

**City of Alexandria
City Council Public Hearing
Saturday, February 23, 2019, 9:30 A.M.
Meeting Minutes**

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Present: Mayor Justin M. Wilson, Vice Mayor Elizabeth B. Bennett-Parker, Members of Council: Canek Aguirre, John Taylor Chapman, Amy B. Jackson, Redella S. Pepper, and Mohamed E. Seifeldein.

Absent: None.

Also Present: Mr. Jinks, City Manager; Ms. Anderson, City Attorney; Ms. Collins, Deputy City Manager; Mr. Ewart, Urban Planner, Planning & Zoning (P&Z); Ms. Horowitz, Urban Planner, P&Z; Mr. LaColla, Division Chief, P&Z; Ms. Mohan, Principal Planner, P&Z; Ms. McIlvaine, Director, Office of Housing; Mr. Smith, Urban Planner, P&Z; Karl Moritz, Director, P&Z; Mr. Shelby, Urban Planner, P&Z; Ms. Christesen, Principal Planner, P&Z; Mr. Imm, Principal Planner, P&Z; Ms. Znidarsic, Principal Planner, Recreation, Parks & Cultural Activities; Ms. Free, Urban Planner, P&Z; Mr. Kerns, Division Chief, P&Z; Ms. Miliaras, Principal Planner, P&Z; Ms. Diez, Deputy Director, Transportation & Environmental Services; Mr. Cooper, Plans Examiner, Code Administration; Ms. North, Division Chief, T&ES; Mr. Lambert, Director, T&ES; Ms. Oleynik, Urban Planner, T&ES; Ms. Bryan, Information Technology Services; Mr. Andreas, Captain, Alexandria Police Department; and Mr. Lloyd.

Recorded by: Alexis Lacy, Deputy City Clerk and Clerk of Council.

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OPENING

1. Calling the Roll.

Mayor Wilson called the meeting to order and the Deputy City Clerk called the roll. All members of Council were present except Councilwoman Pepper who arrived during the Public Discussion Period.

2. Public Discussion Period.

The following persons participated in the public discussion period:

1. Janice Grenadier, 15 West Spring Street, spoke about being poisoned and public corruption in the judicial system.
2. Bert Ely, 200 S. Pitt Street, spoke about public safety risks associated with electric scooters.
3. Ali Ahmed, 4222 Vermont Ave., spoke about receiving assistance as a taxi-cab driver.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried unanimously, City Council closed the public discussion period. The vote

was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Pepper, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES ACTION CONSENT CALENDAR (3-4)

Planning Commission

3. Special Use Permit #2018-0110
605 Prince Street - The Prince Street Inn Public hearing
and consideration of a request for a special use permit for
an apartment hotel; zoned: CD/ Commercial Downtown.
Applicant: Billy Klipstein, LLC., represented by M. Catharine Puskar, attorney
Planning Commission Action: Recommended Approval 7-0

(A copy of the Planning Commission report dated February 5, 2019, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 3; 2/23/19 and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried unanimously, City Council approved the planning commission recommendation. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

4. Development Special Use Permit #2018-0024
5740 Edsall Road Edsall Shell
Public hearing and consideration of a request for an extension and update to
conditions of previously approved Development Special Use Permits #2011-0032
and #2015-0030 to construct a full service gas station with a convenience store
and a drive through carwash facility; zoned: CG/ Commercial General.
Applicant: NOVA Petroleum Realty, LLC., represented by M. Catharine Puskar,
attorney
Planning Commission Action: Recommended Approval 7-0

(A copy of the Planning Commission report dated February 5, 2019 is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 4; 2/23/19 and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman City Council approved the Planning Commission recommendation with the following updates: an increase in the contribution to the affordable housing fund, a reduction in parking due to changes in commercial parking standards since prior approval, and the removal of the following words in section 13 a. "The business and identification ... sign messages shall be limited to logos and names". The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

END OF ACTION CONSENT CALENDAR

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

5. Public Hearing and Consideration of a renewed Five-Year License Agreement with Summit IG, LLC to permit Summit IG's existing conduits to remain in the City of Alexandria's rights-of-ways and to permit Summit IG to install fiber optic cable in existing conduits for telecommunication services, not cable television services in the City of Alexandria. City Council closed the public hearing and approved the five-year License Agreement with Summit and authorized the City Manager to execute the License Agreement and to take any other actions that are necessary to implement the Agreement.

