

City Of Richmond, Virginia Office of the City Clerk

Request to Withdraw Legislation

Paper Number:

Ord. No. 2019-012

Chief Patron:

Mayor Levar M. Stoney (By Request)

Introduction Date:

January 14, 2019

Chief Patron Signature:

9/8/2020

For Office Use Only

Attestation: Candice Reid

Effective Date: September 9, 2020

AN ORDINANCE No. 2019-012

As Amended

To authorize the special use of the property known as 602 Libbie Avenue for the purpose of an office use, upon certain terms and conditions.

Patron – Mayor Stoney (By Request)

Approved as to form and legality by the City Attorney

PUBLIC HEARING: FEB 11 2019 AT 6 P.M.

WHEREAS, the owner of the property known as 602 Libbie Avenue which is situated in a R-4 Single-Family Residential District, desires to use such property for the purpose of an office use, which use, among other things, is not currently allowed by section 30-408.1 of the Code of the City of Richmond (2015), as amended; and

WHEREAS, in accordance with section 17.11 of the Charter of the City of Richmond (2018), 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 congestion in streets, roads, alleys and other public ways and places in the area involved, will not

AYES:	NOES:	ABSTAIN:	
ADOPTED:	REJECTED:	STRICKEN:	

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 (2015), 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 602 Libbie Avenue and identified as Tax Parcel No. W021-0213/009 in the 2019 records of the City Assessor, being more particularly shown on a survey entitled "Survey Showing Existing Conditions on Property Located at 602 Libbie Avenue, City of Richmond, Virginia," prepared by Bruce Robertson Land Surveying, P.C., and dated August 1, 2018, 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 an office use, hereinafter referred to as "the Special Use," substantially as shown on the plans entitled "Armstrong Law Office, 602 Libbie Avenue, Richmond, Virginia," prepared by HG Design Studio, [and] dated September 14, 2018, and last revised February 18, 2019, and on the plans entitled "602 Libbie Avenue," prepared by Elisabeth Henderson, and dated November 8, 2018, 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 an office use, including business, professional and administrative offices, substantially as shown on the Plans.

(b) No fewer than three [on-site] parking spaces shall be provided on the Property, substantially as shown on the Plans, provided that the Director of Planning and Development

Review may approve a different configuration for the parking spaces from that shown on the Plans if the Owner requests.

(c) Signage pertaining to the Special Use shall comply with underlying zoning.

(d) The floor area of the office use may be expanded to the rear of the existing building by up to 1,000 square feet subject to approval of a plan of development in accordance with Chapter 30, Article X, Division 4 of the Code of the City of Richmond (2015), as amended. Any <u>such</u> expansion shall be governed by the zoning regulations prescribed for the district in which the Property is situated and shall not exceed two stories in height.

§ 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 (2015), 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 (2015), 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 (2015), 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 (2015), 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 certificate of occupancy for the Special Use subject to the terms and conditions set forth in this ordinance. An application for the certificate of occupancy shall be made within 730 calendar days following the date on which this ordinance becomes effective. If the application for the certificate of occupancy is not made within the time period stated in the previous sentence, 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.

City of Richmond

900 East Broad Street 2nd Floor of City Hall Richmond, VA 23219 www.richmondgov.com

	www.reninoidgov.com	
Ψ.	Item Request	
5	File Number: PRE REDIE AND R REQUEST	
	2014-000-7	
	JAN 0 8 2019 DEC 1 9 2018	
	OFFICE OF CITY ATTORNEr dministrative Officer	
	O & R Request	
DATE:	December 18, 2018 EDITION:1	
ТО:	The Honorable Members of City Council	
THROUGH:	The Honorable Levar M. Stoney, Mayor (Patron: Mayor, by Requestion of the Mayor) Comparison of the Mayor (This in no way reflects a recommendation on behalf of the Mayor)	
THROUGH:	Selena Cuffee-Glenn, Chief Administrative Officer	
THROUGN:	Douglas C. Dunlap, Interim Deputy Chief Administrative Officer for Economic Development and Planning	
FROM:	Mark A. Olinger, Director, Department of Planning and Development Review	
RE:	To authorize the special use of the property known as 602 Libbie Avenue for office use, upon certain terms and conditions.	

ORD. OR RES. No.

PURPOSE: To authorize the special use of the property known as 602 Libbie Avenue for office use, upon certain terms and conditions.

REASON: The applicant is requesting a special use permit to authorize an office use in the R-4 Single Family Residential zoning district, which is not a permitted use. The applicant would like to convert the existing building into a law office and has, therefore, requested a special use permit.

RECOMMENDATION: In accordance with the requirements of the City Charter and the Zoning Ordinance, the City Planning Commission will review this request and make a recommendation to City Council. This item will be scheduled for consideration by the Commission at its February 4, 2019, meeting. A letter outlining the Commission's recommendation will be forwarded to City Council following that meeting.

BACKGROUND: The subject property consists of an 11,050 SF or .3 acre parcel of land improved with a 1,672 square foot building constructed, per tax assessment records, in 1941 and is located in the Three Chopt

neighborhood of the Far West Planning District. The property has historically been used for residential use.

The City of Richmond's Far West Planning District Land Use Plan designates a future land use category for the subject property as Mixed Use (MU). Primary uses include combinations of office, retail, personal service, general commercial and service uses and, in some cases, multi-family residential and dwelling units above ground floor commercial. Generally, such areas consist of a mix of several types of uses, designed and arranged to be compatible with one another. Each type of use could function independently, but all benefit from proximity to one another. The mix of uses and predominant land use character may vary considerably by location, and are described in each case in the text of the District Plans. Typical zoning classifications that may accommodate this land use category: B-5, UB, UB-2, B-6, and B-7.

The building is located on the 600 block of Libbie Avenue between Christopher Lane and Guthrie Avenue. Surrounding properties are located in the R-4 district.

FISCAL IMPACT / COST: The Department of Planning and Development Review does not anticipate any impact to the City's budget for this or future fiscal years.

FISCAL IMPLICATIONS: Staff time for processing the request; preparation of draft ordinance; and publishing, mailing and posting of public notices.

