



Legislation Text

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

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.