Resolution of the
Town of Christiansburg
Planning Commission

Conditional Use Permit Application

WHEREAS the Christiansburg Planning Commission, acting upon a request by the Christiansburg Town Council to study a Conditional Use Permit (CUP) request made by PR Financing Limited Partnership for a carnival on property at 100 New River Road (tax parcel 435 – ((A)) – 41) in the B-3 General Business District, has found following a duly advertised public hearing that the public necessity, convenience, general welfare and good zoning practices (**permit** / ~~**do not permit**~~) the issuance of a CUP to PR Financing Limited Partnership for property at 100 New River Road.

THEREFORE be it resolved that the Christiansburg Planning Commission (**recommends** / ~~**does not recommend**~~) that the Christiansburg Town Council approve the issuance of the Conditional Use Permit with the following condition(s):

1. A bond in the amount of $5,000.00 shall be posted prior to final issuance of this CUP to insure adequate cleanup within 48 hours.
2. The carnival shall contact the Montgomery County Health Department for all necessary permits.
3. The carnival shall contact the Town Superintendent of Public Works in regards to water connections for any recreational vehicles, campers, vending areas, etc. A water meter deposit shall be required of the carnival and shall be applied toward usage.
4. The carnival shall provide portable toilets cleaned daily or more frequently as required by Virginia Department of Health standards for its patrons and shall provide holding tanks for septic on all recreational vehicles, campers, vending areas, etc. All holding tank materials shall be properly disposed of.
5. All sanitary and water connections shall be inspected by the Town prior to use and be maintained in a healthy and sanitary manner.
6. The carnival shall provide the Town with a list of all amusement devices including name of ride, manufacturer, and year manufactured.
7. A certificate of inspection for all amusement devices is to be issued by a person certified by the Commonwealth of Virginia to perform inspections of amusement devices prior to opening of the carnival.
8. Efforts shall be made to have all inspection conducted during regular Town office hours (Monday – Friday, 8:00 a.m. – 5:00 p.m.). The carnival shall reimburse the Town of Christiansburg for overtime pay for all inspections made after Town office hours.
9. A permit shall be obtained for each tent and a certificate of fire resistance for each tent shall be provided to the Christiansburg Fire Marshall prior to opening.
10. Proof of financial responsibility in the minimum amount of $1,000,000.00 per occurrence along with a statement indemnifying the Town of Christiansburg from any liability shall be provided to the Town prior to opening.
11. The carnival operators shall be responsible for disposal of all animal droppings and these shall not be disposed of in dumpsters, sanitary sewers, or storm water systems.
12. The carnival shall not operate beyond 11:00 p.m.
13. The carnival shall be required to staff the event with at least two uniformed Christiansburg Police Officers and the carnival shall be responsible for paying the overtime rate for each Officer.
14. All appropriate state and local revenues including sales tax and meals tax shall be collected and submitted and documentation shall be provided to the Town.
15. The carnival shall be operated in the southeastern area of the property approximately in the area shown in yellow on the aerial photo presented by KevaWorks, Inc.
16. This permit shall be valid for June 2012 only.

Dated this the 7th day of May 2012.

Craig Moore, Chairperson
Christiansburg Planning Commission

The above Resolution was adopted on motion by Dorsett seconded by Akers at a meeting of the Planning Commission following the posting of a public hearing notice upon the property and a duly advertised public hearing on the above request on May 7, 2012. Upon a call for an aye and nay vote on the foregoing resolution, the Commission members present throughout all deliberations on the foregoing and voting or abstaining, stood as indicated opposite their names as follows:

MEMBERS	AYES	NAYS	ABSTAIN	ABSENT
Barry Akers	X			
Ann H. Carter				X
Harry Collins	X			
M. H. Dorsett, AICP	X			
Steve Huppert	X			
Craig Moore, Chairperson	X			
Ashley Parsons				X
Joe Powers, Vice-Chairperson	X			
Jennifer D. Sowers	X			

Craig Moore, Chairperson

Randy Wingfield, Secretary Non-voting