

ORDINANCE NO. 2576

AN ORDINANCE to amend and reordain subsection (c), Section 30-9 and Section 30-16, Chapter 30 of The Code of the City of Alexandria, Virginia, 1963, as amended; which Chapter 30 relates to SITE PLANS, which Section 30-9 relates to PRELIMINARY SITE PLANS, which subsection (c) relates to NOTICE OF PUBLIC HEARING and which Section 30-16 relates to APPEALS.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That subsection (c), Section 30-9, Chapter 30 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:

(c) Preliminary site plans shall be filed with the director not later than twenty (20) city working days prior to any meeting of the commission if consideration of the plan is desired at such meetings. The filing of the plan signed by the applicant or his agent shall constitute the application for approval. A public hearing shall be held by the commission on each application. Notice of such hearing shall be given according to the provisions of article XV-A, chapter 42.

Section 2. That Section 30-16, Chapter 30 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. 30-16. Appeals.

In case the commission approves or disapproves any preliminary site plan or combined site plan properly submitted under the provisions of this chapter, there may be an appeal from the decision to the council by the developer or a property owner within three hundred (300) feet of the boundaries of the site plan; provided, that the appeal is made in writing and filed with the city clerk within fifteen (15) days after the decision is announced. Following the filing of such an appeal, the department of planning and community development shall verify that those filing are legal property owners. In the event such an appeal is filed, the city council shall schedule at least one public hearing on the matter. The city council may affirm, reverse or modify the decision of the commission or return the matter to the commission for further consideration.

Whenever an appeal is filed, the commission shall forward its reasons for approval or disapproval to the city council and shall designate at least one member of the commission to appear before the city council at the public hearing.

Section 3. 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: May 16, 1981