

RESOLUTION # _____

RESOLUTION AUTHORIZING EXECUTION OF A WATERLINE EASEMENT TO
THE CITY OF ASHEVILLE FOR THE NEW
ENKA-CANDLER FIRE DEPARTMENT SUBSTATION

WHEREAS, Buncombe County (the "County") is the owner of the Enka Intermediate School property for financing purposes pursuant to G.S. 153A-158.1(c);

WHEREAS, the County leased the Property to the Buncombe County Board of Education ("BOE"), and, in turn, the BOE sublet a portion of the property to the Enka-Candler Fire & Rescue Department, Inc. in order to construct a new substation;

WHEREAS, this new fire substation is nearing completion, and the City of Asheville (the "City") requires a waterline easement for a portion of the property as set forth and described in a plat titled "Waterline Easement for the City of Asheville Enka Candler Fire Station" recorded in Book 212, Page 121 Buncombe County Registry;

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

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 the attached Waterline Easement as well as any other documents necessary to effectuate this project for the Enka-Candler Fire & Rescue Department.
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 7th of December, 2020.

ATTEST

BOARD OF COMMISSIONERS FOR THE
COUNTY OF BUNCOMBE

Lamar Joyner, Clerk

By: _____
Brownie Newman, Chairman

APPROVED AS TO FORM

County Attorney