INTRODUCED: September 8, 2025

AN ORDINANCE No. 2025-203

To accept a quitclaim deed from the School Board conveying a portion of 200 West Clay Street and a portion of 119 West Leigh Street and commonly known as Abner Clay Park to the City and to authorize the Chief Administrative Officer to act on behalf of the City in executing such deed.

Patron – Mayor Avula

Approved as to form and legality by the City Attorney

PUBLIC HEARING: SEP 22 2025 AT 6 P.M.

THE CITY OF RICHMOND HEREBY ORDAINS:

WHEREAS, section 22.1-129 of the Code of Virginia (1950), as amended, provides for a school board to convey title to real property owned by the school board for which the school board has determined that it has no use to the city comprising the school division by adopting a resolution that such real property is surplus and recording such resolution along with the deed to the property with the clerk of the circuit court for the city where such property is located; and

WHEREAS, section 15.2-1803 of the Code of Virginia (1950), as amended, provides that no deed purporting to convey real estate to a locality shall be valid unless accepted by the locality and executed by a person authorized to act on behalf of the locality; and

AYES:	9	NOES:	0	ABSTAIN:	
ADOPTED:	SEP 22 2025	REJECTED:		STRICKEN:	

WHEREAS, by adopting a resolution dated June 3, 2025, the School Board of the City of Richmond declared that a portion of the real property located at 200 West Clay Street and a portion of the real property located at 119 West Leigh Street commonly known as Abner Clay Park in the city and more particularly shown as "City of Richmond School Board, Parcel ID. N0000122016, 200 W. Clay Street, New Acreage 174,967 S.F./4.017 AC.," on a plat entitled "Boundary Line Adjustment of Parcels Occupied by the City of Richmond School Board," prepared by Timmons Group, and dated August 30, 2024, a copy of which is attached to and made a part of this Ordinance, was surplus; and

WHEREAS, the School Board is expected to deliver a quitclaim deed creating a boundary line adjustment and memorializing the conveyance of every interest it may have in a portion of the real property located at 200 West Clay Street and a portion of the real property located at 119 West Leigh Street commonly known as Abner Clay Park and more particularly shown as "City of Richmond School Board, Parcel ID. N0000122016, 200 W. Clay Street, New Acreage 174,967 S.F./4.017 AC.," on a plat entitled "Boundary Line Adjustment of Parcels Occupied by the City of Richmond School Board," prepared by Timmons Group, and dated August 30, 2024, a copy of which is attached to and made a part of this Ordinance; and

WHEREAS, the School Board's resolution provides that the following condition shall be incorporated into the quitclaim deed: that the transferred real property reverts back to the School Board if such real property is not being used and owned by a public body, as more particularly provided in the quitclaim deed, substantially in the form of the quitclaim deed attached to this ordinance and incorporated herein; and

WHEREAS, in conformance with section 15.2-1803 of the Code of Virginia (1950), as amended, the City Council desires to accept from the School Board the conveyance of every

interest the School Board might have in a portion of real property located at 200 West Clay Street and a portion of the real property located at 119 West Leigh Street commonly known as Abner Clay Park and more particularly shown as "City of Richmond School Board, Parcel ID. N0000122016, 200 W. Clay Street, New Acreage 174,967 S.F./4.017 AC.," on a plat entitled "Boundary Line Adjustment of Parcels Occupied by the City of Richmond School Board," prepared by Timmons Group, and dated August 30, 2024, a copy of which is attached to and made a part of this Ordinance, and to authorize the execution of the deed by the Chief Administrative Officer;

NOW, THEREFORE,

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That (i) the City hereby accepts the deed from the School Board conveying every interest it might have in a portion of the real property located at 200 West Clay Street and a portion of the real property located at 119 West Leigh Street commonly known as Abner Clay Park and more particularly shown as "City of Richmond School Board, Parcel ID. N0000122016, 200 W. Clay Street, New Acreage 174,967 S.F./4.017 AC.," on a plat entitled "Boundary Line Adjustment of Parcels Occupied by the City of Richmond School Board," prepared by Timmons Group, and dated August 30, 2024, a copy of which is attached to and made a part of this Ordinance, provided such deed is in a form approved by the City Attorney, (ii) the Chief Administrative Officer is hereby authorized to act on behalf of the City in executing such deed, (iii) the Chief Administrative Officer's signature on the deed shall be deemed acceptance by the City of such deed and (iv) the Chief Administrative Officer, with the assistance of the City Attorney, is hereby authorized to take such other actions as may be necessary to complete the conveyance of every interest the School Board might have in a portion of the real property located at 200 West Clay Street and a portion

of the real property located at 119 West Leigh Street commonly known as Abner Clay Park by the School Board to the City.

