

ORDINANCE NO. 3093

AN ORDINANCE to amend and reordain Sections 7-6-221 (caption only), 7-6-222, 7-6-223, 7-6-224 (caption only), 7-6-225.1, 7-6-226, 7-6-227, 7-6-228, 7-6-229, 7-6-230, 7-6-231, 7-6-232, 7-6-233, 7-6-235, subsection (b), Section 7-6-236, 7-6-238, 7-6-239 (caption only), 7-6-239.1, 7-6-239.2, 7-6-239.3 (caption only), 7-6-240, 7-6-241, 7-6-242, 7-6-243, 7-6-244, 7-6-246 and 7-6-248, Article M (caption only), all of Article M; to delete the caption of Article M.1; and to amend and reordain Sections 7-6-251, 7-6-252, 7-6-257, 7-6-258, 7-6-262, 7-6-263 and 7-6-267, Article N (caption only), all of Article N, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended; which Title 7 relates to PLANNING AND DEVELOPMENT, which Chapter 6 relates to ZONING, which Article N formerly related to PRESERVATION OF CERTAIN BUILDINGS AND STRUCTURES OVER 100 YEARS OLD OUTSIDE THE OLD AND HISTORIC ALEXANDRIA DISTRICT and now relates to PRESERVATION OF CERTAIN BUILDINGS AND STRUCTURES OVER 100 YEARS OLD OUTSIDE THE OLD AND HISTORIC ALEXANDRIA DISTRICT OR THE PARKER-GRAY DISTRICT, which Section 7-6-267 relates to ANNUAL SUBSCRIPTION FOR NOTICES OF PUBLIC HEARING PROVIDED FOR IN THIS ARTICLE, which Section 7-6-263 formerly related to APPEALS FROM THE BOARD OF ARCHITECTURAL REVIEW TO CITY COUNCIL and now relates to APPEALS FROM THE OLD AND HISTORIC ALEXANDRIA DISTRICT PANEL OF THE BOARD OF ARCHITECTURAL REVIEW TO CITY COUNCIL, which Section 7-6-262 formerly related to BOARD OF ARCHITECTURAL REVIEW; PROCEDURE and now relates to OLD AND HISTORIC ALEXANDRIA DISTRICT PANEL OF THE BOARD OF ARCHITECTURAL REVIEW; PROCEDURE, which Section 7-6-258 relates to PERMIT REQUIRED FOR MOVING, REMOVING, CAPSULATING OR RAZING, which Section 7-6-257 relates to CERTIFICATE OF APPROPRIATENESS GENERALLY, which Section 7-6-252 relates to CRITERIA, which Section 7-6-251 relates to PRESERVATION OF BUILDINGS AND STRUCTURES, which deleted caption of Article M.1 related to PARKER-GRAY DISTRICT, which Article M formerly related to OLD AND HISTORIC ALEXANDRIA DISTRICT and now relates to OLD AND HISTORIC ALEXANDRIA DISTRICT; PARKER-GRAY DISTRICT, which Section 7-6-248 relates to ANNUAL SUBSCRIPTION FOR NOTICES OF PUBLIC HEARINGS PROVIDED FOR IN ARTICLE, which Section 7-6-246 formerly related to ADDITIONAL OR CONCURRENT RIGHT TO MOVE, REMOVE, CAPSULATE OR RAZE BUILDING; CONDITIONS AND PROCEDURES and now relates to ADDITIONAL OR CONCURRENT RIGHT TO MOVE, REMOVE, CAPSULATE OR RAZE BUILDINGS OR STRUCTURES IN THE PARKER-GRAY DISTRICT; CONDITIONS AND PROCEDURES, which Section 7-6-244 formerly related to APPEALS FROM BOARD OF ARCHITECTURAL REVIEW TO CITY COUNCIL and now relates to APPEALS FROM PARKER-GRAY DISTRICT PANEL OF THE BOARD OF ARCHITECTURAL REVIEW TO CITY COUNCIL, which Section 7-6-243 formerly related to EXPIRATION OF CERTIFICATE OF APPROPRIATENESS AND PERMIT TO MOVE, REMOVE, CAPSULATE OR RAZE and now relates to EXPIRATION OF CERTIFICATE OF APPROPRIATENESS AND PERMIT TO MOVE, REMOVE,

