

**City of Alexandria
Meeting Minutes
City Council Public Hearing
Saturday, January 25, 2014, 9:30 AM
Council Chambers**

Present: Mayor William D. Euille, Members of Council John Taylor Chapman, Timothy B. Lovain, Redella S. Pepper, Paul C. Smedberg and Justin M. Wilson.

Absent: Vice Mayor Allison Silberberg.

Also Present: Mr. Young, City Manager; Mr. Banks, City Attorney; Mr. Fletcher, Special Assistant to the City Manager; Mr. Jinks, Deputy City Manager; Mr. Gates, Deputy City Manager; Ms. Hamer, Director, Planning and Zoning (P&Z); Mr. Baier, Director, Transportation and Environmental Services (T&ES); Ms. Marks, Acting Deputy Director, T&ES; Mr. Moritz, Deputy Director, P&Z; Ms. Anderson, Assistant City Attorney; Ms. Davis, Director, Office of Housing; Ms. McIlvaine, Deputy Director, Office of Housing; Mr. Frederick, Housing Analyst, Office of Housing; Mr. Castrilli, Director, Office of Public Information and Communications; Mr. Cox, Historic Preservation Manager, P&Z; Mr. Wagner, Principal Planner, P&Z; Ms. North, Urban Planner, P&Z; Ms. Beach, Division Chief, P&Z; Mr. Canfield, City Architect, P&Z; Mr. Melkerson, Plan Review Engineer, T&ES; Ms. Triggs, Chief Financial Officer/Director of Finance; Mr. Clark, Treasurer, Finance; Mr. Kerns, Division Chief, P&Z; Mr. Randall, Urban Planner, P&Z; Police Captain Wemple; Ms. Bryan, Information Technology Services; and Mr. Lloyd.

Recorded by: Gloria Sitton, Deputy City Clerk and Clerk of Council.

OPENING

1. Calling the Roll.

Mayor Euille called the meeting to order and the Deputy City Clerk called the roll. All members of Council were present, except Vice Mayor Silberberg, who had an excused absence.

2. Public Discussion Period.

The following persons participated in the public discussion period:

Director of Transportation Baier reported on the public meetings and process that has taken place regarding the King Street Bicycle lanes thus far and briefly explained the appeal process for his decision that will come before Council in March.

1. John Buscher, 1100 Russell Road, requested help from Council in improving the playground and schoolyard at Maury Elementary School.
2. Matthew Stensrud, 525 North West Street, representing the Commission for the Arts, reported on the activities of the Commission for the Arts and how the Commission is engaging with the community to increase the presence of arts and involvement in the arts in Alexandria. Mr. Stensrud requested that Alexandrians complete the public art survey, which is available online and in paper.
3. Jerry King, 400 East Howell Avenue, representing the Alexandria Bicycle and Pedestrian Advisory Committee, spoke in support of the King Street bike lanes and noted that those in support will save their comments for the upcoming review public hearing to be held in March.
4. Elizabeth Wright, 113 South Englin Street, representing the Holmes Run Park Committee, spoke about the park planning and the improvements that will be coming to the Holmes Run area with the planning, including an extension of the bike trail system. Ms. Wright also noted that the need for children's equipment, fitness equipment and public safety should be a primary focus of the planning process.
5. Dave Levy, 309 East Nelson Avenue, thanked the Office of Management and Budget staff for their presentation on the City's budgeting process and he requested the City consider getting the maximum amount for Transportation funding in the City, in order to eliminate bond issuance leading to increased taxes.
6. Andrea Hamre, 205 Wesmond Drive, spoke in support of the King Street bike lanes.
7. Dan McNulty, 205 Wesmond Drive, spoke in support of the King Street bike lanes.
8. Amy Slack, 2307 East Randolph Avenue, spoke about her participation on City boards and commissions and how many members of the boards are not fully informed in order to make the best decisions for the community.
9. Tom Walczykowski, 405 Cloverway Drive, representing the Clover-College Park Civic Association, spoke in opposition to the King Street bike lanes and he offered recommendations for reaching a solution including stopping installation of lanes under concept #2, working with the community to develop a compromise, and implementation and evaluation of traffic calming features for effectiveness.
10. Lisa Beyer Scanlon, 515 Braxton Place, representing the Taylor Run Citizens' Association, spoke on how the community input process for the bike lanes was not clearly articulated to the neighborhood and needs to be revisited before the installation of the lanes on King Street.
11. Sara Gillespie, 2516 King Street, spoke in opposition to the King Street bike lanes.

12. Lisa Kaplowitz, 2228 King Street, spoke in support of the King Street bike lanes.
13. Jesi Carlson, representing Taylor Run Citizens' Association, spoke in opposition to the King Street bike lanes and stated that the bike lanes should be placed in another area of the neighborhood. Ms. Carlson stated that the process was not handled in a professional manner.
14. Darlene Johnson, 2210 King Street, spoke in opposition to the King Street bike lanes.
15. R. Craig Hudson, 2602 King Street, spoke in opposition to the King Street bike lanes.
16. Jeanne-Marie Murphy, 2404 King Street, spoke in opposition to the King Street bike lanes.
17. Abbie Eastman, 2209 King Street, spoke in opposition to the King Street bike lanes.
18. Rachel Malleck, 2509 King Street, spoke in opposition to the King Street bike lanes.
19. Gary Carr, 216 Aspen Street, spoke about restoration of the running tracks at George Washington Middle School and increasing running opportunities throughout the City. Mr. Carr also spoke about the installation of lights at the tennis courts at T.C. Williams High School and he stated that this issue should be given further consideration in a public forum.
20. Louise Welch, 2207 King Street, spoke in opposition to the King Street bike lanes.
21. Scott Barstow, 801 North Pitt Street, #1104, spoke on behalf of the Environmental Policy Commission (EPC) and noted their support of concept #1 and concept #2 for the King Street bike lanes and would continue to work with everyone to reach a workable solution. Mr. Barstow stated that the EPC hoped the Council would include in the budget support for capital improvement investments for the combined sewer system and municipal stormwater improvements, support of Eco-City transportation initiatives and expansion of the composting program.
22. Jason Bonin, 2511 King Street, spoke in opposition to the King Street bike lanes.
23. Van Van Fleet, 26 Wolfe Street, spoke in opposition to the reconfiguration of the King Street metro parking lot and street parking spaces and requested that the parking remain to serve the businesses located in the area.
24. Jonathan Krall, 6A E. Mason Avenue, representing the Bicycle and Pedestrian Committee, spoke in support of the King Street bike lanes.
25. Francis Buckley, 2419 King Street, spoke in opposition to the King Street bike lanes and the process for determining the installation of the lanes.

26. Esther Goldberg, 2419 King Street, spoke in opposition to the King Street bike lanes.

27. Edward F. Tweedy, P.O. Box 4173, Midlothian, Virginia, requested Council support in naming a highway bridge or sign in Alexandria after Trooper Jacqueline Vernon, who was killed in the line of duty on Glebe Road in 1988.

28. Shirley Downs, 1007 North Vail Street, spoke about activities of the advocacy committee of the Commission for the Arts and requested input from the community on the types of arts they would like to see in the City.

29. Richard Seale, 1800 Diagonal Road, Suite 300, spoke in opposition to the reconfiguration of the King Street metro parking lot and street parking spaces. Mr. Seale requested that Council reconsider the plan and give consideration to the parking availability for patrons of the businesses on King Street.

30. Dino Drudi, 315 North West Street, requested that procedures be changed to require boards and commissions' decisions be automatically docketed for Council consideration.

31. Randy Stephens, 5610 Bloomfield Drive, representing the NAACP, reported on their recent forum held on affordable housing. Mr. Stephens also stated that the concept of faith-based communities and entities working to address the issue of affordable housing in the City was discussed.

32. Vernon Grandgeorge, 401 Holland Lane, #911, spoke in opposition to the reconfiguration of the King Street metro parking lot and the removal of street parking along Diagonal Road and he requested that Council reconsider the allocation of parking spots in the area.

Transportation and Environmental Services Director Baier gave an overview of the parking situation along Diagonal Road and how the lot will be reconfigured. Mr. Baier stated that he first needs to brief the City Manager on the situation and responded to questions from Council about the parking in area and how it will affect the businesses.

33. Thomas Dunn, 2181 Jamieson Avenue, #2010, spoke in opposition to the reconfiguration of the King Street metro parking lot and the removal of street parking along Diagonal Road.

34. Bert Ely, 200 South Pitt Street, reported that the company that supplies the bikeshare equipment has filed for bankruptcy and he expressed concern about the program in the City if the company is liquidated and the cost impact it will have on the bikeshare program.

35. Barbara Corcoran, 507 Braxton Place, spoke in opposition to the King Street bike lanes.

36. Poul Hertel, 1217 Michigan Court, encouraged the City to take some responsibility for the education offered at Jefferson-Houston Elementary School. Mr. Hertel

reported on an incident with bicyclists in Old Town and with bicycle police and how there is no respect for others when sharing the roads.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES

ACTION CONSENT CALENDAR (3-4)

Planning Commission

3. Special Use Permit #2013-0083
2002 Eisenhower Avenue (Parcel Address: 2000 Eisenhower Ave.) –
7-Eleven
Public Hearing and Consideration of a request to operate a convenience store; zoned CDD-11/Coordinated Development District. Applicant: 7-Eleven, Inc. by M. Catharine Puskar, attorney
Planning Commission Action: Recommend Approval 7-0

(A copy of the Planning Commission report dated January 7, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 3; 01/25/14, and is incorporated as part of this record by reference.)

