



Tony Baldwin, Ed.D., Superintendent

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May 9, 2016

Ms. Wanda Greene
Buncombe County Manager
205 College Street, Ste, 300
Asheville, NC 28801

SUBJECT: Leicester Elementary School Surplus Property

Ms. Greene:

In May 2016, the Board of Education declared as surplus 0.117 acre of property at the Leicester Elementary School entrance drive. The Board intends to transfer ownership of the property to NCDOT to allow road widening with appropriate right-of-way along Leicester Highway (NC 63).

Please request consideration of this transfer by the County Commissioners at their next meeting. Upon the Commissioners choosing not to purchase the right-of-way property, the Board will complete negotiations with NCDOT and complete the transfer.

Sincerely,



Tim Fierle, AIA
Director of Facilities and Planning
Buncombe County Schools

Attachments: Resolution Declaring Surplus Property
Exhibit A

CC: Dr. Tony Baldwin, Superintendent

**RESOLUTION DECLARING A PORTION OF
THE LEICESTER ELEMENTARY SCHOOL SURPLUS PROPERTY**

WHEREAS, the Buncombe County Board of Education (hereinafter "Board") owns certain real property (hereinafter "Property") consisting of approximately 12.878 acres and having Real Estate Pin Numbers 8791-95-1380; 8791-95-0710; and 8791-95-4325;

WHEREAS, located on a portion of the Property is Leicester Elementary School;

WHEREAS, the North Carolina Department of Transportation ("DOT") would like to purchase a portion of the Property consisting of approximately 0.117 acres for a right-of-way along New Leicester Highway (the "ROW"), see map incorporated herein and attached hereto as Exhibit A;

WHEREAS, N.C. Gen. Stat. § 115C-518 provides that when, in the opinion of the Board, the use of any building site or other real property or personal property owned by the Board is unnecessary or undesirable for public schools purposes, the Board may dispose of such property according to the procedures prescribed in Article 12 of Chapter 160A of the North Carolina General Statutes; and

WHEREAS, the Board is a governmental unit of local government as defined in N.C. Gen. Stat. § 160A-27.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD AS FOLLOWS:

1. That the ROW be declared surplus and unnecessary for public school purposes;
2. That the Superintendent be authorized to offer, for appropriate consideration, the ROW to the Buncombe County Board of Commissioners, as prescribed in N.C. Gen. Stat. § 115C-518; and
3. That, if the Buncombe County Board of Commissioners choose not to purchase the ROW, the Superintendent is authorized to negotiate and execute a local governmental agreement pursuant to N.C. Gen. Stat. § 160A-274 with DOT and to sell to DOT the ROW and execute all necessary documents in connection with the transfer of the ROW.

READ, APPROVED AND ADOPTED, THIS THE 5th DAY OF MAY 2016.

Ann B. Franklin

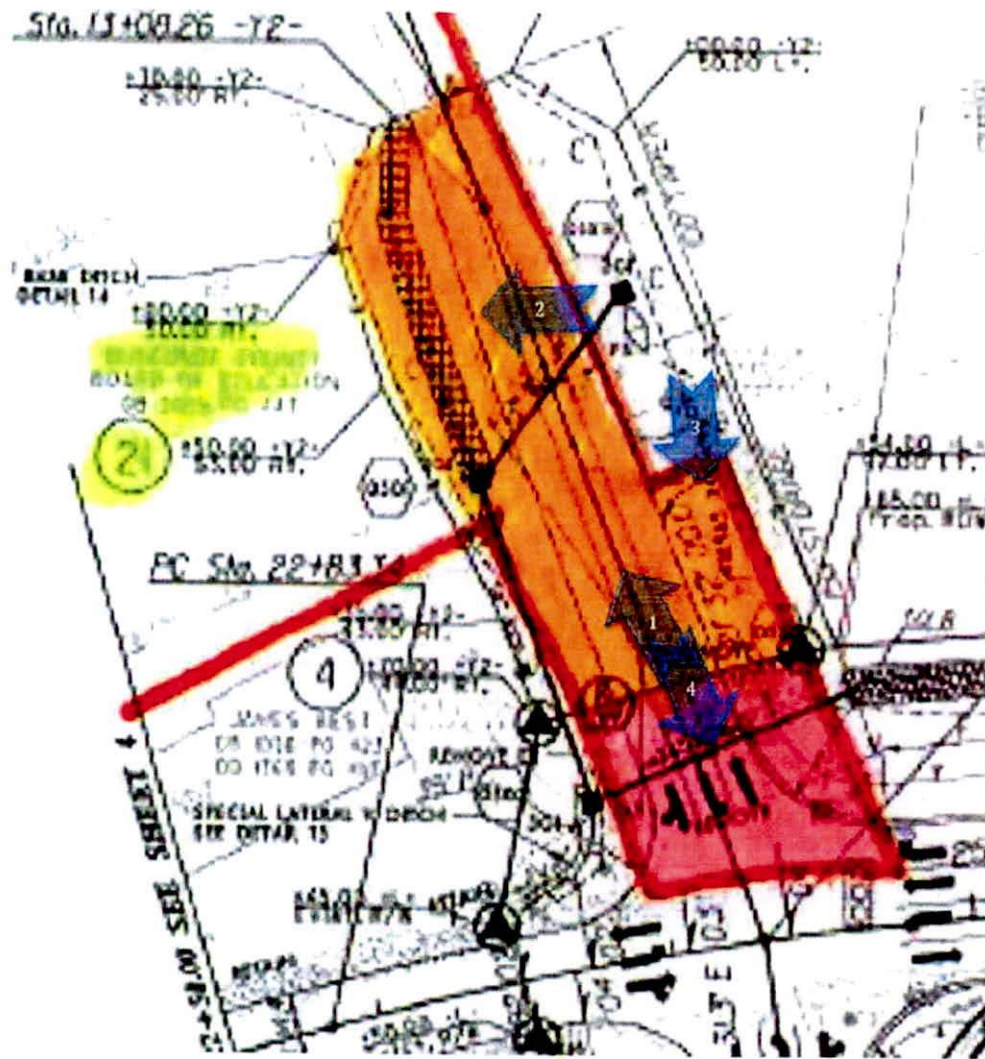
Board Chair

Tony Baldwin

Superintendent and Ex-Officio Secretary

EXHIBIT A

Project Plan Sheet / Photographs Location Map



(North is Up^)

Subject Total 12.878 AC

R/W 0.117 AC

TCE 0.319 AC

WBS # 34909.3.FR1	Buncombe County	Parcel #021	Buncombe County Board of Education
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