

ORDINANCE NO. 3165

AN ORDINANCE to vacate a portion of a 10-foot alley and an 18-foot alley located within the block bounded by North Henry Street, North Fayette Street, Wythe Street and Madison Street, and to accept \$17,810.00, a rate of \$5.00 per square foot, from Jeffrey L. and Mary I. Yates as payment for the vacated land.

WHEREAS, the said vacation has been recommended for approval with conditions 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, the city council is of the opinion that \$17,810.00 represents the value of the property; and

WHEREAS, Jeffrey L. and Mary I. Yates are the abutting property owners requesting this vacation and wish to pay \$5.00 per square foot for the vacated land pursuant to section 15.1-366, Code of Virginia (1950), as amended; 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 a 10-foot alley and an 18-foot alley located within the block bounded by North Henry Street, North Fayette Street, Wythe Street and Madison Street, 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 same and to accept \$17,810.00 from Jeffrey L. and Mary I. Yates as the purchase price for same; therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the hereinafter described portions of a 10-foot alley and an 18-foot alley located within the block bounded by North Henry Street, North Fayette Street, Wythe Street and Madison Street in the City of Alexandria, Virginia, be and the same hereby is vacated and abandoned:

Beginning at a point marking the northwest corner of the lands of Victor T. Tsou, et ux., and Il Ko Young, et ux., said point

lying North 80° 39' 00" West, 83.42 feet to a point and North 09° 30' 00" East, 100.00 feet from the intersection of the northerly line of Wythe Street (66.08 feet wide) and the westerly line of North Henry Street (66.16' wide); thence running with the exterior perimeter of said alleys to be vacated, the following courses and distances: North 80° 39' 00" West, 56.83 feet to a point, North 09° 30' 00" East, 153.17 feet to a point, South 80° 39' 00" East, 46.83 feet to a point, South 09° 30' 00" West, 22.50 feet to a point, North 80° 39' 00" West, 6.50 feet to a point, South 09° 30' 00" West, 107.50 feet to a point, South 80° 39' 00" East, 16.50 feet to a point and South 09° 30' 00" East, 23.17 feet to the point of beginning,

Less and Except the lands within the interior perimeter of said alleys to be vacated that are owned by Jeffrey L. and Mary I. Yates designated on the Alexandria Tax Maps as Parcels 54.03-03-09 and 11 and described as follows:

Starting at a point on the interior perimeter of said alleys to be vacated marking the southeasterly corner of the aforementioned land of Yates and lying North 80° 39' 00" West, 26.50 feet and North 09° 30' 00" East, 18.00 feet from the aforementioned point of beginning the following courses and distances: North 80° 39' 00" West, 26.83 feet to a point, North 09° 30' 00" East, 117.17 feet to a point, South 80° 39' 00" East, 26.83 feet to a point and South 09° 30' 00" West, 117.17 feet to the said starting point,

Containing 3,562 square feet of alley to be vacated.

Section 2. That the vacation herein provided for is made upon the express condition that Jeffrey L. and Mary I. Yates pay to the City of Alexandria, Virginia, as compensation for the benefits which accrue to the owners requesting vacation, the sum of \$17,810.00, and that the city use this sum for such public purposes and uses as required by the city and that the land vacated be consolidated with the abutting property of the said Yates.

Section 3. That the city manager be and she hereby is authorized to execute an agreement to accept \$17,810.00 from Jeffrey L. and Mary I. Yates in payment for the vacated land herein described.

Section 4. That the city manager be and she hereby is authorized on behalf of the City of Alexandria to do all things necessary and desirable to execute the agreement hereinabove set out.

Section 5. That the city clerk be and she hereby is authorized to attest the execution of said agreement and other necessary documents and to affix thereon the official seal of the City of Alexandria, Virginia.

Section 6. 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. Such recordation shall be indexed in the name of the City of Alexandria, but shall be done by the applicants, at their own expense.

JAMES P. MORAN, JR.
Mayor

Final Passage: November 24, 1986