

AN ORDINANCE No. 86-165-157

ADOPTED JUN 9 1986

To declare as surplus and authorize the sale of a parcel of real estate situate, lying and being in Henrico County, owned by the City of Richmond, fronting 493 feet, more or less, on the east right of way line of Darbytown Road and lying south of the Chesapeake and Ohio Railway track #2240, containing 45 acres, more or less, shown shaded on Department of Public Works Drawing No. N-21533, dated May 12, 1986, upon certain terms and conditions.

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Patron - Acting City Manager

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Approved as to form and legality  
by City Attorney

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1. THE CITY OF RICHMOND HEREBY ORDAINS:
2.       § 1. That a parcel of real estate situate, lying and
3. being in Henrico County, owned by the City of Richmond,
4. fronting 493 feet, more or less, on the east right of way
5. line of Darbytown Road and lying south of the Chesapeake and
6. Ohio Railway track #2240, containing 45 acres, more or less,
7. shown shaded on a plan on file in the office of the Depart-
8. ment of Public Works, entitled: "Sale of City Property Along
9. the Eastern R/W Line of Darbytown Road South of the C. & O.
10. Railway Track", marked "Drawing No. N-21533", dated May 12,
11. 1986, a copy of which is attached to the draft of this
12. ordinance, be and is hereby declared surplus and is
13. authorized to be sold pursuant to Sections 12-206, et seq.,
14. of the Code of the City of Richmond, 1985.

1. Conveyance of said property shall be made by Special  
2. Warranty deed and shall be made expressly subject to (1) any  
3. and all easements, whether of record or discernible from an  
4. accurate survey and inspection of the property, and to  
5. conditions and restrictions of record; (2) a certain lease  
6. agreement with Simons Hauling Company for a term ending  
7. September 30, 1988, of land fronting 500 feet along the  
8. south property line of the parcel near a Virginia Power  
9. Company easement; and (3) a disclaimer of any liability  
10. arising out of usage by the County of Henrico of any portion  
11. of the land (offered for sale) for landfill purposes and for  
12. deposit of any materials whether placed thereon by Henrico  
13. County, by trespassers or anyone doing so under any license  
14. or claim of right to do so, whether of record or otherwise.  
15. § 2. This ordinance shall be in force and effect  
16. upon adoption.

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

Resolution Ordinance No. .... 86-165 .....	Subject
Requested by ...Acting City Manager.....	To Declare Surplus/45 Acres - Eastern Side Darbytown Road.
Received City Manager's Office ..... -- .....	
Summarized ..... 6/2/86 .....	

**SUMMARY**

This Ordinance would declare as surplus and authorize the sale of a parcel of real estate situated, lying and being in Henrico County, owned by the City of Richmond, fronting 493 feet, more or less, on the east right-of-way line of Darbytown Road and lying south of Chesapeake and Ohio Railway track #2240 containing 45 acres, more or less, upon certain terms and conditions.

Tax assessment - \$237,000.

Planning Commission approval - June 2, 1986.

**COUNCIL ACTION**

On Docket ..... 6/9/86 .....
Amended .....
Adopted .....
Rejected .....

City of Richmond  
City Planning Commission



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

June 3, 1986

To the Honorable Council of the  
City of Richmond, Virginia

At its meeting of June 2, 1986, the City Planning Commission voted (8-0) to  
recommend APPROVAL of:

Ordinance No. 86-165

To declare as surplus and authorize the sale of a parcel of  
real estate situate, lying and being in Henrico County, owned  
by the City of Richmond, fronting 493 feet, more or less, on  
the east right of way line of Darbytown Road and lying south  
of the Chesapeake and Ohio Railway track #2240, containing 45  
acres, more or less, shown shaded on Department of Public  
Works Drawing No. N-21533, dated May 12, 1986, upon certain  
terms and conditions.

This paper would declare surplus and authorize the sale of a City-owned  
parcel of vacant land located in eastern Henrico County. The parcel is  
situated on the east side of Darbytown Road, north of Laburnum Avenue and  
south of the C.&O. Railroad. It contains 45 acres, and was acquired by the  
City in 1956 for use as a sanitary landfill. A portion of it was used for  
a short period during the 1960's by Henrico County as a landfill, but was  
never utilized by the City. An adjoining property owner has indicated  
interest in the property, and currently leases a four-acre portion from the  
City. The leased area is needed to meet State requirements for a sludge  
lagoon that occupies the adjacent property. The land is assessed by the  
County for \$237,000. It is zoned M-2 General Industrial. The property is  
not needed for any City purpose, and has been declared surplus by City  
agencies. This is a non-concluded action paper, and the actual sale of the  
property will require subsequent action by City Council.

Very truly yours,

Jon P. Weersing  
Secretary

JPW:lk

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