

# **City of Alexandria**

*301 King St., Room 2300  
Alexandria, VA 22314*



## **Action Docket - Final**

**Saturday, May 17, 2014**

**9:30 AM**

**Council Chambers**

**City Council Public Hearing**

## OPENING

### 1 Calling the Roll.

*Vice Mayor Silberberg called the meeting to order, and the Deputy City Clerk called the roll. All the members of Council were present, except for Mayor Euille, who was absent.*

### 2 Public Discussion Period.

**[No more than 30 minutes. This period is restricted to items not listed on the docket.]**

*The following persons participated in the public discussion period:*

*1) Mindy Lyle, 5235 Tancreti Lane, spoke about developer contributions and the use of the funds for placemaking and improving affordable and subsidized housing in the West End. Ms. Lyle noted that the contributions should be used to improve the infrastructure in the West End, particularly sidewalks and to help the community develop a sense of place.*

*2) Drew Carroll, 904 Crescent Drive, attorney for residents on Green Street, expressed concerns about a vacant home on Green Street and requested that the City enforce the codes regarding vacant homes and enact new codes to alleviate the neighborhood of its concerns about the home. Mr. Carroll distributed notebooks to Council with information on the home at 813 Green Street.*

*3) Kathy Tabak, 811 Green Street, expressed concern about the vacant home located at 813 Green Street.*

*4) Thomas Esbrook, 805 Green Street, expressed concern about the vacant home located at 813 Green Street.*

*5) Jeanette Esbrook, 805 Green Street, expressed concern about the vacant home located at 813 Green Street.*

*6) Bob McConnell, 823 South Columbus Street, expressed concern about the vacant home located at 813 Green Street.*

*7) Beverly Hunter, 803 Green Street, expressed concern about the vacant home located at 813 Green Street.*

*8) Marnee Robinson, 809 Green Street, expressed concern about the vacant home located at 813 Green Street.*

*9) Barb Robinson, 809 Green Street, expressed concern about the vacant home located at 813 Green Street.*

*10) Cecily Crandall, 815 Green Street, expressed concern about the vacant home located at 813 Green Street.*

11) Edward Wiggers, 807 Green Street, expressed concern about the vacant home located at 813 Green Street.

12) Dino Drudi, 315 North West Street, thanked the City for removing the incarceration box off the job application, for adding the AT9 route to the DASH bus line and for allowing trolley patrons to ride the following DASH buses for free when the trolley is full. Mr. Drudi requested that Council give greater consideration to the recommendations of boards, commissions and advisory task forces.

## REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES

### ACTION CONSENT CALENDAR (3-4)

#### Planning Commission

- 3     [SUP14-037](#)     Special Use Permit #2014-0037  
662 South Van Dorn Street (650 South Van Dorn Street) - Smashburger  
Public Hearing and Consideration of a request to operate a restaurant; zoned  
CDD#17/Coordinated Development District. Applicant: Smashburger  
Acquisition - DC, LLC  
Planning Commission Action: Recommended Approval 6-0
- 4     [14-2813](#)     Special Use Permit #2014-0016  
1512 King Street - Subway  
(Parcel Address: 1508 King Street)  
Public Hearing and Consideration of request for an amendment to a previously  
approved special use permit (SUP #2003-0114) to change a condition  
regarding the internal menu boards; zoned KR/King Street Retail. Applicant:  
R.P. Kapani  
Planning Commission Action: Recommended Approval 6-0

### END OF ACTION CONSENT CALENDAR

*City Council approved the consent calendar. The approvals were as follows:*

3. *City Council approved the Planning Commission recommendation.*
4. *City Council approved the Planning Commission recommendation.*

## REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

- 5     [14-2811](#)     Public Hearing on the Alexandria Children and Youth Master Plan from the  
Children, Youth and Families Collaborative Commission.  
  
*City Council closed the public hearing on the Alexandria Children and Youth Master  
Plan from the Children, Youth and Families Collaborative Commission and scheduled  
it for final passage of June 11, 2014.*

### REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

**Planning Commission (continued)**

- 6      [14-2812](#)      Text Amendment #2014-0003  
Master Plan Amendment #2013-0008  
Rezoning #2013-0005  
CDD Concept Plan #2013-0002  
Development Special Use Permit #2013-0003  
Transportation Management Plan Special Use Permit #2013-0088  
430 and 450 South Pickett Street - Cameron Park  
Public Hearing and Consideration of a request for: (A) a text amendment to the Zoning Ordinance to amend the provisions of Section 5-600 to amend the CDD Zone Table; (B) an amendment to Landmark/Van Dorn Corridor Small Area Plan chapter of the Master Plan to amend the height map(s) from 50 feet to 60 feet and 85 feet; (C) an amendment to the official zoning map to change the zone from CSL to CDD#17a; (D) a request for a special use permit for a CDD Conceptual Design Plan; (E) a development special use permit with site plan, with modifications, to construct a mixed-use project, and for more than eight (8) townhouses in a row, and for lots without frontage on a public street; and (F) a special use permit for a transportation management plan; zoned CSL/Commercial Service Low (Landmark/Van Dorn Corridor Small Area Plan). Applicant: JBG Rosenfeld, represented by, Kenneth Wire, McGuire Woods  
Planning Commission Action: MPA2013-0008 Adopted Resolution and Recommended Approval 7-0; TA2014-0003 Initiated and Recommended Approval 7-0; REZ2013-0005 Recommended Approval 7-0; CDD Concept Plan #2013-0002, DSUP #2013-0003 and TMP SUP #2013-0088 Recommended Approval as amended 7-0.
- City Council approved the Planning Commission recommendation with the following amendments: (1) amend condition #14 to state, "The applicant shall provide a voluntary contribution of \$100,000 to be allocated toward infrastructure or programmatic improvements at Armistead Boothe Park, Ben Brenman Park, and Cameron Station Linear Park. The specific project or projects to be funded will be determined through a meeting of neighborhood residents convened by Planning and Zoning and Recreation, Parks and Cultural Activities Staff within 90 days of the receipt of the contribution and the selected projects will be reported to the Planning Commission and the City Council. The contribution shall be provided to the City and deposited into a designated account prior to release of the multifamily final site plan;" (2) amend condition #87 by removing townhouse units and replacing it with the phrase, "multifamily portion of the site," and removing the last sentence entirely from the condition; (3) a new condition #88 stating, "A registered Homeowners Association will be formed for the townhouse portion of the site. The HOA will request approval from the Director of Transportation and Environmental Services to opt-out of the City approved trash and recycling collection to allow for privately contracted collection. The point of collection shall be as agreed upon between the owner and the private collector duly licensed, provided that such point shall not be in a public right-of-way and shall not hinder or interfere with parking, traffic or pedestrians. All trash collectors for the project site are required to take their collected trash to the Alexandria/Arlington waste-to-energy facility;" (4) remove condition #134(c) as it does not apply; and (5) remove condition #135 and retain condition #136 (repetitive*

conditions).

- 7      [14-2709](#)      CASE BAR2014-0037 & CASE BAR2013-0321  
Public Hearing to Consider an appeal of the Old & Historic Alexandria District Board of Architectural Review's (BAR) March 19, 2014 decision approving a request for a Permit to Demolish for complete demolition of a structure and a request for Certificate of Appropriateness for new construction at 220 S Union Street. Applicant: Carr Hospitality by Rust Orling Architecture. Appellant: Mark Mueller, on behalf of petitioners

*City Council affirmed the decision of the BAR made on March 19, 2014, approving a request for a Permit to Demolish for complete demolition of a structure and a request for a Certificate of Appropriateness for new construction at 220 S. Union Street and found the project to be appropriate and consistent with all the Standards and Additional Standards-Potomac River Vicinity District outlined in Section 10-105(A) of the Alexandria Zoning Ordinance.*

## ORDINANCES AND RESOLUTIONS

- 8      [14-2809](#)      Public Hearing, Second Reading and Final Passage of an Ordinance to Amend and Reordain Title (Licensing and Regulations) of the Code of the City of Alexandria, Virginia, as Amended, to Add Chapter 15 (Food Truck Vendors). [ROLL-CALL VOTE]

*City Council approved the revised ordinance to permit food trucks on public (off-street) property, reconstitute the work group to complete their work and establish a pilot program to expire October 2015, at which time Council may consider either amendments to the City's Zoning Ordinance to authorize food trucks to locate off-street on a permanent basis OR consider a full comprehensive on-street/off-street program; and include the following language in Section 9-15-13 (C), " subject to policy recommendations of the Park and Recreation Commission." (ORD. NO. 4875)*

- 9      [14-2808](#)      Public Hearing, Second Reading and Final Passage of an Ordinance to Amend Section 2-1-41 for Start Time of City Council Meetings and Adoption of a Resolution for Rules of Procedure, Order of Business and Schedule of Council Meetings. [ROLL-CALL VOTE]

*City Council approved an ordinance to amend Section 2-1-41 for start time of the City Council meetings and adoption of a resolution for rules of procedure, order of business and schedule of council meetings, with the amendment under section 3 subsection 1, changing it 48 hours for docket information delivery and no changes to the speakers form. (ORD. NO. 4876 and RES. NO. 2620)*

- 10     [14-2724](#)      Public Hearing, Second Reading, and Final Passage of an Ordinance to Amend and Reordain Section 3-2-373 (Electric Utility Consumer Tax) of Article V (Electric and Natural Gas Consumers Tax) of Chapter 2 (Taxation) of Title 3 (Finance, Taxation and Procurement) of the Code of the City of Alexandria, Virginia, 1981, as amended. [ROLL-CALL VOTE]

