



Legislation Details (With Text)

File #: 19-5181 **Version:** 1 **Name:** Easement Conveyance and Donation - Walker Branch Greenway

Type: Consent **Status:** Consent

File created: 2/4/2019 **In control:** Asset/Facility Management

On agenda: 2/19/2019 **Final action:**

Title: Easement Conveyance and Donation - Walker Branch Greenway

Sponsors:

Indexes:

Code sections:

Attachments: 1. Walker Branch Easement Conveyance and Donation

Date	Ver.	Action By	Action	Result
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Title:
Easement Conveyance and Donation - Walker Branch Greenway

Summary

ACTION:

- 1. Authorize the County Manager to convey a temporary construction easement (± 0.75 acres) to South Tryon Apartment Associates (2015), LLC on County owned Tax Parcel 219-061-19 for the construction of an access trail and bridge to connect Dunsmore Forest Lane to existing Walker Branch Greenway; and**
- 2. Authorize the County Manager to negotiate and execute all documents necessary to obtain a permanent access easement (± 0.5 acres) from South Tryon Apartment Associates (2015), LLC on Tax Parcel 219-061-16 for a greenway access trail from Dunsmore Forest Lane to Walker Branch Greenway; and**
- 3. Authorize the County Manager to negotiate and execute a Memorandum of Agreement with South Tryon Apartment Associates (2015), LLC that outlines the responsibilities of the developer during the construction of the access trail and bridge on County Property**

Staff Contact: **Katie Daughtry, Asset and Facility Management**

Presentation: No

BACKGROUND/JUSTIFICATION:

During the rezoning approval process with the City of Charlotte, the City required the developer to construct a greenway access trail to connect their development, known as The Haven at Rivergate, to Walker Branch Greenway. The existing trail is on the opposite side of the creek on County owned property. The developer will construct the access trail and bridge to Mecklenburg County Park and Recreation standards, and the County will take over ownership and maintenance of the portion of the trail and bridge that is located on County property. The County will need to grant the developer a temporary construction easement that allows him access to County property for the construction of the access trail and bridge. After construction is completed, the developer will grant a permanent access easement to the County for the portion of trail that is located on the developer's property. The access easement will ensure that the public will have perpetual access through the developer's property from the public right of way to Walker Branch Greenway. The County will also negotiate a Memorandum of Agreement that outlines the developer's responsibilities to the County during the construction process.

PROCUREMENT BACKGROUND:

N/A

POLICY IMPACT:

N/A

FISCAL IMPACT:

N/A