BUDGET AMENDMENT NECESSARY: No

REVENUE TO CITY: \$1,800

DESIRED EFFECTIVE DATE: Upon adoption

REQUESTED INTRODUCTION DATE: January 14, 2019

CITY COUNCIL PUBLIC HEARING DATE: February 11, 2019

REQUESTED AGENDA: Consent

RECOMMENDED COUNCIL COMMITTEE: None

CONSIDERATION BY OTHER GOVERNMENTAL ENTITIES: City Planning Commission, February 4, 2019.

AFFECTED AGENCIES: Office of Chief Administrative Officer Law Department (for review of draft ordinance) City Assessor (for preparation of mailing labels for public notice)

RELATIONSHIP TO EXISTING ORD. OR RES.: None

REQUIRED CHANGES TO WORK PROGRAM(S): None

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

STAFF: Jonathan Brown, Senior Planner, Land Use Administration (Room 511), 646-5734

RICHMOND Department of Planning and Development Review Land Use Administration Division 900 E. Broad Street, Room SII		A		
Land Use Administration Division By DoC & Broad Street, Room Still By Dock & Broad Street, Room Still Control & Contro & Contro & Contro & Control & Control & Control & Control & Con	\bigcirc	Application for SPECIAL USE PERMIT		
BOOLE Broad Street, Room Still State (0.04) 646-6304 Bichmond, Virginia 3239 Date: measure	RICHMOND	neharmuet		
Pictom State: vs. Zip Code: 2009 Project Name/Location Project Name/Location Date: orresons Project Name/Location Date: orresons Date: orresons Project Name/Location Date: orresons Date: orresons Project Name/Location Project Name/Location Date: orresons Project Name/Location Date: orresons Date: orresons Carrent Zoning:			900 E. Broad Street, Room 511	
Application is hereby submitted for. (check one)			Richmond, Virginia 23219	
Application is hereby submitted for: (check one)	LAGINIA			
□ special use permit, new □ special use permit, text only amendment □ special use permit, text only amendment Project Name/Location Property Adress; 002 Lbbb Avenue Tax Map #:			EALD 2000 WHICH MUNICIPAL COMP.	
special use permit, plan amendment special use permit, text only amendment Project Name/Location Property Address: 0021bble Arenue Total area of affected site in acres: 014601 Total area of affected site in acres: 014601 Total area of affected site in acres: 014601 Company: Market State: 1000 Company: Mathematication of the proposed use in the required applicant's report) Company: Mathematication Company: Ma	Application is hereby submitted for: (check one)			
			100 C	
Project Name/Location Project Name/Location Property Adress: 002 Libble Avenue Date: 07/002018 Tax Map #: weighted Fee: 11.00 Total area of affected site in acres: 0224xmm				
Property Address: 202 Libble Avenue FGe(: state Tax Map #: waynaxe FGe(: state Total area of affected site in acres(:state area	special use permit, text only amendment			
Property Address: 202 Libble Avenue FGe(: state Tax Map #: waynaxe FGe(: state Total area of affected site in acres(:state area	Project Name/Location			
Tax Map #: weigeness Total area of affected site in acres: 224 xm (See page 6 for fee schedule, please make check payable to the "City of Richmond") Zoning Current Zoning: x4 Existing Use: begins with Proposed Use (Please include a detailed description of the proposed use in the required applicant's report) offer Existing Use: begins with Proposed Use (Please include a detailed description of the proposed use in the required applicant's report) offer Existing Use: begins with Proposed Use (Please include a detailed description of the proposed use in the required applicant's report) offer Existing Use: begins with Proposed Use (Please include a detailed description of the proposed use in the required applicant's report) offer Existing Use: begins with Proposed Use (Please list the Ordinance Number: Applicant/Contact Person: toy Montem Company: two watered Mailing Address: gave Mastered City: Berned Fax:			Data	
Total area of affected site in acres; area and a spheric stream (See page 6 for fee schedule, please make check payable to the "City of Richmond") Zoning Current Zoning;			Date:	
(See page 6 for fee schedule, please make check payable to the "City of Richmond") Zoning Current Zoning: Existing Use: _sequence Proposed Use (Please include a detailed description of the proposed use in the required applicant's report) Proposed Use (Please include a detailed description of the proposed use in the required applicant's report) Proposed Use Statis property subject to any previous land use cases? Yes No I If Yes, please list the Ordinance Number: Applicant/Contact Person: terviewee Company: MaxemPreve Mailing Address: 2019 Maxemet If Business Entity, name and title of authorized signee: _seatwratery City: Revee If Business Entity, name and title of authorized signee: _seatwratery City: Revee City: Rev	Total area of affected site in acres w		;	
Zoning Current Zoning: #4 Existing Use: sequence Proposed Use (Please Include a detailed description of the proposed use in the required applicant's report) Image: Sequence Existing Use: sequence Existing Use: sequence Is this property subject to any previous land use cases? Yes No Image: Ima				
Current Zoning: a= Existing Use: segmenter Existing Use: segmenter Proposed Use (Please include a detailed description of the proposed use in the required applicant's report) Ote Existing Use: segmenter Existing Use: segmenter Is this property subject to any previous land use cases? Yes No If Yes, please list the Ordinance Number: Applicant/Contact Person: toy Monten Company: Monten-Revorg Mailing Address: state Wastered City: Revord City: Revord Fax:	(See page 6 for fee schedule, please make check payable to the "Cit	y of Richmond	``>	
Current Zoning: a= Existing Use: segmenter Existing Use: segmenter Proposed Use (Please include a detailed description of the proposed use in the required applicant's report) Ote Existing Use: segmenter Existing Use: segmenter Is this property subject to any previous land use cases? Yes No If Yes, please list the Ordinance Number: Applicant/Contact Person: toy Monten Company: Monten-Revorg Mailing Address: state Wastered City: Revord City: Revord Fax:				
Proposed Use (Please include a detailed description of the proposed use in the required applicant's report) Image: State sequency Is this property subject to any previous land use cases? Yes No Image: Imag				
Proposed Use (Please include a detailed description of the proposed use in the required applicant's report) Image: State sequency Is this property subject to any previous land use cases? Yes No Image: Imag	Existing Liso sector			
(Please include a detailed description of the proposed use in the required applicant's report) Orea Existing Use: argenerative Is this property subject to any previous land use cases? Yes No Image: Include a detailed description of the proposed use in the required applicant's report) Yes No Image: Include a detailed description of the proposed use in the required applicant's report) Yes No Image: Include a detailed description of the proposed use in the required applicant's report) Yes No Image: Include a detailed description of the proposed use in the required applicant's report) Yes No Image: Include a detailed description 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. Faxed or photocopied signatures will not be accepted.				
(Please include a detailed description of the proposed use in the required applicant's report) Orea Existing Use: argenerative Is this property subject to any previous land use cases? Yes No Image: Include a detailed description of the proposed use in the required applicant's report) Yes No Image: Include a detailed description of the proposed use in the required applicant's report) Yes No Image: Include a detailed description of the proposed use in the required applicant's report) Yes No Image: Include a detailed description of the proposed use in the required applicant's report) Yes No Image: Include a detailed description 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. Faxed or photocopied signatures will not be accepted.	Proposed Lise			
