

Ordinance No. 1291

AN ORDINANCE authorizing the owner of premises numbered 201 North Washington Street, and its successors in title, to maintain three encroachments for gas lights in, upon and over the public right of way of North Washington Street and of Cameron Street, two public streets of the City of Alexandria, Virginia.

WHEREAS, the Fidelity Savings and Loan Association of Alexandria, Virginia, is the owner of premises known as 201 North Washington Street in the City of Alexandria, Virginia, and

WHEREAS, the said owner is desirous of placing three gas lights on lamp posts in the public right of way at the following locations: (1) approximately 17 feet north and 20.5 feet west of the intersecting point of the westerly and southerly property lines of the subject building known as 201 North Washington Street; (2) approximately 102 feet north and 20.5 feet west of the said intersecting point; and (3) approximately 6 feet east and 12 feet south of the said intersecting point, and

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

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the Fidelity Savings and Loan Association of Alexandria, Virginia, and its successors in title, be and they hereby are authorized to install and maintain the above described three encroaching gas lights in, upon and over the right of way of North Washington Street and of Cameron Street, until such encroachments are removed or destroyed, provided this authority shall not be construed to relieve such owners of any negligence on their part on account of such encroachments, and subject to the hereinafter contained provisions.

Section 2. That the privilege hereby granted to install and maintain these encroachments shall be subject to the maintaining by the owner of the building abutting said encroachments 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 encroachments 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 encroachments.

Section 4. That the privilege hereby granted to install and maintain these encroachments as hereinabove described shall be terminated whenever the City of Alexandria shall need that portion of the public right of way for street widening or for any other public purpose and shall, by written notification, demand from the owner the removal of such encroachments, which said removal shall be completed promptly and 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: November 10, 1964