(The City Attorney's memorandum dated February 19, 2019 is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 5; 2/23/19 and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Bennett-Parker, seconded by Councilwoman Pepper and carried unanimously City Council closed the public hearing and approved the agreement Summit IG, LLC to permit Summit IG's existing conduits to remain in the City of Alexandria's rights-of-ways and to permit Summit IG to install fiber optic cable in existing conduits for telecommunication services, not cable television services in the City of Alexandria. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

Planning Commission (continued)

6. Special Use Permit #2018-0111
105 and 107 North Union Street - Outdoor Food and Crafts Market
Public hearing and consideration of a request for a special use permit for an outdoor food and crafts market; zoned: CD/Commercial Downtown and WPR/Waterfront Park and Recreation. Applicant: ARP Waterfront, LLC.
Planning Commission Action: Recommended Approval 7-0

(A copy of the Planning Commission report dated February 5, 2018, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 6; 2/23/19 and is incorporated as part of this record by reference.)

Mr. Ewart, Urban Planner, Planning & Zoning (P&Z); Ms. Horowitz, Urban Planner, P&Z; Mr. LaColla, Division Chief, P&Z; gave a presentation and responded to questions from Council.

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

1. Scott Shaw, 221 S. Pitt St., the applicant spoke in support of the project.
2. Keith Harmon, 104 Prince St., asked if a generator would be used in the project.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried unanimously City Council closed the public hearing and approved the

Planning Commission recommendation with the following amendment to condition 19 to remove the language "outside the operational hours of the Torpedo Factory Art Center and". The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

7. Text Amendment #2018-0013

Creation of the RMF/Residential Multifamily Zone to Incentivize Provision of Affordable Housing

(A) Initiation of a Text Amendment; and (B) Public hearing and consideration of a Text Amendment to the Zoning Ordinance to amend Section 1-400(B)(3) for purposes of calculating floor area and density for the RMF zone, add Section 2-128.1 to define committed affordable housing, and add Section 3-1400 to create the RMF/Residential Multifamily zone which provides land areas for multifamily residential development with limited neighborhood serving commercial uses and allows increased floor area in exchange for the provision of affordable housing.

Staff: City of Alexandria Department of Planning and Zoning

Planning Commission Action: Recommended Approval 7-0

(A copy of the Planning Commission report dated February 5, 2019, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 7; 2/23/19 and is incorporated as part of this record by reference.)

Ms. Mohan, Principal Planner, Planning & Zoning (P&Z); Ms. Beach, Division Chief, P&Z; Ms. McIlvaine, Director, Office of Housing; Mr. Smith, Urban Planner, P&Z; Karl Moritz, Director, P&Z; Mr. LaColla, Division Chief, P&Z gave a presentation and responded to questions from Council.

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

1. M. Catharine Puskar 220 Clarendon Blvd., Ste. 1300, Arlington, attorney for the applicant spoke in support of the project for affordable housing.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried unanimously City Council closed the public hearing and approved the planning commission recommendation. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

8. Text Amendment #2018-0011

Proposed Changes to Height and Front Setback Regulations

(A) Initiation of a Text Amendment; and (B) Public hearing and consideration of a Text Amendment to the Zoning Ordinance to amend the following definitions sections 2-119 (average finished grade), 2-119.1 (average pre construction grade), 2-154 (height of building), 2-193 (setback ratio), 2-204 (yard), and 2-205 (front yard); amend sections 3-106, 3-206, 3-306, 3-406, 3-506, 3-606 and 3-706 related to front yard, height and threshold height regulations; amend section 6 403 related to roof decks and penthouses; delete sections 7-2502 and 7-2503 related to infill regulations for single and two family residential zones; amend portions of section 11-1302 related to special exceptions; and to add new sections 2-122.1 to

define contextual block face, 2-154.1 to define threshold height, 2-170.1 to define lot frontage, and 2-170.2 to define lot width.

