

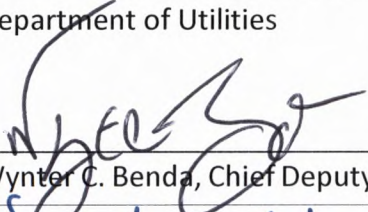


To the Honorable Council  
City of Norfolk, Virginia

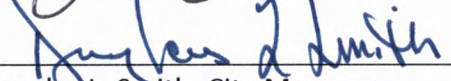
January 8, 2019

From: Kristen M. Lentz, P.E., Director  
Department of Utilities

**Subject:** Vacation of a utility easement  
at 1521 Premium Outlets Boulevard -  
Parcel 1A

Reviewed:   
Wynter C. Benda, Chief Deputy City Manager

**Ward/Superward:** 4/7

Approved:   
Douglas L. Smith, City Manager

**Item Number:** PH-1

I. **Recommendation:** Adopt Ordinance

II. **Applicant:** City of Norfolk

III. **Description:**

This agenda item is an ordinance to approve the vacation of a utility easement located at 1521 Premium Outlets Boulevard, Parcel 1A. The easement was originally dedicated to the City of Norfolk (the "City") for a water main that served the Lake Wright golf course and hotel. The property is owned by Lake Wright Retail Investors, LLC ("Lake Wright Investors"). Now that the Premium Outlets has been developed on the golf course and the hotel is being redeveloped, there is no longer a need for the City owned water main and easement.

IV. **Analysis**

Lake Wright Investors requests that the easement be released for further development of the property. The City has confirmed that the easement is not needed for municipal purposes and that ownership of utilities located within the easement should be transferred to Lake Wright Investors.

V. **Financial Impact**

There is no cost associated with the easement vacation.

VI. **Environmental**

There are no known environmental concerns.

VII. **Community Outreach/Notification**

Public notification for this agenda item was conducted through the City's agenda notification process.

**VIII. Board/Commission Action**

N/A

**IX. Coordination/Outreach**

This letter and ordinance have been coordinated with the City Attorney's Office and Department of Utilities.

**Supporting Material from the City Attorney's Office:**

- Ordinance
- Exhibits to Ordinance

RAP

Form and Correctness Approved:

Contents Approved:

By Nathaniel Samson  
Office of the City Attorney

By Paul M. Long  
DEPT. Utilities

NORFOLK, VIRGINIA

**ORDINANCE No.**

AN ORDINANCE VACATING AND RELEASING TO LAKE WRIGHT RETAIL INVESTORS, LLC A UTILITY EASEMENT CROSSING PARCEL 1A AS SHOWN ON THE PLAT ENTITLED "SUBDIVISION PLAT OF PROPERTY STANDING IN THE NAME OF LAKE WRIGHT, LLC, DEED BOOK 2863 AT PAGE 74, INSTRUMENT #990018134 AT PAGE 146 FOR LAKE WRIGHT LLC."

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WHEREAS, by plat entitled "Subdivision Plat of Property Standing In the Name of Lake Wright, LLC, Deed Book 2863 at Page 74, Instrument #990018134 at Page 146 for Lake Wright LLC." dated March 31, 2000, recorded in the Clerk's Office of the Circuit Court of the City of Norfolk in Map Book 52, Page 139, Lake Wright, L.L.C., a predecessor in interest to Lake Wright Retail Investors, LLC ("Lake Wright Investors"), conveyed to the City of Norfolk ("City") a perpetual utility easement ("Easement") for the purpose of installing, maintaining, repairing, inspecting, and renewing water mains and fire hydrants over the property now known as 6282 Northampton Boulevard ("Property"), as shown on Exhibit A attached hereto and made a part hereof; and

WHEREAS, Lake Wright Investors, the current owner of the property designated as Parcel 1A on the said plat on which the Easement is located, has requested the City to release the Easement

crossing Parcel 1A to allow development of the Property; and

WHEREAS, the Department of Utilities has confirmed that the Easement is not needed for municipal purposes; and

WHEREAS, Council is agreeable to vacating and releasing the Easement and transferring ownership of the water main to Lake Wright Investors as shown on Exhibit A; now, therefore,

