

## COUNTY OF HENRICO, VIRGINIA BOARD OF SUPERVISORS MINUTE

Agenda Item No.
Page No. 1 of 2

Agenda Title: ORDINANCE — Vacation of Portion of Right-of-Way — Old Pump Road — The Preserve at John Rolfe Section 1 — Three Chopt District

Clerk's Use Only:  : Approved Denied Amended Deferred to:	Moved by (1)(2) REMARKS:	BOARD OF SUPER	onded by (1)		YES NO OTHE  Cooper, R
WHEREAS, b	y deed dated Jan	uary 14, 1993, reco	rded in Deed Bool	c 2407, page 14	97, Roxbury Corporation
conveyed to the	e County 0.406 John Rolfe Pari	acres of right-of-v	vay along Old Pur	mp Road (the "	Right-of-Way") near the ction, or improvement of
WHEREAS, th	e Right-of-Way	was granted to the	County as a condi	tion of the appro	oval of a site plan; and,
		ay abuts a nonco		known as Gl	PIN 739-755-4897 (the
WHEREAS, th	ne Owner of the	Property requested	the vacation of a p	ortion of the Ri	ght-of-Way; and,
		which bonding is rethe area of the Righ			15.2-2241 through 15.2-
					he plat attached hereto as astern Line of Old Pump
					ay vacate any interest in n of the approval of a site
By Agency Head	SH		By County Manager		
		1 2	Certified: A Copy Teste:		

## COUNTY OF HENRICO, VIRGINIA BOARD OF SUPERVISORS MINUTE

Agenda Item No.

Page No. 2 of 2

Agenda Title: ORDINANCE — Vacation of Portion of Right-of-Way — Old Pump Road — The Preserve at John Rolfe Section 1 — Three Chopt District

WHEREAS, it appears that the owners of the property which has been developed or is to be developed in accordance with the approved site plan will not be irreparably damaged by the vacation; and,

WHEREAS, notice of this public hearing was given as required by Va. Code §§ 15.2-2204 and 15.2-2270; and,

WHEREAS, no public necessity for the portion of the Right-of-Way to be vacated exists.

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

- (1) the portion of Right-of-Way labeled "0.160 Acres" on Exhibit A is vacated in accordance with Va. Code § 15.2-2270(2);
- (2) this Ordinance will become effective 30 days after its passage as provided by law;
- (3) pursuant to Va. Code § 15.2-2270(2), the execution and recordation of this ordinance of vacation will destroy the effect of the instrument that created the County's interest so vacated, divest all public rights in and to the subject property, and vest title in the subject property in Bradford Homes, Inc., a Virginia corporation;
- (4) 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; and,
- (5) the Clerk is further authorized to record the certified copy of this Ordinance as deeds are recorded and to index it in the name of the County of Henrico, Virginia.

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