INTRODUCED: July 28, 2025

AN ORDINANCE No. 2025-177

To authorize the special use of the property known as 2510 Porter Street for the purpose of one two-family detached dwelling, upon certain terms and conditions. (5th District)

Patron – Mayor Avula (By Request)

Approved as to form and legality by the City Attorney

PUBLIC HEARING: SEP 8 2025 AT 6 P.M.

WHEREAS, the owner of the property known as 2510 Porter Street, which is situated in a R-6 Single-Family Attached Residential District, desires to use such property for the purpose of one two-family detached dwelling, which use, among other things, is not currently allowed by section 30-412.4., concerning lot area and width, density, and unit width, of the Code of the City of Richmond (2020), as amended; and

WHEREAS, in accordance with section 17.11 of the Charter of the City of Richmond (2020), as amended, it has been made to appear that, if granted subject to the terms and conditions set forth in this ordinance, the special use granted by this ordinance will not be detrimental to the safety, health, morals and general welfare of the community involved, will not tend to create

| AYES: | NOES: | ABSTAIN: |
|----------|-----------|-----------|
| | | |
| ADOPTED: | REJECTED: | STRICKEN: |

congestion in streets, roads, alleys and other public ways and places in the area involved, will not create hazards from fire, panic or other dangers, will not tend to overcrowding of land and cause an undue concentration of population, will not adversely affect or interfere with public or private schools, parks, playgrounds, water supplies, sewage disposal, transportation or other public requirements, conveniences and improvements, and will not interfere with adequate light and air; and

WHEREAS, (i) the City Planning Commission has conducted a public hearing to investigate the circumstances and conditions upon which the Council is empowered to authorize such use, (ii) the City Planning Commission has reported to the Council the results of such public hearing and investigation and its recommendations with respect thereto, and (iii) the Council has conducted a public hearing on this ordinance at which the person in interest and all other persons have had an opportunity to be heard;

NOW, THEREFORE,

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. **Finding.** Pursuant to section 30-1050.1 of the Code of the City of Richmond (2020), as amended, the Council hereby finds that the special use set forth in and subject to the terms and conditions of this ordinance will not (i) be detrimental to the safety, health, morals and general welfare of the community involved, (ii) tend to create congestion in streets, roads, alleys and other public ways and places in the area involved, (iii) create hazards from fire, panic or other dangers, (iv) tend to overcrowding of land and cause an undue concentration of population, (v) adversely affect or interfere with public or private schools, parks, playgrounds, water supplies, sewage disposal, transportation or other public requirements, conveniences and improvements, or (vi) interfere with adequate light and air.

§ 2. Grant of Special Use Permit.

- (a) Subject to the terms and conditions set forth in this ordinance, the property known as 2510 Porter Street and identified as Tax Parcel No. S000-0695/006 in the 2025 records of the City Assessor, being more particularly shown on a survey entitled "Plat Showing Improvements on Lot 17, Square 2, Plan of 'Hollands Addition', in the City of Richmond, Virginia," prepared by Frederick A. Gibson & Associates, P.C., and dated December 2, 2024, a copy of which is attached to and made a part of this ordinance, hereinafter referred to as "the Property," is hereby permitted to be used for the purpose of one two-family detached dwelling, hereinafter referred to as "the Special Use," substantially as shown on the plans entitled "Plat Showing Proposed Improvements on Lot 17, Square 2, Plan of 'Hollands Addition', in the City of Richmond, Virginia," prepared by Frederick A. Gibson & Associates, P.C., and dated February 3, 2025, and "2510 Porter St.," prepared by River Mill Development, and dated January 6, 2025, hereinafter referred to, collectively, as "the Plans," copies of which are attached to and made a part of this ordinance.
- (b) The adoption of this ordinance shall constitute the issuance of a special use permit for the Property. The special use permit shall inure to the benefit of the owner or owners of the fee simple title to the Property as of the date on which this ordinance is adopted and their successors in fee simple title, all of which are hereinafter referred to as "the Owner." The conditions contained in this ordinance shall be binding on the Owner.
- § 3. **Special Terms and Conditions.** This special use permit is conditioned on the following special terms and conditions:
- (a) The Special Use of the Property shall be as one two-family detached dwelling, substantially as shown on the Plans.

