

ORDINANCE NO. 2318

AN ORDINANCE to amend Chapter 12 of The Code of the City of Alexandria, Virginia, 1963, as amended, by adding thereto a new section numbered 12-3.1, and to amend and reordain Section 12-21, Chapter 12 of the said Code; which Chapter 12 relates to FILLING STATIONS, which new Section 12-3.1 thereof relates to FILLING STATIONS ABUTTING RESIDENTIAL ZONE--STORAGE OF INOPERATIVE MOTOR VEHICLES, and which Section 12-21 thereof relates to ENJOINING VIOLATIONS BY RETAIL DEALERS.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Chapter 12 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended by adding thereto a new section numbered 12-3.1 to read as follows:

Sec. 12-3.1. Filling stations abutting residential zone--Storage of inoperative motor vehicles

It shall be unlawful for any retail dealer who operates a filling station which abuts or is across an alley from land zoned R-20, R-12, R-8, R-5, R-2-5, RB, RM or RT and actually used for residential purposes to park or store or to suffer or permit to be parked or stored, for more than 48 hours, except within a fully enclosed building on the premises of such filling station, any motor vehicle or part thereof whose physical condition is such that it is economically impractical to make it operative.

Section 2. That Section 12-21, Chapter 12 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 12-21. Enjoining violations by retail dealers.

The circuit court of the city shall have jurisdiction in equity to enjoin the habitual, continued or repeated violation of any provision of this chapter by any retail dealer. Petitions for such relief may be filed by any person injured or damaged by such violation.

Section 3. That the title of and an informal memorandum explaining this ordinance shall be published in a newspaper of general circulation published in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The city clerk shall have the full text of this ordinance printed in sufficient numbers to supply copies to meet request. The city clerk shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective the date of its final passage.

FRANK E. MANN  
Mayor

Final Passage: January 9, 1979