

AN ORDINANCE No. 2016-188

As Amended

To close, to public travel, portions of public rights-of-way known as Fulton Street and Old Williamsburg Avenue between Goddin Street and Williamsburg Avenue, consisting of 27,176± square feet, upon certain terms and conditions, in connection with the development of Historic Fulton Memorial Park.

Patron – Mayor Jones (By Request)

Approved as to form and legality
by the City Attorney

PUBLIC HEARING: JULY 25 2016 AT 6 P.M.

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That a portion of Fulton Street and a portion of Old Williamsburg Avenue bounded by Goddin Street and Williamsburg Avenue, together consisting of approximately 27,176 square feet, are hereby closed to public travel as rights-of-way of the City of Richmond, as shown enclosed with bold lines on a drawing prepared by the Department of Public Works, designated as DPW Drawing No. N-28568, dated May 12, 2016, and entitled “Proposed Closing to Public Use and Travel of Portions of Fulton Street and Old Williamsburg Avenue Located South of Goddin Street and East of Williamsburg Avenue,” a copy of which drawing is attached

AYES: 9 NOES: 0 ABSTAIN: _____

ADOPTED: SEPT 12 2016 REJECTED: _____ STRICKEN: _____

to this ordinance such rights-of-way no longer being needed for public travel, there existing a superseding public need in connection with the development of Historic Fulton Memorial Park.

§ 2. That this ordinance, as to the closing of the rights-of-way identified above, shall be conditioned upon no permanent structures or improvements within eight feet in any direction of any Department of Public Utilities facilities located within the closed right-of-way areas being constructed or authorized without the prior written permission of the Director of Public Utilities or the written designee thereof.

§ 3. That the areas closed to public travel by section 1 of this ordinance shall not be deemed abandoned by the City of Richmond, as such property is necessary for the development of Historic Fulton Memorial Park and shall be converted to the appropriate public use in connection therewith, and that such areas are hereby transferred to the Department of Parks, Recreation and Community Facilities for such park purposes.

§ 4. This ordinance shall be in force and effect upon adoption.



CITY OF RICHMOND
INTRACITY CORRESPONDENCE

O & R REQUEST

MAY 18 2016

Chief Administration Office
City of Richmond

4-5194

O&R REQUEST

DATE: May 16, 2016 EDITION: 1

TO: The Honorable Members of City Council

THROUGH: Dwight C. Jones, Mayor (By Request)

THROUGH: Selena Cuffee-Glenn, Chief Administrative Officer

THROUGH: John J Buturla, Interim Deputy Chief Administrative Officer

FOR: Emmanuel Adediran, Director
Department of Public Works

THROUGH: M.S. Khara, P.E., City Engineer
Department of Public Works

THROUGH: Brian Copple, Right of Way Manager
Department of Public Works

FROM: Doug Mawby
Department of Public Works

RE: PROPOSED CLOSING OF PORTIONS OF PUBLIC RIGHT OF WAY
KNOWN AS FULTON STREET AND OLD WILLIAMSBURG AVENUE
BETWEEN GODDIN STREET AND WILLIAMSBURG AVENUE

ORD. OR RES No. _____

PURPOSE: To close to public use and travel public right of way for portions of Fulton Street and Old Williamsburg Avenue containing 27,176+/- square feet and shown enclosed with bold lines on a plan prepared by the Department of Public Works designated as DPW Dwg. No. N-28568 dated May 12, 2016 and entitled "PROPOSED CLOSING TO PUBLIC USE AND TRAVEL OF PORTIONS OF FULTON STREET AND OLD WILLIAMSBURG AVENUE LOCATED SOUTH OF GODDIN STREET AND EAST OF WILLIAMSBURG AVENUE" at the request of the Department of Parks and Recreation.

RECEIVED

JUN 03 2016

OFFICE OF CITY ATTORNEY

REASON: Letter of request dated May 16, 2016 from Dr. Norman C. Merrifield, Ed. D. Director of Parks Recreation and Community Facilities requesting the closure of the noted right of way. This closure will serve to combine these two rights of way with existing City in order to develop the Fulton Memorial Park.

RECOMMENDATIONS: The Department of Public Works offers no objections to the proposed rights of way closures, and requests that any approvals be subject to, and including without limitation, the following terms and conditions:

1. No permanent structures or improvements within eight feet [8'] in any direction of any City Department of Public Utility facilities located within the closed area shall be constructed or authorized without the prior written permission of the Director of the Department of Public Utilities or the designee thereof.
2. This closure shall be in force upon adoption.

BACKGROUND: The right of way area to be vacated consists of segments of two streets that were in use in the old Fulton neighborhood. These streets terminate at the north line of Williamsburg Avenue, but do not provide connectivity to that street. The streets no longer serve a purpose within the City's transportation network.

