-
Due to Other Governmental Units	-
Solicitation Bonds	27,510
Advance Payments	10,476
Other Accrued Liabilities	2,018
Total Liabilities	3,780,021

DEFERRED INFLOWS OF RESOURCES

Unavailable Property Taxes	824,387
Fund Balance:	
Nonspendable:	
Prepays	13,638
Restricted for:	
Debt Service	262,165
Capital Outlay	
Committed for:	
Public Safety	-
Assigned for:	
General Government	1,856
Public Safety	7,447
Streets & Transportation	24,942
Health & Sanitation	5,213
Social Services	2,623
Culture & Recreation	885
Unassigned	6,584,842
Total Fund Balance	6,903,611
Total Liabilities and Fund Balance	\$ 11,508,019

CITY OF CHARLESTON
STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE
GOVERNMENTAL FUND
For the Nine-Month Period Ended March 31, 2019

Account	Annual Budget	Current Month	Year to Date	Percent Collected/Used	Budget Percentage	Actual to Budget	Year to Date Prior Year	Actual to Prior Year Actual	Balance to Collect/Use	Percent to Collect/Use
REVENUES										
Beginning Fund Balance	\$ 5,593,369									
Taxes, Fees, and Other Revenues	\$ 84,137,435	\$ 5,625,240	\$ 61,804,135	75.83%	75.00%	701,049	\$ 63,354,374	\$ 609,251	\$ 20,333,310	24.17%
Transfers from Other Funds	31,747,475	3,147,412	8,005,191	25.39%	75.00%	(2,751,511)	4,309,828	1,284,785	5,048,881	48.43%
Revenue from Grants	5,124,939	511,313	8,005,191	25.39%	75.00%	259,678	3,221,233	230,378	1,648,881	17.60%
Other Revenues and Other									785,109	
Total Revenues	\$ 100,062,826	\$ 5,987,964	\$ 73,808,229	72.86%	75.00%	\$ 12,445,969	\$ 71,281,435	\$ 2,184,794	\$ 26,756,827	26.94%
EXPENDITURES										
Personnel Services	20,504,050	5,328,302	51,151,627	74.01%	75.00%	(1,395,615)	51,705,360	451,127	18,333,213	25.35%
Contractual Services	11,581,478	767,547	6,177,122	55.01%	75.00%	(2,317,787)	7,494,909	1,035,621	5,169,188	68.85%
Commodities	5,473,722	305,486	3,139,340	57.30%	75.00%	(886,052)	3,153,033	63,793	2,999,758	42.00%
Capital Outlays	8,351,889	526,683	3,942,798	48.37%	75.00%	(2,171,119)	2,565,959	972,839	4,209,791	51.63%
Contributions and Other	4,209,601	462,916	3,052,265	71.87%	75.00%	(119,309)	3,277,784	(255,038)	1,186,658	28.15%
Total Expenditures and Encumbrances	\$9,912,540	2,335,819	\$8,661,792	68.71%	75.17%	(6,455,489)	\$8,533,629	240,313	\$1,225,781	31.25%
Transfers Out	5,723,241	127,458	3,332,275	58.32%	75.00%	(886,513)	5,722,890	(2,398,625)	2,397,566	41.78%
Total Expenditures, Encumbrances and Transfers Out	105,655,281	2,463,275	71,995,867	68.14%	75.00%	(12,242,241)	76,246,279	(2,260,322)	\$3,687,847	33.81%
NET CHANGE IN FUND BALANCE	\$ 15,593,355	\$ 1,457,241	\$ 1,310,362			\$ 3,310,289	\$ 12,064,844	\$ 4,373,108	\$ 6,803,827	
FUND BALANCE-BEGINNING			\$ 3,593,249							
FUND BALANCE-ENDING			\$ 4,903,611							

Operating Transfers Out	2017-2018	2018-2019
Detail Comparison		
Chesapeake Project	240,704	24,644
Civic Center		450,454
General Maintenance Fund	815,000	535,000
Health Care Subsidy	175,500	101,393
Health Care Subsidy	175,500	101,393
Street HR Park Cemetery	9,150	11,090
Facilities Maintenance Fund	850,000	410,000
Employee Health Insurance Reserves		
Municipal Stabilization	1,500,000	2,000,000
Public Area Fund	318,345	25,000
Parking System		550,000
State Clubs		
Public Area Fund		3,000
Historic Preservation		
Historic Park		
Rail Trail	1,189,102	129,814
Sinking Debt Fund	476,518	
Total Operating Transfers Out	\$ 5,722,890	\$ 3,332,325

For the Nine-Month Period Ended March 31, 2019

[illegible]

Polymers

CITY OF CHARLESTON
STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE
GOVERNMENTAL FUND
For the Nine-Month Period Ended March 31, 2019

Account	Annual Budget	Current Month	Year To Date	Encumbrance	Percent Used	Budget Percentage	Actual to Budget	Year to Date Prior Year	Actual to Prior Year	Balance To Use	Percent To Use
PERSONNEL COSTS											
101 Salaries and Wages Elected	\$ 370,746	\$ 28,327	\$ 222,881	\$ -	89.40%	76.93%	\$ (23,452)	\$ 188,808	\$ 34,073	\$ 97,865	30.46%
103 Salaries and Wages	37,552,576	2,742,810	26,848,357	(850)	71.85%	76.93%	(1,893,046)	25,892,635	945,522	10,514,871	28.15%
106 FICA	1,690,811	114,717	1,116,415	-	67.22%	76.93%	(1,113,608)	1,113,608	22,807	554,196	32.78%
105 Medical and Life Insurance	17,900,127	1,405,646	13,114,882	-	74.58%	75.00%	(78,984)	14,168,889	179,497	4,576,696	25.44%
107 Dental Insurance	1,000,000	127,351	1,000,000	-	100.00%	75.00%	(130,213)	1,237,117	(124,025)	545,383	50.32%
107 Police and Fire Pension Fund	12,937,858	1,060,266	10,720,464	-	82.85%	75.00%	(1,316,411)	10,404,875	384,244	2,177,394	17.15%
110 Uniform Allowance	240,250	73,771	232,540	-	96.79%	75.00%	(52,353)	221,559	17,980	186,312	3.21%
111 Dental/Optical Insurance	674,484	122,501	477,661	-	70.82%	75.00%	(28,210)	479,692	(2,031)	186,312	25.48%
112 Insurance Payroll Deductions	(2,490,869)	(227,501)	(2,103,425)	-	84.46%	75.00%	(235,673)	(2,052,129)	(41,696)	(387,244)	15.94%
	<u>70,904,050</u>	<u>5,328,307</u>	<u>52,181,687</u>	<u>(850)</u>	<u>74.01%</u>	<u>75.85%</u>	<u>(1,287,985)</u>	<u>51,780,360</u>	<u>451,327</u>	<u>18,333,713</u>	<u>25.99%</u>
CONTRACTUAL SERVICES											
211 Telephone	771,850	47,494	330,231	-	42.78%	75.00%	(248,657)	306,843	23,288	441,619	57.24%
212 Printing	5,500	-	1,236	-	22.47%	75.00%	(2,889)	2,201	(965)	4,264	77.53%
213 Utilities	1,663,700	207,836	983,972	-	59.18%	75.00%	(263,983)	1,115,185	(131,393)	679,508	40.57%
214 Travel	174,500	3,287	43,319	(872)	24.82%	75.00%	(87,556)	89,801	(46,482)	132,053	75.68%
215 Maint & Repair-Bldg/Grounds	240,800	9,331	161,228	111	67.09%	75.00%	(18,997)	124,990	36,238	78,961	32.86%
218 Maint & Repair-Equipment	1,093,590	55,140	825,290	6,945	81.75%	75.00%	68,128	662,306	182,982	177,715	17.65%
217 Maint & Repair-Auto/Truck	176,600	9,099	43,437	132	56.96%	75.00%	(13,758)	54,679	(11,242)	32,691	42.87%
216 Insurance	125,000	24,682	86,449	186	68.69%	75.00%	(35,501)	51,605	6,844	166,937	53.46%
219 Printing and Equipment Rents	460,000	29,899	306,497	-	66.63%	75.00%	(150,073)	316,009	(14,932)	10,741	35.65%
220 Advertising/Legal/Publications	37,000	1,453	6,599	100	31.31%	75.00%	(15,181)	16,228	(1,899)	250,384	74.87%
231 Training	345,100	4,564	86,616	389	25.10%	75.00%	(172,229)	132,448	(5,895)	641,766	7.15%
232 Dues and Subscriptions	111,540	3,041	67,643	100	60.50%	75.00%	(16,187)	78,526	(538,397)	(9,850)	-14.32%
233 Professional Services	863,373	(19,160)	220,131	1,477	25.50%	75.00%	26,350	65,390	10,460	(9,162)	0.00%
224 Audit Costs	66,000	25,150	75,850	-	114.92%	0.00%	-	597,699	126,156	91,162	11.19%
225 Laundry and Dry Cleaning	815,017	87,519	723,855	-	88.81%	75.00%	112,593	549,941	19,088	180,971	24.13%
226 Insurance-WC and UC	750,000	59,758	569,029	-	75.87%	75.00%	6,539	1,027,471	(836,166)	808,695	80.57%
227 Insurance	1,000,000	6,394	191,305	-	19.13%	75.00%	(598,694)	1,344,859	247,213	1,299,484	44.94%
229 Court Costs and Damages	2,891,556	212,600	1,592,072	-	55.06%	75.00%	(576,596)	2,215	(1,563)	448	40.73%
230 Contracted Services	1,100	-	652	-	59.27%	75.00%	(173)	102,967	(3,386)	53,069	34.80%
232 Bank Fees	153,050	12,712	99,781	22	65.20%	75.00%	(15,007)	3,411	(6,852)	25,919	115.20%
234 Fire Hydrant Rental	22,500	176	(3,441)	-	-15.29%	75.00%	(20,316)	2,187	(2,796)	12,471	101.54%
237 Other Taxes & Fees	12,892	-	(289)	-	-1.54%	75.00%	(19,401)	-	-	-	-
239 Fire Support Training	11,593,478	767,547	6,377,222	8,890	55.07%	75.00%	(12,312,787)	7,892,843	(1,151,021)	5,206,586	44.92%
COMMODITIES											
341 Materials & Supplies	3,498,172	173,402	2,113,986	15,678	60.43%	75.00%	(509,643)	2,074,867	39,119	1,368,508	39.12%
342 Fire Investigation	2,000	-	-	-	0.00%	75.00%	(1,500)	-	-	1,500	100.00%
343 Gas, Oil & Tires	915,400	102,788	741,432	15,577	80.12%	75.00%	47,382	676,041	65,391	169,391	20.00%
344 Prisoner/Other Costs	90,000	4,101	63,690	-	70.77%	75.00%	(3,810)	52,393	11,387	26,510	20.23%
345 Uniforms	310,000	15,344	158,613	2,422	51.02%	75.00%	(74,562)	168,736	(11,123)	149,605	48.20%
346 & 347 Resale Items	35,750	4,697	13,912	2,050	38.91%	75.00%	(12,801)	16,204	(2,292)	19,788	55.35%
351 Athletic Supplies	12,000	692	3,317	-	27.64%	75.00%	(5,683)	8,848	(5,531)	8,843	72.86%
352 Computer Software	265,000	1	22,208	-	8.42%	75.00%	(176,442)	46,899	(34,591)	242,692	91.58%
353 Special Events Supplies	16,500	4,411	12,179	-	73.81%	75.00%	(156)	10,480	1,699	4,321	26.19%
355 Cash Over (Short)	-	-	3	-	0.00%	0.00%	3	(7)	5	(3)	0.00%
356 Fire Prevention	6,000	-	4,233	-	70.55%	75.00%	(267)	6,518	(2,005)	1,757	29.45%
357 Food Reimbursement	12,000	-	5,567	-	46.39%	0.00%	(13,433)	-	779	6,433	53.61%
358 Commissions	300,000	-	-	-	0.00%	75.00%	(233,000)	86,281	(186,281)	300,000	100.00%
359 Snow Removal Materials	5,473,722	305,416	3,138,240	95,722	57.35%	75.00%	(566,052)	3,153,033	(13,793)	2,798,725	42.00%

