

AN ORDINANCE TO APPROVE THE REMOVAL OF PASTURE STREET FROM THE OFFICIAL CITY MAP

#4689

Sponsor:

**Council
Member
Freel**

WHEREAS, the City of Wilmington is authorized to establish and revise plans of streets and alleys by the provisions of Sections 1-101, 2-306 and 5-400 of the City Charter, such actions to be done in accordance with applicable provisions of State law and Section 42-11 of the City Code; and

WHEREAS, Union Park Automotive Group (“Applicant”) submitted a request to the City to remove Pasture Street, between Pennsylvania Avenue and West 11th Street, from the Official City Map; and

WHEREAS, Applicant controls all of the properties within the two blocks that directly abut Pasture Street; and

WHEREAS, Pasture Street does not significantly contribute to the surrounding traffic circulation system or serve the community; and

WHEREAS, the Applicant has requested the removal of Pasture Street from the Official City Map, as more particularly illustrated on Exhibit A attached hereto, in order to assume maintenance responsibilities for the street, as well as widen the right-of-way, to better serve customers, staff and members of the general public; and

WHEREAS, the Department of Public Works has advised that: 1) the public water lines within the Pasture Street right-of-way can be abandoned, 2) the Applicant will assume maintenance and operation of sewer and stormwater infrastructure in the Pasture Street right-of-way because that infrastructure only services the Applicant’s parcels abutting Pasture Street and does not service any other parcels, and 3) the Division of Transportation has no issues with the removal of Pasture Street from the Official City Map; and

WHEREAS, the Department of Planning supports the removal of Pasture Street from

the Official City Map because: 1) Pasture Street does not appear to significantly contribute to the general circulation or traffic distribution pattern in the immediate area, 2) the Applicant owns the adjacent businesses, which have their primary access provided through other streets, and 3) there are no findings to suggest that the removal of Pasture Street would create a detriment to the general public or to public safety; and

WHEREAS, the Fire Marshall's Office has no objection to the removal of Pasture Street from the Official City Map on the condition that the Applicant maintain it as an open street to allow access by emergency responders to the adjacent dealership; and

WHEREAS, there is a lack of public interest in Pasture Street; and

WHEREAS, the City Planning Commission has adopted Planning Commission Resolution 07-19, which recommended approval of the Applicant's request to remove Pasture Street, between Pennsylvania Avenue and West 11th Street, from the Official City Map; and

WHEREAS, the City Council deems it necessary and appropriate to approve the removal of Pasture Street, between Pennsylvania Avenue and West 11th Street, from the Official City Map, as illustrated on Exhibit A attached hereto.

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF WILMINGTON
HEREBY ORDAINS:**

SECTION 1. The removal from the Official City Map of Pasture Street, which is illustrated on Exhibit A attached hereto, is hereby approved, and the Official City Map is hereby amended to reflect such removal.

SECTION 2. All City departments are hereby authorized to take any and all necessary actions required for the proposed removal of Pasture Street from the Official City

Map.

SECTION 3. This Ordinance shall become effective immediately upon its date of passage by the City Council and approval by the Mayor.

First Reading.....July 1, 2019
Second Reading.....July 1, 2019
Third Reading.....

Passed by City Council,

President of City Council

ATTEST: _____
City Clerk

Approved this ___ day of _____, 2019.

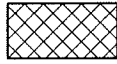
Mayor

SYNOPSIS: This Ordinance authorizes the removal of Pasture Street, between Pennsylvania Avenue and West 11th Street, from the Official City Map.

