

ORDINANCE NO. 7541-19

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO MAKE OFFERS TO ACQUIRE, BY PURCHASE OR CONDEMNATION, PORTIONS OF CERTAIN PARCELS OF REAL PROPERTY HEREINAFTER MORE PARTICULARLY DESCRIBED, FOR THE LYNCHBURG DRIVE CHANNEL IMPROVEMENTS PROJECT, TO PROVIDE FUNDS FOR THIS PURPOSE, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AND THE CITY CLERK TO ATTEST ALL DOCUMENTS NECESSARY TO EFFECT THE PURCHASE AUTHORIZED HEREIN.

WHEREAS, in the opinion of the Council of the City of Newport News, a public necessity exists for the acquisition of certain real property interests, hereinafter more particularly described, for the purpose of the Lynchburg Drive Channel Improvements Project ("the Project"), for permanent utility and drainage easement acquisitions on Parcels 1 through 3 and 5 through 7 and temporary construction easements on Parcels 1 through 5 and 8 for the preservation of the safety, health, peace, good order, comfort, convenience, morals and welfare of the City of Newport News.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Newport News, Virginia, after a properly noticed Public Hearing on March 12, 2019, pursuant to Virginia Code §15.2-1903:

Section 1. That the Council hereby authorizes the acquisition of the required interests on each parcel by general warranty deed or other interests in the properties identified in Section 6 of this ordinance.

Section 2. That the City Attorney be, and hereby is, authorized and directed to acquire in a manner provided by Title 15.2, Chapter 19 and Title 25.1, Chapters 2 and 3, of the Code of Virginia, 1950, as amended, interests in those certain properties located in the City of Newport News, Virginia, together with all rights appurtenant thereto, if appropriate, to implement the Project, the said properties where the interests are to be acquired, and a preliminary indication of ownership being more particularly described in Section 6 of this ordinance.

Section 3. That the City Manager is hereby authorized and directed to act for and on behalf of the City of Newport News in agreeing and disagreeing with the owners of the properties upon the compensation to be paid therefor within the limits of the funds provided herein for this purpose as set out in Section 6 of this ordinance and further to execute any documents necessary to accomplish this purpose.

Section 4. That in order to provide funds for the acquisition of interests in the said properties and to defray the costs incident thereto, the sum of TWENTY-FOUR THOUSAND EIGHT HUNDRED THIRTY AND 00/100 DOLLARS (\$24,830.00) or so much thereof as may be necessary, is hereby designated from funds appropriated for acquisition of the hereinafter described properties.

Section 5. That the authority to acquire interests in the property listed in Section 6 of this ordinance shall include all necessary authority to acquire clear title to those properties and shall, without intending to be a limitation, include the authority to institute proceedings against successors in title or to institute eminent domain proceedings in order to establish clear title.

Section 6. That the present owners of the properties to be acquired, or interests therein, and a description of said properties or their interests, and the funds necessary to compensate the owners of the properties are as follows (the interests to be acquired being fee simple ownership unless otherwise indicated on the plats attached hereto):

Parcel 01 - A permanent drainage and utility easement of 1,336 square feet for THREE THOUSAND NINE HUNDRED SIX AND 00/100 DOLLARS (\$3,906.00) and a temporary construction easement of 977 square feet for THREE HUNDRED SEVENTEEN AND 00/100 DOLLARS (\$317.00) from Nolan Reid III and Laura Reid. The interests to be acquired affect a parcel identified as 137 Parker Avenue, Newport News, Virginia, Tax Parcel ID #201000262, and more particularly described on a plat attached to this Ordinance as Exhibit 1.

Parcel 02 - A permanent drainage and utility easement of 1,757 square feet for SIX THOUSAND FOUR HUNDRED SIXTY-THREE AND 00/100 DOLLARS (\$6,463.00) and a temporary construction easement of 357 square feet for ONE HUNDRED FORTY-SIX AND 00/100 DOLLARS (\$146.00) from Matthew Underwood and Ashley Underwood. The interests to be acquired affect a parcel identified as 139 Parker Avenue, Newport News, Virginia, Tax Parcel ID #201000263, and more particularly described on a plat attached to this Ordinance as Exhibit 2.

Parcel 03 - A permanent drainage and utility easement of 1,532 square feet for THREE THOUSAND THREE HUNDRED THIRTY-TWO AND 00/100 DOLLARS (\$3,332.00) and a temporary construction easement of 876 square feet for TWO HUNDRED TWELVE AND 00/100 DOLLARS (\$212.00) from Charles Anderson and Alecia Anderson. The interests to be acquired affect a parcel identified as 17 Winder Crescent, Newport News, Virginia, Tax Parcel ID #201000254, and more particularly described on a plat attached to this Ordinance as Exhibit 3.

