

EXHIBIT NO. 1

7
11-17-01

Docket Item # 8
SPECIAL USE PERMIT #2001-0099

Planning Commission Meeting
November 8, 2001

ISSUE: Consideration of a request for a special use permit to allow a church to use off-street parking within 300 feet of the church property.

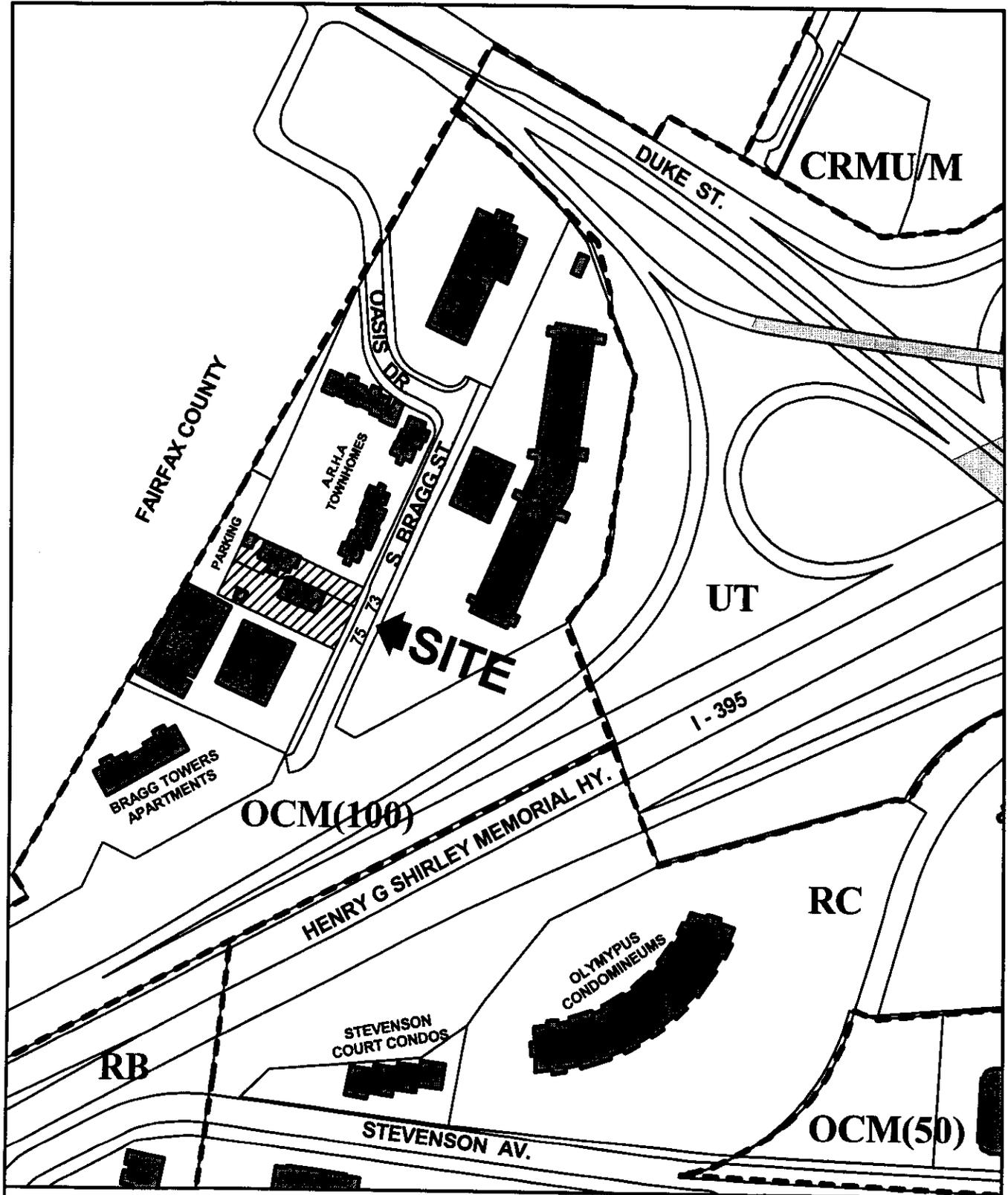
APPLICANT: Ethiopian Orthodox Tewahdo Hamere Nahe Kidane Mehret Church
by Harry P. Hart, attorney

LOCATION: 73-75 South Bragg Street

ZONE: OCM-100/Office Commercial Medium

PLANNING COMMISSION ACTION, NOVEMBER 8, 2001: By unanimous consent, the Planning Commission approved the request.

Reason: The Planning Commission agreed with the staff analysis.