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

A TRUE COPY: TESTE:

City Clerk

City of Richmond

Intracity Correspondence

O&R Transmittal

DATE: July 18, 2025

TO: The Honorable Members of City Council

THROUGH: The Honorable Dr. Danny Avula, Mayor

THROUGH: Odie Donald II, Chief Administrative Officer

THROUGH: Amy Popovich, DCAO for Human Services

FROM: Christopher E. Frelke, Director of Parks, Recreation & Community Facilities

RE: Transfer of 1 Richmond Public School Parcel to the City of Richmond for the

purpose of operating a public park.

ORD.	OR	RES	Nο	

PURPOSE: To accept a quitclaim deed from the School Board conveying a portion of 200 West Clay Street and a portion of 119 West Leigh Street and commonly known as Abner Clay Park to the City and to authorize the Chief Administrative Officer to act on behalf of the City in executing such deed.

BACKGROUND: The Department of Parks, Recreation and Community Facilities (PRCF) operates manages the existing public greenspaces with assistance from the Department of Public Works (DPW). Ownership of Abner Clay Park is required for PRCF to continue to maintain and make improvements to the public greenspace. Historically, recreational programming at the park has included youth league sports (soccer and football), summer camp activities, and events like Down Home and Movies in the Park. Recreation anticipates increased usage of the park relating to youth league sports and activities with the recent transfer of Calhoun Family Investment Center being transferred back to PRCF.

COMMUNITY ENGAGEMENT: Through a robust community engagement process, PRCF created a master plan for Abner Clay Park in 2017.

STRATEGIC INITIATIVES AND OTHER GOVERNMENTAL: None.

CONSIDERATION BY OTHER GOVERNMENTAL ENTITIES: Richmond Public Schools (RPS), DPW

FISCAL IMPACT / COST: The City will accept the property as a simple transfer by deed of gift with no funds being applied to the acquisition. PRCF and DPW will continue to manage the ongoing maintenance and improvements of the park.

