

City of Alexandria

*301 King St., Room 2400
Alexandria, VA 22314*



Action Docket - Final

Saturday, March 17, 2018

9:30 AM

City Council Public Hearing

OPENING

1. Calling the Roll.

Mayor Silberberg called the meeting to order and the City Clerk called the roll. All the members of Council were present.

2. Public Discussion Period.

The following persons participated in the public discussion period:

1. Mia Taylor, 3801 Mount Vernon Avenue, representing Tenants and Workers United, spoke about the relationship of the Alexandria Sheriff's Department with the Immigration and Customs Enforcement (ICE), particularly their protocols for deal with ICE. Ms. Taylor noted that there were concerns with longer detentions than necessary, requested that the Sheriff require the issuance of judicial warrants for detainees, and the use of an intergovernmental agreement with ICE for housing detainees. Ms. Taylor asked that Council consider the information she shared and asked those present in support of this request stand.

2. Jonathan Krall, 6A East Mason Avenue, representing Grassroots Alexandria, spoke about the relationship with ICE and how civil rights of many citizens are being affected by the policies of the Alexandria's Sheriff's Department. Mr. Krall noted concerns with the acceptance of administrative warrants and the termination of the intergovemental agreement with ICE.

3. Janice Grenadier, 15 West Spring Street, spoke about her issues with the judicial system in the City and in the State and the injustices committed against her.

4. Alex Howe, 650 Potomac Avenue, Apt. 201, representing the Democratic Socialist of America, spoke about the relationship with ICE and requested that the intergovernmental agreement with the Sheriff's Department and ICE and that people will only be released to ICE with a judicial warrant. Mr. Howe also spoke about the possibility of Amazon locating its new headquarters in the region and he noted that the process is missing transparency to the public. Mr. Howe noted his concerns for offering billions of dollars in incentives to bring them here and how it will affect the City should it come to the region.

5. Dino Drudi, 315 North West Street, spoke about issues with repairs at Metro and the caliber of the new management for the transit system. Mr. Drudi spoke in support of the Sheriff cooperating with the Federal government and working with ICE.

6. Melissa Stamps, 1201 Braddock Place, Apt. 801, spoke about issues with the ICE and impact of their actions on families in the community. Ms. Stamps spoke ioppositionon to the Sheriff's Department and ICE use of inappropriate procedures and informal contractual arrangements.

7. Philip Maytas, 219 North Pitt Street, spoke in support of the Sheriff's Department enforcement of policies to assist ICE. Mr. Maytas spoke about the impact of

residential parking and how he has requested a conditional for restricted parking on certain streets in the King Street area.

Council had a discussion about the issues concerning ICE and requested that the City Manager schedule a time for the Sheriff to come and present to Council his policies concerning the matter.

[This period is restricted to items not listed on the docket. The first 15 speakers will be heard under item #2 at the beginning of the meeting. Any remaining speakers will be heard at the conclusion of the the docketed items.]

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES

ACTION CONSENT CALENDAR (3-4)

Planning Commission

3. [18-7467](#) Special Use Permit #2017-0117
 3141 & 3147 Duke Street (parcel addresses: 3125 & 3127 Duke Street)
 Public hearing and consideration of a request for additional outdoor dining; zoned:
 CG/Commercial General.
 Applicant: Glory Days Grill of Alexandria, LLC
 Planning Commission Action: Recommended Approval 7-0

4. [18-7468](#) Special Use Permit #2018-0001
 1001 A Queen Street (parcel address: 300 North Patrick Street)
 Public hearing and consideration of a request for a five-year review of a rooming
 house and for a change of ownership; zoned: CL/Commercial Low.
 Applicant: Edward V. Jordan Living Trust
 Planning Commission Action: Recommended Approval 7-0

END OF ACTION CONSENT CALENDAR

City Council approved the action 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. [18-7104](#) Public Hearing and Consideration of a License Agreement Between the City of
 Alexandria and Spirit Cruises, LLC., for Use of the City's Marina.