- (b) There shall be no less than three off-street parking spaces provided, substantially as shown on the Plans.
- (c) The height of the Special Use shall not exceed two stories, substantially as shown on the Plans.
- (d) All building materials, elevations, and site improvements, including landscaping, shall be substantially as shown on the Plans.
- (e) All mechanical equipment serving the Property shall be located or screened so as not to be visible from any public right-of-way.
- § 4. **Supplemental Terms and Conditions.** This special use permit is conditioned on the following supplemental terms and conditions:
- (a) All required final grading and drainage plans, together with all easements made necessary by such plans, must be approved by the Director of Public Utilities prior to the issuance of the building permit.
- (b) Storm or surface water shall not be allowed to accumulate on the land. The Owner, at its sole cost and expense, shall provide and maintain at all times adequate facilities for the drainage of storm or surface water from the Property so as not to adversely affect or damage any other property or public streets and the use thereof.
- (c) Facilities for the collection of refuse shall be provided in accordance with the requirements of the Director of Public Works. Such facilities shall be located or screened so as not to be visible from adjacent properties and public streets.
- (d) Any encroachments existing, proposed on the Plans or contemplated in the future shall require separate authorization and shall be subject to the applicable provisions of the Code of the City of Richmond (2020), as amended, and all future amendments to such laws.

- (e) In all other respects, the use of the Property shall be in accordance with the applicable underlying zoning regulations.
- § 5. **General Terms and Conditions.** This special use permit is conditioned on the following general terms and conditions:
- (a) No permit implementing this special use permit shall be approved until satisfactory evidence has been presented to the Zoning Administrator that any delinquent real estate taxes applicable to the Property have been paid.
- (b) The Owner shall be bound by, shall observe and shall comply with all other laws, ordinances, rules and regulations applicable to the Property, except as otherwise expressly provided in this ordinance.
- (c) Words and phrases used in this ordinance shall be interpreted to have the meanings ascribed to them by section 30-1220 of the Code of the City of Richmond (2020), as amended, unless the context clearly indicates that a different meaning is intended.
- (d) Notwithstanding any other provision of law, this special use permit is being approved due, in part, to the mitigating effects of each and every condition attached hereto; consequently, if any portion of this ordinance is determined to be invalid for any reason by a final, non-appealable order of any Virginia or federal court of competent jurisdiction, the invalidity shall cause the entire ordinance to be void and of no further effect from the effective date of such order.
- (e) The privileges granted by this ordinance may be revoked pursuant to the provisions of sections 30-1050.7 through 30-1050.11 of the Code of the City of Richmond (2020), as amended, and all future amendments to such laws. Failure to comply with the terms and conditions of this ordinance shall constitute a violation of section 30-1080 of the Code of the City of

Richmond (2020), as amended, and all future amendments to such law, or any other applicable laws or regulations.

- (f) When the privileges granted by this ordinance terminate and the special use permit granted hereby becomes null and void, whether as a result of the Owner relinquishing this special use permit in a writing addressed to the Director of Planning and Development Review or otherwise, use of the Property shall be governed thereafter by the zoning regulations prescribed for the district in which the Property is then situated.
- § 6. **Implementation.** The Commissioner of Buildings is authorized to issue a building permit substantially in accordance with the Plans for the Special Use subject to the terms and conditions set forth in this ordinance. An application for the building permit shall be made within 1,096 calendar days following the date on which this ordinance becomes effective. If either the application for the building permit is not made within the time period stated in the previous sentence or the building permit terminates under any provision of the Virginia Statewide Building Code, this ordinance and the special use permit granted hereby shall terminate and become null and void.
 - § 7. **Effective Date.** This ordinance shall be in force and effect upon adoption.

DATE: May 28, 2025

TO: The Honorable Members of City Council

THROUGH: The Honorable Dr. Danny Avula, Mayor (by request)

(This in no way reflects a recommendation on behalf of the Mayor)

THROUGH: Sharon L. Ebert, Interim Chief Administrative Officer

FROM: Kevin J. Vonck, Director of Planning & Development Review

RE: To authorize the special use of the property known as 2510 Porter Street for the

purpose of one two-family detached dwelling, upon certain terms and conditions.

| ORD. OR RES. No. |
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PURPOSE: The applicant is requesting a Special Use Permit to authorize the construction of one two-family detached dwelling. The current parcels cannot meet underlying zoning cod regarding lot area and width, therefore, an SUP is required.

