

0-2014-36

CITY OF WINCHESTER, VIRGINIA

PROPOSED CITY COUNCIL AGENDA ITEM

CITY COUNCIL/COMMITTEE MEETING OF: August 19, 2014 **CUT OFF DATE:** __

RESOLUTION __ **ORDINANCE** X **PUBLIC HEARING** __

ITEM TITLE: Ordinance to Grant a Permanent Easement to Taylor Pavilion, LLC within the Public Right-of-way in Front of 121 N. Loudoun Street

STAFF RECOMMENDATION: Approval

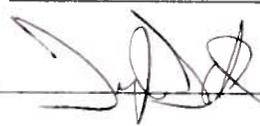
PUBLIC NOTICE AND HEARING: N/A

ADVISORY BOARD RECOMMENDATION: The Economic Development Authority recommends the City's approval of this Ordinance

FUNDING DATA: N/A

INSURANCE: N/A

The initiating Department Director will place below, in sequence of transmittal, the names of each department that must initial their review in order for this item to be placed on the City Council agenda.

<u>DEPARTMENT</u>	<u>INITIALS FOR APPROVAL</u>	<u>INITIALS FOR DISAPPROVAL</u>	<u>DATE</u>
1. Planning			7/28/14
2. _____			
3. _____			
4. City Attorney			8/4/2014
5. City Manager			5 Aug 2014
6. Clerk of Council			
Initiating Department Director's Signature: 			7/28/14 Date
	Economic Development Coordinator		



APPROVED AS TO FORM:


CITY ATTORNEY

CITY COUNCIL ACTION MEMO

To: Honorable Mayor and Members of City Council
From: Tyler Schenck, Economic Development Coordinator
Date: 8/19/2014
Re: Ordinance to Grant a Permanent Easement to Taylor Pavilion, LLC within the Public Right-of-way in Front of 121 N. Loudoun Street

THE ISSUE: Seeking a permanent easement from the City to Taylor Pavilion, LLC for the columns and stairways exiting the front of the Taylor Hotel porch that encroach on the public right-of-way.

RELATIONSHIP TO STRATEGIC PLAN: Will assist in the Common Council's desire to continue the revitalization of Old Town.

BACKGROUND: Granting this easement to Taylor Pavilion, LLC will halt their current encroachment on City land and prevent potential property right dispute.

BUDGET IMPACT: N/A

OPTIONS: Council may approve or disapprove this Ordinance

RECOMMENDATIONS: City Staff recommends that the Common Council approve this Ordinance.

