



Buncombe County Board of Commissioners

Request for Board Action

Meeting Date: 9/20/2022

New Business

Department: Legal & Risk

Presenter(s): Michael Frue / Brandon Freeman

Contact(s): Michael Frue / Brandon Freeman

Subject: Resolution Granting Utility and Temporary Construction Easements to Public Service Company of North Carolina d/b/a Dominion Energy ("Dominion").

Brief Summary: Dominion is requesting a permanent easement to relocate and maintain a replacement underground gas pipeline, and a temporary easement for the installation of the same, on certain County properties located on Old US Highway 70 and adjacent to the Swannanoa River as depicted in the attached survey.

The replacement underground gas pipeline will take the place of a currently existing line in need of repair, relocating the same more than forty (40) feet beneath the river. The County owns these properties by reason of the FEMA State Hazard Mitigation Grant Program and the properties are not developable due to deed restrictions. The County has no other use for the property.

Pursuant to N.C. Gen. Stat. § 160A-273, applicable to counties via N.C. Gen. Stat. §153A-176, counties are authorized to grant easements over, through, under, or across any county property. In consideration of the easements, Dominion has agreed to pay the County a total of \$80,000.

Recommended Motion & Requested Action: Approve the Resolution Granting Utility and Temporary Construction Easements to Public Service Company of North Carolina d/b/a Dominion Energy.

County Manager's comments and Recommendation: Approve as presented.