

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT, VIRGINIA**

R-70-09

At the regular meeting of the Board of Supervisors of the County of New Kent in the Boardroom of the County Office Building in New Kent, Virginia on the 14th day of December, 2009:

Present:	Vote:
Thomas W. Evelyn	Aye
David M. Sparks	Aye
James H. Burrell	Aye
Stran L. Trout	Aye
W. R. Davis, Jr.	Aye

Motion was made by Mr. Sparks, which carried 5:0, to adopt the following resolution:

**A RESOLUTION TO VACATE
A PORTION OF 1ST STREET WITHIN THE
WINDSOR SHADES SUBDIVISION**

WHEREAS, the adjacent property owners, through their agent, have asked the Board of Supervisors of New Kent County, Virginia (“Board”) to vacate a portion of 1st Street in the Windsor Shades Subdivision; and

WHEREAS, those adjacent property owners, through their agent, have represented to the Board that they are unanimous in this request; and

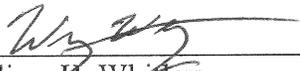
WHEREAS, the Code of Virginia, § 15.2-2271, authorizes the governing body of a locality in cases involving the vacation of street rights-of-way, where the vacation does not impede or alter drainage or access for any lot owners other than those lot owners immediately adjoining or contiguous to the vacated area, to obtain the signatures of the

lot owners immediately adjoining or contiguous to the vacated area in lieu of adopting an ordinance; and

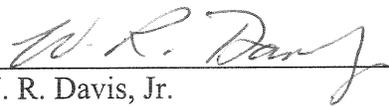
WHEREAS, the Board wishes to vacate a portion of 1st Street in the Windsor Shades Subdivision;

NOW THEREFORE BE IT RESOLVED by the New Kent County Board of Supervisors that upon presentation of a Deed of Vacation signed by all of the adjacent property owners, it will vacate that portion of 1st Street highlighted in yellow on a survey titled "Physical Survey of Various Lots in Blocks 14 & 17 Windsor Shades as requested by John F. Graves" prepared by Dean F. Raynes, a certified land surveyor in the Commonwealth of Virginia and dated 09/02/2009.

BE IT FURTHER RESOLVED that the Clerk and Interim County Administrator is hereby directed to sign and arrange to have recorded in the Clerk's Office of the New Kent County Circuit Court, a Deed substantially in the form of that attached hereto, subject to approval by the County Attorney as to form.



William H. Whitley
Interim County Administrator



W. R. Davis, Jr.
Chairman