

ORDINANCE NO. 3454

AN ORDINANCE to vacate Elizabeth Street, Ballenger Street and two alleys adjacent to Elizabeth Street, just south of Duke Street, containing approximately 40,832 square feet (0.94 acre) of land.

WHEREAS, CNS Partnership, a Virginia general partnership ("Applicant") which owns the property abutting the area to be vacated by this ordinance, has applied for the vacation of the above-referenced and hereinafter described property; and

WHEREAS, the streets and alleys to be vacated by this ordinance are shown on a plat, dated April 5, 1990 ("Plat") and attached hereto; and

WHEREAS, the vacation of these streets and alleys 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 and of other evidence relative thereto, the Council of the City of Alexandria has concluded that the subject property 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 hereafter described public streets and alleys, as shown on the Plat, be and the same hereby are vacated:

Beginning at a point on the easterly line of the City of Alexandria (Deed Book 815, Page 827 and Deed Book 527, Page 107) said point being South 7° 33' 34" West, 29.53 feet from the southerly right-of-way line of Duke Street (Route 236) said point also marking the northeasterly corner to said City of Alexandria; thence with the proposed southerly line of Duke Street South 81° 34' 43" East, 78.75 feet to a point and South 85° 40' 51" East, 163.52 feet to a point on the westerly line of a portion of CNS Partnership; thence departing said Duke

Street and with the lines of CNS Partnership the following four (4) courses: South 8° 18' 49" West, 85.31 feet to a point; South 81° 41' 11" East, 25.00 feet to the point of curvature of a curve to the left; 14.14 feet along the arc of said curve having a radius of 9.00 feet and a chord bearing and chord of North 53° 19' 22" East, 12.73 feet respectively, to a point and North 8° 18' 49" East, 78.64 feet; to a point on the aforementioned proposed southerly right-of-way line of Duke Street; thence with the proposed southerly right-of-way line of Duke Street South 85° 22' 29" East, 50.10 feet to a point on the westerly line of a second parcel of CNS Partnership; thence departing said Duke Street and with the lines of said CNS Partnership the following twelve (12) courses: South 8° 18' 49" West, 100.11 feet to a point; South 81° 35' 46" East, 150.28 feet to a point; South 8° 24' 14" West, 18.00 feet to a point; North 81° 35' 46" West, 150.25 feet to a point; South 8° 18' 49" West, 187.92 feet to a point; North 81° 43' 52" West, 16.00 feet to a point; North 8° 18' 49" East, 160.00 feet to a point; North 81° 39' 41" West, 248.92 feet to a point; North 8° 20' 19" East, 55.30 feet to a point; South 81° 39' 54" East, 7.29 feet to the point of curvature of a curve to the left; 58.08 feet along the arc of said curve having a radius of 35.00 feet and chord bearing and chord of North 34° 57' 05" West, 51.64 feet respectively, to a point and North 81° 35' 02" West, 32.40 feet to a point; thence continuing with CNS Partnership and the aforementioned easterly line of City of Alexandria North 07° 33' 34" East, 36.19 feet to the point of beginning, containing 40,832 square feet or 0.93737 acres of land.

Section 2. 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 3. 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.

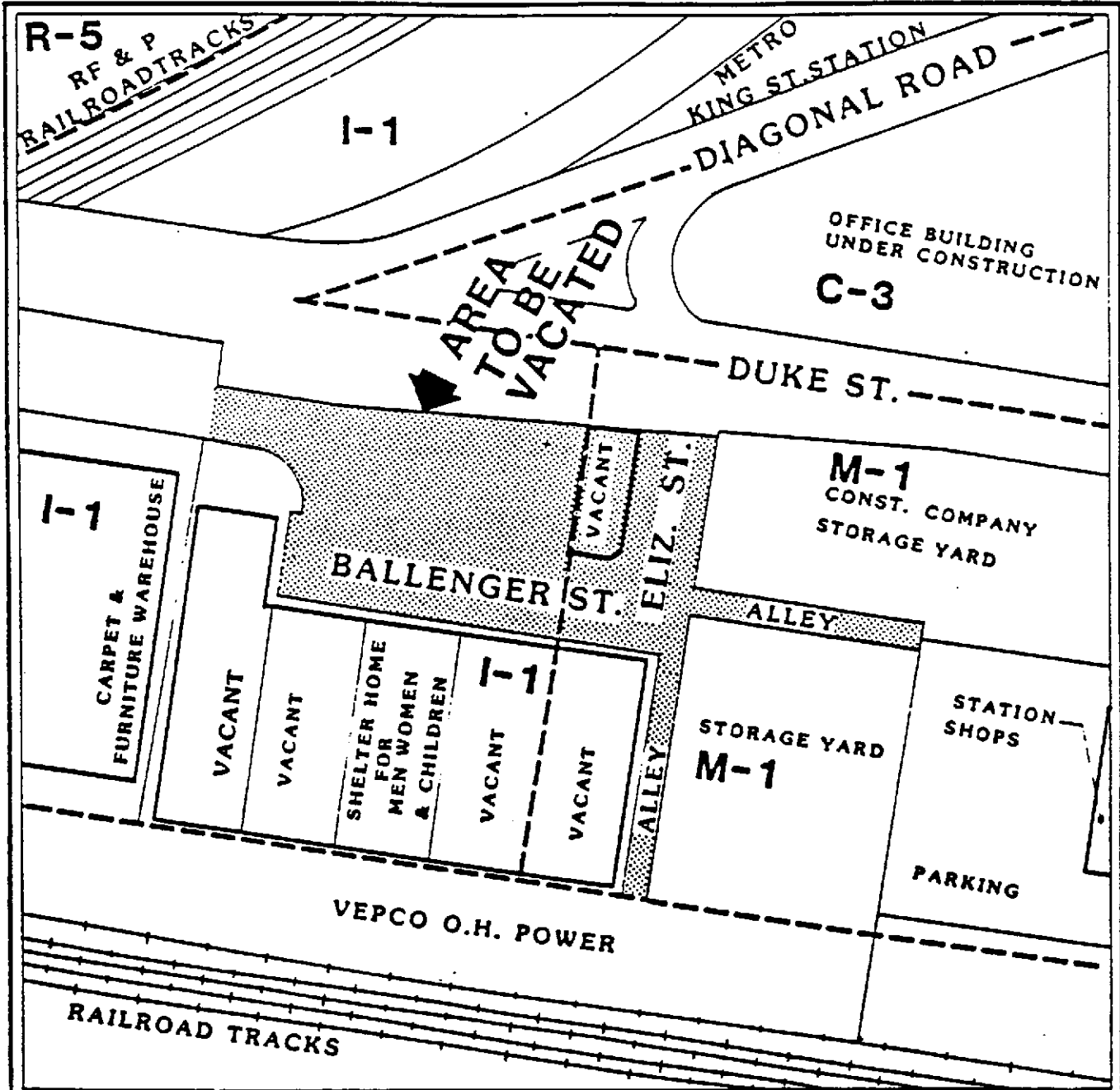
Section 4. That this ordinance shall be deemed to be enacted on the date of its final passage, but shall not be

effective until 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 both the name of the CITY OF ALEXANDRIA and the name of CNS PARTNERSHIP, and such recordation shall be done by the Applicant at its own expense.

JAMES P. MORAN, JR.  
Mayor

Attachment: Vacation Plat

Final Passage: May 12, 1990



VAC. #89-005

4/5/90

