

ORDINANCE NO. 6646-09

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 40.1, UNDERGROUND INSTALLATION OF LINES AND PIPES AND THEIR RELATED FACILITIES, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, SECTION 40.1-5, CREATION OF UNDERGROUND UTILITIES DISTRICTS.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Newport News, Virginia:

That Chapter 40.1, Underground Installation of Lines and Pipes and Their Related Facilities, of the Code of the City of Newport News, Virginia, Section 40.1-5, Creation of Underground Utilities Districts, be, and the same hereby is, amended and reordained as follows:

**CHAPTER 40.1**

**UNDERGROUND INSTALLATION OF LINES AND PIPES  
AND THEIR RELATED FACILITIES**

**Sec. 40.1-5. Creation of Underground Utilities Districts.**

The following special geographic areas to be known as "Underground Utilities Districts" are hereby designated by the city council for the purpose of converting all aboveground utilities to underground utilities in order to promote the health, safety and welfare of the public:

- (1) *Downtown:*
  - (a) The Downtown District shall be defined as the geographic area lying within the boundaries created by 39th Street on the north; CSX right-of-way on the east; 23rd Street right-of-way on the south; and the James River on the west, excluding non-publicly-owned land zoned M-1 or M-2.
  - (b) For those areas within the Downtown District which are also within the Newport Centre boundaries and under Newport Centre Sector zoning, then Zoning Ordinance Section 2629, "Utilities," also applies. For the areas within the Downtown District but outside Newport Centre Sector zoning, this chapter applies.

- (2) *Rights-of-Way Districts*: The following rights-of-way within the city as of the date of this chapter [August 27, 1985], and subsequent modifications to these rights-of-way as may be made by the city, shall be designated Underground Utilities Districts:

<i>Right-of-Way</i>	<i>From</i>	<i>To</i>
Jefferson Avenue	Southern terminus	Northern terminus
Warwick Boulevard	Southern terminus	Northern terminus
Huntington Avenue	Southern terminus	Northern terminus, 72 <sup>nd</sup> Street
Washington Avenue	Southern terminus	Northern terminus, 50 <sup>th</sup> Street
39 <sup>th</sup> Street	Westerly terminus	Easterly terminus
Mercury Boulevard	Westerly terminus	Easterly terminus
Main Street	Warwick Boulevard	Easterly terminus
Harpersville Road	Warwick Boulevard	Terrace Drive
Oyster Point Road (realigned)	Warwick Boulevard	Easterly terminus
J. Clyde Morris Boulevard	Warwick Boulevard	Easterly terminus
Denbigh Boulevard	Old Courthouse Way	Easterly terminus
Ft. Eustis Boulevard	Warwick Boulevard	Easterly terminus
Yorktown Road	Warwick Boulevard	Easterly terminus
Middle Ground Boulevard Extension, VDOT UPC 11816	Fishing Point Drive	Warwick Boulevard
Maxwell Lane	Warwick Boulevard	Quillen Terrace
Nettles Drive	Within the limits of the Middle Ground Boulevard Extension project, VDOT UPC 11816	

Atkinson Boulevard VDOT UPC 4483	Jefferson Avenue	Warwick Boulevard
Relocated Route 60 VDOT UPC 14598	Fort Eustis Boulevard	James City County Line

PASSED BY THE COUNCIL OF THE CITY OF NEWPORT NEWS ON DECEMBER 8, 2009

Mabel Washington Jenkins, CMC  
City Clerk

Joe S. Frank  
Mayor

A true copy, teste:

City Clerk