



# CITY OF CHARLESTON WEST VIRGINIA



## COUNCIL MEMBER – WARD 20

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Ordinance and Rules Committee, Chair  
Parks and Recreation Committee  
Finance Committee  
Parking Facilities Committee

A meeting of the Council Committee on Ordinance & Rules will be held on Monday, July 1, 2024 at  
**6:00 PM. To be held in person**  
**AV ROOM #308, CITY HALL**

### Agenda

#### APPROVAL OF PREVIOUS MINUTES

1. 5-6-2024

#### BILLS

1. Bill No. 8037 - A BILL to amend the Municipal Code relating to updating the City Center Private Outdoor Designated Area to include two special event locations; updating the City Center PODA map; explicitly vesting the City Manager with the authority to adjust the active boundary of the Private Outdoor Designated Area in order to account for special event locations; and requiring additional signage relating to the special event locations.

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**\*Meetings may be recorded and broadcast via internet <https://charlestonwv.civicclerk.com>**

# MINUTES

## ORDINANCE AND RULES COMMITTEE MEETING

6:00 P. M., MAY 6, 2024

THE MEETING WAS HELD IN PERSON IN THE AV ROOM #308 IN CITY HALL.

Chad Robinson, Chairperson, called the meeting of the Charleston City Council Committee on Ordinance and Rules to order at 6:00 p.m., May 6, 2024.

### **Committee Members Present:**

Chad Robinson, Chair

Patrick Salango, Vice Chair

Frank Annie

Becky Ceperley

Joseph Jenkins

Sam Minardi (arrived after approval of previous minutes)

Emmett Pepper

### **Absent:**

### **Other Councilmembers Present:**

Chelsea Steelhammer

Joe Solomon

Beth Kerns

Bruce King

### 1. Approval of Previous Minutes –

Councilmember Jenkins motioned to approve the previous minutes from 4-1-2024. Councilmember Annie seconded the motion. With those being present having voted unanimously in the affirmative, the Chair declared the minutes as approved as amended.

2. Bill No. 8030 Committee Substitute - A BILL to amend the Municipal relating to updating requirements and penalties associated with bicycle riders and motorized vehicles –

City Attorney, Kevin Baker, added that the Committee Substitute removes the general penalties section (so they will stay the same in Code), and adds two sections related to bicyclists and pedestrians that do not have jail time penalties. The penalties match what are already in place for scooters. It still removes antiquated language, and adds language for safely passing a bicyclist. The Committee Substitute also clarifies that an operator of a vehicle who violates the Code is subject to the general penalties section.

Councilmember Ceperley confirmed with Baker that Section 114-3 was removed from the bill, but is still extant in City Code.

Councilmember Robinson confirmed with Baker that the changes are a modernization to current Code as it will be more in line with State Code.

Councilmember Ceperley confirmed with Baker that the requirements to license and register bicycles have been removed. Baker added that he could not confirm that this was ever enforced.

Councilmember Jenkins confirmed with Baker that there is a national database of bicycle serial numbers that would serve the purpose of registering a bicycle more efficiently.

Councilmember Pepper spoke in favor of the bill and agreed with the changes that were made.

Councilmember Annie moved to approve Bill No. 8030 Committee Substitute. Councilmember Minardi seconded. With those being present having voted unanimously in the affirmative, the Chair declared Bill No. 8030 Committee Substitute as approved.

Councilmember Annie motioned to adjourn the meeting. Councilmember Minardi seconded. Meeting adjourned.

**Bill No. 8037**

**Introduced in Council:**

**June 17, 2024**

**Introduced by:**

**Chad Robinson**

**Adopted by Council:**

**Referred to:**

**Ordinance & Rules**

1 **Bill No. 8037** - A BILL to amend and reenact Section 6-166 of the Municipal Code of  
2 the City of Charleston, as amended, relating to updating the City Center Private Outdoor  
3 Designated Area to include two special event locations; updating the City Center PODA  
4 map; explicitly vesting the City Manager with the authority to adjust the active boundary  
5 of the Private Outdoor Designated Area in order to account for special event locations;  
6 and requiring additional signage relating to the special event locations.

