

ORDINANCE NO. 2592

AN ORDINANCE to vacate an alley east of the 3900-4000 block of Mount Vernon Avenue and north of Bruce Street located 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, 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 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 with the reservation by the City of Alexandria of a sanitary sewer easement over the entire area to be vacated; and

WHEREAS, the planning commission has recommended the vacation of the said alley reserving the above-mentioned easement and its acquisition by the abutting landowner Virgil Brooke Layton for TWENTY-TWO THOUSAND FOUR HUNDRED TWENTY-TWO DOLLARS (\$22,422.00); and

WHEREAS, Virgil Brooke Layton 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 alley located east of the 3900-4000 block of Mount Vernon Avenue and north of Bruce Street located in the City of Alexandria, Virginia, be and the same hereby is vacated and abandoned with the reservation of a sanitary sewer easement by the City of Alexandria over all of the hereinafter described property:

Beginning at the point of intersection of the westerly line of Beverly Plaza, Section Two, with the northerly right-of-way line of Bruce Street and running; thence with said line South 72° 02' 00" West, 31.00 feet to a

point; thence through Beverly Plaza, Section One, the following courses and distances: with the arc of a curve to the left whose radius is 15.00 feet and whose chord bearing and chord are North 27° 02' 00" East, and 21.21 feet, respectively, for an arc distance of 23.56 feet to a point; thence North 17° 58' 00" West, 290.00 feet to a point; thence North 72° 02' 00" East, 16.00 feet to a point in the aforementioned line of Section Two; thence with the said line South 17° 58' 00" East, 305.00 feet to the point of beginning and containing 4,928 square feet.

Section 2. That the hereinabove described portion of the public right-of-way be consolidated with the purchaser's abutting property known as lots 3, 4, 5, 6, 707 and 708 in Section One of Beverly Plaza or the land of Virgil Brooke Layton, 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 in the sum of TWENTY-TWO THOUSAND FOUR HUNDRED TWENTY-TWO DOLLARS (\$22,422.00). 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 13, 1981