accel Existing Use: seguration Is this property subject to any previous land use cases? Yes No If Yes, please list the Ordinance Number: Applicant/Contact Person: Lay Montam Company: Maxama Plannag Mailing Address: 214 Yes Property Owner: State: va Zip Code: 2222 Email: Lay Montamagem If Business Entity, name and title of authorized signee: State: va If Person or persons executing or attesting the execution of this Application on behalf of the Company certifies that he or she has or have been duly authorized and empowered to so execute or attest.) Mailing Address: State: va Zip Code: 2222 Telephone: (fm person or persons executing or attesting the execution of this Application on behalf of the Company certifies that he or she has or have been duly authorized and empowered to so execute or attest.) Mailing Address: State: va Zip Code: 2222 Telephone: (fm		25		
Existing Use' angletenty Is this property subject to any previous land use cases? Yes No II If Yes, please list the Ordinance Number: Applicant/Contact Person: Ley Montan Company: Manan Pering Mailing Address: inter Main Street City: Advected Fax:		ured applicant's rep	ort)	
Is this property subject to any previous land use cases? Yes No If Yes, please list the Ordinance Number: Applicant/Contact Person: toy Advitan Company: Mathematicate Company: Mathem				
Yes No If Yes, please list the Ordinance Number: Applicant/Contact Person: Company: Maxima Persons Company: Maxima Persons Mailing Address; 214 W Maximised City: Removed Telephone: (404) Property Owner: State: Mailing Address; State: If Business Entity, name and title of authorized signee: State: If Business Entity, name and title of authorized signee: State: Mailing Address: State:			<u> </u>	
Yes No If Yes, please list the Ordinance Number: Applicant/Contact Person: Company: Maxima Persons Company: Maxima Persons Mailing Address; 214 W Maximised City: Removed Telephone: (404) Property Owner: State: Mailing Address; State: If Business Entity, name and title of authorized signee: State: If Business Entity, name and title of authorized signee: State: Mailing Address: State:	In the manufacture of the state			
If Yes, please list the Ordinance Number: Applicant/Contact Person: tery Montam Company: Mains Person Mailing Address; 214 W Main Street City: Remond City: Remond Fax:				
Applicant/Contact Person: Loy Mattem Company: Mattem Periods Mailing Address; 214 W Mon Street City: Removed State: va Zip Code: 2122 Telephone:				
Company: Maxim Paring Mailing Address: 2114 With Street City: Removed State: via Zip Code: 21222 Telephone:	☐ If Yes, please list the Ordinance Number:	<u> </u>		
Company: Maxim Planning Mailing Address: 2114 With Street City: Removed State: va. Zip Code: 2222 Telephone:	· · · · · · · · · · · · · · · · · · ·			
Mailing Address: 214 W Main Street City: Retwood State: va Zip Code: 2122 Telephone:				
City: Retwood State: va Zip Code: 2320 Telephone:				
Telephone: (ast) 248-2661 Fax: () Email: bygenstet amplanning com Property Owner: Samano LLc If Business Entity, name and title of authorized signee: Susan Amstorg (The person or persons executing or attesting the execution of this Application on behalf of the Company certifies that he or she has or have been duly authorized and empowered to so execute or attest.) Mailing Address: State: via Zip Code: 23220 Telephone: (ist is anstrong gametrong g				
Telephone: (194) 248-2661 Fax: (City: Retwood	State	Zip Code 23229	
Email: by@motetamplanutg.com Property Owner: Samato Uc If Business Entity, name and title of authorized signee: Susan Armatory (The person or persons executing or attesting the execution of this Application on behalf of the Company certifies that he or she has or have been duly authorized and empowered to so execute or attest.) Mailing Address: State Boulevard City: Richarder State: va Zip Code: 23220 Telephone: (sol) 513-4788 Fax: () Email: sumstang@armatorgdawra.com Fax: () Property Owner Signature: 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. Faxed or photocopied signatures will not be accepted.) 210 0000	
If Business Entity, name and title of authorized signee: <u>suan Amazong</u> (The person or persons executing or attesting the execution of this Application on behalf of the Company certifies that he or she has or have been duly authorized and empowered to so execute or attest.) Mailing Address: <u>state Boulevard</u> City: <u>Retimond</u> City: <u>Retimond</u> Telephone: <u></u>	Email: koy@moretampianning.com			
If Business Entity, name and title of authorized signee: <u>susan Amazong</u> (The person or persons executing or attesting the execution of this Application on behalf of the Company certifies that he or she has or have been duly authorized and empowered to so execute or attest.) Mailing Address: <u>state Boulevard</u> City: <u>Retimond</u> City: <u>Retimond</u> Telephone: <u></u>	Property Owner			
(The person or persons executing or attesting the execution of this Application on behalf of the Company certifies that he or she has or have been duly authorized and empowered to so execute or attest.) Mailing Address: stan Boulevard City: Retmond Telephone:State: vaZip Code: 2020 Telephone:State:Fax:Fax:				
Mailing Address: state has or have been duly authorized and empowered to so execute or attest.) Mailing Address: state in a constraint of the property 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. Faxed or photocopied signatures will not be accepted.	a business Entity, name and title of authorized signee:	Susan Armstrong		
Mailing Address: site has or have been duly authorized and empowered to so execute or attest.) Mailing Address: site has or have been duly authorized and empowered to so execute or attest.) Mailing Address: site has or have been duly authorized and empowered to so execute or attest.) Mailing Address: site has or have been duly authorized and empowered to so execute or attest.) City: Retiment Telephone:	(The person or persons execution or attaction the event of elements)	training and the second		
Mailing Address: state: va Zip Code: zszzo City: Retmont State: va Zip Code: zszzo Telephone:	she has or have been duly authorized and empowered to so execute	or attest)	f of the Company certifies that he or	
City: Retiment State: via Zip Code: 23220 Telephone:		or accessly	*	
City: Retiment State: va Zip Code: 23220 Telephone:	Mailing Address: 526 N Boulevard			
Telephone:		Ctoto	7 lo Co-l-	
Email: samstrong@a			ZID Code: 23220	
Property Owner Signature: 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. Faxed or photocopied signatures will not be accepted.		Fax: _()	
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. Faxed or photocopied signatures will not be accepted.	LET FOTTE: sarmstrong@amstrongtawrva.com	·····		
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. Faxed or photocopied signatures will not be accepted.		(1		
photocopied signatures will not be accepted.	Property Owner Signature:			
photocopied signatures will not be accepted.			2 S	
photocopied signatures will not be accepted.	the names, addresses, telephone numbers and signatures of all owner shorts as peopled. If a least approximate is	ers of the property a	re required. Please attach additional	
	isingers as needed. In a legal representative stans for a property owne	r please attach an e	xecuted power of attorney Faxed or	
NOTE: Please attach the required plans, checklist, and a check for the application for the production of				
	photocopied signatures will not be accepted.			

