



6/21/05

Roll-Call Card

Roll 28 29 30 31 32 33 34 35 36

Mayor Euille	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓
Vice Mayor Pepper	✓	①✓	②✓	✓	②✓	②✓	①✓	✓	✓	②✓
Councilman Gaines	✓	abs	abs	ab	ab	ab	ab	①✓	ab	ab
Councilman Krupicka	absent	abs	abs	abs	abs	abs	abs	abs	abs	abs
Councilman Macdonald	✓	②✓	①✓	①✓	①✓	✓	②✓	②✓	①✓	✓
Councilman Smedberg	✓	✓	✓	②✓	✓	①✓	✓	✓	②✓	①✓
Councilwoman Woodson	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓



Roll-Call Card

6/21/05

37 38 39 40 41 42

Mayor Euille	✓	✓	✓	✓	✓	✓				
Vice Mayor Pepper	① ✓	✓	✓	① ✓	② ✓	✓				
Councilman Gaines	abs	abs	abs	abs	abs	abs				
Councilman Krupicka	abs	abs	abs	abs	abs	abs				
Councilman Macdonald	② ✓	① ✓	① ✓	✓	① ✓	① ✓				
Councilman Smedberg	✓	② ✓	② ✓	✓	✓	✓				
Councilwoman Woodson	✓	✓	✓	② ✓	✓	② ✓				

Office of the City Clerk
June 14, 2005

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
Tuesday, June 21, 2005 - - 4:00 p.m.

OPENING

1. Calling the Roll.

Council Action: Krupicka absent

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 (3-18)

Planning Commission

3. SPECIAL USE PERMIT #2005-0027
1115 MARTHA CUSTIS DRIVE
CHARLES BARRETT ELEMENTARY SCHOOL
Public Hearing and Consideration of a request for a special use permit to allow a freestanding sign at an elementary school; zoned RB/Residential. Applicant: Alexandria City Public Schools by Mark Krause

PLANNING COMMISSION ACTION: Recommend Approval 7-0

4. SPECIAL USE PERMIT #2005-0030
1115 MARTHA CUSTIS DRIVE
CHARLES BARRETT ELEMENTARY SCHOOL
Public Hearing and Consideration of a request for a special use permit to extend the use of an existing temporary classroom trailer; zoned RB/Residential. Applicant: Alexandria City Public Schools by Mark Krause

PLANNING 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. 18.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

ACTION CONSENT CALENDAR (continued)

Planning Commission (continued)

5. SPECIAL USE PERMIT #2005-0029
3600 COMMONWEALTH AVENUE
CORA KELLY ELEMENTARY SCHOOL
Public Hearing and Consideration of a request for a special use permit to extend the use of existing temporary classroom trailers; zoned RB/Residential. Applicant: Alexandria City Public Schools by Mark Krause

PLANNING COMMISSION ACTION: Recommend Approval 7-0

6. SPECIAL USE PERMIT #2005-0031
5000 POLK AVENUE
JAMES K POLK ELEMENTARY SCHOOL
Public Hearing and Consideration of a request for a special use permit to extend the use of existing temporary classroom trailers; zoned R12 and R20/Residential. Applicant: Alexandria City Public Schools by Mark Krause

PLANNING COMMISSION ACTION: Recommend Approval 7-0

7. SPECIAL USE PERMIT #2005-0032
104 N. WEST STREET (Parcel Address: 1401 King Street)
RESTAURANT
Public Hearing and Consideration of a request for a special use permit to operate a restaurant; zoned CD/Commercial Downtown. Applicant: Catering by Charlene by Charlene Dantzler-Henry

PLANNING COMMISSION ACTION: Recommend Approval 7-0

- ⑧ *off consent*
SPECIAL USE PERMIT #2005-0034
701 & 703 NORTH WASHINGTON STREET
EXXONMOBIL CORPORATION
Public Hearing and Consideration of a request for a special use permit to continue the operation of a service station with an ancillary convenience store; zoned CD-X/Commercial Downtown. Applicant: ExxonMobil by Catharine Puskar, attorney *Smedberg moved / Macdonald scd — unanimous*

