

AN ORDINANCE TO APPROVE THE REMOVAL OF A PORTION OF NORTH PINE STREET, LOCATED BETWEEN EAST SIXTH AND EAST SEVENTH STREETS, FROM THE OFFICIAL CITY MAP

#0124

Sponsor:

Council
Member
Harlee

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, the Christina School District (the "Applicant") has requested the removal of a portion of North Pine Street located between East Sixth and East Seventh Streets, as more particularly illustrated on Exhibit "A" attached hereto (the "Street Bed"), from the Official City Map; and

WHEREAS, the only two parcels of land that border the Street Bed, being Tax Parcels 26-044.10-001 and 26-044.10-070, are both owned by the Applicant and currently contain a school, surface parking, sports fields, and a playground; and

WHEREAS, the removal of the Street Bed from the Official City Map will allow the Applicant to build a new public school occupying two City blocks; and

WHEREAS, the Street Bed is fifty feet (50') wide and approximately two hundred and fifty-five feet (255') long and is limited to one-way northbound traffic; and

WHEREAS, it is anticipated that only minor changes to local traffic circulation will be required to accommodate the new school and Street Bed closure; and

WHEREAS, the Street Bed is owned by the City; and

WHEREAS, the Department of Public Works has advised that: (1) the related changes to traffic patterns will improve safety and circulation for both vehicles and pedestrians around the school; (2) it will work with the Applicant to coordinate the changes to traffic circulation and street signage once the street removal process has been completed;

and (3) a water line below North Pine Street will need to be abandoned once the Street Bed is removed from the Official City Map; and

WHEREAS, the Department of Planning and Development has no objection to the removal of the Street Bed from the Official City Map because: (1) the Applicant's proposal is consistent with the City comprehensive development plan entitled "Wilmington 2028: A Comprehensive Plan for Our City and Communities" and (2) there are no findings to suggest that the removal of the Street Bed would create a detriment to the surrounding properties or the general public; and

WHEREAS, no comments or objections were received from the Fire Marshal's Office or the Department of Licenses and Inspections; and

WHEREAS, there are no findings to suggest that the removal of the Street Bed would create a detriment to the general public or to public safety; and

WHEREAS, the City Planning Commission adopted Planning Commission Resolution 9-21, which recommended approval of the Applicant's request to remove the Street Bed from the Official City Map; and

WHEREAS, City Council deems it necessary and appropriate to approve the removal of the Street Bed referenced in Exhibit "A" from the Official City Map.

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

SECTION 1. The removal from the Official City Map of a portion of North Pine Street, located between East Sixth and East Seventh Streets, 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 (i) the removal of a portion of North Pine Street, located between East Sixth and East Seventh Streets, from the Official City Map and (ii) the abandonment of the relevant water line below North Pine Street.

SECTION 3. The conveyance of the City's interest in the portion of North Pine Street, located between East Sixth and East Seventh Streets, that is being removed from the Official City Map to the Christiana School District is hereby authorized.

SECTION 4. This Ordinance shall become effective immediately upon its date of passage by the City Council and approval by the Mayor.

First Reading.....January 20, 2022
Second Reading.....January 20, 2022
Third Reading.....

Passed by City Council,

President of City Council

ATTEST: _____
City Clerk

Approved this ___ day of _____, 2022.

Mayor

SYNOPSIS: This Ordinance authorizes the removal of a portion of North Pine Street, located between East Sixth and East Seventh Streets, from the Official City Map.

EXHIBIT A

CPC Resolution 9-21:

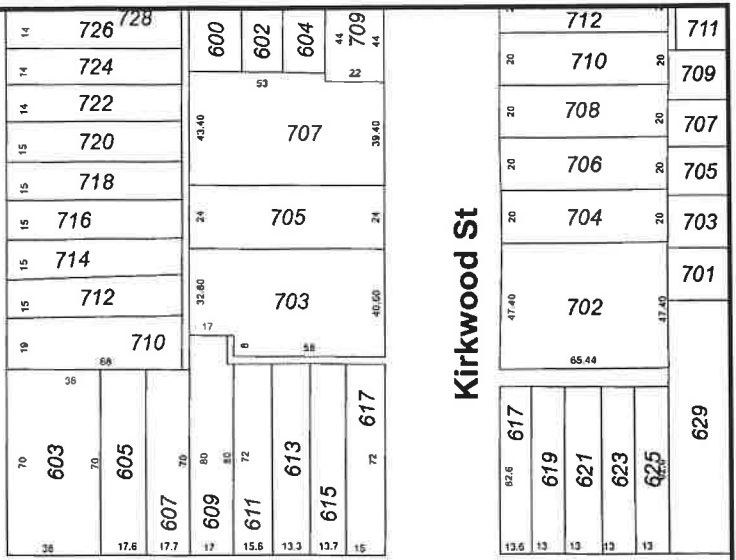
Proposed Removal of a Portion of North Pine Street