4

San States



September 20, 2018

Mr. Mark Olinger, Director Department of Planning & Development Review 900 East Broad Street, Suite 511 Richmond, VA 23219 <u>Mark.Olinger@richmondgov.com</u>

RE: Applicant's Report for Special Use Permit Application at 602 Libbie Avenue

Dear Mr. Olinger,

Please accept this letter as the Applicant's Report for the Special Use Permit (SUP) application for the property at 602 Libbie Avenue. With this application, Sameho LLC is petitioning the City Council for a Special Use Permit to authorize an office use in the R-4 Single Family Residential District.

Site

The property is located in the Far West Planning District on Libbie Avenue between Guthrie Avenue and Christopher Lane. The property has a land area of 11,050 square feet and is zoned in the R-4 Single Family Residential District. This property is currently improved with two-story residence with 1,672 of floor area. The property is located within the neighborhood represented by the Westhampton Citizens Association. The property is also located on Libbie Avenue between the Patterson Commercial area to the north and the Grove Commercial area to the south.

Zoning and SUP Ordinance Conditions

The property is located in the R-4 Single Family Residential District. The R-4 District does not permit any commercial uses. However, eight properties within this section of Libbie Avenue have been granted special use permits for office uses. The first of these SUP's were granted in 1979 and the last was approved in 2010.

We proposed to convert the single-family residence for use as a law office. Parking for the office use will be provided at the rear of the property. The appearance of the property from Libbie Avenue will remain largely unchanged and the property's residential character will be preserved.

Master Plan

The City's Master Plan recommends mixed-use development for the property. Primary uses include combinations of office, retail, personal service, general commercial and services uses and, in some cases, multifamily residential and dwelling units above ground floor commercial.

Specifically for Libbie Avenue, the Plan states that although historically Grove and Patterson were separate shopping districts, there is an accelerating positive trend that will eventually join these

MARKHAM PLANNING 2314 West Main Street - Richmond, Virginia 23220 (804) 248-2561 into one shopping district. Development and zoning conversions are bringing more and more commercial and office uses to Libbie, between Grove and Patterson. This evolution of the three streets into one town center for Westhampton will be important to the future vitality of all the business on each of these streets. Expansion of the Libbie/Grove Service Center should occur north on those parcels that front Libbie Avenue to Kensington Avenue as shown on the Land-Use Plan map. As shown on the amended Land Use Plan, mixed use development is appropriate for these parcels, and an Urban Business District classification is the recommended zoning classification for this area (p. 183).

This is an opportunity to bring a new neighborhood service that will contribute to the positive mixed-use development trend for Libbie Avenue. The Master Plan encourages uses on Libbie that will increase the development of businesses as a town center for the Westhampton area. We believe that the proposed office use is fully consistent with the Master Plan recommendation for the use of the property, and that, if approved, this use will greatly enhance the vitality of the Westhampton area. Additionally, the proposed office use is a permitted principal use in the recommended UB zoning for the property by the Master Plan.

City Charter Conditions

We trust that you will agree with us that this proposed SUP meets the City Charter criteria for the granting of SUPs as the project 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.

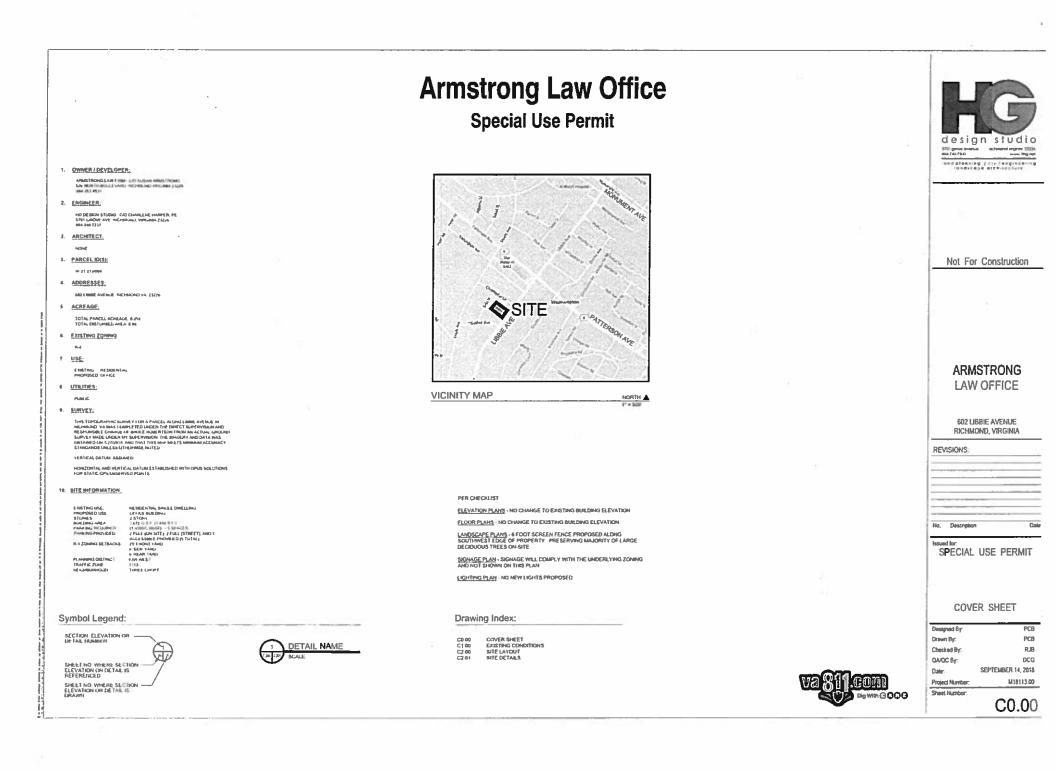
Thank you for your consideration of this application. Please feel free to contact me at <u>lory@markhamplanning.com</u> or (804) 248-2561 if you have any questions or require additional materials to process the application.