Unaudited

CITY OF CHARLESTON
STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE
GOVERNMENTAL FUND
For the Nine-Month Period Ended March 31, 2019

Account	Annual Budget	Current Month	Year To Date	Encumbrance	Percent Used	Budget Percentage	Actual to Budget	Year to Date Prior Year	Actual to Prior Year	Balance To Use	Percent To Use
CAPITAL OUTLAYS											
456 Capital Outlay-Land	\$ 131,000	\$ -	\$ 163,943	-	0.00%	75.00%	94,468	\$ 584,999	(431,756)	(43,643)	0.00%
458 Capital Outlay-Improvements	5,192,931	156,311	2,090,498	-	39.50%	75.00%	(1,879,205)	1,127,791	962,762	3,202,438	261.00%
459 Capital Outlay-Equipment	2,727,658	370,292	1,685,162	-	61.93%	75.00%	(356,382)	1,257,529	431,833	1,034,296	66.60%
461 Capital Outlay-Lease Purchase	-	-	-	-	0.00%	0.00%	-	-	-	-	0.00%
464 Capital Outlay-Special Project	8,151,686	526,602	3,942,799	-	48.37%	75.00%	(2,171,139)	2,989,595	972,839	4,209,091	51.63%
CONTRIBUTIONS AND OTHERS											
567 Contributions to Other Governments	1,058,226	88,186	793,670	-	75.00%	75.00%	(164,038)	793,670	-	264,656	75.00%
568 Other Contributions	2,424,000	313,740	1,653,982	-	68.23%	75.00%	(17,750)	1,794,983	(141,001)	2,275,984	31.73%
572 Interest on Bonds	81,425	-	43,183	-	53.28%	0.00%	(2,688)	49,713	(6,450)	778,038	46.73%
670 Interest	-	-	-	-	0.00%	0.00%	-	-	(2,448)	38,042	0.00%
671 Principal Maturities Bonds	530,000	-	530,000	-	100.00%	75.00%	131,500	639,600	(105,000)	-	0.00%
673 Bond Discount	-	-	-	-	0.00%	0.00%	-	-	-	-	0.00%
674 Bond Service Charge	1,750	-	1,750	-	100.00%	75.00%	438	1,750	-	-	0.00%
677 Insurance Costs	-	-	-	-	0.00%	0.00%	-	-	-	-	0.00%
594 Contingency	114,000	-	-	-	0.00%	0.00%	-	-	-	114,000	100.00%
	4,209,401	401,926	3,022,745	-	71.81%	75.00%	(134,305)	3,117,784	(235,038)	3,146,656	78.19%
TOTAL EXPENDITURES AND ENCUMBRANCES	99,932,540	7,329,819	68,662,792	42,567	68.71%	75.17%	(6,455,498)	68,513,873	140,313	31,225,781	31.25%
586 Transfers Out	5,723,741	127,456	3,337,175	-	58.22%	75.00%	(989,631)	5,722,800	(2,390,625)	2,391,566	41.78%
TOTAL EXPENDITURES, ENCUMBRANCES AND TRANSFERS OUT	\$ 105,656,281	\$ 7,457,275	\$ 71,999,967	\$ 42,567	68.16%	75.00%	\$ (7,230,700)	\$ 74,246,379	\$ (2,250,312)	\$ 33,617,347	31.84%

Unaudited

CITY OF CHARLESTON, WEST VIRGINIA
Charleston Colliseum and Convention Center
Statement of Net Position
Proprietary Fund
March 31, 2019

ASSETS

Current Assets:

Cash and Cash Equivalents	\$ 312,705
Cash with Fiscal Agent	4,050
Accounts Receivable	2,470
Due From Other Funds	-
Prepaid Insurance & Flexible Spending	13
Restricted Cash, Cash Equivalents and Investments:	
Cater Contract Deposits	260,268
Revenue Bond Covenant Accounts	255,544
Total Current Assets	<u>835,050</u>

Noncurrent Assets:

Capital Assets Not Being Depreciated	
Land	300,000
Construction in Progress	-
Capital Assets Being Depreciated:	
Buildings	148,435,604
Other Improvements	998,567
Machinery and Equipment	1,381,114
Less Accumulated Depreciation	<u>(41,687,332)</u>
Total Capital Assets (Net of Accumulated Depreciation)	109,427,953
Total Noncurrent Assets	<u>109,427,953</u>
Total Assets	<u>\$ 110,263,003</u>

DEFERRED OUTFLOW OF RESOURCES:

Other Post Employment Benefits	\$ 110,895
Loss on Refunding of Debt	108,679
	<u>219,574</u>

LIABILITIES

Current Liabilities:

Accounts Payable	\$ (127)
Due to Other Funds	1,073
Due to Component Unit	-
Union Technicians Payable	(1,758)
Charleston Sound Payable	100
Insurance Claims Payable	33,761
Accrued Salary & Benefits	27,052
Compensated Absences	58,198
Consumer Sales Taxes Payable	2,822
Customer Deposits Payable	21,155
Revenue Bonds Payable-Current	-
Advance payments	
Accrued Interest Payable	36,308
Total Current Liabilities	<u>178,584</u>

Noncurrent Liabilities:

Revenue Bonds Payable (Net of Unamortized Discounts)	3,236,129
Other Post Employment Benefits	5,480,694
Total Noncurrent Liabilities	<u>8,716,823</u>
Total Liabilities	<u>8,895,407</u>

DEFERRED INFLOW OF RESOURCES:

Other Post Employment Benefits	\$ 115,865
Unearned Earned Revenue	900
	<u>116,765</u>

NET POSITION

Net Investment in Capital Assets	106,300,503
Restricted for Debt Service	255,544
Unrestricted	<u>(5,085,642)</u>
Total Net Position	<u>\$ 101,470,405</u>

CITY OF CHARLESTON, WEST VIRGINIA
Charleston Coliseum and Convention Center
Statement of Revenues, Expenses and Changes in Fund Net Position
Proprietary Fund
For the Nine-Month Period Ended March 31, 2019

