

ORDINANCE NO. 7900-23

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO MAKE AN OFFER TO ACQUIRE, BY PURCHASE OR CONDEMNATION, A PORTION OF A CERTAIN PARCEL OF REAL PROPERTY HEREINAFTER MORE PARTICULARLY DESCRIBED, FOR THE WARWICK BOULEVARD DRAINAGE IMPROVEMENTS PROJECT, TO PROVIDE FUNDS FOR THIS PURPOSE, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AND THE CITY CLERK TO ATTEST ALL DOCUMENTS NECESSARY TO EFFECT THE PURCHASES AUTHORIZED HEREIN.

WHEREAS, in the opinion of the Council of the City of Newport News, a public necessity exists for the acquisition of certain real property interests, hereinafter more particularly described, for the purpose of the Warwick Boulevard Drainage Improvements Project (“the Project”), for a temporary construction easement on Parcel 01 for the preservation of the safety, health, peace, good order, comfort, convenience, morals and welfare of the City of Newport News.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Newport News, Virginia, after a properly noticed Public Hearing on May 23, 2023, pursuant to Virginia Code §15.2-1903:

Section 1. That the Council hereby authorizes the acquisition of the required interests on each parcel by general warranty deed or other interests in the properties identified in Section 6 of this ordinance.

Section 2. That the City Attorney be, and hereby is, authorized and directed to acquire in a manner provided by Title 15.2, Chapter 19 and Title 25.1, Chapter 3, of the Code of Virginia, 1950, as amended, interests in those certain properties located in the City of Newport News, Virginia, together with all rights appurtenant thereto, if appropriate, to implement the Project, the said properties where the interests are to be acquired, and a preliminary indication of ownership being more particularly described in Section 6 of this ordinance.

Section 3. That the City Manager is hereby authorized and directed to act for and on behalf of the City of Newport News in agreeing and disagreeing with the owners of the properties upon the compensation to be paid therefor within the limits of the funds provided herein for this purpose as set out in Section 6 of this ordinance and further to execute any documents necessary to accomplish this purpose.

Section 4. That in order to provide funds for the acquisition of interests in the said properties and to defray the costs incident thereto, the sum of ONE THOUSAND EIGHT HUNDRED FIFTY-ONE AND 00/100 DOLLARS (\$1,851.00) or so much thereof as may be necessary, is hereby designated from funds appropriated for acquisition of the hereinafter described properties.

Section 5. That the authority to acquire interests in the property listed in Section 6 of this ordinance shall include all necessary authority to acquire clear title to those properties and shall, without intending to be a limitation, include the authority to institute proceedings against successors in title or to institute eminent domain proceedings in order to establish clear title.

Section 6. That the present owners of the properties to be acquired, or interests therein, and a description of said properties or their interests, and the funds necessary to compensate the owners of the properties are as follows:

Parcel 01 - A temporary construction easement, containing 1,700 SQ. FT./0.039 AC, more or less, for ONE THOUSAND EIGHT HUNDRED FIFTY-ONE AND 00/100 DOLLARS (\$1,851.00) from Sonya Alcock, Monte Alcock, and Peggy Alcock. The interests to be acquired affect a parcel identified as 324 Center Avenue, Newport News, Virginia, Tax Parcel ID # 268000821, and more particularly described on a plat attached to this Ordinance as Exhibit 1.

Section 7. That the sum from Section 4 is hereby appropriated for this Project.

Section 8. That this ordinance shall be in effect on and after the date of its adoption, May 23, 2023.