BACKGROUND: The property is located in the Swansboro neighborhood, on the southern line of Porter Street between Clopton and W 25th Streets. The parcel is in an R-6 Single-Family Attached zoning district. The future land use designation is Residential, which is defined as, "Neighborhood consisting primarily of single-family houses on large- or medium-sized lots...Intensity: Buildings are generally one to three stories. Lot sizes generally range up to 5,000 to 20,000+ sq. ft. Residential density of 2 to 10 housing units per acre. Primary Uses: Single-family houses, accessory dwelling units, and open space. Secondary Uses: Duplexes and small multifamily buildings (typically 3-10 units), institutional, and cultural. Secondary uses may be found along major streets." The surrounding neighborhood is zoned R-^, with mainly single-family homes and some two-family homes.

COMMUNITY ENGAGEMENT: The Swansboro Neighborhood Association was notified. Additional community notification will take place after staff introduction.

STRATEGIC INITIATIVES AND OTHER GOVERNMENTAL: Richmond 300 Master Plan

FISCAL IMPACT: \$400 application fee.

DESIRED EFFECTIVE DATE: Upon adoption

REQUESTED INTRODUCTION DATE: July 28, 2025

CITY COUNCIL PUBLIC HEARING DATE: September 8, 2025

REQUESTED AGENDA: Consent

RECOMMENDED COUNCIL COMMITTEE: Planning Commission, August 19, 2025

AFFECTED AGENCIES: Office of Chief Administrative Officer; Law Department (for review

of draft ordinance)

RELATIONSHIP TO EXISTING ORD. OR RES.: None

ATTACHMENTS: Draft Ordinance, Application Form, Applicant's Report, Plans, Survey,

STAFF: Madison Wilson, Planner, Land Use Administration (Room 511) 646-5734



CITY OF RICHMOND, VA Department of Planning and Development Review Land Use Administration Division

900 East Broad Street, City Hall - Room 511, Richmond, Virginia 23219

AUTHORIZATION FROM PROPERTY OWNER

| TO BE COMPLETED BY THE APPLICANT Applicant must complete <u>ALL</u> items | | | |
|---|---|--|--|
| HOME/SITE ADDRESS: 530 E Main Street | ARTMENT NO/SUITE Suite 730 | | |
| APPLICANT'S NAME: Alessandro Ragazzi EM | AIL ADDRESS: alessandro@bakerdevelopmentresources.com | | |
| BUSINESS NAME (IF APPLICABLE): Baker Development Resources | | | |
| SUBJECT PROPERTY OR PROPERTIES: 2510 Porter Street | | | |
| | | | |
| APPLICATION REQUESTED | | | |
| ☐ Plan of Development (New or Amendment) | | | |
| ☐ Wireless Plan of Development (New or Amendment) | | | |
| ■ Special Use Permit (New or Amendment) | | | |
| ☐ Rezoning or Conditional Rezoning | | | |
| ☐ Certificate of Appropriateness (Conceptual, Administrative Approval, Final) | | | |
| ☐ Community Unit Plan (Final, Preliminary, and/or Amendment) | | | |
| ☐ Subdivision (Preliminary or Final Plat Correction or Extension) | | | |

TO BE COMPLETED BY THE AUTHORIZED OWNER

The names, addresses, telephone numbers and signatures of all owners of the property are required. Please attach additional sheets as needed. If a legal representative signs for a property owner, please attach an executed power of attorney.

APPLICANT'S REPORT

January 5, 2025

Special Use Permit Request 2510 Porter Street, Richmond, Virginia Map Reference Number: S000-0695/006

Submitted to: City of Richmond

Department of Planning and Development Review

Land Use Administration 900 East Broad Street, Suite 511 Richmond, Virginia 23219

Submitted by: Mark Baker

Baker Development Resources 530 East Main Street, Suite 730

Richmond, VA 23219

Introduction

The applicant is requesting a special use permit (the "SUP") for the property known as 2510 Porter Street (the "Property"). The SUP would authorize the construction of a new two-family detached dwelling on the property. While the two-family use is permitted by the underlying R-6 Single-Family Attached Residential zoning district, certain feature requirements are not met and, therefore, a SUP is required.