	\$ 942,622	Annual Budget	Current Month	Year to Date	Percent Collected	Budget Percentage	Actual to Budget	Year to Date Prior Year	Actual to Prior Year Actual	Balance to Collect	Percent to Collect
OPERATING REVENUES											
Rent	\$	1,150,000	\$ 86,469	\$ 872,111	75.00%	75.00%	\$ 9,611	\$ 602,216	\$ 269,895	\$	24.16%
Commissions		150,000	2,264	50,438	33.63%	75.00%	(62,062)	59,235	(8,797)	95,542	66.37%
Parking lot		100,000	23,787	82,977	82.98%	75.00%	7,977	71,157	11,820	17,023	17.02%
Distinctive Gourmet		300,000	49,359	102,501	34.17%	75.00%	(122,489)	(10,552)	113,053	197,489	65.83%
Patron Services		185,000	23,364	110,012	59.47%	75.00%	(88,798)	94,049	15,963	74,988	40.53%
Security		50,000	6,121	48,041	96.08%	75.00%	10,541	26,558	21,465	1,959	3.92%
Advertising		335,000	31,250	286,875	86.15%	75.00%	37,125	213,750	71,125	46,125	13.85%
Spotlight Rental		6,000	860	5,640	94.00%	75.00%	1,140	3,670	1,970	980	6.00%
Power Usage		55,000	2,122	40,449	73.54%	75.00%	(803)	40,283	166	14,551	26.46%
Table Cover/Drains		20,000	813	13,538	67.70%	75.00%	(1,463)	7,047	6,492	6,461	32.31%
Public Address System		8,000	500	8,915	111.56%	75.00%	2,615	2,950	5,665	(615)	-7.69%
Singing		9,000	1,860	15,467	171.86%	75.00%	8,717	5,200	10,267	(6,487)	-71.86%
Booth Rental		60,000	480	42,304	70.34%	75.00%	(2,696)	24,323	17,696	17,696	29.49%
Table Rental		1,500	-	750	50.00%	75.00%	(375)	625	125	750	50.00%
Miscellaneous		26,000	804	19,542	75.16%	75.00%	(958)	9,907	8,635	7,458	28.68%
Building Damages		19,000	1,240	12,933	68.07%	75.00%	(1,317)	9,149	3,784	6,067	31.93%
Telephone Rental		2,000	-	3,474	173.70%	75.00%	1,974	-	3,474	(1,474)	-73.70%
A.V. Equipment		12,000	275	6,368	53.07%	75.00%	(2,632)	3,530	2,838	5,632	46.98%
Telephone		130,000	10,693	147,431	113.41%	75.00%	49,931	39,404	108,027	(17,431)	-13.41%
Teltek		1,000	-	-	0.00%	75.00%	(750)	-	-	1,000	100.00%
Carpet Rental		15,000	2,176	8,051	53.67%	75.00%	(3,199)	2,267	5,784	6,949	46.33%
Contributions from Other Entities		-	-	-	0.00%	0.00%	(900)	120	1,080	800	0.00%
Dravage		2,000	-	1,200	60.00%	75.00%	(300)	40,308	(8,706)	(21,603)	-40.00%
Capital Improvement Fees		-	1,025	31,603	0.00%	0.00%	31,603	-	-	-	0.00%
TOTAL OPERATING REVENUES		2,634,500	255,602	1,908,331	71.47%	75.00%	(66,554)	1,245,197	684,124	725,179	27.53%
NONOPERATING REVENUES											
Interest		1,500	1,205	7,293	483.53%	75.00%	6,128	2,581	4,672	(5,733)	-383.53%
Energy Rebates		100,000	-	129,483	129.48%	75.00%	54,483	12,285	117,198	(29,483)	-29.48%
Gain (Loss) on Sale of Fixed Asset		-	145	5,383	0.00%	0.00%	5,383	-	5,383	(5,383)	0.00%
TOTAL NONOPERATING REVENUES		101,500	1,350	142,109	140.01%	75.00%	65,984	14,846	127,263	(40,609)	-40.01%
TOTAL REVENUES		2,736,000	256,952	2,050,430	74.98%	75.00%	(570)	1,260,043	791,387	684,570	25.03%
EXPENSES (SCHEDULE ATTACHED)		8,645,683	792,456	3,827,530	44.25%	75.00%	(2,665,797)	-	3,827,530	4,822,163	55.75%
NET INCOME		(5,913,683)	(535,504)	(1,776,090)			(1,776,090)	(29,268)	(9,086,133)	(4,137,593)	
Transfers In-General Fund		1,724,336	77,730	1,131,670	65.43%	75.00%	(161,582)	1,377,673	(246,303)	592,666	34.37%
Transfers In-Coal Severance		92,842	-	122,438	131.89%	75.00%	92,807	107,332	15,106	(29,596)	-31.88%
Transfers In-Parking		-	11,000	-	0.00%	75.00%	11,000	308,845	(297,845)	(11,000)	0.00%
Transfers In-Civic Center Improvement Fund		-	-	-	0.00%	75.00%	-	22,713	(22,713)	-	0.00%
Transfers In-Capital Contribution		-	76,078	100,615,620	0.00%	75.00%	100,515,620	-	100,515,620	(100,515,620)	0.00%
Transfers In-Civic Center Project		-	3,222,516	3,222,516	0.00%	75.00%	3,222,516	-	3,222,516	(3,222,516)	0.00%
Transfers Out-CC Capital Improvement Fund		-	-	(12,364)	0.00%	75.00%	(12,364)	(29,268)	16,905	12,364	0.00%
Total Transfers in (Out)		\$ 1,817,178	\$ 3,387,324	\$ 1,04,990,880	5777.69%	75.00%	\$ 103,622,697	\$ 1,787,594	\$ 303,303,265	\$ (103,73,702)	-5677.69%
Change in Net Position				103,214,790							
Total Net Position-Beginning				\$ (3,744,383)							
Total Net Position-Ending				\$ 101,470,405							

CITY OF CHARLESTON, WEST VIRGINIA
Charleston Coliseum and Convention Center
Statement of Revenues, Expenses, and Changes in Fund Net Position
Proprietary Fund
For the Nine-Month Period Ended March 31, 2019

OPERATING EXPENSES	Annual Budget	Current Month	Year to Date	Percent Used	Budget Percentage	Actual to Budget	Year to Date Prior Year	Actual to Prior Year Actual	Balance to Use	Percent to Use
PERSONNEL COSTS										
Salaries and Wages	\$ 1,577,716	\$ 145,150	\$ 1,022,597	64.82%	76.92%	\$ (190,982)	\$ 928,445	\$ 93,132	\$ 555,119	35.18%
FICA	120,695	10,792	74,473	61.70%	76.92%	(18,366)	87,418	7,055	46,222	38.30%
Medical and Life Insurance	272,646	6,760	82,344	30.20%	75.00%	(122,141)	161,536	(79,132)	190,302	69.80%
Retirement	123,271	8,945	81,112	65.80%	76.92%	(113,708)	83,458	(2,346)	42,158	34.20%
Dental/Optical Insurance	14,407	1,283	6,285	43.62%	75.00%	(4,520)	5,566	719	8,122	56.38%
Insurance-Payroll Deduction	(61,109)	(4,257)	(39,041)	63.89%	75.00%	(6,791)	(37,876)	(1,365)	(22,068)	36.11%
OTHER	650,000			0.00%	75.00%	(487,500)			650,000	100.00%
	<u>2,697,626</u>	<u>169,679</u>	<u>1,227,770</u>	<u>45.51%</u>	<u>75.82%</u>	<u>(817,647)</u>	<u>1,208,747</u>	<u>18,023</u>	<u>1,469,856</u>	<u>54.49%</u>
CONTRACTUAL SERVICES										
Telephone	42,240	6,764	42,468	100.54%	75.00%	10,788	28,268	14,180	(228)	-0.54%
Printing	8,000	3,907	10,129	126.61%	75.00%	4,129	6,720	3,409	(2,129)	-26.61%
Utilities	789,034	70,046	486,695	59.13%	75.00%	(225,181)	473,896	(7,301)	322,439	40.87%
Travel	9,000	795	3,848	42.76%	75.00%	(2,902)	2,621	1,227	5,152	57.24%
Maintenance & Repair-Building & Grounds	34,000	1,060	32,297	94.99%	75.00%	6,797	10,455	21,842	1,703	50.1%
Maintenance & Repair-Equipment	95,000	2,513	34,393	28.27%	75.00%	8,143	38,208	(3,905)	607	1.73%
Maintenance & Repair-Auto/Truck	-	-	-	0.00%	0.00%	-	-		-	0.00%
Postage	700	-	189	27.00%	75.00%	(336)	70	119	511	73.00%
Building & Equipment Rents	100,000	12,295	135,680	135.68%	75.00%	60,680	47,360	88,300	(35,680)	-35.68%
Advertising/Legal Publications	45,000	-	2,219	4.93%	75.00%	(31,531)	4,960	(2,741)	42,781	95.07%
Training	4,000	-	125	3.13%	75.00%	(2,875)	-	125	3,875	96.88%
Dues and Subscriptions	2,400	470	955	39.79%	75.00%	(845)	751	204	1,445	60.21%
Workers Compensation & Unemployment Co	29,813	-	10,137	33.89%	75.00%	(12,298)	10,864	(727)	19,776	66.11%
Insurance and Bonds	64,165	7,444	95,059	148.21%	75.00%	46,975	49,774	45,325	(30,934)	-48.21%
Contracted Services	494,000	97,673	486,921	98.57%	75.00%	116,421	333,952	153,869	2,079	1.43%
	<u>1,657,452</u>	<u>204,971</u>	<u>1,321,055</u>	<u>79.70%</u>	<u>75.00%</u>	<u>77,866</u>	<u>1,007,129</u>	<u>313,926</u>	<u>336,397</u>	<u>20.30%</u>
COMMODITIES										
Materials and Supplies	140,000	19,913	109,866	78.48%	75.00%	4,866	94,548	15,317	30,134	21.52%
Gasoline and Oil	2,000	261	1,696	84.80%	75.00%	196	1,516	180	304	15.20%
Uniforms	4,500	-	2,763	61.40%	75.00%	(612)	2,664	99	1,737	38.60%
	<u>146,500</u>	<u>20,174</u>	<u>114,325</u>	<u>78.04%</u>	<u>75.00%</u>	<u>4,450</u>	<u>98,729</u>	<u>15,596</u>	<u>32,175</u>	<u>21.96%</u>
Total Operating Expenses	4,501,578	392,818	2,663,150	59.16%	75.27%	(725,188)	2,315,605	347,545	1,838,428	40.84%
Depreciation	3,946,327	384,135	1,019,086	25.42%	75.00%	(1,940,712)	338,285	680,801	2,927,311	74.18%
	<u>8,447,975</u>	<u>776,953</u>	<u>3,682,236</u>	<u>43.59%</u>	<u>75.14%</u>	<u>(2,665,150)</u>	<u>2,653,890</u>	<u>1,028,346</u>	<u>4,765,739</u>	<u>56.41%</u>
TOTAL OPERATING EXPENSES AND DEPRECIATION										
NONOPERATING EXPENSES										
Other Interest	166,800	12,937	120,013	71.95%	75.00%	(5,087)	136,735	(16,722)	46,787	28.05%
Interest on Bonds	30,108	2,509	22,581	75.00%	75.00%	-	22,581	-	7,527	25.00%
Bond Service Charges	4,800	57	2,690	56.04%	75.00%	(910)	2,677	13	2,110	43.96%
	<u>201,708</u>	<u>15,503</u>	<u>145,284</u>	<u>72.03%</u>	<u>75.00%</u>	<u>(5,997)</u>	<u>161,893</u>	<u>(16,709)</u>	<u>56,424</u>	<u>27.97%</u>
TOTAL NONOPERATING EXPENSES										
TOTAL EXPENSES	<u>8,649,683</u>	<u>792,456</u>	<u>3,827,520</u>	<u>44.25%</u>	<u>75.07%</u>	<u>(2,665,797)</u>	<u>2,815,883</u>	<u>1,011,637</u>	<u>4,822,163</u>	<u>55.75%</u>
Transfers Out			12,364	0.00%	0.00%	12,364	29,269	(16,905)	(12,364)	0.00%
TOTAL EXPENSES AND TRANSFERS OUT	<u>\$ 8,649,683</u>	<u>\$ 792,456</u>	<u>\$ 3,839,884</u>	<u>44.39%</u>	<u>75.07%</u>	<u>\$ (2,653,433)</u>	<u>\$ 2,845,152</u>	<u>\$ 994,732</u>	<u>\$ 4,809,799</u>	<u>55.61%</u>