Staff: City of Alexandria Department of Planning & Zoning

Planning Commission Action: Recommended Approval 6-1

(A copy of the Planning Commission Report dated February 5, 2019, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8; 2/23/19 and is incorporated as part of this record by reference.)

Mr. Shelby, Urban Planner, Planning & Zoning (P&Z); Ms. Smith, Urban Planner, P&Z; Mr. Moritz, Director, P&Z; Ms. Christesen, Principal Planner, P&Z; Mr. LaColla, Division Chief, P&Z made a presentation to City Council who asked questions about the special exception for height. City Council suggested that staff collect and catalog what the houses will look like after the height increase, and meet with the North Ridge Civic Association for further explanation about the text amendment.

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

1. Jeanne Snapp, 517 North Overlook Drive, representing North Ridge Citizens Association, spoke against the item asking for the approval to be postponed for more community input.
2. John Fehrenbach, 2809 Valley Drive, spoke against the item.
3. Lyn Gubser, 603 Beverley Drive, spoke about postponing the increase in the height limit.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman, and carried unanimously City Council closed the public hearing. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

A motion was made by Councilman Seifeldein to reopen the public hearing. The motion failed for lack of a second.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Aguirre and carried unanimously City Council approved the planning commission recommendation. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

9. Discussion Item: City of Alexandria's Landscape Guidelines
Update of the Landscape Guidelines, last revised in 2007, which establish the minimum standards for landscaping in new developments, as designated in the City of Alexandria's Zoning Ordinance (Section 11-410 (CC)). Staff: City of Alexandria, Department of Planning & Zoning and Department of Recreation Parks, & Cultural Activities
Planning Commission Action: Recommended Approval 7-0

(A copy of the Planning Commission report dated February 7, 2019, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 2/23/19 and is incorporated as part of this record by reference.)

Mr. Imm, Principal Planner, Planning & Zoning (P&Z) Ms. Znidersic, Principal Planner, Recreation, Parks & Cultural Activities; Ms. Free, Urban Planner, P&Z; Mr. Kerns, Division Chief, P&Z; and Mr. Moritz, Director, P&Z gave a presentation and responded to questions from Council about the types of plants included in the guidelines, and the maintenance of landscaping in the city.

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

1. Jason Radice, 2004 Peggy Stewart Way, #204, Annapolis, MD; spoke against the landscape guidelines stating that they needed to be revised further.
2. Laurie Beth Donnachie, 9557 Coggsbill Dr., #303, Manassas; spoke against the item because guideline details were not made public before finalization.
3. Stephen Milone, 907 Prince St.; spoke in favor of the guidelines.
4. Susan Gitlin, 609 Little St.; spoke in support of the guidelines.

WHEREUPON, upon motion by Councilwoman, seconded by Councilman Chapman, and carried unanimously City Council closed the public hearing and approved the planning commission recommendation. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

10. Rezoning #2018-0009

Development Special Use Permit #2018-0014

Transportation Management Plan Special Use Permit #2018-0103

600 North Royal Street - Bus Barn

Public hearing and consideration of requests for: (A) an amendment to the official zoning map to change the zone from RM to CRMU-X; (B) a Development Special Use Permit and site plan to construct a multifamily residential building including special use permits to increase the floor area ratio to 2.5 and to increase the density in exchange for affordable housing pursuant to Section 7-700 of the Zoning Ordinance; and (C) a Transportation Management Special Use Permit; zoned RM/Townhouse zone.

Applicant: Maple Multi-Family Land SE, L.P. d/b/a Trammel Crow Residential; represented by M. Catharine Puskar, attorney

Planning Commission Action: Recommended Approval 7-0

(A copy of the Planning Commission report dated February 7, 2019 is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 2/23/19 and is incorporated as part of this record by reference.)

