

To amend ch. 18 of the City Code by adding therein a new art. XI, consisting of new sections 18-600, 18-601 and 18-630, concerning arts and cultural districts, for the purpose of establishing an Arts and Cultural District pursuant to Va. Code § 15.2-1129.1.

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That Chapter 18 of the Code of the City of Richmond (2004) be and is hereby amended and reordained by adding therein a new Article XI, consisting of new sections numbered [insert], as follows:

## **ARTICLE XI**

### **ARTS AND CULTURAL DISTRICTS**

#### **DIVISION 1**

##### **Sec. 18-600. Application.**

This article creates an arts and cultural district in the City pursuant to Code of Virginia, § 15.2-1129.1.

##### **Sec. 18-601. Meaning of boundaries of district generally.**

Unless expressly provided otherwise, when the boundaries of a district are described by reference to particular streets, such boundaries shall be presumed to follow the centerlines of the streets identified, and the properties on the side of such streets outside the boundary area shall be presumed to lie outside of the district.

##### **Sec. 18-602. Meaning of arts and cultural venues.**

The term “arts and cultural venue” or “venue” shall mean those establishments located within the arts and cultural district that provide arts and cultural activities to the public and include, but are not limited to, theaters, art galleries, museums, dance studios, music halls, and historic sites.

##### **Sec. 18-603. Meaning of street frontage.**

The term “street frontage” means that portion of a lot abutting a street and situated between lot lines intersecting such street.

## **DIVISION 2**

### **ESTABLISHMENT OF DISTRICT**

#### **Sec. 18-630. Arts and Cultural District.**

There is hereby established an Arts and Cultural District. The boundaries of the Arts and Cultural District shall be as follows: beginning at the intersection of West Franklin Street and North Belvidere Street, then proceeding north along North Belvidere Street to its intersection with West Grace Street, then proceeding west on West Grace Street to its intersection with North Pine Street, then proceeding north along North Pine Street to its intersection with West Broad Street, then proceeding east upon West Broad Street to its intersection with North Belvidere Street, then proceeding north along North Belvidere Street to its intersection with West Marshall Street, then proceeding east along West Marshall Street to its intersection with North Madison Street, then proceeding north along North Madison Street to its intersection with Brook Road, then proceeding north along Brook Road to its intersection with West Leigh Street, then proceeding east along West Leigh Street to its intersection with St. Peter Street, then proceeding north along St. Peter Street to its intersection with Chamberlayne Parkway, then proceeding south along Chamberlayne Parkway to its intersection with North Adams Street, then proceeding south along North Adams Street to its intersection with West Clay Street, then proceeding east along West Clay Street to its intersection with East Clay Street at St. James Street, then proceeding east along East Clay Street to its intersection with North 1<sup>st</sup> Street, then proceeding north along North 1<sup>st</sup> Street to its intersection with East Jackson Street, then

proceeding east along East Jackson Street to its intersection with North 2<sup>nd</sup> Street, then proceeding south along North 2<sup>nd</sup> Street to its intersection with East Leigh Street, then proceeding east along East Leigh Street to its intersection with North 13<sup>th</sup> Street, then proceeding south along North 13<sup>th</sup> Street to its intersection with East Marshall Street, then proceeding west along East Marshall Street to its intersection with North 12<sup>th</sup> Street, then proceeding south along North 12<sup>th</sup> Street to its intersection with Governor Street at East Grace Street, then proceeding south along Governor Street to its intersection with Bank Street, then proceeding west along Bank Street to its intersection with North 9<sup>th</sup> Street, then proceeding north along North 9<sup>th</sup> Street to its intersection with East Franklin Street, then proceeding west along East Franklin Street to its intersection with North 5<sup>th</sup> Street, then proceeding south along North 5<sup>th</sup> Street to its intersection with South 5<sup>th</sup> Street at East Main Street, then proceeding south along South 5<sup>th</sup> Street to its intersection with East Byrd Street, then proceeding west along East Byrd Street to its intersection with South 4<sup>th</sup> Street, then proceeding north along South 4<sup>th</sup> Street to its intersection with North 4<sup>th</sup> Street at East Main Street, then proceeding north along North 4<sup>th</sup> Street to its intersection with East Franklin Street, then proceeding west along East Franklin Street to its intersection with North 2<sup>nd</sup> Street, then proceeding south along North 2<sup>nd</sup> Street to its intersection with East Main Street, then proceeding west along East Main Street to its intersection with North 1<sup>st</sup> Street, then proceeding north along North 1<sup>st</sup> Street to its intersection with East Franklin Street, then proceeding west along East Franklin Street to its intersection with West Franklin Street at North Foushee Street, then proceeding west along West Franklin Street to its intersection with North Belvidere Street, the point of beginning.