CAPSULATE OR RAZE IN THE PARKER-GRAY DISTRICT, which Section 7-6-242 formerly related to ISSUANCE OF CERTIFICATE OF APPROPRIATENESS OR PERMIT TO MOVE, REMOVE, CAPSULATE OR RAZE; ISSUANCE OF SAME BY COUNCIL ON APPEAL and now relates to ISSUANCE OF CERTIFICATE OF APPROPRIATENESS OR PERMIT TO MOVE, REMOVE, CAPSULATE OR RAZE IN THE PARKER-GRAY DISTRICT; ISSUANCE OF SAME BY COUNCIL ON APPEAL, which Section 7-6-241 formerly related to MATTERS TO BE CONSIDERED IN DETERMINING WHETHER TO GRANT PERMIT TO MOVE, REMOVE, CAPSULATE OR RAZE BUILDINGS and now relates to MATTERS TO BE CONSIDERED IN DETERMINING WHETHER TO GRANT PERMIT TO MOVE, REMOVE, CAPSULATE OR RAZE BUILDINGS IN THE PARKER-GRAY DISTRICT, which Section 7-6-240 formerly related to MATTERS TO BE CONSIDERED IN PASSING UPON APPROPRIATENESS OF ERECTION, RECONSTRUCTION, ALTERATION OR RESTORATION OF BUILDINGS OR STRUCTURES and now relates to MATTERS TO BE CONSIDERED IN PASSING UPON APPROPRIATENESS OF ERECTION, RECONSTRUCTION, ALTERATION OR RESTORATION OF BUILDINGS OR STRUCTURES IN THE PARKER-GRAY DISTRICT, which Section 7-6-239.3 formerly related to APPLICATIONS FOR CERTIFICATES OF APPROPRIATENESS AND PERMITS and now relates to APPLICATIONS FOR CERTIFICATES OF APPROPRIATENESS AND PERMITS--PARKER-GRAY DISTRICT, which Section 7-6-239.2 formerly related to PERMIT REQUIRED FOR MOVING, REMOVING, CAPSULATING OR RAZING BUILDINGS and now relates to PERMIT REQUIRED FOR MOVING, REMOVING, CAPSULATING OR RAZING BUILDINGS--PARKER-GRAY DISTRICT, which Section 7-6-239.1 formerly related to CERTIFICATE OF APPROPRIATENESS GENERALLY and now relates to CERTIFICATE OF APPROPRIATENESS--PARKER-GRAY DISTRICT, which Section 7-6-239 formerly related to CREATION; BOUNDARIES and now relates to CREATION; BOUNDARIES--PARKER-GRAY DISTRICT, which deleted Article M.1 related to PARKER-GRAY DISTRICT, which Article M formerly related to OLD AND HISTORIC ALEXANDRIA DISTRICT and now relates to OLD AND HISTORIC ALEXANDRIA DISTRICT; PARKER-GRAY DISTRICT, which Section 7-6-238 relates to ANNUAL SUBSCRIPTION FOR NOTICES OF PUBLIC HEARINGS PROVIDED FOR IN ARTICLE, which subsection (b), Section 7-6-236 relates to QUESTION AS TO PRICE, which Section 7-6-235 formerly related to ADDITIONAL OR CONCURRENT RIGHT TO MOVE, REMOVE, CAPSULATE OR RAZE BUILDING; CONDITIONS AND PROCEDURES and now relates to ADDITIONAL OR CONCURRENT RIGHT TO MOVE, REMOVE, CAPSULATE OR RAZE BUILDINGS OR STRUCTURES IN THE OLD AND HISTORIC ALEXANDRIA DISTRICT; CONDITIONS AND PROCEDURES, which Section 7-6-233 formerly related to APPEALS FROM BOARD OF ARCHITECTURAL REVIEW TO CITY COUNCIL and now relates to APPEALS FROM OLD AND HISTORIC ALEXANDRIA DISTRICT PANEL OF THE BOARD OF ARCHITECTURAL REVIEW TO CITY COUNCIL, which Section 7-6-232 formerly related to EXPIRATION OF CERTIFICATE OF APPROPRIATENESS AND PERMIT TO MOVE, REMOVE, CAPSULATE OR RAZE and now relates to EXPIRATION OF CERTIFICATE OF APPROPRIATENESS AND PERMIT TO MOVE, REMOVE, CAPSULATE OR RAZE IN THE OLD AND HISTORIC ALEXANDRIA DISTRICT, which Section 7-6-231 formerly related to ISSUANCE OF CERTIFICATE OF APPROPRIATENESS OR

PERMIT TO MOVE, REMOVE, CAPSULATE OR RAZE; ISSUANCE OF SAME BY COUNCIL ON APPEAL and now relates to ISSUANCE OF CERTIFICATE OF APPROPRIATENESS OR PERMIT TO MOVE, REMOVE, CAPSULATE OR RAZE IN THE OLD AND HISTORIC ALEXANDRIA DISTRICT; ISSUANCE OF SAME BY COUNCIL ON APPEAL, which Section 7-6-230 formerly related to MATTERS TO BE CONSIDERED IN DETERMINING WHETHER TO GRANT PERMIT TO MOVE, REMOVE, CAPSULATE OR RAZE BUILDINGS and now relates to MATTERS TO BE CONSIDERED IN DETERMINING WHETHER TO GRANT PERMIT TO MOVE, REMOVE, CAPSULATE OR RAZE BUILDINGS IN OLD AND HISTORIC ALEXANDRIA DISTRICT, which Section 7-6-229 formerly related to MATTERS TO BE CONSIDERED IN PASSING UPON APPROPRIATENESS OF ERECTION, RECONSTRUCTION, ALTERATION OR RESTORATION OF BUILDINGS OR STRUCTURES and now relates to MATTERS TO BE CONSIDERED IN PASSING UPON APPROPRIATENESS OF ERECTION, RECONSTRUCTION, ALTERATION OR RESTORATION OF BUILDINGS OR STRUCTURES IN THE OLD AND HISTORIC ALEXANDRIA DISTRICT, which Section 7-6-228 relates to NOTICE OF HEARING WHEN PERMIT REQUESTED FOR MOVING, REMOVING, CAPSULATING OR RAZING BUILDINGS, which Section 7-6-227 relates to SAME--PROCEDURE FOR MEETINGS, which Section 7-6-226 relates to SAME--CHAIRMEN AND SECRETARY, which Section 7-6-225.1 relates to BOARD OF ARCHITECTURAL REVIEW--CREATION; COMPOSITION; APPOINTMENT, TERM AND REMOVAL OF MEMBERS; VACANCIES, which Section 7-6-224 formerly related to APPLICATIONS FOR CERTIFICATES OF APPROPRIATENESS AND PERMITS and now relates to APPLICATIONS FOR CERTIFICATES OF APPROPRIATENESS AND PERMITS--OLD AND HISTORIC ALEXANDRIA DISTRICT, which Section 7-6-223 formerly related to PERMIT REQUIRED FOR MOVING, REMOVING, CAPSULATING, OR RAZING BUILDINGS and now relates to PERMIT REQUIRED FOR MOVING, REMOVING, CAPSULATING OR RAZING BUILDINGS--OLD AND HISTORIC ALEXANDRIA DISTRICT, which Section 7-6-222 formerly related to CERTIFICATE OF APPROPRIATENESS GENERALLY and now relates to CERTIFICATE OF APPROPRIATENESS--OLD AND HISTORIC ALEXANDRIA DISTRICT, which Section 7-6-221 formerly related to CREATION; BOUNDARIES and now relates to CREATION; BOUNDARIES--OLD AND HISTORIC ALEXANDRIA DISTRICT.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the title of Article M and the title of Section 7-6-221, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby are amended and reordained to read as follows:

ARTICLE M  
Old and Historic Alexandria District;  
Parker-Gray District

Sec. 7-6-221. Creation; boundaries--Old and Historic Alexandria District.

Section 2. That Section 7-6-222, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-222. Certificate of appropriateness--Old and Historic Alexandria District.

In order to promote the general welfare through the preservation and protection of historic places and areas of historic interest in the city and through the preservation of the memorial character of the George Washington Memorial Highway, no building or structure shall be erected, reconstructed, altered or restored within the Old and Historic Alexandria District unless and until an application for a certificate of appropriateness shall have been approved by the Old and Historic Alexandria District panel of the board of architectural review or the city council on appeal as to exterior architectural features which are subject to public view from a public street, way or place. Additionally, any sign erected after April 30, 1984, except signs of less than one (1) square foot in area, unlighted real estate signs not exceeding four (4) square feet in area used for the purpose of advertising the sale, lease or future use of real estate when erected or displayed on the property so advertised, or unlighted contractors' signs not exceeding 32 square feet in area, or unlighted subcontractors' signs not exceeding eight (8) square feet in area, when erected or displayed on the premises upon which building operations are being conducted, provided that such signs shall be removed upon completion of the work, subject to the public view from a public street, way or place shall not be permanently affixed and/or displayed until a certificate of appropriateness shall have been approved by the Old and Historic District panel of the board of architectural review or the city council on appeal. Notice of the necessary public hearing before the panel or council on appeal shall be given according to the provisions of article P of this chapter. Evidence of such required approval shall be a certificate of appropriateness issued by the Old and Historic Alexandria District panel of the board architectural review or the city council on appeal.

Section 3. That Section 7-6-223, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-223. Permit required for moving, removing, capsulating or razing buildings--Old and Historic Alexandria District.

In order to promote the general welfare through the preservation and protection of historic places and areas of historic interest in the city and through the preservation of the memorial

character of the George Washington Memorial Highway, no building within the Old and Historic Alexandria District, except as provided in section 7-6-237 of this code, shall be moved, removed, capsulated or razed without first obtaining a permit approved by the Old and Historic Alexandria District panel of the board of architectural review or the city council on appeal, and such panel or the city council may refuse such permit for any building of such architectural or historic interest, the moving, removing, capsulating or razing of which, in the opinion of the panel or the city council, would be detrimental to the public interest of the city.

Section 4. That the title of Section 7-6-224, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-224. Applications for certificates of appropriateness and permits--Old and Historic Alexandria District.

Section 5. That Section 7-6-225.1, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-225.1. Board of architectural review--Creation; composition; appointment, term and removal of members; vacancies.

(a) There is hereby established a board of architectural review to be composed of fourteen (14) members. The board shall be composed of two panels, the Old and Historic Alexandria District panel and the Parker-Gray District panel, with seven (7) members of the board being assigned to each panel. The board shall:

(1) Develop and recommend to city council the adoption of rules, regulations and procedures pursuant to section 9.09(j) of the city charter.

(2) Develop, adopt and publish criteria and guidelines, within the standards developed by city council under sections 7-6-240 and 7-6-241, to be considered in granting or denying certificates of appropriateness and permits to move, remove, capsule or raze, which criteria and guidelines may be different for the Old and Historic Alexandria District and the Parker-Gray District, provided that such criteria and guidelines shall be consistent with the provisions of this article and article N of this chapter and with such standards, rules, regulations, and procedures as city council may establish pursuant to section 9.09(j) of the city charter.

(3) Develop, adopt and publish administrative procedures for the panels provided for in subsections (b) and (c) below, which administrative procedures shall be as uniform as practicable for such panels and shall not be in conflict with the procedures established in articles M, N and P of this chapter.

(b) The Old and Historic Alexandria District panel of the board of architectural review shall be responsible for making effective the provisions of this article with respect to the Old and Historic Alexandria District created in section 7-6-221 and with respect to the provisions of article N relating to the preservation of certain buildings and structures over 100 years old outside the Old and Historic Alexandria District and the Parker-Gray District. The Old and Historic Alexandria District panel shall be composed of seven (7) members who are residents of the city and have resided in the city for at least one (1) year immediately preceding their appointment. Two (2) members shall be architects who shall have no interest in any project coming within the jurisdiction of the panel. The members shall be appointed by city council for terms of three (3) years. The term of each member shall run from July 1 of the year of appointment; provided, however, that the members of the board of architectural review in office on November 16, 1985, shall become members of the Old and Historic Alexandria District panel, and their terms shall expire on the dates upon which their current appointments would expire if the Old and Historic Alexandria District panel had not been established. Any vacancy shall be filled for the balance of the unexpired term. Any member of the Old and Historic Alexandria District panel may be removed by city council for cause after having been given a written statement of the cause and an opportunity to be heard thereon.