Unaudited

CITY OF CHARLESTON, WEST VIRGINIA
Charleston Coliseum and Convention Center
Proprietary Fund

Schedule of Capital Outlays
For the Nine-Month Period Ended March 31, 2019

	Annual Budget	Current Month	Year to Date	Percent Used	Budget Percentage	Actual to Budget	Year to Date Prior Year	Actual to Prior Year Actual	Balance to Use	Percent to Use
Capital Outlays										
Special Projects & Equipment	\$ -	\$ -	\$ -	0.00%	75.00%	-	\$ -	\$ -	\$ -	0.00%
Major Improvements	-	-	-	0.00%	75.00%	-	6,192	(6,192.00)	-	0.00%
Construction in Progress	-	-	-	0.00%	75.00%	-	-	-	-	0.00%
Total Capital Outlay for the 1st-Month Period Ended March 31, 2019	\$ -	\$ -	\$ -	0.00%	75.00%	\$ -	\$ 6,192	\$ (6,192)	\$ -	0.00%

Charleston Coliseum and Convention Center Revenue Fund
Statement of Cash Flows
Proprietary Fund
For the Fiscal Year Ended March 31, 2019

CASH FLOWS FROM OPERATING ACTIVITIES		
Receipts From Customers and Users		\$ 2,249,955
Payments to Suppliers		(1,583,772)
Payments to Employees		(1,227,770)
Internal Activity Receipts/Payments to Other Funds		<u>5,785</u>
Net Cash Provided (Used) By Operating Activities		<u>(555,802)</u>
CASH FLOWS FROM NONCAPITAL FINANCING ACTIVITIES		
Transfers From Other Funds		<u>-</u>
CASH FLOWS FROM CAPITAL AND RELATED FINANCING ACTIVITIES		
Transfers From General Fund for Debt Service Payments		470,478
Transfers From Coal Severance Fund for Debt Service Payments		122,438
Transfers From Civic Center Capital Improvements Fund		-
Transfers From Civic Center Project		-
Transfers From Parking		11,000
Transfer to Civic Center Capital Improvement Fund		(12,364)
Energy Rebates for Capital Lighting Upgrades		129,463
Transfers GF-Health Care		101,193
Transfers GF-Subsidy		580,000
Interest And Fees Paid On Capital Debt		(117,595)
Principal Paid On Capital Debt		(510,000)
Acquisition and Construction of Capital Assets		(12,600)
Proceeds from Sale of Capital Asset		<u>5,393</u>
Net Cash Provided (Used) By Capital and Related Financing Activities		<u>747,406</u>
CASH FLOWS FROM INVESTING ACTIVITIES		
Interest and Dividends Received		<u>7,253</u>
Net Cash Provided (Used) By Investing Activities		<u>7,253</u>
Net Increase (Decrease) In Cash And Cash Equivalents		198,857
Cash and Cash Equivalents, Beginning of Nine-Month Period (Including Restricted Assets of \$ 234,676)		<u>373,442</u>
Cash and Cash Equivalents, End of Nine-Month Period (Including Restricted Assets of \$ 255,544)		<u>\$ 572,299</u>
Reconciliation Of Operating Income To Net Cash Provided By Operating Activities:		
Operating Income (Loss)		\$ (1,772,915)
Adjustment To Reconcile Operating Income To Net Cash Provided (Used) By Operating Activities:		
Depreciation Expense	1,019,086	
(Increase) Decrease in Due From Other Funds	13,019	
(Increase) Decrease in Accounts Receivable	271,234	
(Increase) Decrease In Prepaid Insurance	49,451	
(Increase) Decrease in Restricted Deposits	67,255	
Increase (Decrease) In Advance Payments	(200)	
Increase (Decrease) In Accounts Payable	(174,913)	
Increase (Decrease) In Salaries & Benefits Payable	-	
Increase (Decrease) In Accrued Vacation Payable	-	
Increase (Decrease) In Insurance Payable	-	
Increase (Decrease) In Charleston Sound Payable	100	
Increase (Decrease) In Other Operating Liabilities	607	
Increase (Decrease) In Due To Other Funds	(7,234)	
Increase (Decrease) In Due To Component Unit	(23,637)	
Increase (Decrease) In Deposits On Hand	2,345	
Increase (Decrease) In Other Post Employment Benefits	-	
Total Adjustments		<u>1,217,113</u>
Net Cash Provided (Used) By Operating Activities		<u>\$ (555,802)</u>

Noncash Investing, Capital, and Financing Activities:

Unaudited

CITY OF CHARLESTON, WEST VIRGINIA
Parking System
Statement of Net Position
Proprietary Fund
March 31, 2019

ASSETS

Current Assets:

Cash and Cash Equivalents	\$ 4,774,013
Cash with Fiscal Agent	525
Accounts Receivable (Net of Allowance for Uncollectibles)	130,849
Due From Other Funds	-
Prepaid Insurance	569
Interest Receivable	-
Restricted:	
Cash and Cash Equivalents	1,111,013
Revenue Bond Covenant Accounts	110,411
Total Current Assets	<u>6,127,380</u>

Noncurrent Assets

Restricted:	
Revenue Bond Covenant Accounts	898,934
Capital Assets Not Being Depreciated:	
Land	4,066,447
Construction in Progress	533,887
Capital Assets Being Depreciated	
Buildings and System	23,636,122
Machinery and Equipment	1,404,081
Less Accumulated Depreciation	(19,851,943)
Total Capital Assets (Net of Accumulated Depreciation)	<u>9,788,594</u>
Total Noncurrent Assets	<u>10,687,528</u>
Total Assets	<u>\$ 16,814,908</u>

DEFERRED OUTFLOW OF RESOURCES:

Other Post Employment Benefits	\$ 77,031
Loss on Refunding of Debt	-
	<u>77,031</u>

LIABILITIES

Current Liabilities:

Accounts Payable	\$ 96
Due to Other Funds	2,025
Salaries and Wages Payable	15,068
Compensated Absences	35,528
Insurance Claims Payable	10,159
Other Post Employment Benefits	-
Performance Bonds	3,455
Advance Payments	2,160
Revenue Bonds Payable-current	-
Accrued Interest Payable	-
Total Current Liabilities	<u>68,491</u>

Noncurrent Liabilities:

Revenue Bonds Payable (Net of Unamortized Discounts)	-
OPEB-Long-Term	<u>3,807,053</u>
Total Noncurrent Liabilities	<u>3,807,053</u>
Total Liabilities	<u>3,875,544</u>

DEFERRED INFLOW OF RESOURCES:

Other Post Employment Benefits	80,483
Advance Payments	10,222
	<u>90,705</u>

NET POSITION

Net Investment in Capital Assets	9,788,594
Restricted For Debt Service	2,120,358
Unrestricted	1,016,738
Total Net Position	<u>\$ 12,925,690</u>

Unaudited

CITY OF CHARLESTON, WEST VIRGINIA
Parking System
Statement of Revenues, Expenses, and Changes in Fund Net Position
Proprietary Fund
For the Nine-Month Period Ended March 31, 2018

