



Roll-Call Card

PHM 6/17/06

Roll CALL

21

22

23

24 - deferred

Mayor Euille	✓		✓	✓	✓				
Vice Mayor Pepper	✓		<i>second</i>	<i>motion</i>	<i>motion</i>				
Councilman Gaines	✓		<i>motion</i>	✓	✓				
Councilman Krupicka	✓		✓	✓	✓				
Councilman Macdonald	✓		✓	<i>second</i>	<i>second</i>				
Councilman Smedberg	✓		✓	✓	✓				
Councilwoman Woodson	<i>absent</i>		<i>absent</i>	<i>absent</i>	<i>absent</i>				

Office of the City Clerk
June 12, 2006

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, June 17, 2006 - - 9:30 a.m.**

OPENING

1. Calling the Roll.

Council Action: _____

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

Council Action: _____

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES

ACTION CONSENT CALENDAR¹ (3-14)

Planning Commission

3. SPECIAL USE PERMIT #2006-0023
4551-A DUKE STREET (Parcel Address: 4513 DUKE STREET)
RESTAURANT
Public Hearing and Consideration of a request for a special use permit to operate a restaurant; zoned CG/Commercial General. Applicant: Demetris, Gus and Diane Monis.

PLANNING COMMISSION ACTION: Recommend Approval 6-0

4. SPECIAL USE PERMIT #2006-0024
2701 CAMERON MILLS ROAD AND 526 MONTICELLO BOULEVARD
WESTMINSTER PRESBYTERIAN CHURCH
Public Hearing and Consideration of a request for a special use permit to allow a temporary office trailer; zoned R-8/Residential. Applicant: Robert Calhoun

PLANNING COMMISSION ACTION: Recommend Approval 6-0

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. 14.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

ACTION CONSENT CALENDAR (continued)

Planning Commission (continued)

5. SPECIAL USE PERMIT #2006-0025
3160 COMMONWEALTH AVENUE (20A)
WELLNESS/MASSAGE CENTER
Public Hearing and Consideration of a request for a special use permit to operate a wellness and massage facility; zoned CL/Commercial Low. Applicant: Maryellen Thorp

PLANNING COMMISSION ACTION: Recommend Approval 6-0

6. SPECIAL USE PERMIT #2006-0030
3223 B DUKE STREET (Parcel Address: 3125 Duke Street)
JW TUMBLES
Public Hearing and Consideration of a request for a special use permit to operate a children's physical fitness and sports preparation facility (commercial school); zoned CG/Commercial General. Applicant: JW Tumbles c/o JBG Rosenfeld Retail by David Gill, attorney

PLANNING COMMISSION ACTION: Recommend Approval 6-0

7. SPECIAL USE PERMIT #2006-0031
3223 DUKE STREET (Parcel Address: 3125 Duke Street)
JHOON RHEE TAE KWON DO
Public Hearing and Consideration of a request for a special use permit to operate a tae kwon do school (commercial school); zoned CG/Commercial General. Applicant: Jhoon Rhee c/o JBG Rosenfeld Retail by David Gill, attorney

PLANNING COMMISSION ACTION: Recommend Approval 6-0

8. SPECIAL USE PERMIT #2006-0035
2305 MOUNT VERNON AVENUE
COMMERCIAL SCHOOL
Public Hearing and Consideration of a request for a special use permit to allow lifestyle and wellness classes at an existing wellness facility and for a parking reduction. Applicant: TechnoloChi, LLC by Daisy Birch

PLANNING COMMISSION ACTION: Recommend Approval 6-0

Repper motion - allowing removal of the bike racks failed

9. SPECIAL USE PERMIT #2006-0027
209 MADISON STREET
SPORT AND HEALTH COMPANY
Public Hearing and Consideration of a request for a special use permit amendment for an increase in the hours of operation and an expansion of the existing health and athletic facility; zoned OCM (50)/Office Commercial Medium. Applicant: Old Town Athletic Club, Inc., d/b/a Sport and Health Company by M. Catharine Puskar, attorney

PLANNING COMMISSION ACTION: Recommend Approval 6-0

Krupicka/Smedberg

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

ACTION CONSENT CALENDAR (continued)

Planning Commission (continued)

10. SPECIAL USE PERMIT #2006-0029
606 KING STREET
RESTAURANT
Public Hearing and Consideration of a request for a special use permit to operate a restaurant (bakery/cafe); zoned CD/Commercial Downtown. Applicant: Bruegger's Enterprises, Inc., by Duncan Blair.