DESIRED EFFECTIVE DATE: Upon adoption

REQUESTED INTRODUCTION DATE: September 8, 2025

CITY COUNCIL PUBLIC HEARING DATE: September 22, 2025

REQUESTED AGENDA: Consent

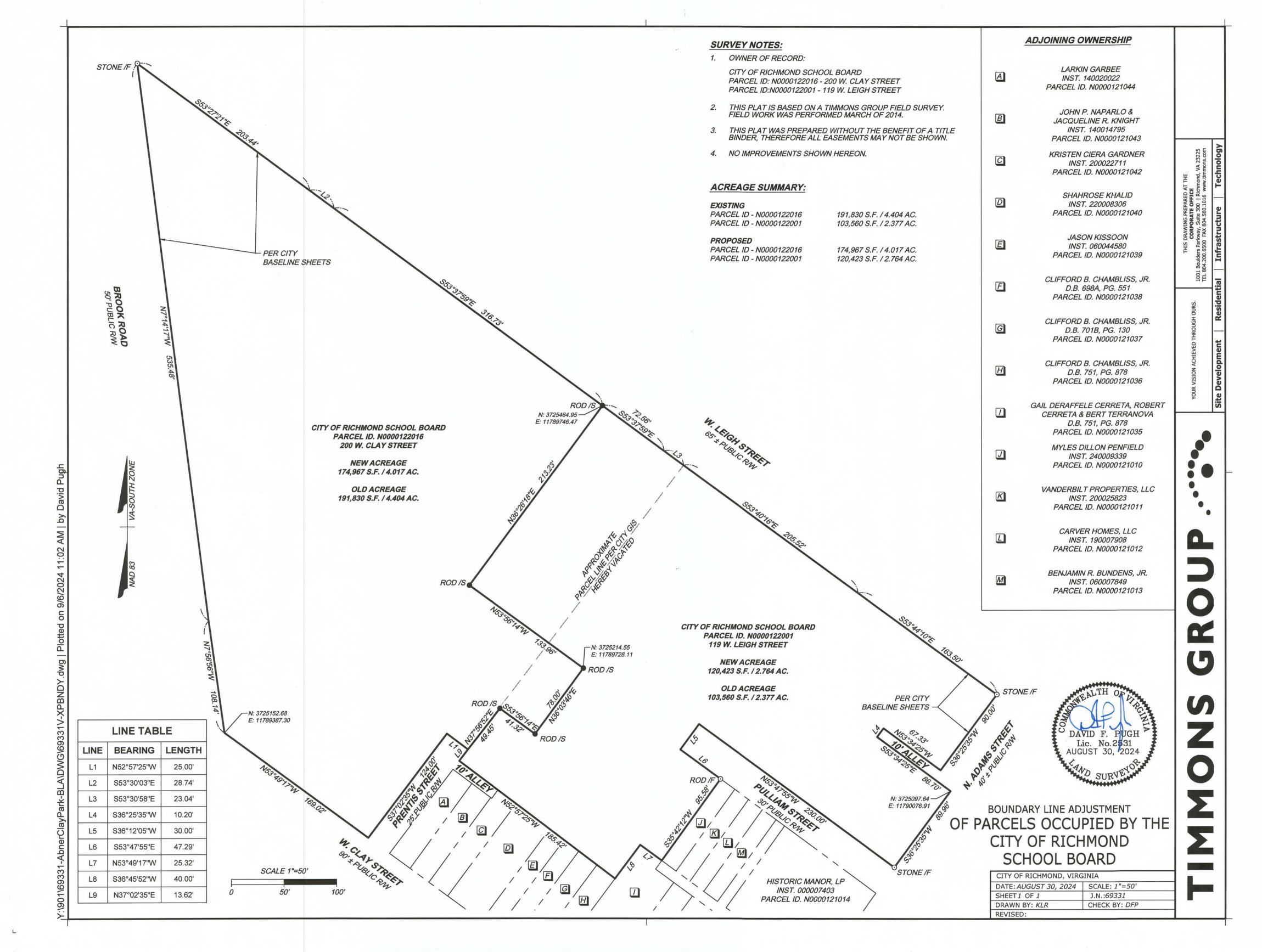
RECOMMENDED COUNCIL COMMITTEE: Planning Commission

AFFECTED AGENCIES: PRCF, RPS, DPW

RELATIONSHIP TO EXISTING ORD. OR RES.: None.

ATTACHMENTS: Attachment A – Subdivision Plat, Attachment B – RPS Executed Resolution, Attachment C – Quitclaim Deed

STAFF: Christopher Frelke, Director, PRCF – (804) 646-1128
Nissa Richardson, Deputy Director, PRCF – (804) 646-5619
Daniel Hazlett, Senior Management Analyst, PRCF – (804) 646-7506



RESOLUTION

WHEREAS, the School Board of the City of Richmond, Virginia has determined that it has no further use of the property known as Abner Clay Park, described as Park Parcel in the attached Quitclaim Deed of Boundary Line Adjustment and Gift of Easement and in the Plat referenced therein (hereinafter the "Property"); and

WHEREAS, the School Board desires to transfer the Property to the City of Richmond, Virginia pursuant to § 22.1-129A of the Code of Virginia.

NOW, THEREFORE, BE IT RESOLVED that the School Board of the City of Richmond, Virginia, pursuant to § 22.1-129A of the Code of Virginia, hereby declares the Property to be surplus;

BE IT FURTHER RESOLVED that a copy of this Resolution, signed by the Chairperson and certified by the Clerk, shall be filed with the Clerk of the Circuit Court of the City of Richmond; and

BE IT FURTHER RESOLVED that the Chair and the Clerk are authorized to execute a deed and such other documents and to do such other things as may be necessary to transfer title to the Property to the City of Richmond, Virginia.

