

INTRODUCED: April 13, 2020

A RESOLUTION No. 2020-R028

To declare a public necessity to amend ch. 30 of the City Code and to initiate an amendment to the City's zoning ordinance to make such lawful changes as may be necessary to classify licensed outpatient opioid treatment facilities as medical clinics or to otherwise permit licensed outpatient opioid treatment facilities in such additional zoning districts as the Director of Planning and Development Review may deem appropriate by requesting that the Chief Administrative Officer cause to be conducted a study to determine whether and, if so, how the City's zoning ordinance lawfully may be amended, to the extent permitted by law, to classify licensed outpatient opioid treatment facilities as medical clinics or to otherwise permit licensed outpatient opioid treatment facilities in such additional zoning districts as the Director of Planning and Development Review may deem appropriate.

Patrons – Ms. Lynch, Ms. Robertson and Mr. Jones

Approved as to form and legality
by the City Attorney

PUBLIC HEARING: APR 27 2020 AT 6 P.M.

WHEREAS, section 15.2-2286 of the Code of Virginia (1950), as amended, provides that a zoning ordinance may include, among other things, reasonable regulations and provisions for the amendment of regulations or district maps from time to time; and

WHEREAS, in accordance with section 15.2-2286 of the Code of Virginia (1950), as amended, such amendment may be initiated by resolution of the governing body, provided that

AYES: 7 NOES: 2 ABSTAIN:

ADOPTED: MAY 11 2020 REJECTED: STRICKEN:

any such resolution by the governing body proposing an amendment to the regulations or district maps shall state the public purposes therefor; and

WHEREAS, the Council of the City of Richmond believes that the City's zoning ordinance, codified as Chapter 30 of the Code of the City of Richmond (2015), as amended, should be amended to classify licensed outpatient opioid treatment facilities as medical clinics or otherwise permit licensed outpatient opioid treatment facilities in such additional zoning districts as the Director of Planning and Development Review may deem appropriate; and

WHEREAS, the Council believes that it is in the best interests of the citizens of the City of Richmond that the City amend its zoning ordinance, codified as Chapter 30 of the Code of the City of Richmond (2015), as amended, to make such lawful changes as may be necessary to classify licensed outpatient opioid treatment facilities as medical clinics or otherwise permit licensed outpatient opioid treatment facilities in such additional zoning districts as the Director of Planning and Development Review may deem appropriate;

NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF RICHMOND:

That the City Council hereby declares that the public necessity, convenience, general welfare and good zoning practices of the City require the initiation of an amendment of the zoning ordinance set forth in Chapter 30 of the City of Richmond (2015), as amended, to make such lawful changes as may be necessary to classify licensed outpatient opioid treatment facilities as medical clinics or otherwise permit licensed outpatient opioid treatment facilities in such additional zoning districts as the Director of Planning and Development Review may deem appropriate.

BE IT FURTHER RESOLVED:

That, pursuant to section 15.2-2286 of the Code of Virginia (1950), as amended, the City Council hereby initiates an amendment to the City's zoning ordinance by requesting the Chief Administrative Officer to cause to be conducted a study to determine whether and, if so, how the City's zoning ordinance lawfully may be amended, to the extent permitted by law, to classify licensed outpatient opioid treatment facilities as medical clinics or to otherwise permit licensed outpatient opioid treatment facilities in such additional zoning districts as the Director of Planning and Development Review may deem appropriate and to provide the Council with a report concerning the results of the study and the recommended changes to the zoning ordinance based on such study as soon as practical after the adoption of this resolution.

BE IT FURTHER RESOLVED:

That the City Planning Commission is hereby directed to hold a public hearing on any such proposed changes to the zoning ordinance and submit its recommendation and any explanatory materials to the City Council as soon as practicable.



Richmond City Council

The Voice of the People

Richmond, Virginia

Ordinance/Resolution Request

TO Haskell Brown, Interim City Attorney

THROUGH Lawrence R. Anderson, Council Chief of Staff *NRB on Behalf*

FROM Joyce L. Davis, Council Policy Analyst *JLD*

COPY Stephanie Lynch, 5th District Council Member
 Meghan Brown, Deputy Council Chief of Staff *MCB*
 Tabrica Rentz, Interim Deputy City Attorney
 Amy Robins, 5th District Council Liaison

DATE March 13, 2020

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TITLE Change to Zoning District to allow for Opioid Treatment Programs as a Medical Clinic

This is a request for the drafting of an **Ordinance** **Resolution**

REQUESTING COUNCILMEMBER/PATRON

Council member Stephanie Lynch

SUGGESTED STANDING COMMITTEE

Expedited Consideration/Land Use, Transportation

ORDINANCE/RESOLUTION SUMMARY

Change to Zoning District to allow for Opioid Treatment Programs as a Medical Clinic

BACKGROUND

This O&R is to request an Ordinance change to ensure zoning ordinances governing Opioid Treatment Programs (OTP) to allow OTP facilities classification as medical clinics. Medical clinics are allowed in one zoning district, classified as M2. The City zoning codes does not reflect the Commonwealth of Virginia's requirements and definition of methadone programs being classified as a medical office where other medical offices are allowed.

FISCAL IMPACT STATEMENT

Fiscal impact: Yes No

Budget Amendment Required: Yes No

Attachment/s Yes No