4. Special Use Permit #2013-0082
3128 & 3235 Colvin Street - Alexandria Car Clinic
Public Hearing and Consideration of a request to relocate a portion of an existing general automobile repair and automobile sales business; zoned I/Industrial.
Applicant: Ahmad Mirza
Planning Commission Action: Recommend Approval 7-0

(A copy of the Planning Commission report dated January 7, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 4; 01/25/14, and is incorporated as part of this record by reference.)

END OF ACTION CONSENT CALENDAR

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council approved the consent calendar as follows:

3. City Council closed the public hearing and approved the Planning Commission recommendation.

4. City Council closed the public hearing and approved the Planning Commission recommendation.

The vote was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

None.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

Planning Commission (continued)

5. Development Special Use Permit #2012-0019
Special Use Permit #2013-0080
Encroachment #2013-0004
Transportation Management Plan SUP #2013-0071
220 South Union Street - Cummings Hotel
Public Hearing and Consideration of requests for: A) a development special use permit and site plan, with modifications, to construct a hotel including special use permits for an increase in height, a reduction of the required number of loading spaces, a reduction of the required number of parking spaces, an increase in FAR, and valet parking; B) a special use permit for a restaurant, C) encroachments into the public right-of-way; D) approval of a transportation management plan; zoned W-1/Waterfront mixed use.
Applicant: Carr City Centers, LLC by Kenneth Wire, attorney
Planning Commission Action: Recommend Approval 6-0-1

(A copy of the Planning Commission report dated January 7, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 5; 01/25/14, and is incorporated as part of this record by reference.)

Director of Planning and Zoning Hamer introduced the proposed project and she along with Mr. Moritz, Deputy Director, Planning and Zoning, Mr. Cox, Historic Preservation Manager, Planning and Zoning, Mr. Kerns, Division Chief, Planning and Zoning, and Mr. Wagner, Principal Planner, Planning and Zoning, responded to questions from Council about the project regarding architecture, parking, and developer contributions for Waterfront development.

The following persons participated in the public hearing for this item:

1. Kenneth Wire, 1750 Tysons Boulevard, attorney for the applicant, spoke in support of the proposed project, presented proposed amendments from the applicants to Council and responded to questions from Council about the project.
2. Bert Ely, 200 South Pitt Street, representing the Friends of Alexandria Waterfront, spoke in opposition to the proposed construction of the hotel and requested that Council defer approval of the DSUP, related SUPs, and encroachment. Mr. Ely noted that there was a pending appeal before the Virginia Supreme Court to void the Council ordinance amending the W-1 zone to allow hotels.
3. Dak Hardwick, 801 North Fairfax Street, Suite 207, representing the Alexandria Chamber of Commerce, spoke in support of the proposed development.
4. John Long, 801 North Fairfax Street, Suite 207, representing the Alexandria Chamber of Commerce, spoke in support of the proposed development.

5. Hank Savitch, 128 Waterford Place, spoke against the proposed development.
6. Michael V. Jennings, 10 Potomac Court, spoke against the proposed development and requested that Council consider reducing the mass and scale of the proposed hotel or defer the decision until the development of Robinson Terminal South is solidified.
7. John Gosling, 208 South Fayette Street, spoke against the proposed development.
8. Charlotte A. Hall, 205 The Strand, representing the Waterfront Commission, spoke in support of the proposed development and continued development along the Waterfront.
9. Hal Hardaway, 311 South Union Street, spoke against the proposed development and requested that parking for the area be watched closely.
10. Charles Trozzo, 209 Duke Street, spoke against the proposed development and requested that delivery hours be changed to prevent traffic problems in the area.
11. Bob Wood, 711 Potomac Street, spoke against the proposed development.
12. Van Van Fleet, 26 Wolfe Street, spoke against the proposed development and noted that the mass and scale of the proposed development would compromise the historic character of the area. Mr. Van Fleet stated that Council should define what a boutique hotel should look like along the Waterfront.
13. Dino Drudi, 315 North West Street, spoke against the proposed development.
14. Katy Cannady, 20 East Oak Street, spoke against the proposed development.
15. Christine Merdon, 116 Waterford Place, representing Waterford Place Homeowners Association, spoke of the impact of the proposed development mass and scale on the views from their neighborhood, the access to public space and waterfront views, the impact from traffic along Duke Street, parking and construction staging. Ms. Merdon stated that the current proposal was not workable for the site, but the residents are concerned about the quality of life and long-term effects of such development.
16. Timothy Morgan, 310 South Union Street, spoke about the traffic and parking in the Union Street area and how the development will impact the neighborhood.
17. Poul Hertel, 1217 Michigan Court, spoke about the appropriateness of the mass and scale of the proposed hotel and requested that Council pay close attention to the details. Mr. Hertel also stated that the access to the waterfront from the alley would be perceived as private.
18. Kathryn Papp, 504 Cameron Street, spoke against the proposed development.

19. Margaret Wood, 711 Potomac Street, spoke against the proposed development.

20. Lisa Schumaier, 2403 Leslie Avenue, spoke in support of the proposed development.

21. Val Hawkins, 418 Duke Street, representing the Alexandria Economic Development Partnership, spoke in support of the proposed development.

22. Yvonne Weight Callahan, 735 South Lee Street, representing the Old Town Civic Association, spoke about the mass and scale of the proposed development, the public use of the open space, parking for the employees and the impact on neighborhood parking. Ms. Callahan stated that the project would compromise the historic character of Old Town.

23. Holly Hull, 305 South Union Street, spoke in support of the proposed development.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Chapman and carried 6-0, City Council closed the public hearing. The vote was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

City Attorney Banks addressed the ongoing litigation regarding the City zoning ordinance regarding Waterfront zoning and its possibility to affect the development of the hotel.

Staff from Planning and Zoning responded to questions from Council about open space/the public plaza area, architecture, construction staging, signage for the hotel, lighting, building material, and parking for hotel and the restaurant, as well as neighborhood parking.

WHEREUPON, a motion was made by Councilman Wilson, seconded by Councilwoman Pepper, for the City Council to approve the Planning Commission recommendation with the following amendments:

1. Change condition 100 to read, "Supply deliveries, loading and unloading activities shall not occur between the hours of 8:00 p.m. and 7:00 a.m.;"

2. Change condition 16 (p. 58) to read, "Supply deliveries, loading and unloading activities shall not occur between the hours of 8:00 p.m. and 7:00 a.m.;"

3. Amend condition 55 to require the coordination of the lighting plan for the project with the plan for the Strand Park;

4. Amend condition 1 (as referred to in the January 24 letter from McGuireWoods) to read, "The Final Site shall be in substantial conformance with the preliminary plan dated October 28, 2013, the architectural elevations shall be in substantial conformance with the elevations presented to City Council on January 25, 2014 and comply with the following conditions of approval;"

5. Amend condition 11 (as referred to in the January 24 letter from McGuireWoods to

read, "The building design shall exhibit a high-quality architectural finish, based on the comments regarding the project's scale, mass and general architectural character received from the City Council on January 25, 2014. Final building design, including fenestration, materials and color selection, is subject to Board of Architectural Review approval of a Certificate of Appropriateness. (P&Z)(PC)"

Councilman Smedberg offered an amendment to the motion to: (a) Delete condition 105 and (b) include condition 106, which provides a monetary or in kind contribution of \$675,000 to be used for off-site improvements to the existing and planned public spaces, including Point Lumley Park, between Union Street and the Potomac River. These contributions shall be due prior to the issuance of the final certificate of occupancy for the building. The amendment was acceptable to the maker and seconder of the motion.

The final motion as amended reads as follows:

1. Change condition 100 to read, "Supply deliveries, loading and unloading activities shall not occur between the hours of 8:00 p.m. and 7:00 a.m.;"
2. Change condition 16 (p. 58) to read, "Supply deliveries, loading and unloading activities shall not occur between the hours of 8:00 p.m. and 7:00 a.m.;"
3. Amend condition 55 to require the coordination of the lighting plan for the project with the plan for the Strand Park;
4. Amend condition 1 (as referred to in the January 24 letter from McGuireWoods) to read, "The Final Site shall be in substantial conformance with the preliminary plan dated October 28, 2013, the architectural elevations shall be in substantial conformance with the elevations presented to City Council on January 25, 2014 and comply with the following conditions of approval;"
5. Amend condition 11 (as referred to in the January 24 letter from McGuireWoods to read, "The building design shall exhibit a high-quality architectural finish, based on the comments regarding the project's scale, mass and general architectural character received from the City Council on January 25, 2014. Final building design, including fenestration, materials and color selection, is subject to Board of Architectural Review approval of a Certificate of Appropriateness. (P&Z)(PC);"
6. Delete condition 105; and
7. Include condition 106, which provides a monetary or in kind contribution of \$675,000 to be used for off-site improvements to the existing and planned public spaces, including Point Lumley Park, between Union Street and the Potomac River. These contributions shall be due prior to the issuance of the final certificate of occupancy for the building.

The vote was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg, and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

6. Public Hearing and Adoption of a Resolution to Establish the Civic Engagement

Principles and Handbook as City Policy.

