

INTRODUCED: May 27, 2014

AN ORDINANCE No. 2014-132-121

To declare that a public necessity exists and to authorize the acquisition of fee simple interests for right-of-way purposes and of temporary easements at the intersection of Brookland Park Boulevard, Dill Avenue, 2nd Avenue and Meadowbridge Road for the purpose of constructing the Brookland Park Boulevard Roundabout project.

Patron – Mayor Jones

Approved as to form and legality
by the City Attorney

PUBLIC HEARING: JUN 9, 2014 AT 6 P.M.

WHEREAS, in the opinion of the Council of the City of Richmond, a public necessity exists for the acquisition of fee simple interests for right-of-way purposes and of temporary easements as shown on a drawing prepared by the Department of Public Works, designated as DPW Drawing No. N-28551, dated December 31, 2013, and entitled “Brookland Park Boulevard & 2nd Avenue Roundabout Project Right of Way Plan,” for the public purpose of constructing the Brookland Park Boulevard Roundabout project.

NOW, THEREFORE,

THE CITY OF RICHMOND HEREBY ORDAINS:

AYES: 9 NOES: 0 ABSTAIN: _____

ADOPTED: JUNE 9 2014 REJECTED: _____ STRICKEN: _____

§ 1. That a public necessity exists for the acquisition of fee simple interests for right-of-way purposes of temporary easements, as shown on a drawing prepared by the Department of Public Works, designated as DPW Drawing No. N-28551, dated December 31, 2013, and entitled “Brookland Park Boulevard & 2nd Avenue Roundabout Project Right of Way Plan,” a copy of which drawing is attached to and incorporated into this ordinance, for the purpose of constructing the Brookland Park Boulevard Roundabout project.

§ 2. That the Chief Administrative Officer or the designee thereof is hereby authorized and directed to, within the constraints imposed by this ordinance, (i) acquire, by gift, purchase, condemnation or otherwise, the aforementioned fee simple interests and temporary easements, (ii) act for and on behalf of the City of Richmond in agreeing or disagreeing with the owners of the properties from whom such fee simple interests and temporary easements must be acquired upon the compensation to be paid therefor, and (iii) to execute the deeds and other documents necessary to complete the acquisition and acceptance of such fee simple interests and temporary easements, provided that all such deeds and other documents first must be approved as to form by the City Attorney or the designee thereof.

§ 3. That none of the aforementioned fee simple interests and temporary easements may be acquired by condemnation proceedings unless and until such condemnation proceedings have been authorized by ordinance adopted by this Council.

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



CITY OF RICHMOND

INTRACITY CORRESPONDENCE

O & R REQUEST

APR 11 2014

Chief Administration Office
City of Richmond

O&R REQUEST

EDITION: 1

DATE: March 27, 2014

TO: The Honorable Members of City Council

THROUGH: The Honorable Dwight C. Jones, Mayor

THROUGH: Byron C. Marshall, Chief Administrative Officer

THROUGH: Christopher Beschler, Deputy Chief Administrative Officer

THROUGH: James A. Jackson, Director, Department of Public Works

THROUGH: M.S. Khara, P.E., City Engineer

FROM: Thomas E. Flynn, P.E., PTOE, City Transportation Engineer

RE: **TO DECLARE THAT A PUBLIC NECESSITY EXISTS FOR THE ACQUISITION OF RIGHT-OF-WAY AND EASEMENTS FOR THE CONSTRUCTION OF THE BROOKLAND PARK BOULEVARD ROUNDABOUT PROJECT AT THE INTERSECTION OF BROOKLAND PARK BOULEVARD, DILL AVENUE, 2ND AVENUE AND MEADOWBRIDGE ROAD.**

RECEIVED
APR 30 2014
OFFICE OF CITY ATTORNEY
[Signatures]

ORD. or RES. No. _____

PURPOSE: To declare that a public necessity exists for the acquisition of right-of-way and easements for the construction of the Brookland Park Boulevard Roundabout Project at the intersection of Brookland Park Boulevard, Dill Avenue, 2nd Avenue and Meadowbridge Road, as illustrated on a plan prepared by Precision Measurements Inc. and designated as Department of Public Works DWG. No. N-28551, dated December 31, 2013 entitled Brookland Park Boulevard & 2nd Avenue Roundabout Project Right-of-Way Plan.

REASON: Additional right- of-way and easement are required to construct this project.

RECOMMENDATIONS: Approval is recommended by the Department of Public Works.

201404008

BACKGROUND: On August 10, 2005, the President signed into law the Safe, Accountable, Flexible, and Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) with guaranteed funding for highways, highway safety, and public transportation totaling \$244.1 billion, SAFETEA-LU represents the largest surface transportation investment in our Nation's history. SAFETEA-LU builds on the initiatives established by ISTEA and TEA-21. This legislation stresses mobility and protection of the environment, community preservation, sustainability and livability. The Highway Safety Improvement Program (HSIP) is offered to the localities by the Virginia Department of Transportation (VDOT) through a competitive grant program. An application was completed and VDOT subsequently approved the installation of a new roundabout at the intersection Brookland Park Boulevard, Dill Avenue, 2nd Avenue and Meadowbridge Road. This project is in the VDOT Six-Year Improvement Program. The "Six Points Roundabout Project" provides for the construction of a modern roundabout, pedestrian crosswalk markings, handicap ramps and new signage at this six-leg intersection.

