

AN ORDINANCE TO APPROVE THE REMOVAL OF A PORTION OF WEST SIXTEENTH STREET, LOCATED BETWEEN BRINCKLE AND GREENHILL AVENUES, FROM THE OFFICIAL CITY MAP

#0415

Sponsor:

**Council
Member
N. Field**

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, Gibraltar Preservation Group, LLC (“GPG”) has requested the removal of a 150.5-foot-long by 60-foot-wide portion of West Sixteenth Street located between Brinckle and Greenhill Avenues, which is currently an undeveloped paper street, as more particularly depicted on Exhibit “A” attached hereto (the “Street Bed”); and

WHEREAS, the Street Bed is located in a R-1 (One-Family Detached Dwellings) Zoning District (“R-1 Zoning District”), and GPG intends to build a detached, single-family residence on the Street Bed, which use is allowed as a matter of right in R-1 Zoning Districts; and

WHEREAS, the City has been able to determine that it owns the Street Bed; and

WHEREAS, the Department of Public Works supports the proposed removal of the Street Bed from the Official City Map because it does not (i) currently provide, and is not reasonably anticipated to provide in the future, vehicular or pedestrian traffic in the street and (ii) hold any major water, sewer, or stormwater utility facilities that require special accommodations; and

WHEREAS, the Department of Public Works, Transportation Division, has (i) no objection to the removal of the Street Bed from the Official City Map and (ii) confirmed that the Transportation Division has no plans to build a connecting portion of West Sixteenth Street to tie into Greenhill and Brinckle Avenues; and

WHEREAS, the Department of Land Use and Planning has no objection to the removal of the Street Bed from the Official City Map because the Street Bed has never been improved or used as a City street and there are no findings to suggest that the removal of a segment of an unused paper street would create a detriment to the surrounding properties or to the general public; and

WHEREAS, no comments or objections were received from the Fire Marshal's Office; 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 removal of the Street Bed from the Official City Map is consistent with the recommendations of the Citywide comprehensive plan entitled "Wilmington 2028: A Comprehensive Plan for Our City and Communities"; and

WHEREAS, at its March 19, 2024 regular meeting, the City Planning Commission adopted Planning Commission Resolution 3-24, which recommended approval of the removal of 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 from the Official City Map as depicted in Exhibit "A", which is attached hereto and incorporated herein.

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

SECTION 1. The removal from the Official City Map of the Street Bed (namely, a 150.5-foot-long by 60-foot-wide portion of West Sixteenth Street between Brinkle and Greenhill Avenues), which is depicted on Exhibit "A" attached hereto, is hereby approved, and the Official City Map is hereby amended to reflect such removal.

SECTION 2. The conveyance of the Street Bed to GPG to build a single-family dwelling thereon is hereby authorized.

SECTION 3. All City departments are hereby authorized to take any and all necessary actions required for (i) the removal of the Street Bed from the Official City Map and (ii) the conveyance of the Street Bed to GPG to build a single-family dwelling thereon.

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

First Reading.....April 4, 2024
Second Reading.....April 4, 2024
Third Reading.....

Passed by City Council,

President of City Council

ATTEST: _____
City Clerk

Approved this ____ day of _____, 2024.

Mayor

SYNOPSIS: This Ordinance authorizes the removal of a 150.5-foot-long by 60-foot-wide portion of West Sixteenth Street, located between Brinckle and Greenhill Avenues, from the Official City Map.

FISCAL IMPACT STATEMENT: This Ordinance has no negative anticipated fiscal impact.

W0124038

EXHIBIT A

16th Street Removal

60' x 150.5' segment of W. 16th Street bed to be removed.

Resolution 3-24

17TH ST

BRINKLE AV

GREENHILL AV

W. 16TH ST

CLINTON ST

PENNSYLVANIA AVENUE



MARCH 2024

0 125 250 Feet