7  
8 **Now, therefore, be it ordained by the Council of the City of Charleston:**

9  
10 That Section 6-166 of the Municipal Code of the City of Charleston, as amended, is  
11 hereby amended and reenacted to read as follows:

12  
13 **DIVISION 2. - CITY CENTER PODA**  
14 **Sec. 6-166. - Creation and boundaries.**

15  
16 (a) City Council for the City of Charleston hereby establishes a private outdoor  
17 designated area known as "City Center PODA," which shall have the boundary as  
18 stated in subsection (b) of this section and which shall meet all of the requirements of  
19 this article and applicable West Virginia Code. Notwithstanding the foregoing and the  
20 provisions of subsection (b) of this section, the City Council further approves the  
21 establishment of two special event locations within the City Center PODA, as described  
22 in subsection (c) of this section, which may become inactive areas within the City  
23 Center PODA as provided in subsection (d) of this section.

24  
25 (b) The City Center PODA shall begin at the southeastern corner of the  
26 intersection of Kanawha Boulevard and Laidley Street, then continue along Laidley  
27 Street in a northerly direction, including City Center at Slack Plaza, to Lee Street, then  
28 continue in an easterly direction along Lee Street, including the structures on the  
29 northern side of Lee Street between Summers Street and Dickinson Street, but  
30 excluding Davis Park, to Dickinson Street, then continue in a southerly direction along  
31 Dickinson Street to Virginia Street, then continue in a westerly direction along Virginia  
32 Street to Capitol Street, then continue in a southerly direction along Capitol Street to  
33 Kanawha Boulevard, including the 800 block of Kanawha Boulevard and then continue  
34 in a westerly direction along Kanawha Boulevard to include all of Haddad Riverfront  
35 Park to the southeastern corner of the intersection of Laidley Street and Kanawha

36 Boulevard. The City Center PODA shall include the public rights-of-way within the  
37 boundary area and the buildings at or within the following addresses: 600-900 Virginia  
38 Street East; 500-816 Kanawha Blvd East; 8-310 Capitol Street; 2-191 Summers Street;  
39 100-235 Hale Street; 611-900 Lee Street East; 700-723 Brawley Walkway; 700-912  
40 Quarrier Street.

41  
42 (c) Within the boundary of the City Center PODA, as detailed in subsection (b) of  
43 this section, there are hereby established two special event locations: the Haddad  
44 Riverfront Park Special Event Location and the City Center at Slack Plaza Special  
45 Event Location. Each of these special event location boundaries are shown The on the  
46 attached updated map of the City Center PODA. The updated map hereby replaces all  
47 previous City Center PODA maps and is incorporated by reference herein and made a  
48 part of this article.

49  
50 (d) The City Manager is hereby explicitly vested by City Council with the authority  
51 to announce that either the Haddad Riverfront Park Special Event Location or the City  
52 Center at Slack Plaza Special Event Location, or both, are hosting an approved special  
53 event on specific dates and times during which the applicable special event locations  
54 are deemed outside of the City Center PODA and shall provide written notice to the  
55 WVABCA of any such closure at least ten days in advance of the event, unless  
56 extenuating circumstances exist that do not allow for such advance notice and in that  
57 case notice shall be provided as soon as practicable before the event. If the City  
58 Manager makes such an announcement, the City Manager shall direct the conspicuous  
59 placement of at least two additional signs measuring at least 24 inches by 36 inches at  
60 each entry point to the applicable special event locations clearly stating that individuals  
61 are exiting the PODA and entering a special event location and that PODA approved  
62 beverages may not be brought into the special event location, and shall likewise place  
63 equal signs at each exit point of the special event location stating that individuals are  
64 exiting the special event location and entering the PODA and that any beverages  
65 purchased at the special event location are prohibited within the PODA. Each approved  
66 special event will have the option to obtain any relevant approval from the WVABCA to  
67 have alcohol present at the event and, if the approved special event chooses to do so,  
68 the approved special event shall be responsible for ensuring that any alcoholic  
69 beverages served at the approved special event do not leave the relevant special event  
70 location. The City Manager shall have no additional authority to modify the footprint of  
71 the City Center PODA except as explicitly provided herein without first obtaining  
72 approval of City Council.

73  
74 (d) (e) The area within the City Center PODA is in the Central Business District  
75 ("CBD"), which is a zoning area that allows for the sale and consumption of liquor, wine,  
76 nonintoxicating beer and nonintoxicating craft beer, and is in compliance with the zoning  
77 ordinance.

# City Center Private Outdoor Designated Area (PODA)

