

3/13/04



Roll-Call Card

Roll 15 16 17 18 19 20

	15	16	17	18	19	20			
Mayor Euille	✓	✓	✓	Defen.	Defen	✓	✓		
Vice Mayor Pepper	✓	① ✓	① ✓			① ✓	① ✓		
Councilman Gaines	✓	② ✓	✓			✓	✓		
Councilman Krupicka	✓	✓	✓			✓	✓		
Councilman Macdonald	✓	✓	✓			② ✓	ND		
Councilman Smedberg	✓	✓	② ✓			✓	② ✓		
Councilwoman Woodson	✓	✓	✓			absent	absent		

① = moved ② = seconded

Office of the City Clerk
March 8, 2004

All Persons, Including Applicants, Wishing to Speak Before City Council Must Fill Out A Speaker's Form (Which May Be Found in The Rear of the Council Chamber) and Present It to the City Clerk.

If you have a prepared statement, please present it to the City Clerk.

DOCKET CITY COUNCIL OF ALEXANDRIA, VIRGINIA

Public Hearing Meeting
Saturday, March 13, 2004 - - 9:30 a.m.

OPENING

1. Calling the Roll.

Council Action: All Present

2. Public Discussion Period. **[No more than 30 Minutes] [This period is restricted to items not listed on the docket.]**

Council Action: _____

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES

ACTION CONSENT CALENDAR¹ (3-8)

Planning Commission

3. SPECIAL USE PERMIT #2003-0123
821-823 KING STREET; 103 NORTH ALFRED STREET
BITTERSWEET
Public Hearing and Consideration of a request to amend a special use permit to increase seating limits and allow outdoor seating at a restaurant; zoned CD/Commercial Downtown. Applicant: Serendipitous Inc., by John P. Manor, Jr.

COMMISSION ACTION: Recommend Approval 7-0

4. ENCROACHMENT #2003-0011
821-823 KING STREET; 103 NORTH ALFRED STREET
BITTERSWEET
Public Hearing and Consideration of a request for an amendment into the public right-of-way to allow for outdoor seating; zoned CD/Commercial Downtown. Applicant: Serendipitous Inc., by John P. Manor, Jr.

COMMISSION ACTION: Recommend Approval 7-0

¹Items listed under the Action Consent Calendar may be approved by the City Council as a block unless a Member of Council removes an item or a member of the public wishes to speak to the item. Such items will be heard after Docket Item No. 8.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

ACTION CONSENT CALENDAR (continued)

Planning Commission (continued)

- ⑤. *off consent* SPECIAL USE PERMIT #2003-0124 *Change cond # 8 to be 15 years*
 5150, 5200 and 5230 EISENHOWER AVENUE
 Public Hearing and Consideration of a request for an extension of a special use permit; zoned OCH-(100)/Office Commercial High and OCL/Office Commercial Low. Applicant: Prologis Trust, by M. Catharine Puskar, attorney.
 COMMISSION ACTION: *Smeaburg moved/Pepper scd - unanimous* Recommend Approval 7-0
6. SPECIAL USE PERMIT #2004-0001
 612-B SOUTH PICKETT STREET
 Public Hearing and Consideration of a request for a special use permit to operate a general automobile repair business; zoned I/Industrial. Applicant: Tae Jun Kim and Jeong Bin Kim, by Lonnie C. Rich, attorney
 COMMISSION ACTION: Recommend Approval 7-0
7. ENCROACHMENT #2003-0009
 124 SOUTH WEST STREET
 Public Hearing and Consideration of a request for an encroachment of a utility vault into the public right-of-way; zoned CD/Commercial Downtown. Applicant: Meushaw Development Co., Inc.
 COMMISSION ACTION: Recommend Approval 7-0
- ⑧. *off consent* SPECIAL USE PERMIT #2003-0125 *Change cond # 3 to be "Monday thru Friday!"*
 1503-1505 MOUNT VERNON AVENUE
 Public Hearing and Consideration of a request for a special use permit to operate a garden/interior furnishings center and a parking reduction; zoned CL/Commercial Low. Applicant: Linda C. Beal
 COMMISSION ACTION: *Krupieka moved/Pepper scd - unanimous* Recommend Approval 7-0

