

City of Alexandria, Virginia

19
1-8-02

MEMORANDUM

DATE: DECEMBER 28, 2001

TO: THE HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL

FROM: PHILIP SUNDERLAND, CITY MANAGER *PS*

SUBJECT: ORDINANCE CHANGING THE BOUNDARIES OF THE FEDERAL COURTHOUSE PARKING ZONE

ISSUE: City Council consideration of an ordinance amending the City Code to change the boundaries of the Federal Courthouse Parking Zone.

RECOMMENDATION: That City Council introduce the attached ordinance (Attachment 1) amending Section 5-8-81 of the City Code to remove Ballenger Avenue from the Federal Courthouse Parking Zone and replace it with Mill Road, pass the ordinance on first reading, and set it for public hearing, second reading and final passage on January 26, 2002. The amended ordinance would be implemented immediately upon passage. The Traffic and Parking Board, at its December 17 meeting, approved the recommendation to replace Ballenger Avenue with Mill Road.

BACKGROUND: On January 22, 2000, City Council passed an ordinance (Attachment 2) authorizing the Director of Transportation and Environmental Services to establish a permit parking zone (Federal Courthouse Parking Zone), consisting of 50 spaces along Elizabeth Lane and Ballenger Avenue, to allow jurors and witnesses associated with the United States District Court for the Eastern District to park longer than the two hour posted limit. The parking zone was requested by the Office of the United States Attorney and the Clerk of the U.S. District Court in response to the closing of a parking lot on Eisenhower Avenue (for the construction of the theater complex) that had previously been available for use by jurors and witnesses. The Federal Courthouse Parking Zone expires on January 22, 2003, as the U.S. District Court anticipated that additional commercial parking facilities in the vicinity of the courthouse would become available by that time.

Under the ordinance, a vehicle belonging to a juror or witness and bearing a permit in the windshield is permitted to remain in a parking space in this zone for longer than the two hour limit. Other vehicles may park in these spaces, but they will remain subject to the two hour limit. The windshield permits are issued by the U.S. Attorney's Office and the Clerk of the U.S. District Court.

DISCUSSION: In November 2001, Ballenger Avenue between Elizabeth Lane and John Carlyle Drive was closed off to through traffic because it is inside the construction fence erected for the Patent and Trademark Office (PTO) project (Attachment 3). City staff met with representatives from the U.S. Attorney's Office and the Clerk of the U.S. District Court to explain the closing of Ballenger Avenue, to discuss if there is still a need for a permit parking zone for jurors and witnesses and, if so, would Elizabeth Lane alone meet the need. The representatives indicated that they are currently having discussions with private developers in the vicinity of the courthouse about the availability of additional commercial parking facilities, but, in the meantime, they continue to need the 50 spaces provided by Ballenger Avenue and Elizabeth Lane.

Staff is recommending that Mill Road be substituted for Ballenger Avenue, changing the boundaries of the Federal Courthouse Parking Zone as shown in Attachment 3. While the closure of Ballenger Avenue will extend beyond the January 22, 2003, expiration date in the ordinance because of the construction of PTO, staff is not recommending extending the expiration date of the ordinance at the present time, but rather waiting to see if private parking facilities that can be used by the jurors and witnesses, become available prior to January 2003. If not, staff will return to City Council with a recommendation.

FISCAL IMPACT: There is no fiscal impact associated with amending this ordinance.

ATTACHMENTS:

1. Revised ordinance amending Section 5-8-81 of the City Code
2. January 22, 2000, ordinance establishing the Federal Courthouse Parking Zone
3. Map showing the boundaries of the revised Federal Courthouse Parking Zone

STAFF: Richard J. Baier, P.E., Transportation & Environmental Services Director
Emily A. Baker, P.E., City Engineer

1-8-02

Introduction and first reading:	1/8/2002
Public hearing:	1/26/2002
Second reading and enactment:	1/26/2002

INFORMATION ON PROPOSED ORDINANCE

Title

AN ORDINANCE to amend and reordain Section 5-8-81 (FEDERAL COURTHOUSE PARKING ZONE) of Article F (PARKING PERMIT DISTRICTS), Chapter 8 (PARKING AND TRAFFIC REGULATIONS), Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES), of The Code of the City of Alexandria, Virginia, 1981, as amended.