Ms. Free, Urban Planner, Planning & Zoning (P&Z); Ms. Miliaras, Principal Planner, P&Z; Mr. Kerns, Division Chief, P&Z; Ms. Diez, Deputy Director, Transportation & Environmental Services; Mr. Cooper, Plans Examiner, Code Administration; Ms. Oleynik, Urban Planner, T&ES gave a presentation and responded to questions from Council.

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

1. John Freeman, 399 Pendleton St.; representing Pendleton House LDHA, spoke about concerns about dewatering and the possibility of damage to their property.

2. Colin McKenzie, 399 Pendleton St.; consultant for Annie B. Rose House, spoke to ask for a dewatering study and additional monitoring of groundwater.
3. M. Catharine Puskar, 220 Clarendon Blvd., Ste. 1300, Arlington, attorney for the applicant; spoke about the property owner's plan for excavation.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman, and carried unanimously City Council closed the public hearing and approved the planning commission recommendation. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

ORDINANCES AND RESOLUTIONS

NOTE: Due to a procedural defect, the ordinances in docket items 11-14 will be reintroduced at the legislative meeting on March 12, 2019 and set for public hearing and final passage on March 16, 2019.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Vice Mayor Elizabeth Bennett-Parker and carried unanimously City Council approved a motion to table items 12-14. The votes were as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

The speakers for items 11 and 15 were heard at the same time.

11. Public Hearing, Second Reading and Final Passage of an Ordinance to amend Section 5-8-84: Pay by Phone Parking Fee within a Residential Permit Parking District and make Permanent this Residential Parking Preservation Program in Old Town. [ROLL-CALL VOTE]

(A copy of the 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; 2/23/19, 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 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; 2/23/19, and is incorporated as part of this record by reference.)

Ms. North, Division Chief, Transportation & Environmental Services (T&ES) Mr. Lambert, Director, T&ES; Ms. Oleynik, Urban Planner, T&ES gave a presentation to Council and responded to questions about signage and parking enforcement.

The following persons participated in the public hearing for this item and item 15:

1. Lisa Eskew, 207 W. Masonic View Ave., representing St. Paul's Church, spoke about allowing church parishioners time to park for services.
2. Barbara Beach, 614 S. Royal St., spoke against the item.
3. Shelly Whitmire, 217 S. Pitt St., spoke in support of the item.

4. Karen Tietjen, 223 S. Pitt St.; spoke in support of the item.
5. Barbara Haley, 206 Summers Dr., spoke against the item stating it negatively impacts business.
6. John Tyler, 203 Cameron St., spoke in support of the item.
7. Marjorie Scott, 114 Prince St., spoke in support of the item.
8. Keith Harmon, 104 Prince St., spoke in support of the item.
9. Katy Cannady, 20 East Oak St., spoke against the item.
10. Colleen Coopersmith, 207 Cameron St., spoke in support of the item.
11. Traci Patina, 207 Wolfe St., spoke in support of the item.
12. Tiffany Pache, 203 Wolfe St., spoke in support of the item.
13. Becky Voboril, 214 Wolfe St., spoke in support of the item.
14. Alan Levesque, 206 Wolfe St., spoke in support of the item.
15. Ellen Mosher, 324 N. St. Asaph St., spoke about the cost of the program.
16. Robert Rowe, 507 Princess St., spoke about the program spreading to other areas.
17. Yvonne Weight Callahan, 735 S. Lee St., spoke about lack of parking enforcement.
18. Stephen Milone, 907 Prince St., representing Old Town Civic Association, spoke against the item.
19. Nathan Macek, 15 E. Walnut St., spoke in support of the item.
20. Scott Brown, 111 Harvard St., spoke in support of the item and asked for a similar program to be implemented on Harvard Street.
21. Bert Ely, 200 S. Pitt St., spoke against the item.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried unanimously City Council closed the public hearing. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

Councilman Seifeldein requested a point of order to determine whether docket item #11 should be tabled or withdrawn from consideration. Ms. Anderson, City Attorney, advised that the item could be tabled for consideration at a later date.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Seifeldein and carried unanimously City Council approved a motion to table item 11. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

12. Public Hearing, Second Reading and Final Passage of AN ORDINANCE to amend and reordain Section 12-1-5 (TERM OF OFFICE) of Chapter 1 (SCHOOL DISTRICT AND

SCHOOL BOARD) of Title 12 (EDUCATION, SOCIAL SERVICES, AND WELFARE) of the Code of the City of Alexandria, Virginia, 1981, as amended. [ROLL-CALL VOTE]

(A copy of the 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; 2/23/19, 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 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. 1 of Item No. 12; 2/23/19, and is incorporated as part of this record by reference.)

13. Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain Section 4-303 (SPECIAL USES) of Article IV (COMMERCIAL, OFFICE AND INDUSTRIAL ZONES), Section 7-103 (USE LIMITATIONS), Section 7-202 (PERMITTED OBSTRUCTIONS), Section 7-301 (PERMITTED OCCUPATIONS), and Section 7-2506 (ATTACHED GARAGES) of Article VII (SUPPLEMENTAL ZONE REGULATIONS); and add new Section 2-113.2 (ATTIC), Section 2-120.1 (BAY WINDOW), and Section 2-200.1 (TRELLIS) of Article II (DEFINITIONS) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by city council as Text Amendment No. 2018-0015 (Implementation Ordinance for Text Amendment No. 2018-0015 entitled Zoning Ordinance Practical Updates approved by City Council on January 12, 2019). [ROLL-CALL VOTE]

(A copy of the 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; 2/23/19, 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 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. 1 of Item No. 13; 2/23/19, and is incorporated as part of this record by reference.)

14. Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain Sheet No. 045.03 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 properties at 1201 North Royal Street from, CD-X/Commercial downtown zone (Old Town North) to CRMU-X/Commercial residential mixed use (Old Town North) zone, and the adjacent outparcel from, UT/Utilities and transportation to CRMU-X/Commercial residential mixed use (Old Town North) zone, in accordance with the said zoning map amendment heretofore approved by city council as Rezoning No. 2018-0006 (Implementation Ordinance for Rezoning No. 2018-0006 associated with Craddock Site Redevelopment (1201 North Royal Street) approved by City Council on January 12, 2019). [ROLL-CALL VOTE]

(A copy of the 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. 14; 2/23/19, 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 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. 1 of Item No. 14; 2/23/19, and is incorporated as part of this record by reference.)

15. Introduction, First and Second Reading, Public hearing and Final Passage of an EMERGENCY ORDINANCE to amend and reordain Article F (PERMIT PARKING DISTRICTS) of Chapter 8 (Parking and Traffic regulations) of Title 5 (Transportation and Environmental Services) of the Code of the City of Alexandria, Virginia, 1981, as amended, by amending Section 5-8-84 (PAY BY PHONE PARKING FEE WITHIN A RESIDENTIAL PERMIT PARKING DISTRICT) to extend the program date from March 1 to March 23. [ROLL-CALL VOTE]

(A copy of the 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; 2/23/19, 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 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. 1 of Item No. 15; 2/23/19, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Seifeldein and carried 6-1 by roll-call vote City Council closed the public hearing and passed the ordinance on first and second reading to adopt an emergency ordinance to amend and reordain Article F (PERMIT PARKING DISTRICTS) of Chapter 8 (PARKING AND TRAFFIC REGULATIONS) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) of the Code of the City of Alexandria, Virginia, 1981, as amended, by amending Section 5-8-84 (PAY BY PHONE PARKING FEE WITHIN A RESIDENTIAL PERMIT PARKING DISTRICT) to extend the program from March 1 to March 23, in order to prevent the abrupt suspension of parking enforcement, which would disrupt the pattern of use that has developed during the pilot program and create a discrepancy between existing traffic controls and the City Code. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Pepper, and Councilman Seifeldein; Opposed, Councilwoman Jackson.

The ordinance reads as follows:

ORDINANCE NO. 5202

AN EMERGENCY ORDINANCE to amend and reordain Article F (PERMIT PARKING DISTRICTS) of Chapter 8 (Parking and Traffic regulations) of Title 5 (Transportation and Environmental Services) of the Code of the City of Alexandria, Virginia, 1981, as amended, by amending Section 5-8-84 (PAY BY PHONE PARKING FEE WITHIN A RESIDENTIAL PERMIT PARKING DISTRICT).