Parcel 04 - A temporary construction easement of 881 square feet for THREE HUNDRED NINETY-NINE AND 00/100 DOLLARS (\$399.00) from Robert Perry and Margaret Perry. The interest to be acquired affects a parcel identified as 15 Winder Crescent, Newport News, Virginia, Tax Parcel ID #201000253, and more particularly described on a plat attached to this

Ordinance as Exhibit 4.

Parcel 05 - A permanent drainage and utility easement of 1,590 square feet for EIGHT THOUSAND TWO HUNDRED THIRTEEN AND 00/100 DOLLARS (\$8,213.00) for Alisha Lee and Jeffrey Lee. The interest to be acquired affects a parcel identified as 327 Lynchburg Drive, Newport News, Virginia, Tax Parcel ID #201000219, and more particularly described on a plat attached to this Ordinance as Exhibit 5.

Parcel 06 - A permanent drainage and utility easement of 307 square feet for ONE THOUSAND EIGHT HUNDRED FORTY-TWO AND 00/100 DOLLARS (\$1,842.00) from Jordan McCrum and Kimberly McCrum. The interest to be acquired affects a parcel identified as 331 Lynchburg Drive, Newport News, Virginia, Tax Parcel ID #201000538, and more particularly described on a plat attached to this Ordinance as Exhibit 6.

Section 7. That this Ordinance shall be in effect on and after the date of its adoption, April 23, 2019.

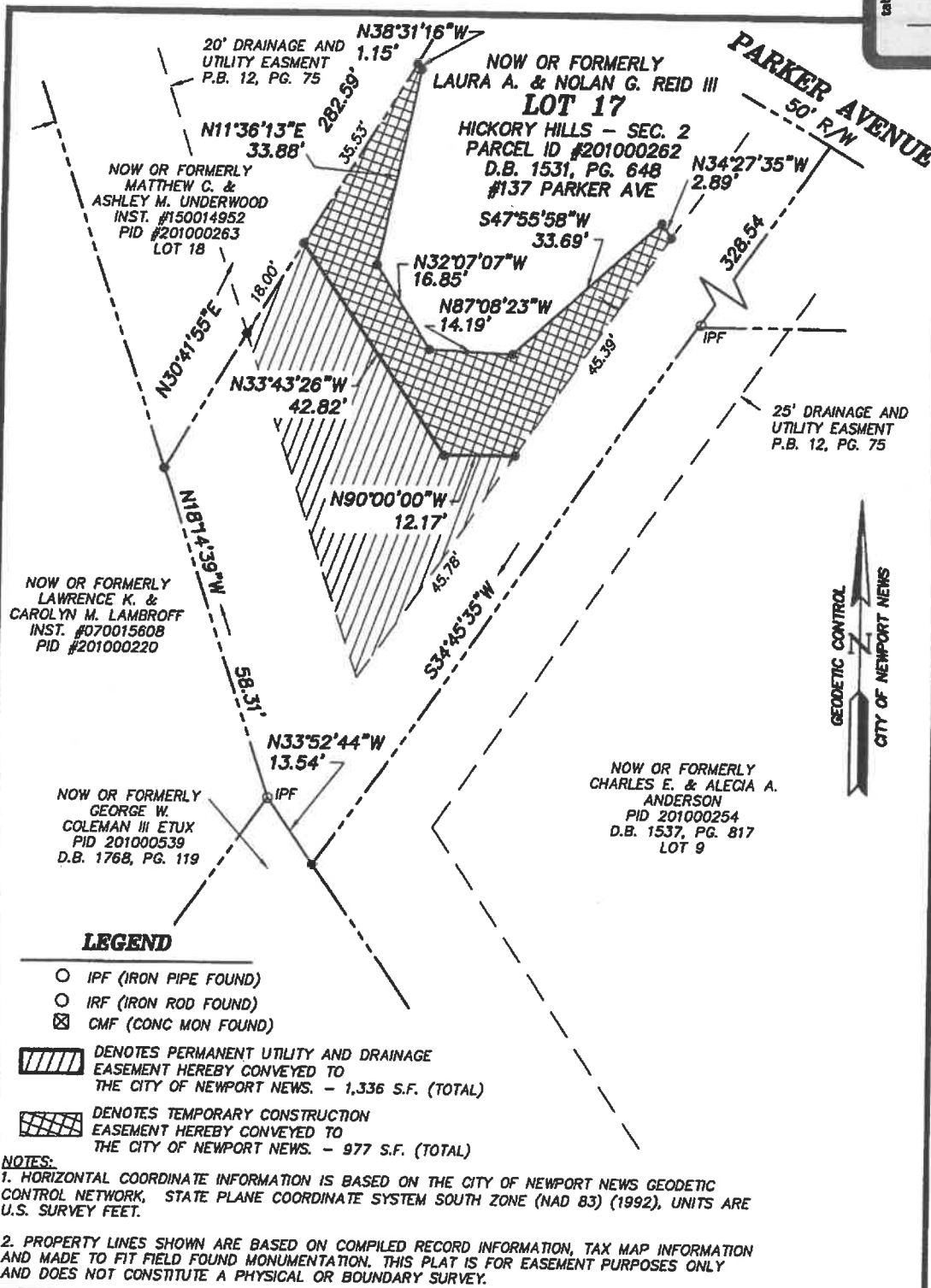
PASSED BY THE COUNCIL OF THE CITY OF NEWPORT NEWS ON APRIL 23, 2019

Mabel Washington Jenkins, MMC
City Clerk

McKinley L. Price, DDS
Mayor

A true copy, teste:

