

TRANSACTIONAL DISCLOSURE STATEMENT  
UNDER STATE AND LOCAL GOVERNMENT CONFLICT OF INTERESTS ACT  
for Members of Alexandria City Council  
and of Other City Boards and Commissions and for  
City Officers and Employees  
Virginia Code § 2.2-3115(G)

- 1. Name: Kerry J. Donley
- 2. Member of:  City Council \_\_\_\_\_ (City Office or Department)  
\_\_\_\_\_ (Board or Commission)
- 3. Transaction: # 27 Docket/Agenda Item 11/16/02 Meeting Date  
\_\_\_\_\_ (Other)

4. Nature of Personal Interest Affected by Transaction: \_\_\_\_\_  
Employment at Virginia Commerce Bank  
\_\_\_\_\_  
\_\_\_\_\_

- 5. I declare, in light of my above-described personal interest in the identified Transaction (check one of the following):
  - a.  That I am required to disqualify myself from participating in the Transaction.
  - b. \_\_\_\_\_ That, although I am not required to disqualify myself, I have nonetheless elected to disqualify myself from participating in the Transaction.
  - c. \_\_\_\_\_ That I am a member of a business, a profession, an occupation or a group, all the members of which have a personal interest in the Transaction, and that I am able to participate in the Transaction fairly, objectively and in the public interest.

11/16/02  
Date

Kerry J. Donley  
Signature

27  
11-16-02

17  
~~11-12-02~~

Introduction and first reading:	11/12/02
Public hearing:	11/16/02
Second reading and enactment:	11/16/02

### INFORMATION ON PROPOSED ORDINANCE

#### Title

AN ORDINANCE to amend and reordain Section 7-1800 (INSTALLATION OF ATM AND SIMILAR MACHINES ON THE EXTERIOR OF BUILDINGS IN THE HISTORIC DISTRICTS), of Article VII (SUPPLEMENTAL REGULATIONS), of the City of Alexandria Zoning Ordinance (TA NO. 2002-0004).

#### Summary

The proposed ordinance accomplishes the final adoption of Text Amendment No. 2002-0004, to revise the automatic teller (ATM) regulations applicable within the Old and Historic Alexandria and Parker-Gray Districts.

#### Sponsor

Department of Planning and Zoning

#### Staff

Eileen Fogarty, Director of Planning and Zoning  
Ignacio B. Pessoa, City Attorney

#### Authority

§§ 2.04(w), 9.12, Alexandria City Charter  
§ 11-800, City of Alexandria Zoning Ordinance

#### Estimated Costs of Implementation

None

#### Attachments in Addition to Proposed Ordinance

None

ORDINANCE NO. \_\_\_\_\_

27  
11-16-02

~~17~~  
~~11-12-02~~

AN ORDINANCE to amend and reordain Section 7-1800 (INSTALLATION OF ATM AND SIMILAR MACHINES ON THE EXTERIOR OF BUILDINGS IN THE HISTORIC DISTRICTS), of Article VII (SUPPLEMENTAL REGULATIONS), of the City of Alexandria Zoning Ordinance (TA NO. 2002-0004).

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 7-1800 of the City of Alexandria Zoning Ordinance be, and the same hereby is, to read as follows:

Sec. 7-1800 Installation of ATM and similar machines on the exterior of buildings in the Historic Districts.

(A) Within the Old and Historic Alexandria District and the Parker Gray District, machines for dispensing money, tickets, postage, and similar paper records, and providing electronic transactions and services, but not to include the sale or provision of other products or merchandise or lottery tickets, may be installed on the exterior of a building, or as an outdoor freestanding machine, provided:

(1) The director determines that the installation is consistent with each of the following minimum criteria:

(a) No machine may be installed on the exterior of a contributing structure to the district as determined at the time of application using the Secretary of Interior's Guidelines. A list of noncontributing structures within each district is maintained by the Department of Planning and Zoning.

(b) No more than one machine may be installed per individual building.

(c) No freestanding machine may be installed outside of a completely enclosed space within the interior of a building, unless located within an open court or similar area within the footprint of a noncontributing building.

(d) No machine shall face residentially zoned land.

(e) ~~No machine shall exceed a maximum size of 37 inches in height and 23 inches in width, or the minimum size commercially available, whichever is smaller.~~ The exterior surface of the machine shall not exceed 8.0 square feet in size.

(f) ~~Signage shall be as small as possible, and no greater than a total area of 6.5 square feet.~~ One bank identification sign shall be allowed abutting the top of the machine. The width of the sign shall not exceed the width of the machine, and the height of the sign shall not exceed one-third of the width of the machine. Backlit signs shall not be permitted.

(g) No surround shall be permitted. Network logos may be displayed provided they are contained within the borders of the machine or the bank identification sign and a monochromatic (gray scale) color scheme is used.

