

ORDINANCE NO. 2399

AN ORDINANCE OF THE CITY OF SALISBURY, MARYLAND TO ABANDON AN AREA OF LAND BEING A PORTION OF AN UNNAMED 20 FOOT WIDE ALLEY ACCESSED FROM WEST MARKET STREET AND TRAVERSING CITY PARKING LOT 11.

WHEREAS, The unnamed alley, is shown on the plat entitled "Map of Property of the Salisbury Realty Co.", dated February 28, 1920 and recorded among the Land Records of Wicomico County, Maryland, in Plat Cabinet 117, Folio 999 is incorporated into the layout of City Parking Lot 11; and

WHEREAS, the portion of the unnamed alley to be abandoned is adjoined by City owned Parcels 1074, 1075, 1076, 1077, 1078 and 1079 that along with the unnamed alley make up the developed area of City Parking Lot 11; and

WHEREAS, the City of Salisbury Department of Public Works has determined that the abandonment of a portion of the unnamed alley is in the best interest of the City in order to improve the potential of Lot 11 for development; and

WHEREAS, the Salisbury Charter SC11-2 gives the City of Salisbury charge of all public ways in the City of Salisbury; and

WHEREAS, the Salisbury Charter SC16-8 allows the City of Salisbury to abandon or otherwise dispose of property that is not saleable; and

WHEREAS, the City of Salisbury Department of Public Works has prepared and the City Solicitor has reviewed the Plat to abandon the unnamed alley and revert the 20 foot width of the portions of the unnamed alley fronting on Parcels 1075 and 1074 to these City owned Parcels; a copy of which is attached hereto as Exhibit "A"; and

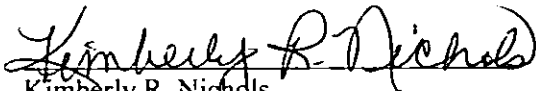
WHEREAS, the Director of Public Works provided the City Council a recommendation of the proposed road abandonment at the July 18, 2016 City Council work session.

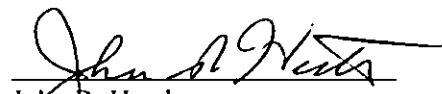
NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SALISBURY, MARYLAND that the City of Salisbury hereby abandons the 4,135.2 square foot area of the heretofore described unnamed alley, and that the Mayor of the City of Salisbury is hereby authorized to execute all documents necessary to convey the said area with the aforementioned City owned parcels.

BE IT FURTHER ORDAINED that this ordinance shall take effect immediately.

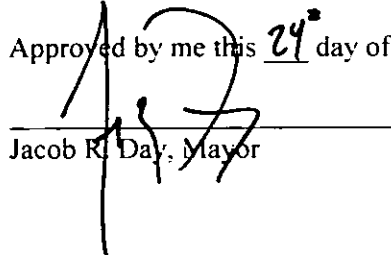
THIS ORDINANCE was introduced and read at a meeting of the Council of the City of Salisbury held on the 8th day of August, 2016, and thereafter, a statement of the substance of the Ordinance having been published as required by law, was finally passed by the Council on the 22nd day of August, 2016.

ATTEST


Kimberly R. Nichols
CITY CLERK


John R. Heath
PRESIDENT, City Council

Approved by me this 29th day of AUGUST, 2016


Jacob R. Day, Mayor



CIRCLE AVENUE

REPC & HTC, LLC
MAP 107, PARCEL 1073

CITY OF SALISBURY
MAP 107, PARCEL 1074

WICOMICO COUNTY LIBRARY
MAP 107, PARCEL 1072

20' UNNAMED ALLEY

TO REMAIN OPEN

CITY OF SALISBURY
MAP 107, PARCEL 1075

L=14.54'
R=36.33'

N69°40'36"E
104.41'

L=6.55'
R=16.36'

104.39'

S20°19'24"E
20.00'

L=22.45'
R=64.80'

N46°44'38"E
95.08'

S46°44'38"W
86.73'

CITY OF SALISBURY
MAP 107
P. 1076

CITY OF SALISBURY
MAP 107
PARCEL 1077

CITY OF SALISBURY
MAP 107, PARCEL 1078

CITY OF SALISBURY
MAP 107, PARCEL 1079

MARKET STREET

TOTAL AREA OF ALLEY TO BE CLOSED = 4,135.2± S.F.
(1,060.0± S.F. ADDED TO P. 1075 & 3,075.2± ADDED TO P. 1074)

