



City of Harrisonburg, Virginia

Office of the City Manager

409 South Main Street
Post Office Box 20031
Harrisonburg, VA 22802
(540) 432-7701 / FAX (540) 432-7778

G. Chris Brown
City Attorney

TO: Eric Campbell, City Manager
FROM: Wesley Russ, Assistant City Attorney
DATE: January 31, 2019
RE: Water and Sewer Easement to Private Property Owner

Summary: Consider granting an easement for a water and sewer line across public lands in the City of Harrisonburg to serve a property located at 1199 South Dogwood Drive.

Background: The property is currently a vacant, residentially zoned lot. The owners of the property would like to construct a home on the lot, and have requested a water and sewer easement through a portion of Hillandale Park, in order to connect to the existing sanitary sewer and water lines. The plans have been reviewed and approved by the City's Department of Public Utilities and Department of Public Works. Under state law, the easement may only be granted for up to 40 years.

Key Issues: Granting a private water and sewer line easement across City property.

Environmental Impact: N/A

Fiscal Impact: N/A

Prior Actions: N/A

Alternatives:

- (a) Authorize the City Manager to sign a Deed of Easement for the easement describe above and any associated temporary construction easements that may be required; or
- (b) Deny request for private easement described above.

Community Engagement: In accordance with Virginia law, a public hearing must be held prior to authorization. This hearing will be held on February 12, 2019.

Recommendation: Staff recommends authorizing the City Manager to sign a Deed of Easement to the property owners.

Attachments: Draft Deed of Easement, Land Survey, Public Hearing Notice

Review:



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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.

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