

RESOLUTION # _____

RESOLUTION AUTHORIZING EXECUTION OF AN EASEMENT FOR A FIBER LINE TO PROVIDE INTERNET
ACCESS FOR A PORTION OF THE BILTMORE ESTATE

- WHEREAS, The Biltmore Company ("Biltmore") owns property across the French Broad River from the County transfer station property described in deed recorded in Book 1230, Page 581 Buncombe County Registry;
- WHEREAS, Biltmore has requested an easement to construct/install a fiber optic line that will allow for high speed internet connectivity for a portion of its property;
- WHEREAS, there is attached hereto an image depicting the area of the proposed easement as it would cross County property;
- WHEREAS, pursuant to NCGS §160A-273 a county has the authority to grant easements over, through, under, or across any county property;
- WHEREAS, this Board is of the opinion that it is in the best interests of the citizens and residents of the County to grant such an easement to Biltmore in order to allow its contractors to construct, install, maintain, access and connect the fiber cable on said County property.

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

1. That by and with the approval of County Legal Services, the Chairman and County Manager, or either of them, are hereby authorized to execute an easement to The Biltmore Company as well as any other documents necessary to effectuate said easement.
2. That all acts and doings of officers, employees and agents of the County, whether taken prior to, on, or after the date of this Resolution, that are in conformity with and in the furtherance of the purposes and intents of this Resolution as described above shall be, and the same hereby are, in all respects ratified, approved and confirmed.
3. That this resolution shall be effective upon its adoption.

This the 17th day of October, 2017.

ATTEST

BOARD OF COMMISSIONERS FOR THE
COUNTY OF BUNCOMBE

Kathy Hughes, Clerk

By: _____
Brownie Newman, Chairman

APPROVED AS TO FORM

County Attorney