

ORDINANCE NO. 3139

AN ORDINANCE to vacate a 16-foot-wide sanitary storm sewer easement on property known as the Alexandria Roller Rink, which property is located in a city block bounded by North Saint Asaph Street, North Pitt Street, Madison Street and Montgomery Street 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, 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 16-foot-wide sanitary storm sewer easement located on the site known as the Alexandria Roller Rink, located in the city block bounded by North Saint Asaph, North Pitt, Montgomery and Madison Streets, hereinabove mentioned and hereinafter described, is not needed for public use and that it is in the public interest to vacate it; and

WHEREAS, during the vacation proceeding, the planning commission recommended this vacation on the condition that the vacation not be effective until Development Resources Incorporated-Hotel Associates Limited Partnership, or its successor in interest, properly disconnects and back-fills the old sewer outside of this site and dedicates a new storm sewer easement to the city; therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the hereinafter described 16-foot-wide sanitary storm sewer easement located on the city block bounded by North Saint Asaph, North Pitt, Montgomery and Madison Streets in the City of Alexandria, Virginia, be and the same hereby is vacated and abandoned:

Beginning at a point in the west line of Pitt Street 25 feet north of the southeast corner of Lot 1, Block 2, 1930 Assessment Map #141; thence in a westerly direction 107 feet more or less to a point 88 feet north of the north line of Madison and 88 feet west of the west line of Pitt Street; thence in a north-westerly direction 255 feet more or less to a

point in the east line of Saint Asaph Street, 52 feet south of the northwest corner of the property heretofore described and containing 5,912 square feet, more or less, as described in Deed Book 128, page 224 of the Alexandria Circuit Court.

Section 2. 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 Development Resources Incorporated-Hotel Associates Limited Partnership, or its successor in interest, properly disconnects and back-fills the old sewer outside of this site and dedicates a new storm sewer easement to the city or the date a certified copy is recorded as deeds are recorded, whichever occurs last. 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: June 14, 1986