 *City Council closed the public hearing and approved the license agreement between
 the City of Alexandria and Spirit Cruises, LLC., for use of the City's marina.*

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)**Planning Commission (continued)**

6. [18-7469](#) Special Use Permit #2017-0133
218 North Lee Street, 2nd floor
Public hearing and consideration of a request to operate a restaurant (currently grandfathered); zoned: CD/Commercial Downtown.
Applicant: Tandoori Nights of Alexandria, LLC, represented by M. Catharine Puskar, attorney
Planning Commission Action: Recommended Approval 7-0
City Council closed the public hearing and approved the Planning Commission recommendation.
7. [18-7470](#) Text Amendment #2018-0003
Small Accessory Buildings
(A) Initiation of a Text Amendment; and (B) Public hearing and consideration of a Text Amendment to the Zoning Ordinance to amend sections 7-202 and 2-145 regarding small accessory buildings in required yards and floor area ratio.
Staff: City of Alexandria Department of Planning & Zoning
Planning Commission Action: Recommended Approval 7-0
City Council closed the public hearing and approved the Planning Commission recommendation.
8. [18-7472](#) Special Use Permit #2017-0091
3410 Mount Vernon Avenue (parcel address: 3408 Mount Vernon Av) - Secret Garten Restaurant
Public hearing and consideration of a request to amend Special Use Permit 95-0033 to extend hours of operation; to add off-premises alcohol sales; for outdoor dining; and for a parking reduction; zoned: CG/Commercial General.
Applicant: Abe Hadjiesmaeiloo
Planning Commission Action: Recommended Approval 7-0
City Council closed the public hearing and approved the Planning Commission recommendation with the following amendments: (1) amend condition #23 relating to power washing by adding language stating, "shall not be completed using any kinds of detergent and should not occur after 4 p.m."; (2) amend condition #36 by adding an 18 months review; and (3) add language stating that additional tree density should be included with the planters along the perimeter to shield the neighborhood from noise.
9. [18-7473](#) Special Use Permit #2017-0122
417 King Street (parcel address: 411 King Street)- Taco Bell Cantina
Public hearing and consideration of a request to operate a restaurant with outdoor dining; zoned: KR/King Street Retail.
Applicant: TB Cantina, LLC

Planning Commission Action: Recommended Approval 7-0

City Council closed the public hearing and approved the Planning Commission recommendation with the amendment to condition #5 to change the hours of outdoor dining from 1 a.m. to ending at 11 p.m.

10. [18-7474](#)

Old Town North Small Area Plan Implementation

Public hearing and consideration of the establishment of an Old Town North Streetscape and Open Space Fund and a policy for developer contributions to implement the Old Town North Small Area Plan.

Staff: City of Alexandria Department of Planning & Zoning

Planning Commission Action: Recommended Approval 7-0

City Council closed the public hearing and approved the Planning Commission recommendation and created the Old Town North Streetscape and Open Space fund and established a developer contribution for development of site 1-10 at the rate of \$9.00 per square foot.

11. [18-7475](#)

Development Special Use Permit Stage 2 #2017-0023

Encroachment #2018-0002

2410 and 2460 Mill Road - Hoffman Blocks 4 & 5

Public hearing and consideration of requests for: (A) a Development Special Use Permit and site plan with modifications to construct a mixed-use retail and residential complex, including Special Use Permit requests to increase the height of mechanical penthouses and the number of penthouses requested; and (B) an Encroachment into the public right-of-way for residential balconies and architectural projections; zoned: CDD #2/Coordinated Development District #2. Applicant: S/C Eisenhower, LLC, represented by Duncan Blair, attorney

Planning Commission Action: Recommended Approval 7-0

City Council closed the public hearing and approved the Planning Commission recommendation with an amendment to condition #27 noting that live entertainment shall be permitted with the issuance of an administrative special use permit.

ORDINANCES AND RESOLUTIONS

(Ordinances are approved by roll-call vote)

City Council waived the reading of the docket items #12- #18 and approved the ordinances in a block by roll-call vote.

12. [18-7333](#)

Public Hearing, Second Reading and Final Passage of an Ordinance to vacate a portion of the public right-of-way on North Frazier Street, adjacent to the property at 1600 North Frazier Street (VAC No. 2017-0009) (Implementation Ordinance for Vacation approved by City Council on January 20, 2018). [ROLL-CALL VOTE]

City Council adopted an ordinance to vacate a portion of the public right-of-way on North Frazier Street, adjacent to the property at 1600 North Frazier Street (VAC No.

