

Ordinance No. 1333

AN EMERGENCY ORDINANCE to amend and reordain Section 42-104, Article XV, Chapter 42 of The Code of the City of Alexandria, Virginia, 1963, as amended, which Chapter 42 relates to ZONING, which Article XV relates to AMENDMENTS, and which Section 42-104 relates to PROTEST OF LAND-OWNERS.

WHEREAS, pursuant to due and timely notice of the time and place of hearing published in a daily paper of general circulation published in the City of Alexandria, Virginia, a public hearing was held in relation to the matters hereinafter set forth, at which public hearing parties in interest and citizens had an opportunity to be heard.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 42-104, Article XV, Chapter 42 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. 42-104. Protest of landowners.

If a protest is filed with the City Clerk against such amendment, supplement or repeal signed by the owners of twenty per cent or more either of the area of land within the boundaries of such proposed change or of the area of land within three hundred feet of the boundaries of such proposed change, the Council shall not adopt the ordinance making such amendment, supplement or repeal, by less than three-fourths affirmative votes of the members of Council. Streets, alleys and lands dedicated to public use or lands owned by the City, State or Federal governments shall not be included in computing the above mentioned areas. The provisions of this section shall, except for City-owned property, apply to comprehensive zoning when the Council adopts comprehensive zoning changes or revisions.

Section 2. That in the opinion of the City Council an emergency exists and this ordinance is hereby declared an EMERGENCY ORDINANCE in order to prevent a three-month delay in enacting into law this comprehensive zoning plan change and revision.

Section 3. That this ordinance shall be published in a newspaper of general circulation 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 Clerk of the Council 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: May 25, 1965