

Ordinance No. 532

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

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

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 across Patrick Street in the City of Alexandria, Virginia. Said track shall be located in accordance with a drawing, B-3934, prepared by the Company and presented to the City Council, February 24, 1948, and the track shall begin with its center line on the west side of Patrick Street 87 feet more or less south of the south line of Wolfe Street, thence running in an easterly direction with a 12 degree curve to the left across Patrick Street and to a point on the east side thereof 99 feet more or less south of the south line of Wolfe Street as shown on said plat.

Section 2. That before any work is started on the construction of the spur track hereinbefore mentioned or before the said street is used under authority hereby granted, plans and specifications for the grading and alignment of track shall be first submitted to and be approved by the city engineer. There shall be a super elevation for the entire length of the track within the street of a minimum of 2 inches. All space between rails of such spur track and all space within 2 feet outside of each rail, for the entire length within the street, shall be paved with concrete. Such concrete paving shall extend 2 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. Appropriate drains in the gutters of the street and under the track shall be provided.

Construction, 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 shall be done in a manner which will leave the street always safe and in proper condition for vehicles and pedestrian 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 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 said spur track.

Section 4. That the special privilege to use the street of the City herein granted shall be considered a limited and concurrent right, and the same shall in no manner be considered a right in perpetuity. Upon ninety days notice by the City of Alexandria or upon abandonment of the said spur track, the Company shall remove the track and return the street to a safe and proper condition with construction and paving comparable to that existing in other parts of the street at that time.

Section 5. That the Southern Railway Company shall at all times provide a flagman when its car or trains are crossing said street on said track. The flagman shall walk in front of the car or trains crossing said street a distance sufficient to warn approaching traffic and shall use in the daytime a red flag and at night or when dark, a red light, and the Company shall at no time leave trains or cars standing on said track so as to block traffic. Any violation of this section shall constitute a misdemeanor and be punishable by a fine of not less than \$25.00 nor more than \$200.00.

Section 6. That this ordinance shall be published in the Alexandria Gazette and it shall take effect the day after its publication.

William T. Wilkins,
Mayor

March 20, 1948