2017-0009) (ORD. NO. 5116)

13. [18-7335](#) Public Hearing, Second Reading and Final Passage of an Ordinance to vacate a portion of the public right-of-way on North Frazier Street, adjacent to the property at 1615 North Frost Street (VAC No. 2017-0011) (Implementation Ordinance for Vacation approved by City Council on January 20, 2018). [ROLL-CALL VOTE]
City Council adopted an ordinance to vacate a portion of the public right-of-way on North Frazier Street, adjacent to the property at 1615 North Frost Street (VAC No. 2017-0011). (ORD. NO. 5117)
14. [18-7337](#) Public Hearing, Second Reading and Final Passage of an Ordinance to vacate a portion of the public right-of-way on North Frazier Street, adjacent to the property at 4001 Lawrence Avenue (VAC No. 2017-0012) (Implementation Ordinance for Vacation approved by City Council on January 20, 2018). [ROLL-CALL VOTE]
City Council adopted an ordinance to vacate a portion of the public right-of-way on North Frazier Street, adjacent to the property at 4001 Lawrence Avenue (VAC No. 2017-0011). (ORD. NO. 5118)
15. [18-7339](#) Public Hearing, Second Reading and Final Passage of an Ordinance to vacate a portion of the public right-of-way on Maury Lane, adjacent to the property at 4905 Maury Lane (VAC No. 2017-0010) (Implementation Ordinance for Vacation approved by City Council on January 20, 2018). [ROLL-CALL VOTE]
City Council adopted an ordinance to vacate a portion of the public right-of-way on Maury Lane, adjacent to the property at 4905 Maury Lane (VAC. No. 2017-0010). (ORD. NO. 5119)
16. [18-7341](#) Public Hearing, Second Reading and Final Passage of an Ordinance to vacate a portion of the public right-of-way along the south side of Mill Road near the intersection of the east side of Stovall Street, at 2460 Mill Road (VAC No. 2017-0008) (Implementation Ordinance for Vacation associated with Hoffman Blocks 4 & 5 project approved by City Council on January 20, 2018). [ROLL-CALL VOTE]
City Council adopted an ordinance to vacate a portion of public right-of-way along the south side of Mill Road near the intersection of the east side of Stovall Street, at 2460 Mill Road (VAC. No. 2017-0008). (ORD NO. 5120)
17. [18-7417](#) Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain Sections 4-1403 (PERMITTED USES), 4-1403.1 (ADMINISTRATIVE SPECIAL USES), and 4-1404 (SPECIAL USES) of Article IV (COMMERCIAL, OFFICE AND INDUSTRIAL ZONES) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by city council as Text Amendment No. 2018-0001 (Implementation Ordinance for Text Amendment No. 2018-0001 regarding uses in the NR/Neighborhood Retail zone (Arlandria) approved by City Council on February 24, 2018). [ROLL-CALL VOTE]

City Council adopted an ordinance to amend and reordain Sections 4-1403 (PERMITTED USES), 4-1403.1 (ADMINISTRATIVE SPECIAL USES), and 4-1404 (SPECIAL USES) of Article IV (COMMERCIAL, OFFICE AND INDUSTRIAL ZONES) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by City Council as Text Amendment No. 2018-0001. (ORD. NO. 5121)

18. [18-7419](#)

Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain Sections 2-145 (FLOOR AREA RATIO) and 2-195 (STORY) of Article II (DEFINITIONS), amend and reordain 7-202 (PERMITTED OBSTRUCTIONS) of Article VII (SUPPLEMENTAL ZONE REGULATIONS), and add new Sections 2-113.1 (ARCHITECTURAL FEATURE) and 2-194.1 (STAIRS) 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. 2017-0001 (Implementation Ordinance for Text Amendment No. 2017-0001 regarding floor area ratio approved by City Council on February 24, 2018). [ROLL-CALL VOTE]

City Council adopted an ordinance to amend and reordain Section 2-145 (FLOOR AREA RATIO) and 2-195 (STORY) of Article II (DEFINITIONS), amend and reordain 7-202 (PERMITTED OBSTRUCTIONS) of Article VII (SUPPLEMENTAL ZONE REGULATIONS), and add new Sections 2-113.1 (ARCHITECTURAL FEATURE) and 2-194.1 (STAIRS) 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. 2017-0001. (ORD. NO. 5122)

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

DEFERRAL/WITHDRAWAL CONSENT CALENDAR

Planning Commission (continued)

None.

The meeting was adjourned at 3:52 p.m.

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.