

ORDINANCE NO. 3160

AN ORDINANCE authorizing Trattoria Da Franco, a restaurant located at 305 South Washington Street, to maintain and operate an encroachment consisting of an outdoor sidewalk cafe, which encroachment contains an area running 15 feet across the front of the property and extending eight (8) feet from the front of the existing structure, for approximately 120 square feet.

WHEREAS, the proprietor of a restaurant desires to maintain a sidewalk cafe which will encroach 15 feet across the front of the property and extend eight (8) feet out from the front of the existing structure into the public right-of-way at 305 South Washington Street, which area will contain approximately 120 square feet; and

WHEREAS, the sidewalk area at the point is sufficiently wide for pedestrian traffic; and

WHEREAS, the said encroachment has been approved by the Planning Commission of the City of Alexandria, Virginia, and it is determined that this encroachment is not detrimental to the public interest; therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Trattoria Da Franco, a restaurant located at 305 South Washington Street, be and the same hereby is authorized to establish and maintain an encroachment consisting of an outdoor cafe with an area of 15 feet across the front of the property and extending eight (8) feet from the front of said property and containing approximately 120 square feet.

Section 2. That the privilege hereby granted to establish and maintain the encroachment shall be subject to the maintaining by the owner of the encroachment of public liability and property damage insurance indemnifying the City of Alexandria in the amounts shown and as described by the application for the encroachment.

Section 3. That the privilege hereby granted to use the sidewalk area as an outdoor cafe may be terminated whenever the City of Alexandria shall desire to use that portion of the public right-of-way for any purpose whatsoever and shall, by written notification, demand from the owner the removal of anything encroaching upon the public right-of-way, which removal shall be completed promptly, within no more than 30 days from the date of such notice, without cost to the City of Alexandria.

Section 4. That no part of the encroachment be within ten (10) feet of the curb line of the street.

Section 5. That the encroachment is hereby granted to the current owner or lessee located at 305 South Washington Street and shall not be transferable to any other party.

Section 6. 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: October 18, 1986