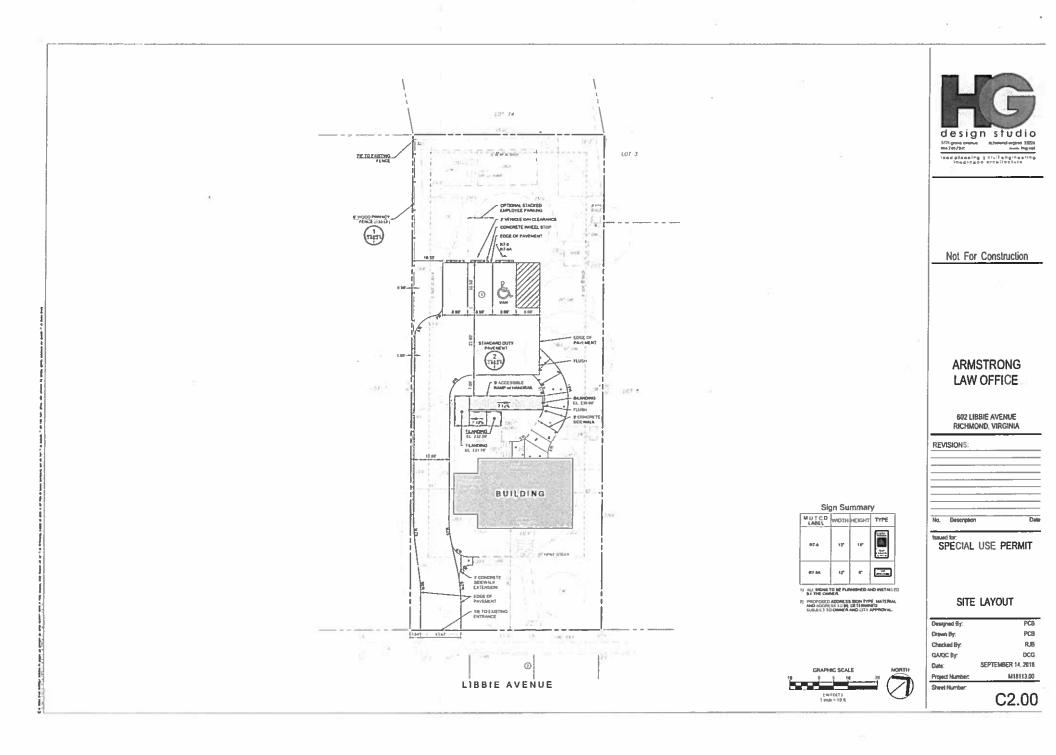
Very Truly Yours,

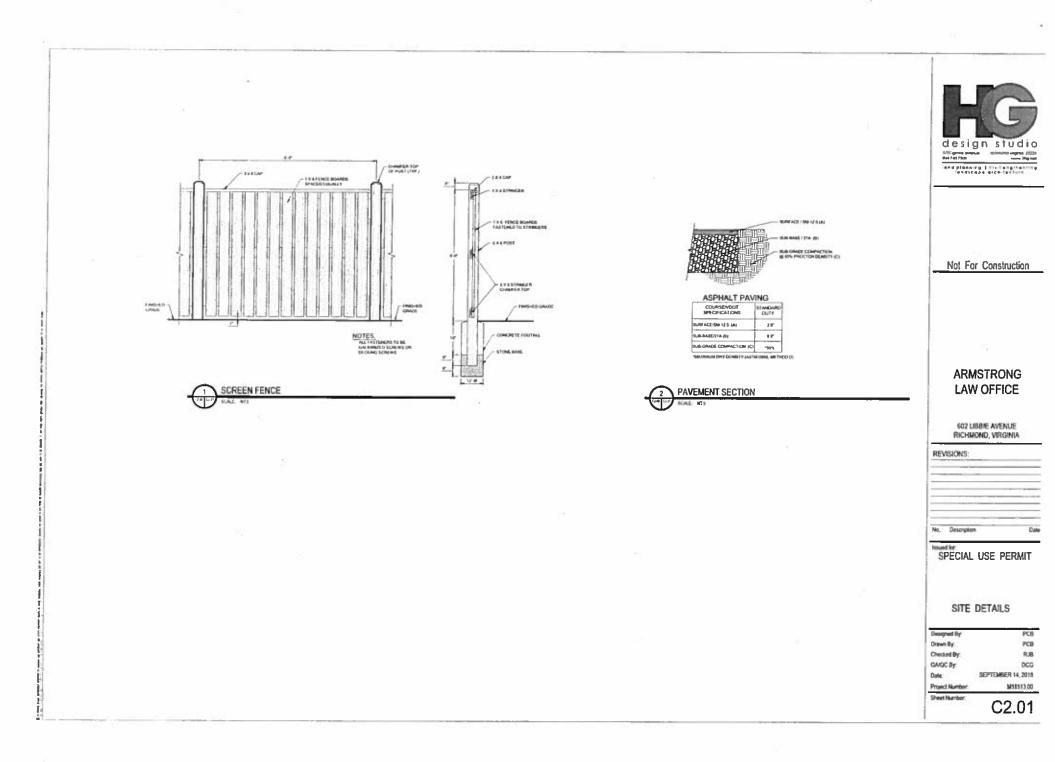
Lory Markham

Enclosures

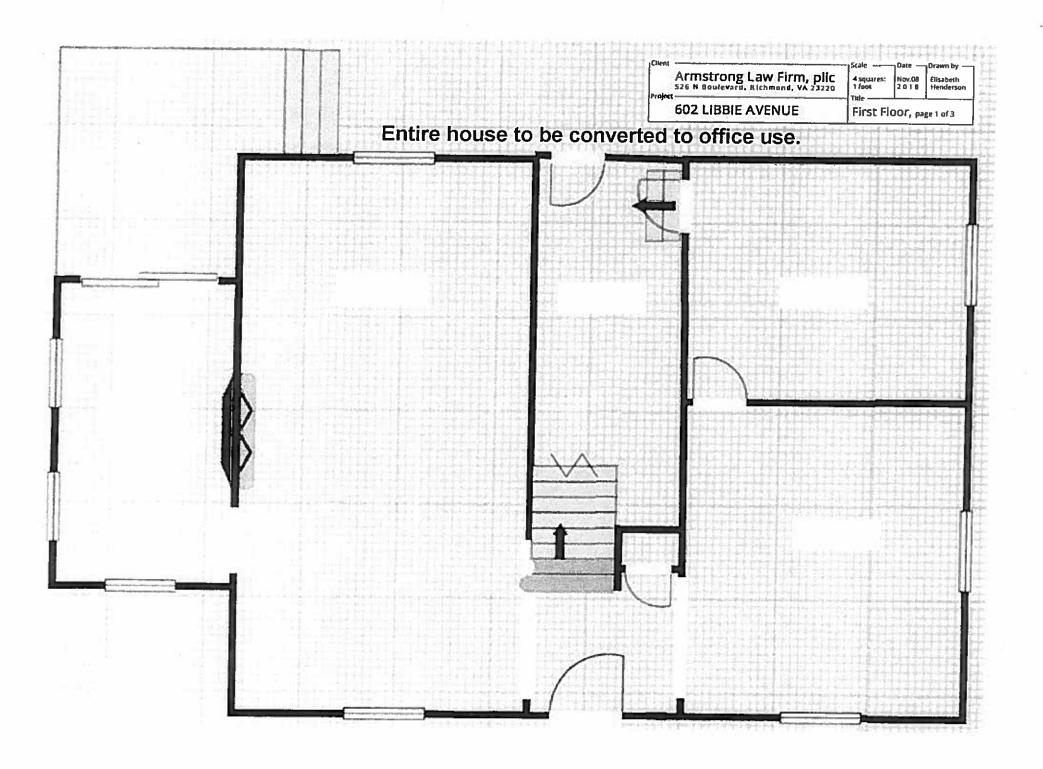
cc: The Honorable Andreas D. Addison Matthew Ebinger, Secretary to the City Planning Commission