(g) (h) Lighting elements shall be the minimum possible to meet safety requirements, and shall not exceed 2.0 foot candles measured at a radius of five feet from the source

(h) (i) The building on or within the foot print of which the machine is located shall be located in a commercial zone.

(B) The installation of the machine, including without limitation its specific size and location and the extent of its signage and lighting, shall require approval by the Board of Architectural review pursuant to Articles IX and X of this ordinance.

(C) Except as provided in this section, the installation of machines for dispensing money, tickets, postage, and similar paper records, and providing electronic transactions and services, and for the sale or provision of other products or merchandise or lottery tickets, on the exterior of a building or structure, or as an outdoor freestanding machine, within the Old and Historic Alexandria District and the Parker Gray District is prohibited.

Section 2. That Section 7-1800 of the City of Alexandria Zoning Ordinance, as amended by this ordinance, be, and the same hereby is, reordained as part of the City of Alexandria Zoning Ordinance.

Section 3. That this ordinance shall become effective upon the date and at the time of its final passage, and shall apply to all applications for land use, land development or subdivision approval provided for under the City of Alexandria Zoning Ordinance which are on such date pending before any city department, agency or board, or before city council, or on judicial review, shall apply to all such applications which may be filed after such date, and shall apply to all other facts and circumstances subject to the provisions of the City of Alexandria Zoning Ordinance, except as may be provided in Article XII of the Zoning Ordinance.

KERRY J. DONLEY  
Mayor

Introduction: 11/12/2002  
First Reading: 11/12/2002  
Publication: 11/14/02  
Public Hearing: 11/16/02  
Second Reading: 11/14/02  
Final Passage:

ORDINANCE NO. 4282

AN ORDINANCE to amend and reordain Section 7-1800 (INSTALLATION OF ATM AND SIMILAR MACHINES ON THE EXTERIOR OF BUILDINGS IN THE HISTORIC DISTRICTS), of Article VII (SUPPLEMENTAL REGULATIONS), of the City of Alexandria Zoning Ordinance (TA NO. 2002-0004).

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 7-1800 of the City of Alexandria Zoning Ordinance be, and the same hereby is, to read as follows:

Sec. 7-1800 Installation of ATM and similar machines on the exterior of buildings in the Historic Districts.

(A) Within the Old and Historic Alexandria District and the Parker Gray District, machines for dispensing money, tickets, postage, and similar paper records, and providing electronic transactions and services, but not to include the sale or provision of other products or merchandise or lottery tickets, may be installed on the exterior of a building, or as an outdoor freestanding machine, provided:

- (1) The director determines that the installation is consistent with each of the following minimum criteria:
  - (a) No machine may be installed on the exterior of a contributing structure to the district as determined at the time of application using the Secretary of Interior's Guidelines. A list of noncontributing structures within each district is maintained by the Department of Planning and Zoning.
  - (b) No more than one machine may be installed per individual building.
  - (c) No freestanding machine may be installed outside of a completely enclosed space within the interior of a building, unless located within an open court or similar area within the footprint of a noncontributing building.
  - (d) No machine shall face residentially zoned land.
  - (e) The exterior surface of the machine shall not exceed 8.0 square feet in size.
  - (f) One bank identification sign shall be allowed abutting the top of the machine. The width of the sign shall not exceed the width of the machine, and the height of the sign shall not exceed one-third of the width of the machine. Backlit signs shall not be permitted.
  - (g) No surround shall be permitted. Network logos may be displayed provided they are contained within the borders of the machine or the bank identification sign and a monochromatic (gray scale) color scheme is used.

(h) Lighting elements shall be the minimum possible to meet safety requirements, and shall not exceed 2.0 foot candles measured at a radius of five feet from the source

(i) The building on or within the foot print of which the machine is located shall be located in a commercial zone.

(B) The installation of the machine, including without limitation its specific size and location and the extent of its signage and lighting, shall require approval by the Board of Architectural review pursuant to Articles IX and X of this ordinance.

(C) Except as provided in this section, the installation of machines for dispensing money, tickets, postage, and similar paper records, and providing electronic transactions and services, and for the sale or provision of other products or merchandise or lottery tickets, on the exterior of a building or structure, or as an outdoor freestanding machine, within the Old and Historic Alexandria District and the Parker Gray District is prohibited.

Section 2. That Section 7-1800 of the City of Alexandria Zoning Ordinance, as amended by this ordinance, be, and the same hereby is, reordained as part of the City of Alexandria Zoning Ordinance.

Section 3. That this ordinance shall become effective upon the date and at the time of its final passage, and shall apply to all applications for land use, land development or subdivision approval provided for under the City of Alexandria Zoning Ordinance which are on such date pending before any city department, agency or board, or before city council, or on judicial review, shall apply to all such applications which may be filed after such date, and shall apply to all other facts and circumstances subject to the provisions of the City of Alexandria Zoning Ordinance, except as may be provided in Article XII of the Zoning Ordinance.

KERRY J. DONLEY  
Mayor

Final Passage: November 16, 2002