#### AN ORDINANCE OF THE COUNCIL

#### FOR THE TOWN OF ABINGDON, VIRGINIA TO AMEND

### Part II - Code, Appendix B-Zoning Ordinance, Article 8.-OH Old and Historic District;

# Section 8-2.-Permitted uses-By right, Sub-section 8-2-13

WHEREAS, § 15.2-2280 of the Code of Virginia 1950, as amended, grants the local governing body the authority to classify the territory under its jurisdiction or any substantial portion thereof into districts of such number, shape and size as it may deem best suited to carry out the purposes of this article and in each district it may regulate, restrict, permit, prohibit, and determine the use of land, buildings, structures and other premises for agricultural, business, industrial, residential, flood plain and other specific uses; and

WHEREAS, the Town of Abingdon's current Code, Part II, Appendix B-Zoning Ordinance, Article 8.-OH Old and Historic District; Section 8-2.-Permitted uses-By right, Subsection 8-2-13, the Council for the Town of Abingdon has found it in the best interest to amend the body of its ordinance; and

## **NOW, THEREFORE BE IT ORDAINED** by the council of the Town of Abingdon that:

- 1. Should any section or provision of this ordinance be decided to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of any other section or provision of this ordinance or the Code of the Town of Abingdon, Virginia; and
- 2. The Town of Abingdon's current Code, Part II, Appendix B-Zoning Ordinance, Article 8.-OH Old and Historic District; Section 8-2.-Permitted uses-By right, Sub-section 8-2-13, that are proposed for amendment currently appear as follows:

Section 8-2.-Permitted uses-By right

Certain uses shall be permitted by right in the OH Old and Historic District specifically designated and located in the Old and Historic District Map as follows:

Section 8-2-13 Rest

Restaurants

Specialty retail shops

Museums

Professional studios; and

**BE IT FURTHER ORDAINED**, that upon the recommendation of the Council for the Town of Abingdon, Part II – Code, Appendix B-Zoning Ordinance, Article 8.-OH Old and Historic District; Section 8-2.-Permitted uses-By right, Sub-section 8-2-13, be amended as follows:

Section 8-2.-Permitted uses-By right

Certain uses shall be permitted by right in the OH Old and Historic District specifically designated and located in the Old and Historic District Map as follows:

Section 8-2-13 Restaurants

Specialty retail shops

Museums

Professional studios

Lofts in existing buildings or portions of existing buildings

#### **CERTIFICATE**

Pursuant to Section 2-100 of the Code of the Town of Abingdon, Virginia, I hereby certify that I have reviewed the foregoing proposed ordinance to amend Part II – Code, Appendix B-Zoning Ordinance, Article 8.-OH Old and Historic District; Section 8-2.-Permitted uses-By right, Sub-section 8-2-13, and find it to be in correct form, as set forth above, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

This ordinance was adopted on July 1, 2020, to take effect on August 1, 2020

Derek Webb, Mayor

The undersigned Clerk of the Town of Abingdon, Virginia (the "Town"), hereby certifies that the foregoing constitutes a true and correct copy of an ordinance duly adopted at a meeting of the Council held on July 1, 2020. I hereby certify that such meeting was a regularly scheduled meeting and that, during the consideration of the foregoing ordinance, a quorum was present. I further certify that the minutes of meeting was a regularly scheduled meeting and that, during the consideration of the foregoing ordinance, a quorum was present. I further certify that the minutes of such meeting reflect the attendance of the members and the voting on the foregoing ordinance was as follows:

MEMBERS	ATTENDANCE	VOTE
Derek Webb, Mayor	Yes	Aye
Donna Quetsch, Vice Mayor	Yes	Aye
Amanda Pillion	Yes	Aye
James Anderson	Yes	Aye

WITNESS MY HAND and the seal of the Town of Abingdon as of July 2, 2020.

(SEAL)

Kimberly Kingsley, Clerk