	Annual Budget	Current Month	Year To Date	Percent Collected/ Used	Budget Percentage	Actual To Budget	Year To Date Prior Year	Actual to Prior Year Actual	Balance to Collect/Use	Percent To Collect/Use
Operating Revenues	\$ 2,983,800	\$ 245,999	\$ 2,185,638	76.31%	75.00%	\$ 37,788	\$ 2,053,295	\$ 132,343	\$ 678,163	28.68%
Operating Expenses	2,952,508	210,490	1,780,884	60.31%	75.14%	(437,631)	1,750,360	29,624	1,271,524	39.68%
Operating Income (Loss)	(68,708)	35,549	404,754			475,419	293,035	111,719	(493,452)	
Nonoperating Revenues	45,000	13,418	105,061	233.47%	75.00%	71,311	40,502	64,559	(60,061)	-133.47%
Nonoperating Expenses	-	-	-	0.00%	75.00%	-	-	64,559	(60,061)	0.00%
Total Nonoperating Revenue (Expense)	45,000	13,418	105,061			71,311	40,502	64,559	(60,061)	
Income Before Contributions and Transfers	\$ (43,708)	\$ 48,967	\$ 509,815			\$ 546,730	\$ 333,537	\$ 176,278	\$ 158,523	
Transfers in (Capital Contributions)	\$ -	\$ -	\$ -	0.00%	75.00%	\$ -	\$ 500,000	\$ 500,000	\$ -	0.00%
Transfer Out	\$ (713,000.00)	\$ (11,000)	\$ (11,000)	1.54%	75.00%	\$ 523,750	\$ -	\$ (11,000)	\$ 703,000	0.00%
Change in Net Position			498,815							
Total Net Position-Beginning			\$ 12,425,875							
Total Net Position-Ending			\$ 12,925,690							

CITY OF CHARLESTON, WEST VIRGINIA
Parking System

Unconditional

CITY OF CHARLESTON, WEST VIRGINIA
Parking System
Statement of Revenues, Expenses, and Changes in Fund Net Position
For the Nine-Month Period Ended March 31, 2019

	Annual Budget	Current Month	Year to Date	Percent Used	Budget Percentage	Actual to Budget	Year to Date Prior Year	Actual to Prior Year Actual	Balance To Use	Percent To Use
OPERATING EXPENSES										
PERSONNEL COSTS										
Salaries and Wages	\$ 653,833	\$ 47,064	\$ 453,786	69.40%	76.92%	\$ (49,142)	\$ 488,088	\$ (44,302)	\$ 200,047	30.60%
FICA	50,018	3,353	32,385	64.75%	76.92%	(16,089)	34,617	(2,232)	17,633	35.25%
Medical and Life Insurance	171,196	9,789	47,816	27.92%	75.00%	18,418	123,769	26,047	23,380	18.66%
Dental Insurance	60,283	4,557	42,052	69.76%	76.92%	(4,318)	49,508	(7,456)	18,231	30.24%
Disability Insurance	8,046	1,879	15,452	193.25%	75.00%	10,055	10,055	5,397	(6,406)	-70.82%
Insurance Payroll Deduction	(89,371)	(3,131)	(48,233)	53.98%	75.00%	545	(34,497)	6,264	(10,138)	28.42%
Other Post-Employment Benefits	435,000			0.00%	75.00%	(331,250)			415,000	100.00%
	<u>1,371,005</u>	<u>63,528</u>	<u>463,258</u>	<u>50.21%</u>	<u>75.62%</u>	<u>(338,328)</u>	<u>671,540</u>	<u>(6,282)</u>	<u>657,747</u>	<u>48.79%</u>
CONTRACTUAL SERVICES										
Telephone	20,000	1,525	8,011	40.05%	75.00%	(5,989)	8,070	141	10,989	54.95%
Utilities	200,000	35,346	115,590	57.77%	75.00%	(34,410)	130,252	(14,672)	84,410	42.21%
Travel	7,500	-	1,681	22.41%	75.00%	(3,864)	55,132	1,681	5,819	77.59%
Maintenance and Repair-Building and Grounds	100,000	8,540	59,482	59.48%	75.00%	(15,518)	17,555	(8,563)	40,518	40.52%
Maintenance and Repair-Equipment	25,000	1,455	7,948	31.79%	75.00%	(10,802)	17,555	(9,603)	17,052	68.21%
Maintenance and Repair-Autos/Trucks	9,700	852	2,359	23.29%	75.00%	(5,010)	6,449	(4,180)	7,441	78.71%
Postage	33,000	149	2,541	50.82%	75.00%	(1,209)	3,638	(2,481)	7,441	78.71%
Building and Equipment Rentals	-	4,355	26,302	75.00%	75.00%	1,552	19,430	6,872	6,888	49.88%
Advertising/Legal Publications	-	-	-	0.00%	75.00%	-	287	(287)	20,589	100.00%
Training	5,000	-	564	11.28%	75.00%	(3,186)	-	564	4,436	88.72%
Dues and Subscriptions	750	44	60	0.00%	75.00%	(903)	-	80	690	0.00%
Professional Services - 425	-	-	245	0.00%	75.00%	245	9,827	(9,582)	(245)	0.00%
Workers Compensation and Unemployment Compensation	18,845	147	12,619	66.95%	75.00%	(1,515)	10,783	1,836	6,226	33.04%
Insurance and Bonds	92,000	7,252	65,814	71.54%	75.00%	(3,186)	64,957	857	26,186	28.46%
Contracted Services	189,000	31,714	123,812	65.36%	75.00%	(11,188)	141,445	(17,633)	56,188	31.22%
Bank Fees-Collection	2,900	108	1,345	53.80%	75.00%	(530)	1,468	(63)	1,155	46.30%
Electronic Water Fees	55,000	3,803	27,365	49.15%	75.00%	(13,885)	-	27,365	27,635	50.25%
	<u>754,295</u>	<u>74,595</u>	<u>456,538</u>	<u>60.54%</u>	<u>75.00%</u>	<u>(109,083)</u>	<u>480,083</u>	<u>(23,455)</u>	<u>297,657</u>	<u>39.46%</u>
COMMODITIES										
Materials and Supplies	50,000	4,647	49,594	99.89%	75.00%	(2,494)	39,487	10,507	6	0.01%
Gas, Oil and Tires	6,000	327	4,037	50.48%	75.00%	(1,963)	5,794	(1,797)	3,983	49.54%
Uniforms	7,500	-	1,844	24.59%	75.00%	(3,650)	6,189	(4,261)	5,559	74.00%
	<u>63,500</u>	<u>5,174</u>	<u>55,375</u>	<u>85.46%</u>	<u>75.00%</u>	<u>(8,107)</u>	<u>51,470</u>	<u>4,505</u>	<u>3,525</u>	<u>14.54%</u>
Total Operating Expenses	2,140,600	143,208	1,175,871	54.83%	75.27%	(495,981)	1,203,103	(27,232)	984,939	45.07%
Depreciation	811,708	67,132	605,013	74.54%	75.00%	(18,780)	557,157	(47,856)	206,695	25.46%
TOTAL OPERATING EXPENSES AND DEPRECIATION	2,952,308	210,490	1,780,884	60.32%	75.14%	(437,631)	1,760,260	(20,624)	1,171,624	39.68%
NONOPERATING EXPENSES										
Interest on Bonds	-	-	-	0.00%	75.00%	-	-	-	-	0.00%
Bond Service Charge	-	-	-	0.00%	75.00%	-	-	-	-	0.00%
Contingency	-	-	-	0.00%	75.00%	-	-	-	-	0.00%
TOTAL NONOPERATING EXPENSES	-	-	-	0.00%	75.00%	-	-	-	-	0.00%
TOTAL EXPENSES	\$ 2,952,308	\$ 210,490	\$ 1,780,884	60.32%	75.07%	\$ (435,564)	\$ 1,760,260	20,624	\$ 1,171,624	39.68%
Transfers Out	\$ 713,000	\$ 11,000	\$ 11,000	1.54%	75.00%	\$ (523,750)	\$ 808,845	(797,845)	\$ 702,000	98.46%

Unaudited

CITY OF CHARLESTON, WEST VIRGINIA
Parking System
Proprietary Fund
Schedule of Capital Outlays
For the Nine-Month Period Ended March 31, 2019

Capital Outlays	Annual Budget	Current Month	Year to Date	Percent Used	Budget Percentage	Actual to Budget	Year to Date Prior Year	Actual to Prior Year Actual	Balance To Use	Percent To Use
Capital Outlay-Major Improvements	\$ -	-	-	0.00%	75.00%	\$ -	\$ -	-	-	0.00%
Capital Outlay-Major Improvements-Lighting	-	-	-	0.00%	0.00%	6,140	-	-	-	0.00%
Capital Outlay-Buildings & Equipment	55,000	-	6,140	11.16%	75.00%	(35,110)	58,524	(52,384)	48,860	88.84%
Capital Outlay-Land	-	-	-	0.00%	0.00%	-	-	-	-	0.00%
Construction in Progress	-	-	498,332	0.00%	75.00%	-	-	498,332	(498,332)	0.00%
Capital Outlay-Lease Purchase	-	-	-	0.00%	0.00%	-	-	-	-	0.00%
Total Capital Outlays for the Two-Month Period Ended March 31, 2018	\$ 55,000	\$ -	\$ 504,472	917.22%	75.00%	\$ 463,222	\$ 58,524	\$ 445,948	\$ (469,472)	-87.72%

Parking System Revenue
Proprietary Fund
Statement of Cash Flows
For the Nine-Month Period Ended March 31, 2019

CASH FLOWS FROM OPERATING ACTIVITIES

Receipts From Customers and Users	\$ 2,199,617
Payments to Suppliers	(750,443)
Payments to Employees	(663,258)
Internal Activity Receipts/payments to other funds	<u>9,227</u>

Net Cash Provided (Used) By Operating Activities	<u>795,143</u>
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CASH FLOWS FROM NONCAPITAL FINANCING ACTIVITIES

Transfers From Other Funds	<u>-</u>
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CASH FLOWS FROM CAPITAL AND RELATED FINANCING ACTIVITIES