Existing Conditions

SITE DESCRIPTION AND EXISTING LAND USE

The Property is located at the southern line of Porter Street between Clopton and W 25th Streets. It is referenced by the City Assessor with a tax parcel number of S000-0695/006. The Property is 30 feet wide, 130 feet deep, and contains approximately 3,900 square feet of lot area. The Property is currently improved with a two-story single-family detached dwelling. Access is provided by an east-west alley to the rear.



The properties in the immediate vicinity are developed primarily with single- and two-family dwellings although some multifamily uses exist along Bainbridge Stree as well. Other uses typical within residential zoning classifications, including churches, parks, and community centers, can also be found in the vicinity. Further to the south and west, a wide range of commercial uses can be found along the Hull Street and Commerce Road commercial corridors, respectively.

EXISTING ZONING

The Property and the surrounding properties tin the vicinity are zoned R-6 Single-Family Attached Residential. Further northeast are properties zoned R-48 and R-53 Multifamily Residential while to the east are properties located in a R-7 Single- And Two-Family Attached Residential district.

MASTER PLAN DESIGNATION

The Richmond 300 Master Plan (the "Master Plan") suggests "Residential" use for the Property. The Master Plan suggests this future land use designation allow for a variety of housing types that are consistent with the scale, density, and design of what exists in the vicinity. This designation also encourages developments that reinforce a gridded street pattern to increase connectivity. Two-family dwellings are a contemplated use in the Residential future land use designation (p. 54).

In addition to the Property-specific guidance offered by the Vision and Core Concepts chapter, there are a number of other goals elsewhere within the Master Plan that support this request, including:

- Page 109 (Equitable Transportation Chapter), Objective 6.1 to "Increase the number of residents and jobs at Nodes and along enhanced transit corridors in a land development pattern that prioritizes multi-modal transportation options."
 - b. Develop housing at all income levels in and near Nodes and along major corridors (see strategies Goal 14).
- Page 136 (Diverse Economy Chapter), Objective 11.1 to "Increase the areas of appropriately zoned land near various transportation modes and housing to retain, create, and attract employers."
 - d. Encourage the development of a variety of quality housing types to house employees across the economic spectrum (see Goal 14).
- Page 150 (Inclusive Housing Chapter), Objective 14.1 to "Increase city-wide awareness of the importance of integrating housing at all income levels into every residential neighborhood so every household has housing choice throughout the city."
- Page 152 (Inclusive Housing Chapter) (see map on p. 153), Objective 14.5 to "Encourage
 more housing types throughout the city and greater density along enhanced transit
 corridors and at Nodes (shown in Figure 38 [p.153]) by amending the Zoning
 Ordinance."
- Page 155 (Inclusive Housing Chapter), Objective 14.8 to "Develop inclusionary and equitable housing options for our gentrifying neighborhoods to prevent involuntary displacement."
- Page 159 (Thriving Environment Chapter) Objective 15.1 to "Reduce air pollution related to transportation."
 - a. Increase the number of Richmonders living in a development pattern that encourages density and reduces dependency on single-occupancy vehicles (see Goal 1, Goal 8, Goal 14).
- Page 86 (High-Quality Places Chapter), Objective 1.4, to "maintain and improve primarily residential areas by increasing their linkages to...corridors...and maintaining high-quality design standards."
- Page 100 (High Quality Places Chapter), Objective 4.1, to "create and preserve high-quality, distinctive, and well-designed neighborhoods and nodes throughout the City," as the request introduces thoughtfully designed new construction in a manner not otherwise assured by-right.

Proposal

PROJECT SUMMARY

The applicant is proposing to demolish the existing dwelling and construct a new two-family detached dwelling on the Property.

PURPOSE OF REQUEST

The Property consists of a single lot of record which is approximately 30 feet wide and contains roughly 3,900 square feet of lot area. The owner is proposing to demolish the existing dwelling and construct one new two-family detached dwelling on the parcel. As the proposal does not meet the lot area or width requirement prescribed by the underlying R-6 zoning district a special use permit is required.

In exchange for the SUP, the intent of this request is to ensure the development of a high-quality infill dwelling. The overall project will be appropriately dense and efficient as contemplated by the Richmond 300 Master Plan. At the same time, it will remain respectful to the historic development pattern in the vicinity thereby remaining consistent with the predominant character of the area. Finally, the quality assurances conditioned through the SUP will guarantee a higher quality development than might otherwise be guaranteed with a by right development.

