

**AN ORDINANCE
AMENDING AND REENACTING CHAPTER 34 (ZONING), ARTICLE II
(OVERLAY DISTRICTS), DIVISION 2 (HISTORICAL PRESERVATION AND
ARCHITECTURAL DESIGN CONTROL OVERLAY DISTRICTS, TO
DESIGNATE TAX MAP 4 PARCEL 46 (414 AND 415-B TENTH STREET, N.W.) AS
AN INDIVIDUALLY PROTECTED PROPERTY AND MINOR DESIGN CONTROL
DISTRICT.**

WHEREAS during a joint meeting of the City Council and Planning Commission on June 14, 2022, the owner of the property at 415/415-B 10th Street NW expressed consent for the City to research and pursue individually protected property designation of the property; and

WHEREAS on July 12, 2022, the Planning Commission considered the factors set forth within Sec. 34-274 of the City Code and recommended the designation of property identified on City Tax Map 4 as Parcel 46 (415 and 415-B 10th Street N.W.) (the "Subject Property") to the City's list of individually protected properties set forth within Sec. 34-273(b) of the Charlottesville City Code (together, the "Proposed Text and Map Amendment"); and

WHEREAS a public hearing on the Proposed Text and Map Amendment was conducted jointly by City Council and Planning Commission on July 12, 2022, following notice to the public, to the property owner, and adjacent property owners, as required by law; and

WHEREAS on July 12, 2022 the Planning Commission voted to recommend the Proposed Text and Map Amendment to City Council for adoption; and

WHEREAS on July 19, 2022, at a regular meeting and following notice to the public, to the property owner, and adjacent property owners as required by law, the Board of Architectural Review voted to recommend the Proposed Text and Map Amendment; and

WHEREAS upon consideration of the goals and criteria set forth within Sections 34-273 and 34-274 of the City Code, the recommendations of the City Planning Commission and Board of Architectural Review, and the information and analysis set forth within the Staff Report submitted to City Council for this proposed designation, City Council finds and determines that the Subject Property is suitable and appropriate to be individually protected and that the Proposed Text and Map Amendment is required by the public necessity, convenience, general welfare or good zoning practice; now, therefore,

BE IT ORDAINED by the Council for the City of Charlottesville, Virginia, that the Code of the City of Charlottesville (1990), as amended, Chapter 34 (Zoning), Article II (Overlay Districts), Division 2 (Historical Preservation and Architectural Design Control Overlay Districts) is hereby amended and reordained, as follows:

Sec. 34-273. Individually protected properties.

(a) [...]

(b) Following is a list of landmarks, buildings and structures outside the city's major design control districts, which are deemed by city council to be of special historic, cultural, or architectural value (each, individually, a "Protected Property"). Each parcel containing a protected property is hereby designated a minor design control district.

[...]	[...]	[...]	[...]	[...]
69.1.	104	Stadium Road	Tax Map 16	Parcel 2
70.	214	Stribling Avenue	Tax Map 18A	Parcel 33
71.	134	Tenth Street, N.W.	Tax Map 31	Parcel 56
<u>71.1*</u>	<u>414 and 415-B</u>	<u>Tenth Street, N.W.</u>	<u>Tax Map 4</u>	<u>Parcel 46</u>
72.	309	Twelfth Street, NE	Tax Map 54	Parcel 211

*[*Note: The number 71.1 is used to maintain the alphabetical order of the list.]*

BE IT FURTHER ORDAINED that the Zoning Map is hereby amended to apply an overlay district designation to Tax Map Parcel 46 (414 and 415-B Tenth Street, N.S.) as a minor design control district, as specified by the provisions of City Code §34-273(b).