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| Introduction and first reading: | 12/14/04 |
| Public hearing: | 12/18/04 |
| Second reading and enactment: | 12/18/04 |

INFORMATION ON PROPOSED ORDINANCE

Title

AN ORDINANCE to amend and reordain Section 5-600 (CDD/COORDINATED DEVELOPMENT DISTRICT), of Article V (MIXED USE ZONES) of the City of Alexandria Zoning Ordinance by adding there to a new Section 5-610 (POTOMAC YARD DESIGN ADVISORY COMMITTEE) (TA No. 2004-0001).

Summary

The proposed ordinance accomplishes the final adoption of Text Amendment No. 2004-0001, to establish the Potomac Yard design Advisory Committee by ordinance, with nine members, as follows: two members representing the Potomac East area, two members representing the Potomac West area, two members representing the Potomac Yard area, one member representing the business community, and two qualified professionals skilled in architecture or urban design. Existing members will continue to serve the balance of their term of office.

Sponsor

Staff

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

Authority

§§ 3.04(g), 9.09, Alexandria City Charter

Estimated Costs of Implementation

None

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

None

AN ORDINANCE to amend and reordain Section 5-600 (CDD/COORDINATED DEVELOPMENT DISTRICT), of Article V (MIXED USE ZONES) of the City of Alexandria Zoning Ordinance by adding there to a new Section 5-610 (POTOMAC YARD DESIGN ADVISORY COMMITTEE) (TA No. 2004-0001).

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 5-600 of the City of Alexandria Zoning Ordinance be, and the same hereby is, amended by adding thereto a new Section 5-010, to read as follows:

[The following is all new language.]

5-610 Potomac Yard Design Advisory Committee.

- (A) There is hereby established by ordinance the Potomac Yard Design Advisory Committee.
- (B) The Potomac Yard Design Advisory Committee shall consist of nine members appointed by the City Council, pursuant to Title 2, Chapter 4 of the Code of the City of Alexandria, Virginia, 1981, as amended, for staggered terms of two years. The Committee shall include two members representing the Potomac East area; two members representing the Potomac West area; two members representing the Potomac Yard area; one member representing the business community, and two qualified professionals skilled in architecture or urban design.
- (C) The purpose of the Potomac Yard Design Advisory Committee is to review applications for preliminary development plan special use permit approval under this ordinance, within CDD No. 10 Potomac Yard/Greens, for compliance with the urban design guidelines applicable therein, and make recommendation on such applications to the director.

Section 2. That Section 5-600 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 or land development approval provided for under the City of Alexandria Zoning Ordinance which are filed on and after December 18, 2004, and are pending on and after the effective date before any city department, agency or board, or before city council, or on judicial review, and shall apply to all other facts

1 and circumstances subject to the provisions of the City of Alexandria Zoning Ordinance, except
2 as may be provided in Article XII of said Ordinance; provided, however, that the members of the
3 Potomac Yard Design Advisory Committee, heretofore appointed and serving as such on
4 December 18, 2004, shall continue in office for the remaining term of their appointment
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7 WILLIAM D. EUILLE
8 Mayor
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10 Introduction: 12/14/04
11 First Reading: 12/14/04
12 Publication:
13 Public Hearing:
14 Second Reading:
15 Final Passage:
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12/18/04

SPEAKER'S FORM

DOCKET ITEM NO. 20

PLEASE COMPLETE THIS FORM AND GIVE IT TO THE CITY CLERK
BEFORE YOU SPEAK ON A DOCKET ITEM

PLEASE ANNOUNCE THE INFORMATION SPECIFIED BELOW PRIOR TO SPEAKING.

1. NAME: M Catharine Puskar

2. ADDRESS: 2205 Clarendon Blvd Apt 12 22201

TELEPHONE NO. 703-528-4700 E-MAIL ADDRESS: cpuskar@atlthebarlawyers.com

3. WHOM DO YOU REPRESENT, IF OTHER THAN YOURSELF? Poloma Inc - Development LLC

4. WHAT IS YOUR POSITION ON THE ITEM?
FOR: _____ AGAINST: _____ OTHER: X

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 three minutes will be allowed for your presentation, except that one officer or other designated member speaking on behalf of each *bona fide* neighborhood civic association or unit owners' association desiring to be heard on a docket item shall be allowed five minutes. In order to obtain five minutes, you must identify yourself as a designated speaker, and identify the neighborhood civic association or unit owners' association you represent, at the start of your presentation. If you have a prepared statement, please leave a copy with the Clerk.