Brookland Park Boulevard is functionally classified as an "urban minor arterial". This signalized intersection operates with a very old span wire signal system. This location experienced 20 crashes in a three-year period. Vehicle and pedestrian conflict points will be reduced and slower operating speeds attained through the intersection by installing a modern roundabout at this location.

The project cost is estimated at \$785,000, of which 90% (approximately \$706,500) will be federal funds, and 10% (approximately \$78,500) will be state matching funds. These funds will be reimbursed by the Virginia Department of Transportation. The City will administer design, right-of-way acquisition and construction.

These improvements require additional right-of-way, temporary easements and permanent easements from five parcels, as part of the project. These acquisitions are shown in the attached plats prepared by Precision Measurements, Incorporated as DPW Dwg. No. O-28551. The project construction is scheduled for Fall 2014.

FISCAL IMPACT: None. All funding required for the project have been previously budgeted by the City.

FISCAL IMPLICATIONS: None.

BUDGET AMENDMENT NECESSARY: No.

COST TO CITY: The actual acquisition cost is to be negotiated and will be set at fair market value as determined by appropriate Federal, State and local regulations. Acquisition cost is 100% reimbursable by VDOT.

REVENUE TO CITY: None.

DESIRED EFFECTIVE DATE: Upon adoption.

REQUESTED INTRODUCTION DATE: April 28, 2014.

CITY COUNCIL PUBLIC HEARING DATE: May 27, 2014.

REQUESTED AGENDA: Consent.

RECOMMENDED COUNCIL COMMITTEE: Land Use Housing & Transportation Committee
(May 20, 2014).

CONSIDERATION BY OTHER ENTITIES: None.

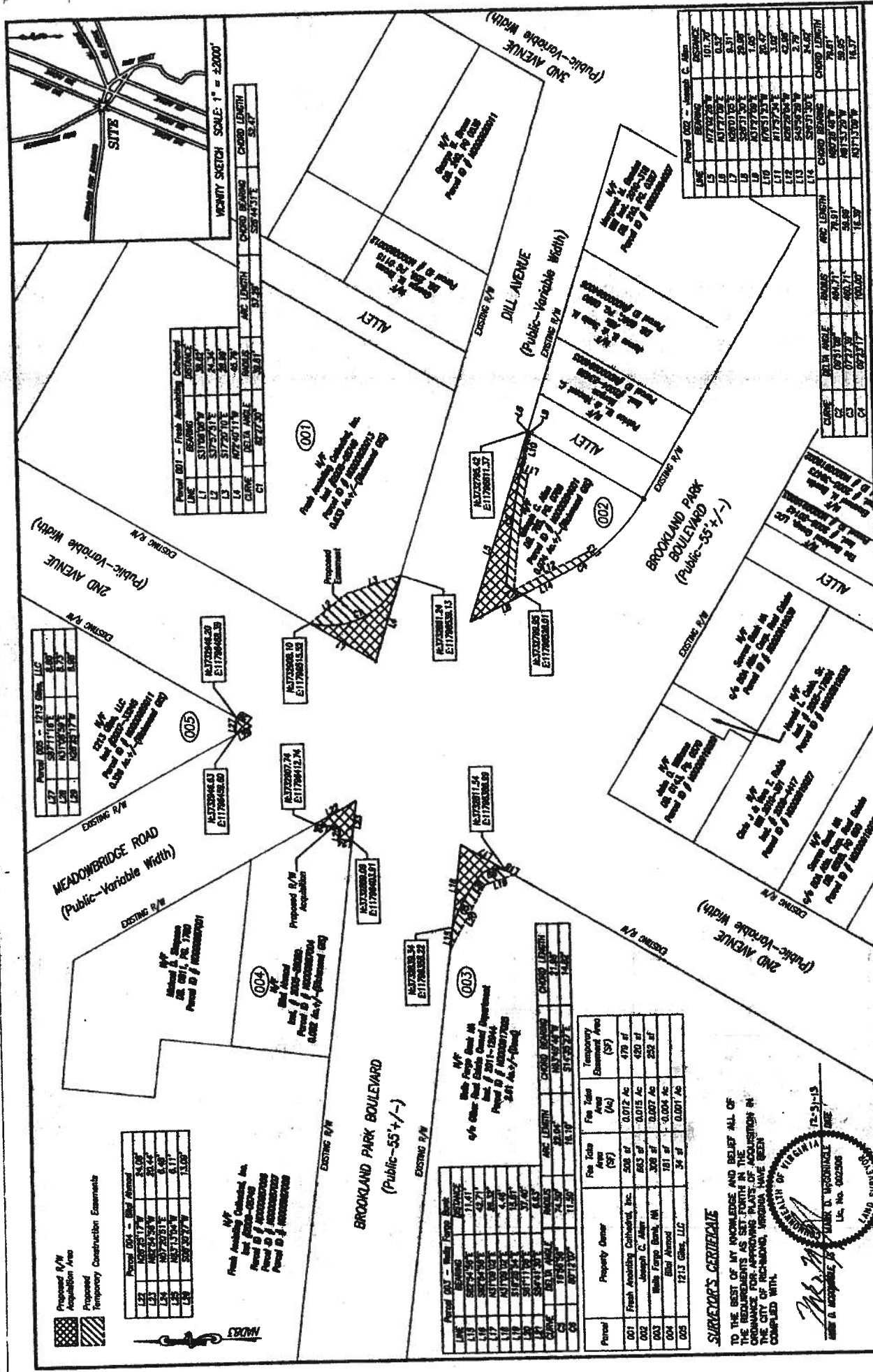
AFFECTED AGENCIES: Department of Public Works; Department of Public Utilities; Finance; Budget and Strategic Planning; Law Department; Planning and Community Development. Copies also sent to: City Mayor (Honorable Dwight C. Jones); Chief Administrative Officer (Byron C. Marshall); Assistant to Chief Administrative Officer (Wanda Marable); and City Attorney (2 copies).