PROJECT DETAILS

The new two-family detached dwelling would be two stories in height and is intended to be consistent with the historic development pattern found throughout the neighborhood. The units would be configured as flats, and each would contain three bedrooms and two bathrooms. Each unit consists of approximately 1,275 square feet of conditioned floor area with desirable floorplans including a primary bedroom with in-suite bath and walk-in closet. The exterior design would be traditional in style and would be consistent with the character of the area. The building would be designed with a single entrance on the front facade to have the appearance of a single-family detached dwelling from the street.

The new dwelling would be clad in quality building materials including cementitious lap siding in order to ensure durability. A front porch would engage the street and rear decks would provide usable outdoor living space. The building's massing and architectural style is designed to be compatible with nearby dwellings and is consistent with the historical homes found in the neighborhood.

Findings of Fact

The following are factors included in Section 17.11 of the Charter and Section 30-1050.1 of the Zoning Ordinance relative to the approval of special use permits by City Council. The proposed special use permit will not:

• Be detrimental to the safety, health, morals and general welfare of the community involved.

The proposed SUP will not impact the safety, health, morals and general welfare of the nearby neighborhoods. The proposed use is compatible with the existing development in the vicinity and in conjunction with the high-quality assurances conditioned by the SUP will add to the vibrancy of the neighborhood.

 Tend to create congestion in streets, roads, alleys and other public ways and places in the area involved.

The proposed SUP will not result in significant traffic impacts to nearby residential neighborhoods. As such, the SUP will not create congestion on streets, roads, alleys or any other public right of way.

• Create hazards from fire, panic or other dangers.

The Property will be developed in a manner consistent with the requirements of the building code and in accordance with the requirements of Fire and Emergency Services. The City's codes applicable to this development are designed to eliminate such hazards.

• Tend to overcrowding of land and cause an undue concentration of population.

The SUP will not tend to overcrowd the land or create an undue concentration of population.

• Adversely affect or interfere with public or private schools, parks, playgrounds, water supplies, sewage disposal, transportation or other public requirements, conveniences and improvements.

The SUP would not adversely affect the above referenced City services. To the contrary, the proposal would provide positive fiscal (tax) benefits that would enhance the City's ability to provide these services.

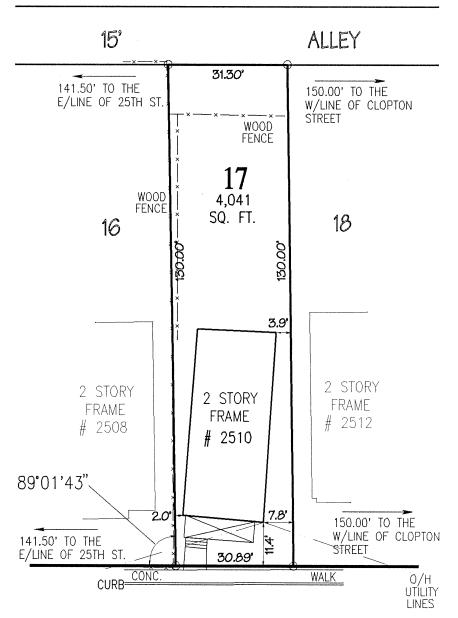
• Interfere with adequate light and air.

The light and air available to the subject and adjacent properties will not be affected. The structure exists, and the site layout will not be changed as a result of this request.

Summary

In summary, we are enthusiastically seeking approval for the construction of the proposed two-family detached dwelling. The building has been thoughtfully designed in order to provide appropriate, high-quality, infill residential development. The request offers compatibility with the City's Master Plan in terms of use. The request would upgrade the Property while maintaining a desirable variation in housing style and type in the vicinity. The traditional building form would provide the much-desired traditional neighborhood design which is appropriate to this area of the City. Finally, the quality assurances conditioned through the SUP would guarantee a higher quality development than might otherwise be developed by right.

