

AN ORDINANCE TO VACATE A PORTION OF THAT CERTAIN SUBDIVISION PLAT ENTITLED, "BIRCHWOOD PARK, SECTION B, PART 2, JAMES CITY COUNTY, VIRGINIA," DATED AUGUST, 1959, AND MORE PARTICULARLY DESCRIBED AS THAT 50' RIGHT OF WAY NAMED ELM DRIVE, THAT 50' RIGHT OF WAY NAMED POPLAR LANE BETWEEN LOTS 78, 85, AND 86, AND THOSE PROPERTY LINES BETWEEN LOTS 78 THROUGH 86 AND THOSE PROPERTY LINES BETWEEN LOTS 85, 86, AND 90.

WHEREAS, application has been made by Mr. David W. Otey, Jr., on behalf of The Digges Bros., Inc., and James H. Sellers to vacate certain lines, words, numbers and symbols on a plat more particularly described below; and

WHEREAS, notice that the Board of Supervisors of James City County would consider such application has been given pursuant to Section 15.1-482 and, 15.1-431 of the Code of Virginia, 1950, as amended; and

WHEREAS, the Board of Supervisors did consider such application on the 29th day of September, 1986, pursuant to such notice and were of the opinion that such vacation would not result in any inconvenience and is in the interest of the public welfare.

NOW, THEREFORE, BE IT ORDAINED by the Board of supervisors of James City County, Virginia:


1. That a portion of a certain subdivision plat entitled, "Birchwood Park, Section B, Part 2, James City County, Virginia," dated August, 1959, and recorded in Plat Book 17, Page 39, be vacated so as to permit the recordation of a new plat that will serve to remove certain lines, words, numbers and symbols as more specifically set forth in said plat and thereby vacating that 50' right of way named Elm Drive, that 50' right of way named Poplar Lane between lots 78, 85, and 86, and those property lines between lots 78 through 86 and those property lines between lots 85, 86, and 90.
2. That a new plat entitled, "Plat of Vacation of Right-of-Way & Lot Lines, Part of Birchwood Park Subdivision, Section B, Part 2, James City County, Virginia," dated September, 1986, prepared by DeYoung-Johnson Group, Inc., Engineers, Architects, Surveyors, Williamsburg, Virginia, and approved by James City County, be put to record in the Clerk's Office of the Courthouse for the City of Williamsburg and County of James City, Virginia.

This ordinance shall be in full force and effect from the date of its adoption.



William F. Brown, Chairman
Chairman

ATTEST:



James B. Oliver, Jr.
Clerk to the Board

SUPERVISOR	VOTE
BROWN	AYE
DEPUE	AYE
EDWARDS	AYE
MAHONE	AYE
TAYLOR	AYE

Adopted by the Board of Supervisors, James City County, Virginia on the 29th day of September, 1986.