



MEMORANDUM

To: Board of Directors
From: Peter C. Gorham, P.E., Director of Engineering
Date: March 11, 2010
Re: North Fork Regional Pump Station-Easement Acquisition Resolution
cc: James M. Bowling, IV

At the October, January and February meetings, the Board of Directors passed General Resolutions that authorized the acquisition of easements for the North Fork Regional Pump Station (NFRPS) Project, if the need arises to initiate the condemnation process. As the project design reached the 90% level, it became necessary to revise some of the easement plats. Attached is a resolution with the revised plats. In order to proceed with this process, we are requesting that the Board of Directors pass a General Resolution. It is our intent to successfully negotiate easements with each of the landowners listed within the Resolution, and not to require condemnation of easements. If condemnation is necessary, we will return to the Board with the appropriate certificates and documentation for approval.

Board Action

We request that the Board of Directors pass the Resolution for Easement Acquisition for the North Fork Regional Pump Station Project allowing the staff to proceed with condemnation, if necessary.

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RESOLUTION

WHEREAS, it is necessary for the Albemarle County Service Authority (the "ACSA") to provide a sewer system for the area adjacent to Route 29 and north of Airport and Proffit Roads in Albemarle County Virginia, such system to include the installation of two pump stations and sewer lines and appurtenances thereto in accordance with plans, specifications and plats on file in the office of the Executive Director of the ACSA; and

WHEREAS, it is necessary to acquire both construction and permanent easements for the installation of such pump stations and sewer lines; and

WHEREAS, the owners of properties affected as shown on the plans and plats may be unwilling to convey the needed easements;

NOW, THEREFORE, BE IT RESOLVED by the ACSA that the Executive Director of the ACSA be, and he hereby is, authorized and instructed to acquire, pursuant to authority contained in Virginia Code Section 15.2-5114.6, the necessary sanitary sewer easements, both permanent and temporary construction easements, for the installation of sewer lines and appurtenances thereto across properties as shown on plats of Rice Associates as listed in the Table on the following page.

<u>No.</u>	<u>Plat Dated</u>	<u>Referenced Properties</u>	<u>Owner(s)</u>	<u>District</u>
1	June 16, 2009 Revised March 9, 2010	TMP#03200-00-00-022L1	Corolla Management Corporation	Rio
2	June 16, 2009 Revised March 9, 2010	TMP#03200-00-00-022B0	John W. & Anne E. Townsend	Rio
3	June 17, 2009 Revised March 9, 2010	TMP#03200-00-00-022L0	Wilford N. Herndon, Jr. & Carolyn d. Herndon	Rio

Reference is made to the Plats for the location of the easements as they cross the aforesaid properties. The plats are on file in the office of the Executive Director.

The Executive Director is further authorized and directed to take such action as may be authorized by law to obtain possession for the ACSA of such sewer easements at the earliest possible date.

Certified to be a true copy of a Resolution adopted by the Albemarle County Service Authority Board of Directors at a regularly scheduled meeting on March 18, 2010 by a vote of _ to _.

Mr. Clarence W. Roberts, Chairman