City Clerk



COMMONWEALTH OF VIRGINIA
7/27/18
PAUL W. MICHAEL, JR.
Lic No. 002438
LAND SURVEYOR

References:
D.B.1387, PG.1331
P.B. 12, PG. 75

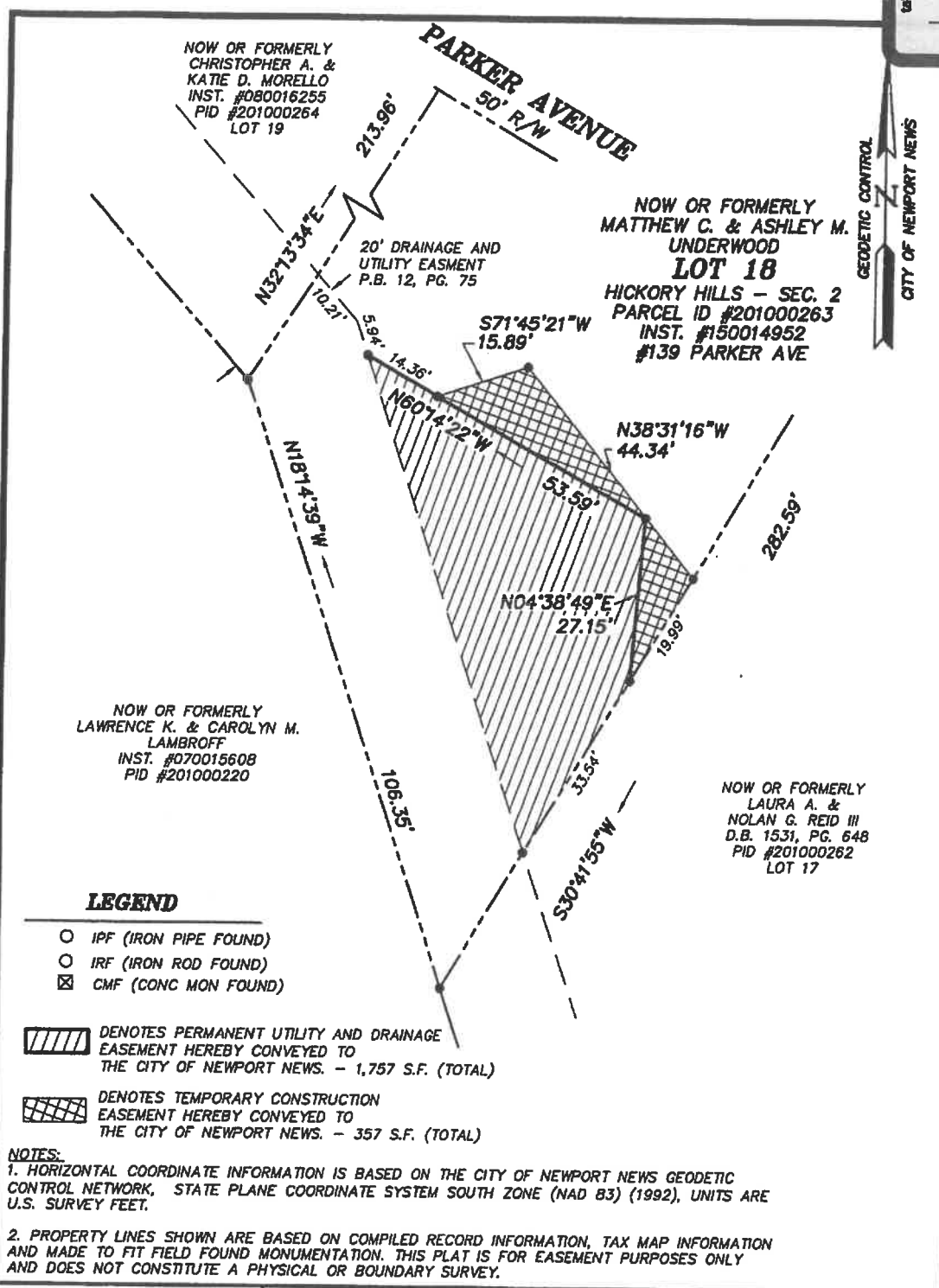
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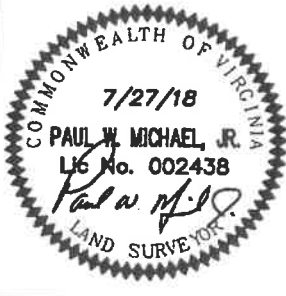