SUP #2001-0099

11/08/01



STAFF RECOMMENDATION:

Staff recommends **approval** subject to compliance with all applicable codes and ordinances and the following conditions:

1. The special use permit shall be granted to the applicant only or to any business or entity in which the applicant has a controlling interest. (P&Z)
2. The maximum number of church attendees on-site shall not exceed 72. (P&Z)
3. The hours of operation shall be limited to 9:00 a.m. to 3:00 p.m. on Sundays. (P&Z)
4. The applicant shall dedicate sufficient right-of-way and temporary construction easement to facilitate the completion of street improvements along the frontage of #73-75 South Bragg Street. (T&ES)
5. The applicant shall construct curb/gutter, sidewalk and driveway aprons along the frontage of the property. All construction shall meet current city design standards. (T&ES)
6. The applicant shall contact the Crime Prevention Unit of the Alexandria Police Department regarding a security survey. (Police)
7. Upon redevelopment of the subject site, the applicant shall provide all required parking on-site in full compliance with the zoning ordinance, and shall provide and implement a landscaping plan to the satisfaction of the Director of the Department of Planning and Zoning. (P&Z)
8. The applicant shall require all church staff and parishioners who drive to the church to use off-street parking. (P&Z)
9. Upon the loss of its existing parking agreement with the Days Inn, the applicant shall notify the Director of the Department of Planning and Zoning, and discontinue any approved Sunday services, provide an alternative parking arrangement that is satisfactory to the Director of the Department of Planning and Zoning or seek a parking reduction. (P&Z)

10. The Director of Planning and Zoning shall review the special use permit one year after approval and shall docket the matter for consideration by the Planning Commission and City Council if (a) there have been documented violations of the permit conditions, (b) the director has received a request from any person to docket the permit for review as a result of a complaint that rises to the level of a violation, or (c) the director has determined that there are problems with the operation of the use and that new or revised conditions are needed. (P&Z)

Staff Note: In accordance with section 11-506(c) of the zoning ordinance, construction or operation shall be commenced and diligently and substantially pursued within 18 months of the date of granting of a special use permit by City Council or the special use permit shall become void.

DISCUSSION:

1. The applicant, Ethiopian Orthodox Tewahdo Hamere Nahe Kidane Mehret Church, represented by Harry P. Hart, attorney, requests special use permit approval to allow a church located at 73-75 South Bragg Street to use off-street parking within 300 feet of the church property.
2. The subject property consists of two lots of record with 100 feet of frontage on South Bragg Street, 190 feet of depth and a combined lot area of 19,000 square feet. The site is developed with a single family, two-story frame house at 73 South Bragg Street, and a single-family one-story frame house at 75 South Bragg Street.

The surrounding land uses include an office building to the south, a parking lot to the west, residential townhouses to the north and the Days Inn to the east. Interstate 395 runs along the eastern border of the Days Inn and a automobile oriented shopping mall stands to the north of the residential townhouse development.

3. The applicant requests special use permit approval to provide a portion of its required off-street parking off-site and within 300 feet of the church.

Pursuant to Section 8-200(A) of the zoning ordinance, a church must provide one parking space for each five seats in the principal auditorium. In this case, the applicant must provide 15 parking spaces for the 72 seats located in its principal auditorium. Pursuant to Section 8-200(C), a church may provide its required off-street parking within 300 feet of the church property with a special use permit.

Staff has determined from the plot plan submitted with the application that the applicant may, under existing conditions, provide four off-street parking spaces on-site that comply with the zoning ordinance as to size and access. The applicant proposes to provide 20 additional off-street parking spaces through an agreement with the Days Inn, a hotel located across the street at 110 South Bragg Street. This arrangement would provide five more off-street parking spaces than the applicant is required to provide. A letter representing the church's parking agreement with the Days Inn is included within the attached special use permit application.

4. The application materials indicate that the applicant will provide seating for 72 parishioners in the main sanctuary, will only hold services on Sundays between 9:00 a.m and 3:00 p.m. and will not hold weekday services. The applicant's attorney has also advised staff that no other types of group activities will occur on-site during the week, and that only the reverend will be on-site during the week. The only church employee is the reverend.

5. The applicant's attorney submitted a letter to staff, dated September 10, 2001, stating that the church intends to first occupy 75 Bragg Street, and at some later time use 73 Bragg Street as an accessory community building (see attached letter). Both structures at 75 and 73 Bragg Street are small-scale wood frame and were originally constructed as residential buildings. This letter additionally notes that the church intends to eventually redevelop the property with a new church building and adequate on-site parking.
6. The applicant's attorney advised staff that the church currently holds services at the Holy Cross Seventh Day Adventist Church at 5150 Leesburg Pike on Saturdays.
7. The applicant's attorney also advised staff that the church does not intend to use a dumpster, and will use trash cans and a garbage pick-up service. Prior to pick-up, trash will be stored on the premises in the trash cans.
8. The applicant expects normal noise associated with worship services and limited office use evenings.
9. Zoning: The subject property is located in the OCM(100)/Office Commercial Medium zone. Section 4-1000 of the zoning ordinance permits a church in the OCM(100) zone. Section 8-200(A) requires one off-street parking space for each five seats in the principal auditorium of a church, and Section 8-200(C) allows churches to provide required off-street parking within 300 feet of the church with a special use permit.
10. Master Plan: The proposed use is consistent with the Alexandria West small area plan chapter of the Master Plan which designates the property for OCM(100) use.

