



# CITY OF HARRISONBURG OFFICE OF THE CITY ATTORNEY

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TO: Ande Banks, City Manager  
FROM: Wesley Russ, Deputy City Attorney  
DATE: February 4, 2025  
RE: Encroachment License Agreement for 77 E Market Street

**Summary:** Consider approving an encroachment license agreement for 77 E Market St.

**Background:** The City has received a request from withSimplicity to allow a portion of a sign to encroach into the public right-of-way at 77 E Market Street. This sign was located at withSimplicity's prior location before moving to 77 E Market Street. After review by relevant City departments, staff do not have concerns with the proposed encroachment.

**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.*