PLAT OF EASEMENT
FROM: LAURA A. & NOLAN G. REID III
TO: CITY OF NEWPORT NEWS
PROJECT: STREAM RESTORATION
ACTIVITIES & STORMWATER MANAGEMENT
IMPROVEMENTS, LYNCHBURG DRIVE AREA

Date: 7/27/18 Scale: 1"=20' Job No.: 17-096

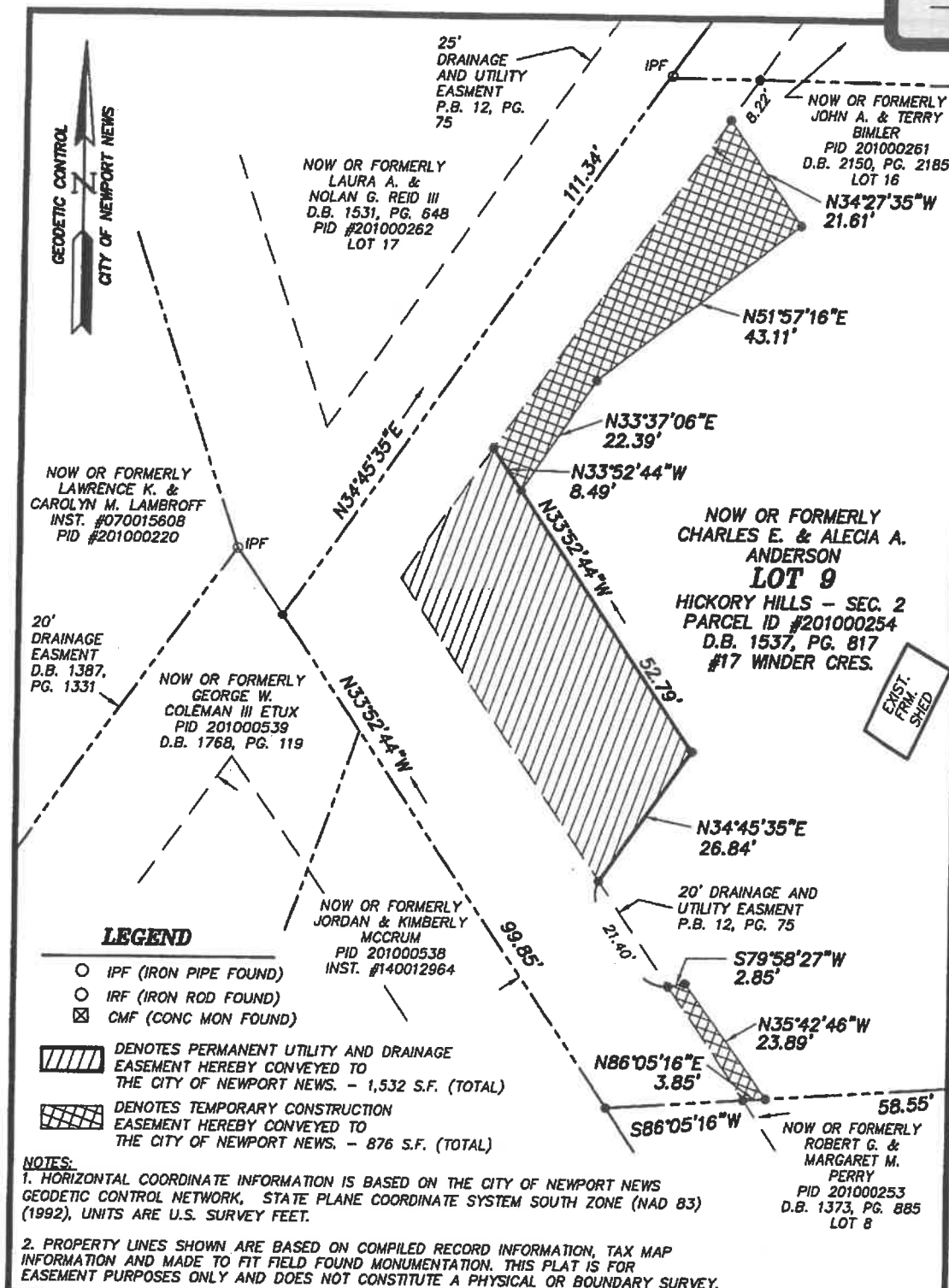
MICHAEL SURVEYING & MAPPING, P.C.
41 OLD OYSTER POINT RD. - SUITE B
NEWPORT NEWS, VIRGINIA 23602
TEL 757.873.1762 FAX 757.873.1772

tabbles



	References: D.B.1387, PG.1331 P.B. 12, PG. 75	PLAT OF EASEMENT FROM: MATTHEW C. & ASHLEY M. UNDERWOOD TO: CITY OF NEWPORT NEWS PROJECT: STREAM RESTORATION ACTIVITIES & STORMWATER MANAGEMENT IMPROVEMENTS, LYNCHBURG DRIVE AREA	
	Notes:	Date: 7/27/18 Scale: 1"=20' Job No.: 17-096	 MICHAEL SURVEYING & MAPPING, P.C. 41 OLD OYSTER POINT RD. - SUITE B NEWPORT NEWS, VIRGINIA 23602 TEL 757.873.1762 FAX 757.873.1772

