



## Legislation Text

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**File #:** RES. 2022-R034, **Version:** 1

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To modify the decision of the Commission of Architectural Review partially approving with conditions a certificate of appropriateness to replace windows at 2323 Venable Street by fully approving such application and removing all conditions to such approval. (7<sup>th</sup> District)

WHEREAS, on February 22, 2022, the Commission of Architectural Review issued a partial approval of an application by the owner of 2323 Venable Street identified as Certificate of Appropriateness Application No. COA-105889-2022 for vinyl windows installed to remediate a mold condition; and

WHEREAS, on March 7, 2022, pursuant to section 30-930.8 of the Code of the City of Richmond (2020), as amended, the owner of 2323 Venable Street filed an appeal with the City Clerk asking that the Council modify the Commission of Architectural Review's decision granting partial approval to instead grant full approval without conditions of Certificate of Appropriateness Application No. COA-105889-2022; and

WHEREAS, pursuant to section 30-930.8 of the Code of the City of Richmond (2020), as amended, the Council may reverse or modify the decision appealed, in whole or in part, by resolution when it is satisfied that the decision of the Commission of Architectural Review is in error, or, by taking no action, the Council may affirm the decision of the Commission; and

WHEREAS, the Council is satisfied that the Commission of Architectural Review's decision is in error under Chapter 30, Article IX, Division 4 of the Code of the City of Richmond (2020), as amended, because the Council believes that the owner of 2323 Venable Street has presented sufficient evidence to show that the Commissioner of Buildings has determined that the alteration of the house at 2323 Venable Street is required for public safety because of an unsafe or dangerous condition within the meaning of section 30-930.6(j) of the Code of the City of Richmond (2020), as amended, in the form of the mold condition that the owner of 2323 Venable Street installed the vinyl windows to remediate;

NOW, THEREFORE,

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

That the Council hereby modifies the decision of the Commission of Architectural Review partially approving with conditions Certificate of Appropriateness Application No. COA-105889-2022 to replace windows at 2323 Venable Street in the Union Hill Old and Historic District by fully approving such application as originally submitted by the owner of 2323 Venable Street and removing all conditions to such approval.

BE IT FURTHER RESOLVED:

That the Council hereby directs that a Certificate of Appropriateness sufficient to show the Council's full approval of Certificate of Appropriateness Application No. COA-105889-2022 without any conditions thereon be issued to the owner of 2323 Venable Street.