



Albemarle County

Legislation Text

File #: 20-518, **Version:** 1

AGENDA DATE: 11/4/2020

TITLE:

Public Hearing to Consider Appalachian Power's Request for Easement (Former Keene Landfill)

SUBJECT/PROPOSAL/REQUEST: Public hearing to consider the approval of Appalachian Power's request for an easement across a portion of the former Keene Landfill property (TMP 12900-00-00-002A0)

ITEM TYPE: Regular Action Item

STAFF CONTACT(S): Richardson, Henry, Kamptner, Stewart, Herrick, Freitas

PRESENTER (S): Michael Freitas

LEGAL REVIEW: Yes

REVIEWED BY: Jeffrey B. Richardson

BACKGROUND: Appalachian Power has requested an underground easement (Attachment A) on County-owned Parcel 12900-00-00-002A0, a portion of the former Keene Landfill. The landfill was in operation from 1968 to 1990. Closure activities were completed in 1994 and were followed by a 10-year post-closure care period, which ended on November 16, 2007.

Virginia Code § 15.2-1800(B) requires a public hearing for this proposed disposal of County property.

STRATEGIC PLAN: Infrastructure Investment: Prioritize, plan, and invest in critical infrastructure that responds to past and future changes and improves the capacity to serve community needs.

DISCUSSION: The proposed easement would allow Appalachian Power to bring electrical service to the adjacent parcel 12100-00-00-05800. The County purchased the proposed easement location in 1998 as a buffer to improve its ability to maintain and protect the landfill. The deed conveying the property to the County (Attachment B) also included a right-of-way for access by the owners (and their successors) to Parcel 121-00-00-05800.

The proposed easement follows the course of that right-of-way and would not further impact the County's use of the property. Based on County assessments, staff determined that \$187.19 was a fair and reasonable value of this proposed easement. Appalachian Power's customer has agreed to pay that amount (Attachment C).

BUDGET IMPACT: Approving the easement would result in \$187.19 of revenue.

RECOMMENDATION:

Staff recommends that the Board adopt the attached Resolution (Attachment D) approving the easement and authorizing the County Executive to sign the easement agreement.

ATTACHMENTS:

Attachment A - Appalachian Power's Request for Easement TMP 12900-00-00-002A0

Attachment B - Property Deed dated May 21, 1998

Attachment C - Appalachian Power's Payment Letter dated August 27, 2020

Attachment D - Resolution