

ORDINANCE NO. 3230

AN ORDINANCE to vacate a portion of the public right-of-way of North Breckinridge Place and to accept the payment of the fair market value of the vacated right-of-way from Combined Properties, Inc., applicant.

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 before the Alexandria Planning Commission, the commission recommended the approval of the vacation, subject to all applicable codes and ordinances and subject also to the applicant purchasing the vacated property at fair market value; and

WHEREAS, the city council is of the opinion that \$83,629.00 represents the fair market value of the property to be vacated; and

WHEREAS, Combined Properties, Inc., applicant, is the owner of land abutting said city property and wishes to purchase the vacated property for the value and subject to the conditions aforesaid, pursuant to section 15.1-366, Code of Virginia (1950), as amended; and

WHEREAS, in consideration of the report of said viewers recommending the vacation and of other evidence relative thereto, it is the opinion of the Council of the City of Alexandria, Virginia, that the portion of the public right-of-way of North Breckinridge Place, hereinabove mentioned and hereinafter described, is not needed for public use and that it is in the public interest to vacate the same for the value and subject to the conditions aforesaid to Combined Properties, Inc.; now, therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the hereinafter described portion of the public right-of-way of North Breckinridge Place, in the City of Alexandria, Virginia, be and the same hereby is vacated and abandoned:

Beginning at a point on the easterly line  
of Combined Properties Limited Partnership,

said point being North 25° 42' 50" East, 32.52 feet from a point marking the south-easterly corner of Combined Properties Limited Partnership at the intersection of the northerly right-of-way line of Duke Street (Route #236) with the westerly right-of-way line of North Breckinridge Place; thence with the easterly line of the Combined Properties Limited Partnership North 25° 42' 50" East, 169.48 feet to a point; thence running through North Breckinridge Place the following courses: South 64° 17' 10" East, 5.00 feet; with a curve to the right whose radius is 29.00 feet (and whose chord is South 34° 30' 41" East, 28.80 feet) an arc distance of 30.14 feet; South 25° 42' 50" West, 142.39 feet with a curve to the right whose radius is 29.00 feet (and whose chord is South 85° 56' 21" West, 28.80 feet) an arc distance of 30.14 feet and with a curve to the right whose radius is 9.00 feet (and whose chord is North 47° 24' 42" West, 5.23 feet) an arc distance of 5.30 feet to the point of beginning and containing 4,919 square feet of land.

Section 2. That the vacation herein provided for is made upon the express conditions that it be subject to all applicable codes and ordinances, that the applicant shall pay to the City of Alexandria the fair market price for the property, which is deemed to be \$83,629.00, said sum to be paid upon the passage of this ordinance.

Section 3. That the city manager be and is hereby authorized to do all things necessary and desirable to carry out the terms and conditions of this vacation, pursuant to section 15.1-366 of the Code of Virginia (1950), as amended, subject to the aforesaid terms and conditions.

Section 4. That the city clerk be and hereby is authorized and directed to attest the execution by the city manager of any and all necessary and desirable documents and to affix thereon the official seal of the City of Alexandria, Virginia.

Section 5. 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 applicant, at his own expense.

JAMES P. MORAN, JR.  
Mayor

Final Passage: June 24, 1987