Federal Grant Subsidy	-
Transfer to Parking	(11,000)
Principal Payments on Capital Debt	-
Interest and Fees Paid on Capital Debt	-
Acquisition and Construction of Capital Assets	(504,472)
Energy Rebates	-
Capital Contributions	-
Cash Proceeds from Sale of Capital Asset	<u>20</u>

Net Cash Provided (Used) By Capital & Related Financing Activities	<u>(515,452)</u>
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CASH FLOWS FROM INVESTING ACTIVITIES

Interest and Dividends Received	<u>105,041</u>
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Net Cash Provided (Used) By Investing Activities	<u>105,041</u>
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Net Increase (Decrease) in Cash and Cash Equivalents	384,732
Cash and Cash Equivalents, Beginning of Nine-Month Period (Including Restricted Assets of \$ 2,597,550)	<u>6,510,164</u>
Cash and Cash Equivalents, End of Nine-Month Period (Including Restricted Assets of \$ 2,120,358)	<u>\$ 6,894,896</u>

Reconciliation of Operating Income to Net Cash Provided (Used) by Operating Activities:

Operating Income (Loss)	\$ 404,754
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Adjustments to Reconcile Operating Income (Loss) to Net Cash provided by Operating Activities:

Depreciation Expense	605,013
(Increase) Decrease in Accounts Receivable	11,286
(Increase) Decrease in Prepaid and Other	65,164
(Increase) Decrease in Due From Other Funds	12,006
Increase (Decrease) in Accounts Payable	(302,697)
Increase (Decrease) in Accrued Salaries & Benefits	-
Increase (Decrease) in Insurance Claims Payable	-
Increase (Decrease) in Accrued Vacation	-
Increase (Decrease) in Performance Bonds	-
Increase (Decrease) in Unearned Revenue	1,973
Increase (Decrease) in Advance Lot Rental	720
Increase (Decrease) in Due to Other Funds	(2,779)
Increase (Decrease) in Due to Other Governmental Entities	(297)
Increase (Decrease) in Other Post Employment Benefits	<u>-</u>
Total Adjustments	<u>390,389</u>

Net Cash Provided (Used) by Operating Activities	<u>\$ 795,143</u>
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Unaudited

CITY OF CHARLESTON
Office of Finance Director
Payroll Variance Analysis
April, 2019

Department		Type Wages	Current Month				Year-to-Date				Annual	
Name	Code		Budget	Actual	Variance	%	Budget	Actual	Variance	%	Budget	Available
Mayor	409	Regular	25,667	26,199	(532)	-2.07%	256,047	299,105	(43,058)	-16.82%	320,216	21,112
		IPT	-	-	-		-	-	-		-	-
Budget	4	Overtime	-	-	-		-	-	-		-	-
Actual	4	Total	25,667	26,199	(532)	-2.07%	256,047	299,105	(43,058)	-16.82%	320,216	21,112
City Council	410	Regular	13,433	12,500	933	6.95%	119,817	102,900	16,917	14.12%	153,400	50,500
		IPT	-	-	-		-	-	-		-	-
Budget	26	Overtime	-	-	-		-	-	-		-	-
Actual	26	Total	13,433	12,500	933	6.95%	119,817	102,900	16,917	14.12%	153,400	50,500
City Manager - Admin.	412-00	Regular	47,073	37,888	9,185	19.51%	494,262	449,444	44,817	9.07%	611,943	162,499
		IPT	385	640	(255)	-66.40%	4,038	8,340	(4,302)	-106.51%	5,000	(3,340)
Budget	8	Overtime	-	-	-		-	-	-		-	-
Actual	6	Total	47,457	38,528	8,929	18.82%	498,300	457,784	40,516	8.13%	616,943	159,159
City Manager - Const.	412-50	Regular	42,545	32,131	10,414	24.48%	446,720	435,638	11,082	2.48%	553,082	117,444
		IPT	3,462	1,299	2,163	62.47%	36,346	16,808	19,538	53.76%	45,000	28,192
Budget	14	Overtime	4,615	210	4,406	95.46%	48,462	42,926	5,536	11.42%	60,000	17,074
Actual	11	Total	50,622	33,640	16,982	33.55%	531,528	495,372	36,156	6.80%	658,082	162,710
City Treasurer	413	Regular	9,478	9,478	(0)	0.00%	99,517	99,517	(0)	0.00%	123,211	23,694
		IPT	692	-	692	100.00%	7,269	637	6,633	91.24%	9,000	8,364
Budget	3	Overtime	-	-	-		-	-	-		-	-
Actual	3	Total	10,170	9,478	692	6.81%	106,786	100,153	6,633	6.21%	132,211	32,058
City Collector	414	Regular	52,673	51,803	870	1.65%	553,067	550,332	2,735	0.49%	684,750	134,418
		IPT	-	-	-		-	-	-		-	-
Budget	15	Overtime	-	-	-		-	26	(26)	-100.00%	-	(26)
Actual	15	Total	52,673	51,803	870	1.65%	553,067	550,359	2,709	0.49%	684,750	134,391
City Clerk	415	Regular	9,539	9,540	(0)	0.00%	100,163	99,625	537	0.54%	124,011	24,386
		IPT	-	-	-		-	-	-		-	-
Budget	3	Overtime	-	-	-		-	-	-		-	-
Actual	3	Total	9,539	9,540	(0)	0.00%	100,163	99,625	537	0.54%	124,011	24,386
Municipal Court	416	Regular	22,023	16,877	5,146	23.37%	228,544	227,236	1,308	0.57%	283,600	312,044
		IPT	1,385	2,628	(1,243)	-89.77%	14,538	13,852	687	4.72%	18,000	4,148
Budget	8	Overtime	2,154	2,438	(284)	-13.17%	22,615	25,249	(2,634)	-11.65%	28,000	2,751
Actual	8	Total	25,561	21,942	3,619	14.16%	265,698	266,337	(640)	-0.24%	329,600	318,943

CITY OF CHARLESTON
Office of Finance Director
Payroll Variance Analysis
April, 2019

Department		Type Wages	Current Month				Year-to-Date				Annual	
Name	Code		Budget	Actual	Variance	%	Budget	Actual	Variance	%	Budget	Available
City Attorney	417	Regular	29,457	22,102	7,355	24.97%	309,294	309,826	(531)	-0.17%	382,936	73,110
		IPT	-	-	-		-	-	-		-	-
		Overtime	-	-	-		-	-	-		-	-
		Total	29,457	22,102	7,355	24.97%	309,294	309,826	(531)	-0.17%	382,936	73,110
	Budget 5											
	Actual 4											
Accounting	418	Regular	22,089	22,089	0	0.00%	231,935	231,934	0	0.00%	287,157	55,223
		IPT	-	-	-		-	-	-		-	-
		Overtime	-	-	-		-	-	-		-	-
		Total	22,089	22,089	0	0.00%	231,935	231,934	0	0.00%	287,157	55,223
	Budget 5											
	Actual 5											
Engineering - General	420-00	Regular	35,526	35,449	77	0.22%	373,025	372,096	930	0.25%	461,841	89,745
		IPT	269	-	269	100.00%	2,827	-	2,827	100.00%	3,500	3,500
		Overtime	-	-	-		-	-	-		-	-
		Total	35,795	35,449	346	0.97%	375,852	372,096	3,757	1.00%	465,341	93,245
	Budget 7											
	Actual 7											
Engineering - Stormwater	420-01	Regular	16,690	16,690	0	0.00%	175,250	175,250	0	0.00%	216,976	41,726
		IPT	-	-	-		-	-	-		-	-
		Overtime	-	-	-		-	-	-		-	-
		Total	16,690	16,690	0	0.00%	175,250	175,250	0	0.00%	216,976	41,726
	Budget 4											
	Actual 4											
MOECD	421	Regular	30,329	30,329	0	0.00%	318,450	320,473	(2,022)	-0.64%	394,272	73,799
		IPT	-	-	-		-	-	-		-	-
		Overtime	-	-	-		-	-	-		-	-
		Total	30,329	30,329	0	0.00%	318,450	320,473	(2,022)	-0.64%	394,272	73,799
	Budget 7											
	Actual 7											
Human Resources	422	Regular	35,723	33,069	2,654	7.43%	375,090	384,988	(9,898)	-2.64%	464,397	79,409
		IPT	-	-	-		-	-	-		-	-
		Overtime	-	-	-		-	-	-		-	-
		Total	35,723	33,069	2,654	7.43%	375,090	384,988	(9,898)	-2.64%	464,397	79,409
	Budget 8											
	Actual 8											
Mail Room	431	Regular	4,944	2,472	2,472	50.00%	51,912	38,115	13,797	26.58%	64,272	26,157
		IPT	-	-	-		-	-	-		-	-
		Overtime	-	-	-		-	-	-		-	-
		Total	4,944	2,472	2,472	50.00%	51,912	38,115	13,797	26.58%	64,272	26,157
	Budget 2											
	Actual 1											
Building Commission	436	Regular	48,676	47,927	749	1.54%	511,093	503,844	7,250	1.42%	632,782	128,938
		IPT	-	-	-		-	-	-		-	-
		Overtime	-	-	-		-	20	(20)		-	-
		Total	48,676	47,927	749	1.54%	511,093	503,863	7,230	1.41%	632,782	128,938
	Budget 13											
	Actual 13											

Issued: May 2, 2019

Current Month includes 2 pay periods covering the work period of March 17, 2019 through April 13, 2019.

