



## Legislation Details (With Text)

**File #:** 18-208      **Version:** 1      **Name:**  
**Type:** Consent      **Status:** Agenda Ready  
**File created:** 5/3/2018      **In control:** City Council Regular Meeting  
**On agenda:** 5/14/2018      **Final action:**  
**Title:** Resolution Authorizing the Conveyance of Right of Way to NCDOT  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. City Council Resolution Regarding DOT ROW

Date	Ver.	Action By	Action	Result
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**TO:** Mayor and Members of City Council

**THRU:** David W. Trego, CEO/General Manager  
Fayetteville Public Works Commission

**FROM:** Fayetteville Public Works Commission

**DATE:** May 14, 2018

**RE:**  
Resolution Authorizing the Conveyance of Right of Way to NCDOT

**COUNCIL DISTRICT(S):**  
All

**Relationship To Strategic Plan:**  
High Quality Built Environment

**Executive Summary:**  
The Fayetteville Public Works Commission during their meeting on April 25, 2018, authorized the conveyance of 0.079 acres to NCDOT

**Background:**  
The Fayetteville Public Works Commission during their meeting on April 25, 2018, approved the staff's recommendation to sell in exchange for two hundred twenty-five dollars (\$225.00) a right of way to the North Carolina Department of Transportation ("DOT") consisting of 0.079 acres from a tract that contains approximately 723.860 acres over which the Fayetteville Public Works

Commission exercises control and custody in its utility operations but is titled in the name of the City of Fayetteville in accordance with the Fayetteville Public Works Commission's Charter in order to facilitate DOT's construction activities on Bridge No. 250045 over the South River on SR2030 (Hollow Bridge Road).

The Fayetteville Public Works Commission requests the City of Fayetteville adopt a resolution authorizing the Fayetteville Public Works Commission to transfer the right of way to DOT in accordance with G.S. 160A-274.

**Issues/Analysis:**

PWC has determined that the sale of the right of way to DOT will not adversely affect PWC's utility operations, the amount offered is reasonable under the circumstances, and this resolution will eliminate a potential legal dispute between PWC and DOT

**Budget Impact:**

N/A

**Options:**

N/A

**Recommended Action:**

The Fayetteville Public Works Commission recommends the City Council adopt a resolution authorizing the sale of 0.079 acres of land from a tract that contains approximately 723.860 acres over which the Fayetteville Public Works Commission exercises control and custody in its utility operations but is titled in the name of the City of Fayetteville in accordance with the Fayetteville Public Works Commission's Charter in order to facilitate DOT's construction activities on Bridge No. 250045 over the South River on SR2030 (Hollow Bridge Road).

**Attachments:**

City Council Resolution Regarding NCDOT