FREDERICK A. GIBSON & ASSOCIATES, P.C. ASSUMES NO LIABILITY REGARDING SUB-SURFACE FEATURES SUCH AS TOXIC WASTE, GARBAGE OR WASTE DISPOSAL AREAS, LANDFILLS, UNDERGROUND STORAGE TANKS, CEMETERIES OR BURIAL SITES, SHRINK/SWELL SOILS, UNDERGROUND WATERWAYS OR UTILITIES. CURRENT OWNER(S): LEON M. DIXON & TRINA E. DIXON INST.2010-9430 PARCEL ID.S0000695006



PORTER STREET

(PHYSICAL SURVEY)

PLAT SHOWING IMPROVEMENTS ON LOT 17, SQUARE 2, PLAN OF "HOLLANDS ADDITION", IN THE CITY OF RICHMOND, VIRGINIA

SCALE: 1" = 25'

THIS IS TO CERTIFY THAT ON DECEMBER 2, 2024

FIELD SURVEY OF THE PREMISES SHOWN HEREON; THAT THERE ARE NO VISIBLE ENCROACHMENTS BY IMPROVEMENTS EITHER FROM ADJOINING PREMISES OR FROM SUBJECT PREMISES UPON ADJOINING PREMISES, OTHER THAN AS SHOWN HEREON. THIS PLAT IS BEING FURNISHED WITHOUT BENEFIT OF A TITLE REPORT. PREMISES SHOWN HEREON IS SUBJECT TO EASEMENTS OF RECORD OR OTHERWISE. TO THE BEST OF MY KNOWLEDGE AND BELIEF, THIS PLAT COMPLIES WITH THE MINIMUM PROCEDURES AND STANDARDS ESTABLISHED BY THE VIRGINIA STATE BOARD OF ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS, AND CERTIFIED LANDSCAPE ARCHITECTS.

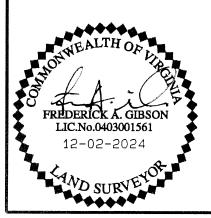
FREDERICK A. GIBSON & ASSOCIATES, P.C.

LAND SURVEYORS 2361 JUDES FERRY ROAD POWHATAN, VIRGINIA 23139 PHONE 804 378–4485

LEGEND

○ = IRON ROD FOUND ● = IRON ROD SET UNLESS OTHERWISE NOTED

PROJECT # ????-???



FREDERICK A. GIBSON & ASSOCIATES, P.C. ASSUMES NO LIABILITY REGARDING SUB-SURFACE FEATURES SUCH AS TOXIC WASTE, GARBAGE OR WASTE DISPOSAL AREAS, LANDFILLS, UNDERGROUND STORAGE TANKS, CEMETERIES OR BURIAL SITES, SHRINK/SWELL SOILS, UNDERGROUND WATERWAYS OR UTILITIES. CURRENT OWNER(S): LEON M. DIXON & TRINA E. DIXON INST.2010-9430 PARCEL ID.S0000695006 ZONED R-6

15° ALLEY 31.30° 150.00' TO THE W/LINE OF CLOPTON STREET 141.50' TO THE E/LINE OF 25TH ST. **PROPOSED** PARKING AREA (3 spaces) \square = HVAC ŢŢŢŢŢŢFEŇČE T = TRASH CANS EXIST. WOOD 17 45.8 **FENCE** 18 16 6.1 14.5° Z 130.00 4 66.0 **PROPOSED** 2 STORY **FRAME** 2 STORY 2 STORY # 2510 FRAME FRAME # 2512 # 2508 18.7 6.1 150.00' TO THE 47 W/LINE OF CLOPTON 141.50' TO THE

> STREET 40 ' R/W

30.89

16.

WALK

STREET

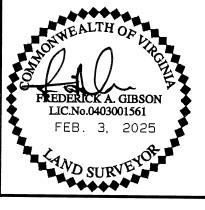
O/H UTILITY

LINES

(PHYSICAL SURVEY)

PLAT SHOWING PROPOSED IMPROVEMENTS ON LOT 17, SQUARE 2, PLAN OF "HOLLANDS ADDITION", IN THE CITY OF RICHMOND, VIRGINIA

SCALE: 1'' = 25'



E/LINE OF 25TH ST.

