



**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 — York Manor Subdivision —
Varina District**

For Clerk's Use Only:	BOARD OF SUPERVISORS ACTION	YES NO OTHER
Date: _____	Moved by (1) _____ Seconded by (1) _____ (2) _____ (2) _____	Cooper, R. _____
() Approved	REMARKS: _____	Nelson, T. _____
() Denied	_____	Rogish, J. _____
() Amended	_____	Roundtree, M. _____
() Deferred to: _____	_____	Schmitt, D. _____

WHEREAS, 401 South LLC, a Virginia limited liability company ("401 South"), owns a reserved lot in the York Manor subdivision that runs along South Street where South Street intersects with Dale Street, York Avenue, and Luther Road, commonly known as 401 South Street (the "Property"), shown on a plat recorded in the Clerk's Office of the Circuit Court of Henrico County, Virginia, in Plat Book 26, page 109, and attached as Exhibit A (the "Plat"); and,

WHEREAS, there is a 10-foot portion of unimproved right-of-way on the Plat that is to the east of the Property, to the south of South Street, and to the west of the property commonly known as 501 South Street (the "County Right-of-Way"), which was dedicated by the Plat to the County; and,

WHEREAS, the County vacated a 40-foot strip abutting the area of the requested vacation on October 8, 2024; and,

WHEREAS, 401 South has asked the County to vacate the County Right-of-Way; and,

WHEREAS, the County Right-of-Way to be vacated is highlighted in yellow on the Plat; and,

WHEREAS, this Ordinance was advertised pursuant to Va. Code § 15.2-2204, and the Board held a public hearing on December 2, 2025; and,

WHEREAS, it appears to the Board that no owner of any land adjoining the County Right-of-Way will be irreparably damaged by the vacation, and no public necessity exists for the continuance of the County Right-of-Way.

By Agency Head By County Manager

Copy to: _____

Certified: _____
A Copy Teste: _____
Clerk, Board of Supervisors

Date: _____

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

- (1) the 10-foot right-of-way that is to the east of the lot “reserved for light industry” and to the south of South Street on the plat recorded in the Clerk’s Office of the Circuit Court of Henrico County, Virginia, in Plat Book 26, page 109, is vacated in accordance with Va. Code § 15.2-2272(2), with such area being highlighted in yellow on Exhibit A and with such area being the same width as the abutting 40-foot strip of Dale Street vacated by the Henrico County Board of Supervisors by ordinance recorded in the Clerk’s Office of the Circuit Court of Henrico County, Virginia, in Deed Book 6613, page 2426;
- (2) this Ordinance will become effective 30 days after its passage as provided by law;
- (3) the Clerk of the Circuit Court of Henrico County, Virginia (the “Clerk”), is authorized, upon receipt of payment therefore, 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 name of the Henrico County Board of Supervisors; and,
- (5) the Clerk will note this vacation as provided in Va. Code § 15.2-2276.

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