

Ordinance No. 1322

AN ORDINANCE authorizing the owner of premises numbered 303 Cameron Street, and its successors in title, to maintain an encroachment for a bay window in, upon and over the public right of way of Cameron Street, one of the public streets in the City of Alexandria, Virginia.

WHEREAS, the Potomac Investment Corporation is the owner of premises known as 303 Cameron Street in the City of Alexandria, Virginia; and

WHEREAS, the said owner is desirous of constructing a bay window and roof overhang in front of the said premises, which bay window and roof overhang will encroach into the public right of way of Cameron Street as follows: The bay window will extend approximately 18½" into the right of way of Cameron Street and the roof overhang will extend approximately 25½" into the said right of way at its most extreme point. The width of the bay window will be approximately 9' 8"; the width of the roof overhang will be approximately 16' 6". The total height of the bay window and roof overhang will be 13' 2"; and

WHEREAS, it is determined that the said encroachment is not detrimental to the public interest; therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the Potomac Investment Corporation, and its successors in title, be and they hereby are authorized to construct and maintain the above described encroachment of a bay window and roof overhang in front of the premises known as 303 Cameron Street, a public street in the City of Alexandria, Virginia, until such encroachment is removed or destroyed, provided this authority shall not be construed to relieve such owners of any negligence on their part on account of such encroachment, and subject to the hereinafter contained provisions.

Section 2. That the privilege hereby granted to install and maintain the encroachment shall be subject to the maintaining by the owner of the building abutting said encroachment public liability and property damage insurance indemnifying the City of Alexandria, such policy to be presented forthwith to the City Attorney for approval.

Section 3. That the installation and use of the said encroachment, pursuant to the authority hereby granted, shall be considered an agreement by the owner, and its successors and assigns, to save harmless the City of Alexandria from any liability by reason of the installation, use and maintenance of the said encroachment.

Section 4. That the privilege hereby granted to install and maintain the encroachment as hereinabove described shall be terminated whenever the City of Alexandria shall desire to use that portion of the public right of way for any purpose whatsoever, and shall, by written notification, demand from the owner the removal of such encroachment which said removal shall be completed promptly, within no more than thirty (30) days from the date of such notice, without cost to the City of Alexandria.

Section 5. That this ordinance shall be published in a newspaper of general circulation in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The Clerk of the Council shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective the date of its final passage.

FRANK E. MANN
Mayor

Final Passage: April 27 1965