

ORDINANCE # 15-24

**AN ORDINANCE VACATING
A PORTION OF QUARTERPATH ROAD
(VAC #15-001)**

WHEREAS, it is proposed by Battery Boulevard Associates LLC to vacate a portion of Quarterpath Road just north of its intersection with Battery Boulevard, approximately 277 feet in length (± 0.30 acres) and contiguous to 1451 Quarterpath Road (Williamsburg Tax Map No. 590-03-01-B); and

WHEREAS, notice of said application was published at least twice, with at least six days elapsing between first and second application, in the Virginia Gazette, a newspaper published and having general circulation in the City of Williamsburg, pursuant to statutory requirements of Secs. 15.2-2006 and 15.2-2204 of the Code of Virginia, 1950, as amended; and

WHEREAS, the Williamsburg City Council, on October 8, 2015, held a public hearing on this proposal, and decided not to appoint viewers; and

WHEREAS, the statutory provisions of §15.2-2006 of the Code of Virginia, 1950, as amended, have been complied with; and

WHEREAS, the Williamsburg City Council is of the opinion that such street vacation would not result in any inconvenience, and is in the interest of the public welfare.

NOW, THEREFORE BE IT ORDAINED that a portion of Quarterpath Road just north of its intersection with Battery Boulevard, approximately 277 feet in length (± 0.30 acres) and contiguous to 1451 Quarterpath Road (Williamsburg Tax Map No. 590-03-01-B) and as shown on the following plat which is attached as Exhibit A, be vacated and that the same shall no longer be deemed a public street in the City of Williamsburg.

RIGHT OF WAY ACQUISITION PLAT FROM THE CITY OF WILLIAMSBURG TO PARCEL 2, PROPERTY OF BATTERY BOULEVARD ASSOCIATES, LLC, dated September 1, 2015, and prepared by AES Consulting Engineers.

This ordinance shall become effective at such time as the City receives payment in the amount of \$30,000.00 from Battery Boulevard Associates LLC as consideration for such vacation. The fact of the receipt by the City of the agreed consideration shall be evidenced by the City Manager's certification thereof upon a copy of this ordinance. Upon such certification the Clerk of Council shall certify a copy of same among the land records of the City of Williamsburg. If such consideration has not been received by December 31, 2015, then this ordinance shall become null and void.

Adopted: November 12, 2015


Attest:


Gerry S. Walton, Deputy Clerk of Council


Clyde A. Haulman, Mayor

VAC #15-001: BATTERY BOULEVARD ASSOCIATES, LLC

Vacation of a portion of Quarterpath Road



VICINITY MAP
(Approximate Scale 1"=2000')

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CERTIFICATION OF SOURCE OF TITLE:
THE PROPERTY SHOWN ON THIS PLAT WAS CONVEYED BY QUARTERPATH ASSOCIATES, LLC TO BATTERY BOULEVARD ASSOCIATES, LLC BY DEED DATED MAY 18, 2008 AND RECORDED IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF THE CITY OF WILLIAMSBURG AND THE COUNTY OF JAMES CITY, VIRGINIA AS DEED # 18186.

OWNER'S CERTIFICATE:
THE ACQUISITION OF RIGHT OF WAY SHOWN ON THIS PLAT IS WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRES OF THE UNDERSIGNED OWNER(S).

FOR:
CITY OF WILLIAMSBURG

BY: _____ DATE _____

PRINTED NAME _____

TITLE _____

CERTIFICATE OF NOTARIZATION:
I, _____, A NOTARY PUBLIC IN AND FOR THE CITY/COUNTY AND STATE AFORESAID, DO HEREBY CERTIFY THAT PERSONS WHOSE NAMES ARE SHOWN TO THE FOREGOING WRITING HAVE ACKNOWLEDGED THE SAME BEFORE ME IN THE CITY/COUNTY AFORESAID.

GIVEN UNDER MY HAND AND SEAL THIS _____ DAY OF _____, 2015.