STAFF ANALYSIS:

Staff has no objection to the proposed provision of 11 required off-street parking spaces within 300 feet of the applicant's church property. The church is located at 75 South Bragg Street, and the 11 required off-street parking spaces will be provided at the Days Inn, 110 South Bragg Street, and within 300 feet of the church property.

Staff is concerned that the applicant's agreement with the Days Inn does not specify the duration of the agreement. Consequently, staff recommends a condition which requires the applicant to discontinue any approved Sunday services upon the loss of its existing parking agreement with the Days Inn or provide an alternative parking arrangement that is satisfactory to the Director of the Department of Planning and Zoning.

Staff is also concerned that the Days Inn retain sufficient parking to meet the demands of its own customers and its existing shared parking agreement with the adjacent Comfort Inn at 6254 Duke Street. For the purposes of this case, staff accepts the Days Inn's estimate that it has sufficient parking to meet its own needs and those of the church's during the specified time, Sundays from 9:00 a.m. to 3:00 p.m. Staff believes that it is in the Days Inn's self-interest to maintain an adequate supply of parking that meets its customer demands, and that the condition of approval stated above will require the church to seek alternative parking arrangements should the Days Inn parking agreement be terminated. Lastly, staff sees the church's current parking arrangement as temporary, and notes that the church plans to eventually redevelop the subject properties with a new church building that has adequate parking on-site.

Staff has included a condition which requires a review of the church and its parking one year after approval so that if there are any problems with the parking arrangement, additional conditions may be imposed. With this and the other listed conditions, staff recommends approval for the special use permit.

STAFF: Eileen P. Fogarty, Director, Department of Planning and Zoning;
Barbara Ross, Deputy Director;
Mary Hashemi, Urban Planner.

CITY DEPARTMENT COMMENTS

Legend: C - code requirement R - recommendation S - suggestion F - finding

Transportation & Environmental Services:

- C-1 Applicant shall comply with Alexandria's Noise Control Code, Chapter 11, Section 5, which sets the maximum permissible noise level as measured at the property line.
- F-1 T&ES has no objections to the off-site parking arrangement for this use.
- R-1 Applicant shall dedicate sufficient right-of-way and temporary construction easement to facilitate the completion of street improvements along the frontage of #73-75 South Bragg Street.
- R-2 Applicant shall construct curb/gutter, sidewalk and driveway aprons along the frontage of the property. All construction shall be meet current city design standards.

Code Enforcement:

- C-1 Prior to the issuance of a demolition permit or land disturbance permit, a rodent abatement plan shall be submitted to Code Enforcement that will outline the steps that will be taken to prevent the spread of rodents from the construction site to the surrounding community and sewers.
- C-2 New construction must comply with the current edition of the Uniform Statewide Building Code(USBC).
- C-3 Alterations to the existing structure must comply with the current edition of the Uniform Statewide Building Code (USBC).
- C-4 Construction permits are required for this project. Plans shall accompany the permit application that fully detail the construction as well as layouts and schematics of th mechanical, electrical and plumbing systems. These drawings are required to be signed and sealed by a registered architect.

- C-5 This proposed use represents a change of use to religious assembly(use group A4). As such, this facility must be upgraded to meet all code requirements for the new use.
- C-6 A fire prevention code permit is required for the proposed operation.
- C-7 Required exits, parking, and accessibility for persons with disabilities must be provided to the building.

Health Department:

- F-1 No comments.

Police Department:

- R-1 Security survey.
- F-1 Concur.

APPLICATION for SPECIAL USE PERMIT # 2001-0099

PROPERTY LOCATION: S. 73 and 75 Bragg Street

TAX MAP REFERENCE: 46.00-01-05 & -06 ZONE: OCM(100)

APPLICANT Name: Ethiopian Orthodox Tewahdo Hamere Nahe Kidane Mehret Church

Address: 4901 Seminary Rd., #1509, Alexandria, Virginia 22311

PROPERTY OWNER Name: Ethiopian Orthodox Tewahdo Hamere Nahe Kidane Mehret Church

Address: 4901 Seminary Rd., #1509, Alexandria, Virginia 22311

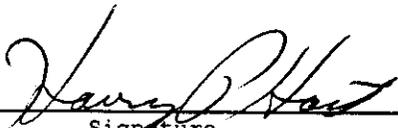
PROPOSED USE: Special Use Permit for Off-Street Parking within 300 feet of Church.

