



Legislation Details (With Text)

**File #:** ORD. 2018-014      **Version:** 1      **Name:**

**Type:** Ordinance      **Status:** Adopted

**File created:** 12/15/2017      **In control:** City Council

**On agenda:** 2/5/2018      **Final action:** 2/12/2018

**Title:** To amend Ord. No. 85-193-244, adopted Oct. 28, 1985, as previously amended by Ord. No. 88-210-196, adopted Sep. 12, 1988, Ord. No. 92-367-314, adopted Oct. 12, 1992, Ord. No. 2011-13-26, adopted Feb. 28, 2011, and Ord. No. 2017-248, adopted Jan. 8, 2018, which authorized the special use of the properties known as 1090 and 1100 German School Road for use as an elderly housing facility, to remove 1090 German School Road from the special use permit, upon certain terms and conditions.

**Sponsors:** Mayor Stoney (By Request)

**Indexes:** Special Use Permit

**Code sections:**

**Attachments:** 1. Ord. No. 2018-014, 2. Staff Report, 3. Application Form & Applicant's Report.pdf, 4. Map

Date	Ver.	Action By	Action	Result
2/12/2018	1	City Council	adopted	Pass
2/5/2018	1	Planning Commission	recommended for approval	
1/8/2018	1	City Council	introduced and referred	

To amend Ord. No. 85-193-244, adopted Oct. 28, 1985, as previously amended by Ord. No. 88-210-196, adopted Sep. 12, 1988, Ord. No. 92-367-314, adopted Oct. 12, 1992, Ord. No. 2011-13-26, adopted Feb. 28, 2011, and Ord. No. 2017-248, adopted Jan. 8, 2018, which authorized the special use of the properties known as 1090 and 1100 German School Road for use as an elderly housing facility, to remove 1090 German School Road from the special use permit, upon certain terms and conditions.

**O & R Request**

**DATE:** December 20, 2017      **EDITION:** 1

**TO:** The Honorable Members of City Council

**THROUGH:** The Honorable Levar M. Stoney, Mayor  
**(This is no way reflects a recommendation on behalf of the Mayor.)**

**THROUGH:** Selena Cuffee-Glenn, Chief Administrative Officer

**THROUGH:** Peter L. Downey, Deputy Chief Administrative Officer for Economic Development and Planning

**FROM:** Mark A. Olinger, Director, Department of Planning and Development Review

**RE:** To amend Ord. No. 85-193-244, adopted Oct. 28, 1985, as previously amended by Ord. No. 88-210-196, adopted Sep. 12, 1988, Ord. No. 92-367-314, adopted Oct. 12, 1992, and Ord. No. 2011-13-26, adopted Feb. 28, 2011, and Ord. No. 2017-248, adopted XXX XX, XXXX, which authorized the special use of the properties known as 1090 and 1100 German School Road for use as an elderly housing facility, to remove 1090 German School Road from the ordinance, upon certain terms and conditions.

**ORD. OR RES. No.**

**PURPOSE:** To amend Ord. No. 85-193-244, adopted Oct. 28, 1985, as previously amended by Ord. No. 88-210-196, adopted Sep. 12, 1988, Ord. No. 92-367-314, adopted Oct. 12, 1992, and Ord. No. 2011-13-26, adopted Feb. 28, 2011, and Ord. No. 2017-248, adopted XXX XX, XXXX, which authorized the special use of the properties known as 1090 and 1100 German School Road for use as an elderly housing facility, to remove 1090 German School Road from the ordinance, upon certain terms and conditions.

**REASON:** The applicant has proposed a multi-family development at 1090 German School Road which will be authorized through a new special use permit ordinance. An special use permit pertaining to an elderly housing development at 1090 and 1100 German School Road is currently in place. An amendment to the existing special use permit ordinance is therefore required to remove 1090 German School Road.

**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 5, 2018, meeting. A letter outlining the Commission’s recommendation will be forwarded to City Council following that meeting.

**BACKGROUND:** 1090 German School Road is located in the Jahnke neighborhood in the City’s Midlothian Planning District. The property is comprised of 133,294 SF, or 3.06 acres, and is currently unimproved. The density of the parcel if developed as proposed would be approximately 31 units per acre.

The City of Richmond’s current Land Use Plan designates a land use category for the subject property as Multi-family Medium Density. “Primary uses are multi-family dwellings at densities up to 20 units per acre. Includes day nurseries, adult day care and residential support uses such as schools, places of worship, neighborhood parks and recreation facilities, and limited public and semi-public uses. (City of Richmond Master Plan, p. 133).

The City’s Zoning Ordinance designates this property as R-3 (Single-family Residential). The property is also subject to an existing special use permit allowing elderly housing at 1090 and 1100 German School Road. The elderly housing development authorized at 1090 German School Road was not constructed. The existing special use permit ordinance pertaining to 1090 and 1100 German School Road will therefore be amended, as part of this request, to remove 1090 German School Road.

Adjacent and nearby properties are a combination the same R-3 Single-family Residential District with the R-43 Multi-family Residential District occupying the adjacent areas to the south and west. Multi-family land use predominates the immediate vicinity of the subject property.

**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:** \$2,400 application fee

**DESIRED EFFECTIVE DATE:** Upon Adoption

**REQUESTED INTRODUCTION DATE:** January 8, 2018

**CITY COUNCIL PUBLIC HEARING DATE:** February 12, 2018

**REQUESTED AGENDA:** Consent

**RECOMMENDED COUNCIL COMMITTEE:** None

**CONSIDERATION BY OTHER GOVERNMENTAL ENTITIES:** City Planning Commission, February 5, 2018

**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.:** Amendment to Ord. No. 2017-248 and companion to new special use permit ordinance for 1090 German School Road.

**REQUIRED CHANGES TO WORK PROGRAM(S):** None

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

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

*PDR O&R No.17-54*

Key Issues:

Retain on Consent Agenda

Move to Regular Agenda

Refer Back to Committee

Remove from Council Agenda

Strike

Withdrawn

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