

**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	December 19, 2022
Action Required:	Approval of Ordinance (2 Readings)
Presenter:	Lisa Robertson, City Attorney
Staff Contacts:	Brennen Duncan, Traffic Engineer
Title:	Temporary Aerial Easement 1223-1225 Harris Street (1 of 2 readings)

Background

C-ville Business Park, LLC (“CBP”) is preparing to develop property known as the City’s Edge Apartments Project, located at 1223-1225 Harris Street in the City of Charlottesville. CBP represents that the proposed new building construction will require placement of a temporary tower crane on their property. The boom of the crane will swing over the airspace of the City’s property (TMP 340090100) which is adjacent to CBP’s property. It is anticipated that the easement will not exceed a period of five (5) years.

Discussion

City Council is authorized by Virginia Code 15.2-1800 (B) to "dispose" of its interests in City-owned real estate, in whole or in part (including granting easements to private parties). Prior to approving an easement, City Council must hold a public hearing.

This request does not implicate the requirements of Virginia Code 15.2-2100 because it is not a permanent disposition (equivalent to a sale of a property interest) and the duration of the proposed easement is less than five (5) years.

Alignment with City Council's Vision and Strategic Plan

Yes (quality housing opportunities for residents)

Community Engagement

A public hearing is required by Virginia Code 15.2-1800 (B)

Budgetary Impact

None

Recommendation

Approval

Suggested Motion: "I move the ORDINANCE granting a temporary aerial easement to C-ville Business Park, LLC, for construction of the City's Edge Apartments"

Alternatives

City Council may decline to approve the requested easement

Attachments

1. ORD - Aerial easement to C-vill Bus. Pk. _