



Buncombe County Board of Commissioners

Request for Board Action

Meeting Date: 4/2/2024

Consent Agenda

Department: LEGAL

Presenter(s): Michael Frue

Contact(s): Michael Frue

Subject: Transfer of properties to the City of Asheville for public use as part of City Parks

Brief Summary: The City of Asheville maintains a park called Walton Street Park in the Southside and another park called West Asheville Park off Brevard Road at Morris Street. Buncombe County is the listed owner of two properties adjacent to these two parks by deed recorded on November 5, 1984 in Record Book 1371, Page 414 Buncombe County Registry; one next to Walton Street Park identified as PIN#: 9648-12-5918, and another adjacent to West Asheville Park identified as PIN#: 9638-02-2141. This conveyance was a catch-all conveyance to the County of all properties in Buncombe County titled in the name of the Buncombe County Board of Tax Supervision following the repeal of that board by the legislature in 1984, and the County now holds title to these properties by and for the use and benefit of interested taxing units of the area as provided by law.

These two properties are inside the city limits of Asheville and pursuant to an Agreement between the County and City the City has a right of first refusal prior to any sale of the properties that were covered by said deed recorded in Book 1371, Page 414.

A staff panel including Parks, Equity & Human Rights, Tax, Legal, and Planning reviewed the development potential of these and other parcels and concluded that it is not economically feasible and practical to develop these lots. Parks staff for the City and County have discussed these properties and, given their proximities to City parks facilities, it has been determined that these properties be dedicated to a public purpose as a part of these public parks.

Recommended Motion & Requested Action: Approve the Resolution Authorizing Execution of Deed to the City of Asheville.

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