END OF ACTION CONSENT CALENDAR

Council Action: Woodson moved/Pepper scd - unanimous

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

None

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

Planning Commission (continued)

9. ENCROACHMENT #2004-0001
 6 KING STREET
 THAIPHOON OF OLD TOWN
 Public Hearing and Consideration of a request for an encroachment into the public right-of-way to allow outdoor seating for a restaurant; zoned CD/Commercial Downtown. Applicant: Thaiphon of Old Town, Inc., by Rich Markus, agent.
 COMMISSION ACTION: Recommend Approval 7-0

Council Action: Krupieka moved approval/Games scd - unanimous

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

Planning Commission (continued)

10. REZONING #2002-0004
11-21 NORTH QUAKER LANE
QUAKER VIEW
Public Hearing and Consideration of a request to rezone the property to amend a proffer prohibiting residential use; zoned CL/Commercial Low. Applicant: Jade Development Company, by Duncan Blair, attorney.

COMMISSION ACTION: Recommend Approval 6-1-0

Council Action: Deferred at request of the applicant

11. DEVELOPMENT SITE PLAN #2002-0032
11-21 NORTH QUAKER LANE
QUAKER VIEW
Public Hearing and Consideration of a request to develop eight townhouse-style condominiums with modifications; zoned CL/Commercial Low. Applicant: Jade Development Company, by Duncan Blair, attorney

COMMISSION ACTION: Recommend Approval 6-1-0

Council Action: Deferred at request of the applicant

12. TEXT AMENDMENT #2004-0001
POTOMAC YARD DESIGN ADVISORY COMMITTEE
Public Hearing and Consideration of an amendment to Section 5-602 of the Zoning Ordinance to change the required composition of the Potomac Yard Design Advisory Committee. Applicant: Department of Planning and Zoning

COMMISSION ACTION: Recommend Approval 7-0

unanimous

Council Action: Smedberg moved/Pepper scd - send back to the

13. SPECIAL USE PERMIT #2003-0122
2320 JEFFERSON DAVIS HIGHWAY
EXXON MOBIL
Public Hearing and Consideration of a request for a special use permit amendment to allow the sale of off-premises alcoholic beverages at a gasoline station with convenience store and for a change of ownership; zoned I/Industrial. Applicant: U.S. Oil of Virginia, LLC dba Alexandria Mart, by Mary Catherine Gibbs, attorney

COMMISSION ACTION: Recommend Approval 7-0

unanimous

Council Action: Pepper moved/Ganis scd to allow change of ownership
but not allow off-premises sale of alcohol

14. SPECIAL USE PERMIT # 2003-0066
1950 DUKE STREET
CARLYLE DEVELOPMENT
Public Hearing and Consideration of a request for an amendment to a previously approved development plan to amend the definition of retail, to transfer allowable floor area from Block P to Blocks J and K, and to change the building height limit for portions of Blocks J and K. Applicant: Carlyle Development Corporation & LCOR Ballenger Ave., LLC by Jonathan P. Rak, attorney

COMMISSION ACTION: Recommend Approval 6-1-0
(Retail Issue Deferred)

Council Action: Pepper moved approval/ Krupicka scd - unanimous

ORDINANCES AND RESOLUTIONS

15. Public Hearing, Second Reading and Final Passage of an Ordinance to Adopt Master Plan Amendment No. 2003-0010, to Amend the Taylor Run/Duke Street Small Area Plan Chapter of the Master Plan By Changing the Land Use Designation of Property Adjacent to the T.C. Williams High School from Parks and Open Space to Institutional. (#17, 3/9/04) **[ROLL-CALL VOTE]**

Council Action: Pepper moved approval / Gaines scd - unanimous

16. Public Hearing, Second Reading and Final Passage of an Ordinance to Adopt Rezoning No. 2003-0006, to Rezone Property Adjacent to the T.C. Williams High School from POS/Public Open Space Zone to R-20/Residential Zone. (#18, 3/9/04) **[ROLL-CALL VOTE]**

