

**ORDINANCE
GRANTING A TEMPORARY AERIAL EASEMENT TO
C-VILLE BUSINESS PARK, LLC FOR CONSTRUCTION
OF “CITY’S EDGE” APARTMENTS**

WHEREAS C-ville Business Park, LLC has requested the City Council to grant to it a temporary aerial easement, across a portion of the City-owned public right of way for Harris Street, identified as “Temporary Tower Crane Swing Easement (Radius = 183.58’)” on a plat dated May12, 2022, last revised September 22, 2022, prepared by Timmons Group (the “Plat”); and,

WHEREAS the proposed aerial easement will facilitate construction of a new building to be known as the City’s Edge Apartments and construction should be completed within five (5) years; and

WHEREAS in accordance with Virginia Code Section 15.2-1800(B) City Council held a public hearing on the proposed easement following notice as required by law; and,

WHEREAS City staff have reviewed the request and have no objection to the conveyance of said easement; now, therefore,

BE IT ORDAINED by the Council of the City of Charlottesville, Virginia that the Mayor is hereby authorized to execute a deed to convey the aerial easement requested by C-ville Business Park, LLC, as described within the above-referenced Plat, provided that such easement shall commence as of the date on which a building permit is issued for construction of the City’s Edge Apartment and shall extend not more than five (5) years from the date of issuance of the building permit; and further, the Mayor is authorized to execute such other documents as may be required in connection with this conveyance, and all documents shall be in a form approved by the City Attorney.