(A copy of the City Manager's report dated January 17, 2014, marked Exhibit No. 1 of Item No. 6, and is on file in the Office of the City Clerk and Clerk of Council; 01/25/14, and is incorporated as part of this record by reference.)

Ms. Beach, Division Chief, Planning and Zoning, Director of Planning and Zoning Hamer, and Deputy City Manager Gates, gave a presentation on the civic engagement process and the development of the proposed policy. Ms. Beach, Ms. Hamer, and Mr. Gates responded to questions from City Council about the policy.

The following persons participated in the public hearing for this item:

1. Maria M. White, 501 Slaters Lane, spoke in support of the proposed civic engagement policy.
2. Patrice Cunniff Linehan, 401 East Monroe Avenue, spoke in support of the proposed civic engagement policy.
3. Sahr Kolachi Pombor, 117 South Jordan Street, spoke in support of the proposed civic engagement policy.
4. Don Buch, 389 Livermore Lane, representing the Cameron Station Civic Association, stated that he was in support of the policy but he noted the handbook of civic engagement should not be focused solely on the mechanics of engagement but on attitudes and respect of those participating in the process. Mr. Buch noted that much of community was not involved in the planning process for the creation of the policy, only City staff.
5. David Fromm, 2307 East Randolph Avenue, requested that Council seek to address consistency with receiving public comment throughout City boards and commissions. Mr. Fromm stated that receipt of public comment and signing up for speaking should follow Council practices and be included in the civic engagement policy.
6. Allen Lomax, 5021 Seminary Road, #230, spoke in support of the proposed civic engagement policy.
7. Edith Marybel Enriquez, 3908 Vermont Avenue, spoke in support of the proposed civic engagement policy.
8. Michael Hobbs, 419 Cameron Street, spoke in support of the proposed civic engagement policy.
9. Poul Hertel, 1217 Michigan Court, requested that language be included in the proposed civic engagement policy addressing the sharing of all information, both internally and externally, that would be important in the decision-making process. Mr. Hertel distributed copies to Council of his proposed language inclusion.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried 6-0, City Council closed the public hearing. The vote was as follows: In

favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

WHEREUPON, upon motion by Councilmember Lovain, seconded by Councilwoman Pepper and carried 6-0 by roll-call vote, City Council adopted the resolution to establish the Civic Engagement Principles and Handbook as City Policy. Council requested that staff review the standards and practices for receiving public comment for boards and commissions. The vote was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

The resolution reads as follows:

RESOLUTION NO. 2597

Establish Civic Engagement Principles and supporting processes as set forth in the *Alexandria Handbook for Civic Engagement* ('Handbook') to guide the City's effort to involve the public in the development of public policy, program and planning decisions in the City of Alexandria.

WHEREAS, the City Council in 2012 charged the City Manager's office with launching a civic engagement initiative to gather information and develop and implement strategies for improving and expanding civic engagement in Alexandria; and

WHEREAS, the primary goal of the civic engagement initiative, *What's Next Alexandria*, is to improve the quality of Alexandria's public participation process so that members of the community are actively, constructively, and meaningfully involved in the public decisions that affect the city; and

WHEREAS, collaboration between community members and Alexandria city government leads to better results than either working separately, and as an outcome of that partnership, results better stand the test of time; and

WHEREAS, effective civic engagement:

- Improves understanding of the value of working together to solve common problems;
- Creates and encourages a fully informed public that knows how to participate and embraces commonly held Principles of Civic Engagement and the processes that support full participation;
- Increases public participation, representative of the City's demographic diversity;
- Ensures active leadership by the public in organizing their community to participate in civic engagement processes and help shape broader goals of the City;
- Inspires members of the community to endorse decisions and actions by the City because decisions clearly reflect public participation in a transparent process;
- Stems from consistency across City departments, Boards and Commissions in the application of civic engagement principles and process;
- Results in confidence in the equity of the public decision making process; and
- Reinforces mutual trust between the community and City government; and

WHEREAS, the attached *Handbook* and Principles for Civic Engagement serve as the foundation for public participation in Alexandria and is intended to guide the city government and members of the community in how Alexandrians can best participate in public dialogue for decisions that shape the city;

**NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL OF ALEXANDRIA, VIRGINIA:**

That the City Council of Alexandria, Virginia:

1. Establish as City policy the concepts contained in the attached Civic Engagement Principles and process framework specified in the *Handbook* for the purpose of more meaningfully engaging the community in the development of City policies, plans, and projects. It is the purpose of this policy to ensure that public participation in the formulation of City public policy shall be welcomed and encouraged. Further, it is the purpose of this policy to ensure all members of the Alexandria community, regardless of station or circumstance, shall have the opportunity to express their views on matters of public policy and that their views are given fair and respectful consideration.
2. Ensure that prior to the adoption of public policies which will significantly impact the quality of life of members of the community, (1) the nature of the proposed policy or action has been fully disclosed, (2) the public has had reasonable opportunity to be informed, consulted, involved, or to collaborate on the proposed action, and (3) the decision-making body has had sufficient opportunity fairly to consider and reflect before acting.
3. Charge the City Manager's Office with providing oversight to ensure that expectations are clear, request for resources are adequate to meet expectations, and staff is held accountable for results;
4. Charge the City Manager's Office with directing city departments to conduct ongoing assessments of civic engagement performance by project as stipulated in the *Handbook*, including but not limited to:
 - Assessing community evaluation of performance vis a vis each principle;
 - Assessing the organizing and communication process;
 - Reviewing and assessing use of the Framework;
 - Assessing project accountability and transparency;
 - Managing resources to provide appropriate facilitation training to staff involved in civic engagement work throughout the City; and
 - Incorporating internal and external evaluation methods for further measurement and insights into the quality of the civic engagement process as a whole and each department's performance in pursuit of the Civic Engagement principles.
5. Direct the Civic Engagement Interdepartmental Working Group to advise city departments, the City Manager, and City Council in these assessment processes and to develop a proposed plan for future annual review of civic engagement performance in collaboration with the community.
6. Through this resolution establish binding city policy.

7. Text Amendment #2013-0013A

Bonus Density

Public Hearing and Consideration of a request for amendments to Section 7-700 of the Zoning Ordinance regarding bonus density in exchange for affordable housing. Staff: Office of Housing

Planning Commission Action: Recommend Approval 7-0

(A copy of the Planning Commission report dated January 7, 2014, marked Exhibit No.1 of Item No. 7, and is on file in the Office of the City Clerk and Clerk of Council; 01/25/14, and is incorporated as part of this record by reference.)

Director of Housing Davis gave a presentation on the proposed density plan and she responded to questions from Council.

Councilman Wilson, along with Councilman Chapman, requested that staff do some analysis on the effectiveness of increasing the density allowance to 30% for affordable housing and returning to Council with options and recommendations.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Chapman and carried 6-0, City Council closed the public hearing and approved the Planning Commission recommendation. The vote was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

ORDINANCES AND RESOLUTIONS

8. Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain Section 11-808 (Protest of zoning map amendment by landowners) of Section 11-800 (Zoning amendment) of Article XI (Development Approvals and Procedures) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by city council as Text Amendment No. 2013-0003. (Implementing Ordinance for Text Amendment to update Section 11-808 approved by City Council on December 14, 2013)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8; 01/25/14, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 8; 01/25/14, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilwoman Pepper and carried 6-0 by roll-call vote, City Council closed the public hearing and adopted an ordinance to amend and reordain Section 11-808 (Protest of zoning map amendment by landowners) of Section 11-800 (Zoning amendment) of Article XI (Development Approvals and Procedures) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by city council as Text Amendment No. 2013-0003. The

vote was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

The ordinance reads as follows:

ORDINANCE NO. 4849

AN ORDINANCE to amend and reordain Section 11-808 (Protest of zoning map amendment by landowners) of Section 11-800 (Zoning amendment) of Article XI (Development Approvals and Procedures) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by city council as Text Amendment No. 2013-0003. (Implementing Ordinance for Text Amendment to update Section 11-808 approved by City Council on December 14, 2013)

WHEREAS, the City Council finds and determines that:

1. In Text Amendment No. 2013-0003, the Planning Commission, having found that the public necessity, convenience, general welfare and good zoning practice so require, recommended approval to the City Council on December 3, 2013 of a text amendment to the Zoning Ordinance to update the protest petition provision to address new technology and condominium unit ownership of land, which recommendation was approved by the City Council at public hearing on December 14, 2013

2. The City Council in adopting this ordinance expressly adopts, ratifies, affirms and concurs in the finding and action of the Planning Commission above stated;

3. All requirements of law precedent to the adoption of this ordinance have been complied with; now, therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 11-808 of the Zoning Ordinance be, and the same hereby is, amended by deleting the text shown in strikethrough and inserting new language shown as underlined as follows:

11-800 Zoning Amendments

11-808 - Protest of zoning map amendment by landowners.

- (A) Who may protest. A protest shall be signed by the owners of at least 20 percent of:
 - (1) The land proposed to be rezoned by the map amendment; or
 - (2) All land within 300 feet of the boundaries of the land proposed to be changed by the map amendment.
- (B) Deadline for protest. A protest must be filed with the city clerk no later than noon on the last working day before the day on which city council conducts its first public hearing on the proposed amendment.

