

**CITY OF SALISBURY
ORDINANCE NO. 1919**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SALISBURY FOR THE CLOSING OF AN AREA OF LAND WHICH IS A PORTION OF FIRST STREET, IN SALISBURY ELECTION DISTRICT, CITY OF SALISBURY, WICOMICO COUNTY, STATE OF MARYLAND, AND FOR THE CONVEYANCE TO PEMBERTON HOUSING, LP AND BUBBLE JUNCTION CAR WASH, LLC, OF ALL THE RIGHT, TITLE AND INTEREST OF THE CITY OF SALISBURY IN AND TO THE BED OF SAID CLOSED STREET.

WHEREAS, First Street is currently an unimproved paper street, a portion of which runs in an Easterly direction from Fairground Drive;

WHEREAS, the City of Salisbury Department of Public Works has determined that it is in the best interest of the City to close said paper street and deed it to the adjoining property owners, subject to a reservation of an easement for all underground utilities and a continuation of stormwater drainage patterns; and

WHEREAS, Pemberton Housing, LP and Bubble Junction Car Wash, LLC, are the adjoining land owners and are in agreement with the closure of said street; and

WHEREAS, the City of Salisbury has decided to abandon the property as it has no value; and

WHEREAS, the Salisbury Charter SC11-2 gives the City charge of all public ways in the City of Salisbury, and SC16-8 allows the City to abandon or otherwise dispose of property that is not saleable.

NOW THEREFORE, BE IT ENACTED AND ORDAINED BY THE CITY OF SALISBURY, MARYLAND, as follows:

1. That the areas designated as a portion of First Street, all as more particularly shown on a plat, which is attached hereto, is hereby closed and vacated as a public street, alley or way.

2. That existing surface stormwater drainage patterns shall remain or be continued as the City determines, unless a plan provided by the Grantee for alteration of stormwater drainage is approved by the Department of Public Works and constructed and implemented at the expense of the property owner.

3. For the purposes and reasons hereinabove set forth, the City of Salisbury be, and hereby is, authorized to convey to Pemberton Housing, LP and Bubble Junction Car Wash, LLC, all of its right, title and interest in the designated area of First Street, subject to the reservation of rights set forth above.

4. The City Solicitor be, and hereby is, directed to prepare and submit for execution by the City of Salisbury, an appropriate deed for the purposes aforesaid.

5. This Ordinance shall take effect from the date of its final passage.

THIS ORDINANCE was introduced and read at a meeting of the Council of the City of Salisbury held on the 22nd day of November, 2004, and thereafter, a statement of the substance of the ordinance having been published as required by law, in the meantime, was finally passed by the Council on the _____ day of _____ 2004.

Brenda J. Colegrove
City Clerk

Michael P. Dunn,
President of the City Council
of the City of Salisbury

Approved by me this _____
day of _____ 2004.

Barrie P. Tilghman
Mayor of the City of Salisbury

UNIMPROVED BUILDING SETBACK LINE TO BE ELIMINATED PER THIS PLAT. AREA = 12,705 SQ S.F. 0.29 ACRES.

FIRST STREET

UNIMPROVED

AREA OF FIRST STREET TO BE ADDED TO LOT 2 = 8,836.73 S.F. 0.20 ACRES. PROPERTY LINE TO BE REMOVED PER THIS PLAT

AREA OF FIRST STREET TO BE ADDED TO LOT 1 = 3,868.91 S.F. 0.09 ACRES. BUILDING SETBACK LINE TO BE ELIMINATED PER THIS PLAT

LOT 1A

#1104 Parsons Road
0.61± Acres
22,430 S.F.
50' BSL

LOT 1

0.52± ACRES

LOT 2

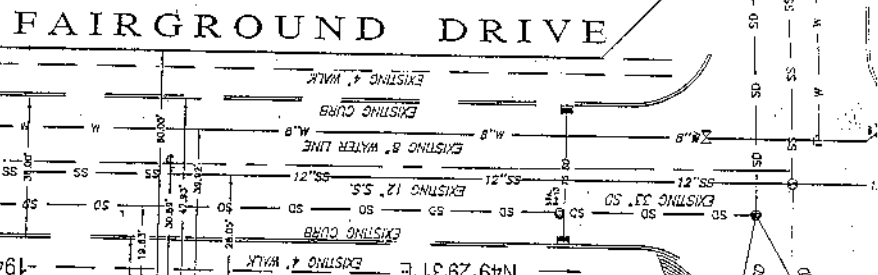
1.22± ACRES

LOT 2A

#1108 Parsons Road
1.42± Acres
53,238.95 S.F.

PARSONS ROAD

60' R/W



N 196808.0344
E 1196272.6625

N 196969.0517
E 1196454.8789

N 197062.8036
E 1196358.4215

N 197061.4018
E 1196586.6695

N 196488.6279
E 1196545.5392

N 196775.9452
E 1196845.1388

BUILDING SETBACK LINE TO BE ELIMINATED PER THIS PLAT

N40°30'29"W

130.01'

30.07'

N49°29'31"E
127.91'

W15°26'31"W

185.13'

50' BSL

10' BSL

129.68'

N49°29'31"E

115.00'

S40°30'31"E

EXISTING CURB

EXISTING WALK

EXISTING PAVING

EXISTING CURB

EXISTING WALK

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