



## Legislation Details (With Text)

**File #:** ORD. 2018-287      **Version:** 1      **Name:**

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

**File created:** 11/14/2018      **In control:** City Council

**On agenda:** 2/11/2019      **Final action:** 2/11/2019

**Title:** To amend and reordain City Code § 8-12, concerning the use of City-owned real estate, for the purpose of imposing certain requirements on the use of City-owned real estate as cold weather shelters for homeless persons.

**Sponsors:** Ellen Robertson

**Indexes:**

**Code sections:**

**Attachments:** 1. Ord. No. 2018-287

Date	Ver.	Action By	Action	Result
2/11/2019	1	City Council	adopted	Pass
1/28/2019	1	City Council	continued	Pass
1/22/2019	1	Land Use, Housing and Transportation Standing Committee	recommended for approval	Pass
12/17/2018	1	City Council	continued and referred back	
11/20/2018	1	Land Use, Housing and Transportation Standing Committee	recommended for continuance	
11/13/2018	1	City Council	introduced and referred	

To amend and reordain City Code § 8-12, concerning the use of City-owned real estate, for the purpose of imposing certain requirements on the use of City-owned real estate as cold weather shelters for homeless persons.

### THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That section 8-12 of the Code of the City of Richmond (2015) be and hereby is **amended** and reordained as follows:

#### **Sec. 8-12. Use of City-owned real estate.**

(a) *Authority.* Pursuant to sections 2.03(h) and 4.02 of the City Charter, the power to control and regulate the use and management of all City-owned real estate is vested in the City Council.

(b) *Purpose.* The purpose of this section is to provide for the:

(1) Use and management of City-owned real estate for which no other ordinance provides;  
and

(2) Change in use or management of City-owned real estate for which no other ordinance provides.

(c) *Use.*

(1) Where any provision of this Code or any other ordinance provides for a specific use for City-owned real estate, that use shall continue until such use is modified by ordinance.

(2) No use of City-owned real estate shall be changed except by ordinance adopted by the City Council.

(3) No City-owned real estate shall be used in a manner contrary to a use provided for by ordinance adopted by City Council.

(d) [~~Exception~~] *Exceptions.*

(1) This section shall not apply to City-owned real estate designated for use as a community garden pursuant to the provisions of Article III, Division 5 of this chapter.

(2) Notwithstanding subsection (c) of this section or any other provision of this Code to the contrary, no City-owned real estate shall be used as a cold weather shelter for homeless persons until:

a. The Chief Administrative Officer has submitted to the City Council:

1. Evidence that the Chief Administrative Officer has caused to be held one or more public meetings to allow public comment on the proposed use of such City-owned real estate as a cold weather shelter for homeless persons, together with the substance of any public comment made at any such meetings; and

2. A written plan for operating a cold weather shelter on the City-owned real estate proposed to be used as a cold weather shelter for homeless persons that includes the specific periods of time during which such City-owned real estate is proposed to be

used as a cold weather shelter for homeless persons; and

b. The City Council has approved the use of such City-owned real estate as a cold weather shelter for homeless persons in the manner provided by subdivision (2) of subsection (c) of this section.

§ 2. This ordinance shall be in force and effect upon adoption.