

ORDINANCE
AMENDING AND RE-ORDAINING CHAPTER 9 (ELECTIONS),
SECTION 9-1 (DESIGNATION AND BOUNDARIES OF WARDS),
SECTION 9-27 (FIRST WARD), SECTION 9-28 (SECOND WARD),
SECTION 9-29 (THIRD WARD),
AND SECTION 9-30 (FOURTH WARD),
TO CHANGE THE PRECINCT BOUNDARIES AND VOTING PLACES.

WHEREAS, pursuant to Va. Code Section 24.2-307, City Council must be notified and undertake a precinct boundary revision process whenever the number of voters who voted in a precinct in an election for President of the United States exceeds 4,000, and

WHEREAS, the Johnson precinct in Charlottesville exceeded 4000 voters in a presidential election and several other precincts approached the same threshold, and

WHEREAS, large increases in voter registration since 2010 have created consistent logistical issues with two current polling places, Tonsler and Alumni Hall, and

WHEREAS, in 2021 and 2022 a Reprecincting Committee consisting of several community members, the Electoral Board Chair and the City Registrar, met to discuss the current polling places, number of voters at those places, where the population growth has occurred since 2010, where development was either underway or in the proposal state, and possible new polling places, and

WHEREAS, the Reprecincting Committee arrived at the attached proposed Map which eliminates Tonsler and Alumni Hall as polling places, proposes Jackson Via Elementary School and Charlottesville High School as new polling places, redraws precinct boundaries to distribute voters among the precincts, and amends ward descriptions to encapsulate those changes, and

WHEREAS, City Council had a first reading of the proposed ordinances changes during a public meeting held on January 17, 2023, and

WHEREAS, pursuant to Va. Code Section 24.2-129(B), City Council and the General Registrar accepted public comment via mail, email, fax, phone, or in person for a period greater than 30 days to allow the public the opportunity to provide input on the Map and proposed changes, and

WHEREAS, pursuant to Va. Code Section 24.2-129(B), City Council held a public hearing on February 6, 2023 to give the public an opportunity to comment on the Map and proposed precinct changes, and

WHEREAS, the Public Hearing and Public Comment Period were widely advertised to the public to promote participation, and

WHEREAS, no further amendments or changes were recommended for approval by City Council.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Charlottesville, Virginia that the City of Charlottesville's shall amend and re-ordain Chapter 9 (Elections) of the City Code to reflect the proposed Map which eliminates Tonsler and Alumni Hall as polling places, proposes Jackson Via Elementary School and Charlottesville High School as new polling places, redraws precinct boundaries to distribute voters among the precincts, and amends ward descriptions to encapsulate those changes.

BE IT FURTHER ORDAINED by the Council of the City of Charlottesville, Virginia that, pursuant to Va. Code Section 24.2-129(C), these precinct changes shall be published on the City of Charlottesville's web site and in the Daily Progress, and a 30 day waiting period will occur prior to enactment to allow affected voters to bring legal challenge.

BE IT FURTHER ORDAINED by the Council of the City of Charlottesville, Virginia that these ordinance changes shall be effective on April 7th, 2023.

BE IT FURTHER ORDAINED by the Council of the City of Charlottesville, Virginia that, after enactment, notice will be provided to all affected voters through direct mail, and

BE IT FURTHER ORDAINED by the Council of the City of Charlottesville, Virginia that, after enactment, the City and the General Registrar will comply with all relevant statutes and ensure proper notice and filing of precinct changes with applicable local and state departments.

Approved By Council
March 6, 2023

Kyna Thomas, CMC
Clerk of Council

**AN ORDINANCE AMENDING AND RE-ORDAINING CHAPTER 9 (ELECTIONS),
SECTION 9-1 (DESIGNATION AND BOUNDARIES OF WARDS), SECTION 9-27
(FIRST WARD), SECTION 9-28 (SECOND WARD), SECTION 9-29 (THIRD WARD),
AND SECTION 9-30 (FOURTH WARD), TO CHANGE THE PRECINCT BOUNDARIES
AND VOTING PLACES.**

Sec. 9-1. - Designation and boundaries of wards.

(a) *Generally.* The territory within the city shall be divided into four (4) wards whose boundaries shall be as prescribed in this section.

(b) *First ward.* The first ward shall embrace all the territory in the eastern part of the city which is not embraced within the boundaries of the second ward and the third ward.

