



RESOLUTION #R-__ - ____

**RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN THE SCHENKS
BRANCH SEWER LINE PROJECT EASEMENT PROVISIONS AGREEMENT**

WHEREAS, Virginia Code § 15.2-2109(A) authorizes localities to establish, maintain, operate, extend, and enlarge sewerage systems and to acquire the land and rights-of-way necessary for those purposes; and

WHEREAS, Virginia Code § 15.2-1800(A) and (C) authorizes the City to acquire interests in real property, including easements, for public use within or outside its boundaries; and

WHEREAS, Virginia Code § 15.2-1800(B) authorizes Counties to convey interests in its real property, including easements, subject to applicable statutory requirements; and

WHEREAS, the City of Charlottesville Utilities Department and the Rivanna Water and Sewer Authority are prepared to advance to phase 2 of the Schenks Branch Sewer Line project, which will improve and expand the capacity of the line; and

WHEREAS, completion of this project in its optimal location requires a permanent utility line easement on the County-owned property from Preston Avenue along McIntire Road to the entrance of the McIntire Recycling Center; and

WHEREAS, in exchange for this easement the County will receive \$1,134,744.48 from the City and the Rivanna Water and Sewer Authority; and

WHEREAS, the agreement includes commitments by the City and Rivanna Water and Sewer Authority to protect existing features, restore the area, and such other long-term considerations that will support future development and transportation improvements; and

WHEREAS, the easement also allows the City to install a shared use path.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlottesville:

1. The City Manager is hereby authorized to sign the Schenks Branch Sewer Line Project Easement Provisions Agreement in a form substantially similar to that presented to the City Council.

Date Adopted: _____

Certified: _____
Clerk of Council