DWG. NO.	DCA20000
DATE	06/27/2016
SCALE	1" = 40'
REVISED	
SHEET	1 OF 1

ROAD CLOSURE SKETCH
20-FT UNNAMED ALLEY

CITY OF SALISBURY
SALISBURY PUBLIC WORKS



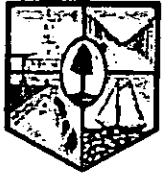
Legal Descriptions for 20' Unnamed Alley in Parking Lot 11 to be Closed

Portion To Be Added to Parcel 1074

Beginning for the same at a point on the northerly line of a 20' unnamed alley, which is part of the City of Salisbury "Parking Lot 11", at the southwesterly corner of the lands of the City of Salisbury (P.1074). Thence by and with the northerly line of the said alley the following three courses: (1) North 46 degrees 44 minutes 38 seconds East a distance of 33.58 feet, more or less, to a point. (2) Thence with a curve to the right, having a radius of 36.33 feet, a length of 14.54 feet to a point. (3) Thence North 69 degrees 40 minutes 36 seconds East a distance of 104.41 feet to a point at the southwesterly corner of the lands of REPC & HTC, LLC. (4) Thence crossing the said alley South 20 degrees 19 minutes 24 seconds East a distance of 20.00 feet to the point on the south line of the said alley. (5) Thence with a line being 20' southeasterly of and parallel to the herein third described line, reversed, South 69 degrees 40 minutes 36 seconds West a distance of 104.39 feet to a point. (6) Thence with a curve to the left, having a radius of 16.36 feet, a length of 6.55 feet to a point. (7) Thence with a line being 20' southeasterly of and parallel to the herein first described line, reversed, South 46 degrees 44 minutes 38 seconds West a distance of 42.68 feet, more or less, to a point at the intersection of the southerly line of the said alley and the extended line between P.1074 and P.1075. (8) Thence with the said extended line between P.1074 and P.1075 to the point of beginning. Being shown on a plat entitled "Road Closure Sketch, 20-FT Unnamed Alley" as the easterly portion of the "20' Unnamed Alley To Be Closed" and containing 3,075.2 square feet, more or less.

Portion To Be Added to Parcel 1075

Beginning for the same at a point on the northerly line of a 20' unnamed alley, which is part of the City of Salisbury "Parking Lot 11", at the southeasterly corner of the lands of the City of Salisbury (P.1075). (1) Thence by and with the northerly line of the said alley South 46 degrees 44 minutes 38 seconds West a distance of 62.50 feet, more or less, to a point on the northerly right of way line (curve) of Market Street. (2) Thence by and with the said line of Market Street and a curve to the left, having a radius of 64.80 feet, a length of 22.45 feet to a point at the southerly line of the said alley. (3) Thence with a line being 20' southeasterly of and parallel to the herein first described line, reversed, North 46 degrees 44 minutes 38 seconds East a distance of 43.45 feet to a point at the intersection of the southerly line of the said alley and the extended line between P.1074 and P.1075. (8) Thence with the said extended line between P.1074 and P.1075 to the point of beginning. Being shown on a plat entitled "Road Closure Sketch, 20-FT Unnamed Alley" as the westerly portion of the "20' Unnamed Alley To Be Closed" and containing 1,060.0 square feet, more or less.



City of
Salisbury
Jacob R. Day, Mayor

MEMORANDUM

To: Tom Stevenson, City Administrator
From: Michael Moulds, Director of Public Works *MM*
Date: June 26, 2106
Re: Lot 11 Alley Abandonment Request

The Department of Public Works is requesting approval to abandon a portion of a 20 foot width unnamed alley that bisects Parking Lot 11 on West Market Street. With the abandonment of the alley the land will revert to adjoining City owned parcels that make up Lot 11.

The remaining portion of the alley will be retained to continue to provide access to the rear of the Library and Cannon Buildings. The alley abandonment is being recommended to facilitate the sale of Lot 11.

Attached is the proposed Ordinance and Exhibit that have been prepared by the City Surveyor and reviewed by the City Solicitor.

With the Mayor's approval we would like to place this item on the July 11th session of City Council. Let us know if you have any questions or need any additional information.