

**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 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.