

**RESOLUTION #09-18, Authorizes the Sale of a 4,691 square foot parcel of land west of Monroe Bay Avenue to Chris Lovejoy**

**WHEREAS**, there is a 4,691 square foot parcel of land located at the terminus of Vernon Street, west of Monroe Bay Avenue, in the Town of Colonial Beach; and

**WHEREAS**, on Thursday, December 30, 2010 the Town of Colonial Beach vacated and recorded a parcel of land at the terminus of Vernon Street, in the Town of Colonial Beach; and

**WHEREAS**, the parcel was identified as “Formerly a portion of Vernon Street” on the plat prepared by David Anthony Baird, dated September 11, 2017, wherein the right of way, and original easements were shown as vacated, while simultaneously creating a 10’ access & storm drainage easement and variable-width access easement; and

**WHEREAS**, Town Staff was given an appraisal performed by Christian Kaila, of the Appraisal Group of Fredericksburg, dated January 11, 2018, as to the fair market value of the undeveloped vacated parcel, located on Vernon Street and; and

**WHEREAS**, the appraisal states that the fair market value for this portion of the undeveloped, abandoned parcel is \$14,000.00 as of January 22, 2018; and

**WHEREAS**, on February 21, 2018, the Colonial Beach Town Council has conducted a duly advertised public hearing on the sale of the undeveloped, abandoned right of way, located at the terminus of Vernon Street in the Town of Colonial Beach.

**NOW THEREFORE BE IT RESOLVED** that the Colonial Beach Town Council, at the regular meeting on February 21, 2018, hereby authorizes the sale of the 4,691 square foot parcel of land located west of Monroe Bay Avenue in the Town of Colonial Beach to Mr. Chris Lovejoy for the sum of \$14,000.00, subject to the following terms and conditions:

1. Mr. Chris Lovejoy (purchaser) shall be responsible for the preparation and recordation of all documents related to this sale, subject to the review and approval of the Town Attorney.
2. The Purchaser shall reimburse the Town for the cost of the surveys, appraisal, advertising and any other fees associated with the vacating of the right of way and original easements and sale of this parcel to the Purchaser.
3. All documents pertaining to the sale of the 4,691 square foot parcel of land located at the terminus of Vernon Street shall be approved by the Town Attorney.
4. Payment shall be in cash.
5. Closing shall occur no later than April 6, 2018.

6. Purchaser shall execute and record the 10' storm drainage and variable-width access easement for the benefit of the Town.
7. The Purchaser shall have a lot consolidation survey prepared showing the right-of-way consolidated into his existing property. The purchaser shall record the plat in the Circuit Court Clerk's office in Westmoreland County.

**THIS IS TO CERTIFY THIS IS A TRUE COPY OF AN ORIGINAL RESOLUTION,** adopted by the Town Council at a Meeting of Council held Wednesday, February 21, 2018 at the Colonial Beach Town Center, with a quorum of Council being present.

---

Kathleen Flanagan, Town Clerk

*Upon motion made by Mr. Leamon and seconded by Mr. Alger, Resolution #09-18, as amended, passed with a unanimous vote of council members present .*

	<u>Aye</u>	<u>Nay</u>		<u>Aye</u>	<u>Nay</u>
<i>Blunt</i>	X		<i>Cirbee</i>	<i>Absent</i>	
<i>Leamon</i>	X		<i>Dellar</i>	X	
<i>Alger</i>	X		<i>Lyburn</i>	X	
			<i>Rogers</i>	X	