

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

RESOLUTION GRANTING WATERLINE EASEMENT TO THE CITY OF ASHEVILLE

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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, Buncombe County is the owner of the property commonly referred to as the Asheville Middle School and which is shown on the records of the Buncombe County Tax Office as PIN#: 9648-17-2323; and
- WHEREAS, the architects and engineers for the project have been working with the City of Asheville to close out the permanent water connection for this new school, and a new waterline easement is required for connection to the Asheville Water system as is generally depicted in the attached preliminary plat; and
- WHEREAS, as a condition of acceptance the City of Asheville requires a perpetual right of way for continuing general maintenance purposes; 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 waterline easement to the City for these purposes.

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

1. That the Chairman and the County Manager, or either of them, are hereby authorized to execute a Waterline Easement, in substantially the form of the attached draft and as approved by County Legal Services, granting to the City of Asheville an easement to construct, replace, maintain, and operate a waterline to the facilities associated with the Asheville Middle School.
2. That this resolution shall be effective upon its adoption.

This the 1<sup>st</sup> day of December, 2015.

ATTEST

BOARD OF COMMISSIONERS FOR THE  
COUNTY OF BUNCOMBE

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

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

APPROVED AS TO FORM

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