**DIVISION 3**  
**INCENTIVES**

**Sec. 18-[insert]**

The following incentives shall be available to arts and cultural venues located within the Arts and Cultural District:

- (1) Venues located in the Arts and Culture District shall be eligible to receive a rebate of certain fees associated with the Citywide Revolving Loan Program administered through the Economic Development Authority of the City of Richmond, pursuant to the terms and conditions of the Program and the provisions of the Cooperation Agreement between the City of Richmond and the Economic Development Authority of the City of Richmond pertaining to the Program.
- (2) Subject to annual appropriations for such purpose, the City will support the promotion, marketing and branding of the Arts and Culture District.
- (3) Owners or operators of arts and cultural venues will be eligible for assistance to support residential development, redevelopment or rehabilitation of space attached to the venue for occupancy by the owner or operator of the venue.

**Sec. 18-[insert]**

Certain tax and regulatory incentives shall be available in the following portions of the Arts and Cultural District:

- (1) That portion of the Arts and Cultural District beginning at the intersection of West Grace Street and North Belvidere Street, then proceeding north along North Belvidere Street to its intersection with West Marshall Street, then proceeding east along West

Marshall Street to its intersection with North 1<sup>st</sup> Street, then proceeding east along East Marshall Street to its intersection with North 3<sup>rd</sup> Street, then proceeding south along North 3<sup>rd</sup> Street to its intersection with East Broad Street, then proceeding east along East Broad Street to its intersection with North 7<sup>th</sup> Street, then proceeding south along North 7<sup>th</sup> Street to its intersection with East Franklin Street, then proceeding west along East Franklin Street to its intersection with North 6<sup>th</sup> Street, then proceeding north along North 6<sup>th</sup> Street to its intersection with East Grace Street, then proceeding west along East Grace Street to its intersection with West Grace Street at North Foushee Street, then proceeding west along West Grace Street to its intersection with North Belvidere Street, the point of beginning.

(2) That portion of the Arts and Cultural District consisting of those parcels of land having street frontage on North 2<sup>nd</sup> Street between East Leigh Street and East Marshall Street.

(3) That portion of the Arts and Cultural District consisting of those parcels of land having street frontage on the north side of East Broad Street between North 3<sup>rd</sup> Street and North 4<sup>th</sup> Street.

(4) That portion of the Arts and Cultural District consisting of those parcels of land having street frontage East and West Grace Street, beginning at the intersection of East Grace Street with North 6<sup>th</sup> Street, then proceeding west along East Grace Street to its intersection with West Grace Street at North Foushee Street, then proceeding west along West Grace Street to its intersection with North Belvidere Street.

The tax and regulatory incentives available within the portions of the arts and cultural district described in this section [insert] shall be as follows, for a period of five years commencing July 1, 2012, and ending June 30, 2017:

(1) Notwithstanding the provisions of section 90-123 of this Code, a rebate of the encroachment application and processing fee required by that section for administrative approval encroachment applications and for council approval encroachment requests upon approval of the application or request.

(2) A rebate of the fees charged for “Building Permits – Residential” and “Building Permits – Commercial” pursuant to section 14-5 of this Code as follows:

(a) For total construction cost of \$1,650,000 or less, the applicant shall be eligible to receive a rebate of the locality’s share of the building permit fee;

(b) For total construction cost of more than \$1,650,000, the applicant shall be eligible to receive a rebate of the locality’s portion of the building permit fee in the amount of \$10,000 or 30% of the building permit application fee, whichever is greater, provided that in no event shall the rebate exceed \$50,000;

(c) The applicant shall be eligible to receive the rebate of the building permit application fee upon completion of the construction for which the permit was issued.

(d) An applicant shall be eligible to receive no more than \$50,000 in rebates of building permit application fees within a 36 month period.

(3) An expedited review of building permit applications, with completion of review within ten business days provided the application is complete upon submittal. However, the ten business day period shall be extended by the time an applicant takes to

respond to plan review comments or to comply with any instructions from the City necessary to properly act upon the application.

(4) A waiver of those fees charged pursuant to section 114-1160(a) of this Code.

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