

**ORDINANCE**  
**VACATING AN EXISTING PUBLIC UTILITY EASEMENT**  
**ON LOTS IDENTIFIED ON CITY TAX MAP 17 AS PARCELS 18.4, 18.5 AND 18.6,**  
**AND ACCEPTING A DEDICATION OF 0.018 ACRE OF ADDITIONAL PUBLIC**  
**STREET RIGHT OF WAY ALONG STADIUM ROAD**

**WHEREAS** FMC Investments, LLC (“Landowner”) has requested City Council to vacate an existing public utility easement identified as “*Ex. 20’ Sanitary Sewer Easement INST #2013:3056*” on a plat titled “*Easement and Boundary Line Vacation Plat 209 Maury Ave Tax Map 17 Parcels 18.4, 18.5, 18.6, 18.001, 18, & 18.002, City of Charlottesville, Virginia*” (revised 5-25-2022) prepared by Roudabush, Gale & Associates, Inc. (the “Plat”); and

**WHEREAS** the Landowner has also offered a dedication of land for public right of way, to be added to Stadium Road, designated on the Plat as “*Parcel ‘X’ Variable Width Strip Along Stadium hereby dedicated as right of way to the City of Charlottesville (hatched portion) 0.018 ac.*”; and

**WHEREAS** City Council has reviewed the information provided by City staff, and conducted a public hearing on October 17, 2022, after publication of notice of said public hearing within a local newspaper, as required by Virginia Code §§ 15.2-1800 and 15.2-1813; now, therefore,

**BE IT ORDAINED** by the Council of the City of Charlottesville, Virginia, THAT

1. vacation of the above-described existing 20-foot sanitary sewer easement is hereby approved, conditioned upon the construction of a new sewer line, and the City’s acceptance of the new sewer line and a new public easement therefor, in the location designated on the aforementioned Plat as “*New 20’ Public Utility Easement Calls to CI*”; this condition shall be deemed satisfied by recordation of an instrument within the land records of the Charlottesville Circuit Court establishing the new easement, and upon satisfaction of this condition, the City Attorney will prepare a deed of quitclaim conveyance to effectuate the vacation of the existing sanitary sewer easement as approved by this Ordinance; and

2. the above-described dedication of additional right of way for Stadium Road is hereby accepted, and the City Attorney shall prepare a deed of conveyance, suitable for recordation in the land records of the Circuit Court for the City of Charlottesville and shall sign said deed of conveyance to indicate the City’s acceptance thereof in accordance with Virginia Code §15.2-1803.