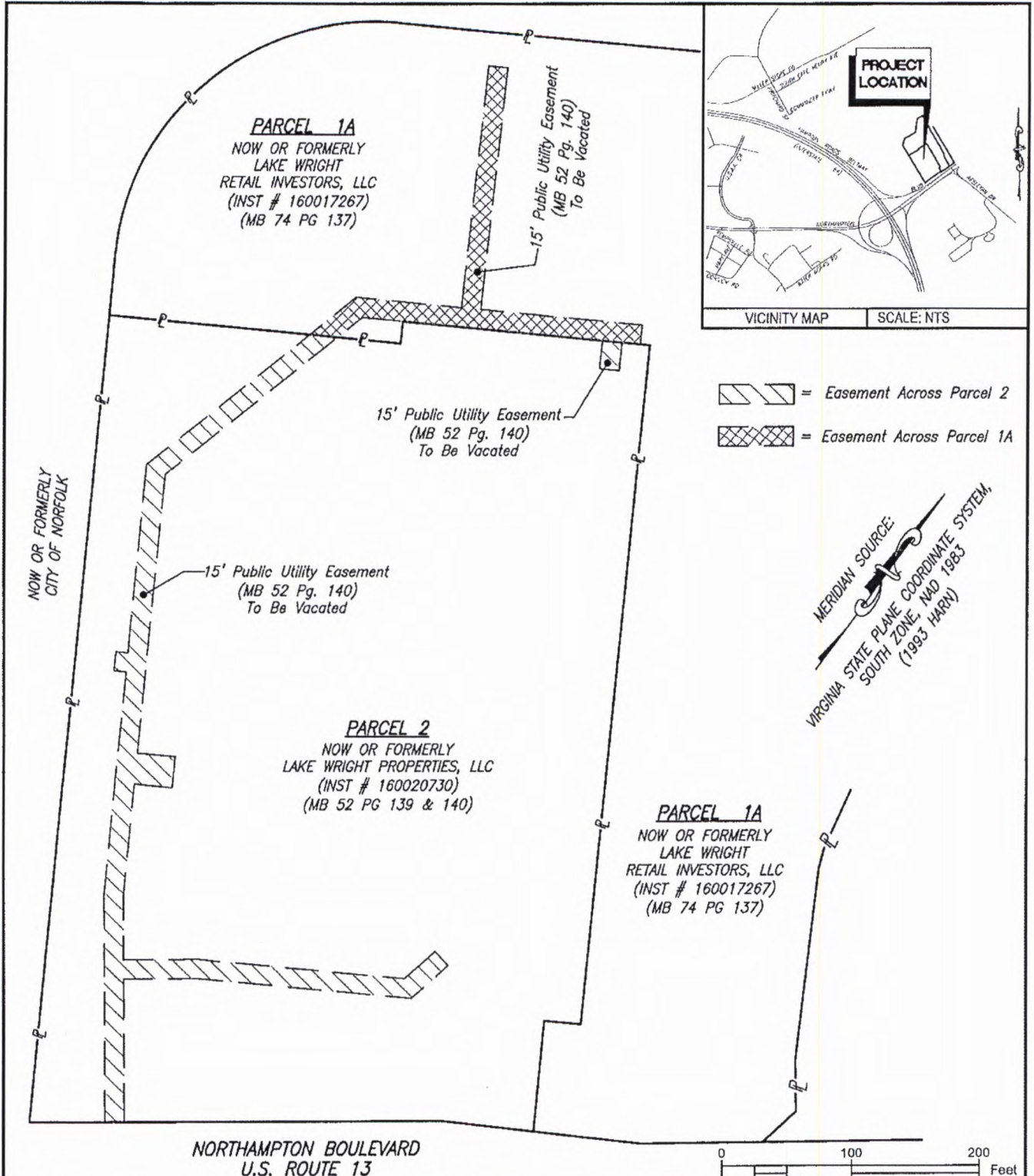
BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That the Easement, described above and shown on Exhibit A, crossing Parcel 1A is hereby vacated and released and ownership of the water main is hereby transferred to Lake Wright Retail Investors.

Section 2:- That the City Manager and other proper officers of the City are authorized to do all other things necessary and proper to effect the vacation and release of the said Easement and transfer of the water main to Lake Wright Investors.

Section 3:- That this ordinance shall be in effect from and after thirty (30) days from the date of its adoption.

EXHIBIT A TO ORDINANCE



DIVISION OF SURVEYS  
DEPARTMENT OF PUBLIC WORKS  
NORFOLK, VIRGINIA

DATE	SCALE	DRAWN BY	CHECKED BY
07-03-2018	1"=100'	LB	JTW
JOB# 180328			

EXHIBIT SHOWING  
15' PUBLIC UTILITY EASEMENT  
TO BE VACATED  
NORFOLK, VIRGINIA