CHAIR

Certificate

I hereby certify that the foregoing Resolution was duly adopted by the School Board of the City of Richmond its meeting held on June 3, 2025.

CLERK

Document prepared by and return to: Richmond City Attorney's Office 900 East Broad Street, Suite 400 Richmond, Virginia 23219 Attn: Lindsey D. Chase, Esq.

Consideration: \$0.00

Title Insurer: Stewart Title Guaranty Company

EXEMPTION FROM TAXES: This conveyance is exempt from the Virginia grantor's tax imposed by § 58.1-802 the Code of Virginia (1950), as amended (the "**Virginia Code**"), pursuant to § 58.1-811(C)(4) of the Virginia Code, and the Virginia grantee's tax imposed by § 58.1-801 of the Virginia Code, pursuant to § 58.1-811(A)(3).

QUITCLAIM DEED OF BOUNDARY LINE ADJUSTMENT AND GIFT AND EASEMENT

THIS QUITCLAIM DEED OF BOUNDARY LINE ADJUSTMENT GIFT AND EASEMENT (this "Deed") is made this __ day of __ __, 202____, by and between the SCHOOL BOARD OF THE CITY OF RICHMOND, VIRGINIA, a political subdivision of the Commonwealth of Virginia, to be indexed as grantor ("GRANTOR"), and the CITY OF RICHMOND, VIRGINIA, a municipal corporation and political subdivision of the Commonwealth of Virginia, to be indexed as grantee ("GRANTEE").

RECITALS

WHEREAS, pursuant to Section 22.1-125 of the Virginia Code, Grantee holds title, for the benefit of Grantor, to that certain real property known as 200 W. Clay Street, Richmond, Virginia, 23220, identified as Tax Parcel No. N0000122016, and 119 W. Leigh Street, Richmond, Virginia 23220, identified as Tax Parcel No. N0000122001 (together with all improvements thereon and appurtenances thereunto belonging, and as more particularly described on **Schedule "A"** attached hereto and by this reference incorporated herein, the "**RPS Property**");

WHEREAS, Grantor and Grantee desire to adjust the boundary lines between the two parcels comprising the RPS Property, as depicted on that certain plat entitled, "Boundary Line Adjustment of Parcels Occupied by the City of Richmond School Board", prepared by Timmons Group, and signed as of August 30, 2024 (the "Plat"), which Plat is attached hereto as Schedule "B" and by this reference incorporated herein, and to vacate the approximate parcel line as depicted on the Plat;

WHEREAS, Grantee constructed and maintains certain park and recreational facilities on the portion of the RPS Property depicted on the Plat as Parcel ID. N0000122016, located at 200 W. Clay Street, as adjusted containing new acreage in approximately the amount of 4.017 acres, more or less (the "Park Parcel");

WHEREAS, pursuant to Section 22.1-129 of the Virginia Code, Grantor has declared the Park Parcel to be surplus property for conveyance to Grantee, by resolution dated June 3, 2025, attached hereto as **Schedule** "C" and by this reference incorporated herein;

WHEREAS, by Ordinance Number	attached hereto as Schedule "D" and by this
reference incorporated herein, duly adopted by the	Council on
, 2025 (the "Ordinance"), the City Council	I for the City of Richmond, Virginia authorized
the acquisition by Grantee of Grantor's right, title	, and interest in and to the Park Parcel for the
purpose of owning, operating and maintaining a pu	ıblic park;

WHEREAS, for the avoidance of doubt, it is the intention of Grantor and Grantee that Grantor retain the use of the school building facilities and associated parking on the portion of the RPS Property depicted on the Plat as Parcel ID. N0000122001, located at 119 W. Leigh Street, as adjusted containing new acreage in approximately the amount of 2.764 acres, more or less (the "School Parcel") for public school purposes, and that, pursuant to Section 22.1-125 of the Virginia Code, Grantee continue to hold title, for the benefit of Grantor, to the School Parcel; and

WHEREAS, Grantor and Grantee acknowledge and agree there is no curb cut or other vehicular access from the adjacent, public rights-of-way onto the Park Parcel; and

