



CITY OF LEWISBURG

National Register Historic District

942 Washington Street, West • Lewisburg, West Virginia 24901
(304) 645-2080 • Fax (304) 645-2194

July 5, 2016

Debbie Browning
West Virginia Development Office
West Virginia Department of Commerce
Capitol Complex, Building 6, Room 525
Charleston, WV 25305-0311

EMAIL COVER SHEET

Re: Final items for Lewisburg's Home Rule Amendment Application

Dear Ms. Browning:

Attached is the scanned copy of the City of Lewisburg's Verification of Public Hearing, Sign in Sheet for public hearing, minutes from the special council meeting/public hearing and a signed copy of approved Ordinance 261.

Sincerely,



Shannon Beatty
Recorder



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Hearing Mandate Verification

City of Lewisburg
Office of the Recorder
942 Washington St. West
Lewisburg, WV 24901

I, the undersigned Recorder of Lewisburg, West Virginia, do hereby certify that on July 5, 2016, at 6 p.m. a Public Hearing was held on the City's proposed Amendment to its written home rule plan in conformity with the requirements of W. Va. Code §8-1-5a (2013).

Attached are true, correct and complete copies of page one of the Lewisburg City Council Agenda, evidencing the Public Hearing and the signature of citizens who spoke either in favor of or against the written plan and its submission to the Municipal Home Rule Board pursuant to Ordinance No. 261.

Witness the signature of the undersigned Recorder of the City of Lewisburg, West Virginia, and the seal of the City, this 5th day of July, 2016.


Shannon Beatty, CMC
Recorder



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PUBLIC HEARING

July 5, 2016

The purpose of this public hearing is to receive comments regarding this City's Amendment to its written plan of the Municipal Home Rule Pilot Program and Ordinance No. 261 which authorizes the Mayor to submit the written plan to the Municipal Home Rule Board.

In favor of:

- | | |
|---------------------------------|-----------|
| 1. <u>Phyllis K. Tucker Her</u> | 6. _____ |
| 2. _____ | 7. _____ |
| 3. _____ | 8. _____ |
| 4. _____ | 9. _____ |
| 5. _____ | 10. _____ |

Opposed to:

- | | |
|----------|-----------|
| 1. _____ | 6. _____ |
| 2. _____ | 7. _____ |
| 3. _____ | 8. _____ |
| 4. _____ | 9. _____ |
| 5. _____ | 10. _____ |

**Minutes of City Council
July 5, 2016
Special Session**

The Council of the City of Lewisburg met in special session on Thursday, July 5, 2016 at 6:00 p.m. in the Paul R. Cooley Council Chambers located at 942 Washington Street West, Lewisburg, WV.

PRESENT: Mayor John Manchester; City Recorder Shannon Beatty; Council members Joshua Baldwin, Heather Blake, Mark Etten, Joseph Lutz and Beverly White.

VISITORS: Reporter Tina Alvey and Theresa Flerx.

CALL TO ORDER: Mayor Manchester called the meeting to order at 6:00 p.m.

Ordinance 261, Home Rule, brunch bill, 2nd reading and public hearing

Recorder Beatty read the following ordinance by title for 2nd reading:

"AN ORDINANCE AUTHORIZING THE CITY OF LEWISBURG TO SUBMIT TO THE MUNICIPAL HOME RULE BOARD A PROPOSED AMENDMENT, ATTACHED HERETO AS EXHIBIT A, TO THE CITY OF LEWISBURG MUNICIPAL HOME RULE PLAN CONSISTENT WITH W.V STATE CODE SECTION 8—1-5A, REQUESTING APPROVAL TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES BY CERTAIN ALCOHOL BEVERAGE CONTROL ADMINISTRATION CLASS "A" LICENSE HOLDERS BEGINNING AT 10:00 A.M. ON SUNDAYS."

Mayor Manchester called a public hearing to order at 6:01. Hearing no comments from the public he closed the public hearing at 6:02 p.m.