- (C) Calculation of ownership. The director shall verify that those filing are legal property owners and that there are sufficient legal property owners signing to constitute the required 20 percent, subject to the following: ~~Through mathematical calculation and the use of a planimeter, the department of transportation and environmental services shall verify said 20 percent area.~~
- (1) Streets, alleys and land dedicated to public use or owned by the city, state or federal government shall not be included in computing the areas of ownership required.
- (2) If land included in the computation is owned by a Condominium Unit Owners Association then the square footage of the land shall be divided evenly by the number of units in the Condominium Unit Owners Association and each owner of a unit shall be entitled to sign for his or her allocated portion of the land.
- (D) Effect of protest. If a protest to a proposed map amendment is filed, the city council may not approve the proposed amendment except by an affirmative vote of three-fourths of its members.
- (E) Limitations.
- (1) Once a protest has been filed, no changes by way of addition, substitution, amendment or withdrawal may be made to the protest after the deadline provided for the filing of a protest in section 11-808(B).
- (2) A protest against a less restrictive change is not effective against a more restrictive change but a new protest may be filed against the more restrictive change and this paragraph does not prevent the filing of a protest against both a less and more restrictive change.
- (3) The provisions of this section 11-808 shall not apply to city owned property or be effective in the case of a map amendment which is part of a comprehensive implementation of a new or substantially revised zoning ordinance.

Section 2. That the director of planning and zoning be, and hereby is, directed to record the foregoing text amendment.

Section 3. That Section 11-808 as amended pursuant to Section 1 of this ordinance, be, and the same hereby is, reordained as part of the City of Alexandria Zoning Ordinance.

Section 4. That this ordinance shall become effective on the date and at the time of its final passage, and shall apply to all applications for land use, land development or subdivision approval provided for under the City of Alexandria Zoning Ordinance which may be filed after such date, and shall apply to all other facts and circumstances subject to the provisions of the City of Alexandria Zoning Ordinance, except as may be provided in Article XII of the Zoning Ordinance.

9. Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting and incorporating therein the amendment heretofore approved by city council to the

Northeast Small Area Plan chapter of such master plan as Master Plan Amendment No. 2013-0003 and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendment. (Implementing Ordinance for the master plan amendment for the Slaters Lane project approved by the City Council on December 14, 2013)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 01/25/14, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 9; 01/25/14, and is incorporated as part of this record by reference.)

The following person participated in the public hearing for this item:

1. Poul Hertel, 1217 Michigan Court, spoke in opposition to approval of the ordinance.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried 6-0 by roll-call vote, City Council closed the public hearing and adopted an ordinance to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting and incorporating therein the amendment heretofore approved by city council to the Northeast Small Area Plan chapter of such master plan as Master Plan Amendment No. 2013-0004 and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendment. The vote was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

The ordinance reads as follows:

ORDINANCE NO. 4850

AN ORDINANCE to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting and incorporating therein the amendment heretofore approved by city council to the Northeast Small Area Plan chapter of such master plan as Master Plan Amendment No. 2013-0003 and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendment.

WHEREAS, the City Council of the City of Alexandria finds and determines that:

1. In Master Plan Amendment No. 2013-0003, the Planning Commission, having found that the public necessity, convenience, general welfare and good zoning practice so require, recommended approval to the City Council on November 7, 2013 of an amendment to the Northeast Small Area Plan chapter of the Master Plan of the City of Alexandria to revise the height map to from a maximum 50 feet to a maximum of 65 feet for the property known as 800 and 820 Slaters Lane, which recommendation was approved by the City Council at public hearing on December 14, 2013;

2. The said amendment has heretofore been approved by the planning commission and city council after full opportunity for comment and public hearing.

3. All requirements of law precedent to the adoption of this ordinance have been complied with; now, therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the Northeast Small Area Plan chapter of the Master Plan of the City of Alexandria, be, and the same hereby is, amended by amending the height map as shown in the attachment titled Proposed Height Map and labeled as Attachment #1 , attached hereto and incorporated fully herein by reference.

Section 2. That the director of planning and zoning be, and hereby is, directed to record the foregoing master plan amendment as part of the Master Plan of the City of Alexandria, Virginia.

Section 3. That all provisions of the Northeast Small Area Plan Chapter of the Master Plan of the City of Alexandria, Virginia, as may be inconsistent with the provisions of this ordinance be, and same hereby are, repealed.

Section 4. That the Master Plan of the City of Alexandria, as amended by this ordinance, be, and the same hereby is, reordained as the Master Plan of the City of Alexandria, Virginia.

Section 5. That the city clerk shall transmit a duly certified copy of this ordinance to the Clerk of the Circuit Court of the City of Alexandria, Virginia, and that the said Clerk of the Circuit Court shall file same among the court records.

Section 6. That this ordinance shall become effective upon the date and at the time of its final passage.

10. Public Hearing, Second Reading, and Final Passage of an Ordinance to amend and reordain Sheet No. 044.02 of the "Official Zoning Map, Alexandria, Virginia," adopted by Section 1-300 (Official Zoning Map and District Boundaries), of the City of Alexandria Zoning Ordinance, by rezoning the property at 800 and 820 Slaters Lane to amend the proffer in accordance with the said zoning map amendment heretofore approved by city council as Rezoning No. 2013-0004. (Implementing Ordinance for the rezoning to amend the proffer for the Slaters Lane project approved by the City Council on December 14, 2013)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 01/25/14, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 10; 01/25/14, and is

incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilwoman Pepper and carried 6-0 by roll-call vote, City Council closed the public hearing and adopted an ordinance to amend and reordain Sheet No. 044.02 of the "Official Zoning Map, Alexandria, Virginia," adopted by Section 1-300 (Official Zoning Map and District Boundaries), of the City of Alexandria Zoning Ordinance, by rezoning the property at 800 and 820 Slaters Lane to amend the proffer in accordance with the said zoning map amendment heretofore approved by city council as Rezoning No. 2013-0004. The vote was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

The ordinance reads as follows:

ORDINANCE NO. 4851

AN ORDINANCE to amend and reordain Sheet No. 044.02 of the "Official Zoning Map, Alexandria, Virginia," adopted by Section 1-300 (Official Zoning Map and District Boundaries), of the City of Alexandria Zoning Ordinance, by rezoning the property at 800 and 820 Slaters Lane to amend the proffer in accordance with the said zoning map amendment heretofore approved by city council as Rezoning No. 2013-0004.

WHEREAS, the City Council finds and determines that:

1. In Rezoning No. 2013-0004, the Planning Commission, having found that the public necessity, convenience, general welfare and good zoning practice so require, recommended approval to the City Council on November 7, 2013 of a rezoning of the property at 800 and 820 Slaters Lane to amend the proffer on the property, which recommendation was approved by the City Council at public hearing on December 14, 2013;

2. The said rezoning is in conformity with the Master Plan of the City of Alexandria, Virginia, as amended;

3. All requirements of law precedent to the adoption of this ordinance have been complied with; now, therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Sheet No. 044.02 of the "Official Zoning Map, Alexandria, Virginia," adopted by Section 1-300 of the City of Alexandria Zoning Ordinance, be, and the same hereby is, amended by changing, in the manner set forth below, the zoning classification of the property hereinafter described:

LAND DESCRIPTION: 800 Slaters Lane (Tax Map #044.02-02-06)
820 Slaters Lane (Tax Map #044.02-02-05)

From: RC with a proffer

To: RC with a proffer as stated in the attached proffer statement dated October 24, 2013 and labeled as Attachment #1

Section 2. That the director of planning and zoning be, and hereby is, directed to record the foregoing amendment on the said map.

Section 3. That Sheet No. 044.02 of the "Official Zoning Map, Alexandria, Virginia," as so amended, be, and the same hereby is, reordained as part of the City of Alexandria Zoning Ordinance.

Section 4. That this ordinance shall become effective on the date and at the time of its final passage.

11. Public Hearing, Second Reading and Final Passage of an ordinance to amend and reordain Subsection F (Prior Existing Buildings and Structures) of Section 8-200 (General Parking Regulations) of Article VIII (Off-Street Parking Regulations) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by city council as Text Amendment No. 2013-0013. (Implementing Ordinance for the parking related Text Amendment approved by City Council with the Housing Master Plan on December 14, 2013)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11; 01/25/14, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 11; 01/25/14, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilwoman Pepper and carried 6-0 by roll-call vote, City Council closed the public hearing and adopted an ordinance to amend and reordain Subsection F (Prior Existing Buildings and Structures) of Section 8-200 (General Parking Regulations) of Article VIII (Off-Street Parking Regulations) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by city council as Text Amendment No. 2013-0013. The vote was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

The ordinance reads as follows:

ORDINANCE NO. 4852

AN ORDINANCE to amend and reordain Subsection F (Prior Existing Buildings and Structures) of Section 8-200 (General Parking Regulations) of Article VIII (Off-Street Parking Regulations) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by city council as Text Amendment No. 2013-0013. (Implementing Ordinance for the parking related Text Amendment approved by City Council with the Housing Master Plan on December 14, 2013)

WHEREAS, the City Council finds and determines that:

1. In Text Amendment No. 2013-0013, the Planning Commission, having found that the public necessity, convenience, general welfare and good zoning practice so require, recommended approval to the City Council on December 3, 2013 of a text amendment to the Zoning Ordinance to revise the parking triggers for prior and existing buildings to exempt projects rehabilitating affordable housing, which recommendation was approved by the City Council at public hearing on December 14, 2013

2. The City Council in adopting this ordinance expressly adopts, ratifies, affirms and concurs in the finding and action of the Planning Commission above stated;

3. All requirements of law precedent to the adoption of this ordinance have been complied with; now, therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 8-200(F) of the Zoning Ordinance be, and the same hereby is, amended by inserting new language shown as underlined as follows:

Sec. 8-200 General parking regulations.