THE UNDERSIGNED hereby applies for a Special Use Permit in accordance with the provisions of Article XI, Section 11-500 of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

THE UNDERSIGNED, having obtained permission from the property owner, hereby grants permission to the City of Alexandria to post placard notices on the property for which this application is requested, pursuant to Article XI, Section 11-301(B) of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

THE UNDERSIGNED hereby attests that all of the information herein provided and specifically including all surveys, drawings, etc., required to be furnished by the applicant are true, correct and accurate to the best of their knowledge and belief. The applicant is hereby notified that any written materials, drawings or illustrations submitted in support of this application and any specific oral representations made to the Planning Commission or City Council in the course of public hearings on this application will be binding on the applicant unless those materials or representations are clearly stated to be non-binding or illustrative of general plans and intentions, subject to substantial revision, pursuant to Article XI, Section 11-207(A)(10), of the 1992 Zoning Ordinance of the City of Alexandria, Virginia.

Harry P. Hart
Print Name of Applicant or Agent


Signature

HART, CALLEY, GIBBS & KARP, P.C.
Mailing Address

(703) 836-5757 (703)548-5443
Telephone # Fax#

307 N. Washington St., Alex. VA 22314
City and State Zip Code

August 28, 2001
Date

=====DO NOT WRITE BELOW THIS LINE - OFFICE USE ONLY=====

Application Received: _____ Date & Fee Paid: _____ \$ _____

ACTION - PLANNING COMMISSION: _____

ACTION - CITY COUNCIL: _____

NARRATIVE DESCRIPTION

4. The applicant shall describe below the nature of the request in detail so that the Planning Commission and City Council can understand the nature of the operation and the use, including such items as the nature of the activity, the number and type of patrons, the number of employees, the hours, how parking is to be provided for employees and patrons, and whether the use will generate any noise. (Attach additional sheets if necessary.)

The Ethiopian Orthodox Tewahdo Hamere Nahe Kidane Mehret Church ("the Church") recently purchased 73 and 75 Bragg Street for the purposes of having their church on the property. The property provides space for 2 vehicles in the garage at 75 Bragg Street and at least another 2 cars on the driveways of both parcels. The Church will have 72 seats in pews (see the attached floor plan) necessitating 15 parking spaces. They have obtained a written agreement from The Days Inn across Bragg Street for the use of 20 parking spaces on Sundays. (See the attached letter from Days Inn.) The Church, therefore, seeks the City's permission, pursuant to § 8-200(C)(4), for an S.U.P. to use the 20 spaces on The Days Inn property as part of its required parking.

USE CHARACTERISTICS

4. The proposed special use permit request is for: (check one)

- a new use requiring a special use permit,
- a development special use permit,
- an expansion or change to an existing use without a special use permit,
- an expansion or change to an existing use with a special use permit,
- other. Please describe: S.U.P. to use parking spaces within 300 feet.

5. Please describe the capacity of the proposed use:

A. How many patrons, clients, pupils and other such users do you expect? Specify time period (i.e., day, hour, or shift).

72 seats for Sunday services.

B. How many employees, staff and other personnel do you expect? Specify time period (i.e. day, hour, or shift).

One employee - shifts vary during the week, and Sunday services from 9:00 a.m to 3:00 pm.

6. Please describe the proposed hours and days of operation of the proposed use:

Day:

Hours:

Sundays

9:00 a.m to 3:00 p.m.

7. Please describe any potential noise emanating from the proposed use:

A. Describe the noise levels anticipated from all mechanical equipment and patrons.

Normal noise associated with worship services and limited office use evenings.

B. How will noise from patrons be controlled?

N/A.

8. Describe any potential odors emanating from the proposed use and plans to control them:

N/A

9. Please provide information regarding trash and litter generated by the use:

A. What type of trash and garbage will be generated by the use?

Normal type generated by worship use and limited office.

B. How much trash and garbage will be generated by the use.?

Normal amount.

C. How often will trash be collected?

On an as needed basis, private pick-up is ordered by the Church.

D. How will you prevent littering on the property, streets and nearby properties?

Regular review of the site by the members of the congregation.

10. Will any hazardous materials, as defined by the state or federal government, be handled, stored, or generated on the property?

Yes. No.

If yes, provide the name, monthly quantity, and specific disposal method below:

11. Will any organic compounds, for example, paint, ink, lacquer thinner, or cleaning or degreasing solvent, be handled, stored, or generated on the property?

Yes. No.

If yes, provide the name, monthly quantity, and specific disposal method below:

12. What methods are proposed to ensure the safety of residents, employees and patrons?

Normal precautions will be taken by members of the congregation to ensure their safety and the safety of their sanctuary.

ALCOHOL SALES

13. Will the proposed use include the sale of beer, wine, or mixed drinks?

Yes. No.

If yes, describe alcohol sales below, including if the ABC license will include on-premises and/or off-premises sales. Existing uses must describe their existing alcohol sales and/or service and identify any proposed changes in that aspect of the operation.

