



## Legislation Details (With Text)

<b>File #:</b>	18-0063	<b>Version:</b>	1	<b>Name:</b>	Bongiorno Encroachment
<b>Type:</b>	Resolution	<b>Status:</b>		<b>Status:</b>	Removed
<b>File created:</b>	1/30/2018	<b>In control:</b>		<b>In control:</b>	City Council Legislative Session
<b>On agenda:</b>	2/14/2018	<b>Final action:</b>		<b>Final action:</b>	2/14/2018
<b>Title:</b>	Resolution Authorizing the Grant of an Encroachment, Pursuant to § 34-86 of the City Code, to John J. Bongiorno, Comprising 162 Square Feet, More or Less, for Portions of a Garage, Driveway, and Fence in the Public Right-of-Way of Courtland Avenue, Adjacent to 2215 Bay Avenue (LRSN 1003311)				

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Encroachment

Date	Ver.	Action By	Action	Result
2/14/2018	1	City Council Legislative Session	removed	Pass

Resolution Authorizing the Grant of an Encroachment, Pursuant to § 34-86 of the City Code, to John J. Bongiorno, Comprising 162 Square Feet, More or Less, for Portions of a Garage, Driveway, and Fence in the Public Right-of-Way of Courtland Avenue, Adjacent to 2215 Bay Avenue (LRSN 1003311)

**PURPOSE/BACKGROUND:**

John J. Bongiorno ("Licensee"), owner of the property located at 2215 Bay Avenue (LRSN 1003311) ("Licensee's Parcel"), requests permission to encroach into a variable width area comprising 162 square feet, more or less, of the public right-of-way known as Courtland Avenue, for portions of a garage, driveway, and fence ("Licensed Improvements"), as illustrated on Exhibit "A" attached to the Encroachment Agreement.

Licensee acquired Licensee's Parcel with the Licensed Improvements and now wishes for formalize the encroachments.

The request was routed to staff and local utility companies. None have any objection. Therefore, pursuant to § 34-86 of the City Code, staff recommends approval subject to the standard conditions outlined in the accompanying Encroachment Agreement.

**Discussion:**

N/A

**Impact:**

N/A

**Recommendation:**

Approve Resolution

**WHEREAS**, John J. Bongiorno (“Licensee”), owner of the property located at 2215 Bay Avenue (LRSN 1003311) (“Licensee’s Parcel”), requests permission to encroach into a variable width area comprising 162 square feet, more or less, of the public right-of-way known as Courtland Avenue, for portions of a garage, driveway, and fence (“Licensed Improvements”), as illustrated on Exhibit “A” attached to the Encroachment Agreement;

**WHEREAS**, Licensee acquired Licensee’s Parcel with the Licensed Improvements and now wishes for formalize the encroachments;

**WHEREAS**, the request was routed to staff and local utility companies, and none have any objection; and

**WHEREAS**, pursuant to § 34-86 of the City Code, the City agrees to grant John J. Bongiorno a revocable license for the proposed encroachment under the terms and conditions as specified in the attached Encroachment Agreement.

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

1. That the Encroachment Agreement between the City of Hampton and John J. Bongiorno is hereby approved; and
2. That the City Manager, or her authorized designee, and Clerk of Council are hereby authorized to execute and attest the Encroachment Agreement as set forth in this Resolution.