(F)Prior existing buildings and structures.

- (1) Notwithstanding the provisions of section 8-100 and except as provided in section 8-200(F)(3) below, no off-street parking need be provided for land actually in use on June 25, 1963, for structures or buildings partially or fully constructed as of that date, or for structures or buildings for which a final site plan had been approved or a building permit had been applied for on that date, except as follows:
- (a) If any such land has been changed in use or any such structure or building has been changed in use, enlarged, significantly enlarged or significantly altered between June 23, 1963, and January 27, 1987, the parking requirements of this Article XIII shall apply only to such change in use, enlargement or alteration; and
 - (b) If any such land has been changed in use or any such structure or building has been changed in use, enlarged, significantly enlarged or significantly altered after January 27, 1987, the parking requirements of this Article XIII shall apply to all the land and to the entire structure or building upon completion of the change in use, significant enlargement or significant alteration, and such requirements shall apply only to the enlargement of the structure or building upon its completion, unless, as of January 27, 1987, a construction or alteration permit has been applied for and reasonably soon thereafter construction activity has commenced and continues to be diligently pursued, or unless a special use permit is obtained under section 7-700 or section 11-500 which authorizes the change in use, enlargement, significant enlargement or significant alteration with the provision of less off-street parking than is required.

- (2) Notwithstanding the provisions of section 8-100 above and except as provided in section 8-200(F)(3) below, any change in use in land which had been placed in use between June 23, 1963, and January 27, 1987, and any change in use, enlargement, significant enlargement or significant alteration of a structure or building which had been constructed between those dates shall be governed by the provisions of sections 8-200(F)(1)(a) and (b).
- (3) The provisions of this section 8-200(F) shall not apply to the enlargement, significant enlargement or significant alteration of single-family, two-family or row or townhouse dwellings.
- (4) For purposes of this section 8-200(F), the following definitions shall apply:
 - (a) "Significantly altered" and "significant alteration" shall mean the reconstruction, remodeling or rehabilitation of, or other physical changes to, a structure or building, or a portion thereof, over any two-year period, whether or not involving any supporting members of the structure or building and whether altering interior or exterior components of the structure or building, which involves expenditures amounting to 33 1/3 percent or more of the market value of the structure or building, or portion thereof, at the time of the application for an alteration permit.
The cost of the remodeling or rehabilitation of units that serve households at or below sixty percent (60%) Area Median Income (AMI) for thirty (30) years or more shall be exempt from the calculation of expenditures pursuant to this section.

Section 2. That the director of planning and zoning be, and hereby is, directed to record the foregoing text amendment.

Section 3. That Section 8-200(F) as amended pursuant to Section 1 of this ordinance, be, and the same hereby is, reordained as part of the City of Alexandria Zoning Ordinance.

Section 4. That this ordinance shall become effective on the date and at the time of its final passage, and shall apply to all applications for land use, land development or subdivision approval provided for under the City of Alexandria Zoning Ordinance which may be filed after such date, and shall apply to all other facts and circumstances subject to the provisions of the City of Alexandria Zoning Ordinance, except as may be provided in Article XII of the Zoning Ordinance.

12. Public Hearing, Second Reading and Final Passage of an ordinance to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting and incorporating therein the amendment heretofore approved by city council to the Eisenhower East Small Area Plan chapter of such master plan as Master Plan Amendment No. 2013-0007 and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendment. (Implementing Ordinance for the Eisenhower East Small Area Plan amendment to incorporate the change to the sidewalk material approved by City Council on December 14, 2013)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of

the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 01/25/14, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 12; 01/25/14, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried 6-0 by roll-call vote, City Council closed the public hearing and adopted an ordinance to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting and incorporating therein the amendment heretofore approved by city council to the Eisenhower East Small Area Plan chapter of such master plan as Master Plan Amendment No. 2013-0007 and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendment. The vote was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

The ordinance reads as follows:

ORDINANCE NO. 4853

AN ORDINANCE to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting and incorporating therein the amendment heretofore approved by city council to the Eisenhower East Small Area Plan chapter of such master plan as Master Plan Amendment No. 2013-0007 and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendment.

WHEREAS, the City Council of the City of Alexandria finds and determines that:

1. In Master Plan Amendment No. 2013-0007, the Planning Commission, having found that the public necessity, convenience, general welfare and good zoning practice so require, recommended approval to the City Council on December 3, 2013 of an amendment to the Eisenhower East Small Area Plan chapter of the Master Plan of the City of Alexandria to revise the design guidelines to establish new requirements for brick and concrete sidewalks, which recommendation was approved by the City Council at public hearing on December 14, 2013;

2. The said amendment has heretofore been approved by the planning commission and city council after full opportunity for comment and public hearing.

3. All requirements of law precedent to the adoption of this ordinance have been complied with; now, therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the Eisenhower East Small Area Plan chapter of the Master Plan of the City of Alexandria, be, and the same hereby is, amended by revising the design guidelines as follows:

1. Page 44 of the Eisenhower East Design Guidelines shall be revised as follows:
"All sidewalks on A and B and C streets shall be a combination of brick and concrete sidewalks 4" x 8" red brick, laid in accordance with City of Alexandria Standards. The Mill Road sidewalk for Block 23 and the sidewalks for Block 20 shall be City Standard brick sidewalks."
2. The Eisenhower East Design Guidelines shall be amended including all applicable graphics, images to implement the brick and concrete sidewalks, required herein. The plan view as generally depicted in Figure 1, attached hereto and incorporated herein by this reference, shall be incorporated as part of the Eisenhower East Design Guidelines.

Section 2. That the director of planning and zoning be, and hereby is, directed to record the foregoing master plan amendment as part of the Master Plan of the City of Alexandria, Virginia.

Section 3. That all provisions of the Eisenhower East Small Area Plan chapter of the Master Plan of the City of Alexandria, Virginia, as may be inconsistent with the provisions of this ordinance be, and same hereby are, repealed.

Section 4. That the Eisenhower East Small Area Plan chapter of the Master Plan of the City of Alexandria, as amended by this ordinance, be, and the same hereby is, reordained as the Eisenhower East Small Area Plan chapter of the Master Plan of the City of Alexandria, Virginia.

Section 5. That the city clerk shall transmit a duly certified copy of this ordinance to the Clerk of the Circuit Court of the City of Alexandria, Virginia, and that the said Clerk of the Circuit Court shall file same among the court records.

Section 6. That this ordinance shall become effective upon the date and at the time of its final passage.

13. Public Hearing, Second Reading and Final Passage of an ordinance to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting and incorporating therein the amendment heretofore approved by city council to such master plan as Master Plan Amendment No. 2013-0005 to incorporate the Housing Master Plan Chapter into the Master Plan and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendment. (Implementing ordinance for the Housing Master Plan chapter of the master plan approved by the City Council on December 14, 2013)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 13; 01/25/14, and is incorporated as part of this record by reference.)

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 13; 01/25/14, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilman Wilson and carried 6-0 by roll-call vote, City Council closed the public hearing and adopted an ordinance to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting and incorporating therein the amendment heretofore approved by city council to such master plan as Master Plan Amendment No. 2013-0005 to incorporate the Housing Master Plan Chapter into the Master Plan and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendment. The vote was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

The ordinance reads as follows:

ORDINANCE NO. 4854

AN ORDINANCE to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting and incorporating therein the amendment heretofore approved by city council to such master plan as Master Plan Amendment No. 2013-0005 to incorporate the Housing Master Plan Chapter into the Master Plan and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendment.

WHEREAS, the City Council of the City of Alexandria finds and determines that:

1. In Master Plan Amendment No. 2013-0005, the Planning Commission, having found that the public necessity, convenience, general welfare and good zoning practice so require, recommended approval to the City Council on December 3, 2013 of an amendment to the Master Plan of the City of Alexandria to incorporate a new chapter titled Housing Master Plan, which recommendation was approved by the City Council at public hearing on December 14, 2013;
2. The said amendment has heretofore been approved by the planning commission and city council after full opportunity for comment and public hearing.
3. All requirements of law precedent to the adoption of this ordinance have been complied with; now, therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the Master Plan of the City of Alexandria, be, and the same hereby is, amended by incorporating a new chapter of the master plan consisting of the document entitled "Revised Draft Housing Master Plan" dated November 2013, with the following amendments:

1. The following sentence will be added to the end of the first paragraph of the Introduction (page 2):

To this end, the City has established a target of providing, preserving, or assisting 2,000 units from FY 2014 through FY 2025 through the implementation of the goals, strategies, and tools contained in this Housing Master Plan.

2. Goal 7 (page 94) will be amended to add the following language at the end of the goal description paragraph:

Decreasing energy use in a property may also result in reduced cost/increased affordability for that property's residents.