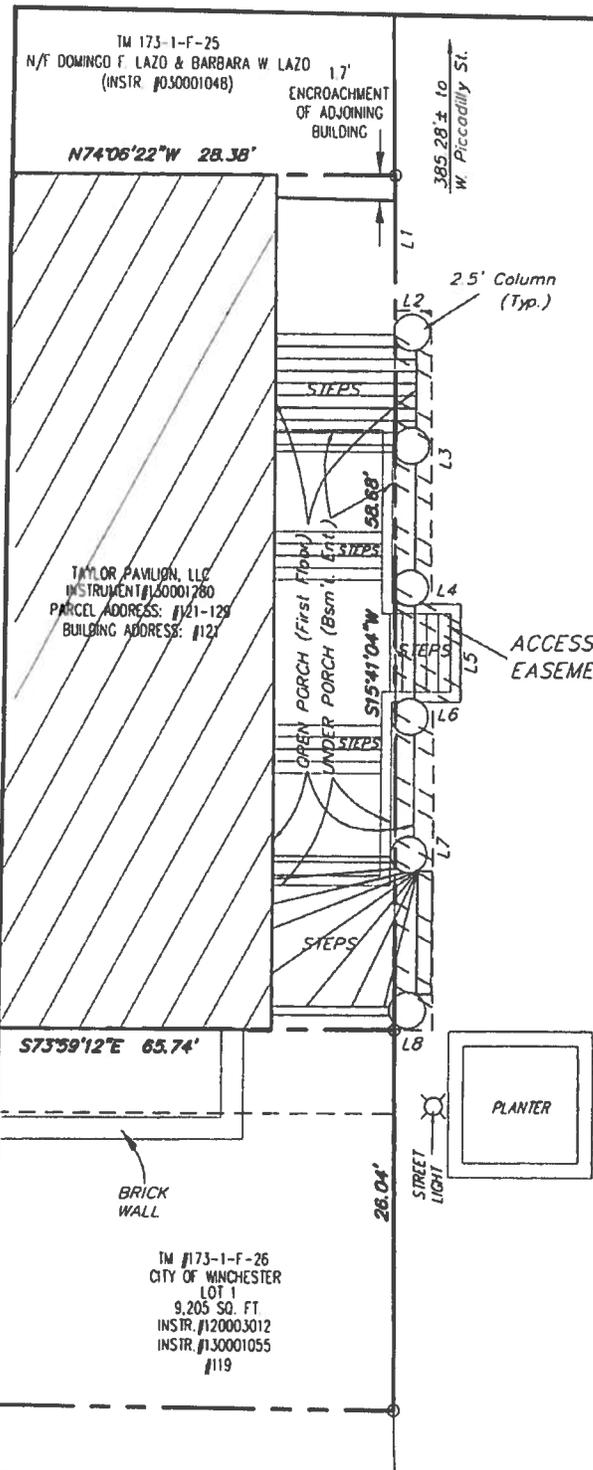
**AN ORDINANCE TO GRANT A PERMANENT EASEMENT TO TAYLOR PAVILION, LLC WITHIN THE
PUBLIC RIGHT-OF-WAY IN FRONT OF 121-129 NORTH LOUDOUN STREET**

WHEREAS, the rehabilitation of the Taylor Hotel is complete; and

WHEREAS, the Taylor Hotel has columns and stairways on the front of the property that encroach on the public right-of-way.

NOW THEREFORE BE IT ORDAINED, that a permanent easement is hereby conveyed to Taylor Pavilion, LLC in and over the public right-of-way on the Loudoun Street Pedestrian Mall adjacent to 121-129 North Loudoun Street in the areas shown on the attached drawing. The easement will permit the placement of columns and stairs that extend on both sides and underneath of the porch on the first floor at the Taylor Hotel; and

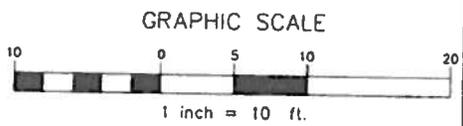
BE IT FURTHER ORDAINED that the easement shall be for the sole purpose of the placement of columns and entrance steps to the Taylor Hotel. No other improvement may be placed in such easement.



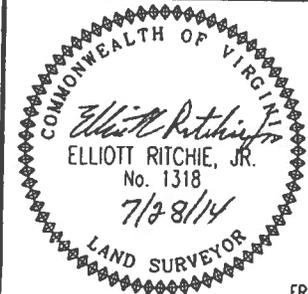
ACCESS EASEMENT LINE TABLE

LINE	BEARING	DISTANCE
L1	S15°41'04"W	9.43'
L2	N74°18'56"W	2.50'
L3	S15°41'04"W	20.07'
L4	N74°18'56"W	2.00'
L5	S15°41'04"W	6.70'
L6	N74°18'56"W	1.90'
L7	S15°41'04"W	22.48'
L8	N74°18'56"W	2.60'

NORTH LOUDOUN STREET



PLAT SHOWING
ACCESS EASEMENT
ON THE PROPERTY OF
THE CITY OF WINCHESTER
FOR THE BENEFIT OF TAYLOR PAVILION, LLC
CITY OF WINCHESTER, VIRGINIA
DATE: JULY 28, 2014 SCALE: 1"=10'



1109018-TaylorHotel-ESMT

SHEET 1 OF 1



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