

Ordinance No. 418

AN ORDINANCE authorizing the Southern Railway Company, a corporation, to construct, maintain and use a spur track in and along Union Street and in and across Duke Street in the City of Alexandria.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ALEXANDRIA, VIRGINIA AS FOLLOWS:

Section 1. That the Southern Railway Company, a corporation, be and it hereby is authorized to construct, maintain and use a spur track in and along Union Street and in and across Duke Street in the City of Alexandria, Virginia. Said track shall be located in accordance with a drawing, B-3334, prepared by the company and presented to the council March 14, 1944, and such track shall begin with the company's main track now on Union Street at a point of switch ninety feet north of the north line of Duke Street, thence running in a southwesterly direction, using a No. 6 frog, along Union Street and across Duke Street to the southwest intersection of Union and Duke Streets as shown.

Section 2. That before any work is started on the construction of the spur track hereinbefore mentioned or before the streets of the City of Alexandria are used under authority hereby granted, plans and specifications for the grading and the alignment of track shall be first submitted to and be approved by the city engineer.

All space between rails of such spur track and all space within two feet outside of each rail shall be paved with concrete. Such concrete paving shall extend two inches below the ties, and it shall be brought up to the top of the rails. All adjacent street area shall be brought to uniform grade.

The fire hydrant and the catch basin at the southwest corner of Duke Street and Union Street shall be relocated in a manner to be directed by the city engineer.

Construction, the relocation of facilities, grading and paving of streets, and all other work shall be done at the cost of the company and under the supervision of the city engineer, and such work, including construction of the switch point, shall be done in a manner which will leave the streets always safe and in proper condition for vehicular traffic.

Section 3. That the Southern Railway Company shall keep such spur track and the street area immediately adjacent thereto in good repair and in safe condition so long as the spur track remains in the streets. Use of the streets by said company pursuant to the privilege hereby granted shall be considered an agreement by the company to save the City of Alexandria harmless from any liability by reason of the construction, use or maintenance of the said spur track.

Section 4. That the special privilege to use the streets of Alexandria herein granted shall be considered a limited and concurrent right, and the same shall in no manner be considered a right in perpetuity. Upon request by the City of Alexandria or upon abandonment of said spur track, the company shall remove the track and return the streets to a safe and proper condition.

Section 5. That this ordinance shall take effect immediately upon its passage.

WILLIAM T. WILKINS,
Mayor

Approved March 21, 1944.