3. Table 6-4 Implementation Matrix located on page 115 of the Housing Master Plan will be amended in the following manner:
 - a. The Maximum Public Land for Affordable Housing tool will be edited to read as Public Land for Affordable Housing and the implementation schedule for this tool will be amended from 4-6 years to 1-3 years.
 - b. The required action for Accessory Dwelling Unit Policy Phase I (New CDD Zones) will be amended to include Further Study.

4. Add a new page to the beginning of Appendix 7 which states:

This Appendix provides a number of tools that can be used to increase affordable housing within the City of Alexandria. Table A7-1 one provides the details on the timeframes in which these tools will be implemented and/or studied further. The last column of Table A7-1 shows the required action needed to implement the tool. Any tool that has an action indicating that a local policy, local ordinance, or further study is needed will need to go through a public process that further defines whether the tool is appropriate for the City and if it is, the manner in which it would be implemented. Staff would then propose a policy which Council may or may not choose to adopt.

The General Fund financial tools are intended to provide options for Council's consideration during the annual budget preparation process. No further staff action is anticipated other than through the budget process or as may otherwise be directed by the City Manager or City Council.

5. Appendix 7 will be amended to add a copy of Table 6-4 (as amended).
6. The following language will be added to the Accessory Dwelling Unit Policy Tool Sheet on page 182, replacing the first step under Action Steps for Phase I with:

Further study regarding a policy that would allow accessory dwelling units for townhomes in new CDDs, to include standards to ensure that they are integrated into the neighborhood in an attractive way.

7. The following text will be added to page 212 to clarify what funding sources make up the current resources identified in Table A9-2

The \$5.5 million listed in Table A9-2 is an annual average of projected funds from federal, state, and local sources that are expected (but not guaranteed) to be available during the 12 year period. This includes increased Housing Trust Fund revenue from increasing development activity, a specific large loan repayment, and projected tax revenues from Beauregard area development that have been designated for affordable housing in that area. The actual revenues achieved from these sources, as well as from federal grants and City budget allocations, may vary from the projected amounts.

8. Appendix 9 will be removed.

Section 2. That the director of planning and zoning be, and hereby is, directed to record the foregoing master plan amendment as part of the Master Plan of the City of Alexandria, Virginia.

Section 3. That all provisions of the Master Plan of the City of Alexandria, Virginia, as may be inconsistent with the provisions of this ordinance be, and same hereby are, repealed.

Section 4. That the Master Plan of the City of Alexandria, as amended by this ordinance, be, and the same hereby is, reordained as the Master Plan of the City of Alexandria, Virginia.

Section 5. That the city clerk shall transmit a duly certified copy of this ordinance to the Clerk of the Circuit Court of the City of Alexandria, Virginia, and that the said Clerk of the Circuit Court shall file same among the court records.

Section 6. That this ordinance shall become effective upon the date and at the time of its final passage.

14. Public Hearing, Second Reading, and Final Passage of an Ordinance to Authorize Participation in the Virginia Investment Pool.

(A copy of the City Manager's report dated January 21, 2014, marked Exhibit No. 1 of Item No. 4, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14; 01/25/14, and is incorporated as part of this record by reference.

A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 14; 01/25/14, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 3 of Item No. 14; 01/25/14, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion Councilman Smedberg, seconded by Councilman Wilson and carried 6-0 by roll-call vote, City Council closed the public hearing and adopted an ordinance to authorize participation in the Virginia Investment Pool. The vote was as follows:

In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

The ordinance reads as follows:

ORDINANCE NO. 4855

AN ORDINANCE TO ADOPT THE VACO/VML VIRGINIA INVESTMENT POOL TRUST FUND FOR THE PURPOSE OF INVESTING MONEYS BELONGING TO OR WITHIN THE CITY'S CONTROL, OTHER THAN SINKING FUNDS, IN CERTAIN AUTHORIZED INVESTMENTS IN ACCORDANCE WITH SECTION 2.2-4501 OF THE VIRGINIA CODE.

WHEREAS, Section 15.2-1500 of the Virginia Code provides, in part, that every locality shall provide for all the governmental functions of the locality, including, without limitation, the organization of all departments, offices, boards, commissions and agencies of government, and the organizational structure thereof, which are necessary to carry out the functions of government; and

WHEREAS, Section 2.2-4501 of the Virginia Code provides that all municipal corporations and other political subdivisions may invest any and all moneys belonging to them or within their control, other than sinking funds, in certain authorized investments; and

WHEREAS, Section 15.2-1300 of the Virginia Code provides that any power, privilege or authority exercised or capable of exercise by any political subdivision of the Commonwealth of Virginia may be exercised and enjoyed jointly with any other political subdivision of the Commonwealth having a similar power, privilege or authority pursuant to agreements with one another for joint action pursuant to the provisions of that section; and

WHEREAS, any two or more political subdivisions may enter into agreements with one another for joint action pursuant to the provisions of Section 15.2-1300 of the Virginia Code provided that the participating political subdivisions shall approve such agreement before the agreement may enter into force; and

WHEREAS, the City of Chesapeake, Virginia and the City of Roanoke, Virginia have determined to jointly establish and participate in the VACo/VML Virginia Investment Pool (the "Trust Fund") for each such city; and

WHEREAS, it appearing to the City Council that it is otherwise in the best interests of the City of Alexandria to become a participating locality in the Trust Fund; and

WHEREAS, Laura Triggs, the duly appointed Chief Financial Officer/Director of Finance of the City of Alexandria, has the authority and responsibility under Virginia law to determine the manner in which City funds under her control will be invested;

NOW, THEREFORE THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the Council of the City of Alexandria does hereby establish a trust pursuant to Section 2.2-4501 of the Virginia Code for the purpose of investing moneys determined to derive the most benefit from this investment strategy, belonging to it or within its control, other than sinking funds, in certain authorized investments, in the form set forth in the VACo/VML Virginia Investment Pool Trust Fund Agreement (the "Agreement"), a copy of which is attached here as Exhibit A.

Section 2. That the Council of the City of Alexandria does hereby agree to become a "Participating Political Subdivision" in the "VACo/VML Virginia Investment Pool" (hereinafter, the "Trust Fund"), as further defined in the Agreement.

Section 3. That the Council of the City of Alexandria does hereby designate the Chief Financial Officer/Director of Finance of the City of Alexandria to serve as the trustee of the City of Alexandria with respect to the Trust Fund and to determine what funds under the Chief Financial Officer/Director of Finance's control shall be invested in the Trust Fund.

Section 4. That the Council of the City of Alexandria does hereby authorize the Chief Financial Officer/Director of Finance to execute and deliver the Trust Joinder Agreement for Participating Political Subdivisions under VACo/VML Virginia Investment Pool ("Trust Joinder Agreement"), a copy of which is attached hereto as Exhibit B.

Section 5. This ordinance shall become effective upon the date and at the time of its final passage.

15. Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain section 5-2-64 of Article C (Street Names) of Chapter 2 (Streets and Sidewalks) of Title 5 (Transportation and Environmental Services) and Repeal Section 13-1-23 of Chapter 1 (General Offenses) of Title 13 (Miscellaneous Offenses) and repeal Section 5-2-25 of Article A (General Provisions) of Chapter 2 (Streets and Sidewalks) of Title 5 (Transportation and Environmental Services) and Repeal Article B (Alexandria Transportation Safety Commission) of Chapter 8 (Parking and Traffic Regulations) of Title 5 (Transportation and Environmental Services) and repeal Chapter 9 (Rebound Tumbling Centers) of Title 9 (Licensing and Regulation) of the Code of the City of Alexandria.

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15; 01/25/14, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 15; 01/25/14, and is incorporated as part of this record by reference.)

The following persons participated in the public hearing for this item:

1. Dino Drudi, 315 North West Street, requested that the proposed change regarding the street names not be approved.

2. Sam Smith, 1000 6th Street, SW, Apt. 707, Washington, DC, spoke in favor of the proposed changes in the ordinance.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried 6-0 by roll-call vote, City Council closed the public hearing and adopted an ordinance to amend and reordain section 5-2-64 of Article C (Street Names) of Chapter 2 (Streets and Sidewalks) of Title 5 (Transportation and Environmental Services) and Repeal Section 13-1-23 of Chapter 1 (General Offenses) of Title 13 (Miscellaneous Offenses) and repeal Section 5-2-25 of Article A (General Provisions) of Chapter 2 (Streets and Sidewalks) of Title 5 (Transportation and Environmental Services) and Repeal Article B (Alexandria Transportation Safety Commission) of Chapter 8 (Parking and Traffic Regulations) of Title 5 (Transportation and Environmental Services) and repeal Chapter 9 (Rebound Tumbling Centers) of Title 9 (Licensing and Regulation) of the Code of the City of Alexandria. The vote was as follows: Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

The ordinance reads as follows:

ORDINANCE NO. 4856

AN ORDINANCE, to amend and reordain Section 5-2-64 of Article C (STREET NAMES) of Chapter 2 (STREETS AND SIDEWALKS) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) and repeal Section 13-1-23 of Chapter 1 (GENERAL OFFENSES) of Title 13 (MISCELLANEOUS OFFENSES) and repeal Section 5-2-25 of Article A (GENERAL PROVISIONS) of Chapter 2 (STREETS AND SIDEWALKS) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) and repeal Article B (ALEXANDRIA TRANSPORTATION SAFETY COMMISSION) of Chapter 8 (PARKING AND TRAFFIC REGULATIONS) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) and repeal Chapter 9 (REBOUND TUMBLING CENTERS) of Title 9 (LICENSING AND REGULATION) of the Code of the City of Alexandria, Virginia, 1981, as amended

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. Section 5-2-64 of Article C of Chapter 2 of Title 5 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is, amended and reordained to read as follows:

Sec. 5-2-64 Streets named in future.

