

RESOLUTION # \_\_\_\_\_

RESOLUTION GRANTING EASEMENT TO DUKE ENERGY PROGRESS, INC.

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WHEREAS, pursuant to NCGS §160A-273 a county has the authority to grant easements over, through, under, or across any county property; and

WHEREAS, the County is the listed owner of a certain lot or parcel of land located on Coxe Avenue in Asheville containing 1.91 acres, more or less, and being the land described in a deed from First commercial Bank, a North Carolina corporation, to Buncombe County, a body politic and corporate, dated December 21, 1989, and recorded in Deed Book 1589, Page 156, and also shown as Tracts 1 and 2 on a Plat, dated November 1, 2008, entitled "County of Buncombe", and recorded in Plat Book 120, Page 164, all Buncombe County Registry; and

WHEREAS, as part of the construction and renovation of the Buncombe County Health and Human Services facilities located at 40 Coxe Avenue, the County has a need for relocated and additional power service as is generally depicted on the attached Exhibit; and

WHEREAS, this Board is of the opinion that it is in the best interests of the citizens and residents of the County to grant an easement to Duke Energy Progress in order to facilitate these services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Buncombe as follows:

1. That the Chairman be and he is hereby authorized to execute an Easement (a copy of which is attached to this Resolution) granting to Duke Energy Progress, Inc. an easement to construct, maintain, and operate electric and/or communication facilities on the property described above.
2. That this resolution shall be effective upon its adoption.

This the \_\_\_\_ of April, 2015.

ATTEST

BOARD OF COMMISSIONERS FOR THE  
COUNTY OF BUNCOMBE

\_\_\_\_\_  
Kathy Hughes, Clerk

By: \_\_\_\_\_  
David Gantt, Chairman

APPROVED AS TO FORM

\_\_\_\_\_  
County Attorney