

ORDINANCE NO. 3126

AN ORDINANCE to vacate an unnamed street right-of-way located at 10 Rosecrest Avenue near the intersection of Rosecrest Avenue and West Custis Avenue in the City of Alexandria, Virginia, and in exchange, to accept the dedication of adjacent land for street right-of-way purposes.

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 in exchange for adjacent land dedicated to the city for street right-of-way purposes so that this vacation shall not become effective until that land has been dedicated; 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 unnamed street right-of-way located at 10 Rosecrest Avenue near the intersection of Rosecrest Avenue and West Custis Avenue in the City of Alexandria, Virginia, hereinabove mentioned and hereinafter described, is not needed for public use and that it is in the public interest to vacate it; therefore

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the hereinafter described unnamed street right-of-way located at 10 Rosecrest Avenue near the intersection of Rosecrest Avenue and West Custis Avenue in the City of Alexandria, Virginia, be and the same hereby is vacated and abandoned:

Unnamed Street Right-of-Way

Beginning at the southeast corner of the land formerly owned by Willett Elmore and Mary Elmore and now owned by Rachel Pluhar, by deed recorded April 18, 1986, the western piece of Lot 1, Block 2, Section 1, Rosecrest, Tax Parcel 34.01-09-09-01, located on the north side of Custis Avenue, 78.69 feet westerly of the intersection of the south side of Rosecrest Avenue and the north

side of Custis Avenue; thence departing from the side of Custis Avenue and with the land of Pluhar, 52.88 feet along the arc of a curve to the left having a radius of 20.00 feet and a chord bearing and distance North 08° 09' 38" East, 38.77 feet to the northeast corner of Pluhar located on the south side of Rosecrest Avenue; thence departing from Pluhar and running through public street right-of-way South 67° 34' 45" East, 34.64 feet to the land of Pluhar, the eastern piece of Lot 1, Tax Parcel 34.01-09-10, located on the south side of Rosecrest Avenue; thence departing from the side of Rosecrest Avenue and with the land of Pluhar, 21.98 feet along the arc of a curve to the right having a radius of 40.00 feet and a chord bearing distance of South 08° 09' 38" West, 21.70 feet to the north side of Custis Avenue; thence departing from the land of Pluhar and running through public street right-of-way South 83° 54' 00" West, 34.64 feet to the point of beginning and containing approximately 604 square feet.

Section 2. That the hereinafter described portion of the land of Willett Elmore and Mary Elmore is hereby accepted as dedicated to the City of Alexandria, Virginia, for street right-of-way purposes.

Land to be Dedicated

Beginning at the easternmost corner of the land of Willett Elmore and Mary Elmore, the eastern piece of Lot 1, Block 2, Section 1, Rosecrest, Tax Parcel 34.01-09-10, located at the intersection of the south side of Rosecrest Avenue and the north side of Custis Avenue; thence with the side of Custis Avenue South 83° 54' 00" West, 44.05 feet to the east side of an unnamed public street right-of-way; thence with the unnamed street right-of-way, 21.98 feet along the arc of a curve to the left having a radius of 40.00 feet and a chord bearing and distance of North 08° 09' 38" East, 21.70 feet to the south side of Rosecrest Avenue; thence with the side of Rosecrest Avenue South 67° 34' 45" East, 44.05 feet to the point of beginning and containing approximately 441 square feet.

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 that both a certified copy of the ordinance and the deed of dedication from the Elmores are 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.

JAMES P. MORAN, JR.
Mayor

Final Passage: May 17, 1986