PLANNING COMMISSION ACTION: Recommend Approval 7-0

9. SPECIAL USE PERMIT #2005-0036
3113 DUKE STREET (Parcel Address: 3125 Duke Street)
STARBUCKS
Public Hearing and Consideration of a request for a special use permit to operate a restaurant (coffeehouse); zoned CG/Commercial General. Applicant: Starbucks by Jonathan Rak, attorney and JBG Rosenfeld Retail

PLANNING COMMISSION ACTION: Recommend Approval 7-0

10. SPECIAL USE PERMIT #2005-0037
3217 DUKE STREET (Parcel Address: 3125 Duke Street)
Z PIZZA RESTAURANT
Public Hearing and Consideration of a request for a special use permit to operate a restaurant; zoned CG/Commercial General. Applicant: Z Pizza by Jonathan Rak, attorney and JBG Rosenfeld Retail

PLANNING COMMISSION ACTION: Recommend Approval 7-0

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

ACTION CONSENT CALENDAR (continued)

Planning Commission (continued)

11. SPECIAL USE PERMIT #2005-0038
3215 DUKE STREET (Parcel Address: 3125 Duke Street)
QUIZNOS SUBS
Public Hearing and Consideration of a request for a special use permit to operate a restaurant; zoned CG/Commercial General. Applicant: Quiznos Subs by Jonathan Rak, attorney and JBG Rosenfeld Retail

PLANNING COMMISSION ACTION: Recommend Approval 7-0

12. SPECIAL USE PERMIT #2005-0039
3209 DUKE STREET (Parcel Address: 3125 Duke Street)
SUCCESSLAB LEARNING CENTER
Public Hearing and Consideration of a request for a special use permit to operate a commercial school; zoned CG/Commercial General. Applicant: SuccessLab Learning Center by Jonathan Rak, attorney and JBG Rosenfeld Retail

PLANNING COMMISSION ACTION: Recommend Approval 7-0

13. SPECIAL USE PERMIT #2005-0020
305 HOOFS RUN DRIVE
COFFEE SHOP/JUICE BAR/CAFE
Public Hearing and Consideration of a request for a special use permit to operate a restaurant (coffeehouse/juicebar/cafe); zoned CDD-11/Coordinated Development District. Applicant: Scott Morrison

PLANNING COMMISSION ACTION: Recommend Approval 7-0

- ⑭ *off consent*
SPECIAL USE PERMIT #2005-0024
814 NORTH FAIRFAX STREET
BRUSCATOS DELI
Public Hearing and Consideration of a request for a special use permit to change the hours of operation and ownership of a restaurant; zoned CRMU-X/Commercial Residential Mixed Use. Applicant: Mikhael Copty

PLANNING COMMISSION ACTION: Recommend Approval 7-0

Smedberg moved/Pepperscd - unanimous

15. SPECIAL USE PERMIT #2005-0045
3122 MT VERNON AVENUE
MIA'S MARKET CONVENIENCE STORE
Public Hearing and Consideration of a request for a special use permit to continue the operation of a nonconforming convenience store use; zoned CRMU-M/Commercial Residential Mixed Use Medium. Applicant: Mia Kim

PLANNING COMMISSION ACTION: Recommend Approval 7-0

- ⑮ *off consent*
ENCROACHMENT #2005-0001
699 PRINCE STREET
CANOPY
Public Hearing and Consideration of a request for an encroachment into the public right-of-way for a canopy; zoned CD/Commercial Downtown. Applicant: National Center for Missing and Exploited Children by Bill Shaffer

PLANNING COMMISSION ACTION: Recommend Approval 7-0

Mcdonald moved/Pepperscd - 5-0

(Gaines recused himself)

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

ACTION CONSENT CALENDAR (continued)

Planning Commission (continued)