WHEREAS, the second reading, public hearing, and consideration for final passage of an ordinance to continue the Residential Pay by Phone Parking Fee has been delayed until March 16, 2019, and

WHEREAS, the ordinance will expire on March 1, 2019 unless action is taken by City

Council, and

WHEREAS The City Council finds and determines that an emergency exists by virtue of the fact that expiration of the program would abruptly suspend parking enforcement during the interim period. This would disrupt the pattern of use that has developed during the pilot program and create a discrepancy between existing traffic controls and the City Code, causing confusion among residents and visitors with respect to parking regulations. Now, therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Title 5, Chapter 8, Article F, Section 5-8-84 of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended by deleting the language shown in strikethrough and adding the language shown as underlined as follows:

Sec. 5-8-84 –Pay By Phone Parking Fee within a Residential Permit Parking District.

(a) Purpose: On residential blocks adjacent to metered areas, which are often occupied by vehicles belonging to non-residents of the district, a pay by phone parking fee may be implemented that requires non-residents of the district to pay to park on the block during the posted times. The provisions of this Section shall expire on March 123, 2019.

(b) Parking restrictions: Residential blocks with a pay by phone parking fee shall prohibit parking in designated areas by motor vehicles which do not display a valid parking permit for that district or have not submitted appropriate payment through either the pay by phone application referenced on the posted signage or a City parking meter.

(1) The hourly parking fee shall be consistent with the cost of a meter as established in Section 5-8-93.

(2) The hours during which a parking fee is applicable shall be consistent with the existing posted hours of restriction. Changes to the posted hours shall be reviewed by the traffic and parking board pursuant to section 5-8-72(b).

(c) Establishment: A pay by phone parking fee may be added to certain designated residential permit parking district blocks in accordance with the following criteria and procedures:

(1) The area subject to parking fee must be on a block with existing metered spaces, adjacent to an existing metered block, or adjacent to a block where a residential pay by phone parking fee has also been approved.

(2) The block must be located within the Special Parking District Area.

(3) The area subject to parking fee must already be posted with residential parking restrictions.

(4) The request to add a pay by phone parking fee must be initiated by the residents of the block through a petition signed by more than 50 percent of the residents of the block and submitted to the city manager.

(5) Upon receipt of a petition for a block meeting the criteria established above, the city manager shall direct staff to conduct a survey of the parking conditions on the block. The survey shall be

taken during the hours of the existing residential parking restrictions. If staff observes that 75% or more of the available parking spaces on the block are occupied, the city manager shall forward the request to the traffic and parking board for its review and recommendation at a public hearing.

(6) If less than 75% of the available spaces are occupied, additional surveys may be made at other times of the day. If the surveys do not so demonstrate, the petition shall be deemed denied and no further action will be taken.

(7) Following the board's recommendation, the manager shall decide the petition and cause his decision to be implemented; provided that in the event the manager decides not to adopt the recommendation of the board or, whether or not in accord with the recommendation of the board, decides to deny the petition, he shall forward the petition, along with the board's recommendation and the reasons for his decision to city council which shall make the final decision on the petition.

Section 2. That Title 5, Chapter 8, Article F, Section 5-8-84, as amended pursuant to Section 1 of this ordinance, be, and the same hereby is, reordained as part of the Code of the City of Alexandria.

Section 3. That this ordinance shall become effective upon the date and at the time of its final passage.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

DEFERRAL/WITHDRAWAL CONSENT CALENDAR

Planning Commission (continued)

None.

THERE BEING NO FURTHER BUSINESS TO CONSIDER, upon motion by Councilman Seifeldein, seconded by Councilwoman Pepper and carried unanimously City Council adjourned the public hearing February 23, 2019 at 3:45 p.m. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none. Absent: none.

APPROVED BY:

JUSTIN WILSON MAYOR

ATTEST:

Alexis Lacy Deputy City Clerk