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COMMONWEALTH OF VIRGINIA
7/27/18
PAUL W. MICHAEL, JR.
Lic No. 002438
Paul W. Michael, Jr.
LAND SURVEYOR

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P.B. 12, PG. 75

Notes:

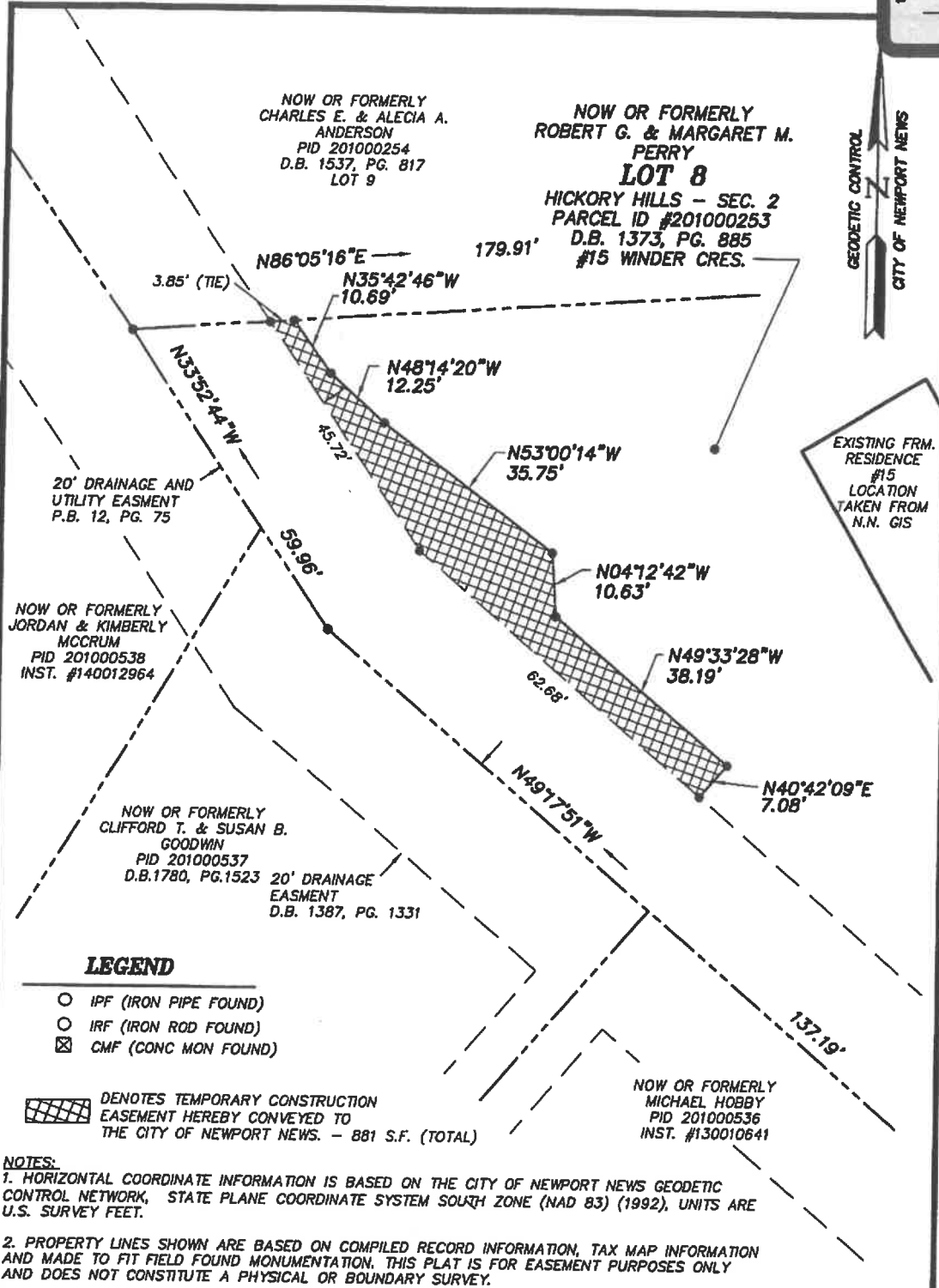
PLAT OF EASEMENT
FROM: CHARLES E. & ALECIA A. ANDERSON
TO: CITY OF NEWPORT NEWS
PROJECT: STREAM RESTORATION ACTIVITIES & STORMWATER MANAGEMENT IMPROVEMENTS, LYNCHBURG DRIVE AREA

