

ORDINANCE NO. 2023-02

ORDINANCE NO. 2023-02 CLOSES AND ABANDONS EAST THIRD STREET BETWEEN THE RAILROAD TRACKS ON EAST THIRD STREET AND LOUISA AVE IN THE TOWN OF MINERAL. THE REQUEST TO CLOSE AND ABANDON THE STREET HAS BEEN MADE BY BOBBY CARPENTER. ORDINANCE NO. 2023-02 IS CONSIDERED PURSUANT TO THE GRANT OF AUTHORITY CONTAINED IN VA. CODE SECTION 15.2-2006.

BE IT ORDAINED by the Mineral Town Council at its regular monthly meeting on June 12, 2023, that a section of East Third Street between the railroad tracks on East Third Street and Louisa Ave in the Town of Mineral be closed and abandoned for the purpose of an addition to the properties of Bobby Carpenter, subject to the following terms and conditions:

1. Any transfer of the vacated/abandoned street way shall be conveyed to the adjoining properties equally from the center line.
2. After transfer of the vacated/abandoned street, the property owners shall be responsible for obtaining approval for a boundary line adjustment, the preparation of such necessary surveys, deed preparation and recordation, which shall be subject to review and approval by the Town Attorney.
3. Each deed shall dedicate a utility easement across and underneath the property for the benefit of and future use by the Town of Mineral.
4. Both property transfers shall occur within sixty (60) days of the date of this ordinance, or the aforementioned closed/abandoned street shall automatically revert to an undeveloped street.

BE IT FINALLY ORDAINED by the Mineral Town Council at its regular monthly meeting on June 12, 2023, that the closed and abandoned portion of East Third Street between the railroad tracks on East Third Street and Louisa Ave in the Town of Mineral shall be transferred to Bobby Carpenter, provided that the other property owner(s) decline to purchase half of the vacated/abandoned street, by quitclaim deed pursuant to the following terms and conditions:

1. Purchaser shall be responsible for the preparation and recording of all documents necessary for the transfer of the property.
2. Purchaser shall submit the deed and plat for review and approval of the Town Attorney prior to closing.
3. Closing shall occur within sixty (60) days of the date of this Resolution.

Certified to be a true copy of the Ordinance approved by the Mineral Town Council on June 12, 2023.



---

Town Manager