RELATIONSHIP TO EXISTING ORD. OR RES.: Ordinance No. 2012-R19-38 and 2012-179-169

REQUIRED CHANGES TO WORK PROGRAM(S): None

ATTACHMENTS: DPW Drawing No. N-28551

STAFF: Thomas Flynn, P.E., City Transportation Engineer, 646-3435
Jian Xu, P.E., Transportation Operations Engineer, 646-5402



RIGHT OF WAY PLAN
BROOKLAND PARK BOULEVARD & 2nd AVENUE ROUNDABOUT PROJECT

REVISIONS

11-018-02

DEPARTMENT OF PUBLIC WORKS
 RICHMOND, VIRGINIA

CONSULTANT: **1007 TECHNOLOGY PARK DRIVE**
 RICHMOND, VA 23060
 (804) 340-5277
 WWW.PRECISIONSURVEYSANDPLANS.COM

CONSULTANT PROJECT NUMBER: 11-018-02

REVISIONS

NOTES

- Lot dimensions in parentheses are from deeds.
- Property owners correct on of
- Ordinance No.....
- Adopted.....
- Accepted.....

REFERENCES:

FIELD NOTES

SCALE: 1"=30'

DATE: 12/31/2013

PROJECT: N-28551

DRAWING & FILE NO.

Parcel 005 - 1713 Gens, LLC

LINE	BEARING	DISTANCE
L1	S87°11'10"W	8.87'
L2	S71°04'54"E	8.53'
L3	S78°28'17"E	8.67'

Parcel 001 - Fresh Acquisition

LINE	BEARING	DISTANCE
L1	S17°00'00"W	7.33'
L2	S77°57'51"E	7.33'
L3	S77°20'00"E	24.89'
L4	N79°45'11"W	43.74'
CHORD BEARING		59°45'51"E
CHORD LENGTH		58.47'

Parcel 002 - 1713 Gens, LLC

LINE	BEARING	DISTANCE
L1	S87°11'10"W	8.87'
L2	S71°04'54"E	8.53'
L3	S78°28'17"E	8.67'

Parcel 003 - 1713 Gens, LLC

LINE	BEARING	DISTANCE
L1	S87°11'10"W	8.87'
L2	S71°04'54"E	8.53'
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Parcel 004 - 1713 Gens, LLC

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Parcel 006 - 1713 Gens, LLC

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Parcel 007 - 1713 Gens, LLC

LINE	BEARING	DISTANCE
L1	S87°11'10"W	8.87'
L2	S71°04'54"E	8.53'
L3	S78°28'17"E	8.67'

Parcel 008 - 1713 Gens, LLC

LINE	BEARING	DISTANCE
L1	S87°11'10"W	8.87'
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Parcel 009 - 1713 Gens, LLC

LINE	BEARING	DISTANCE
L1	S87°11'10"W	8.87'
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Parcel 010 - 1713 Gens, LLC

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Parcel 011 - 1713 Gens, LLC

LINE	BEARING	DISTANCE
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Parcel 012 - 1713 Gens, LLC

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Parcel 013 - 1713 Gens, LLC

LINE	BEARING	DISTANCE
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Parcel 014 - 1713 Gens, LLC

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Parcel 015 - 1713 Gens, LLC

LINE	BEARING	DISTANCE
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Parcel 001 - 1713 Gens, LLC

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SURVEYOR'S CERTIFICATE

TO THE BEST OF MY KNOWLEDGE AND BELIEF ALL OF THE INFORMATION SET FORTH IN THE FOREGOING AND ACCOMPANYING PLATS OF ACQUISITION IN THE CITY OF RICHMOND, VIRGINIA HAVE BEEN COMPLETED WITHIN.

12-31-13
 MARK D. MCGONIGLE
 Lic. No. 002208
 LINDA SURAN
 LINDA SURAN SURVEYING