Summary

The proposed ordinance authorizes the Director of Transportation and Environmental Services to remove Ballenger Avenue from the Federal Courthouse Parking Zone, and substitute Mill Road. In this Zone, a maximum of 50 spaces, along Elizabeth Lane and Mill Road, are set aside for jurors and witnesses at the Federal courthouse. A vehicle, belong to a juror or witness, bearing a permit in the windshield, is permitted to remain in a parking space for longer than the two hour maximum generally applicable to vehicles which are parked on those streets. All other vehicles may park in the spaces, but remain subject to the two hour limit

Sponsor

Staff

Rich Baier, Director, Transportation and Environmental Services
Ignacio B. Pessoa, City Attorney

Authority

§ 2.04(g), Alexandria City Charter

Estimated Costs of Implementation

None

Attachments in Addition to Proposed Ordinance and its Attachments (if any)

None

ORDINANCE NO. _____

AN ORDINANCE to amend and reordain Section 5-8-81 (FEDERAL COURTHOUSE PARKING ZONE) of Article F (PARKING PERMIT DISTRICTS), Chapter 8 (PARKING AND TRAFFIC REGULATIONS), Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES), of The Code of the City of Alexandria, Virginia, 1981, as amended.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 5-8-81 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. 5-8-81 Federal Courthouse Parking Zone.

(a) The director of transportation and environmental services is authorized to establish a permit parking zone for jurors and witnesses attending the United States Courthouse located in the city.

(b) Such zone shall consist of not more than 50 parking spaces on Elizabeth Lane and ~~Battenger Avenue~~ Mill Road, the location of which shall be determined by the director.

(c) Parking permits for witnesses and jurors attending the United States Courthouse shall be issued by the Clerk of the United States District Court for the Eastern District of Virginia, and the Office of the United States Attorney, and the form thereof shall be approved by the director.

(d) Any limitations on the hours during which vehicles may park on streets within the parking zone established pursuant to subsection (a) shall not apply to vehicles parked in the zone and displaying in their windshield a permit issued under subsection (c). The director shall post signs regulating parking in such spaces, which provide that the limitations as to hours of parking shall not apply to vehicles displaying a permit.

(e) This section shall expire on January 22, 2003.

Section 2. That this ordinance shall become effective upon the date and at the time of its final passage.

KERRY J. DONLEY
Mayor

Introduction: 1/8/2002
First Reading: 1/8/2002
Publication:
Public Hearing:
Second Reading:
Final Passage:

N.B. Underlining is not part of the ordinance but denotes language that is new or amended. Strike-outs or dashes are not part of the ordinance, but denote material that is being deleted.

EXHIBIT NO. 1

MEMORANDUM

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1-22-00~~18~~
~~1-11-00~~

TO: THE HONORABLE MAYOR AND
MEMBERS OF CITY COUNCIL

FROM: PHILIP G. SUNDERLAND
CITY ATTORNEY

IGNACIO B. PESSOA
ASSISTANT CITY ATTORNEY

DATE: JANUARY 6, 2000

SUBJECT: ORDINANCE ESTABLISHING FEDERAL COURTHOUSE
PARKING ZONE

This past October, representatives from the U.S. Attorney's Office and the Clerk of the U.S. District Court contacted the city to seek the city's assistance in resolving a parking problem which had developed around the Federal Courthouse.

