

ORDINANCE NO. 7608-20

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 CHRISTOPHER SHORES DRAINAGE IMPROVEMENT 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 Christopher Shores Drainage Improvement Project ("the Project"), for temporary construction easements on Parcels 1 through 3, 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 February 25, 2020, 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 THREE THOUSAND NINETY-EIGHT AND 00/100 DOLLARS (\$3,098.00) 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 temporary construction easements:

Parcel 01 - A temporary construction easement of 5,973 square feet, 0.137 Acres for TWO THOUSAND ONE HUNDRED TWENTY AND 00/100 DOLLARS (\$2,120.00) from Milton R. Rawles. The interests to be acquired affect a parcel identified as 946 Shore Drive, Newport News, Virginia, Tax Parcel ID #317000532, and more particularly described on a plat attached to this Ordinance as Exhibit 1.

Parcel 02 - A temporary construction easement of 895 square feet, 0.0206 Acres, for TWO HUNDRED FORTY-THREE AND 00/100 DOLLARS (\$243.00) from Joel R. Fortune and Delaine G. Fortune. The interests to be acquired affect a parcel identified as 962 11th Street, Newport News, Virginia, Tax Parcel ID #317000428, and more particularly described on a plat attached to this Ordinance as Exhibit 2.

Parcel 03 - A temporary construction easement of 2,194 square feet, 0.050 Acres for SEVEN HUNDRED THIRTY-FIVE AND 00/100 DOLLARS (\$735.00) from C. Benson Clark and Kebrewok T. Clark. The interests to be acquired affect a parcel identified as 908 Shore Drive, Newport News, Virginia, Tax Parcel ID #317000540, and more particularly described on a plat attached to this Ordinance as Exhibit 3.

Section 7. That this ordinance shall be in effect on and after the date of its adoption, February 25, 2020.

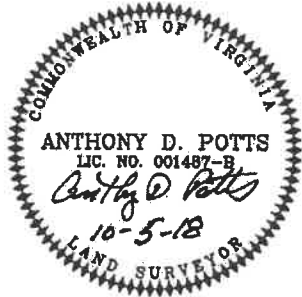
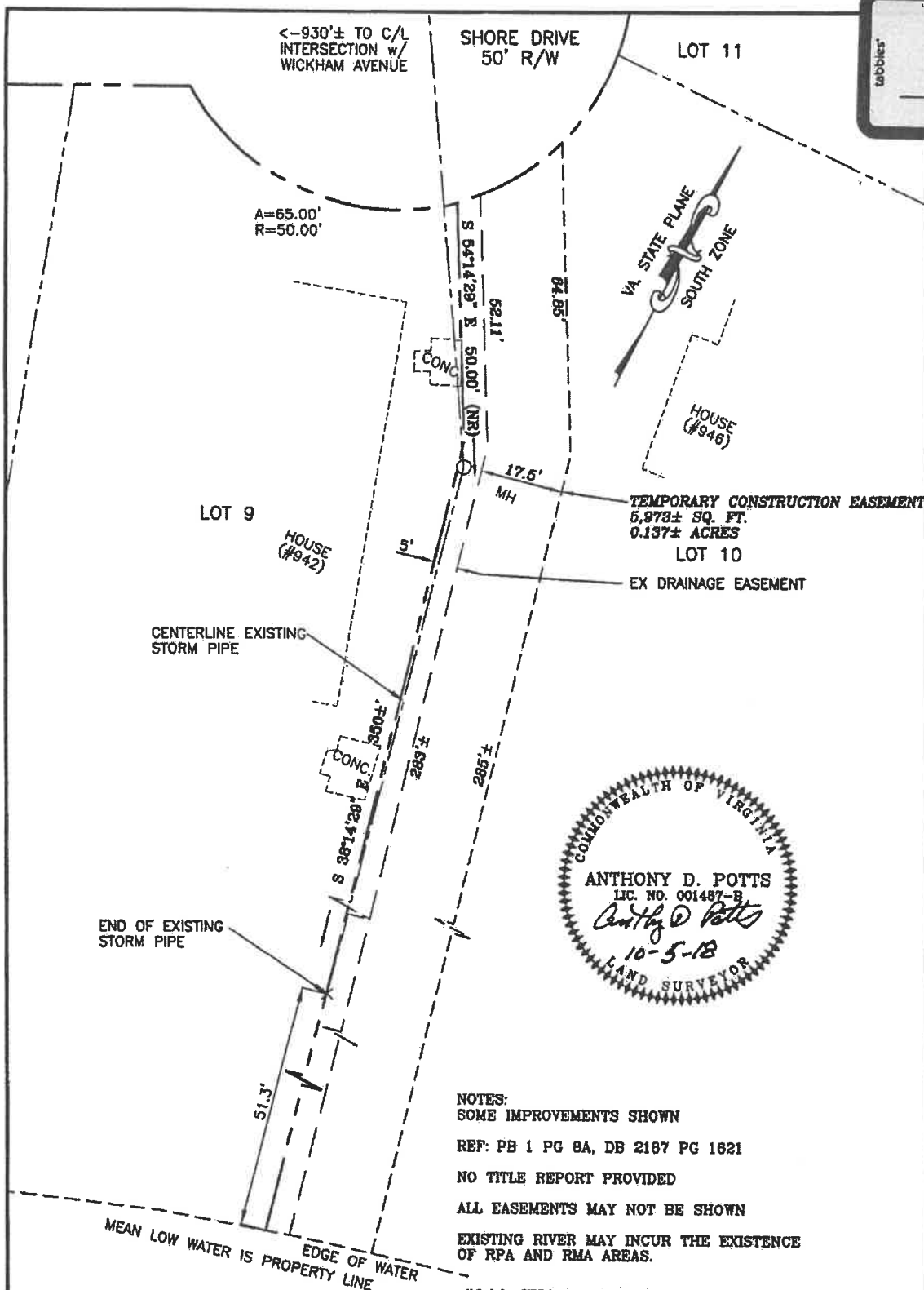
PASSED BY THE COUNCIL OF THE CITY OF NEWPORT NEWS ON FEBRUARY 25, 2020