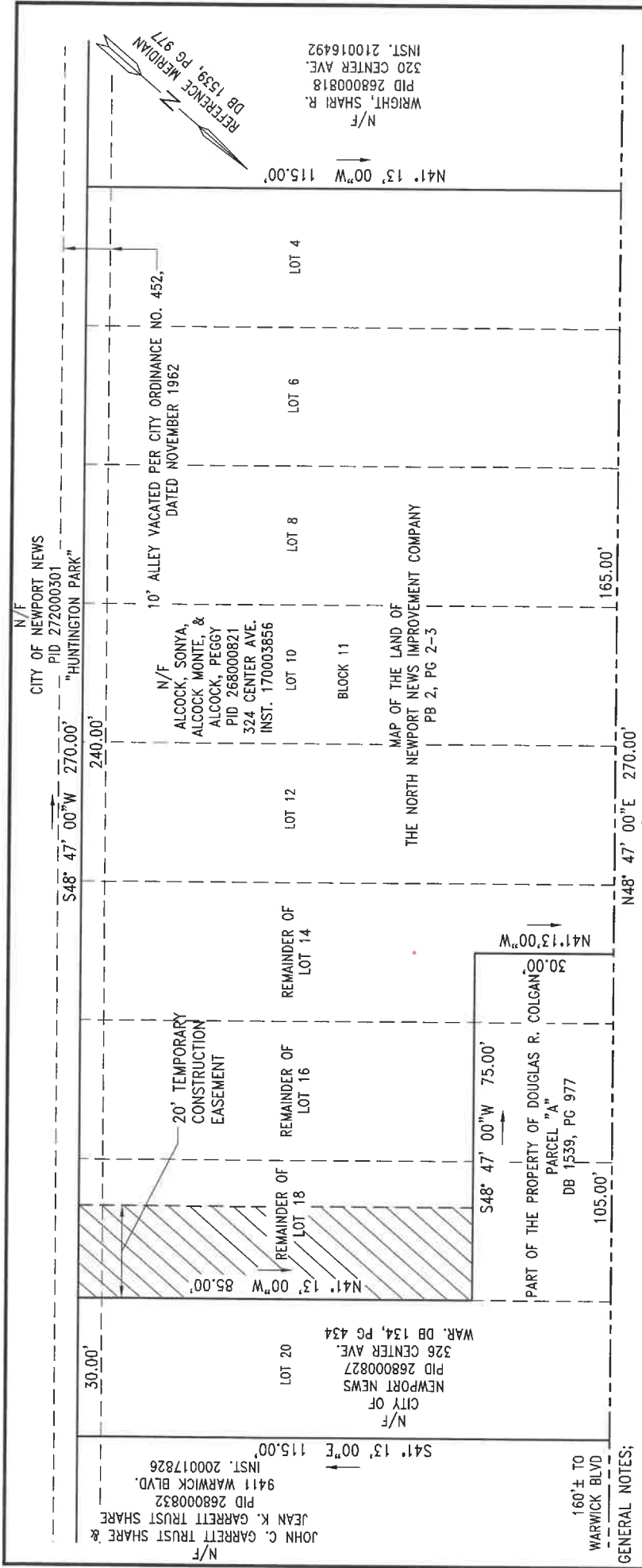
PASSED BY THE COUNCIL OF THE CITY OF NEWPORT NEWS ON MAY 23, 2023

Mabel Washington Jenkins, MMC  
City Clerk

Phillip D. Jones  
Mayor

A true copy, teste:

City Clerk



**CITY OF NEWPORT NEWS**  
 DEPT. OF ENGINEERING

EXHIBIT SHOWING  
 TEMPORARY CONSTRUCTION EASEMENT  
 LOCATED ON  
 PID 268000821  
 324 CENTER AVENUE  
 CITY OF NEWPORT NEWS, VIRGINIA

SCALE: 1" = 25'  
 DATE: 2/2/2022

DRN.BY: B. HOYT  
 APR.BY: P. McMANUS

- CITY OF NEWPORT NEWS  
 DEPARTMENT OF ENGINEERING  
 2400 WASHINGTON AVE. NEWPORT NEWS, VA.  
 7th FLOOR  
 PHONE 757-933-2311
- GENERAL NOTES:
- EXHIBIT WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE REPORT AND THEREFORE DOES NOT NECESSARILY INDICATE ALL ENCUMBRANCES ONTO THE PROPERTY.
  - PHYSICAL IMPROVEMENTS OF THE SITE ARE NOT SHOWN.
  - THE INTENT OF THIS EXHIBIT IS TO SHOW A TEMPORARY CONSTRUCTION EASEMENT FOR THE BENEFIT OF THE CITY OF NEWPORT NEWS AND SHALL BECOME VOID UPON COMPLETION OF THE CONSTRUCTION ACTIVITIES.
  - THIS EXHIBIT BASED SOLELY ON COMPILED PLATS AND DEEDS OF RECORD. A FIELD SURVEY WAS NOT PERFORMED IN PREPARATION OF THIS EXHIBIT.