- (a) Except as hereinafter provided, all streets hereafter named and running in a generally eastward direction shall be designated as avenues, and all streets hereafter named and running in a generally north-south direction shall be designated as streets. In the case of diagonal streets, the planning commission shall designate the direction to be applied. Streets may also be designated parkways or places when the planning commission is of the opinion that the use of such a name is more desirable than that of street or avenue.
- (1) In that portion of the city lying east of Quaker Lane, names shall be in harmony with the existing developments insofar as possible.

- (2) In the area west of Quaker Lane, an alphabetical progression of names shall be instituted, based upon a rectangular grid whose eastern base line shall run in a northerly direction passing through the intersection of Duke Street and Quaker Lane and the intersection of King Street and Quaker Lane, and northern base line of which shall be at right angles to the eastern base line and pass through the northernmost corner of the city limits west of Quaker Lane.
- (3) Each base line shall be subdivided into sections 600 feet in length. Beginning at the intersection of the base lines, each 600 feet shall be lettered alphabetically beginning with A and proceeding south and east through W at which point a new alphabet beginning with A shall be begun.
- ~~(4) Street names shall be assigned beginning with that letter in whose interval the street or its proposed extension begins. Streets running in a generally east-west direction shall bear names of persons or places prominent in American history; streets running in a generally north-south direction shall, insofar as possible, bear the names of confederate military leaders.~~
- (b) The planning commission is hereby empowered to assign names to all newly acquired or dedicated streets in accordance with the provisions of this section.

Section 2. Section 13-1-23 of Chapter 1 of Title 13 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is, repealed:

~~Sec. 13-1-23 Lewd and lascivious cohabitation.~~

~~If any persons, not married to each other, lewdly and lasciviously associate and cohabit together, or whether married or not, be guilty of open and gross lewdness and lasciviousness, each of them shall be guilty of a class 3 misdemeanor; and upon a repetition of the offense, and conviction thereof, each of them shall be guilty of a class 2 misdemeanor.~~

Section 3. Section 5-2-25 of Article A of Chapter 2 of Title 5 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, repealed:

~~Sec. 5-2-25 Bootblack stands.~~

~~Bootblack stands on the streets or sidewalks of the city are prohibited.~~

Section 4. Article B of Chapter 8 of Title 5 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, repealed:

~~Sec. 5-8-11 Establishment and organization.~~

~~There is hereby created the Alexandria Transportation Safety Commission, herein sometimes referred to as the "commission," which shall consist of 10 members, seven members of which shall be the members of the traffic and parking board whose terms of office on the commission shall correspond with their terms on the board. One member shall be a member of the city council who shall be appointed by and serve at the pleasure of the city council. One member shall be the superintendent of public schools whose term of office shall correspond to his tenure as superintendent. One member shall be the chief of police. The commission shall elect its chairman from its membership. A quorum of six members present is required before the commission may take any official action. All decisions shall be determined by a majority vote of the members present, and no proxy vote shall be allowed. The commission shall meet at least four times each year. In matters concerning the~~

~~procedure for meetings not covered by this article, the commission may establish its own rules; provided they are not contrary to the spirit of this article.~~

~~Sec. 5-8-12. Powers and duties.~~

- ~~(a) The commission is charged with the responsibility for recommending to the city council plans for the formulation of a transportation safety program for the city and thereafter with the responsibility for a periodic review of the operation and effect of this program. The commission shall advise and assist the city in the preparation of a program for transportation safety within the city which shall be subject to the approval of the governor for purposes of determining the eligibility of the city to participate in funds and grants available under the federal Highway Safety Act of 1966 or any federal or state funds as may be made available. The plans shall specifically include, in addition to any matters as the governor through the state board of transportation safety may require, material on the status of need for and means to provide within the city driver education and driver improvement courses for adults and out-of-school youths and identification of accident-prone locations on roads within the city's jurisdiction and in cooperation with state agencies.~~
- ~~(b) The commission shall also perform any other functions relating to transportation safety as the city council may from time to time require.~~

~~Sec. 5-8-13. Advisory officials.~~

~~The city manager may designate appropriate public officials or employees to attend the meetings of the commission in an advisory and consulting capacity, but with no right to vote.~~

Section 5. Chapter 9 of Title 9 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, repealed:

~~Sec. 9-9-1 Definitions.~~

~~For the purposes of the chapter, the following words and phrases shall have the meaning ascribed to them in this section, unless otherwise expressly stated or the context clearly indicates a different intention:~~

- ~~(1) *Director of recreation.* The legally designated director of recreation of the city or his authorized representative.~~
- ~~(2) *Operator.* The individual in control of the management and operation of a rebound tumbling center or any person acting by and with the authority of the person so in control.~~
- ~~(3) *Permit.* A written permit issued by the director of recreation to maintain and operate a rebound tumbling center, issued under the provisions of this chapter, which permit shall be separate and distinct from any other business license or pertinent which may otherwise have been issued for the conduct of any business other than that of a rebound tumbling center.~~
- ~~(4) *Rebound tumbling center.* Any facility open to the use of the general public, within or upon which any rebound tumbling mat is installed, maintained or operated, irrespective of whether or not a charge is made for its use.~~
- ~~(5) *Rebound tumbling mat.* Any rebound or recoil tumbling mat or net, or any similar rebound or recoil device or apparatus of any type of construction or installation, designed or~~

~~intended to be used by any person for bouncing, tumbling, springing, acrobatic or gymnastic activity, or any other amusement, recreational or athletic purpose.~~

~~Sec. 9-9-2 Permit required.~~

- ~~(a) It shall be unlawful for any person to establish, construct, operate, maintain or offer for use any rebound tumbling center unless he holds a valid permit issued by the director of recreation, in the name of such person for the specific rebound tumbling center and a special use permit has been granted by the city council pursuant to the provisions of title 7, chapter 6, article J of this code. The requirement that such permits shall be obtained is in addition to any other permits or licenses required by the state, this code, the city council or any department, board, agency or commission of the city.~~
- ~~(b) Any person violating the provisions of this section shall, upon conviction, be punished by a fine not to exceed \$100 or by imprisonment in the city jail for a period not to exceed 30 days, or by both such fine and imprisonment.~~
- ~~(c) Violations of this section may also be restrained, prohibited and enjoined in any proper court of equity jurisdiction.~~
- ~~(d) The suspension or revocation of any permit shall not excuse any violation or permit it to continue.~~

~~Sec. 9-9-3 Same--application; generally.~~

~~Each application for a permit required by this chapter shall be filed with the director of recreation, in writing, signed by the applicant, and shall contain the following:~~

- ~~(1) the name and address of the applicant;~~
- ~~(2) the name and address of the operator of the rebound tumbling center;~~
- ~~(3) the name and address of the owner of the real property upon which the rebound tumbling center will be located;~~
- ~~(4) the area and dimensions of the tract of land to be used;~~
- ~~(5) the zone in which the location is located and reference to the special use permit granted by the city council;~~
- ~~(6) the nature of the installation, viz., open ground or enclosed within roofed building or other structure; and~~
- ~~(7) the number of rebound tumbling mats to be installed and operated.~~

~~Sec. 9-9-4 Same--same; plans showing location, space and general layout.~~

- ~~(a) The applicant for a permit under this chapter shall attach to and file with the application detailed plans, drawn to scale of a ratio of not less than one (1) inch to 10 feet, which shall contain the following:~~
 - ~~(1) The size and location of all rebound tumbling mats. Size shall be indicated by the over-all dimension of the frame of the rebound tumbling in mat.~~
 - ~~(2) The size and thickness of all padding covering the framework of all rebound tumbling mats.~~
 - ~~(3) The location and height of all fences, walls or other barricades in or enclosing the rebound tumbling center.~~
 - ~~(4) The net overhead distance between the rebound tumbling mat and the ceiling or roof, if the center is located within the enclosure of any building or structure.~~
 - ~~(5) The location and height of all poles bearing illumination fixtures, number of lights carried per pole and wattage per individual light.~~

- ~~(6) The course and maximum height of all overhead electric wiring, with an indication of all voltages carried thereby.~~
- ~~(7) The size and location of any office or any other building or structure existing or proposed to be located on the tract of land to be used.~~
- ~~(8) The layout of the public address system and specifications of decibel output.~~
- ~~(9) The size and location of off-street parking area showing each individual car space and aisle space and the dimensions thereof.~~
- ~~(10) The size and location of all entrances and exits.~~
- ~~(b) Such plans shall bear a certification of compliance with all affected city departments, as specified on the approved special use permit, as required by title 7, chapter 6 of this code, before a permit is issued by the director of recreation for the operation of such rebound tumbling center.~~
- ~~(c) One (1) copy of the approved plans shall be kept as a permanent city record in the office of the director of building and mechanical inspection.~~

~~Sec. 9-9-5 Same—same; specifications.~~

~~The applicant for a permit required by this chapter shall attach to and file with the application detailed specifications, which shall include the following:~~