WHEREAS, in connection with the conveyance and acquisition of the Park Parcel, Grantor desires to further grant and convey unto Grantee, and Grantee desires to receive further grant and conveyance of, an easement over, across and through the School Parcel for the purpose of vehicular and pedestrian access, and vehicular parking, all as more particularly set forth in this Deed below;

CONVEYANCE AND EASEMENT AGREEMENT

NOW, THEREFORE, Grantor and Grantee hereby adjust the boundary line of the parcels comprising the RPS Property and vacate the previous lot lines as shown on the Plat, and for no consideration, but rather as a gift, Grantor does hereby quitclaim, grant, release, and convey, without warranty, unto Grantee, all right, title, and interest, if any, of Grantor in and to the Park Parcel as shown on the Plat, together with all improvements thereon and all appurtenances thereunto belonging.

The Park Parcel is hereby conveyed in its "AS-IS" condition, without warranty or representation as to its condition, value, or permitted use. Further, this conveyance is made expressly subject to:

- (i) any and all rights, privileges, covenants, easements, conditions, restrictions, and agreements as are of record, insofar as they may be legally applicable to the Park Parcel;
- (ii) real estate taxes not yet due and payable which are attributable to Park Parcel;
- (v) matters which would be revealed by a current, accurate physical survey of the Park Parcel; and
- (v) the Ordinance.

FURTHER, NOW, THEREFORE, in consideration of the foregoing recitals and the following covenants and agreements, and for other good and valuable consideration, the receipt

and sufficiency of which are hereby acknowledged and agreed, Grantor hereby grants and conveys unto Grantee, its employees, agents, contractors, guests, representatives and invitees, an easement over, across and through the School Parcel for the purpose of vehicular access over and on any and all existing or future drive aisles and parking areas now or hereafter located on the School Parcel, for the purpose of vehicular parking in any existing or future parking areas now or hereafter located on the School Parcel, and for the purpose of pedestrian access over, across and through the School Parcel. The foregoing easement shall at all times be suitable for all-weather travel by public and emergency vehicles, as determined by the Director of Public Works and the Fire Chief for Grantee.

Notwithstanding anything to the contrary contained in this Deed, Grantee acknowledges and agrees that, in the event the Park Parcel is not owned or used by a public body, such as Grantee, for a period in excess of six (6) months, excluding (i) any intervening periods of renovation, construction or other improvement work, (ii) any periods of any repair, reconstruction or other improvement work following casualty, and (iii) any periods of force majeure due to acts beyond Grantee's reasonable control, then, upon Grantor's written election, the Park Parcel shall revert to Grantor's ownership, and Grantee shall cooperate in executing such documents as may be reasonably required to effect such reverter in forms reasonably acceptable to Grantee.

Invalidation of any covenant, condition, or restriction described in this Deed by judgment or court order shall in no way affect any of the other provisions of this Deed, which shall remain in full force and effect.

The provisions of this Deed shall run with the land and be binding upon, and shall inure to the benefit of, the parties and their respective successors and assigns.

[SIGNATURES APPEAR ON THE FOLLOWING PAGES; REMAINDER OF PAGE LEFT BLANK.]

IN WITNESS WHEREOF, Grantor has executed this Deed as of the date set forth below.

GRANTOR:

	SCHOOL BOARD OF THE CITY OF RICHMOND VIRGINIA, a political subdivision of the Commonwealth of Virginia
	By: Name: Title:
	Date:
COMMONWEALTH OF VIRGINIA, CITY OF RICHMOND, to wit:	
The foregoing instrument was a by School Board of the City of Richmond,	cknowledged before me this day of 202 of the Virginia, a political subdivision of the Commonwealth of Virginia
My commission expires	
	Notary Public
(SEAL)	
	APPROVED AS TO FORM:
	Counsel, School Board of the City of Richmond, Virginia

	d of Gift and Easement Agreement from the School hereby accepted pursuant to the authority granted by
	GRANTEE:
	CITY OF RICHMOND, a municipal corporation and political subdivision of the Commonwealth of Virginia
	By: Name: Title: Chief Administrative Officer
	Date:
COMMONWEALTH OF VIRGINIA, CITY OF RICHMOND, to wit:	
The foregoing instrument was acknowled by	edged before me this day of 202, the Chief Administrative Officer, on behalf of the City ion and Political Subdivision of the Commonwealth of
My commission expires	·
(SEAL)	Notary Public

