

ORDINANCE NO. 3424

AN ORDINANCE to vacate an existing eight-foot-wide bicycle trail easement located at 4600 Duke Street in the City of Alexandria.

WHEREAS, the City of Alexandria has applied for the vacation of the eight-foot-wide bicycle trail easement which is located within the parking lot of the property at 4600 Duke Street; and

WHEREAS, the eight-foot-wide bicycle trail easement to be vacated by this ordinance is shown on a plat, prepared by Dayton L. Cook and dated July 15, 1976, which is recorded with a deed of easement in Deed Book 831 at Page 761 among the land records of the City of Alexandria; and

WHEREAS, the vacation of this bicycle trail easement has been approved by the Planning Commission of the City of Alexandria 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, have been followed in conjunction with this vacation; and

WHEREAS, viewers duly appointed by the Council of the City of Alexandria have made their report in conjunction with this vacation; and

WHEREAS, in consideration of the report of the viewers recommending the vacation, of other evidence relative thereto and the Council of the City of Alexandria has concluded that the easement is no longer needed for public use and that it is in the public interest that it be vacated; therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the eight-foot-wide bicycle trail easement located at, and within the parking lot of 4600 Duke Street, as shown on the plat recorded with the deed of easement in Deed Book 831 at Page 761 among the land records of the City of Alexandria, Virginia.

Section 2. That this vacation is subject to the owners of the property at 4600 Duke Street dedicating to the City of Alexandria and recording the new bicycle trail easement shown on the plat prepared by Dayton L. Cook and, dated June 25, 1988, currently on file with the Department of Transportation and Environmental Services.

Section 3. That this vacation shall have no effect upon the existing 22-foot-wide emergency vehicle easement located within the parking lot of 4600 Duke Street and shown on the plat recorded with the deed of easement in Deed Book 831 at Page 761 among the land records of the City of Alexandria, Virginia.

Section 4. That the city manager be and hereby is authorized to do on behalf of the City of Alexandria all things necessary or desirable to carry into effect this vacation, including the execution of documents.

Section 5. That the city clerk be and hereby is authorized to attest the execution by the city manager of all documents necessary or desirable to carry into effect this vacation, and to affix thereon the official seal of the City of Alexandria, Virginia.

Section 6. That this ordinance shall be deemed to be enacted on the date of its final passage, but shall not be effective until the conditions set forth above in section 2 have been satisfied, and thereafter a copy of this ordinance has been certified by the city clerk and has been recorded among the city land records as deeds are recorded. Such recordation shall be indexed in the name of the CITY OF ALEXANDRIA in both the grantor and grantee index.

JAMES P. MORAN, JR.  
Mayor

Final Passage: December 16, 1989