(c) *Second ward.* The second ward shall embrace all territory lying within the following boundaries: beginning at the intersection of Main Street and 2nd Street, N.E., thence west along the centerline of Main Street to the intersection of the centerline of 10th Street, N.W.; thence north along the centerline of 10th Street, N.W. to the centerline of Page Street, thence along the centerline of Page Street west to the intersection of the centerline of 11th Street NW; thence in a northern direction along the centerline of 11th Street, N.W. to the centerline of Grady Avenue; thence in a northwestern direction along the centerline of Grady Avenue to the centerline of Rugby Road; thence in a northwesterly direction along the centerline of Rugby Road to the junction of the centerline of Hydraulic Road and Rugby Road; thence along the centerline of Hydraulic Road to the southeastern corner of the intersection of U.S. Route 29 North and Hydraulic Road; thence along the eastern margin of U.S. Route 29 North, north to the corporate limits; thence in an easterly direction along the corporate limits to the southern margin of Virginia Highway 631; thence along the corporate limits south until the intersection with Park Street; thence continuing along the corporate limits to the confluence of the Rivanna River and Meadow Creek, thence along the centerline of Meadow Creek in a western direction to the intersection with the western boundary of Pen Park (City Tax Map 48B, Parcel 1), thence in a southern direction along that boundary to the centerline of Megan Court; thence in a southern direction along the centerline of Megan Court to the centerline of Locust Lane; thence in a southeastern direction along the centerline of Locust Lane to the centerline of Locust Avenue; thence in a southwesterly direction along the centerline of Locust Avenue to the centerline of the U.S. Route 250 Bypass; thence in a northwestern direction along the centerline of the U.S. Route 250 Bypass to the centerline with McIntire Road; thence in a southern direction along the centerline of McIntire Road to the intersection of the centerline of Nelson Drive; thence along the centerline of Nelson Drive to the intersection of the centerline of 2nd Street, N.E.; thence along the centerline of 2nd Street, N.E. to the point of beginning.

(d) *Third ward.* The third ward shall embrace all territory lying within the following boundaries: beginning at the intersection of Main Street and 2nd Street, N.E., thence west

along Main Street to the intersection of the centerline of Jefferson Park Avenue; thence in a southwestern direction along the corporate limits to the intersection with Fontaine Avenue, thence in a southern direction continuing along the corporate limits to the centerline of Old Lynchburg Road, thence continuing along the corporate limits in an eastern direction to intersection with the centerline of 6th Street SE, thence north along the centerline of 6th Street SE to the centerline of Rougemont Avenue; thence along the centerline of Rougemont Avenue in a western direction to the centerline of Hartmans Mill Road; thence along the centerline of Hartmans Mill in a northern direction to the centerline of 1st Street South.; thence in a northeastern direction along the centerline of 1st Street South to the southwest corner of Parcel 218 (Crescent Halls) of City Tax Map 28, thence along the southern boundary of said Parcel to the southeast corner, thence north along the eastern boundary of said Parcel to the centerline of 2nd Street SE; thence north along the centerline of 2nd Street SE to the beginning.

(e) *Fourth ward.* The fourth ward shall embrace all the territory in the western part of the city which is not embraced within the boundaries of the second ward and the third ward.

(b) *First Ward.* The first ward shall embrace all the territory in the eastern part of the city which is not embraced within the boundaries of the second ward, the third ward, or the fourth ward.

(c) *Second Ward.* The second ward shall embrace all territory lying within the following boundaries: South of the centerline of Rugby Road and Rugby Avenue; South of the centerline of U.S. Route 250 Bypass which is East of Rugby Avenue and West of McIntire Road; South of the boundary of the Walker Precinct where it meets the corporate limits; East of the Western corporate limits; North of the Southern boundary along West Main Street at the intersection of JPA until the intersection of West Main Street and Ridge Street.

(d) *Third Ward.* The third ward shall embrace all territory lying within the following boundaries: beginning at the intersection of Garrett Street and 2nd Street, S.E., thence west along Garrett Street to the intersection of Garrett and Ridge Street, thence North on Ridge Street to the intersection on West Main Street and Ridge Street; thence in a Western direction on Main Street following the boundary of the second ward; in a Southwestern direction along the corporate limits to the intersection where Fontaine Avenue meets the corporate limits on the Eastern side, thence in a southern direction continuing along the corporate limits to the centerline of Old Lynchburg Road, thence continuing along the corporate limits in an Eastern direction to intersection with 6th Street SE, thence North along of 6th Street SE to the intersection of 6th Street SE and Elliott Avenue; thence along the Elliott Avenue in a Western direction to the intersection of 1st Street South; thence North along 1st Street South until it intersects with 2nd Street Southeast; thence North on Second Street Southeast until Garrett Street.

(e) *Fourth Ward.* The fourth ward shall embrace all the territory in the northern part of the city which is not embraced within the boundaries of the first ward and the second ward.

(Code 1976, § 8-1; 4-16-90; 4-4-11(1), § 1)

State Law reference— ~~Wards generally, Code of Virginia, § 15.1-803.~~ At-large and district elections; reapportionment and redistricting of districts or wards; limits, Code of Virginia, § 24.2-304.1.