CONC

CURB=

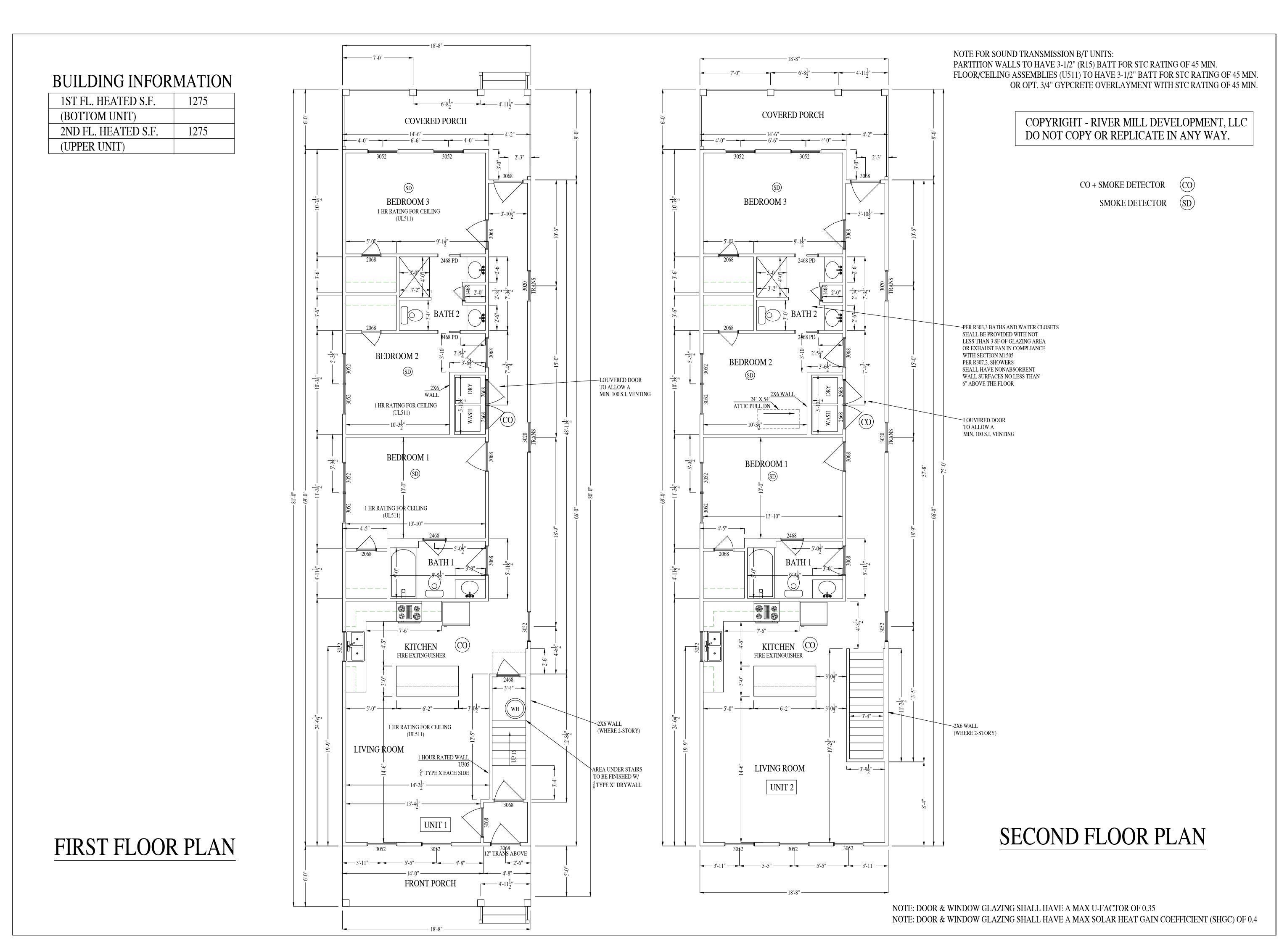
FREDERICK A. GIBSON & ASSOCIATES, P.C.

LAND SURVEYORS 2361 JUDES FERRY ROAD **POWHATAN, VIRGINIA 23139** PHONE 804 378-4485

LEGEND

○ = IRON ROD FOUND ● = IRON ROD SET UNLESS OTHERWISE NOTED

PROJECT #0701-08 SUP



MILL DEVELO

REVISION NOTES

2510

DATE START

SCALE:

1/4'' = 1'-0''

DATE:

1-06-2025

SHEET:

A1.1

TOEVELOPMENT



2510 PORTER ST.

RIVER MILL DEVEL

DATE START

SCALE: 1/4" = 1'-0"

DATE: 1-06-2025

SHEET: A2.1

IVER MILL DEVELOPMENT