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Year-to-Date includes 21 of 26 pay periods covering the work period of June 24, 2018 through April 13, 2019

CITY OF CHARLESTON
Office of Finance Director
Payroll Variance Analysis
April, 2019

Department		Type	Current Month				Year-to-Date				Annual	
Name	Code	Wages	Budget	Actual	Variance	%	Budget	Actual	Variance	%	Budget	Available
Planning	437	Regular	30,353	25,615	4,737	15.61%	318,705	311,335	7,370	2.31%	394,587	83,252
		IPT	923	-	923	100.00%	9,692	-	9,692	100.00%	12,000	12,000
Budget	7	Overtime	-	-	-		-	-	-		-	
Actual	6	Total	31,276	25,615	5,661	18.10%	328,397	311,335	17,062	5.20%	406,587	95,252
Information Systems	439	Regular	60,834	54,982	5,852	9.62%	638,754	577,308	61,446	9.62%	790,838	213,530
		IPT	-	-	-		-	-	-		-	-
Budget	12	Overtime	-	-	-		-	-	-		-	-
Actual	12	Total	60,834	54,982	5,852	9.62%	638,754	577,308	61,446	9.62%	790,838	213,530
Building Maintenance	440	Regular	17,825	13,625	4,200	23.56%	187,163	186,601	562	0.30%	231,725	45,124
		IPT	-	-	-		-	400	(400)		-	(400)
Budget	7	Overtime	1,385	91	1,294	93.44%	14,538	21,053	(6,514)	-44.81%	18,000	(3,053)
Actual	6	Total	19,210	13,716	5,493	28.60%	201,701	208,054	(6,353)	-3.15%	249,725	41,671
Strategy Management	442	Regular	11,454	24,609	(13,155)	-114.84%	120,272	144,978	(24,706)	-20.54%	148,908	3,930
		IPT	-	-	-		-	-	-		-	-
Budget	2	Overtime	-	-	-		-	-	-		-	-
Actual	2	Total	11,454	24,609	(13,155)	-114.84%	120,272	144,978	(24,706)	-20.54%	148,908	3,930
Morris Square Property	500	Regular	4,627	4,627	0	0.00%	48,584	48,783	(199)	-0.41%	60,152	11,369
		IPT	-	-	-		-	-	-		-	-
Budget	2	Overtime	923	21	902	97.67%	9,692	9,671	21	0.22%	12,000	2,329
Actual	2	Total	5,550	4,649	902	16.25%	58,277	58,454	(178)	-0.30%	72,152	13,698
Public Works	566	Regular	8,000	8,000	-	0.00%	84,000	84,000	-	0.00%	104,000	20,000
		IPT	-	-	-		-	-	-		-	-
Budget	1	Overtime	-	-	-		-	-	-		-	-
Actual	1	Total	8,000	8,000	-	0.00%	84,000	84,000	-	0.00%	104,000	20,000
Public Grounds - Adm.	567-00	Regular	68,158	64,060	4,098	6.01%	715,654	690,659	24,995	3.49%	886,048	195,389
		IPT	-	-	-		-	-	-		-	-
Budget	27	Overtime	2,308	3,672	(1,364)	-59.12%	24,231	10,270	13,960	57.61%	30,000	19,730
Actual	26	Total	70,465	67,732	2,733	3.88%	739,885	700,930	38,955	5.27%	916,048	215,118
Public Grounds - C/T	567-01	Regular	4,728	4,728	-	0.00%	49,644	49,884	(240)	-0.48%	61,464	11,580
		IPT	-	-	-		-	-	-		-	-
Budget	2	Overtime	385	-	385	100.00%	4,038	273	3,766	93.24%	5,000	4,727
Actual	2	Total	5,113	4,728	385	7.52%	53,682	50,156	3,526	6.57%	66,464	16,308

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Current Month includes 2 pay periods covering the work period of March 17, 2019 through April 13, 2019.
Year-to-Date includes 21 of 26 pay periods covering the work period of June 24, 2018 through April 13, 2019

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CITY OF CHARLESTON
Office of Finance Director
Payroll Variance Analysis
April, 2019

Department		Type Wages	Current Month				Year-to-Date				Annual	
Name	Code		Budget	Actual	Variance	%	Budget	Actual	Variance	%	Budget	Available
Police - Uniform	700-00	Regular	615,660	586,453	29,207	4.74%	6,464,428	6,425,895	38,533	0.60%	8,003,578	1,577,683
		Overtime	125,483	148,786	(23,303)	-18.57%	1,554,727	1,714,564	(159,837)	-10.28%	1,911,554	196,990
Budget	173	Reimb.	(1,923)	(2,928)	1,005	52.26%	(20,192)	(26,480)	6,288	31.14%	(25,000)	(25,000)
Actual	163	Total	739,220	732,311	6,909	0.93%	7,998,963	8,113,979	(115,016)	-1.44%	9,890,132	1,749,673
Police - Civilian	700-01	Regular	62,684	60,821	1,863	2.97%	658,183	670,703	(12,520)	-1.90%	814,893	144,190
		IPT	3,846	2,810	1,036	26.94%	40,385	32,887	7,498	18.57%	50,000	17,113
Budget	24	Overtime	8,615	5,967	2,649	30.74%	90,462	66,904	23,558	26.04%	112,000	45,096
Actual	22	Total	75,146	69,598	5,548	7.38%	789,029	770,494	18,535	2.35%	976,893	206,399
Fire - Uniform	706-00	Regular	606,083	597,684	8,399	1.39%	6,735,383	6,654,552	80,831	1.20%	8,318,138	1,663,586
		Overtime	75,177	64,793	10,384	13.81%	789,359	636,597	152,762	19.35%	977,302	340,705
Budget	169	Reimb.	(923)	(3,178)	2,254	244.23%	(9,692)	(26,871)	17,179	177.24%	(12,000)	14,871
Actual	165	Total	680,337	659,299	21,038	3.09%	7,515,049	7,264,278	250,771	3.34%	9,283,440	2,019,162
Fire - Civilian	706-01	Regular	6,566	6,566	0	0.00%	68,941	68,941	0	0.00%	85,356	16,415
		IPT	-	-	-	-	-	-	-	-	-	-
Budget	2	Overtime	-	-	-	-	-	-	-	-	-	-
Actual	2	Total	6,566	6,566	0	0.00%	68,941	68,941	0	0.00%	85,356	16,415
TPT	712	Regular	38,494	33,607	4,887	12.70%	404,182	383,419	20,763	5.14%	500,416	116,997
		IPT	-	-	-	-	-	-	-	-	-	-
Budget	12	Overtime	1,077	542	535	49.65%	11,308	11,181	127	1.12%	14,000	2,819
Actual	11	Total	39,570	34,149	5,422	13.70%	415,490	394,600	20,890	5.03%	514,416	119,816
Emergency Services	716	Regular	12,198	18,046	(5,848)	-47.94%	128,081	128,054	27	0.02%	158,577	30,523
		IPT	-	-	-	-	-	-	-	-	-	-
Budget	2	Overtime	-	-	-	-	-	-	-	-	-	-
Actual	1	Total	12,198	18,046	(5,848)	-47.94%	128,081	128,054	27	0.02%	158,577	30,523
Street	750	Regular	185,068	170,437	14,631	7.91%	1,943,212	1,842,185	101,027	5.20%	2,405,882	563,697
		IPT	-	-	-	-	-	-	-	-	-	-
Budget	73	Overtime	17,538	5,043	12,496	71.25%	256,154	248,904	7,250	2.83%	300,000	51,096
Actual	68	Total	202,606	175,479	27,127	13.39%	2,199,366	2,091,090	108,276	4.92%	2,705,882	614,792
Equipment Maintenance	754	Regular	64,354	60,446	3,908	6.07%	675,718	676,057	(339)	-0.05%	836,603	160,546
		IPT	-	-	-	-	-	-	-	-	-	-
Budget	22	Overtime	5,000	1,805	3,195	63.90%	52,500	53,361	(861)	-1.64%	65,000	11,639
Actual	21	Total	69,354	62,251	7,103	10.24%	728,218	729,418	(1,200)	-0.16%	901,603	172,185

CITY OF CHARLESTON
Office of Finance Director
Payroll Variance Analysis
April, 2019

Department		Type Wages	Current Month				Year-to-Date				Annual	
Name	Code		Budget	Actual	Variance	%	Budget	Actual	Variance	%	Budget	Available
Refuse & Recycling	800	Regular	158,777	147,702	11,075	6.98%	1,667,163	1,509,421	157,742	9.46%	2,064,107	554,686
		IPT	-	-	-		-	-	-		-	-
Budget	67	Overtime	21,538	15,224	6,315	29.32%	226,154	212,097	14,057	6.22%	280,000	67,903
Actual	62	Total	180,316	162,926	17,390	9.64%	1,893,317	1,721,517	171,800	9.07%	2,344,107	622,590
Parks & Recreation	900	Regular	96,139	88,379	7,759	8.07%	1,009,457	948,381	61,076	6.05%	1,249,804	301,423
		IPT	11,200	5,111	6,089	54.37%	196,000	190,445	5,555	2.83%	280,000	89,555
Budget	33	Overtime	4,923	2,050	2,873	58.35%	51,692	35,266	16,426	31.78%	64,000	28,734
Actual	30	Total	112,262	95,540	16,721	14.90%	1,257,149	1,174,092	83,057	6.61%	1,593,804	419,712
Public Arts	906	Regular	4,154	3,846	308	7.41%	43,615	40,385	3,231	7.41%	54,000	13,615
		IPT	-	-	-		-	-	-		-	-
Budget	1	Overtime	-	-	-		-	-	-		-	-
Actual	1	Total	4,154	3,846	308	7.41%	43,615	40,385	3,231	7.41%	54,000	13,615
Municipal Auditorium	910	Regular	7,438	7,421	17	0.23%	78,100	78,392	(293)	-0.37%	96,695	18,303
		IPT	-	-	-		-	-	-		-	-
Budget	3	Overtime	385	101	283	73.64%	4,038	3,975	63	1.57%	5,000	1,025
Actual	3	Total	7,823	7,522	301	3.84%	82,138	82,368	(229)	-0.28%	101,695	19,327
Spring Hill Cemetery	952	Regular	25,346	19,733	5,612	22.14%	266,128	260,333	5,795	2.18%	329,492	69,159
		IPT	5,813	-	5,813	0.00%	38,750	25,999	12,751	32.91%	62,000	36,001
Budget	8	Overtime	923	297	626	67.79%	9,692	3,328	6,364	65.66%	12,000	8,672
Actual	7	Total	32,081	20,031	12,051	37.56%	314,570	289,660	24,910	7.92%	403,492	113,832
General Fund		Regular	2,534,803	2,407,930	126,873	5.01%	26,949,555	26,380,591	568,964	2.11%	33,354,109	6,973,518
		IPT	27,974	12,487	15,487	55.36%	349,846	289,367	60,479	17.29%	484,500	195,133
		Overtime	272,429	251,040	21,389	7.85%	3,169,663	3,095,666	73,997	2.33%	3,893,856	798,190
Budget	781	Reimb.	(2,846)	(6,106)	3,259	114.52%	(29,885)	(53,351)	23,467	78.52%	(37,000)	16,351
Actual	738	Total	2,832,360	2,665,351	167,008	5.90%	30,439,179	29,712,272	726,907	2.39%	37,695,465	7,983,193