(c) The Parker-Gray District panel of the board of architectural review shall be responsible for making effective the provisions of this article with respect to the Parker-Gray District created in section 7-6-239. The Parker-Gray District panel shall be composed of seven (7) members who are residents of the city and have resided in the city for at least one (1) year immediately preceding their appointment. Two (2) members shall be architects who shall have no interest in any project coming within the jurisdiction of the panel. The members shall be appointed by city council for terms of three (3) years, running from July 1 of the year of appointment; provided, however, that of the members first appointed two (2) shall be appointed for terms of one (1) year, two (2) shall be appointed for terms of two (2) years, and three (3) shall be appointed for terms of three (3) years. Any vacancy shall be filled for the balance of the unexpired term. Any member of the Parker-Gray District panel may be removed by city council for cause after having been given a written statement of the cause and an opportunity to be heard thereon.

Section 6. That Section 7-6-226, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-226. Same--Chairmen and secretary.

Each of the two panels of the board of architectural review shall elect its chairman from its membership, and the director of planning and community development, or his designee or designees, shall be each panel's secretary.

Section 7. That Section 7-6-227, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-227. Same--Procedure for meetings.

(a) The chairman of each panel of the board of architectural review shall conduct the meetings of that panel. The secretary of each panel of the board of architectural review shall keep the minutes of the meetings of that panel and a permanent record of all resolutions, motions, transactions and determinations. All members of the panel shall be entitled to vote, and the decisions of the panel shall be determined by a majority vote. A quorum of four (4) members present of the Old and Historic Alexandria District panel and four (4) members present of the Parker-Gray District panel is required before a panel may take any official action. The panels shall meet within 40 days after an application for a certificate of appropriateness or permit requiring action by that panel has been received by the director of planning and community development. The meetings of the panels shall be open to the public, and a full and impartial hearing shall be granted. No proxy shall be allowed at any time. A panel shall vote and announce its decision on any matter properly before it not later than 14 days after the conclusion of the public hearing on the matter unless the time is extended by mutual agreement between the panel and the applicant.

(b) No application for a certificate of appropriateness required by sections 7-6-222 or 7-6-239.1 of this code which has been denied by either panel shall be heard again by that panel within one (1) year of the date of its denial of the application, except under such terms and conditions as shall be established by that panel, within the scope of sections 7-6-229 and 7-6-240 of this code, for rehearing the application at the time of its denial of same.

(c) In case of disapproval of the moving, removing, capsulating or razing of a building in the Old and Historic Alexandria or Parker-Gray District, the panel shall state its

reasons therefor in writing in some detail. No application for a permit required by sections 7-6-223 or 7-6-239.2 of this code which has been denied shall be heard again within one (1) year from the date of the denial of the application.

(d) If there is an appeal taken to the city council from any denial of a certificate of appropriateness or a permit to move, remove, capsulate or raze, the appropriate panel shall forward its reasons in writing to the council.

(e) Each panel may establish its own rules of procedure for the conduct of its meetings provided that such rules are not in conflict with procedures established in section 9.09(j) of the city charter, articles M, N and P of this chapter or article A of chapter 4, title 2 of the city code.

Section 8. That Section 7-6-228, Article M, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-228. Notice of hearing when permit requested for moving, removing, capsulating or razing buildings.

No application for a permit to move, remove, capsulate or raze a building in the Old and Historic Alexandria District or Parker-Gray District shall be considered by the appropriate panel of the board of the architectural review unless and until the secretary to that panel has given notice of the proposed hearing before the panel according to the provisions of article P of this chapter.

Section 9. That Section 7-6-229, Article M, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-229. Matters to be considered in passing upon appropriateness of erection, reconstruction, alteration or restoration of buildings or structures in the Old and Historic Alexandria District.

(a) The Old and Historic Alexandria District panel of the board of architectural review or the city council on appeal shall not consider interior arrangement, relative size of the building or structure, detailed design or features not subject to any public view and shall not make any requirements except for the purpose of preventing developments incongruous to the old and historic aspect of the surroundings or the memorial character of the George Washington Memorial Highway if, in the latter case, the building or structure faces on such highway.

(b) The Old and Historic Alexandria District panel or the city council on appeal shall consider the following in passing upon the appropriateness of architectural features:

(1) exterior architectural features, including all signs which are subject to public view from a public street, way or place;

(2) general design and arrangement;

(3) texture, material and color;

(4) the relation of the factors in subsections (1), (2) and (3) of this section to similar features of buildings and structures in the immediate surrounding;

(5) the extent to which the building or structure would be harmonious with or incongruous to the old and historic aspect of the surroundings or the memorial character of the George Washington Memorial Highway;

(6) the extent to which the building or structure will preserve or protect historic places and areas of historic interest in the city;

(7) the extent to which the building or structure will preserve the memorial character of the George Washington Memorial Highway;

(8) the extent to which the building or structure will promote the general welfare of the city and all citizens by the preservation and protection of historic places and areas of historic interest in the city and the memorial character of the George Washington Memorial Highway; and

(9) the extent to which such preservation and protection will promote the general welfare by maintaining and increasing real estate values, generating business, creating new positions, attracting tourists, students, writers, historians, artists and artisans, attracting new residents, encouraging study and interest in American history, stimulating interest and study in architecture and design, educating citizens in American culture and heritage and making the city a more attractive and desirable place in which to live.

Section 10. That Section 7-6-230, Article M, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-230. Matters to be considered in determining whether to grant permit to move, remove, capsulate or raze buildings in the Old and Historic Alexandria District.

The Old and Historic Alexandria District panel of the board of architectural review or the city council on appeal shall consider any or all of the following criteria in determining whether or not to grant a permit to move, remove, capsulate or raze a building within the Old and Historic Alexandria District:

(1) Is the building of such architectural or historical interest that its moving, removing, capsulating or razing would be to the detriment of the public interest?