- ~~(1) the type of padding to be used on the rebound tumbling mats;~~
- ~~(2) if other than pit type installation, a detail of the support of the rebound tumbling mats, the manner of securing the same to the ground or floor and the minimum distance from the rebound tumbling mat to the ground or floor.~~
- ~~(3) any further specification or plan which the director of recreation may reasonably require in order to enable him to determine compliance with this chapter.~~

~~Sec. 9-9-6 Same—issuance; term; renewal; nontransferable.~~

~~The director of recreation shall issue a permit for a rebound tumbling center to an applicant upon compliance with the provisions of this chapter. The permit shall be valid for a period of one (1) year from date of issuance unless sooner revoked or suspended. Permits may be renewed annually. No permit may be transferable, and any person holding a permit shall give notice in writing to the director of recreation within 24 hours after having sold, transferred, given away, or otherwise disposed of interest in or control of any rebound tumbling center. The notice shall include the name and address of the person succeeding to the ownership or control of the rebound tumbling center.~~

~~Sec. 9-9-7 Same—suspension and revocation.~~

- ~~(a) Whenever the director of recreation determines that there are reasonable grounds to believe that there has been a violation of any provision of this chapter or of any regulations adopted pursuant to this chapter, he shall give notice of such alleged violation to the person responsible therefor. The notice shall:~~
 - ~~(1) be put in writing;~~
 - ~~(2) include a statement of the reasons for its issuance; and~~
 - ~~(3) contain an outline of remedial action, which if taken will effect compliance with provisions of this chapter and any regulations adopted pursuant thereto.~~
- ~~(b) The notice shall be served upon the owner or his agent or the operator, as the case may require. Such notice or order shall be deemed to have been properly served upon~~

~~the owner or agent or upon the operator when a copy thereof has been sent by certified or registered mail to his last known legal address.~~

- ~~(c) If, after 15 calendar days, commencing from the day such legal notice is received by the owner or operator, as the case may require, the violation as exists is not corrected, the director of recreation shall send a notice of the violation to the city manager.~~
- ~~(d) The city manager shall cause the alleged violations to be brought to the attention of the city council, and the city council may revoke or suspend the special use permit as provided in title 7, chapter 6, article J of this code. A suspension or revocation of the special use permit shall be deemed a suspension or revocation of any permit granted by the director of recreation pursuant to this chapter.~~
- ~~(e) Whenever the director of recreation finds that a violation of this chapter exists which he deems requires immediate action to protect the public health or safety, he shall issue an order requiring that action be taken to immediately correct the violation. If the violation is not immediately corrected the director of recreation shall send a notice of the violation to the city manager.~~
- ~~(f) The city manager shall forthwith cause the alleged violations to be brought to the attention of the city council, and the city council may revoke or suspend the special use permit, as provided in title 7, chapter 6, article J of this code. A suspension or revocation of the special use permit shall be deemed a suspension or revocation of any permit granted by the director of recreation pursuant to this chapter.~~

~~Sec. 9-9-8 Construction and installation regulations.~~

~~No rebound tumbling center located within the city shall be installed, maintained or operated until the following regulations have been complied with:~~

- ~~(1) Measured from the outside dimension of the frame, the minimum distance between rebound tumbling mats shall be: End to end (longitudinal), 10 feet; side to side (lateral), six (6) feet.~~
- ~~(2) All rebound tumbling mat frames shall be securely covered with padding of an approved type, construction and dimension.~~
- ~~(3) Any ceiling, roof or other covering shall be not less than 15 feet above the rebound tumbling mat.~~
- ~~(4) For pit-type rebound tumbling mats, the downward vertical distance from the rebound tumbling mat to the bottom of such pit shall not be less than 36 inches. The pit shall be constructed in such a manner so as to provide a shelf or ledge beneath all springs, elastic bands or other recoil or rebound mechanism attached to the rebound tumbling mat.~~
- ~~(5) All rebound tumbling mats other than pit-type shall be firmly secured to the floor or ground.~~
- ~~(6) No rebound tumbling center shall be open between the hours of 10:00 p.m. and 8:00 a.m.~~
- ~~(7) Any rebound tumbling center open for use after the hour of sunset shall be illuminated with a light intensity of not less than seven (7) foot candles at the level of the rebound tumbling mat. However, where such rebound tumbling center is located immediately adjacent to or across the street from any residential zone or property used for residential purposes, such illumination shall be controlled and regulated so as not to create objectionable glare visible from any residential zone or properties.~~
- ~~(8) Upon every rebound tumbling center, a public address system of sufficient capacity, design and volume shall provide at all times a voice transmission clearly audible to all~~

~~persons within and upon the rebound tumbling center. Such public address system shall be operated at all times for the sole purpose of directing and controlling the activities of all persons within and upon the center. The operating sound level of such public address system shall at no time exceed 20 decibels measured at 50 feet at any point beyond the perimeter of the rebound tumbling center.~~

- ~~(9) The perimeter of the rebound tumbling center, excluding the off-street parking area, shall be enclosed with a sturdy fence no less than six (6) feet in height.~~
- ~~(10) Off-street parking shall be provided, having adequate means of ingress and egress. Such off-street parking facility shall be constructed and surfaced in accordance with prevailing city standards.~~
- ~~(11) No rebound tumbling center shall be maintained or operated unless there is in full force and effect and covering the operation of the same a policy of public liability and property damage issued by a duly authorized insurance carrier, and insuring such operation within minimum public liability limits of \$100,000/\$200,000 and property damage limit of \$5,000.~~
- ~~(12) No rebound tumbling mat shall be any closer to another object than six (6) feet.~~
- ~~(13) Sanitary facilities for both sexes shall be installed in accordance with the requirements of the health department of the city.~~

~~Sec. 9-9-9 General operating regulations.~~

~~The following operating regulations shall be enforced by the permittee at any rebound tumbling center used by the public:~~

- ~~(1) No child under six (6) years of age shall use any rebound tumbling mat at any time.~~
- ~~(2) No child between the ages of six (6) and nine (9) years shall use any rebound tumbling mat, except in the presence of a parent, legal guardian or other adult relative.~~
- ~~(3) Any rebound tumbling mat in use shall at all times be under the immediate supervision, direction and control of an authorized supervisor. The required number of supervisors shall be as follows:
 - ~~a. six (6) rebound tumbling mats or less in use, one (1) supervisor;~~
 - ~~b. for each additional six (6) rebound tumbling mats or fraction thereof in use, one~~
 - ~~(1) additional supervisor for each such additional six (6) rebound tumbling mats or fraction thereof.~~~~
- ~~(4) Each supervisor shall be an individual of good moral character and physical fitness, trained and experienced in the safe use of and performance upon a rebound tumbling mat, and shall at all times be a qualified holder of the standard first aid certificate of the American Red Cross.~~
- ~~(5) An adequate first aid kit shall be kept on the premises, and shall be available at all times.~~
- ~~(6) Persons using any rebound tumbling mat shall be directed to perform thereon in accordance with accepted good gymnastic practice.~~
- ~~(7) Eating and drinking shall be prohibited on the premises.~~
- ~~(8) All persons shall be required to wear socks or shoes and a shirt or blouse while using a rebound tumbling mat.~~
- ~~(9) No rebound tumbling mat that is wet or damp shall be used at any time.~~

- ~~(10) Only one (1) person shall be allowed to perform on any rebound tumbling mat at one (1) time.~~
- ~~(11) A complete record of all injuries shall be kept and shall be open for inspection by the director of recreation at all times.~~
- ~~(12) All persons shall be required to register with the supervisor, such registration to include the name, address, whom to contact in case of an accident and the person's previous gymnastic experience.~~

~~Sec. 9-9-10 Inspection; right of entry.~~

- ~~(a) The director of recreation shall make inspections to determine the condition of rebound tumbling centers located within the city, in order that he may perform his duty of safeguarding the health and safety of persons using such rebound tumbling centers.~~
- ~~(b) The director of recreation shall have the power to enter any reasonable time upon any private or public property for the purpose of inspecting and investigating conditions relating to the enforcement of this chapter or of regulations adopted pursuant thereto.~~

This ordinance shall become effective immediately.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

DEFERRAL/WITHDRAWAL CONSENT CALENDAR

16. Special Use Permit #2013-0084
1318 King Street - Automobile Sales
Public hearing and consideration of a request for continued operation of a non-conforming automobile sales business; zoned KR/King Street Retail. Applicant: A & B Auto Finance Co. by Behrooz Raiszadeh
Planning Commission Action: Deferred 7-0
17. Special Use Permit #2013-0085
1310 King Street - Automobile Sales
Public hearing and consideration of a request for continued operation of a non-conforming automobile sales business; zoned KR/King Street Retail. Applicant: Vafa Zarineh by Reza Sasani, agent
Planning Commission Action: Deferred 7-0

City Council noted the deferrals.

THERE BEING NO FURTHER BUSINESS TO CONSIDER, upon motion by Councilwoman Pepper, seconded by Councilmember Lovain and carried 6-0, City Council adjourned the public hearing meeting of January 25, 2014 at 5:08 p.m. The vote was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

APPROVED BY:

WILLIAM D. EUILLE

MAYOR

ATTEST:

Gloria Sitton, CMC Deputy City Clerk