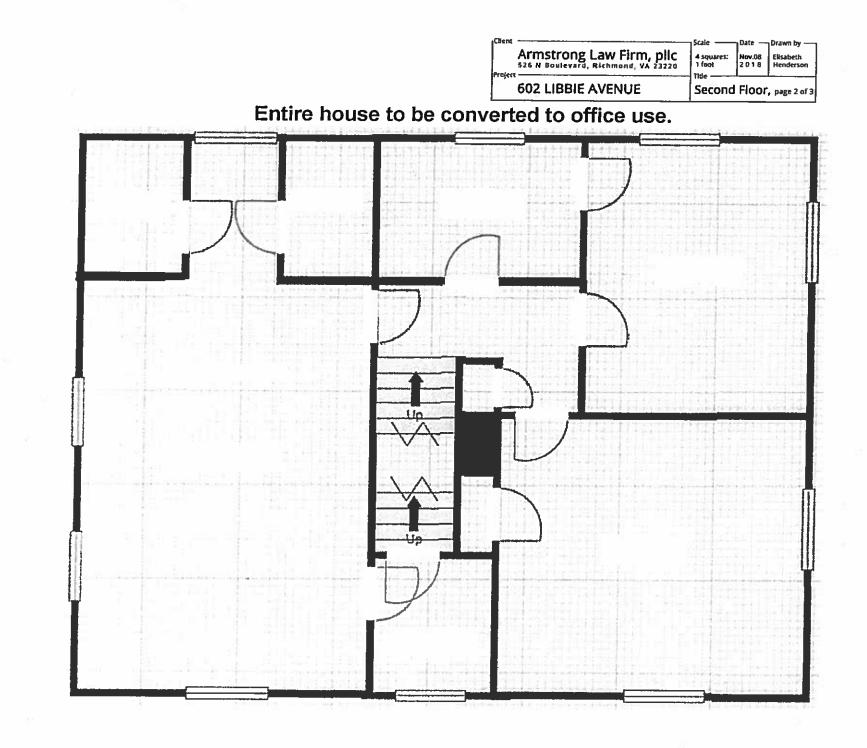






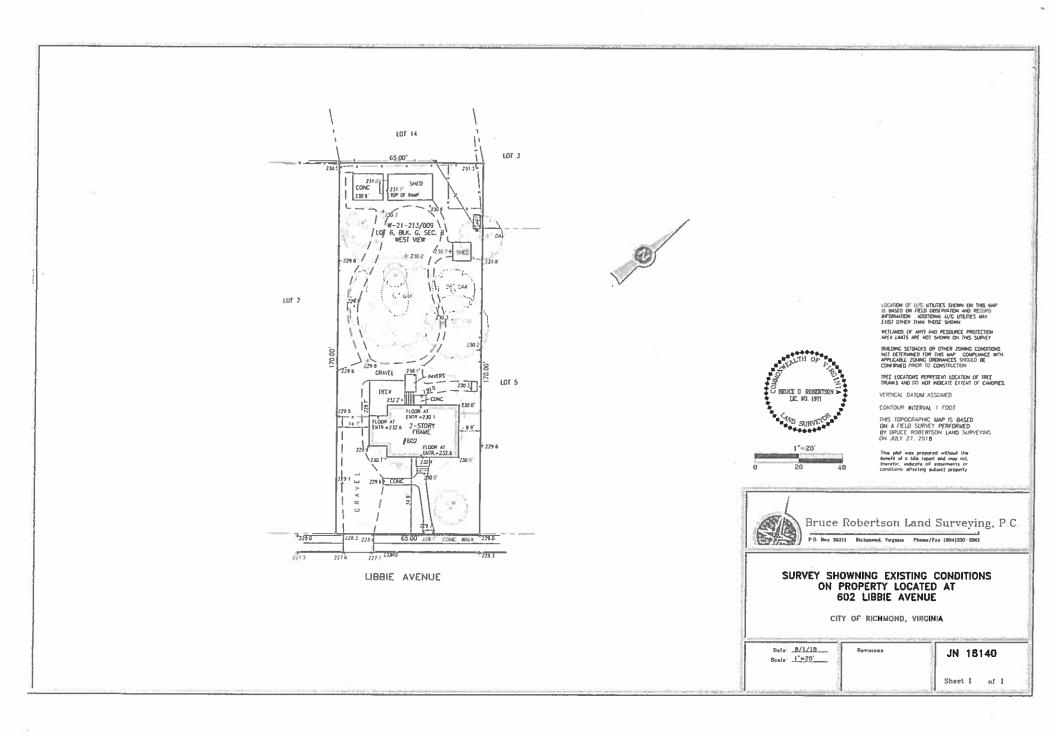
 $\sim 10^{-10}$



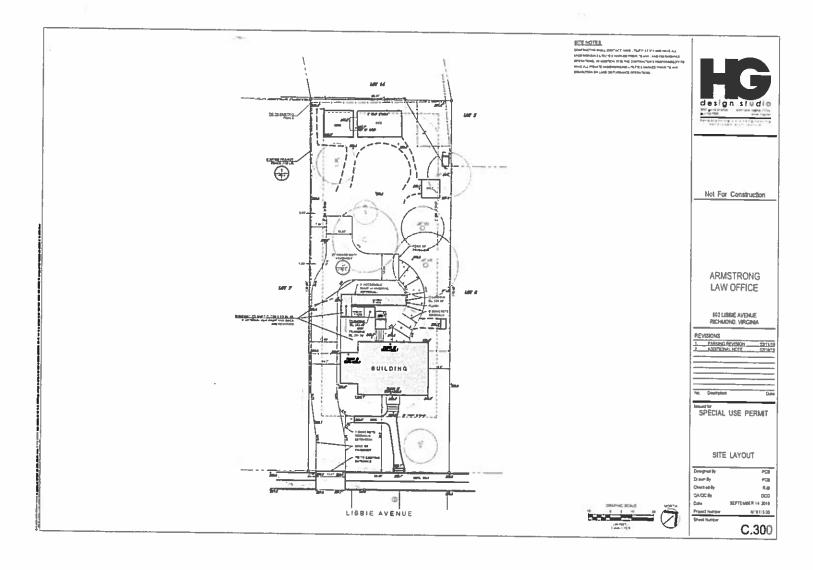


			Armstrong Law Firm, p 526 N Boulevard, Richmond, VA 23 Project	IIC 4 squares: Nov.08 Elisabet 220 1 foot 2 0 1 8 Hender
			602 LIBBIE AVENUE	Attic, page 3 of 3
والإيلام والمراجع والمعارية والمعارية والمعادي	an in het stationische biegen von der der	okarinenni-konstaladada a	en en sin henne maken er er er en er	ing the second by web in both the second
(non-second second s A second	(a) A property of the second state of the s			
		Attic		
		and the second se		