Council Action: Pepper moved approval / Smedberg scd - unanimous

17. Public Hearing, Second Reading and Final Passage of an Ordinance to Adopt Civil Penalties For Snow Removal Violations. (#19, 3/9/04) **[ROLL-CALL VOTE]**

Council Action: Gaines moved to defer / Woodson scd. Unanimous

18. Public Hearing, Second Reading and Final Passage of an Ordinance to Conform Cable Television Customer Service Standards to FCC Regulations. (#20, 3/9/04) **[ROLL-CALL VOTE]**

Council Action: Pepper moved to defer & send back to Comcast to go thru proper channels - Gaines scd - unanimous

19. Public Hearing, Second Reading and Final Passage of an Ordinance to Approve the Vacation of a Portion of the Public Street Adjacent to 700 South Royal Street. (#21, 3/9/04) **[ROLL-CALL VOTE]**

Council Action: Pepper moved approval / Macdonald scd. Unanimous

20. Public Hearing, Second Reading and Final Passage of an Ordinance to Approve the Vacation of the Public Alley Adjacent to 801-833 South Washington Street. (#22, 3/9/04) **[ROLL-CALL VOTE]**

Council Action: Pepper moved approval / Smedberg scd. 5-1 (Macdonald no; Woodson, absent)

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

21. CITY CHARTER SECTION 9.06, CASE #2004-0001
2900 BUSINESS CENTER DRIVE

Consideration of a proposal by the City of Alexandria to acquire the subject property for the purpose of future City uses pursuant to Section 9.06 of the City Charter; zoned I/Industrial.

COMMISSION ACTION: APPROVED 7-0

(THIS ITEM IS NOT A SET PUBLIC HEARING BUT IS FOR CITY COUNCIL'S INFORMATION ONLY -- NO APPROVAL IS NECESSARY.)

Council Action: _____

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

DEFERRAL/WITHDRAWAL CONSENT CALENDAR (22-30)

Planning Commission (continued)

22. SPECIAL USE PERMIT #2003-0112
4949 SEMINARY ROAD
7-ELEVEN CONVENIENCE STORE
Public Hearing and Consideration of a request for a special use permit for continuance of a nonconforming convenience store use; zoned RC/High Density. Applicant: 7-Eleven Inc. by Maynard Sipe, attorney
- COMMISSION ACTION: Deferred
23. SPECIAL USE PERMIT #2003-0116
4610 KENMORE AVENUE
7-ELEVEN CONVENIENCE STORE
Public Hearing and Consideration of a request for a special use permit for continuance of a nonconforming convenience store use; zoned CG/Commercial General Zone. Applicant: 7-Eleven Inc. by Maynard Sipe, attorney.
- COMMISSION ACTION: Deferred
24. SPECIAL USE PERMIT #2004-0002
50 SOUTH PICKETT STREET #24
Public Hearing and Consideration of a request for a special use permit to amend an existing restaurant special use permit to include the sale of on-premise beer and wine, to extend the hours of operation and to add seating; zoned CG/Commercial General. Applicant: Getaneh Asrat
- COMMISSION ACTION: Deferred
25. SPECIAL USE PERMIT #2003-0111
815 1/2 KING STREET
OLD TOWN THEATER
Public Hearing and Consideration of a request for a special use permit amendment to allow an intensification of theater uses, and for the reduction of required parking; zoned CD/Commercial Downtown Zone. Applicant: Old Town Theater, Inc. by Duncan W. Blair, Esq., attorney
- COMMISSION ACTION: Deferred
26. SPECIAL USE PERMIT #2003-0114
1512 KING STREET
SUBWAY
Public Hearing and Consideration of a request for a special use permit to operate a restaurant; zoned OCH/Office Commercial High Zone. Applicant: Subway Real Estate Corp. c/o Subway Development Corp., by Christopher Decre, agent
- COMMISSION ACTION: Deferred
27. TEXT AMENDMENT #2004-0004
POLITICAL SIGNS
Public Hearing and Consideration of an amendment to Article IX of the Zoning Ordinance to amend the regulations for political signs. Applicant: Department of Planning and Zoning
- COMMISSION ACTION: Deferred

