

ORDINANCE NO. 2823

AN ORDINANCE to vacate portions of a 30-foot outlet road and a 10-foot street dedication referred to as South Bragg Street located in the City of Alexandria, Virginia.

WHEREAS, the planning commission has recommended the said vacation at one of its regular meetings on the condition that the applicant grant appropriate utility easements over the area to be vacated and upon the reimbursement to the city by the applicant in an amount to be established by city council; and

WHEREAS, procedures required by law, including the publication of notice in a newspaper of general circulation in the City of Alexandria, Virginia, have been followed; and

WHEREAS, viewers were duly appointed by the Council of the City of Alexandria, Virginia, and have made their report; and

WHEREAS, in consideration of the report of said viewers recommending the said vacation, and of other evidence relative thereto, it is the opinion of the Council of the City of Alexandria, Virginia, that the portions of a 30-foot outlet road and a 10-foot street dedication hereinabove mentioned and hereinafter described, are not needed for public use and that it is in the public interest to vacate them; and,

WHEREAS, the city council has determined that the property has a value of FORTY THOUSAND AND NO/100 DOLLARS (\$40,000.00); and

WHEREAS, the applicant is the owner of all land that abuts the public lands to be vacated and wishes to acquire said vacated property as provided in section 15.1-366 of the Code of Virginia (1950), as amended, and agrees to the price, terms and conditions set by the city; therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the hereinafter described portions of a 30-foot outlet road and a 10-foot street dedication referred to as South Bragg Street located in the City of Alexandria, Virginia, be and the same hereby are vacated and abandoned:

I. Beginning at a point on the southerly line of Duke Street, said point being the northeasterly corner of the lands of Landmark Limited Partnership and lying at the northerly terminus of that portion of the Outlet Road (30 feet wide) herein vacated; thence with the aforesaid southerly line of Duke Street South $39^{\circ} 58' 54''$ East, 33.35 feet to a point; thence South $24^{\circ} 06' 56''$ West, 280.60 feet to a point, said point

lying at the southerly terminus of that portion of the Outlet Road herein vacated; thence North 65° 53' 04" West, 30.00 feet to a point on the easterly line of the aforementioned lands of Landmark Limited Partnership; thence with the said easterly line of the lands of Landmark Limited Partnership North 24° 06' 56" East, 295.17 feet to the point of beginning and containing approximately 8,636 square feet of land.

II. Beginning at a point on the southerly line of Duke Street, said point being the northwesterly corner of the lands of Budget Motels, Inc., and lying at the northerly terminus of that portion of the street dedication (10 feet wide) herein vacated; thence with the westerly line of the aforesaid lands of Budget Motels, Inc. South 24° 06' 56" West, 275.74 feet to a point, said point lying at the southerly terminus of that portion of the street dedication herein vacated; thence North 65° 53' 04" West, 10.00 feet to a point; thence North 24° 06' 56" East, 280.60 feet to a point on the aforementioned southerly line of Duke Street; thence with the said southerly line of Duke Street South 39° 58' 54" East, 11.12 feet to the point of beginning and containing approximately 2,782 square feet of land.

Section 2. That the title of and an informal memorandum explaining this ordinance shall be published not later than five days following introduction together with a notice containing the time and place of a public hearing. The city clerk shall have the full text of this ordinance printed in sufficient numbers to supply copies to meet request. The city clerk 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 be deemed to be passed on the date of its final passage, but shall not be effective until the date a certified copy is recorded as deeds are recorded and there is a payment to the City of Alexandria in the sum of FORTY THOUSAND AND NO/100 DOLLARS (\$40,000.00). Such recordation shall be indexed in the name of the City of Alexandria, but shall be done by the applicant, at his own expense.

CHARLES E. BEATLEY, JR.
Mayor

Final Passage: June 28, 1983