As you may remember, parking for jurors, witnesses and other visitors to the courthouse had been provided at a lot on Eisenhower Avenue, owned by the Hoffman family. That lot has now been closed, pending construction of the new theater complex on the Hoffman property. Those parking spaces have, therefore, ceased to be available for use by federal jurors and witnesses. The Court was able to secure some alternative spaces, but fell short of its need by approximately 50 spaces, for those days when there is a large jury pool and several trials in progress.

As a result, the Court requested that the city permit jurors and witnesses to park for longer than the two hour limit generally applicable, in 50 spaces located along Elizabeth Lane and Ballenger Avenue. The Court requested that the city allow this special on-street parking to continue for a limited period of three years. The Court anticipates that additional commercial parking facilities in the vicinity of the courthouse will become available within that period. This request was heard by the traffic and parking board on November 22, 1999, and the board recommended approval of the request.

The proposed ordinance, which is attached, authorizes, for a three-year period, the establishment of a permit parking zone, for a maximum of 50 spaces, along Elizabeth Lane and Ballenger Avenue, for jurors and witnesses at the Federal Courthouse. Under the ordinance, a vehicle belonging to a juror or witness and bearing a permit in the windshield, will be permitted to remain in a parking space in this zone for longer than the two hour maximum generally applicable to vehicles parked in the zone. Other vehicles may park in these spaces, but they will remain subject to the two hour limit. The windshield permits will be

issued to jurors and witnesses by the United States Attorney's Office and Clerk of the Court.

We will be available on January 11 to address any questions you may have.

Attachment

cc: Vola Lawson
City Manager

Michele Evans
Assistant City Manager

David Ruller, Acting Director
Transportation and Environmental Services

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1-22-00

~~18~~
~~1-11-00~~

Introduction and first reading: 1/11/2000
Public hearing: 1/22/2000
Second reading and enactment: 1/22/2000

INFORMATION ON PROPOSED ORDINANCE

Title

AN ORDINANCE to amend Article F (PARKING PERMIT DISTRICTS) of Chapter 8 (PARKING AND TRAFFIC REGULATIONS), Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) of The Code of the City of Alexandria, Virginia, 1981, as amended, by adding thereto a new Section 5-8-81 (FEDERAL COURTHOUSE PARKING ZONE).

Summary

The proposed ordinance authorizes, for a three-year period, the establishment of a permit parking zone, for a maximum of 50 spaces, along Elizabeth Lane and Ballenger Avenue, for jurors and witnesses at the Federal courthouse. A vehicle, belong to a juror or witness, bearing a permit in the windshield, will be permitted to remain in a parking space for longer than the two hour maximum generally applicable to vehicles which are parked on those streets. All other vehicles may park in the spaces, but remain subject to the two hour limit.

Sponsor

Staff

David Ruller, Acting Director of Transportation and Environmental Services
Ignacio B. Pessoa, Assistant City Attorney

Authority

§ 2.04 (g), Alexandria City Charter

Estimated Costs of Implementation

None

Attachments in Addition to Proposed Ordinance

None

18
1-22-00 ~~18~~
1-11-00

ORDINANCE NO. _____

AN ORDINANCE to amend Article F (PARKING PERMIT DISTRICTS) of Chapter 8 (PARKING AND TRAFFIC REGULATIONS), Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) of The Code of the City of Alexandria, Virginia, 1981, as amended, by adding thereto a new Section 5-8-81 (FEDERAL COURTHOUSE PARKING ZONE).

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Article F, of Chapter 8, Title 5 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended by adding thereto a new Section 5-8-81 to read as follows:

[The following is all new language]

Sec. 5-8-81 Federal Courthouse Parking Zone.

(a) The director of transportation and environmental services is authorized to establish a permit parking zone for jurors and witnesses attending the United States Courthouse located in the city.

(b) Such zone shall consist of not more than 50 parking spaces on Elizabeth Lane and Ballenger Avenue, the location of which shall be determined by the director.

(c) Parking permits for witnesses and jurors attending the United States Courthouse shall be issued by the Clerk of the United States District Court for the Eastern District of Virginia, and the Office of the United States Attorney, and the form thereof shall be approved by the director.

