



Date of Council Meeting: September 24, 2013

**TOWN OF LEESBURG
TOWN COUNCIL MEETING**

Subject: Resolution to Authorize the Conveyance of an Easement to NOVEC through and across Town-owned Property as part of the Sycolin Road Phase III Capital Improvement Project.

Staff Contact: Barbara Notar, Deputy Town Attorne
Keith Wilson, Land Rights Acquisition Manager

Recommendation: Authorize the execution by the Mayor of a NOVEC Easement and Right of Way Agreement for the installation of utilities through town-owned property located at 301 Sycolin Rd., SE, PIN 189-15-5207, as part of the Sycolin Road Phase III Capital Improvement Project.

Issue: Whether the Town Council should authorize the execution by the Mayor of a NOVEC Easement and Right of Way Agreement for the installation of utilities through town-owned property located at 301 Sycolin Rd., SE, as part of the Sycolin Road Phase III Capital Improvement Project.

Fiscal Analysis: No fiscal impact is anticipated.

Background: As part of the Sycolin Road Phase III Capital Improvement Project, streetlights will be installed along the western portion of Sycolin Rd. The Town owns property located at 301 Sycolin Rd., SE, which is referred to as the "Route 643 Booster Pump Station" site. In order to install the streetlights and other utilities, NOVEC requires a 10' easement across this property. Pursuant to Virginia Code §15.2-2100, the term of the easement is limited to forty (40) years.

Attachments: Resolution
NOVEC Easement and Right of Way Agreement for PIN 189-15-5207

PRESENTED September 24, 2013

RESOLUTION NO. 2013-_____

ADOPTED _____

A RESOLUTION: AUTHORIZING THE MAYOR TO EXECUTE AN EASEMENT AND RIGHT OF WAY AGREEMENT FOR NOVEC TO INSTALL UTILITIES ACROSS PUBLIC PROPERTY

WHEREAS, as part of the Sycolin Road Phase III Capital Improvement Project, streetlights and other utilities will be installed along the western portion of public property located at 301 Sycolin Rd., SE, PIN 189-15-5207 and referred to as the Route 643 Booster Pump Station ; and

WHEREAS, in order for NOVEC to install the cables, streetlights and additional utilities, an easement must be conveyed by the Town to NOVEC;

WHEREAS, NOVEC has drafted an Easement and Right of Way Agreement that limits the term of the easement to forty (40) years as required by Code of Virginia §15.2-2100 and which authorizes the installation of cables, streetlights and other utilities to be installed across and through the aforementioned public property;

WHEREAS, the Town Attorney's Office has reviewed and approved the Easement and Right of Way Agreement drafted by NOVEC.

THEREFORE, RESOLVED, by the Council of the Town of Leesburg in Virginia that the Mayor is authorized to execute, on behalf of the Town, NOVEC's Easement and Right of Way Agreement for PIN 189-15-5207.

PASSED this _____ day of _____, 2013.

Kristen C. Umstattd, Mayor
Town of Leesburg

ATTEST:

Clerk of Council