Mabel Washington Jenkins, MMC
City Clerk

McKinley L. Price, DDS
Mayor

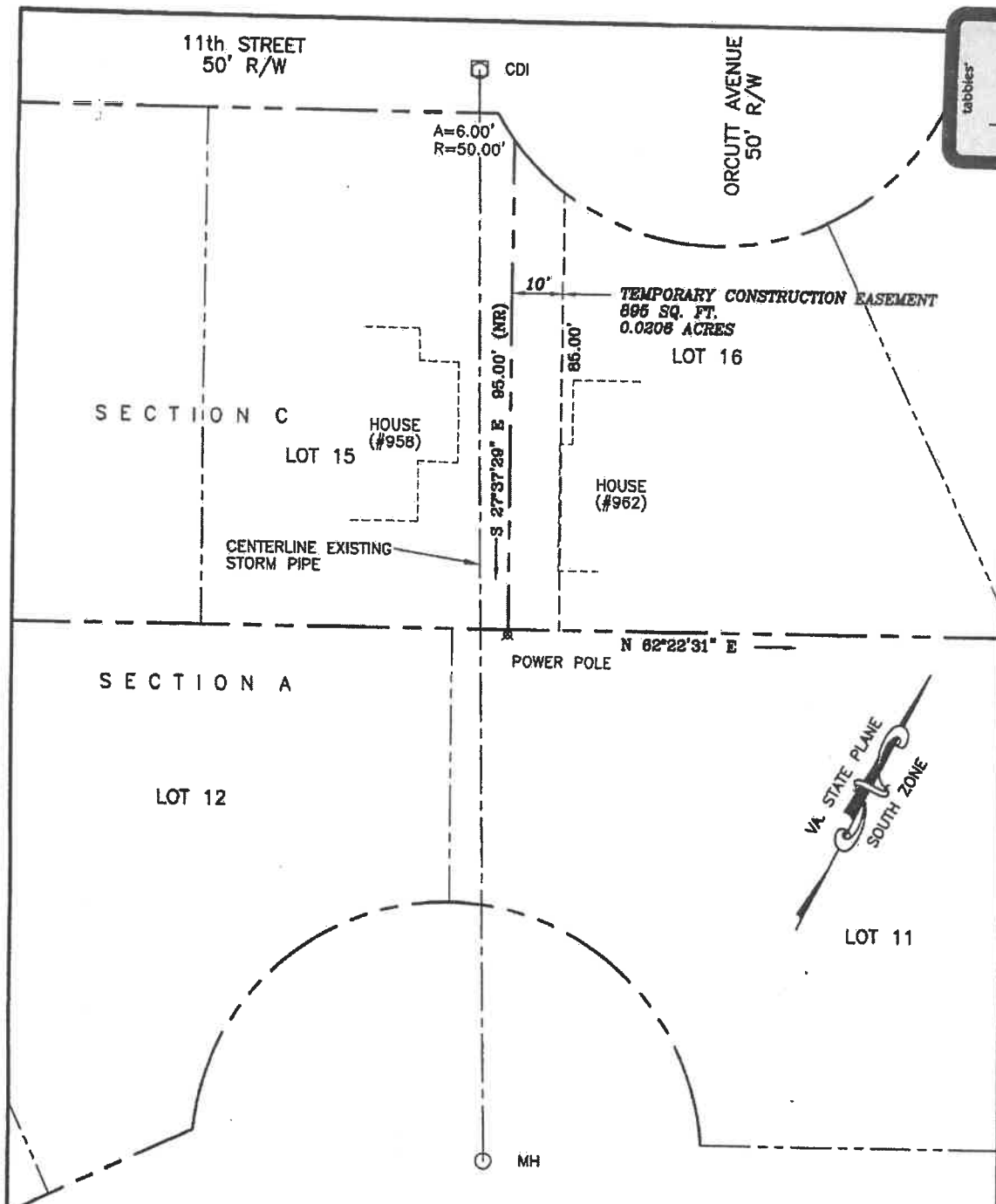
A true copy, teste:

City Clerk



NOTES:
 SOME IMPROVEMENTS SHOWN
 REF: PB 1 PG 8A, DB 2187 PG 1621
 NO TITLE REPORT PROVIDED
 ALL EASEMENTS MAY NOT BE SHOWN
 EXISTING RIVER MAY INCUR THE EXISTENCE OF RPA AND RMA AREAS.

#946 SHORE DRIVE	REV. 4/6/19
COMPILED PLAT SHOWING A TEMPORARY CONSTRUCTION EASEMENT TO BE CONVEYED TO CITY OF NEWPORT NEWS BY MILTON R. RAWLES	
LOT 10	
CHRISTOPHER SHORES SECTION A	
NEWPORT NEWS, VIRGINIA	
ADPA	A.D. POTTS & ASSOCIATES, INC.
	11524 JEFFERSON AVENUE
	NEWPORT NEWS, VIRGINIA 23601
	PHONE: (757) 595-4610
SCALE: 1"=25'	DATE: 10/5/18



NOTES:
 SOME IMPROVEMENTS SHOWN
 REF: PB 1 PG 8A, INSTR. #140014867
 NO TITLE REPORT PROVIDED
 ALL EASEMENTS MAY NOT BE SHOWN

#962 11th STREET REV 4/5/19

COMPILED PLAT SHOWING A TEMPORARY CONSTRUCTION
 EASEMENT TO BE CONVEYED TO
 CITY OF NEWPORT NEWS
 BY
 JOEL R. & DELAINE G. FORTUNE

LOT 16

CHRISTOPHER SHORES
 SECTION C

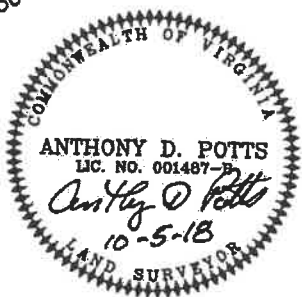
NEWPORT NEWS, VIRGINIA

ADPA A.D. POTTS & ASSOCIATES, INC.