Additionally, the City owned parcels on either side of these segments has been slated to become the "Fulton Memorial Park". The closing of these two segments will allow more flexibility for the design and construction of the park.

No fee is to be charged as this property will remain in the ownership of the City of Richmond. Other reviewing administrative agencies offered no objections to the closing request.

FISCAL IMPACT/COST: None anticipated.

FISCAL IMPLICATIONS: None anticipated.

BUDGET AMENDMENT NECESSARY: No amendment necessary at this time.

REVENUE TO CITY: None. Right of way is being closed for City Park purposes.

DESIRED EFFECTIVE DATE: Upon Adoption.

REQUESTED INTRODUCTION DATE: June 13, 2016.

CITY COUNCIL PUBLIC HEARING DATE: July 25, 2016.

REQUESTED AGENDA: Consent Agenda.

RECOMMENDED COUNCIL COMMITTEE: Land Use Housing and Transportation Standing Committee

CONSIDERATION BY OTHER GOVERNMENTAL ENTITIES: Planning Commission

AFFECTED AGENCIES: Public Works; Law Department; Planning and Development Review; Public Utilities; Economic and Community Development; Assessor; Budget and Strategic Planning; Fire Department; Police Department, Mayor's Office, CAO's Office, Finance, Public Utilities

RELATIONSHIP TO EXISTING ORD. OR RES.: None.

REQUIRED CHANGES TO WORK PROGRAM(S): None.

ATTACHMENTS: Applicant's request letter, DPW Dwg. No. N-28568

STAFF:

Prepared for Emmanuel O. Adediran

Prepared by Marvin Anderson and Doug Mawby

Research and Drawing Coordinated By: Jane Amory & James Flannery

Department of Public Works

646-0435



CITY OF RICHMOND

INTRACITY CORRESPONDENCE

DATE: May 16, 2016

TO: Emmanuel Adediran, Director of Public Works

FROM: Norman C. Merrifield, Ed. D. *NW*
Director of Parks, Recreation and Community Facilities

SUBJECT: Request for the Vacation of Portions of Williamsburg Avenue and Fulton Street

On April 22, 2013, City Council approved Ordinance No. 2013-78-68 that accepted the transfer of RRHA property, located at 611 Goddin Street. On January 12, 2015, City Council approved Ordinance No. 2014-262-2015-12 that accepted the transfer of RRHA property, located at 5001 Williamsburg Avenue.

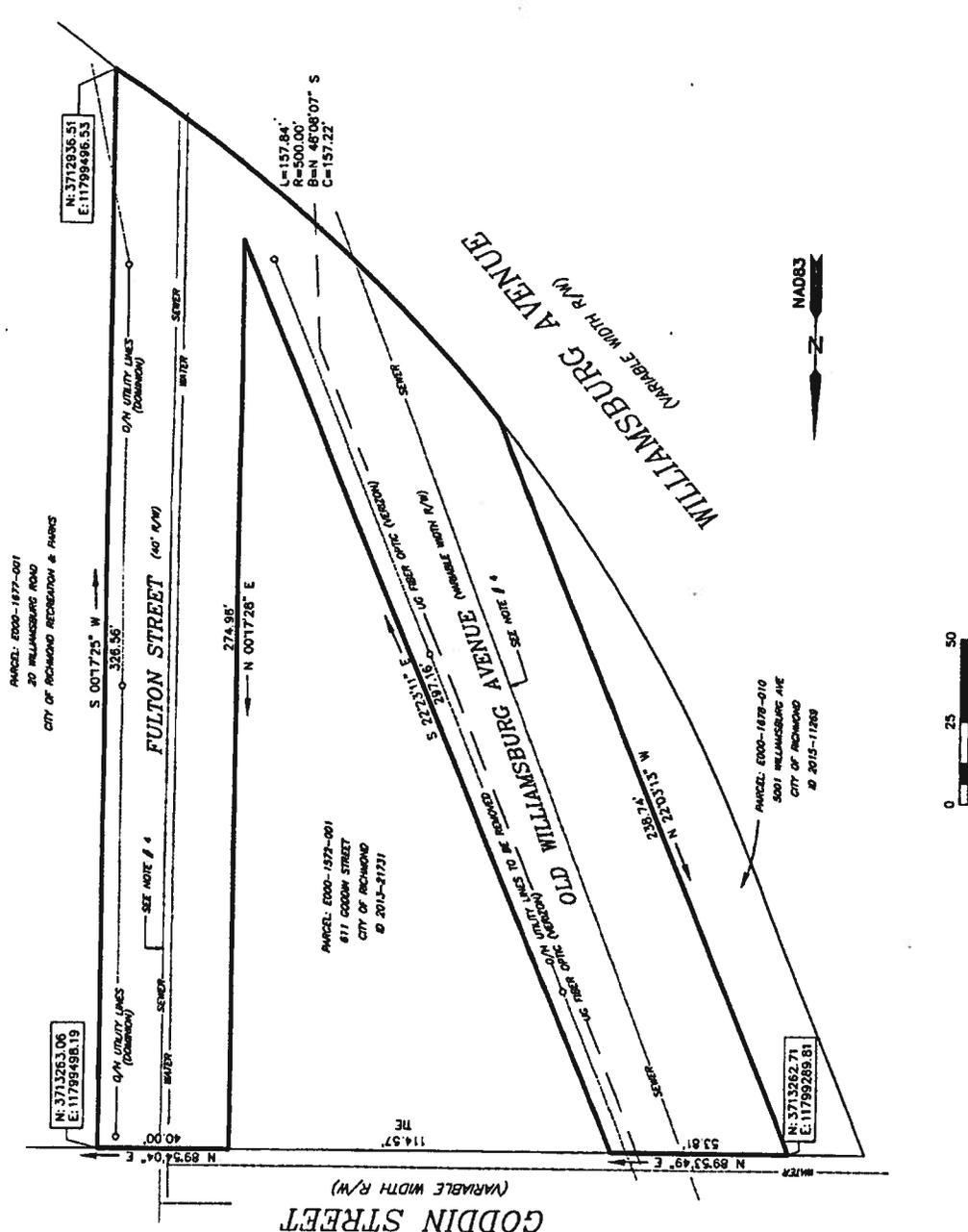
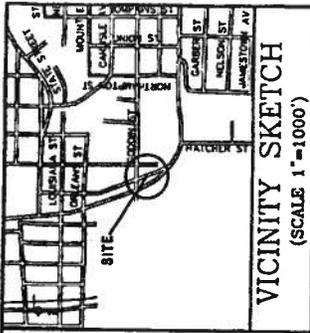
These two parcels were the last remaining properties to create the Park known as Fulton Historical Memorial Park.