		100000000000000	a la la presenta de la presenta de Antonio de la presenta	
		Start Start Start		
		11 10 10 12 1 St. 18		
		·····································		
				in a statistical
 (a) and (a) = - 	and the second sec		and a second second Second second	
1				
	그는 가슴 속 한	A CONTRACTOR OF A		신 - 일부 문제
	- 44 HE - 446	and the second		
	al direction.		그는 바람이다. 한 가슴이	at in him is
		1/		
		<u> </u>	12 20 원 2 원 2 원 - 12 -	
				1
		The second states of	. 내 관광을 위해 편 것, 이 분석	[] - E [] [[] [] [] [] [] [] [] [] [] [] [] []
				1
	alma the shirts	mi sithilin.	Care & Statistical States	Sanda Statistica and

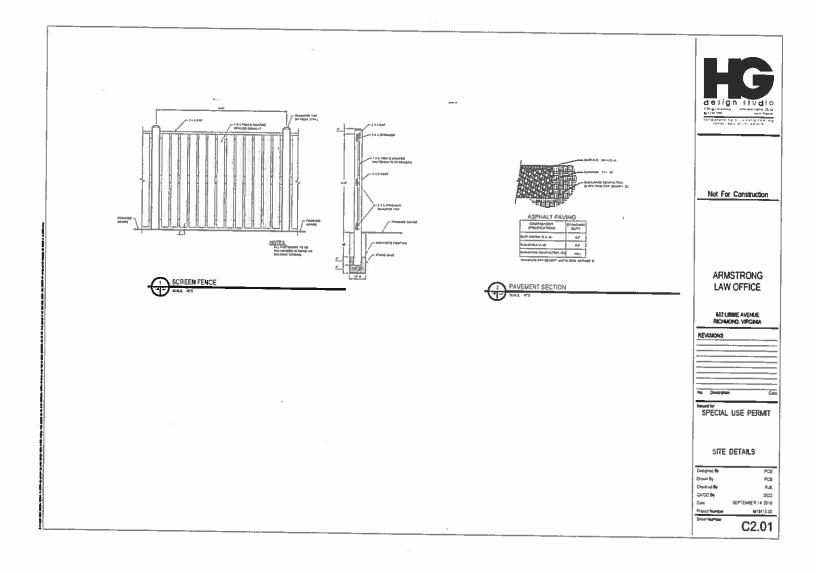
.