PARKING AND ACCESS REQUIREMENTS

14. Please provide information regarding the availability of off-street parking:

A. How many parking spaces are required for the proposed use pursuant to section 8-200 (A) of the zoning ordinance?

15 (1 per five seats - 72 seats)

B. How many parking spaces of each type are provided for the proposed use:

24 Standard spaces

 Compact spaces

 Handicapped accessible spaces.

 Other.

C. Where is required parking located? [4] on site [20] off-site (*check one*)

If the required parking will be located off-site, where will it be located?

Within 300 feet at The Days Inn

Pursuant to section 8-200 (C) of the zoning ordinance, commercial and industrial uses may provide off-site parking with 500 feet of the proposed use, provided that the off-site parking is located on land zoned for commercial or industrial uses. All other uses must provide parking on-site, except that off street parking may be provided within 300 feet of the use with a special use permit.

D. If a reduction in the required parking is requested, pursuant to section 8-100(A)(4) or (5) of the zoning ordinance, complete the PARKING REDUCTION SUPPLEMENTAL APPLICATION.

15. Please provide information regarding loading and unloading facilities for the use:

A. How many loading spaces are required for the use, per section 8-200 (B) of the zoning ordinance? 0

B. How many loading spaces are available for the use? N/A

C. Where are off-street loading facilities located? N/A

D. During what hours of the day do you expect loading/unloading operations to occur?

N/A

E. How frequently are loading/unloading operations expected to occur, per day or per week, as appropriate?

N/A

16. Is street access to the subject property adequate or are any street improvements, such as a new turning lane, necessary to minimize impacts on traffic flow?

Street access is adequate.

SITE CHARACTERISTICS

17. Will the proposed uses be located in an existing building? Yes. No.

Do you propose to construct an addition to the building? Yes. No.

How large will the addition be? _____ square feet.

18. What will the total area occupied by the proposed use be?

1815 sq. ft. (existing) + _____ sq. ft. (addition if any) = 1815 sq. ft. (total)

21. The proposed use is located in (*check one*):

a stand alone building a house located in a residential zone a warehouse

a shopping center. Please provide name of the center: _____

an office building. Please provide name of the building: _____

other, please describe: _____

FROM :

FAX NO. : 7038209733

Jul. 31 2001 09:27AM P1

SUP 2001-0099



July 31, 2001

Rev. Tatlesso Sisay
Minister of the Church
The Ethiopian Orthodox Tewahdo Hamoro Nahe
Kidane Mahret Church
4901 Seminary Road #1509
Alexandria, Virginia 22311

Dear Rev. Sisay:

Thank you so much for your letter outlining your parking needs as a new "neighbor" to the Days Inn - Alexandria Landmark. Miguel Gonzalez, the General Manager and I have discussed your request and can confirm that you have permission to utilize 20 parking spaces in the rear of the building on Sunday's.

If at any time you require parking other than Sunday's please let me know so that I can advise the Front Desk and Management Staff so that they will always be aware of what is going on.

Rev. Sisay, please do not hesitate to call upon me for any other assistance I may be.