(2) Is the building of such interest that it could be made into an historic shrine?

(3) Is the building of such old and unusual or uncommon design, texture and material that it could not be reproduced or be reproduced only with great difficulty?

(4) Would retention of the building help preserve the memorial character of the George Washington Memorial Highway?

(5) Would retention of the building help preserve and protect an historic place or area of historic interest in the city?

(6) Would retention of the building promote the general welfare by maintaining and increasing real estate values, generating business, creating new positions, attracting tourists, students, writers, historians, artists and artisans, attracting new residents, encouraging study and interest in American history, stimulating interest and study in architecture and design, educating citizens in American culture and heritage and making the city a more attractive and desirable place in which to live?

(7) In the instance of a building owned by the city or the redevelopment and housing authority, such building having been acquired pursuant to a duly approved urban renewal (redevelopment) plan, would retention of the building promote the general welfare in view of needs of the city for an urban renewal(redevelopment) project?

Section 11. That Section 7-6-231, Article M, Chapter 6, Title 9 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-231. Issuance of certificate of appropriateness or permit to move, remove, capsulate or raze in the Old and Historic Alexandria District; issuance of same by council on appeal.

(a) Immediately upon approval by the Old and Historic Alexandria District panel of any erection, reconstruction, alteration or restoration, a certificate of appropriateness, signed by the secretary of the panel and bearing the date of issuance, but subject, however, to the provisions of section 7-6-233, shall be made available to the applicant.

(b) Immediately upon approval by the Old and Historic Alexandria District panel of any application to move, remove, capsulate or raze a building, a permit to move, remove, capsulate or raze such a building, signed by the secretary of the panel and bearing the date of issuance, but subject, however, to the provisions of section 7-6-233, shall be made available to the applicant.

(c) In instances where the city council on appeal approves any erection, reconstruction, alteration or restoration, or where the city council on appeal approves the moving, removing, capsulating or razing of a building, a certificate of appropriateness or a permit to move, remove, capsulate or raze, as the case may be, bearing the date of issuance, shall forthwith be signed by the mayor and made available to the applicant.

Section 12. That Section 7-6-232, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-232. Expiration of certificate of appropriateness and permit to move, remove, capsulate or raze in the Old and Historic Alexandria District.

Any certificate of appropriateness issued pursuant to section 7-6-222 and any permit to move, remove, capsulate or raze a building in the Old and Historic Alexandria District issued pursuant to section 7-6-223 shall expire of its own limitation 12 months from the date of issuance if the work authorized thereby is not commenced and diligently and substantially pursued by the end of such 12-month period; and further, any such certificate and permit shall also expire and become null and void if such authorized work is suspended or abandoned for a period of 12 months after being commenced and diligently and substantially pursued. Any period or periods of time during which the right to use any such certificate or permit is stayed pursuant to this article shall be excluded from the computation of the 12 months.

Section 13. That Section 7-6-233, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-233. Appeals from Old and Historic Alexandria District panel of the board of architectural review to city council.

(a) Whenever the Old and Historic Alexandria District panel of the board of architectural review shall disapprove an application for a certificate of appropriateness as prescribed by section 7-6-222 or whenever that panel shall disapprove an application for a permit to move, remove, capsulate or raze a building as prescribed by section 7-6-223, such action shall be deemed to be a final decision of the board and 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 the applicant files with the clerk of the city council, on or before 14 days after the decision of the panel, a notice in writing of the applicant's intention to appeal. Upon receipt of such notice, the clerk of the city council shall schedule a public hearing before the city council to be held within 75 days after the receipt by the clerk of such notice, but no such hearing shall be had unless and until the city clerk 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 (7) working 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 the amount of \$10.00 to cover the costs in connection with the notice.

(b) Whenever the Old and Historic Alexandria District panel of the board of architectural review shall approve an application for a certificate of appropriateness as prescribed by section 7-6-222, or whenever that panel shall approve an application for a permit to move, remove, capsulate or raze a building as prescribed by section 7-6-223, such action shall be deemed to be a final decision of the board and opponents to the granting of such certificate or of such permit shall have the right to appeal to and be heard before the city council; provided, that there is filed with the clerk of the city council on or before 14 days after the decision of the panel a petition in writing signed by the city manager or at least 25 persons owning real estate within the Old and Historic Alexandria District, indicating their intention to appeal. Upon receipt of such notice, the clerk of the city council shall schedule a public hearing before the city

council at a time not less than 30 days after the receipt by the clerk of such notice, but no such hearing shall be had unless and until the city clerk 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 (7) working 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 the amount of \$10.00 to cover the costs in connection with the notice.

(c) On any such appeal, the final decision of the Old and Historic Alexandria District panel of the board of architectural review appealed from shall be stayed pending the outcome of the appeal before the council. The council shall conduct a full and impartial public hearing on the matter before rendering any decision. The same standards shall be applied by the council as are established for the Old and Historic Alexandria District panel of the board of architectural review. The council may affirm, reverse or modify the decision of the panel, in whole or in part. The decision of the council, subject to the provisions of section 7-6-234, shall be final.

Section 14. That Section 7-6-235, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-235. Additional or concurrent right to move, remove, capsulate or raze buildings or structures in the Old and Historic Alexandria District; conditions and procedures.

In addition to the right of appeal hereinabove set forth, the owner of a building or structure, the moving, removing, capsulating, razing or demolition of which is subject to the provisions of this article shall, as a matter of right, be entitled to move, remove, capsulate, raze or demolish such building or structure provided, that:

(1) He has applied to the Old and Historic Alexandria District panel of the board for such right and has also been a party to an appeal from the Old and Historic Alexandria District panel of the board's decision to the council.