Date: 7/27/18 Scale: 1"=20' Job No.: 17-096



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tabbles



20' DRAINAGE AND UTILITY EASMENT P.B. 12, PG. 75

NOW OR FORMERLY JORDAN & KIMBERLY MCCRUM PID 201000538 INST. #140012964

NOW OR FORMERLY CLIFFORD T. & SUSAN B. GOODWIN PID 201000537 D.B. 1780, PG. 1523 20' DRAINAGE EASMENT D.B. 1387, PG. 1331


NOW OR FORMERLY MICHAEL HOBBY PID 201000536 INST. #130010641

EXISTING FRM. RESIDENCE #15 LOCATION TAKEN FROM N.N. GIS

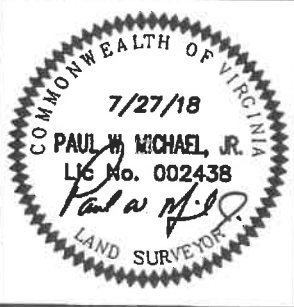
GEODETIC CONTROL CITY OF NEWPORT NEWS

LEGEND

- IPF (IRON PIPE FOUND)
- IRF (IRON ROD FOUND)
- ⊠ CMF (CONC MON FOUND)

 DENOTES TEMPORARY CONSTRUCTION EASEMENT HEREBY CONVEYED TO THE CITY OF NEWPORT NEWS. - 881 S.F. (TOTAL)

- NOTES:**
1. HORIZONTAL COORDINATE INFORMATION IS BASED ON THE CITY OF NEWPORT NEWS GEODETIC CONTROL NETWORK, STATE PLANE COORDINATE SYSTEM SOUTH ZONE (NAD 83) (1992), UNITS ARE U.S. SURVEY FEET.
 2. PROPERTY LINES SHOWN ARE BASED ON COMPILED RECORD INFORMATION, TAX MAP INFORMATION AND MADE TO FIT FIELD FOUND MONUMENTATION. THIS PLAT IS FOR EASEMENT PURPOSES ONLY AND DOES NOT CONSTITUTE A PHYSICAL OR BOUNDARY SURVEY.



References:
D.B. 1387, PG. 1331
P.B. 12, PG. 75

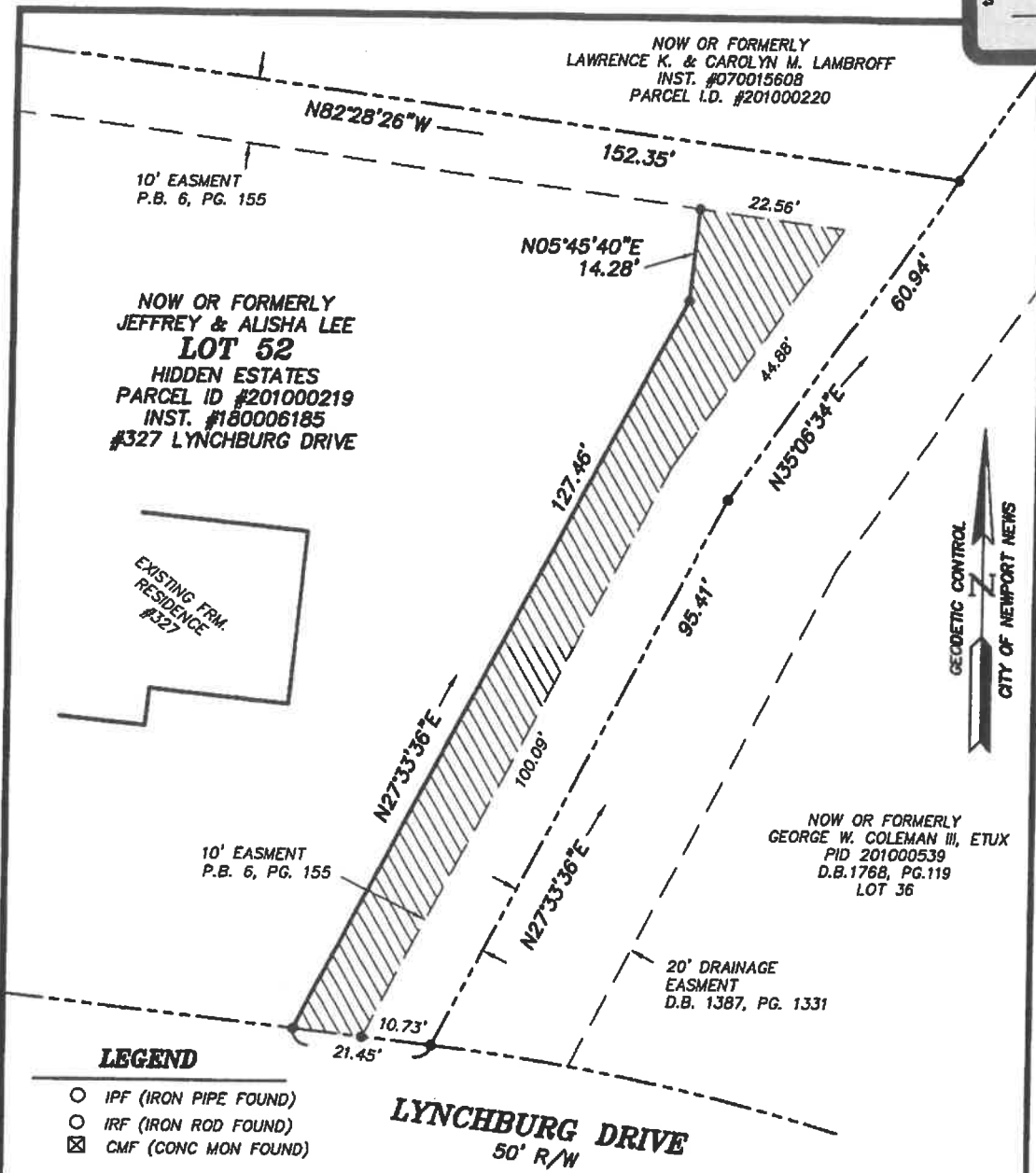
Notes:

PLAT OF EASEMENT
FROM: ROBERT G. & MARGARET M. PERRY
TO: CITY OF NEWPORT NEWS
PROJECT: STREAM RESTORATION ACTIVITIES & STORMWATER MANAGEMENT IMPROVEMENTS, LYNCHBURG DRIVE AREA

Date: 7/27/18 Scale: 1"=20' Job No.: 17-096



MICHAEL SURVEYING & MAPPING, P.C.
 41 OLD OYSTER POINT RD. - SUITE B
 NEWPORT NEWS, VIRGINIA 23802
 TEL 757.873.1762 FAX 757.873.1772



NOW OR FORMERLY
JEFFREY & ALISHA LEE
LOT 52
HIDDEN ESTATES
PARCEL ID #201000219
INST. #180006185
#327 LYNCHBURG DRIVE

NOW OR FORMERLY
LAWRENCE K. & CAROLYN M. LAMBROFF
INST. #070015608
PARCEL I.D. #201000220

NOW OR FORMERLY
GEORGE W. COLEMAN III, ETUX
PID 201000539
D.B.1768, PG.119
LOT 36



LEGEND

- IPF (IRON PIPE FOUND)
- IRF (IRON ROD FOUND)
- ⊠ CMF (CONC MON FOUND)

DENOTES PERMANENT UTILITY AND DRAINAGE EASEMENT HEREBY CONVEYED TO THE CITY OF NEWPORT NEWS. - 1,590 S.F. (TOTAL)

NOTES:
1. HORIZONTAL COORDINATE INFORMATION IS BASED ON THE CITY OF NEWPORT NEWS GEODETIC CONTROL NETWORK, STATE PLANE COORDINATE SYSTEM SOUTH ZONE (NAD 83) (1992), UNITS ARE U.S. SURVEY FEET.
2. PROPERTY LINES SHOWN ARE BASED ON COMPILED RECORD INFORMATION, TAX MAP INFORMATION AND MADE TO FIT FIELD FOUND MONUMENTATION. THIS PLAT IS FOR EASEMENT PURPOSES ONLY AND DOES NOT CONSTITUTE A PHYSICAL OR BOUNDARY SURVEY.