PLANNING COMMISSION ACTION: Recommend Approval as Amended 6-0

11. SPECIAL USE PERMIT #2006-0022
2609 AND 2611 MOUNT VERNON AVENUE
CURVES
Public Hearing and Consideration of a request to extend the time period of a special use permit to operate a fitness facility; zoned CL/Commercial Low. Applicant: Curves for Women by Jim Gasson

PLANNING COMMISSION ACTION: Recommend Approval 6-0

12. SPECIAL USE PERMIT #2006-0037
110 SOUTH PITT STREET
EAT GOOD FOOD, LLC
Public Hearing and Consideration of a request for a special use permit amendment to enclose the existing outdoor dining area and a modification of a zone transition setback; zoned CD/Commercial Downtown. Applicant: Eat Good Food, LLC by Duncan Blair, attorney

PLANNING COMMISSION ACTION: Recommend Approval 6-0

13. SPECIAL USE PERMIT #2006-0038
228 SOUTH PITT STREET
ST. PAUL' S EPISCOPAL CHURCH
Public Hearing and Consideration of a request for a special use permit for a parking reduction; zoned RM/Residential. Applicant: St. Paul's Episcopal Church by Duncan Blair, attorney - *Add - if parking changes, notify City and OTC*

PLANNING COMMISSION ACTION: Recommend Approval as Amended 5-0-1
Bruegger's / Pepper

14. ENCROACHMENT #2006-0001
228 SOUTH PITT STREET (400 BLOCK OF DUKE STREET FRONTAGE)
Public Hearing and Consideration of a request for an encroachment into the public right-of-way for installation of an ADA complaint access ramp, stairs and landing, zoned RM/Residential. Applicant: St. Paul's Episcopal Church by Duncan Blair, attorney

PLANNING COMMISSION ACTION: Recommend Approval 6-0 *Mcdonald/Pepper*

END OF ACTION CONSENT CALENDAR

Council Action: *Pepper/Haines*

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

Planning Commission (continued)

- 15. MASTER PLAN AMENDMENT #2006-0002
EISENHOWER EAST SMALL AREA PLAN

Area within the boundaries of the Eisenhower East Small Area Plan, bounded generally by Duke Street, Holland Lane, Telegraph Road, and the southern boundary of the City.

Public Hearing and Consideration of a series of amendments to the Eisenhower East Small Area Plan related to specific blocks, including increases in floor area, density, height, site area, principal use, ground floor retail, labels on various blocks and urban squares, street layout, and changes to make the plan consistent with the Eisenhower East Design Guideline, the approved Hoffman CDD Concept Plan #2005-0002, and various density bonus and transfer provisions. Staff: Department of Planning and Zoning

PLANNING COMMISSION ACTION: Recommend Approval
Resolution Adopted 6-0

Council Action: Repper / Krupicka

- 16. EISENHOWER EAST PLAN IMPLEMENTATION

Area within the boundaries of the Eisenhower East Small Area Plan, bounded generally by Duke Street, Holland Lane, Telegraph Road, and the southern boundary of the City.

Public Hearing and Consideration of a request for the Planning Commission and City Council approval of a formula for the implementation of the open space elements of the Eisenhower East Small Area Plan. Staff: Department of Planning and Zoning

PLANNING COMMISSION ACTION: Recommend Approval as Amended 5-1

Council Action: Repper / MacDonald

- 17. TEXT AMENDMENT #2006-0003
INFILL REGULATIONS

Public Hearing and Consideration of a request for changes to the zoning ordinance to adopt interim infill regulations. Staff: Department of Planning and Zoning

PLANNING COMMISSION ACTION: Recommend Approval 6-0

EMERGENCY ORDINANCE
PUBLIC HEARING NOTICE

Council Action: Krupicka / Repper - closed public hearing
Macdonald / Repper

- 18. SPECIAL USE PERMIT #2006-0042
1800 EISENHOWER AVENUE
CARLYLE PLAN AMENDMENT - BLOCK P DESIGN GUIDELINES

Public Hearing and Consideration of a request for an amendment to the Carlyle Master Plan to approve the Design Guidelines for Block P within the Carlyle development; zoned CDD-1/Coordinated Development District. Applicant: JM Zell Partners, LTD by Jonathan Rak, attorney

PLANNING COMMISSION ACTION: Recommend Approval 6-0

Council Action: staff presentation - Krupicka / Repper - see letter 6/17/06

for
- Alexandria Arts Commission be consulted about amendments
moving and relocation of Eisenhower statute

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

Planning Commission (continued)

- 19. COORDINATED DEVELOPMENT DISTRICT #2005-0001(A)
 DEVELOPMENT SPECIAL USE PERMIT #2004-0016 (B)
 TMP SPECIAL USE PERMIT #2006-0047 (C)
 MASTER PLAN AMENDMENT #2005-0005 (D)
 ENCROACHMENT #2006-0002 (E)
 2203 MILL ROAD
 LANE DEVELOPMENT - ATA SITE
 Public Hearing and Consideration of a request for: (A) CDD concept plan approval; (B) a CDD preliminary development special use permit, with site plan and subdivision, to construct a multi-story residential building with ground floor retail and underground parking; with requests for bonus increases in height and density for affordable housing under section 7-700 of the zoning ordinance; and an encroachment to allow entrance canopies; (C) approval of a Transportation Management Plan for the development; and (D) a request for an amendment to the Eisenhower East Small Area Plan to allow height to be increased to 250 feet in CDD #2; and (E) increase penthouse height from 15 feet to 24 feet to allow multiple penthouses; zoned CDD-2/Coordinated Development District. Applicant: Lane Development, LLC by Jonathan Rak, attorney