17. ^{off consent}
 SPECIAL USE PERMIT #2005-0033
 2406 MOUNT VERNON AVENUE
 CHILD CARE HOME
 Public Hearing and Consideration of a request of a special use permit to operate a child care home; zoned CL/Commercial Low. Applicant: Dawn Abate
 PLANNING COMMISSION ACTION: ^{Pepper moved / Gaines sed - unanimous} Recommend Approval 7-0

18. ^{off consent}
 VACATION #2005-0002
 632 SOUTH FAIRFAX STREET AND 211 SOUTH FRANKLIN STREET
 STEVENS SWITCH, LLC
 Public Hearing and Consideration of a request to vacate an area of public right-of-way; zoned CL/Commercial Low. Applicant: Stevens Switch, LLC by Duncan Blair, attorney

PLANNING COMMISSION ACTION: Recommend Approval 7-0
^{Macdonald moved to defer until BAR acts on application /}
 END OF ACTION CONSENT CALENDAR ^{Woodson sed - unanimous}

Council Action: Pepper moved / Gaines sed - unanimous

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

None

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

Planning Commission (continued)

19. DEVELOPMENT SPECIAL USE PERMIT #2003-0021
 2707-2711 MOUNT VERNON AVENUE
 THE LOFTS AT DEL RAY VILLAGE
 Public Hearing and Consideration of a request for a development special use permit, with site plan, modifications, and subdivision, for the construction of a mixed-use building; zoned CL/Commercial Low in the Mount Vernon Avenue Overlay Zone. Applicant: Gaver Nichols

PLANNING COMMISSION ACTION: Recommend Approval w/amendments 7-0

Council Action: Pepper moved / Woodson sed - unanimous

20. DEVELOPMENT SPECIAL USE PERMIT #2005-0009
 3750 JEFFERSON DAVIS HIGHWAY
 ALEXANDRIA TOYOTA
 Public hearing and Consideration of a request for an extension of a development special use permit, with site plan to construct a parking structure; zoned CDD-7/Coordinated Development District. Applicant: Alexandria Toyota by Harry Hart, attorney

PLANNING COMMISSION ACTION: Recommend Approval 7-0

Council Action Woodson moved / Pepper sed - unanimous

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

Planning Commission (continued)

21. SPECIAL USE PERMIT #2005-0050
1210 QUEEN STREET
CROMLEY LOFTS

Public Hearing and Consideration of a request for a special use permit, with plot plan to increase the floor area ration (FAR) and a parking reduction; zoned CRMU-M/Commercial Residential Mixed Use. Applicant: Cromley Lofts, LLC by Duncan Blair, attorney

PLANNING COMMISSION ACTION: Recommend Approval w/amendments 7-0

Council Action: Woodson moved / Gaines scd - unanimous

Board of Architectural Review

22. Case BAR 2005-0104 - Appeal - Board of Architectural Review, 1210 Queen Street, CRMU-M Commercial. Appeal of the BAR's decision approving a permit to demolish/encapsulate. Applicant: William Cromley. Appellant: Leslie D. Zupan on behalf of petitioners.

Council Action: Woodson moved to uphold decision to approve permit to demolish/encapsulate / Gaines scd. 5-1 (Macdonald NO)

Planning Commission (continued)

23. SPECIAL USE PERMIT #2005-0035
3314 JEFFERSON DAVIS HIGHWAY
CONVENIENCE STORE

Public Hearing and Consideration of a request for a special use permit to continue the operation of a nonconforming convenience store use; zoned CSL/Commercial Service Low. Applicant: Mok Bae Lim

PLANNING COMMISSION ACTION: Recommend Approval w/amendments 7-0

Council Action: Pepper moved / Gaines scd - unanimous

24. Public Hearing and Consideration of a Petition for an Extension of the 12 Month Period for a Day Labor Agency (Ace Temporaries) to Cease Operations Under Section 12-215 of the Zoning Ordinance.

