

## AN ORDINANCE NO. 87-121-91

ADOPTED MAY 26 1987

To declare that a public necessity exists for the acquisition of permanent easements and temporary construction easements in six parcels of land (parcels 1, 2 and 3 lying on the east right of way line of Talbert Drive; parcels 5 and 6 lying on the west right of way line of Talbert Drive and parcel 12 lying on the east right of way line of Hopkins Road), permanent easements in land being shown shaded and temporary construction easements in land being shown hatched on Department of Public Works Drawing No. 0-21614, for a public purpose, drainage improvements in the Goodes Creek Watershed, and to authorize negotiations for the acquisition of the necessary permanent and temporary construction easements in property for the purpose.

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Patron - City Manager

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Approved as to form and legality  
by City Attorney

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WHEREAS, in the opinion of the Council of the City of Richmond a public necessity exists for the acquisition of permanent easements and temporary construction easements in six parcels of land (parcels 1, 2 and 3 lying on the east right of way line of Talbert Drive; parcels 5 and 6 lying on the west right of way line of Talbert Drive and parcel 12 lying on the east right of way line of Hopkins Road), permanent easements in land being shown shaded and temporary construction easements in land being shown hatched on Department of Public Works Drawing No. 0-21614, dated September 1986, revised November 14, 1986, and December 10, 1986, entitled: "Various Storm Sewer Drainage Easements

for Improvements to Goodes Creek Watershed in the City of Richmond, Virginia", for the purpose of making drainage improvements in the Goodes Creek Watershed; and

WHEREAS, the public necessity requires the acquisition by the City of Richmond of the necessary permanent and temporary construction easements in property for the purpose; NOW, THEREFORE,

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That the permanent easements and temporary construction easements in six parcels of land (parcels 1, 2 and 3 lying on the east right of way line of Talbert Drive; parcels 5 and 6 lying on the west right of way line of Talbert Drive and parcel 12 lying on the east right of way line of Hopkins Road), permanent easements in land being shown shaded and temporary construction easements in land being shown hatched on Department of Public Works Drawing No. 0-21614, dated September 1986, revised November 14, 1986, and December 10, 1986, entitled: "Various Storm Sewer Drainage Easements for Improvements to Goodes Creek Watershed in the City of Richmond, Virginia", a copy of which is attached to the draft of this ordinance, is required for a public purpose, that is, making drainage improvements in the Goodes Creek Watershed, and the City Manager, or such person as he may designate, be and

is hereby authorized and directed to negotiate for the acquisition by gift, purchase, condemnation or otherwise for the easements in land required for such purpose.

§ 2. No concluded action shall be taken toward the acquisition of easements in the property by purchase, except as authorized in Section 30-1 of the Code of the City of Richmond, 1985, until the price or prices at which said easements can be acquired shall have been reported to and the purchase of the same at said price or prices has been authorized by the Council; nor shall any interests in any of said parcels of property be acquired by condemnation proceedings unless so authorized by the Council and the condemnation award therefor has been approved by the Council.

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

City of Richmond  
City Planning Commission



900 East Broad Street, Richmond, Virginia 23219  
804 • 780-4347

May 19, 1987

To the Honorable Council of the  
City of Richmond, Virginia

At its meeting of May 18, 1987, the City Planning Commission voted (9-0) to  
recommend APPROVAL of:

Ordinance No. 87-121

**To declare that a public necessity exists for the acquisition  
of permanent easements and temporary construction easements  
in six parcels of land \*\*\* for a public purpose, drainage  
improvements in the Goodes Creek Watershed, and to authorize  
negotiations for the acquisition of the necessary permanent  
and temporary construction easements in property for the  
purpose.**

The purpose of this ordinance is to declare public necessity and authorize acquisition of permanent and temporary construction easements for storm drainage improvements in the vicinity of the McGuire Veterans Hospital east of Broad Rock Road. In order to resolve existing drainage problems, easements are needed across Hospital property and a total of nineteen residential properties east of the Hospital. The affected residential properties are located on Hopkins Road and Talbert Drive. The drainage improvements would begin behind the Hospital and extend along the Hospital's northern property line to Hopkins Road. Most of the drainageway on the Hospital property would be a concrete-lined ditch. Near Hopkins Road, the ditch would enter underground pipe and remain underground within existing rights-of-way and the subject easements to an existing creek outfall on City-owned property near the S.C.L. Railroad.

The permanent easements would be sixteen feet in width, with ten-foot construction easements on each side. The Department of Public Works reports that all affected owners have been contacted, and there is no opposition. Funds for the project are available under prior C.I.P. authorizations. The Commission's favorable recommendation on this paper constitutes approval of "general location" of the project as required by the City Charter.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Jon P. Weersing".

Jon P. Weersing  
Secretary

JPW:lk

cc: Director - Department of Public Works  
Director - Department of General Services  
City Real Estate Agent

**ORDINANCE OR RESOLUTION SUMMARY**  
CITY OF RICHMOND, VIRGINIA

Resolution Ordinance No. ..... 87-121 Requested by ..... City Manager Received City Manager's Office ..... -- Summarized ..... 5/19/87	Subject  Acquisition of Permanent Easements and Temporary Construction Easements/Goodes Creek Watershed
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**SUMMARY**

This Ordinance would declare that a public necessity exists and authorize acquisition of permanent and temporary construction easements for storm drainage improvements in the vicinity of the McGuire Veterans Hospital east of Broad Rock Road.

There are 19 affected residential properties located along Hopkins Road and Talbert Drive, and all have been contacted by the Department of Public Works and none have expressed oppositions to the project.

The permanent easements will be 16 ft. in width, with 10-foot construction easements on each side.

Funds are available from prior CIP authorizations.

Planning Commission granted approval (9-0) May 18, 1987.

**COUNCIL ACTION**

On Docket	..... 5/26/87 .....
Amended	.....
Adopted	.....
Rejected	.....