



# Albemarle County

## Legislation Text

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**File #:** 17-267, **Version:** 1

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**AGENDA DATE:** 4/5/2017

**TITLE:**

Virginia Electric and Power Company and Central Telephone Company Easements on County-Owned property

**SUBJECT/PROPOSAL/REQUEST:** Public hearings to consider granting easements to Virginia Electric and Power Company and Central Telephone Company on County-owned property located at the intersection of Old Trail Drive and Jarmans Gap Road requiring that third-party equipment be underground

**ITEM TYPE:** Regular Action Item

**STAFF CONTACT(S):** Walker, Kamptner

**PRESENTER (S):** Greg Kamptner

**LEGAL REVIEW:** Yes

**REVIEWED BY:** Douglas C. Walker

**BACKGROUND:** On March 1, 2017, the Board reconsidered its August 3, 2016 decision to grant utility easements to Virginia Electric Power Company ("Dominion") and Central Telephone Company ("Century Link") on County-owned property located at the intersection of Old Trail Drive and Jarmans Gap Road, identified as Tax Map Parcel 055E0-00-00-000A1 ("TMP 55E-A1") (Attachment A). The Board's decision to grant the easements was conditioned upon amending the deed language to require that third-party equipment not be allowed above ground. Dominion and Century Link raised concerns about that condition, proposed alternative conditions, and requested that the Board reconsider the matter, which it did on March 1. Further background information is provided in the March 1, 2017 executive summary (Attachment B).

**STRATEGIC PLAN:** Goal 2. Critical Infrastructure: Prioritize, plan and invest in critical infrastructure that responds to past and future changes and improves the capacity to serve community needs.

**DISCUSSION:** In order to address the Board's concerns that gave rise to its original condition restricting third-party equipment, Dominion proposed an amendment to its standard deed language that would restrict third-party equipment only to that serving Dominion's internal communications (Attachment C). Century Link, whose equipment is currently underground, proposed an amendment to its standard deed that would require County approval of any third party equipment proposed to be located above ground (Attachment D). The Board would be the approving body.

With these proposed revisions to the Dominion and Century Link deeds, the Board scheduled these easements for public hearing on April 5, 2017.

**BUDGET IMPACT:** There is no budget impact.

**RECOMMENDATION:**

After conducting public hearings on granting easements to Dominion and Century Link, which may be held together as one public hearing, staff recommends that the Board adopt the attached Resolutions (Attachments E and F).

**ATTACHMENTS:**

- A - GIS Map of TMP 55E-1
- B - March 1, 2017 Executive Summary
- C - Revised Dominion Easement
- D - Revised Century Link Easement
- E - Resolution approving Dominion Easement
- F - Resolution approving Century Link Easement