Council Action: Smedberg moved / Gaines scd - unanimous ^{to deny request for extension & cease operation within 30 days.}

25. Subdivision #2005-0002 - Appeal - 227 North Latham Street, R-8/Residential. Appeal of the Planning Commission's decision denying the subdivision of the subject property into two lots. Applicant and Appellant: Barry E. Seymour by Catharine Puskar, attorney

Council Action: Macdonald moved to uphold P.C. decision / Woodson scd. ^{unanimous}

Councilman Gaines left at 11:02 p.m.

Board of Architectural Review (continued)

26. Case BAR 2004-0197 - Appeal - Board of Architectural Review, 321 Queen Street, RM Residential. Appeal of the BAR's decision denying an after-the-fact request for a shed and pergola. Applicant and Appellant: Gary and Mary Jean Smith.

Council Action: Woodson moved to modify the BAR findings and accept the staff compromise as described by staff.
Unanimous

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

Board of Architectural Review (continued)

27. Case BAR 2005-0097 - Appeal - Board of Architectural Review, 101 Queen Street, RM Residential. Appeal of the BAR's decision denying a vinyl-clad window. Applicant and Appellant: James Slear.

Council Action: Pepper moved to uphold the BAR decision.
Woodson scd - unanimous

ORDINANCES AND RESOLUTIONS

28. Public Hearing, Second Reading and Final Passage of an Ordinance to Amend the Provisions in the City Code Regulating Inoperable Motor Vehicles. (#13, 6/14/05) (ROLL-CALL VOTE)

Council Action: Pepper moved / Macdonald scd - unanimous
Gaines absent

29. Public Hearing, Second Reading and Final Passage of an Ordinance to Amend the Provisions of the City Code to Enhance Enforcement Options for Motor Vehicles on Which Personal Property Taxes Are Delinquent. (#14, 6/14/05) (ROLL-CALL VOTE)

Council Action: Macdonald moved / Pepper scd - unanimous
Gaines absent

30. Public Hearing, Second Reading and Final Passage of an Ordinance to Amend the Provisions of the City Code Establishing the City's Residential Rental Inspection and Permit Program. (#15, 6/14/05) (ROLL-CALL VOTE)

Council Action: Macdonald moved / Smedberg scd - unanimous
Gaines absent

31. Public Hearing, Second Reading and Final Passage of an Ordinance to Amend the Provisions of the City Code to Allow Home Daycare and Health Care Providers to Obtain Permits to Park in Residential Permit Parking Districts. (#16, 6/14/05) (ROLL-CALL VOTE)

Council Action: Macdonald moved (deleted home daycare) and set one-year time period. Pepper scd - unanimous.
Gaines absent

32. Public Hearing, Second Reading and Final Passage of an Ordinance to Amend the Provisions of the City Code to Reform the BPOL Tax. (#17, 6/14/05) (ROLL-CALL VOTE)

Council Action: Smedberg moved / Pepper scd - unanimous
Gaines absent

33. Public Hearing, Second Reading and Final Passage of an Ordinance to Amend the Provisions of the City Code Requiring the Removal of Graffiti. (18, 6/14/05) (ROLL-CALL VOTE)

Council Action: Pepper moved / Macdonald scd - unanimous
Gaines absent

34. Public Hearing, Second Reading and Final Passage of an Ordinance to Amend the Provisions of the City Code to Regulate the Operation of Mopeds and "Pocket Bikes." (#19, 6/14/05) (ROLL-CALL VOTE)

Council Action: Gaines moved / no amendments / Pepper scd.
unanimous

35. Public Hearing, Second Reading and Final Passage of an Ordinance to Amend the Provisions of the City Code Establishing Fire Prevention Regulations. (#20, 6/14/05) (ROLL-CALL VOTE)

Council Action: Macdonald moved / Smedberg scd - unanimous
Gaines absent

ORDINANCES AND RESOLUTIONS (continued)

36. Public Hearing, Second Reading and Final Passage of an Ordinance to Adopt the King Street Retail Strategy as a Part of the City's Master Plan. (#21, 6/14/05) **(ROLL-CALL VOTE)**