ARTICLE II. - ELECTION DISTRICTS AND VOTING PLACES

Sec. 9-26. - Generally.

Each ward of the city shall constitute two (2) election precincts, as defined in this article, except in the third ward, which shall constitute three (3) election precincts. Elections in each district in each ward shall be held at such voting places as may from time to time be designated by the council. The voting places, as now constituted, shall be so continued unless and until changed by the council, but no change shall be made in any voting place within sixty (60) days next preceding any general election.

(Code 1976, § 8-2; 4-4-11(1), § 1)

State Law reference— ~~Duty of council to establish election districts or precincts and voting places~~ Requirements for county and city precincts, Code of Virginia, § 24.2-307.

Sec. 9-27. - First ward.

~~(a) *Clark precinct.* The Clark precinct of the first ward shall embrace all territory in the first ward lying south of the centerline of the Chesapeake & Ohio Railway Company right-of-way. The voting place for this precinct shall be the Clark Elementary School.~~

~~(b) *Key Recreation precinct.* The Key Recreation precinct of the first ward shall embrace all territory in the first ward lying north of the centerline of the Chesapeake & Ohio Railway Company right-of-way. The voting place for this precinct shall be the Herman Key Recreation Center at 800 East Market Street.~~

(a) *Key Recreation precinct.* The Key Recreation precinct of the First Ward shall embrace all territory in the First Ward lying North of the centerline of Garrett Street and North of the Chesapeake & Ohio Railway Company right-of-way, beginning at Avon Street; South of the US 250 Bypass from McIntire Road to the Eastern corporate limits; and East of Ridge/McIntire Road. The voting place for this precinct shall be Herman Key Recreation Center at 800 East Market Street.

(b) *Clark precinct.* The Clark precinct of the First Ward shall embrace all territory in the First Ward lying South of the centerline of the Chesapeake & Ohio Railway Company right-of-way from Avon Street to the Eastern corporate limits and South of the centerline of Garrett Street to the Southern corporate limits. It shall be bound on the West side by 6th Street SE, 1st Street S and 2nd Street SE, as detailed in the designation of boundaries for the First Ward. The voting place for this precinct shall be Clark Elementary School at 1000 Belmont Avenue.

(Code 1976, § 8-2; 9-5-89; 12-3-90; 2-7-00(1); 8-20-01; 9-3-02; 4-4-11(1), § 1; 1-6-20(2))

Sec. 9-28. - Second ward.

~~(a) *Carver precinct.* The Carver precinct of the second ward shall embrace all territory in the second ward lying south of the centerline of Rugby Avenue and south of the centerline of that portion of the U.S. Route 250 Bypass which is east of Rugby Avenue and west of McIntire Road. The voting place for this precinct shall be the Carver Recreation Center located at 233 Fourth Street, N.W.~~

~~(b) *Walker precinct.* The Walker precinct of the second ward shall embrace all territory in the second ward lying north of the centerline of Rugby Avenue and north of the centerline of that portion of the U.S. Route 250 Bypass which is east of Rugby Avenue and west of Locust Avenue. The voting place for this precinct shall be the Walker Upper Elementary School.~~

(a) *Carver precinct.* The Carver precinct of the Second Ward shall embrace all territory in the Second Ward lying South of the centerline of Rugby Road & Rugby Avenue and lying South of the centerline of U.S. Route 250 Bypass between Rugby Avenue and McIntire Road. The Eastern boundary is Ridge/McIntire Road, the Southern boundary is W Main Street, and the Western boundary is Venable precinct. The voting place for this precinct shall be the Carver Recreation Center at 233 Fourth Street NW.

(b) *Venable precinct.* The Venable precinct of the Second Ward shall embrace all territory in the Second Ward lying East and North of the Western corporate limits; West of the intersections of 10th Street & Page Street and 11th Street & Page Street; and South of Grady Ave until meeting Rugby Road, including University Circle and Snavely, Abbott and Ribble. The voting place for this precinct shall be Venable Elementary School at 406 14th Street NW.

(Code 1976, § 8-2; 4-4-11(1), § 1; 7-5-11; 1-22-13)

Sec. 9-29. - Third ward.