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

DEFERRAL/WITHDRAWAL CONSENT CALENDAR

Planning Commission (continued)

28. SPECIAL USE PERMIT #2004-0011
 800-840 NORTH HENRY STREET
 ON SITE SOURCING
 Public Hearing and Consideration of a review of a special use permit; zoned CRMU-H/Commercial Residential Mixed Use. Applicant: Department of Planning and Zoning

COMMISSION ACTION: Deferred

29. DEVELOPMENT SPECIAL USE PERMIT #2003-0035
 4380 KING STREET
 PARK CENTER
 Public Hearing and Consideration of a request to amend a development special use permit, with site plan, for approval of CO Planned Unit Development ("PUD) at Park Center to construct a multifamily condominium building and affordable units pursuant to Section 7-700 of the Zoning Ordinance; zoned CRMU-H/Commercial Residential Mixed Use-High. Applicant: A&A Limited Partnership, by Duncan W. Blair , attorney

COMMISSION ACTION: Deferred

30. DEVELOPMENT SPECIAL USE PERMIT #2003-0006
 600 RUSSELL ROAD
 MAURY ELEMENTARY SCHOOL
 Public Hearing and Consideration of a request for a development special use permit, with site plan, to allow for the expansion and renovation of Maury Elementary School; R-5/Residential. Applicant: Alexandria City Public Schools, by Johann Dobak

COMMISSION ACTION: Deferred

END OF DEFERRAL/WITHDRAWAL CONSENT CALENDAR

Council Action: None deferrals.

Public Notices

Adjourned 12:27 p.m.

City Council will meet on Saturday, March 20, 2004, from 12:00 noon to 4:00 p.m. to discuss its Vision and Strategic Plan. The meeting will be held in the Fire Training Room, Room 2 and 3, at the Lee Center, 1108 Jefferson Street, Alexandria.

City Council will meet in a breakfast meeting with INOVA Alexandria Hospital on Friday, April 23, at 8:00 a.m., in the Hospital Board Room.

Budget Calendar for FY 05 Proposed Budget

Tuesday, March 16, 2004, 7:00 p.m., Council Workroom -- Budget Work Session. The topics are still to be determined.

Tuesday, March 26, 2004, 7:00 p.m., Council Workroom -- Budget Work Session. The topics are still to be determined.

Monday, April 12, 2004, 4:30 p.m., Special Public Hearing Meeting on the Proposed FY 2005 Operating Budget and FY 2005-2010 CIP.

Wednesday, April 21, 2004, 7:00 p.m. - George Washington Middle School -- Joint Work Session with City Council and the School Board on the Schools' CIP and FY 2004 Operating Budget.

Monday, April 26, 2004, 7:00 p.m., Council Workroom -- Budget Work Session. The topics are still to be determined.

Monday, May 3, 2004, 6:30 p.m., Council Workroom -- Work Session on the Finalization of Add/Delete List.

Monday, May 3, 2004, 7:30 p.m., Council Chambers -- Special Meeting on the Adoption of the Budget for FY 2005 and Tax Rate Adoption.

This docket is subject to change.

Full-text copies of ordinances, resolutions, and agenda items are available in the Office of the City Clerk and Clerk of the Council. Meeting materials are also available on-line at <http://207.192.134.164/dsr/dsrhome.nsf>

Individuals with disabilities who require assistance or special arrangements to participate in the City Council meeting may call the City Clerk and Clerk of Council's Office at 838-4500 (TTY/TDD 838-5056). We request that you provide a 48-hour notice so that the proper arrangements may be made.

Individuals who require translation services to participate in the City Council meeting may call the City Clerk and Clerk of Council's Office at 838-4500. We request that you provide a 48-hour notice so that the proper arrangements may be made.