Councilmember Baldwin made a motion to approve Ordinance 261 on second reading for final passage. Councilmember White seconded the motion. With all in favor the motion carried.

Ordinance 262, Update Building Code, 1st reading

Recorder Beatty read the following ordinance by title for 1st reading:

"AN ORDINANCE TO REPEAL THE PRESENT BUILDING CODE OF THE CITY OF LEWISBURG AND ADOPT THE NEW BUILDING CODES AS PASSED BY THE WEST VIRGINIA LEGISLATURE DURING THE 2015 SESSION WHICH WILL CONTINUE TO BE ARTICLE 1705 OF THE LEWISBURG CODIFIED ORDINANCES AND READ AS FOLLOWS:"

Ordinance 261

"AN ORDINANCE AUTHORIZING THE CITY OF LEWISBURG TO SUBMIT TO THE MUNICIPAL HOME RULE BOARD A PROPOSED AMENDMENT, ATTACHED HERETO AS EXHIBIT A, TO THE CITY OF LEWISBURG MUNICIPAL HOME RULE PLAN CONSISTENT WITH W.V STATE CODE SECTION 8—1-5A, REQUESTING APPROVAL TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES BY CERTAIN ALCOHOL BEVERAGE CONTROL ADMINISTRATION CLASS "A" LICENSE HOLDERS BEGINNING AT 10:00 A.M. ON SUNDAYS."

- WHEREAS, the owners of restaurants and hotels in the City have indicated that there is a market for brunch services on Sundays, and that current restrictions on hours of Sunday alcohol service imposed by State law stifle Sunday morning brunch attendance; and
- WHEREAS, the Greenbrier County Convention and Visitor's Bureau and its Board of Directors, which is composed of civic leaders and people involved in the City's hospitality and tourism industries, fully support the City's use of Home Rule to allow earlier Sunday alcohol service in Lewisburg thereby enabling restaurants and hotels in the City to be fully operational on Sunday to enhance the City's image in the eyes of business and leisure travelers and enrich the experiences of visitors to Lewisburg; and
- WHEREAS, the city has determined that allowing alcohol sales at Sunday morning brunch service within the City will produce more revenue and strengthen state sales tax revenues, and increase earnings for servers and other employees working in the hotels and restaurants in the City; and
- WHEREAS, the City's Comprehensive Plan envisions the reinforcement of Lewisburg's position as the Greenbrier Valley region's entertainment and cultural destination, and the active promotion of Lewisburg as a city that offers a range of lifestyle choices in order to attract new residents to the City and retain its current residents; the establishment of an earlier Sunday alcohol service is another way for the City to meet these goals and strengthen its social vitality;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEWISBURG, WEST VIRGINIA;

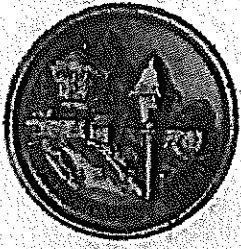
That, on behalf of City of Lewisburg, the Mayor, the City Attorney and the City Administration are hereby authorized and requested to submit to the Municipal Home Rule Board a proposed amendment, attached hereto as Exhibit A, to the City of Lewisburg Municipal Home Rule Plan consistent with W.V. State Code Section 8-1-5a, requesting approval to allow the sale of alcoholic beverages by certain Alcohol Beverage Control Administration Class "A" license holders beginning at 10:00 a.m. on Sundays.



Mayor John Manchester

Attest:


Shannon Beatty, CMC, Recorder



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NOTICE OF SPECIAL COUNCIL MEETING

The City Council of the City of Lewisburg will meet Tuesday, July 5, 2016 at 6:00 p.m. in the Paul R. Cooley Council Chamber at Lewisburg City Hall, 942 Washington Street, West. The following topics are scheduled for discussion:

1. Call to order
2. Ordinance 261, Home Rule, brunch bill, 2nd reading and public hearing.
3. Ordinance 262, Update Building Code, 1st reading
4. Adjournment