(2) The owner has for the period of time set forth in the time schedule hereinafter contained and at a price reasonably related to its fair market value a bona fide offer to sell such

building or structure and the land pertaining thereto to any person, government or agency thereof or political subdivision or agency thereof which gives reasonable assurance that it is willing to preserve and restore the building or structure and the land pertaining thereto.

(3) No bona fide contract, binding upon all parties thereto, shall have been executed for the sale of any such building or structure and the land pertaining thereto prior to the expiration of the applicable time period set forth in the time schedule hereinafter contained. Any appeal which may be taken to the court from the decision of the council, whether instituted by the owner or by any other proper party, notwithstanding the provisions heretofore stated relating to a stay of the decision appealed from shall not affect the right of the owner to make the bona fide offer to sell referred to in this paragraph. No offer to sell shall begin more than one (1) year after a final decision by the city council. The time schedule for offers to sell shall be as follows:

- a. three (3) months when the offering price is less than \$25,000;
- b. four (4) months when the offering price is \$25,000 or more but less than \$40,000;
- c. five (5) months when the offering price is \$40,000 or more but less than \$55,000;
- d. six (6) months when the offering price is \$55,000 or more but less than \$75,000;
- e. seven (7) months when the offering price is \$75,000 or more but less than \$90,000;
- f. 12 months when the offering price is \$90,000 or more.

Section 15. That subsection (b), Section 7-6-236, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

(b) **Question as to price.** The fact that an offer to sell a building or structure is at a price reasonably related to fair market value may be questioned; provided, there is filed with the city manager, on or before 15 days after the offer for sale has begun, a petition in writing signed by at least 25 persons owning real estate located within the Old and Historic Alexandria District. Upon the receipt of such a petition, the city manager shall, at city expense, forthwith appoint three (3) disinterested real estate appraisers, familiar with property values in the Old and Historic Alexandria District, who shall forthwith make an

appraisal of the building or structure in question and forthwith file a written report with the city manager whether or not in their opinion the offer to sell the building or structure is at a price reasonably related to its fair market value. The opinion of any two (2) of the three (3) appraisers shall be binding and final. In the event the opinion is to the effect that the offer to sell the building or structure is at a price reasonably related to its fair market value, the owner may continue pursuant to section 7-6-235 as if no question has been raised. In the event the opinion is to the effect that the offer to sell the building or structure is not at a price reasonably related to its fair market value, the offer to sell shall be void and of no force and effect, and the owner, if he wishes to take advantage of the addition or concurrent right provided for in section 7-6-235, must file the notice provided for in subsection (a) above and proceed in accord with section 7-6-235. Notwithstanding an adverse opinion by the appraisers, if an owner has entered into a binding bona fide contract as provided for in section 7-6-235 prior to the date the appraisers have filed their report with the city manager, the price shall be deemed reasonably related to fair market value.

Section 16. That Section 7-6-238, Article M, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-238. Annual subscription for notices of public hearings provided for in article.

If any person shall pay to the city the sum of \$10 to cover costs, the city manager shall cause to be mailed to each such person for a period of one (1) year notice of the respective public hearings on all matters concerning the Old and Historic Alexandria District, which notice shall be mailed at least seven (7) working days before a hearing and shall state the time, date, place and nature of the proposed hearing and location of the property involved.

Section 17. That Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended as follows:

The subheading of Chapter 6, heretofore designated Article M.1, is deleted.

Section 18. That the title of Section 7-6-239, Article M, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-239. Creation; boundaries--Parker Gray District.

Section 19. That Section 7-6-239.1, Article M, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-239.1. Certificate of appropriateness--Parker-Gray District.

In order to promote the general welfare through the preservation and protection of historic places and areas of historic interest in the city, no building or structure shall be erected, reconstructed, altered or restored within the Parker-Gray District unless and until an application for a certificate of appropriateness shall have been approved by the Parker-Gray District panel of the board of architectural review or the city council on appeal as to exterior architectural features which are subject to public view from a public street, way or place. Additionally, any sign erected after April 30, 1984, subject to the public view from a public street, way or place shall not be permanently affixed and/or displayed until a certificate of appropriateness shall have been approved by the Parker-Gray District panel of the board of architectural review or the city council on appeal. Notice of the necessary public hearing before the panel or council on appeal shall be given according to the provisions of article P of this chapter. Evidence of such required approval shall be a certificate of appropriateness issued by the Parker-Gray District panel of the board of architectural review or the city council on appeal.

Section 20. That Section 7-6-239.2, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-239.2. Permit required for moving, removing, capsulating or razing buildings--Parker-Gray District.

In order to promote the general welfare through the preservation and protection of historic places, areas of historic interest in the city, and the scale and character of buildings in the area, no building within the Parker-Gray District, except as provided in section 7-6-247 of this code, shall be moved, removed, capsulated or razed without first obtaining a permit approved by the Parker-Gray District panel of the board of architectural review or the city council on appeal, and such panel or the city council may refuse such permit for any building of such architectural or historic interest, the moving, removing, capsulating or razing of which, in the opinion of the panel or the city council, would be detrimental to the public interest of the city.

Section 21. That the title of Section 7-6-239.3, Article M, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-239.3. Applications for certificates of appropriateness and permits--Parker Gray District.

Section 22. That Section 7-6-240, Article M, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-240. Matters to be considered in passing upon appropriateness of erection, reconstruction, alteration or restoration of buildings or structures in the Parker-Gray District.

