



City of Hampton, Virginia

Ordinance - Coded

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

File Number: 09-0385

Enactment Number: 09-0015-

Ordinance to Amend and Reenact Article XIII, Section 2-311 of Chapter 2 of the Code of the City of Hampton entitled "Fort Monroe Federal Area Development Authority" as proposed by the Citizen Initiative Petition filed pursuant to Hampton City Charter §3A-6 et seq.

ARTICLE XIII. FORT MONROE FEDERAL AREA DEVELOPMENT AUTHORITY

Sec. 2-311. Created; composition; powers and duties; etc.

(a) *Findings.*

WHEREAS, the Council of the City of Hampton, Virginia (the "City Council") has determined that it is advisable to provide for the creation of the Fort Monroe Federal Area Development Authority ("Fort Monroe FADA") pursuant to the emergency legislation enacted by the Virginia General Assembly under the Authorities for Development of Former Federal Areas Act, Chapter 63, Title 15.2 of the Code of Virginia of 1950, as amended (the "Act");

WHEREAS, a public hearing has been held on March 28, 2007, by the city council on the adoption of this Ordinance pursuant to the Act;

WHEREAS, the city council proposes to create the Fort Monroe FADA in accordance with the state emergency legislation and in order to enable more efficient cooperation with the federal government and the Commonwealth of Virginia with respect to the reuse and planning of the military installation in the City of Hampton, Virginia (the "city") known as "Fort Monroe"; and

WHEREAS, the creation of the Fort Monroe FADA will benefit the citizens of the city and the Commonwealth of Virginia by promoting and implementing the appropriate reuse of Fort Monroe.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HAMPTON, VIRGINIA:

(b) *Creation of authority.* The Fort Monroe Federal Area Development Authority (the "Fort Monroe FADA") is hereby created as a political subdivision of the Commonwealth of Virginia in accordance with the applicable provisions of the Act, and with such public and corporate powers as set forth in the Act.

(c) *Boundaries of the Fort Monroe FADA.* The Fort Monroe FADA boundaries shall include the land area comprising the federal area known as "Fort Monroe".

(d) *Purpose of the Fort Monroe FADA.* The Fort Monroe FADA is created for the purpose of exercising the powers set forth in the Act, including that, in further developing and advancing a reuse plan for Fort Monroe, it should give due regard to (i) the site's 400 years of public ownership, (ii) its status as a National Historic Landmark, and (iii) its unique natural resources and recreational opportunities.

(e) *Board of commissioners.* The Fort Monroe FADA shall be governed by a board of commissioners of eighteen (18) members to be appointed as set forth in the Act. However, seven (7) such members shall be non-legislative members and residents of the city appointed by the city council. The members appointed by the city council shall serve for terms of not more than four (4) years each. All other members shall serve as set forth in the Act.

(f) *Effective date.* This section shall take effect immediately upon its adoption. (Ord. No. 1473, 3-28-07)

Secs. 2-312--2-319. Reserved.

Adopted at the regular meeting of the City Council of the City of Hampton, Virginia held on September 23, 2009.

Signed by _____ **Date** _____
Molly Joseph Ward, Mayor

Attested by _____ **Date** _____
Katherine K. Glass
Clerk of the Council