



Legislation Text

File #: ORD. 2019-216, **Version:** 1

To authorize the Economic Development Authority of the City of Richmond to encroach upon the public right-of-way with proposed encroachments on East Clay Street and East Leigh Street between their intersections with North 5th Street and North 7th Street for the purpose of facilitating the redevelopment of the area bounded generally by East Leigh Street on the north, North 10th Street on the east, East Marshall Street on the south, and North 5th Street on the west.

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That the Economic Development Authority of the City of Richmond, Virginia, referred to hereinafter as the “Licensee,” is hereby authorized to encroach upon the public right-of-way with encroachments in right-of-way areas shown and identified as “Leigh Street Encroachment,” referred to hereinafter as the “Leigh Street Encroachment,” and “Right of Way Dedication (with Full Width Encroachment),” referred to hereinafter as the “Clay Street Encroachment,” on sheets 1 through 11 of a drawing prepared by the Department of Public Works, designated as DPW Drawing No. N-28848, dated July 22, 2019, and entitled “North of Broad Redevelopment Right-of-Way Exhibit,” a copy of which is attached to this ordinance and incorporated herein.

§ 2. That the grant of authorization for the above-described encroachments shall be subject to the satisfaction of all conditions applicable thereto set forth in a document entitled “Right-of-Way Reconfiguration Conditions,” incorporated into a development agreement authorized by Ordinance No. 2019-____, adopted _____, 20__, hereinafter referred to as the “Development Agreement.”

§ 3. With respect to each encroachment, this ordinance shall be in force upon adoption and shall become effective only when all of the following have occurred:

(a) For the Leigh Street Encroachment:

(1) All parties thereto have signed the Development Agreement.

(2) All conditions precedent to the effectiveness of the Development Agreement, as set forth therein, have been fully satisfied.

(3) All conditions precedent to the effectiveness of the Leigh Street Encroachment set forth in the Development Agreement have been fully satisfied.

(b) For the Clay Street Encroachment:

(1) All parties thereto have signed the Development Agreement.

(2) All conditions precedent to the effectiveness of the Development Agreement, as set forth therein, have been fully satisfied.

(3) All conditions precedent to the effectiveness of the Clay Street Encroachment set forth in the Development Agreement have been fully satisfied.