

ORDINANCE NO. 3187

AN ORDINANCE to vacate the following rights-of-way: Courtland Avenue between Old Dominion Boulevard and Elbert Avenue; Charles Avenue between Courtland Avenue and West Glebe Road; and an easterly portion of an unnamed street located between Charles Avenue and Old Dominion Boulevard, all 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, the 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, during the vacation proceedings, the planning commission recommended that the vacation be approved subject to certain conditions to be expressed in an agreement between the City of Alexandria and the applicant for this vacation, Sunnyside Partnership, and the city council has adopted that recommendation; and

WHEREAS, viewers were duly appointed by the City 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 rights-of-way of Courtland Avenue between Old Dominion Boulevard and Elbert Avenue, Charles Avenue between Courtland Avenue and West Glebe Road, and an easterly portion of an unnamed street located between Charles Avenue and Old Dominion Boulevard, all in the City of Alexandria, Virginia, 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 street rights-of-way of Courtland Avenue between Old Dominion Boulevard and Elbert Avenue, Charles Avenue between Courtland Avenue and West Glebe Road, and an easterly portion of an unnamed street located between Charles Avenue and Old Dominion Boulevard, all located in the City of Alexandria, Virginia, be and the same hereby are vacated and abandoned:

Beginning at a point in the easterly line of Old Dominion Boulevard, said point lying South 29° 36' 00" West, 101.05 feet from the

southwesterly corner of Lot 1, Beverly Park, and in the northerly line of Courtland Avenue, and running thence with the said line of Courtland Avenue South $66^{\circ} 02' 00''$ East, 414.50 feet to a point in the westerly line of Elbert Avenue; thence with said line of Elbert Avenue South $23^{\circ} 58' 00''$ West, 40.00 feet to a point in the southerly line of Courtland Avenue; thence with said line of Courtland Avenue North $66^{\circ} 02' 00''$ West, 220.00 feet to a point in the easterly line of Charles Avenue; thence with said line of Charles Avenue South $23^{\circ} 58' 00''$ West, 630.06 feet, and with the arc of a curve to the left whose radius is 25.00 feet, and whose chord bearing and chord are South $15^{\circ} 56' 00''$ West and 32.07 feet, respectively, a distance of 34.82 feet to a point in the northerly line of West Glebe Road; thence with said line of West Glebe Road North $55^{\circ} 50' 00''$ West, 42.39 feet, and North $45^{\circ} 06' 06''$ West, 56.51 feet to a point in the westerly line of Charles Avenue; thence with said line of Charles Avenue with the arc of a curve to the left whose radius is 25.00 feet, and whose chord bearing and chord are North $79^{\circ} 25' 57''$ East and 41.19 feet, respectively, a distance of 48.40 feet, and North $23^{\circ} 58' 00''$ East, 368.62 feet to a point in the southerly line of an unnamed street in Sunnyside Subdivision; thence with said line of the unnamed street North $66^{\circ} 02' 00''$ West, 45.96 feet to a point; thence crossing said unnamed street North $32^{\circ} 58' 00''$ East, 35.44 feet to a point in the northerly line of the said unnamed street; thence with the said line of the unnamed street South $66^{\circ} 02' 00''$ East, 40.41 feet to a point in the aforesaid westerly line of Charles Avenue; thence with the said line of Charles Avenue North $23^{\circ} 58' 00''$ East, 200.00 feet to a point in the aforesaid southerly line of Courtland Avenue; thence with said line of Courtland Avenue North $66^{\circ} 02' 00''$ West, 157.07 feet to a point in the aforesaid easterly line of Old Dominion Boulevard; thence with said line of Old Dominion Boulevard North $23^{\circ} 58' 00''$ East, 13.90 feet, and North $29^{\circ} 36' 00''$ East, 26.22 feet to the beginning and all containing 44,410 square feet.

Section 2. That the city manager be and she hereby is authorized to execute an agreement, embodying all of the terms and conditions of this vacation, with the applicant.

Section 3. That there is hereby reserved from this vacation all sewer easements existing within the rights-of-way described above and said easements shall continue to exist undiminished by this ordinance.

Section 4. 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 requests. 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.

JAMES P. MORAN, JR.
Mayor

Final Passage: March 21, 1987