~~(a) *Benjamin Tonsler precinct.* The Benjamin Tonsler precinct of the third ward shall embrace all the territory in the third ward lying east of the line running along the centerline of Roosevelt Brown Boulevard, 9th Street, S.W., Forest Hills Avenue and Cherry Avenue (between Forest Hills Avenue and Rock Creek), and east of Rock Creek and 5th Street, S.W. The voting place for this precinct shall be the Tonsler Park Recreation Center on Cherry Avenue.~~

~~(b) *Johnson precinct.* The Johnson precinct of the third ward shall embrace all territory in the third ward lying west of the centerline of 5th Street, S.W. between the corporate limits and Rock Creek, and west of Rock Creek between 5th Street S.W., and Cherry Avenue; and south of a line beginning at the intersection of Rock Creek and Cherry Avenue, thence continuing southwest along the centerline of Cherry Avenue to Shamrock Road; thence northwest along the centerline of Shamrock Road to the Southern Railway right-of-way, thence southwest along the railroad right-of-way to Jefferson Park Avenue, thence north along the centerline of Jefferson Park Avenue to the centerline of Maury Avenue, thence north along the centerline of Maury Avenue to the corporate limits. The voting place for this precinct shall be the Johnson Elementary School at 1645 Cherry Avenue.~~

~~(c) *Buford precinct.* The Buford precinct shall embrace all territory in the third ward lying west of the centerline of Roosevelt Brown Boulevard and 9th Street, S.W. to its intersection with Forest Hills Avenue, and north of a line running west from 9th Street, S.W. along the centerline of Forest Hills Avenue to Cherry Avenue, thence west along the centerline of Cherry Avenue to Shamrock Road, thence northwest along the centerline of Shamrock Road to the Southern Railway right-of-way, thence southwest along the railroad right-of-way to Jefferson Park Avenue, thence north along the centerline of Jefferson Park Avenue to the centerline of Maury Avenue, thence north along the centerline of Maury Avenue to the corporate limits. The voting place for this precinct shall be Buford Middle School at 1000 Cherry Avenue.~~

(a) *Jackson-Via precinct.* The Jackson-Via precinct of the Third Ward shall embrace all the territory in the Third Ward lying South of the Chesapeake & Ohio Railway Company track and West of where the track intersects with Jefferson Park Avenue Extended. The precinct shall continue South of the centerline of Cleveland Ave and shall also include; Witton, Hurst, Dalton and Norwich and everything East of 5th Street SW and South of Elliott meeting the Clark precinct boundaries on the East side.

(b) *Johnson precinct.* The Johnson precinct of the Third Ward shall embrace all territory in the Third Ward lying South and East of the Western corporate limits; West of Brandon Ave and Valley Road Extension; and North of the centerline of Cleveland Avenue, with the exception of Witton, Hurst, Dalton and Norwich. The voting place for this precinct shall be the Johnson Elementary School at 1645 Cherry Avenue.

(c) *Buford precinct.* The Buford precinct of the Third Ward shall embrace all territory in the Third Ward lying South of West Main Street; East of Valley Road Extension; West of

5th Street SW up to Cherry Avenue; West of the centerline of 1st Street S; and North of Elliott Avenue. The Southern border follows along the Jackson-Via, Johnson, and Clark precinct boundaries. The voting place for this precinct shall be Buford Middle School at 1000 Cherry Avenue.

(Code 1976, § 8-2; 6-1-98(1); 8-20-01; 3-7-05; 4-5-10(1); 4-4-11(1), § 1; 8-15-16(1))

Sec. 9-30. - Fourth ward.

~~(a) *Venable precinct.* The Venable precinct of the fourth ward shall embrace all territory in the fourth ward lying east of the centerline of Rugby Road between University Avenue and Grady Avenue, and south of the centerline of Grady Avenue between Rugby Road and 11th Street, N.W. The voting place for this precinct shall be Venable Elementary School.~~

~~(b) *Alumni Hall precinct.* The Alumni Hall precinct of the fourth ward shall embrace all territory in the fourth ward lying south of the centerline of Hydraulic Road and west of the centerline of Rugby Road. The voting place for this precinct shall be Alumni Hall located on Emmet Street.~~

(a) *Charlottesville High School precinct.* The Charlottesville High School precinct of the Fourth Ward shall embrace all territory in the Fourth Ward lying South and West of the North & Northeast corporate limits and North of the U.S. Route 250 Bypass where it meets Hydraulic Road; East of Hydraulic Road until it meets Meadow Creek; and East of Meadow Creek, until it meets the Northern corporate limits. The voting place for this precinct shall be the Charlottesville High School at 1400 Melbourne Road.

(b) *Walker precinct.* The Walker precinct of the Fourth Ward shall embrace all territory in the Fourth Ward lying South & East of the Northern & Western corporate limits; North of the centerline of Rugby Road and Rugby Avenue; South of the centerline of the U.S. Route 250 Bypass where it meets Hydraulic Road; West of Hydraulic Road until it meets Meadow Creek; and West of Meadow Creek bound by the Northern corporate limits. The voting place for this precinct shall be the Walker Upper Elementary School Gymnasium at 1699 Rose Hill Drive.

(Code 1976, § 8-2; 9-5-89; 2-5-90; 4-4-11(1), § 1)