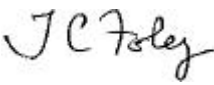


COUNTY OF ALBEMARLE

EXECUTIVE SUMMARY

<p>AGENDA TITLE: Authorize the County Executive to Execute Site Development Easements across Public Property Involving Improvement of Property Owned by the County</p> <p>SUBJECT/PROPOSAL/REQUEST: Adopt a Resolution authorizing the County Executive to execute site development easements across public property involving improvement of property owned by the County</p> <p>STAFF CONTACT(S): Messrs. Foley, Davis and Herrick</p> <p>PRESENTER (S): N/A</p> <p>LEGAL REVIEW: Yes</p>	<p>AGENDA DATE: April 10, 2013</p> <p>ACTION: INFORMATION:</p> <p>CONSENT AGENDA: ACTION: X INFORMATION:</p> <p>ATTACHMENTS: Yes</p> <p>REVIEWED BY: </p>
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BACKGROUND:

The County of Albemarle grants site development easements across public property, including, but not limited to, easements for ingress, egress, utilities, cable, telecommunications, storm water management, and other similar conveyances that are consistent with the County's capital improvement program, involving improvement of property owned by the County. The deeds of easement for such conveyances set forth the rights and responsibilities of the grantee(s) and the rights and remedies of the County. It has been the County's practice to authorize these deeds on an individual basis. Routinely easements for electricity, phone, gas, and water and sewer service are required to be granted for facilities being constructed for County use.

STRATEGIC PLAN:

Goal 2. Provide community facilities that meet existing and future needs.

DISCUSSION:

Pursuant to Virginia Code § 15.2-1800(B), a public hearing is not required for the conveyance of site development easements across public property, including, but not limited to, easements for ingress, egress, utilities, cable, telecommunications, storm water management, and other similar conveyances, that are consistent with the local capital improvement program, involving improvement of property owned by the locality.

Because it is necessary for the County to grant such site development easements, the efficiency of government would be improved by generally delegating the authority to the County Executive to execute such site development easements on behalf of the County. Virginia Code § 15.2-1803 requires that any instrument conveying real estate must be executed by a person authorized to act on behalf of the locality. A proposed Resolution (Attachment A) authorizing the County Executive to execute site development easements across public property, including but not limited to, easements for ingress, egress, utilities, cable, telecommunications, storm water management, and other similar conveyances, that are consistent with the County's capital improvement program, involving improvement of property owned by the County, is attached.

BUDGET IMPACT:

The authorization will streamline the process and will minimize staff time involved in preparing an executive summary and presenting the item to the Board.

RECOMMENDATIONS:

Staff recommends that the Board adopt the attached Resolution (Attachment A) authorizing the County Executive to execute site development easements across public property, including, but not limited to, easements for ingress, egress, utilities, cable, telecommunications, storm water management, and other similar conveyances, that are consistent with the County's capital improvement program, involving improvement of property owned by the County.

ATTACHMENTS:

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