PLANNING COMMISSION ACTION:
 CDD #2005-0001, DSUP #2004-0016, TMP SPECIAL USE PERMIT #2006-0047, AND ENCROACHMENT #2006-0002
 Recommend Approval as Amended 6-0
 MPA #2005-0005 Recommend Approval

Resolution Adopted 6-0

Krupicka/Gaines - closed public hearing

Council Action: *Pepper/Smedberg*

- 20. COORDINATED DEVELOPMENT DISTRICT #2006-0002 (A)
 DEVELOPMENT SPECIAL USE PERMIT #2005-0011 (B)
 2345 & 2347 MILL ROAD
 MARRIOTT RESIDENCE INN AT MILL ROAD
 Public Hearing and Consideration of a request for a (A) a CDD concept plan approval and (B) a CDD preliminary development special use permit, with site plan and modifications, to construct a 15 story hotel with underground parking; zoned CDD-2/Coordinated Development District. Applicant: Residence Inn by Marriott by Duncan Blair, attorney

PLANNING COMMISSION ACTION:
 CDD #2006-0002 Recommend Approval 6-0
 DSUP #2005-0011 Recommend Approval 6-0

Smedberg/Hagerald - closed public hearing

Council Action: *Smedberg/Pepper - 6-0*

ORDINANCES AND RESOLUTIONS

- 21. Public Hearing, Second Reading and Final Passage of an Ordinance Making Supplemental Appropriations for FY 2006. (#17, 6/13/06) (ROLL-CALL VOTE)

Council Action: _____

- 22. Public Hearing, Second Reading and Final Passage of an Ordinance Making Appropriations for FY 2007. (#18, 6/13/06) (ROLL-CALL VOTE)

Council Action: _____

ORDINANCES AND RESOLUTIONS (continued)

- 23. Public Hearing, Second Reading and Final Passage of an Ordinance to Amend the Provisions of the City Code Establishing Fire Prevention Regulations. (#19, 6/13/06) **(ROLL-CALL VOTE)**

Council Action: _____

- 24. Public Hearing, Second Reading and Final Passage of an Ordinance to Establish the Cameron Station Community Center and St. James Church Voting Precincts, and Adjust the Boundaries of the Tucker School, Beatley Library and South Port Apartment Precincts. (#20, 6/13/06) **(ROLL-CALL VOTE)**

Council Action: _____

- 25. Public Hearing, Second Reading and Final Passage of an Ordinance to Establish a "do-not-deliver" List of Addresses at Which the Owner or Resident Has Elected Not to Receive Unsolicited Newspaper Deliveries; To Regulate the Delivery of Such Newspapers to Addresses on the List, and To Prohibit Delivery Contrary to the Regulations. (#21, 6/13/06) **(ROLL-CALL VOTE)**

Hrupicka/Ganey - public hearing closed
 Council Action: *Hrupicka/Pepper - deferred ordinance until Sept. 5-1 (Smadberg-no)*

REPORTS OF BOARDS, COMMISSION AND COMMITTEES (continued)

- 26. CITY CHARTER SECTION 9.06 CASE #2006-0003
 4109, 4115, 4121 and 4125 MOUNT VERNON AVENUE
 Consideration of the acquisition of four parcels of property at 4109, 4115, 4121 and 4125 Mount Vernon Avenue, pursuant to the provisions of Section 9.06 of the City Charter; zoned NR/ Neighborhood Retail. Applicant: City of Alexandria

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

PLANNING COMMISSION ACTION: Approved 6-0

Council Action: *received as information*

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)

DEFERRAL/WITHDRAWAL CONSENT CALENDAR (27)

Planning Commission (continued)

- 27. SPECIAL USE PERMIT #2006-0032
 235 SOUTH VAN DORN STREET
 RESTAURANT
 Public Hearing and Consideration of a request for a special use permit to allow the sale of prepared food items at an existing grocery store (restaurant); zoned CG/Commercial General. Applicant: Lady Guadamuz

PLANNING COMMISSION ACTION: Deferred

END OF DEFERRAL/WITHDRAWAL CONSENT CALENDAR

Council Action: *noted deferral*
Pepper/Macdonald - Adjourn 1:42 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 alexandriava.gov/council .

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.

HERB MOLONEY

- ① commit to stopping delivery of newspaper w/i 72 hrs of receiving the complaint
- ② send an employee to check that delivery has stopped after 72 hrs
- ③ We take responsibility for independent contractors and start a progressive disciplinary process, including termination, if delivery is not stopped
- ④ Will send an employee to pickup papers in areas that are being littered
- ⑤ Noted that there is information in the paper for vacation steps and will work w/ City to have a voluntary complaint process

TOM DeSIMONE

703-846-8514 - for questions about delivery