(d) Any limitations on the hours during which vehicles may park on streets within the parking zone established pursuant to subsection (a) shall not apply to vehicles parked in the zone and displaying in their windshield a permit issued under subsection (c). The director shall post signs regulating parking in such spaces, which provide that the limitations as to hours of parking shall not apply to vehicles displaying a permit.

(e) This section shall expire on January 22, 2003.

Section 2. That this ordinance shall become effective upon the date and at the time of its final passage.

KERRY J. DONLEY
Mayor

Introduction: 1/11/2000
First Reading: 1/11/2000
Publication: 1/12/2000; 1/13/2000
Public Hearing: 1/22/00
Second Reading:
Final Passage:

ORDINANCE NO. 4102

AN ORDINANCE to amend Article F (PARKING PERMIT DISTRICTS) of Chapter 8 (PARKING AND TRAFFIC REGULATIONS), Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) of The Code of the City of Alexandria, Virginia, 1981, as amended, by adding thereto a new Section 5-8-81 (FEDERAL COURTHOUSE PARKING ZONE).

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Article F, of Chapter 8, Title 5 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended by adding thereto a new Section 5-8-81 to read as follows:

Sec. 5-8-81 Federal Courthouse Parking Zone.

(a) The director of transportation and environmental services is authorized to establish a permit parking zone for jurors and witnesses attending the United States Courthouse located in the city.

(b) Such zone shall consist of not more than 50 parking spaces on Elizabeth Lane and Ballenger Avenue, the location of which shall be determined by the director.

(c) Parking permits for witnesses and jurors attending the United States Courthouse shall be issued by the Clerk of the United States District Court for the Eastern District of Virginia, and the Office of the United States Attorney, and the form thereof shall be approved by the director.

