

ORDINANCE NO. 2189

AN ORDINANCE to amend and reordain the first paragraph of Section 42-96, Article XIV, Chapter 42 of The Code of the City of Alexandria, Virginia, 1963, as amended; which Chapter 42 relates to ZONING, which Article XIV relates to OLD AND HISTORIC ALEXANDRIA DISTRICT, which Section 42-96 relates to APPEALS FROM BOARD OF ARCHITECTURAL REVIEW TO CITY COUNCIL and which first paragraph thereof relates to PROCEDURE FOR APPEAL TO CITY COUNCIL.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the first paragraph of Section 42-96, Article XIV, 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:

Whenever the board of architectural review shall, in a final decision, disapprove an application for a certificate of appropriateness as prescribed by section 42-86 or whenever the board of architectural review shall, in a final decision, disapprove an application for a permit to raze a building which existed in the year 1846 or prior thereto as prescribed by section 42-87, the applicant for such certificate or for such permit shall have the right to appeal to and be heard before the city council; provided, that he files with the clerk of the city council, on or before fourteen days after the decision of the board, a notice in writing of his intention to appeal. Upon receipt of such notice, the clerk of the city council shall forthwith notify the city manager, who shall schedule a public hearing before the city council to be held within seventy-five (75) days after the receipt by the clerk of such notice, but no such hearing shall be had until the city manager has caused to be prepared an advertisement stating the time, date and place of the proposed hearing before the city council, the location of the property involved and the nature of the hearing and has caused such advertisement to be published at least once in a newspaper of general circulation published in the city at least seven days before the proposed hearing. In the event there is no newspaper of general circulation published in the city, then such notice may be published in a newspaper of general circulation in the city. Each such notice shall be accompanied by a check or money order in at least the sum of ten dollars to cover the costs in connection with the notice.

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.

FRANK E. MANN
Mayor

FINAL PASSAGE: June 28, 1977