CITY OF CHARLESTON
Office of Finance Director
Payroll Variance Analysis
April, 2019

Department		Type	Current Month				Year-to-Date				Annual	
Name	Code	Wages	Budget	Actual	Variance	%	Budget	Actual	Variance	%	Budget	Available
Civic Center		Regular	90,824	83,909	6,915	7.61%	990,231	846,371	143,860	14.53%	1,180,716	334,345
		IPT	26,538	31,144	(4,606)	-17.36%	291,923	237,997	53,926	18.47%	345,000	107,003
	Budget 28	Overtime	4,000	3,774	226	5.66%	44,000	57,057	(13,057)	-29.67%	52,000	(5,057)
	Actual 27	Total	121,363	118,827	2,535	2.09%	1,326,155	1,141,425	184,729	13.93%	1,577,716	436,291
Parking System		Regular	45,141	43,408	1,733	3.84%	496,551	451,832	44,719	9.01%	586,833	135,001
		IPT	3,923	2,316	1,607	40.97%	43,154	31,041	12,112	28.07%	51,000	19,959
	Budget 18	Overtime	1,231	895	336	27.30%	13,538	13,231	307	2.27%	16,000	2,769
	Actual 18	Total	50,295	46,619	3,676	7.31%	553,243	496,105	57,139	10.33%	653,833	157,728
Total		Regular	2,670,768	2,535,247	135,521	5.07%	28,436,337	27,678,794	757,543	2.66%	35,121,658	7,442,864
		IPT	58,436	45,947	12,488	21.37%	684,923	558,405	126,518	18.47%	880,500	322,095
		Overtime	277,660	255,708	21,952	7.91%	3,227,201	3,165,954	61,248	1.90%	3,961,856	795,902
	Budget 827	Reimb.	(2,846)	(6,106)	3,259	-114.52%	(29,885)	(53,351)	23,467	-78.52%	(37,000)	16,351
	Actual 783	Total	3,004,017	2,830,797	173,220	5.77%	32,318,577	31,349,802	968,775	3.00%	39,927,014	8,577,212

Issued: May 2, 2019

Current Month includes 2 pay periods covering the work period of March 17, 2019 through April 13, 2019.

Page 6 of 6

Year-to-Date includes 21 of 26 pay periods covering the work period of June 24, 2018 through April 13, 2019

Vacancy Report:

City Manger	2	Fire - Unif.	4
CM - Construction	3	TPT	1
Legal	1	Hmld Sec.	1
Mailroom	1	Street	5
Planning	1	Eqt. Maint.	1
Building Maintenance	1	Refuse	5
Public Grounds	1	Parks & Rec	3
Police - Uniform	10	Cemetery	1
Police - Civilian	2		
Total General Fund	43		
Civic Center	1		

Total All **44**

As of April 30, 2019

1 **Bill No.7817**

2 Passed by Council:

3 Introduced in Council:

4 **May 6, 2019**

5 Referred to:

6 Introduced by:

Planning, Streets and Traffic Committee

7 **Brady Campbell**

8
9
10
11 **Bill No. 7817** - A Bill to establish a 15 minute parking zone on Hunters Ridge Road from
12 a point 120 feet north of Saddlehorn Road to a point 220 feet north of Saddlehorn Road
13 and amending the Traffic Control Map and Traffic Control File, established by the code
14 of the City of Charleston, West Virginia, two thousand and three, as amended, Traffic
15 Laws, Section 263, Division 2, Article 4, Chapter 114, to conform therewith.

16 **Be it Ordained by the Council of the City of Charleston, West Virginia:**

17 Section 1. 15 minute parking zone on Hunters Ridge Road from a point 120 feet north of
18 Saddlehorn Road to a point 220 feet north of Saddlehorn Road

19 Section 2. The Traffic Control Map and Traffic Control File, established by the code
20 of the City of Charleston, West Virginia, two thousand and three, as amended, Traffic
21 Laws, Section 263, Division 2, Article 4, Chapter 114, shall be and hereby are
22 amended, to conform to this Ordinance.

23
24 Section 3. All prior Ordinances, inconsistent with this Ordinance are hereby
25 repealed to the extent of said inconsistency.

Bill No. 7813

Introduced in Council:

May 6, 2019

Passed by Council:

Introduced by:

Mary Beth Hoover

Referred to:

**Planning Committee
Municipal Planning Commission**

1 **Bill No. 7813** - Amending the Zoning Ordinance of the City of Charleston, West Virginia, adopted January 1,
2 2006, as amended, by permitting beekeeping as an accessory use in all zoning districts and providing
3 supplemental regulations to ensure public safety and compatibility with neighboring properties.

4 **BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CHARLESTON, WEST VIRGINIA**

5 The Zoning Ordinance for the City of Charleston, West Virginia, effective January 1, 2006, is hereby amended as
6 follows: by permitting beekeeping as an accessory use in all zoning districts and providing supplemental
7 regulations to ensure public safety and compatibility with neighboring properties.

8
9 **Sec. 2-020 Definitions of Terms** shall be amended by as follows:

10
11 **Agriculture, Urban (Urban Agriculture).** An umbrella term that describes a range of food growing practices that may
12 include the keeping of chickens ~~and/or bees~~, but does not include other livestock.

13 **Apiary (Bee Keeping).** ~~The keeping or propagation of honeybee colonies for collection of honey or other bee products.~~

14 **Beekeeping.** The establishment and maintenance of one or more colonies of the common domestic honeybee. Colony shall
15 mean a hive and its equipment and appurtenances, including bees, comb, honey, pollen, and brood. A hive shall mean a
16 structure intended for the housing of a honeybee colony.

17
18 **Sec. 3-050 Permitted Land Uses** shall be amended by adding the following:

19

LAND USE	R-2	R-4	R-6	R-8	R-10	R-O	C-4	C-8	C-10	C-12	CBD	UCD	PMC	I-2	I-4	PUD	SUPP
<u>Beekeeping</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>13</u>

20
21
22 **Sec. 3-060 Supplemental Regulations Pertaining to Land Use Table** shall be amended by adding the following:

23 13. ~~Reserved.~~ **Beekeeping** shall be regulated as follows:

24 a. On lots measuring up to 10,000 square feet in area, a maximum of 2 colonies are permitted. On lots measuring
25 10,001-20,000 square feet in area, a maximum of 4 colonies are permitted. On lots measuring 20,001-40,000
26 square feet in area, a maximum of 6 colonies are permitted. On lots larger than 40,000 square feet, a maximum of
27 12 colonies are permitted.

28 b. Beekeeping shall occur only in rear yards of single-family residential properties. On commercial properties,
29 beekeeping may occur in rear yards and on rooftops. Beekeeping is prohibited on multi-family properties.

30 c. Hives must be located at least 5 feet from any property line.

- 31 d. Where a hive is closer than 25 ft to a shared property line, the owner shall establish and maintain a flyway barrier
32 parallel to the property line at least 6 ft in height and extending 10 ft beyond the colony in each direction. The
33 flyway barrier may consist of a solid wall, fence, dense vegetation, or a combination thereof. If the yard is
34 bordered by a 6 ft privacy fence, no additional flyway barrier is required. This flyway barrier requirement shall not
35 apply if hives are located 25 ft or more from the closest property line or on the roof of a commercial property.
- 36 e. No commercial use or retail sales of bees, honey, honey comb, or other bee products or beekeeping products shall
37 be permitted from any residential property.
- 38 f. The use shall not constitute a nuisance due to aggressive behavior, excessive noise or odor.
39

40 **Sec. 3-060 Supplemental Regulations Pertaining to Land Use Table** shall be further amended by striking the following:

41 51. **Urban Agriculture** in any district shall be regulated as follows:

- 42 g. ~~Honeybees may be kept on residential properties only. Ownership, care and control of the honeybees~~
43 ~~shall be the responsibility of a resident of the dwelling on the lot. A maximum of three (3) colonies may~~
44 ~~be kept on lots smaller than one acre (although health regulations may further limit the number and/or~~
45 ~~manner of keeping of bees on lots). Structures for honeybees are subject to accessory structure setback~~
46 ~~requirements. Honeybees and beekeeping materials are not permitted in front yards.~~

47 The section shall then be renumbered as appropriate.