Council Action: Smedberg moved / Pepper scd - unanimous

37. Public Hearing, Second Reading and Final Passage of an Ordinance to Adopt the King Street Urban Retail Zone. (#22, 6/14/05) **(ROLL-CALL VOTE)**

Council Action: Pepper moved / Macdonald scd - unanimous ^{Gaines absent}

38. Public Hearing, Second Reading and Final Passage of an Ordinance to Adopt the King Street Outdoor Dining Overlay Zone. (#23, 6/14/05) **(ROLL-CALL VOTE)**

Council Action: Macdonald moved / Smedberg scd - unanimous ^{Gaines absent}

39. Public Hearing, Second Reading and Final Passage of an Ordinance to Establish a New Parking Meter Zone in East Eisenhower. (#24, 6/14/05) **(ROLL-CALL VOTE)**

Council Action: Macdonald moved / Smedberg scd - unanimous ^{Gaines absent}

40. Public Hearing, Second Reading and Final Passage of an Ordinance to Approve an Encroachment for a Hotel Canopy at 400 Courthouse Square. (#25, 6/14/05) **(ROLL-CALL VOTE)**

Council Action: Pepper moved / Woodson scd - unanimous ^{Gaines absent}

41. Public Hearing, Second Reading and Final Passage of an Ordinance Making Supplemental Appropriations for FY 2005. (#26, 6/14/05) **(ROLL-CALL VOTE)**

Council Action: Macdonald moved / Pepper scd - unanimous ^{Gaines absent}

42. Public Hearing, Second Reading and Final Passage of an Ordinance Making Appropriations for FY 2006. (#27, 6/14/05) **(ROLL-CALL VOTE)**

Council Action: Macdonald moved / Woodson scd - unanimous ^{Gaines absent}

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

43. CITY CHARTER SECTION 9.06 CASE #2005-0001
2600 BUSINESS CENTER DRIVE

Consideration of a proposal by the City of Alexandria to acquire the property at 2600 Business Center Drive for use as outdoor recreational fields pursuant to the provisions of Section 9.06 of the City Charter. Staff: Departments of Transportation and Environmental Services, Recreation, Parks and Cultural Activities, Planning and Zoning and Historic Alexandria.

PLANNING 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: Received report

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)**DEFERRAL/WITHDRAWAL CONSENT CALENDAR (44-46)****Planning Commission (continued)**

44. SPECIAL USE PERMIT #2005-0025
1711 CENTRE PLAZA
BREAD OF LIFE, INCORPORATED
Public Hearing and Consideration of a request for a special use permit to expand an existing bakery to include restaurant service and seating; zoned CG/Commercial General. Applicant: Bread of Life, Inc., by Richard Kent

PLANNING COMMISSION ACTION: Deferred

45. SPECIAL USE PERMIT #2004-0105
219 A NORTH WEST STREET (rear)
DEVELOPMENT w/o STREET FRONTAGE and PARKING REDUCTION
Consideration of a request for a special use permit to construct a single family dwelling on a lot without street frontage and for a reduction in required parking; zoned RB/Residential. Applicant: Sarah Allen

PLANNING COMMISSION ACTION: Deferred 6-1

46. DEVELOPMENT SPECIAL USE PERMIT #2005-0009
6100 & 6110 LINCOLNIA ROAD
LINCOLNIA ROAD RESIDENCES
Public Hearing and Consideration of a request for a development special use permit, with site plan and modifications to construct a residential building with underground parking; zoned CRMU-M/Commercial Residential Mixed Use Medium. Applicant: Diamond Lincolnia, LLC by Harry P. Hart, attorney

PLANNING COMMISSION ACTION: Deferred (applicant's request)

END OF DEFERRAL/WITHDRAWAL CONSENT CALENDAR

Council Action: _____

Adjourned at 11:50 p.m.

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.

City Council meetings are closed-captioned for the hearing impaired.