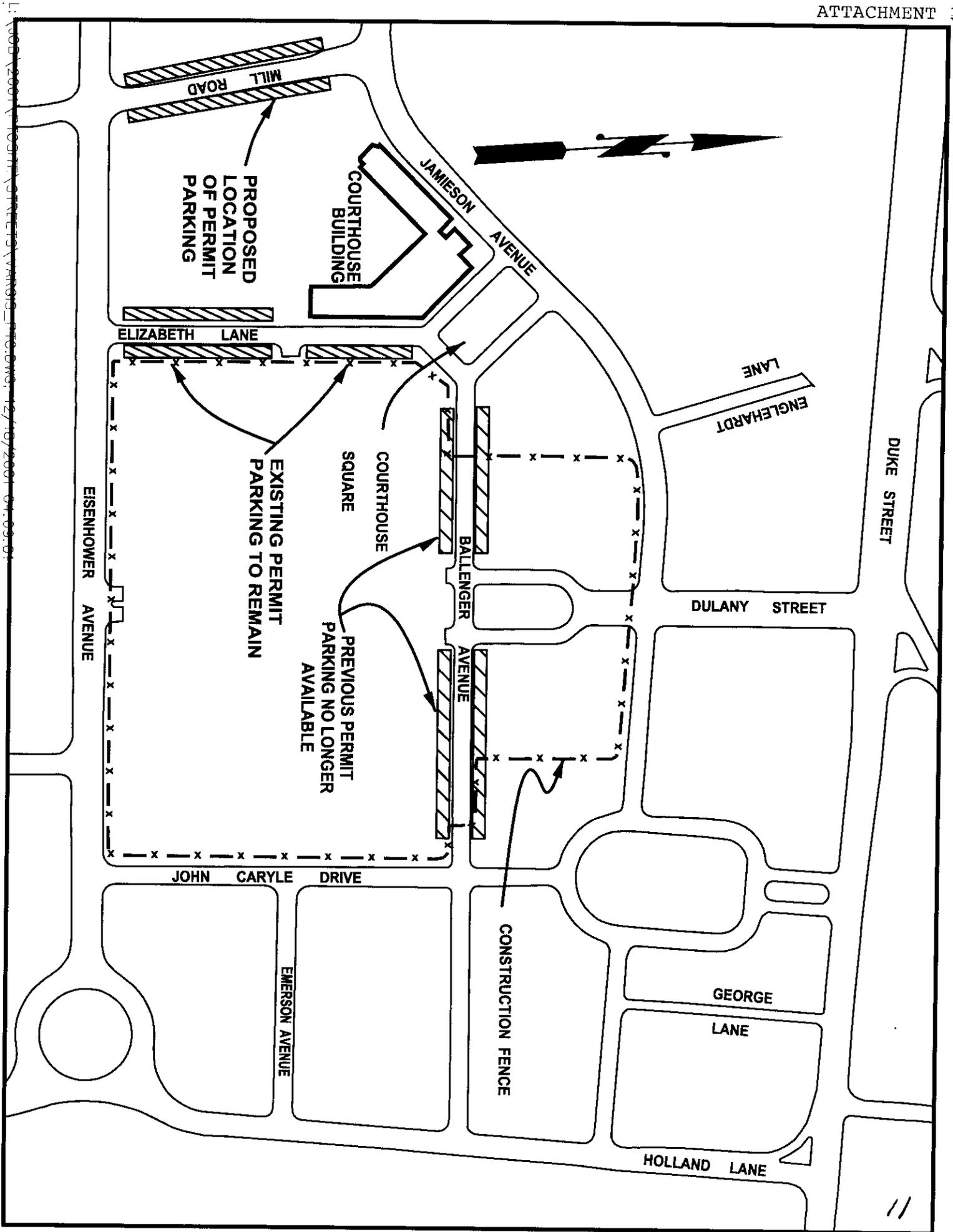
(d) Any limitations on the hours during which vehicles may park on streets within the parking zone established pursuant to subsection (a) shall not apply to vehicles parked in the zone and displaying in their windshield a permit issued under subsection (c). The director shall post signs regulating parking in such spaces, which provide that the limitations as to hours of parking shall not apply to vehicles displaying a permit.

(e) This section shall expire on January 22, 2003.

Section 2. That this ordinance shall become effective upon the date and at the time of its final passage.

KERRY J. DONLEY
Mayor

Final Passage: January 22, 2000



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Public Hearing will be held by the City Council of the City of Alexandria, Virginia, in the Council Chamber, City Hall, City of Alexandria, Virginia, on Saturday, January 26, 2002, at 9:30 a.m., or as soon thereafter as may be heard on the hereinafter described ordinances.

TITLE OF ORDINANCE

AN ORDINANCE (1)(a) to enact new Section 3-3-51.1 (DAMAGES FOR DELAYS), of Division 1 (COMPETITIVE SEALED BIDDING), (b) to amend and reordain Section 3-3-62 (CONDITIONS FOR USE) and subsection (b) of Section 3-3-70 (DESIGN-BUILD AND CONSTRUCTION MANAGEMENT CONTRACTS), of Division 2 (COMPETITIVE NEGOTIATION), and (c) to enact new Section 3-3-79 (PERMITTED CONTRACTS WITH CERTAIN RELIGIOUS ORGANIZATIONS; PURPOSE; LIMITATIONS), of Division 3 (MISCELLANEOUS PROVISIONS), all of Article D (CONTRACT FORMATION AND METHODS OF SOURCE SELECTION); and (2) to amend and reordain Sections 3-3-123 (PROSCRIBED PARTICIPATION BY PUBLIC EMPLOYEES IN PROCUREMENT TRANSACTIONS) and 3-3-128 (PURCHASE OF BUILDING MATERIALS, ETC. FROM ARCHITECT OR ENGINEER PROHIBITED) of Article I (ETHICS IN PUBLIC CONTRACTING), all of Chapter 3 (PROCUREMENT), Title 3 (FINANCE, TAXATION AND PROCUREMENT), and (3) to amend and reordain Section 12-4-6 (CITY CONTRACTS) of Chapter 4 (HUMAN RIGHTS), TITLE 12 (EDUCATION, SOCIAL SERVICES AND WELFARE), all of The Code of the City of Alexandria, Virginia, 1981, as amended. The proposed ordinance brings the city procurement code into conformance with the mandatory provisions of the Virginia Public Procurement Act, and brings the provisions of the city code applicable to employment practices by city contractors into conformance with those provisions generally applicable to employers in the city.

