

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	October 17, 2022
Action Required:	Adoption of Proposed Ordinance
Presenter:	Lisa Robertson, City Attorney
Staff Contacts:	Lauren Hildebrand, Director of Utilities
Title:	Vacation of Public Utility Easement at 209 Maury Avenue (1 reading)

Background

There exist various ways in which the City of Charlottesville may acquire interests in real property. The phrase "interest in real property" can refer to ownership of land or buildings, or it can refer to something less than an ownership interest--such as an easement or right-of-way authorizing use or physical occupation of property by City facilities. Pursuant to Va. Code Section 15.2-1800(B), when the City wishes to *dispose* of its "real property" the City must follow a public hearing process.

Discussion

FMC Investments, LLC (representative Charlie Armstrong) is the owner of three lots at the intersection of Stadium Road and Maury Avenue. The lots are identified on City Tax Map 17 as parcels 18.4, 18.5 and 18.6. These lots are part of a planned residential development, and the developer is asking City Council to vacate an existing 20-foot sanitary sewer easement. As part of the development process, the developer will be constructing a new sewer line on TMP 17-18.4, as shown on the attached "Easement and Boundary Line Vacation Plat". Once construction of the new sewer line is complete, the Director of Public Works will inspect the construction, and if the new line meets applicable City standards, the Director will accept the sewer line and will require the developer/ landowner to execute a deed of easement for a *new 20-foot* public utility easement.

Alignment with City Council's Vision and Strategic Plan

N/A

Community Engagement

Council is required to hold a public hearing, in accordance with Va. Code 15.2-1800 and 15.2-1813.

Budgetary Impact

None.

Recommendation

It is recommended that Council approve the proposed ordinance, after conducting a public hearing. (This is not a generally applicable ordinance, so only one reading is required).

Alternatives

Council may decline to approve the vacation; however, that would hold up the development process, for which approvals have been granted.

Attachments

1. ORDINANCE (Vacate Combined with ROW accept)
2. Plat 209 Maury Development