Portion of Pine St. to be Removed

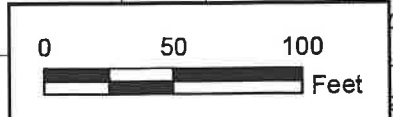
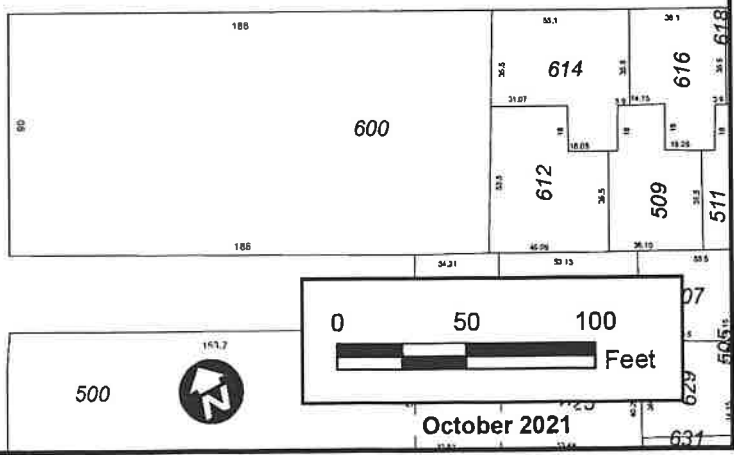
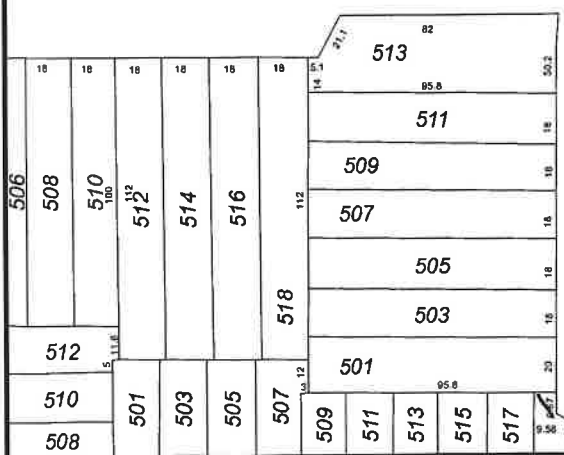
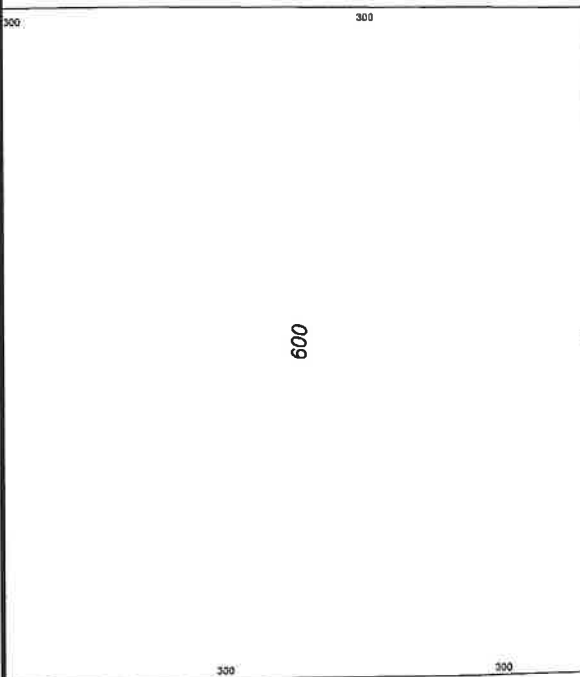
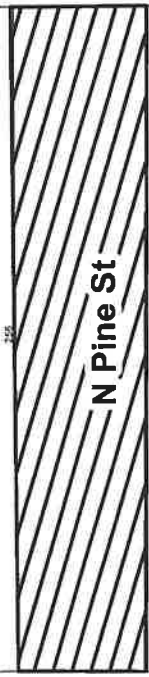
N Pine St

Kirkwood St



E 7th St

E 6th St



October 2021