

Ordinance No. 1430

AN ORDINANCE to amend and reordain Section 42-43 of Article VI of Chapter 42 of The Code of the City of Alexandria, Virginia, 1963, as amended, by adding thereto a new paragraph; which Chapter 42 relates to ZONING, which Article VI thereof relates to NONCONFORMING USES AND STRUCTURES, and which Section 42-43 thereof relates to APPLICATION OF ARTICLE TO BUILDINGS, ETC., NONCONFORMING BECAUSE OF CHANGE IN CHAPTER, and which new paragraph relates to LAND RECEIVED IN EXCHANGE WITH ARLINGTON COUNTY.

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 42-43 of Article VI of 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. 42-43. Application of article to buildings, etc., nonconforming because of change in chapter; land received in exchange with Arlington County.

The preceding provisions of this article shall apply to buildings, structures, lands or uses which may become nonconforming after December 28, 1951, by reasons of any change in this chapter; except, that where any period of time is specified therein, such period shall commence from the date on which such change became effective.

In the case of land that has become a part of the City through an exchange with Arlington County, effective 12:00 o'clock midnight December 31, 1965, which land had been developed prior to said date and which is zoned RA residential by the City of Alexandria, but does not meet all of the regulations and requirements of the RA zone; such land shall be allowed to be maintained, altered, repaired or reconstructed in use without the restrictions that normally accompany a nonconforming status, so long as the nonconforming elements of such land are not changed in such a way as to make them more nonconforming than on the date they are zoned RA.

Section 2. 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: February 28, 1967