EXHIBIT NO. 1

11
10-10-06

Introduction and first reading:	10/10/06
Public hearing:	10/14/06
Second reading and enactment:	10/14/06

INFORMATION ON PROPOSED ORDINANCE

Title

AN ORDINANCE to vacate a portion of the public right-of-way adjacent to 418 West Braddock Road (VAC No. 2005-0003).

Summary

The proposed ordinance vacates a portion of the right-of-way at the northwest corner of West Braddock and Ruffner Roads, on the west side of West Braddock Road, adjacent to 418 W. Braddock Road, subject to payment to the City of $7,300.00, and restrictions on the use and development of the vacated land and adjacent lot.

Sponsor

Staff

Richard Josephson, Acting Director, Planning and Zoning
Jill A. Schaub, Senior Assistant City Attorney

Authority

§ 2.03, Alexandria City Charter
§15.2-2008, Code of Virginia (1950), as amended

Estimated Costs of Implementation

None

Attachments in Addition to Proposed Ordinance and its Attachments (if any)

None

EXHIBIT NO. 2

ORDINANCE NO. _____

AN ORDINANCE to vacate to vacate a portion of the public right-of-way adjacent to 418 West Braddock Road (VAC No. 2005-0003).

WHEREAS, Richard and Elizabeth Tonner (Owners) have applied for the vacation of a portion of the public right-of-way at the northwest corner of West Braddock and Ruffner Roads, on the west side of West Braddock Road, adjacent to 418 West Braddock Road, in the City of Alexandria, Virginia; and

WHEREAS, the Planning Commission of the City of Alexandria at one of its regular meetings recommended approval of the vacation of such public right-of-way at this location; and

WHEREAS, the Council of the City of Alexandria has approved the recommendation of the Planning Commission; and

WHEREAS, viewers, V. Rodger Digilio, chair, Bill Brandon and Kellie Meehan, have been, and again by this ordinance are, duly appointed by the Council of the City of Alexandria, to make their report in conjunction with this vacation; 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, in consideration of the report of the viewers, of other evidence relative to this vacation and of compliance with the conditions set forth in this ordinance, the Council of the City of Alexandria, has determined that the portion of the public right-of-way to be vacated is no longer desirable for public use and that the public interest will not be harmed by this vacation; therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the vacation of the public right-of-way to Owners, as shown on the plat of vacation attached hereto and incorporated herein by reference, be, and the same hereby is, approved.

Section 2. That the vacation made and provided by the preceding section of this ordinance be, and the same hereby is, subject the conditions set forth below:

1. Owners shall prepare a plat of consolidation, showing the property vacated and all easements therein, and consolidating such property with their abutting property, and the plat of consolidation shall be filed with the director of planning and zoning and among the land records of the City.

2. Easements shall be reserved for all existing public and private utilities within the area vacated. Owners shall show all easements on the plat of consolidation.

3. Owners may not construct any buildings, or improvements, including driveways, parking spaces, on the vacated area and may not use the vacated land area to derive any increased development rights for the lands adjacent to the vacated area, including increased floor area, subdivision rights or additional dwelling units. This restriction shall appear as part of the deed of vacation and shall also appear as a note on the consolidated plat, both of which shall be approved by the director of planning and zoning prior to recordation.

4. Owners shall pay the sum of $7,300.00 to the City for the vacated land.

Section 3. 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 4. 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 5. That this ordinance shall be effective upon the date and at the time of its final passage; provided, however, that no recordation of this ordinance shall have any force or effect unless and to the extent annexed to a deed, executed by the city manager and attested by the city clerk, conveying the property vacated to Owners. The execution of such deed shall constitute conclusive evidence of compliance with the provisions of this ordinance. Such deed shall be recorded and indexed in the name of the City of Alexandria, as grantor, and Owner as grantee, and such recordation shall be done by the grantee at their own expense. In the event no such deed is recorded within 18 months of the effective date, this ordinance shall be void and of no effect.

WILLIAM D. EUILLE
Mayor

Attachment

Introduction:	10/10/06
First Reading:	10/10/06
Publication:	
Public Hearing:	
Second Hearing:	
Final Passage:	

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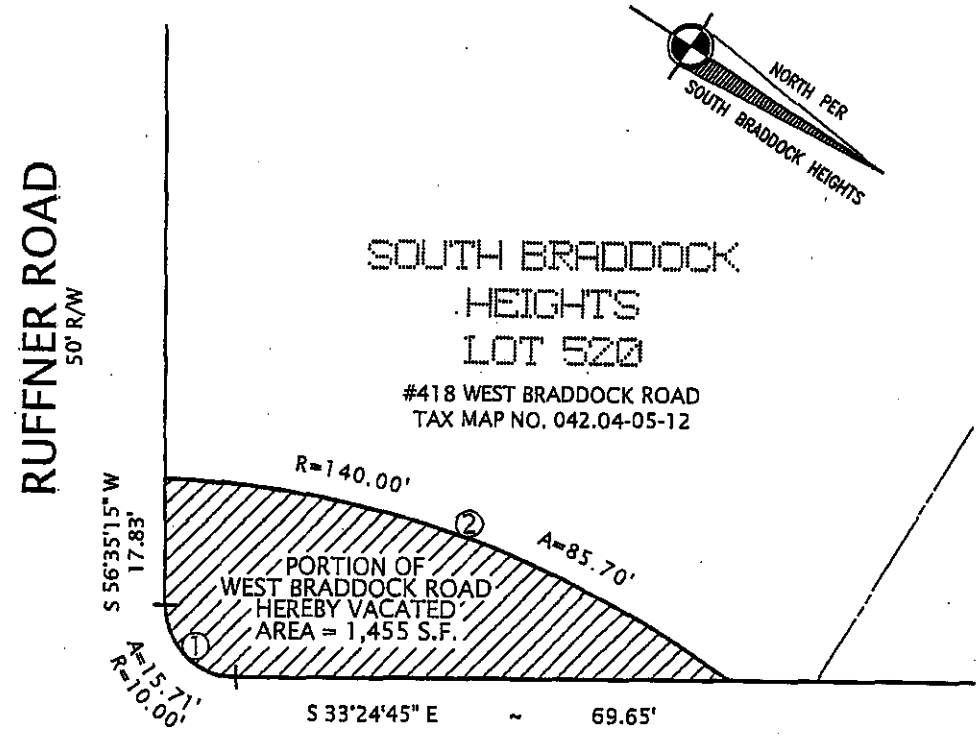
CURVE TABLE

NO.	RADIUS	ARC	DELTA	TANGENT	CHORD	CHORD BEARING
1	10.00'	15.71'	90°00'00"	10.00'	14.14'	S 11°35'15" W
2	140.00'	85.70'	35°04'25"	44.24'	84.37'	N 14°09'08" W



WEST BRADDOCK ROAD
WIDTH VARIES

COMMONWEALTH OF VIRGINIA
BRYANT L. ROBINSON
LICENSE NO. 001932
LANDSURVEYOR

CERTIFIED CORRECT :

Bryant L. Robinson

BRYANT L. ROBINSON. . . . . L.S.

PLAT
SHOWING A VACATION OF A PORTION OF
WEST BRADDOCK ROAD
CITY OF ALEXANDRIA, VIRGINIA
SCALE: 1" = 20' AUGUST 26, 2006

GRAPHIC SCALE
0 20 40

ALEXANDRIA SURVEYS
INTERNATIONAL, LLC
6343 SOUTH KINGS HIGHWAY ALEXANDRIA, VIRGINIA 22306
TEL. NO. 703-660-6615 FAX NO. 703-768-7764

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