Sincerely,


Patti Bernasconi
Director of Sales

CC: Miguel Gonzalez, General Manager

I-395 Exit 3B • 110 S. Bragg Street • Alexandria, Virginia 22312

(703) 854-1050 • Fax (703) 842-2873 • www.DaysInnAlexandria.com

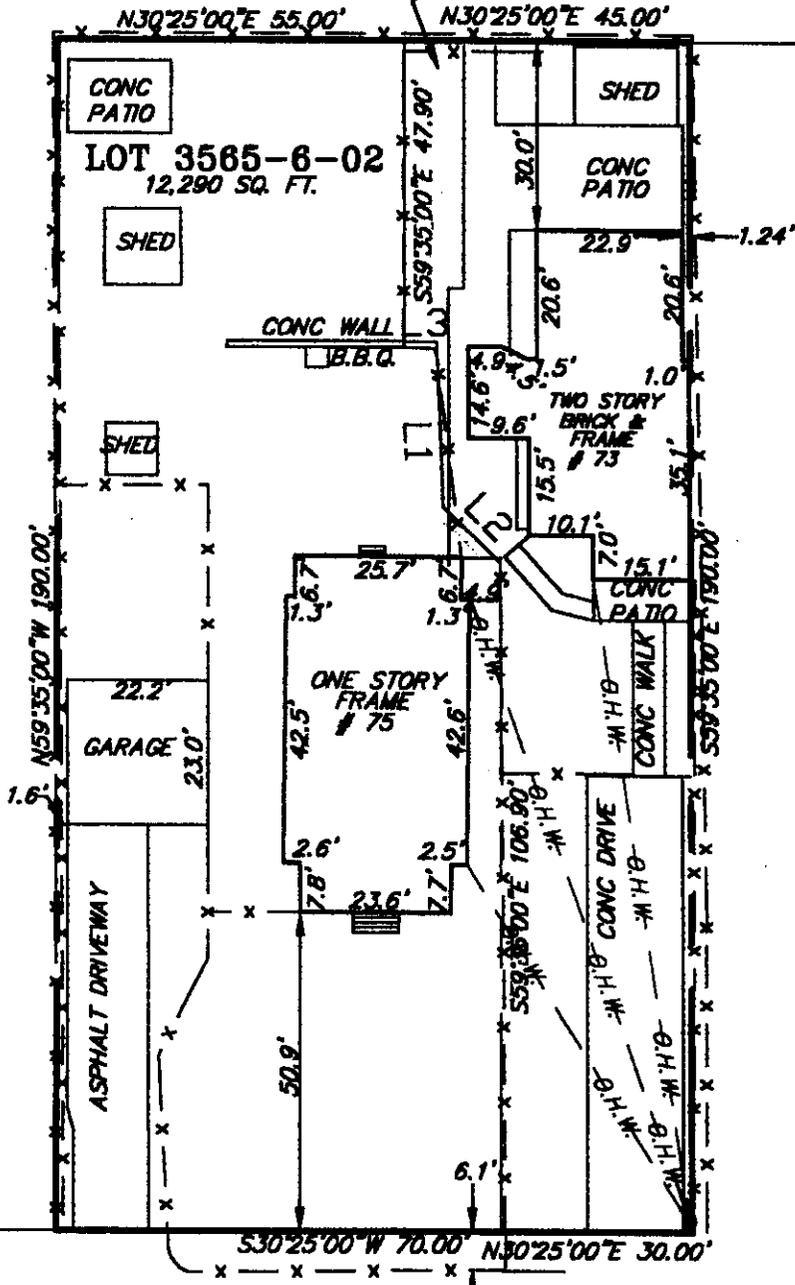
EXHIBIT

tabbler
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Sup 2001-0099



LOT 3565-6-01
6,709 SQ. FT.



N/F PARROTT

BRAGG STREET
40' R/W

LINE TABLE		
LINE	LENGTH	BEARING
L1	65.80	S61°20'24"E
L2	18.70	N73°49'09"E
L3	3.80	N0°00'00"E

HOUSE LOCATION SURVEY
 LOT 3565-6-02
 & LOT 3565-6-01
 BEING A RESUBDIVISION OF
 LOT 9 VEACH TRACT
 DEED BOOK 936 PAGE 423
 CITY OF ALEXANDRIA, VIRGINIA
 DATE: MAY 21, 2001



NOTES:

THIS IS NOT A BOUNDARY SURVEY. CORNER MONUMENTATION THAT MEETS THE STANDARDS FOR A BOUNDARY SURVEY IS NOT INCLUDED WITH A HOUSE LOCATION SURVEY.

IF CORNER MONUMENTATION IS DESIRED THEN A BOUNDARY SURVEY MUST BE

SUP 2001-0099

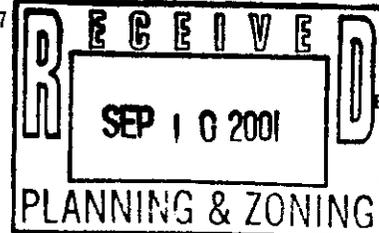
HART, CALLEY, GIBBS & KARP, P.C.

ATTORNEYS AND COUNSELLORS AT LAW

307 NORTH WASHINGTON STREET
ALEXANDRIA, VIRGINIA 22314-2557

TELEPHONE (703) 836-5757
FAX (703) 548-5443

HARRY P. HART
MARY CATHERINE H. GIBBS
HERBERT L. KARP



OF COUNSEL
CYRIL D. CALLEY
ROBERT L. MURPHY

September 10, 2001

Ms. Eileen Fogarty, Director
Department of Planning and Zoning
c/o Ms. Kathleen Beeton
City Hall, Room 2100
Alexandria, VA 22314

Re: 73 and 75 Bragg Street, S.U.P. for Parking within 300 feet
Ethiopian Orthodox Tewahedo Church

Dear Ms. Beeton:

As you requested, the following are answers to your three questions regarding the operation of the above referenced church, it's current location and whether or not the church intends to consolidate the two lots of 73 and 75 Bragg Street into one lot. The Applicant, the Ethiopian Orthodox Tewahedo Church ("the Church" or "the Applicant") currently holds its services at the Holy Cross Seventh Day Adventist Church at 5150 Leesburg Pike. That church permits the Applicant to hold its services on Saturdays. At the 73 and 75 Bragg Street location, the Church intends to only hold their services on Sundays. There are no weekday services. The only member of the church that will be at the site during the week is Reverend Tadesse Sisay, the pastor and president of their church.

At this time, the Church wants to establish itself in the current house located on 75 Bragg Street, after renovations are completed pursuant to the floor plan submitted with our S.U.P. application. Eventually, the Church intends to use the house located on 73 Bragg Street as an accessory community building, but not at this time. After it has established itself as a successful community church, it intends to redevelop the property with a new church building with adequate parking on site. At that time, it will consolidate the two lots.