(a) The Parker-Gray District panel of the board of architectural review or the city council on appeal shall limit its review to exterior features subject to public view, and shall determine the compatibility of proposed construction, reconstruction, alteration, restoration of buildings or structures within the Parker-Gray District based upon compatibility with other buildings or structures on the same block face, the block face across the public street, or the immediate surrounding area within the district.

(b) The panel, or the city council on appeal, shall consider the following in passing upon the appropriateness of proposals within the Parker-Gray District:

(1) For new buildings and additions to existing buildings:

a. height of the roofline along the street or public way;

b. scale and mass of the building on the site;

c. placement of the building on the site;

d. material, texture and color;

e. architectural style where there is a predominant style on the block face; and

f. architectural details, including signs, subject to public view from the public street or public way.

(2) Modifications to existing buildings:

a. the degree to which the distinguishing original qualities or character of a building, structure or site including historic materials are retained;

b. the historic appropriateness of any new features; and

c. the compatibility of proposed alterations with other buildings on the block face or block face across the street, giving consideration to building size, shape, roofline, color, materials, texture, nature of openings, architectural details.

(3) The extent to which the buildings or structures in subsections (1) and (2) above will promote the general welfare of the city and all citizens by the preservation and protection of the neighborhood.

Section 23. That Section 7-6-241, Article M, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-241. Matters to be considered in determining whether to grant permit to move, remove, capsulate or raze buildings in the Parker-Gray District.

The Parker-Gray District panel of the board of architectural review or the city council on appeal shall consider any or all of the following criteria in determining whether or not to grant a permit to move, remove, capsulate or raze a building within the Parker-Gray District:

(a) Is the building of such architectural or historic interest that its removal would be to the detriment of the public interest?

(b) Is the building of such interest that it could be made into an historic shrine?

(c) Is the building of such old and unusual or uncommon design, texture and material that it could not be reproduced or be reproduced only with great difficulty?

(d) Would retention of the building help preserve and protect an historic place or area of historic interest in the city?

(e) Would retention of the building promote the general welfare by maintaining and increasing real estate values, generating business, creating new positions, attracting tourists, students, writers, historians, artists and artisans, attracting new residents, encouraging study and interest in American

history, stimulating interest and study in architecture and design, educating citizens in American culture and heritage and making the city a more attractive and desirable place to live?

(f) Would retention of the building help maintain the scale and character of the neighborhood?

Section 24. That Section 7-6-242, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-242. Issuance of certificate of appropriateness or permit to move, remove, capsulate or raze in the Parker-Gray District; issuance of same by council on appeal.

(a) Immediately upon approval by the Parker-Gray District panel of any erection, reconstruction, alteration or restoration of a building or structure, a certificate of appropriateness, signed by the secretary of the panel and bearing the date of issuance, but subject, however, to the provisions of section 7-6-244, shall be made available to the applicant.

(b) Immediately upon approval by the Parker-Gray District panel of any application to move, remove, capsulate or raze a building, a permit to move, remove, capsulate or raze such a building, signed by the secretary of the panel and bearing the date of issuance, but subject, however, to the provisions of section 7-6-244, shall be made available to the applicant.

(c) In instances where the city council on appeal approves any erection, reconstruction, alteration or restoration, or where the city council on appeal approves the moving, removing, capsulating or razing of a building, a certificate of appropriateness or a permit to move, remove, capsulate or raze, as the case may be, bearing the date of issuance, shall forthwith be signed by the mayor and made available to the applicant.

Section 25. That Section 7-6-243, Article M, Chapter 6, Title 7 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-243. Expiration of certificate of appropriateness and permit to move, remove, capsulate or raze in the Parker-Gray District.

Any certificate of appropriateness issued pursuant to section 7-6-239.1 and any permit to move, remove, capsulate or raze a building issued pursuant to section 7-6-239.2 shall expire of its own limitation 12 months from the date of issuance if the work

authorized thereby is not commenced and diligently and substantially pursued by the end of such 12-month period; and further, any such certificate and permit shall also expire and become null and void if such authorized work is suspended or abandoned for a period of 12 months after being commenced and diligently and substantially pursued. Any period or periods of time during which the right to use any such certificate or permit is stayed pursuant to this article shall be excluded from the computation of the 12 months.

Section 26. That Section 7-6-244, Article M, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-244. Appeals from Parker-Gray District panel of the board of architectural review to city council.

The appeal procedures set forth in section 7-6-233 of this code shall be applicable to any appeal of the decision of the Parker-Gray District panel of the board of architectural review regarding the Parker-Gray District.

Section 27. That Section 7-6-246, Article M, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-246. Additional or concurrent right to move, remove, capsulate or raze buildings or structures in the Parker-Gray District; conditions and procedures.

In addition to the right of appeal hereinabove set forth, the owner of a building or structure, the moving, removing, capsulating, razing or demolition of which is subject to the provisions of this article shall, as a matter of right, be entitled to move, remove, capsulate, raze or demolish such building or structure subject to the criteria set forth in sections 7-6-235 and 7-6-236 of this code; provided that wherever sections 7-6-235 and 7-6-236 state "Old and Historic Alexandria District panel," "Parker-Gray District panel" shall be substituted for the purposes of this subsection, and wherever sections 7-6-235 and 7-6-236 state "Old and Historic Alexandria District," "Parker-Gray District" shall be substituted for the purposes of this subsection.

Section 28. That Section 7-6-248, Article M, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-248. Annual subscription for notices of public hearings provided for in article.

If any person shall pay to the city the sum of \$10 to cover costs, the city manager shall cause to be mailed to each such person for a period of one (1) year notice of the respective public hearings on all matters concerning the Parker-Gray District, which notice shall be mailed at least seven (7) working days before a hearing and shall state the time, date, place and nature of the proposed hearing and location of the property involved.