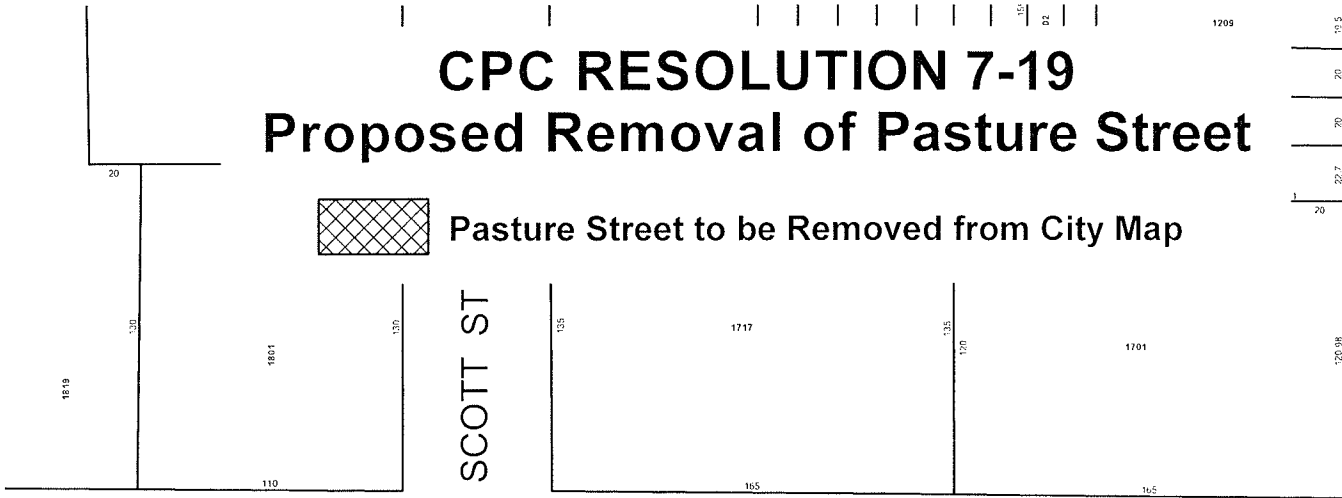
EXHIBIT A

CPC RESOLUTION 7-19

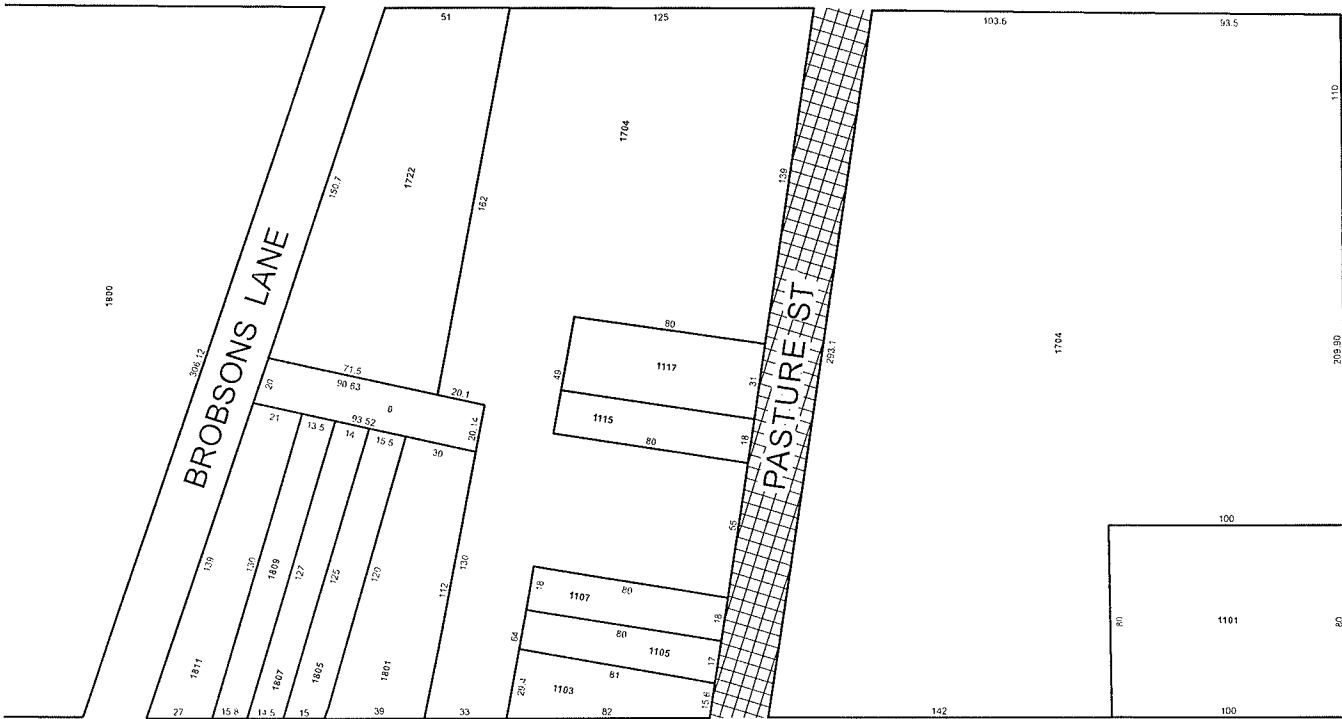
Proposed Removal of Pasture Street



Pasture Street to be Removed from City Map



PENNSYLVANIA AVE



W. 11TH ST