APPROVED AS TO FORM:

City Attorney's Office

SCHEDULE "A"

Legal Description of RPS Property

PARCEL 1: 119 WEST LEIGH STREET ALL that certain lot, piece or parcel of land, with improvements thereon and appurtenances thereto belonging, lying and being in the City of Richmond, Virginia, known as 119 West Leigh Street, containing 2.385 acres, more or less, and known, numbered and designated by the City of Richmond, Virginia, as Tax Map No. N0000122001.

PARCEL 2: 200 WEST CLAY STREET ALL that certain lot, piece or parcel of land, with improvements thereon and appurtenances thereto belonging, lying and being in the City of Richmond, Virginia, known as 200 West Clay Street, containing 4.363 acres, more or less, and known, numbered and designated by the City of Richmond, Virginia, as Tax Map No. N0000122016.

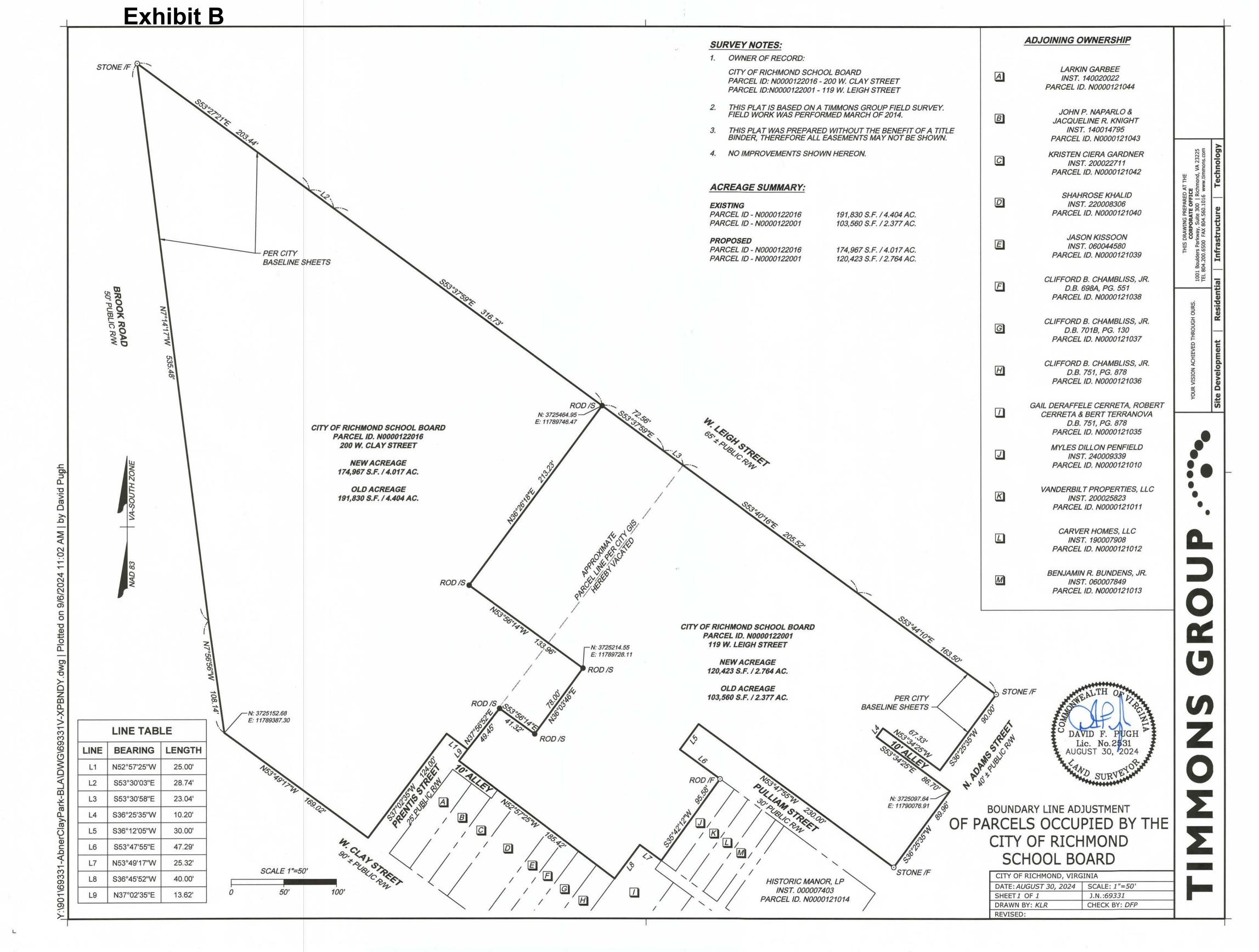
BEING the same real estate acquired by the City of Richmond, Virginia, a political subdivision of the Commonwealth of Virginia, by various Deeds and condemnation documents recorded in the Clerk's Office, Circuit Court, City of Richmond, Virginia (formerly Division I), as follows: Deed Book 238-A, Page 433; Deed Book 331-B, Page 385; Deed Book 367-B, Page 95; Deed Book 367-B, Page 97; Deed Book 369-A, Page 201; Deed Book 399-B, Page 433; Deed Book 562-C, Page 410; Deed Book 562-C, Page 411; Deed Book 562-C, Page 412; Deed Book 562-C, Page 414; Deed Book 562-C, Page 415; Deed Book 562-D, Page 357; Deed Book 563-A, Page 81; Deed Book 563-C, Page 42; Deed Book 564-D, Page 298; Deed Book 568-A, Page 121; Deed Book 627-B, Page 741; Deed Book 627-D, Page 197; Deed Book 630-A, Page 459; Deed Book 634-B, Page 694; Deed Book 638-C, Page 414; Deed Book 650-C, Page 328; Deed Book 651-C, Page 745; Deed Book 651-D, Page 647; Deed Book 653-B, Page 33; Deed Book 653-D, Page 36; Deed Book 653-D, Page 327; Deed Book 654-A, Page 587; Deed Book 654-D, Page 173; Deed Book 654-D, Page 175; Deed Book 654-D, Page 178; Deed Book 654-D, Page 454; Deed Book 655-B, Page 634; Deed Book 655-D, Page 349; Deed Book 655-D, Page 352; Deed Book 655-D, Page 377; Deed Book 656-D, Page 244; Deed Book 661-D, Page 396; Deed Book 676-B, Page 610; Deed Book 681-C, Page 609; Deed Book 684-A, Page 261; Deed Book 686-B, Page 475; Deed Book 694- B, Page 242; AND

