



CITY OF HARRISONBURG OFFICE OF THE CITY ATTORNEY

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TO: Ande Banks, City Manager
FROM: Wesley Russ, Assistant City Attorney
DATE: March 1, 2023
RE: Encroachment License Agreement at 60 W Market Street

Summary: Consider approving an encroachment license agreement for 60 W Market St.

Background: The City has received a request to allow for the installation of a sign that would encroach into the public right-of-way at 60 W Market Street. After review by relevant City departments, staff do not have concerns with the proposed encroachment. Pursuant to the Encroachment License Agreement, the encroachment will be substantially similar to that shown on the attached construction plans.

Key Issues: Section 15.2-2010 of the Code of Virginia allows governing bodies to authorize building improvements to encroach into municipal property.

Environmental Impact: N/A

Fiscal Impact: N/A

Prior Actions:

Alternatives:

- (a) Authorize the City Manager to enter into the Encroachment License Agreement as presented
- (b) Deny the request for an Encroachment License Agreement

Community Engagement:

Recommendation: Staff recommends option (a)

Attachments:

- 1) Proposed Encroachment License Agreement
- 2) Construction Plans

Review:

The initiating Department Director will place in Legistar, in sequence of transmittal, the names of each department that must initial their review in order for this item to be placed on the City Council agenda. The completion of review only addresses the readiness of the issue for Council consideration. This does not address the recommendation for approval or denial of the issue.