



Legislation Text

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File #: 21-0212, Version: 1

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Resolution Authorizing Execution of a Right of Way Agreement Granting a 15' X 245' Easement Totaling 3,675 Square Feet +/- to Dominion Energy Virginia Over Property Located at 65 Hall Road in Order to Provide Electrical Services and Utilities to a Public Facility Located on Property Owned by the City of Hampton, Virginia for Public Use for the Fox Hill Neighborhood Center Addition

**PURPOSE/BACKGROUND:**

In 2018 The City purchased the property at 65 Hall Road (LRSN 10000173 - the former Cornerstone Fellowship Church of God) which was renovated and is now the Fox Hill Neighborhood Center.

On or about June 28, 2021, the City entered into a contract with Heartland Construction, Inc. for the construction of an 8,400 square feet addition to the existing building to include a gymnasium and commercial kitchen which requires electrical power service. Dominion Energy Virginia requests a 15' x 245' utility easement (Totaling 3,675+/- Square Feet) for the transmission and distribution of electrical power on the property as depicted on the sketch attached to the Right of Way Agreement. Staff recommends approval of the easement and attached agreement.

This item is exempt from the public hearing requirement under § 15.2-1800(B).

**Discussion:**

See Purpose/Background above.

**Impact:**

See Purpose/Background above.

**Recommendation:**

Approve the Resolution.

**WHEREAS**, the City of Hampton ("City") is the owner of a certain parcel of property designated as 65 Hall Road (LRSN 10000173) (the "Property");

**WHEREAS**, the City is constructing the Fox Hill Neighborhood Center as part of its 5-Year Capital Improvement Plan;

**WHEREAS**, the City's project requires the transmission of electric power by one or more circuits, requiring the laying, constructing, operation and maintenance of one or more lines of underground conduits and cables, which Dominion Energy Virginia ("Dominion") has agreed to do in exchange for an easement over the area where the circuits, conduits and cables will be located;

**WHEREAS**, accordingly, Dominion has requested that the City grant an easement for use of an approximately 3,675 +/- square foot area for the laying, constructing, operation and maintenance of said underground conduits and cables over the Property (the "Easement");

**WHEREAS**, the Easement is shown on the plat attached hereto and entitled, "Plat To Accompany Right-of-Way Agreement", plat number 22-21-0051, dated 06.09.2021, a copy of which is attached hereto as **EXHIBIT A**; and

**WHEREAS**, the City finds that dedication of the Easement to facilitate construction of the above-described improvements is in the best interest of the City of Hampton and its citizens.

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Hampton, Virginia, as follows:

That the City Manager, or her authorized designee, is authorized to execute the Right of Way Agreement and/or other documents and plats in substantially the same form and content as that which is attached as **EXHIBIT A**, subject to approval of the City Attorney; to execute any other related documents; and to perform other such actions as may be necessary or desirable for the purposes identified herein and that may be necessary to effectuate the intent of this resolution.