

ORDINANCE NO. 2973

AN ORDINANCE to vacate a service road adjacent to South Van Dorn Street and a portion of Courtney Avenue, both of which are located on the east side of South Van Dorn Street and north of the Southern Railway tracks 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 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, during the vacation proceedings the planning commission recommended the vacation on the following conditions:

1. That the City of Alexandria reserve a water line easement parallel to the gas and utility easement over the existing water line.
2. That an easement for Virginia Electric Power Company (VEPCO) be provided at the north end of the service road adjacent to South Van Dorn Street.
3. That the landowner applying for this vacation use another symbol to identify the storm sewer easement on the plat of vacation for the purpose of graphic clarity.
4. That the area proposed for vacation be reduced such that none of the retaining walls along South Van Dorn Street be included in the area to be vacated.
5. That arrangements be made with VEPCO and the Chesapeake and Potomac Telephone Company of Virginia (C&P) to relocate their existing overhead transmission lines off existing streets. If no arrangement is made prior to the completion of all conditions precedent to this vacation, the landowner applying for this vacation will either pay for or provide an easement for these transmission lines.

6. That this vacation not become effective until the Virginia Department of Highways and Transportation (VDH&T) approves the exact area to be vacated, the road under construction along South Van Dorn Street is completed and accepted by the city, and VDH&T transfers title of the portion of this area that they own to be vacated by the City of Alexandria.

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 service road adjacent to South Van Dorn Street and a portion of Courtney Avenue, both of which are located on the east side of South Van Dorn Street and north of the Southern Railway tracks hereinabove mentioned and hereinafter described, are not needed for public use and that it is in the public interest to vacate them; therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the hereinafter described service road adjacent to South Van Dorn Street and a portion of Courtney Avenue, both of which are located on the east side of South Van Dorn Street and north of the Southern Railway tracks in the City of Alexandria, Virginia, be and the same hereby are vacated and abandoned:

Beginning at a point along the easterly right-of-way line of South Van Dorn Street (variable width) and the southwesterly corner of relocated Courtney Avenue (variable width); thence along the arc of a curve to the left along the westerly line of parcel 67.00-02-16 whose arc is 36.71 and chord bearing is South 17° 30' 41" East to a point; thence South 20° 16' 44" East, 217.00 feet along the westerly line of parcel 67.00-02-17 and parcel 67.00-02-18 to a point; thence South 63° 33' 16" East, 43.65 feet along the southerly line of parcel 67.00-02-18 to a point; thence North 88° 46' 17" East, 41.28 feet along the southerly line of parcel 67.00-02-18 to a point; thence along the arc of a curve to the right whose arc is 53.64 and chord bearing is South 68° 04' 47" West to a point; thence South 70° 17' 14" West, 91.50 feet along the northerly line of the future Courtney Avenue to a point; thence North 05° 41' 36" West, 309.51 feet along the westerly right-of-way line of South Van Dorn

Street (variable width) to the point of beginning and containing 0.2850 acre (approximately 12,416 square feet).

Beginning at a point on the easterly right-of-way line of South Van Dorn Street, Route 613 (variable width), and the southwest property corner of parcel 67.00-02-16; thence along a curve to the left whose arc is 16.38 feet and chord bearing is North 89° 02' 50" East and running along the southerly line of parcel 67.00-02-16 to a point; thence along the southerly property line of parcel 67.00-02-16 North 70° 17' 20" East, 275.08 feet to a point; thence along a curve to the right whose arc is 5.88 feet and chord bearing is South 26° 27' 11" East along the westerly right-of-way line of Courtney Avenue 50 feet wide to a point; thence along said line of Courtney Avenue South 19° 42' 40" East, 44.17 feet to a point; thence along the northerly line of parcel 67.00-02-17 South 70° 17' 20" West, 290.45 feet to a point; thence along the easterly right-of-way line of South Van Dorn Street (variable width) North 20° 16' 44" West, 55.18 feet to the point of beginning and containing 0.3342 acre (approximately 14,569 square feet).

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. 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: September 25, 1984