COMMONWEALTH OF VIRGINIA
7/27/18
PAUL W. MICHAEL, JR.
Lic No. 002438
Paul W. Michael, Jr.
LAND SURVEYOR

References:
D.B.1387, PG.1331
P.B. 6, PG. 155

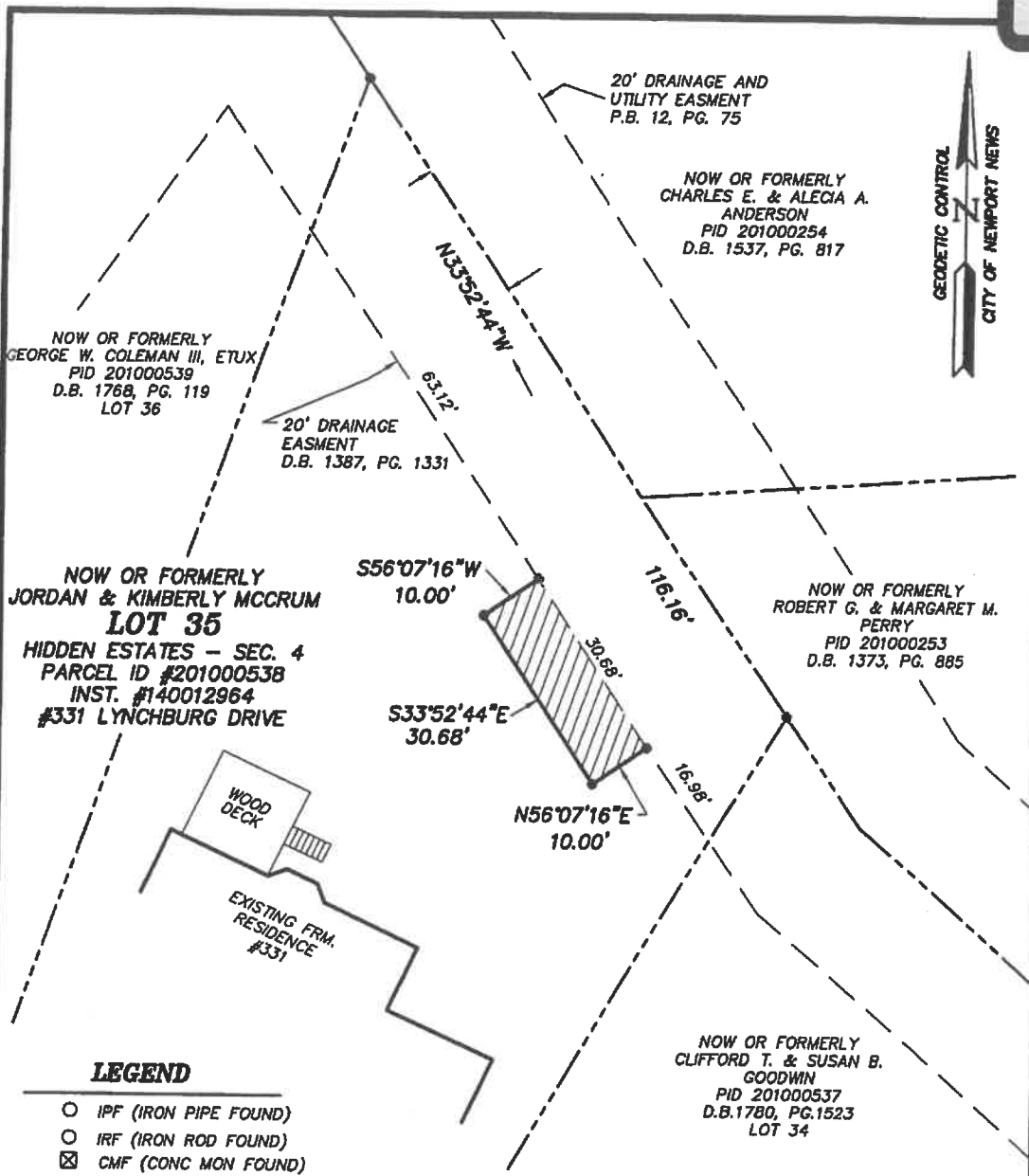
Notes:

PLAT OF EASEMENT
FROM: JEFFREY & ALISHA LEE
TO: CITY OF NEWPORT NEWS
PROJECT: STREAM RESTORATION
ACTIVITIES & STORMWATER MANAGEMENT
IMPROVEMENTS, LYNCHBURG DRIVE AREA

Date: 7/27/18 Scale: 1"=20' Job No.: 17-096




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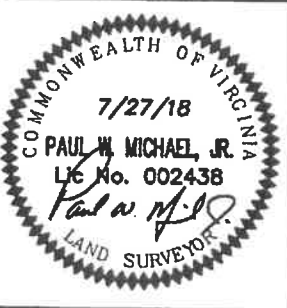
GEODETIC CONTROL
 CITY OF NEWPORT NEWS

LEGEND

- IPF (IRON PIPE FOUND)
- IRF (IRON ROD FOUND)
- ⊗ CMF (CONC MON FOUND)

 DENOTES PERMANENT UTILITY AND DRAINAGE EASEMENT HEREBY CONVEYED TO THE CITY OF NEWPORT NEWS. - 307 S.F. (TOTAL)

NOTES:
 1. HORIZONTAL COORDINATE INFORMATION IS BASED ON THE CITY OF NEWPORT NEWS GEODETIC CONTROL NETWORK, STATE PLANE COORDINATE SYSTEM SOUTH ZONE (NAD 83) (1992), UNITS ARE U.S. SURVEY FEET.
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References:
 D.B.1387, PG.1331
 P.B. 12, PG. 75

Notes:

PLAT OF EASEMENT
FROM: JORDAN & KIMBERLY MCCRUM
TO: CITY OF NEWPORT NEWS
PROJECT: STREAM RESTORATION
ACTIVITIES & STORMWATER MANAGEMENT
IMPROVEMENTS, LYNCHBURG DRIVE AREA

Date: 7/27/18 Scale: 1"=20' Job No.: 17-096



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