

AN EMERGENCY ORDINANCE to amend and reordain subsection (3), subsection (a), Section 42-13, Article III, Chapter 42 of the Code of the City of Alexandria, Virginia, 1963, as amended; which Chapter 42 relates to ZONING, which Article III relates to USE, AREA, ETC., REGULATIONS GENERALLY, which Section 42-13 relates to RC RESIDENCE ZONE, which subsection (a) relates to USES PERMITTED and which subsection (3) relates to C-1 OR C-1-B USE OR RESTAURANT.

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 subsection (3), subsection (a), Section 42-13, Article III, 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:

- (3) a. Any C-1 or C-1-B use provided such use is confined to the first story or any story below the first story.
- b. Restaurants, provided that such use is confined to the first story or any story below the first story in buildings less than seven (7) stories in height. In buildings seven (7) or more stories in height, restaurants may be located on the first story or any story below the first story, or on the roof or uppermost story.
- c. The uses specified in paragraphs a. and b. above shall only be permitted in a multi-family dwelling four (4) or more stories in height provided that the total area devoted to such uses does not exceed the square foot area of the first story of such dwelling, such uses to be permitted only with a special use permit as specified in Sections 42-68 to 42-71 of this Code.

Section 2. That in the opinion of the City Council an emergency exists and this ordinance is hereby declared an EMERGENCY ORDINANCE as City Council wishes, in light of the recent amendment to the Alcoholic Beverage Control law, to encourage the location of good restaurants in the City, without delaying for another building season.

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.

CHARLES E. BEATLEY, JR.
Mayor

FINAL PASSAGE: FEBRUARY 11, 1969

N. B. Underlining denotes new material only and is not part of the ordinance.