

ORDINANCE NO. 2549

AN ORDINANCE to vacate a portion of Franklin Street, a public right-of-way located between South Pitt Street to the east and South Saint Asaph Street to the west, in the City of Alexandria, Virginia.

WHEREAS, the said vacation has been approved by the planning commission at one of its regular meetings; and

WHEREAS, procedures required by law, including the posting of notice to the land proprietors affected, have been followed; and

WHEREAS, it is the opinion of the Council of the City of Alexandria, Virginia, that the portion of the public right-of-way, hereinabove mentioned and hereinafter described, is not needed for public use and that it is in the public interest to vacate it; and

WHEREAS, the planning commission has recommended the vacation of said portion of the public right-of-way and its acquisition by the abutting land owner, John Motley, II, for EIGHT THOUSAND FOUR HUNDRED FIFTEEN DOLLARS (\$8,415.00); and

WHEREAS, John Motley, II, wishes to acquire said vacated property as provided in section 15.1-366 of the Code of Virginia (1950), as amended, at the price, terms and conditions recommended by the planning commission; therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the hereinafter described portion of Franklin Street, a public right-of-way located between South Pitt Street to the east and South Saint Asaph Street to the west, located in the City of Alexandria, Virginia.

Beginning at a point marking the intersection of the westerly right-of-way line of South Pitt Street with the southerly right-of-way line of Franklin Street, said point also marking the northeasterly corner of Lot 3, Resubdivision of Lot 802, Block 5, Yates Gardens Subdivision; thence with the northerly line of Lot 3 and also with the southerly right-of-way line of Franklin Street North 80° 49' 00" West, 99.00 feet to a point marking the intersection of the southerly right-of-way line of Franklin Street with the easterly side of a 15.25-foot

wide alley, said point also marking the northwesterly corner of said Lot 3; thence running through the existing right-of-way of Franklin Street the following courses and distances: North 09° 30' 00" East, 17.00 feet South 80° 49' 00" East, 99.00 feet and South 09° 30' 00" West, 17.00 feet to the point of beginning and containing 1,683 square feet of land.

Section 2. That the hereinabove described portion of the public right-of-way be consolidated with the purchaser's abutting property known as Lot 3 in Yates Gardens or the land of John Motley, II, and that said portion of the right-of-way shall not be used as a separate lot of record.

Section 3. That the title of and an informal memorandum explaining this ordinance shall be published in a newspaper of general circulation published 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 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 payment to the City of Alexandria the sum of EIGHT THOUSAND FOUR HUNDRED FIFTEEN DOLLARS (\$8,415.00). 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: February 21, 1981