



**COUNTY OF HENRICO, VIRGINIA
BOARD OF SUPERVISORS
MINUTE**

Agenda Item No.

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Agenda Title: ORDINANCE — Vacation of Portion of Right-of-Way — Old Route 33 — Brookland District

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES NO OTHER
Date: _____	Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____	Branin, T. _____
() Approved	REMARKS: _____ _____ _____ _____	Nelson, T. _____
() Denied		O'Bannon, P. _____
() Amended		Schmitt, D. _____
() Deferred to: _____		Thornton, F. _____

WHEREAS, the County owns a variable width right-of-way along the eastern boundary of two parcels owned by Laurel Land LLC and one parcel owned by Stephen E. Searce, all dedicated on a plat of Section B of the Laurel Heights subdivision, recorded in the Clerk's Office of the Circuit Court of Henrico County, Virginia in Plat Book 18, Page 32; and,

WHEREAS, Laurel Land LLC and Stephen E. Searce have asked the County to vacate a portion of the right-of-way as shown on the plat attached as Exhibit A; and,

WHEREAS, this Ordinance was advertised pursuant to Va. Code §15.2-2204, and the Board held a public hearing on December 14, 2021; and,

WHEREAS, it appears to the Board that no owner of any land adjoining this portion of unimproved right-of-way will be irreparably damaged by the vacation; and,

WHEREAS, no public necessity exists for the continuance of this portion of the right-of-way.

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors that:

(1) the portion of the right-of-way shown on Exhibit A is vacated in accordance with Va. Code §15.2-2272(2);

(2) this Ordinance shall become effective 30 days after its passage as provided by law;

By Agency Head _____ By County Manager _____

Copy to: _____

Certified:

A Copy Teste: _____

Clerk, Board of Supervisors

Date: _____

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- (3) the Clerk of the Circuit Court of Henrico County (the “Clerk”) is authorized, upon receipt of payment therefor, to record a certified copy of this Ordinance in the Clerk's Office after the expiration of 30 days from its passage, provided no appeal has been taken to the Circuit Court;
- (4) the Clerk is further authorized to index the Ordinance on the grantor and grantee sides of the general index to deeds in the names of Laurel Land LLC and Stephen E. Scarce; and,
- (5) the Clerk shall note this vacation as provided in Va. Code §15.2-2276.

Comment: The Real Property Division has processed the requested vacation through the Departments of Planning, Public Works, and Public Utilities without objection. The Director of Public Works recommends approval of the Board paper; the County Manager concurs.