As part of the development of the Fulton Historic Memorial Park, we are requesting your assistance with the vacation of the fully contained Park properties of Williamsburg Avenue and Fulton Street and portions east of Goddin Street.

If you have questions, I may be reached at 646-5717.

Your consideration is greatly appreciated.

cc: Barry Russell, Deputy Director – Parks, Recreation and Community Facilities
Doug Mawby, Engineer II – Right of Ways – Public Works



- NOTE:
1. AREA ENCOMPASSED BY BOLD LINES DENOTES 27176 SF± OF PUBLIC R/W TO BE CLOSED.
 2. THIS DRAWING IS A COMPILATION OF DATA FROM RECORD SOURCES INCLUDING A SITE ELEMENTS PLAN BY SITE DESIGN DATED JULY 18, 2013 AND TWO VACATION PLAT DRAWINGS BY RK&K DATED DECEMBER 3, 2013
 3. 6" ABANDONED WATER LINE IN OLD WILLIAMSBURG AVENUE NOT SHOWN.
 4. ORDINANCE WILL MANDATE THAT NO PERMANENT STRUCTURES OR IMPROVEMENTS WITHIN EIGHT FEET (8') IN ANY DIRECTION OF ANY CITY DEPARTMENT OF PUBLIC UTILITIES SHALL BE CONSTRUCTED OR AUTHORIZED WITHOUT THE PRIOR WRITTEN PERMISSION OF THE DIRECTOR OF THE DEPARTMENT OF PUBLIC UTILITIES OR THE DESIGNEE THEREOF

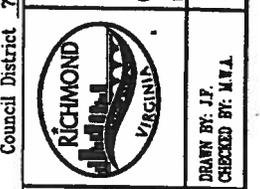
Block No. E-1572

Council District 7

PROPOSED CLOSING TO PUBLIC USE AND TRAVEL OF PORTIONS OF FULTON STREET AND OLD WILLIAMSBURG AVENUE LOCATED SOUTH OF GODDIN STREET AND EAST OF WILLIAMSBURG AVENUE

Recorded By: LETTER OF RESCESS FROM: MORGAN C. HERRINGTON ED. D. DIRECTOR OF PARKS AND RECREATION

FIELD NOTE	SCALE	DATE	PROJECT	DRAWING NO.
	1"=25'	5/12/2016	E-1572-SC	N-28568



Surveys Division, Room 800 City Hall
900 E. Broad Street, Richmond, Va. 23219
DEPARTMENT OF PUBLIC WORKS
RICHMOND, VIRGINIA

Drafting Technician: *[Signature]*
Surveys Superintendent: *[Signature]*
Right of Way Manager: *[Signature]*

REVISIONS

NOTES

1. Property owners correct as of MAY 4, 2016.
2. Ordinance
3. Adopted
4. Accepted

REFERENCES: BL 26 SW