

Ordinance No. 507

AN ORDINANCE authorizing the Richmond, Fredericksburg and Potomac Railroad Company, a corporation, to construct, maintain and use a railroad spur track in and along North Fayette Street north of Madison Street in the City of Alexandria, Virginia.

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

Section 1. That the Richmond, Fredericksburg and Potomac Railroad Company, a corporation, be and it is hereby authorized to construct, maintain and use a railroad spur track in and along North Fayette Street north of Madison Street in the City of Alexandria, Virginia. Said track shall be located in accordance with plat entitled "R.E. 55-21, R.F. & P.R.R. Co., Fayette St., Spur Track North from Madison St., Alexandria, Va., Scale 1" 50', dated July 7, 1947", now on file in the office of the City Engineer; and said track shall begin at a point on the industrial track of the Richmond, Fredericksburg and Potomac Railroad Company located approximately in the center of Fayette Street at a point approximately 143 feet north of the north line of Montgomery Street; thence running in a southerly direction by a switch and No. 8 frog, or turnout to the left, and tangent therefrom to a point approximately 33 feet south of the north line of Montgomery Street; thence by a curve to the right to a point approximately 50 feet south of the south line of Montgomery Street; thence in a southerly direction along the easterly line of Fayette Street to a point approximately 6 feet north of the north line of Madison Street, the track for this last distance being centered on the said easterly line of Fayette Street.

Section 2. That before any work is started on the construction of the said spur track hereinbefore mentioned or before the streets of the City of Alexandria are used under authority hereby granted, plans, profile and specifications for the grading and the alignment of said track shall be first submitted to and be approved by the City Engineer. All space between rails of said spur track and all space within two feet outside of each rail shall be paved as now or hereafter directed by the City Engineer. Such paving shall be brought up to the top of the rails. Construction, the relocation of facilities, grading, necessary drainage, and paving between rails and the two feet on each side thereof, and all other work shall be done at the cost of the said Richmond, Fredericksburg and Potomac Railroad 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 safe and in proper condition for vehicular and pedestrian traffic.

Section 3. That the Richmond, Fredericksburg and Potomac Railroad Company shall keep such spur track, the space between the rails and two (2) feet on each side thereof in good repair and in safe condition so long as the said spur track remains in the street. Use of the street 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.

ORDINANCE NO. 507

Page 2

Section 4. That the special privilege to use the said street 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; and the City of Alexandria may require the removal of said track and the termination of said privilege upon ninety days' notice. Upon abandonment of said spur track, or termination of said privilege, the Company shall at its expense remove the said track and return the street to a safe and proper condition, paving the disturbed portion of the street in like manner as the remainder of the street is paved at the time of removal.

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

WILLIAM T. WILKINS,
MAYOR

September 23, 1947