*City Council approved an ordinance to amend and reordain Section 3-2-373 (Electric*

*Utility Consumer Tax) of Article V (Electric and Natural Gas Consumers Tax) of Chapter 2 (Taxation) of Title 3 (Finance, Taxation and Procurement) of the Code of the City of Alexandria, Virginia, 1981, as amended. (ORD. NO. 4877)*

- 11     [14-2810](#)     Public Hearing, Second Reading and Final Passage of an Ordinance to Change the Asset Limits for Full and Partial Real Estate Tax Exemptions Under the City's Real Estate Tax Relief Program for Elderly or Permanently and Totally Disabled Persons. [ROLL-CALL VOTE]

*City Council approved an ordinance to change the asset limits for full and partial real estate tax exemptions under the City's Real Estate Tax Relief Program for Elderly or Permanently or Totally Disabled persons. (ORD. NO. 4878)*

- 12     [14-2725](#)     Public Hearing, Second Reading, and Final Passage of an Ordinance to Amend and Reordain Section 3-2-62 (Tax Rate and Levy) of Article F (Tax on Persons Purchasing Telephone and Water Services) of Chapter 2 (Taxation) of Title 3 (Finance, Taxation and Procurement) of the Code of the City of Alexandria, Virginia, 1981, as amended. [ROLL-CALL VOTE]

*City Council approved an ordinance to amend and reordain Section 3-2-62 (Tax Rate and Levy) of Article F (Tax on Persons Purchasing Telephone and Water Services) of Chapter 2 (Taxation) of Title 3 (Finance, Taxation and Procurement) of the Code of the City of Alexandria, Virginia, 1981, as amended. (ORD. NO. 4879)*

- 13     [14-2727](#)     Public Hearing, Second Reading and Final Passage of an Ordinance to Amend and Reordain Section 3-2-102 (Levy and Rate) of Article I (Tax on Sale of Cigarettes) of Chapter 2 (Taxation) of Title 3 (Finance, Taxation and Procurement) of the Code of the City of Alexandria, Virginia, 1981, as Amended. [ROLL-CALL VOTE]

*City Council approved an ordinance to amend and reordain Section 3-2-102 (Levy and Rate) of Article 1 (Tax on Sale of Cigarettes) of Chapter 2 (Taxation) of Title 3 (Finance, Taxation and Procurement) of the Code of the City of Alexandria, Virginia, 1981, as amended. (ORD. NO. 4880)*

- 14     [14-2768](#)     Public Hearing, Second Reading and Final Passage of a Proposed Amendment to Title 10 (Motor Vehicles and Traffic), Chapter 1 (General Provisions) of the Code of the City of Alexandria, Virginia, 1981, as Amended. [ROLL-CALL VOTE]

*City Council approved an ordinance for a proposed amendment to Title 10 (Motor Vehicles and Traffic), Chapter 1 (General Provisions) of the Code of the City of Alexandria, Virginia, 1981, as amended. (ORD. NO. 4881)*

- 15     [14-2753](#)     Public Hearing, Second Reading and Final Passage of an ordinance authorizing the tenant and owners of the property located at 115 and 117 King Street, in the City of Alexandria, Virginia to construct and maintain an encroachment for an awning on the front building wall at that location. (Implementation ordinance for the encroachment approved by City Council on April 12, 2014 for the awning at Landini Brothers Restaurant) [ROLL-CALL VOTE]

*City Council approved an ordinance authorizing the tenant and owners of the property located at 115 and 117 King Street, in the City of Alexandria, Virginia, to construct and maintain an encroachment for an awning on the front of the building wall at that location. (ORD. NO. 4882)*

**16**     [14-2760](#)

Public Hearing, Second Reading and Final Passage of an ordinance authorizing the owners of the property located at 941 and 945 North Alfred Street to construct and maintain an encroachment for two porches at that location. (Implementation ordinance for the encroachment approved by City Council on April 12, 2014) [ROLL-CALL VOTE]

*City Council approved an ordinance authorizing the owners of the property located at 941 and 945 North Alfred Street to construct and maintain an encroachment for two porches at that location. (ORD. NO. 4883)*

**17**     [14-2822](#)

Consideration of Adoption of a Resolution for the Complete Streets Reenactment. [ROLL-CALL VOTE]

*City Council adopted a resolution for the Complete Streets Reenactment. (RES. NO. 2621)*

*\*\*\*Please note this item was considered following the public discussion period.\*\*\**

## **REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)**

## **DEFERRAL/WITHDRAWAL CONSENT CALENDAR**

### **Planning Commission (continued)**

**None.**

*The meeting was adjourned at 7:43 p.m.*

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*Note: The action docket is a summary of Council's meeting deliberations prepared largely for staff follow-up. Formal minutes of the meeting, when approved by Council, become the official record of the meeting and of Council decisions made at the meeting.*