I hope this answers your immediate concerns regarding this application. If you have any additional questions, please do not hesitate to contact me.

Very truly yours,


Harry P. Hart

cc: Rev. Tadesse Sisay

#8. SUP 2001-0099

Strissel Management, Inc.

30537 Potomac Way, Suite H • Charlotte Hall, Maryland 20622 • 301-290-1400

Ms. Mary Hashemi
City Of Alexandria Department Of Planning & Zoning
P. O. Box 178, City Hall
Alexandria, Virginia 22313

Rc: 73-75 South Bragg Street, Alexandria, Virginia

Dear Ms. Hashemi,

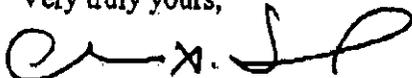
Our firm has the management contracts for Bragg Towers also trading as the Inn Of Virginia - Alexandria (99 South Bragg Street) and the Bragg Office Building (85 South Bragg Street). We recently received notice that the City Of Alexandria Department Of Planning & Zoning will be meeting on 8 November 2001 at 7:30 PM to discuss a request for a Special Use Permit to allow Off-Street Parking for a church at 73 - 75 South Bragg Street. Unfortunately, I will be out of the area on that date and regret that I will not be able to attend. Since I can not be in attendance, the purpose of this letter is notify you of our concerns.

We feel that if a Special Use Permit is allowed, it should assure the public that two way traffic to our buildings will still exist and without a great risk of hitting parked vehicles. Please note that the street is narrow and we have had problems in the past with people parking on the side of the street. We also need to be assured that emergency vehicles will be able to make it to our properties without being hindered. Please realize that our concerns do not find us opposing the Special Use Permit. We just want to make sure before it is approved that they are addressed.

Also, please note that we have made contact with Harry P. Hart, Esquire (Attorney for the church) and are currently discussing with him the possible arrangements for the church to use parking spaces at our 85 South Bragg Street location. If those arrangements can be made, there probably will be no need for the Special Use Permit. We will keep you informed.

If you should have any questions, please feel free to call me at 301-290-1400.

Very truly yours,



Christopher A. Strissel
Strissel Management, Inc.

cc: Harry P. Hart, Esquire

EXHIBIT NO. 2

7
11-17-01

SUP # 2001-0099
73-75 S. Bragg Street

Proposed condition amendment to Condition No. 5:

5. The applicant shall construct curb/gutter, sidewalk and driveway aprons along the frontage of the property within twelve months of approval or if the applicant submit plans for redevelopment of the lots within twelve months of approval, then at the time of redevelopment of the lots. All construction shall meet current city design standards.

APPLICATION for SPECIAL USE PERMIT # 2001-0099

PROPERTY LOCATION: S. 73 and 75 Bragg Street

TAX MAP REFERENCE: 46.00-01-05 & -06 ZONE: OCM(100)

APPLICANT Name: Ethiopian Orthodox Tewahdo Hamere Nahe Kidane Mehret Church

Address: 4901 Seminary Rd., #1509, Alexandria, Virginia 22311

PROPERTY OWNER Name: Ethiopian Orthodox Tewahdo Hamere Nahe Kidane Mehret Church

Address: 4901 Seminary Rd., #1509, Alexandria, Virginia 22311

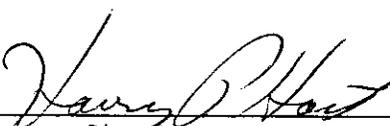
PROPOSED USE: Special Use Permit for Off-Street Parking within 300 feet of Church.

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Harry P. Hart
Print Name of Applicant or Agent


Signature

HART, CALLEY, GIBBS & KARP, P.C.
Mailing Address

(703) 836-5757 (703) 548-5443
Telephone # Fax#

307 N. Washington St., Alex. VA 22314
City and State Zip Code

August 28, 2001
Date

=====DO NOT WRITE BELOW THIS LINE - OFFICE USE ONLY=====

Application Received: _____ Date & Fee Paid: _____ \$ _____

ACTION - PLANNING COMMISSION: 11/08/01 RECOMMEND APPROVAL UC

ACTION - CITY COUNCIL: 11/17/01PH -- See attached (Separate Motion).

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)**ACTION CONSENT CALENDAR (continued)****Planning Commission (continued)**

- ✓ 6. City Council approved the Planning Commission recommendation.
- ✓ 7. City Council approved the Planning Commission recommendation, with condition no. 5 amended to read as follows: **5. The applicant shall construct curb/gutter, sidewalk and driveway aprons along the frontage of the property within twelve months of approval or if the applicant submit plans for redevelopment of the lots within twelve months of approval, then at the time of redevelopment of the lots.** All construction shall meet current city design standards. (Separate Motion)
- ✓ 8. City Council approved the Planning Commission recommendation.