By the vacation of the streets and alleys formerly located within the boundaries of the two parcels, as shown on DPW Drawing No. N-17804 on file in the City Hall of the City of Richmond, Virginia.

SCHEDULE "B"

Plat

See attached Plat.



SCHEDULE "C"

See attached Resolution.

Exhibit C

RESOLUTION

WHEREAS, the School Board of the City of Richmond, Virginia has determined that it has no further use of the property known as Abner Clay Park, described as Park Parcel in the attached Quitclaim Deed of Boundary Line Adjustment and Gift of Easement and in the Plat referenced therein (hereinafter the "Property"); and

WHEREAS, the School Board desires to transfer the Property to the City of Richmond, Virginia pursuant to § 22.1-129A of the Code of Virginia.

NOW, THEREFORE, BE IT RESOLVED that the School Board of the City of Richmond, Virginia, pursuant to § 22.1-129A of the Code of Virginia, hereby declares the Property to be surplus;

BE IT FURTHER RESOLVED that a copy of this Resolution, signed by the Chairperson and certified by the Clerk, shall be filed with the Clerk of the Circuit Court of the City of Richmond; and

BE IT FURTHER RESOLVED that the Chair and the Clerk are authorized to execute a deed and such other documents and to do such other things as may be necessary to transfer title to the Property to the City of Richmond, Virginia.

CHAIR

Certificate

I hereby certify that the foregoing Resolution was duly adopted by the School Board of the City of Richmond its meeting held on June 3, 2025.

CLERK

SCHEDULE "D"

See attached Ordinance.