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TITLE OF ORDINANCE

AN ORDINANCE to amend and reordain Section 5-8-81 (FEDERAL COURTHOUSE PARKING ZONE) of Article F (PARKING PERMIT DISTRICTS), Chapter 8 (PARKING AND TRAFFIC REGULATIONS), Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES), of The Code of the City of Alexandria, Virginia, 1981, as amended. The proposed ordinance authorizes the Director of Transportation and Environmental Services to remove Ballenger Avenue from the Federal Courthouse Parking Zone, and substitute Mill Road. In this Zone, a maximum of 50 spaces, along Elizabeth Lane and Mill Road, are set aside for jurors and witnesses at the Federal courthouse. A vehicle, belonging to a juror or witness, bearing a permit in the windshield, is permitted to remain in a parking space for longer than the two hour maximum generally applicable to vehicles which are parked on those streets. All other vehicles may park in the spaces, but remain subject to the two-hour limit

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TITLE OF ORDINANCE

AN ORDINANCE to amend and reordain the 1992 Master Plan (1998 ed.) of the City of Alexandria, Virginia, by adopting and incorporating therein the amendments heretofore approved by city council to such master plan as Master Plan Amendment Nos. 2001-0002 and 2001-0003 and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendments.

The proposed ordinance accomplishes the final adoption of Master Plan Amendment Nos. 2001-0002 and 2001-0003, to change the land use designation and proposed zoning at 1407-1499 West Braddock Road, 1601-1608 Osage Street and 1601-1609 Peach Street (Lindsay Motor Car, Inc.) to CSL/Commercial Service Low, in connection with the construction of the Lindsay Lexus automobile dealership service facility.

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TITLE OF ORDINANCE

AN ORDINANCE to amend and reordain Sheet No. 32.00 of the "Official Zoning Map, Alexandria, Virginia," adopted by Section 1-300 (OFFICIAL ZONING MAP AND DISTRICT BOUNDARIES), of the City of Alexandria Zoning Ordinance, by rezoning the property at 1407-1499 West Braddock Road, 1601-1608 Osage Street and 1601-1609 Peach Street to CSL/Commercial Service Low Zone, in accordance with the said zoning map amendments heretofore approved by city council as Rezoning Nos. 2001-0002 and 2001-0003.

The proposed ordinance accomplishes the final adoption of Rezoning Nos. 2001-0002 and 2001-0003, to rezone the property at 1407-1499 West Braddock Road, 1601-1608 Osage Street and 1601-1609 Peach Street to CSL/Commercial Service Low Zone, subject to a proffer limiting use and development of the property to the Lindsay Lexus automobile dealership service facility, approved by Development Special Use Permit No. 2001-0007.

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THE PUBLIC IS ADVISED THAT AMENDMENTS OR ADDITIONS MAY BE MADE TO PROPOSED ORDINANCES WITHOUT FURTHER PUBLICATION. IT IS RECOMMENDED THAT PERSONS INTERESTED IN ANY OF THESE ORDINANCES OBTAIN FREE FULL-TEXT COPIES FROM THE CITY CLERK AT CITY HALL. BEVERLY I. JETT, CMC, CITY CLERK

To be published in the:

Alexandria Journal on Thursday, January 10, 2002
Alexandria Gazette Packet on Thursday, January 10, 2002