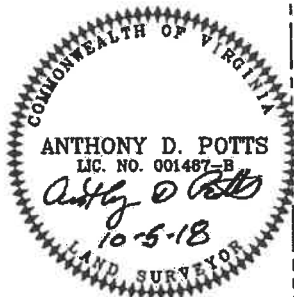
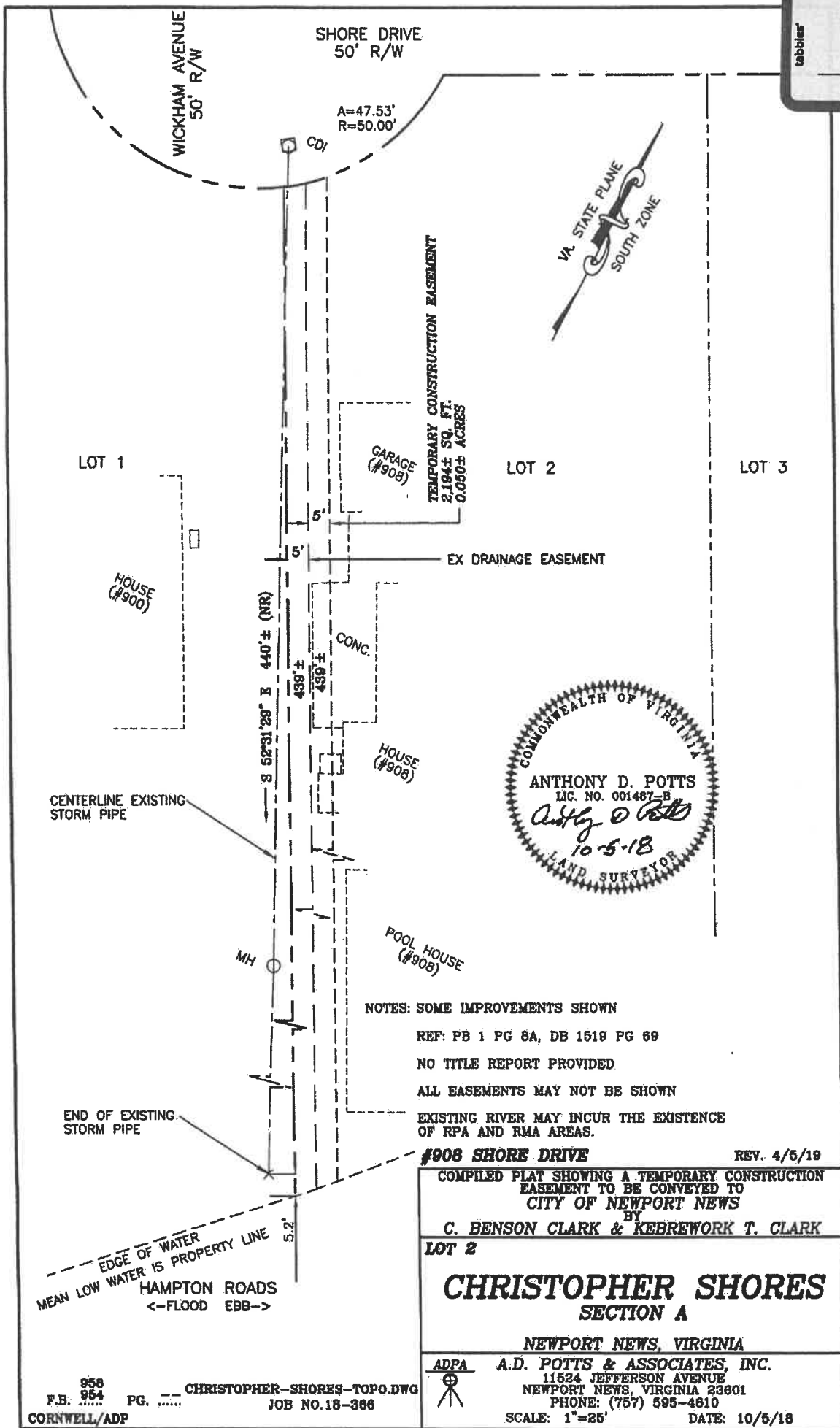
11524 JEFFERSON AVENUE
 NEWPORT NEWS, VIRGINIA 23601
 PHONE: (757) 595-4810

SCALE: 1"=25'

DATE: 10/5/18



tabbler



NOTES: SOME IMPROVEMENTS SHOWN
 REF: PB 1 PG 8A, DB 1519 PG 69
 NO TITLE REPORT PROVIDED
 ALL EASEMENTS MAY NOT BE SHOWN
 EXISTING RIVER MAY INCUR THE EXISTENCE OF RPA AND RMA AREAS.

#908 SHORE DRIVE REV. 4/5/19
 COMPILED PLAT SHOWING A TEMPORARY CONSTRUCTION EASEMENT TO BE CONVEYED TO CITY OF NEWPORT NEWS BY C. BENSON CLARK & KEBREWOK T. CLARK
LOT 2

CHRISTOPHER SHORES SECTION A

NEWPORT NEWS, VIRGINIA

ADPA A.D. POTTS & ASSOCIATES, INC.
 11524 JEFFERSON AVENUE
 NEWPORT NEWS, VIRGINIA 23601
 PHONE: (757) 595-4810

SCALE: 1"=25' DATE: 10/5/18