

ORDINANCE NO. 2609

AN ORDINANCE to amend and reordain Section 33-17, Article I, Chapter 33 of The Code of the City of Alexandria, Virginia, 1963, as amended; which Chapter 33 relates to STREETS AND SIDEWALKS, which Article I relates to IN GENERAL and which Section 33-17 formerly related to DISPLAY OR SALE OF MERCHANDISE OR FOODSTUFFS ON SIDEWALKS and now relates to DISPLAY OR SALE OF MERCHANDISE OR FOODSTUFFS AND CONDUCT OF CERTAIN BUSINESSES ON SIDEWALKS.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 33-17, Article I, Chapter 33 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. 33-17. Display or sale of merchandise or foodstuffs and conduct of certain businesses and activities on sidewalks.

Subject to the requirements imposed in the following paragraph, no person shall place any goods, wares, merchandise, foodstuffs, etc., on or in any way obstruct the sidewalks or walkways for the display or sale of such good, ware, merchandise, foodstuffs, etc., unless such goods, wares, merchandise, foodstuffs, etc., be allowed to remain on the sidewalk or walkway longer than is reasonably necessary for the delivery of same. In addition, no business licensed pursuant to section 20-82 of this Code or similar nonbusiness activity shall be conducted on the sidewalks, walkways or other public property located in the central business district as defined in section 42-29 of this Code, except as permitted subject to the following:

(a) The city manager or his or her designee may, by permit, authorize the conduct of the above-noted businesses and activities in publicly owned open spaces of the central business district. The term "open spaces" shall be defined as stated in section 42-1(47.1), but shall not include sidewalks, walkways or Courthouse Plaza; and

(1) The receipt of a permit from any city agency authorized to issue permits for the use of any of the above-described areas shall be construed to satisfy the requirements of subsection (a).

(2) Each permit shall be issued for a time period certain.

(3) No more than three (3) permits shall be issued for each city block at any one time except that no permit shall be required for any event sponsored by the city or an agency or department thereof.

(4) All permits shall be issued on a first-come, first-served basis.

(b) The city manager or his or her designee may authorize the conduct of the above-mentioned businesses and activities on the sidewalks, walkways or publicly owned open spaces of the central business district for an event held in connection with a civic holiday or activity designated by city council as such.

The city manager is authorized to establish reasonable and appropriate regulations including the imposition of a reasonable fee for the issuance of permits under this section.

Section 2. 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.

CHARLES E. BEATLEY, JR.
Mayor

Final Passage: July 8, 1981