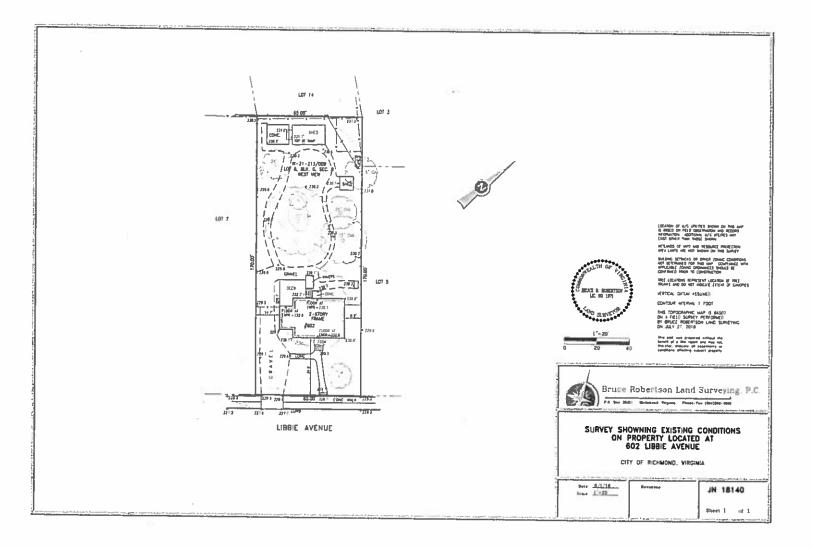


	Armstrong Law Office Special Use Permit	
1. <u>EVENTER / DEVVELOPTER.</u> Advertisione Laboreten and Explored Advertisions Schlieber and Advertision advertision advertision advertision		All provide and open 2016 and 100 and
1 Statement 1 Stateme		Not For Construction
Verlan Andrea, artikular a sam Terra, Barriera A. <u>Ella Terra Resultan</u> A. <u>1. USA</u> Desarra, Antageren, monange derigt B. <u>UTA TERL</u> Antal A. <u>1. EUNTERL</u> Antal B. <u>EUNTY</u> Berland Stangtorms Stangtor and Antale and Antal		ARMSTRONG LAW OFFICE
Here Transmission and the second seco		602 LIBBIE AVENUE RICHAROND, VIRCINA REVISIONS
 STELEPTS Dava Texa, Stelepts of the second sec	PRE De(CHLST E_EXCLOSE E_EXCLOSE	Tra. Decryben Date
Symbol Legend: Herror R. Avergen Berror M. Avergen State weeken State weeken Stat	Drawing Index:	COVER SHEET Deam By PCB Deam By PCB Channel By PCB Project Margine MB(11) 201 Event Margine CO.OO

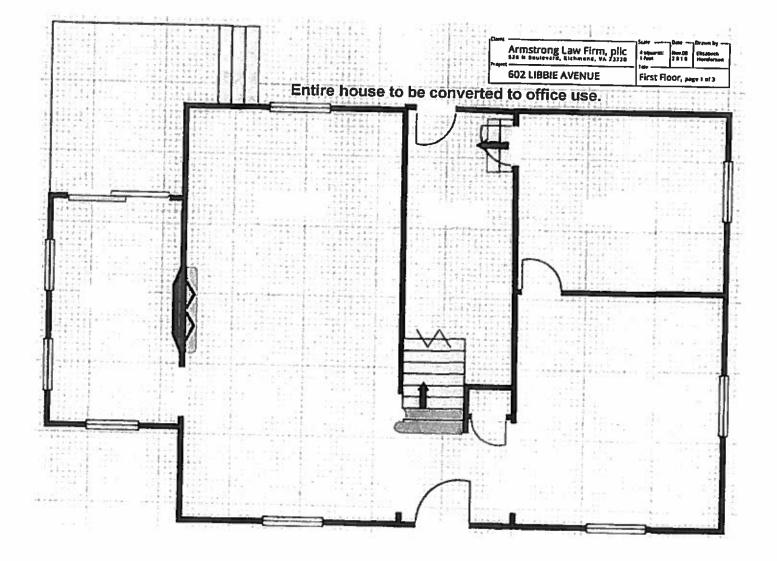


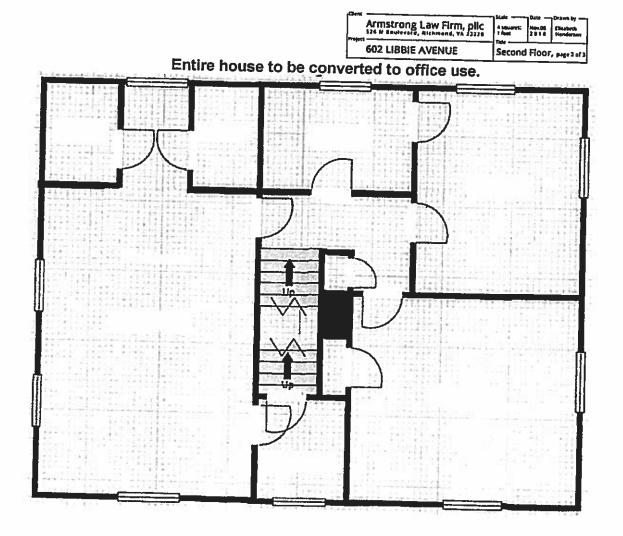
÷

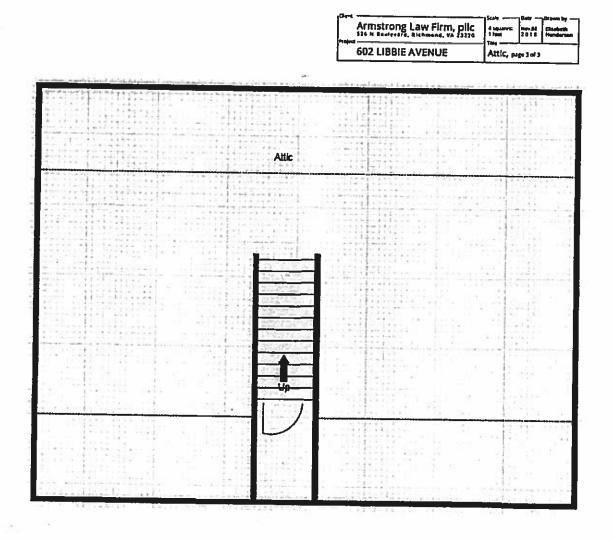




.







.

.