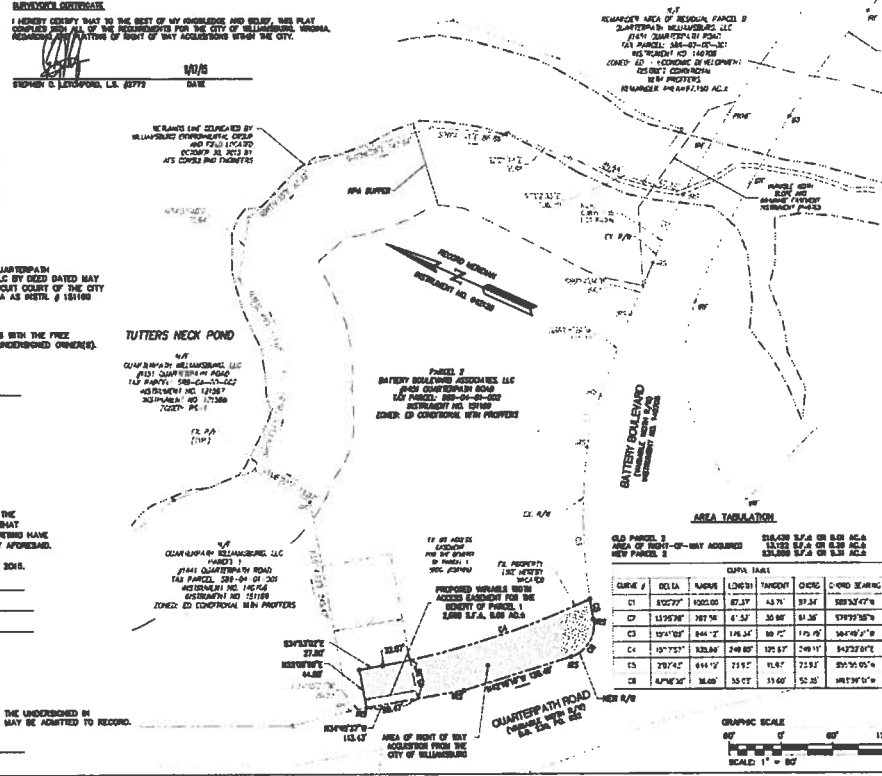
BY COMMISSION EXPIRES _____

NOTARY REGISTRATION NUMBER: _____

NOTARY: _____

CERTIFICATE OF APPROVAL:
THIS PLAT OF RIGHT OF WAY ACQUISITION IS APPROVED BY THE UNDERSIGNED IN ACCORDANCE WITH EXISTING SUBDIVISION REGULATIONS AND MAY BE ADMITTED TO RECORD.

SUBDIVISION AGENT OF _____ DATE _____
THE CITY OF WILLIAMSBURG



AREA TABULATION

CURVE #	CHORD	AREA	LENGTH	TANGENT	CHORD	C-CORD BEARING
C1	1027.70'	1022.05	87.37'	43.71'	87.37'	105°35'47.6"
C2	1172.98'	787.78	67.57'	33.88'	67.57'	107°52'38.7"
C3	1274.02'	844.71'	174.24'	86.72'	174.24'	104°40'47.9"
C4	1274.02'	844.71'	174.24'	86.72'	174.24'	104°40'47.9"
C5	297.42'	444.71'	219.27'	116.7'	219.27'	101°30'40.4"
C6	476.24'	36.69'	55.07'	11.60'	55.07'	101°30'40.4"

GRAPHIC SCALE
0' 50' 100' 150'
SCALE: 1" = 80'

RIGHT OF WAY ACQUISITION PLAT
FROM THE CITY OF WILLIAMSBURG
TO PARCEL 2
PROPERTY OF
BATTERY BOULEVARD ASSOCIATES, LLC
CITY OF WILLIAMSBURG, VA

Sheet Number: 1 OF 1

Exhibit A