Additional time not to exceed 15 minutes may be obtained with the consent of the majority of the council present; provided 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 legislative meetings. Public hearing meetings are usually held on the Saturday following the second Tuesday in each month; regular legislative meetings on the second and fourth Tuesdays in each month. The rule with respect to when a person may speak to a docket item at a legislative meeting 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. If an item is docketed *for public hearing* at a regular legislative meeting, the public may speak to that item, and 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 legislative 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

(a) All speaker request forms for the public discussion period must be submitted by the time the item is called by the city clerk.

(b) No speaker will be allowed more than three minutes; except that one officer or other designated member speaking on behalf of each *bona fide* neighborhood civic association or unit owners' association desiring to be heard during the public discussion period shall be allowed five minutes. In order to obtain five minutes, you must identify yourself as a designated speaker, and identify the neighborhood civic association or unit owners' association you represent, at the start of your presentation.

(c) 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 allocated appropriate times, trying to ensure that speakers on unrelated subjects will also be allowed to speak during the 30 minuet public discussion period.

(d) 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 on, the speakers shall be called in the chronological order of their request forms' submission.

(e) 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.

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12-18-04

PYDAC ORDINANCE AMENDMENT NO. 1 – Service on other standing committees

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Page 2, Line 34 insert the following new language:

(D) (φ) Section 2-4-7(f) of the city code, which prohibits a person from serving on more than one standing committee, shall not apply to service on the Potomac Yard Design Advisory Committee; provided, however, that this subsection shall expire on December 18, 2007.

1 **PYDAC ORDINANCE AMENDMENT NO. 2 – Recommendations to Commission and**
2 **Council**

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5 Page 2, Line 33, after “to” and before “the” insert:
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7 to the planning commission and city council through the director.
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11 **PYDAC ORDINANCE AMENDMENT NO. 3 – Submission of plans and meeting schedule**

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14 Page 2, Line 34, insert the following new language:

- 15
16 (E) The director shall send a copy of any proposed preliminary development plan for the
17 CDD to the committee, and the committee shall send its comments to the director in
18 time to be sent to the planning commission together with the staff report on the
19 proposed plan. Each applicant for a preliminary development plan approval shall be
20 encouraged to discuss its proposal with the committee, including prior to the filing of an
21 application for approval of a preliminary development plan.
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23 (F) The committee shall establish a regular schedule which provides for meetings at least
24 once per calendar quarter. Additional meetings may be scheduled by the chair of the
25 committee, in consultation with the director.
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ORDINANCE NO. 4370

AN ORDINANCE to amend and reordain Section 5-600 (CDD/COORDINATED DEVELOPMENT DISTRICT), of Article V (MIXED USE ZONES) of the City of Alexandria Zoning Ordinance by adding there to a new Section 5-610 (POTOMAC YARD DESIGN ADVISORY COMMITTEE) (TA No. 2004-0001).

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- (C) The purpose of the Potomac Yard Design Advisory Committee is to review applications for preliminary development plan special use permit approval under this ordinance, within CDD No. 10 Potomac Yard/Greens, for compliance with the urban design guidelines applicable therein, and make recommendation on such applications to the planning commission and city council through the director.
- (D) The director shall send a copy of any proposed preliminary development plan for the CDD to the committee, and the committee shall send its comments to the director in time to be sent to the planning commission together with the staff report on the proposed plan. Each applicant for a preliminary development plan approval shall be encouraged to discuss its proposal with the committee, including prior to the filing of an application for approval of a preliminary development plan.
- (E) The committee shall establish a regular schedule which provides for meetings at least once per calendar quarter. Additional meetings may be scheduled by the chair of the committee, in consultation with the director.
- (F) Section 2-4-7(f) of the city code, which prohibits a person from serving on more than one standing committee, shall not apply to service on the Potomac Yard Design Advisory Committee; provided, however, that this subsection shall expire on December 18, 2007.

Section 2. That Section 5-600 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.

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WILLIAM D. EUILLE
Mayor

Final Passage: December 18, 2004