

ORDINANCE NO. 3324

AN ORDINANCE to amend and reordain Section 7-6-251 (PRESERVATION OF BUILDINGS AND STRUCTURES), Section 7-6-263 (APPEALS FROM THE OLD AND HISTORIC ALEXANDRIA DISTRICT PANEL OF THE BOARD OF ARCHITECTURAL REVIEW TO CITY COUNCIL), Section 7-6-264 (APPEALS FROM CITY COUNCIL TO COURT) and Section 7-6-267 (ANNUAL SUBSCRIPTION FOR NOTICES OF PUBLIC HEARING PROVIDED FOR IN THIS ARTICLE), and to amend and reordain the catchline of Article N, all of Article N (PRESERVATION OF CERTAIN BUILDINGS AND STRUCTURES OVER 100 YEARS OLD OUTSIDE THE OLD AND HISTORIC ALEXANDRIA DISTRICT), Chapter 6 (ZONING), Title 7 (PLANNING AND DEVELOPMENT) of The Code of the City of Alexandria, Virginia, 1981, as amended.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the catchline 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
and the Parker-Gray District

[Charter reference: Allowing for the preservation and protection of buildings and structures more than 100 years old, located outside the Old and Historic Alexandria District and the Parker-Gray District, Sec. 9.09.]

Section 2. That Section 7-6-251 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 and 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 3. That Section 7-6-263 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.

(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 7-6-257, 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, 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.

(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 7-6-257, or whenever the panel shall approve an application for a permit to move, remove, capsulate or raze a building or structure as prescribed by section 7-6-258, 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 City of Alexandria indicating their intention to appeal. Except as provided in this subsection, the appeal procedures set forth in section 7-6-233 shall be applicable to any appeal from the decision of the Old and Historic Alexandria District panel of the board of architectural review granting a certificate of appropriateness in conjunction with, or a permit to move, remove, capsulate or raze, a building or structure over 100 years old listed for preservation as prescribed by section 7-6-256.

Section 4. That Section 7-6-264 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. 7-6-264 Appeals from city council to court.

Any applicant or any of the parties to an appeal as specified in section 7-6-263(b) aggrieved by a final decision of the city council shall have the right of appeal to the circuit court for review as provided for in section 7-6-234 of this code.

Section 5. That Section 7-6-267 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 year notice of the respective public hearings on all matters concerning the preservation of buildings and structures over 100 years old located outside of the Old and Historic Alexandria District and the Parker-Gray District, which notice shall be mailed at least seven working days before hearing and shall state the time, date, place and nature of the proposed hearing and location of the property involved.

Section 6. This ordinance shall become effective upon the date and at the time of its final passage.

James P. Moran
Mayor

Final Passage: September 24, 1988