Section 29. That the title of Article N, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

#### ARTICLE N

##### Preservation of Certain Buildings and Structures Over 100 Years Old Outside the Old and Historic Alexandria District or the Parker-Gray District

Section 30. That Section 7-6-251, Article N, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-251. Preservation of buildings and structures.

In order to promote the general welfare through the preservation and protection of buildings and structures over 100 years old and of historical or architectural interest, the city council may from time to time enact ordinances containing lists of buildings and structures outside of the Old and Historic Alexandria District or the Parker-Gray District which are over 100 years old and of historical or architectural interest and designate such buildings and structures for preservation. Buildings and structures so listed by ordinance shall be subject to the provisions of this article.

Section 31. That Section 7-6-252, Article N, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-252. Criteria.

In considering whether or not to include a building or structure over 100 years old on the list for preservation at least two (2) of the following criteria shall be met:

(1) Is it entered upon the National Register of Historic Places as called for by the United States Congress in the Historic Sites Act of 1935 and the Historic Preservation Act of 1966?

(2) Is it entered upon the Virginia Landmarks register pursuant to section 10-138 of the Code of Virginia?

(3) Does it exemplify or reflect the architectural, cultural, political, economic, social or military history of the nation, state or community?

(4) Is it associated with persons of national, state, or local prominence or with events of national, state, or local historical significance?

(5) Is it a good example of local or regional architectural design or does it exemplify local craftsmanship, making it valuable for a study of a period, style or method of construction?

(6) Is it the work of a nationally recognized architect or can it be attributed to a local architect or builder of local prominence?

(7) Does it foster civic pride in the city's past or enhance the city's attractiveness to visitors?

Section 32. That Section 7-6-257, Article N, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-257. Certificate of appropriateness generally.

(a) No building or structure, subject to the provisions of this article, shall be reconstructed, altered or restored unless and until an application for a certificate of appropriateness shall have been approved by the Old and Historic Alexandria District panel of the board of architectural review or the city council on appeal as to exterior architectural features which are subject to public view from a public street, way or place. Additionally, any sign erected after April 30, 1984, subject to public view from a public street, way or place shall not be permanently affixed and/or displayed until a certificate of appropriateness shall have been approved by the Old and Historic Alexandria District panel of the board of architectural review or the city council on appeal. Evidence of such required approval shall be by a certificate of appropriateness issued by the Old and Historic District panel of the board of architectural review or the city council on appeal.

(b) Notice of the necessary public hearing before the Old and Historic Alexandria District panel of the board of architectural review or the city council on appeal shall be given according to the provisions of article P of this chapter.

(c) Applications for certificates of appropriateness required by this section shall be made to the department of planning and community development.

(d) The matters that the Old and Historic Alexandria District panel of the board of architectural review or the city council on appeal shall consider in determining whether a certificate of appropriateness should be issued shall be those guidelines established in the ordinance listing the building or structure for preservation and the criteria set forth in section 7-6-229 of this code.

Section 33. That Section 7-6-258, Article N, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-258. Permit required for moving, removing, capsulating or razing.

(a) No building or structure subject to the provisions of this article shall be moved, removed, capsulated or razed without first obtaining a permit approved by the Old and Historic Alexandria District panel of the board of architectural review or the city council on appeal, and such panel or the city council may refuse such permit for any building or structure of such architectural or historic interest, the removal of which, in the opinion of the panel or the city council on appeal, would be detrimental to the public interest of the city.

(b) Applications for permits to move, remove, capsulate or raze required by this section shall be made to the director of planning and community development of the city.

(c) The matters that the Old and Historic Alexandria District panel of the board of architectural review or the city council on appeal shall consider in determining whether a permit to move, remove, capsulate or raze should be issued shall be those guidelines established in the ordinance listing the building or structure for preservation and the criteria set forth in section 7-6-230 of this code.

Section 34. That Section 7-6-262, Article N, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-262. Old and Historic Alexandria District panel of the board of architectural review; procedure.

(a) For purposes of this article, "Old and Historic Alexandria District panel" of the board of architectural review shall refer to the Old and Historic Alexandria panel of the board of architectural review constituted by sections 7-6-225 and 7-6-226 of this code.

(b) The procedure for meetings of the Old and Historic Alexandria District panel of the board of architectural review with respect to the provisions of this article shall be the same as specified in section 7-6-227 of this code.

Section 35. That Section 7-6-263, Article N, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-263. Appeals from the Old and Historic Alexandria District panel of the board of architectural review to city council

Whenever the Old and Historic Alexandria District panel of the board of architectural review shall disapprove an application for a certificate of appropriateness as prescribed by section 7-6-257 of this code or whenever the panel shall disapprove an application for a permit to move, remove, capsulate or raze a building or structure listed for preservation as prescribed by section 7-6-258 of this code, such action shall be deemed to be a final decision of the board and the applicant for such certificate or for such permit shall have the right to appeal as specified in section 7-6-233 of this code.

Section 36. That Section 7-6-267, Article N, Chapter 6, Title 7 of The Code of The City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 7-6-267. Annual subscription for notices of public hearing provided for in this article.

If any person shall pay to the city the sum of \$10 to cover costs, the city manager shall cause to be mailed to each person for a period of one (1) year notice of the respective public hearings on all matters concerning the preservation of 100-year old buildings outside the Old and Historic Alexandria District or the Parker-Gray District, which notice shall be mailed at least seven (7) working days before hearing and shall state the time, date, place and nature of the proposed hearing and location of the property involved.

Section 37. 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.

JAMES P. MORAN, JR.  
Mayor

Final Passage: November 16, 1985