END OF ACTION CONSENT CALENDAR

Council Action: _____

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

- 9. Public Hearing on Recommendations Making Old Dominion Boulevard North of West Glebe Road and Notabene Drive One-Way Streets, Changing the Existing Parallel Parking to Diagonal Parking on the West Side of Each of These Streets. (#17 10/23/01)

Mayor Donley suggested that a task force or an ad hoc group be established which would include North Ridge, Lennox Place, Sunnyside, Arlandria, Hume Springs, apartment owners and then some outreach for representatives who are renters who all need to be part of the solution. One of the things that he would like the task force to evaluate in addition to parking, would be the advisability of traffic calming measures, whether it's speed tables, or whether it's delineated parking lanes on Elbert Avenue, particularly.

Councilman Speck suggested that the Manager consider, after this particular program is actually physically in place, approximately a year after it's done, docketing a public hearing to make sure that everyone has a forum for talking about whether it has worked, whether it hasn't, what changes need to be made or anything else. With respect to Code Enforcement, he suggested that we need to be even more visible or vigilant in showing that we are not letting the little things get beyond us. Councilman Speck expressed concern about Elbert Avenue. We need to be on top of that. If it needs Council to be thinking about more direction in terms of capital resources or anything else, Council needs to know that. Finally, on the point about a task force or committee or whatever, he stated that clearly there needs to be some mechanism that brings all of the people that have a stake in this and staff and departments to sit and talk about a lot of these little issues that sort of percolate and get bigger and get blown up. When we try to bring people together early on and regularly, some of the little things do begin to get tackled quickly and become a part of a solution that is Holistic and does, in fact, have some real meaning to it.

Councilwoman Pepper indicated that some kind of solution needs to be figured out for the impact that this is going to have on Elbert Avenue.

SPEAKER'S FORM

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PLEASE COMPLETE THIS FORM AND GIVE IT TO THE CITY CLERK 11-17-01
BEFORE YOU SPEAK ON A DOCKET ITEM.

DOCKET ITEM NO. 1

PLEASE ANNOUNCE THE INFORMATION SPECIFIED BELOW PRIOR TO SPEAKING.

1. NAME: Mary Catherine Gibbs

2. ADDRESS: 307 N. Washington St.

TELEPHONE NO. 7038365757 E-MAIL ADDRESS: mchgibbs@erols.com

3. WHOM DO YOU REPRESENT, IF OTHER THAN YOURSELF? Applicant

4. WHAT IS YOUR POSITION ON THE ITEM?

FOR: Y AGAINST: _____ OTHER: _____

5. NATURE OF YOUR INTEREST IN ITEM (PROPERTY OWNER, ATTORNEY, LOBBYIST, CIVIC INTEREST, ETC.):

Attorney

6. ARE YOU RECEIVING COMPENSATION FOR THIS APPEARANCE BEFORE COUNCIL? YES X NO _____

This form shall be kept as a part of the Permanent Record in those instances where financial interest or compensation is indicated by the speaker.

A maximum of 5 minutes will be allowed for your presentation. If you have a prepared statement, please leave a copy with the City Clerk.

Additional time, not to exceed 15 minutes, may be obtained with the consent of the majority of the Council present, provided that notice requesting additional time with reasons stated is filed with the City Clerk in writing before 5:00 p.m. of the day preceding the meeting.

The public normally may speak on docket items only at Public Hearing Meetings, and not at Regular Meetings. Public Hearing Meetings are usually held on the Saturday following the second Tuesday in each month; Regular Meetings are regularly held on the Second and Fourth Tuesdays in each month. The rule with respect to when a person may speak to a docket item can be waived by a majority vote of Council members present, but such a waiver is not normal practice. When a speaker is recognized, the rules of procedures for speakers at public hearing meetings shall apply.

In addition, the public may speak on matters which are not on the docket during the Public Discussion Period at Public Hearing Meetings. The Mayor may grant permission to a person, who is unable to participate in public discussion at a Public Hearing Meeting for medical, religious, family emergency or other similarly substantial reasons, to speak at a regular meeting. When such permission is granted, the rules of procedures for public discussion at public hearing meetings shall apply.

Guidelines for the Public Discussion Period

- All speaker request forms for the public discussion period must be submitted by the time the item is called by the City Clerk.
- No speaker will be allowed more than 5 minutes, and that time may be reduced by the Mayor or presiding member.
- If more than 6 speakers are signed up or if more speakers are signed up than would be allotted for in 30 minutes, the Mayor will organize speaker requests by subject or position, and allocate appropriate times, trying to ensure that speakers on unrelated subjects will also be allowed to speak during the 30-minute public discussion period.
- If speakers seeking to address Council on the same subject cannot agree on a particular order or method that they would like the speakers to be called, the speakers shall be called in the chronological order of their request forms' submission.
- Any speakers not called during the public discussion period will have the option to speak at the conclusion of the meeting, after all docketed items have been heard.