



## **DANVILLE CITY COUNCIL WORK SESSION AGENDA**

### **MUNICIPAL BUILDING**

**July 20, 2021**

**7:30 P.M.**

#### **MEETING CALLED TO ORDER**

#### **WORK SESSION ITEMS**

- A. Consideration of Vacating Two Unused City Easements in Pittsylvania County.  
Council Letter Number CL - 2568.

#### **PROGRAM UPDATE**

#### **COMMUNICATIONS FROM**

- A. City Manager
- B. Deputy City Manager
- C. City Attorney
- D. City Clerk
- E. Roll Call

#### **CLOSED MEETING**

As Permitted by Subsection (A)(7) of Section 2.2-3711 of the Code of Virginia, 1950, as amended for consultation with legal counsel; and

As Permitted by Subsection (A)(3) of Section 2.2-3711 of the Code of Virginia, 1950, as amended for

discussion or consideration of the acquisition of real property or of the disposition of publicly held real property; and

As Permitted by Subsection (A)(5) of Section 2.2-3711 of the Code of Virginia, 1950, as amended for discussion concerning a prospective business or industry related to economic development.

- A. Motion to Convene in Closed Meeting
- B. Motion to Reconvene in Open Meeting
- C. Motion to Certify Closed Meeting

## **ADJOURNMENT**

# Council Letter

## City of Danville, Virginia



**CL-2568**

**Work Session A.**

**Work Session Meeting**

**Meeting Date:** 07/20/2021

**Subject:** Release of Two Easements in the County

**From:** W. Clarke Whitfield, Jr., City Attorney

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### **COUNCIL ACTION**

Work Session: 07/20/2021

### **SUMMARY**

City Staff is seeking approval to release a pair of unused utility easements affecting properties in Pittsylvania County, to help facilitate planned solar energy installations on the Property.

### **BACKGROUND**

The City holds a pair of blanket easements dating back to the early 1950s that currently affect four (4) properties in Pittsylvania County, identified as Parcel Nos. 2465-48-3489, 2465-38-5051, 2465-47-5944, and 2465-28-4568. City Staff have determined that the City has no current or future need for the easements, and they appear to be surplus to the needs of the City. City Staff wishes to vacate the easements to assist with the anticipated development of a solar energy facility upon the affected Properties.

### **RECOMMENDATION**

City staff recommends proceeding with vacating the two (2) easements to enable the development of the Properties.

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### **Attachments**

Resolution

Attachment 1

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PRESENTED: \_\_\_\_\_

ADOPTED: \_\_\_\_\_

RESOLUTION NO. 2021-\_\_\_\_\_.\_\_\_\_\_

A RESOLUTION AUTHORIZING THE ABANDONMENT OF TWO UNUSED CITY EASEMENTS ACROSS PROPERTY IN PITTSYLVANIA COUNTY IN ORDER TO FACILITATE THE DEVELOPMENT OF SOLAR ENERGY INSTALLATIONS UPON THE SAME PROPERTY.

WHEREAS, the City of Danville holds two (2) unused utility easements upon four (4) Parcels of real property located in Pittsylvania County identified as Parcel Nos. 2465-48-3489, 2465-38-5051, 2465-47-5944, and 2465-28-4568 (the "Property"); and

WHEREAS, the City has no future plans to install, maintain, or utilize the existing easements on the Property; and

WHEREAS, the owners of the Property wish for the City to vacate and abandon its unused easements upon the Property to help the owners obtain marketable title and facilitate the sale of the Property for the development of solar energy installations.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Danville, Virginia, that pursuant to Sections 15.2-1800 and 15.2-1813 of the Code of Virginia 1950, as amended, and in consideration of the public hearing this day held by Council, that the City hereby permanently vacates, abandons, and releases the easements across the above-referenced Pittsylvania County Parcels, said easements identified in the attached Schedule "A"; and

BE IT FINALLY RESOLVED, that the City Manager, Ken F. Larking, be, and is hereby, authorized to execute on behalf of the City any and all documents as may be necessary to effect such abandonment of the easements.

APPROVED:

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MAYOR

ATTEST:

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CLERK

Approved as to  
Form and Legal Sufficiency:

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ASSISTANT CITY ATTORNEY

## Schedule "A"

### **Easement No. 1**

A permanent easement of unspecified size, located in Pittsylvania County, Virginia upon the Property presently designated as Parcel ID #s 2465-48-3489, 2465-38-5051, and 2465-47-5944, and presently owned by the Edward Davis Family Land Use Revocable Trust, said easement recorded in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia by deed dated April 5, 1949 in Deed Book 301, at page 221.

### **Easement No. 2**

A permanent easement of unspecified size, located in Pittsylvania County, Virginia upon the Property presently designated as Parcel ID #2465-28-4568, and presently owned by Brenda Shelton and Pamela Adams, said easement recorded in the Clerk's Office of the Circuit Court of Pittsylvania County, Virginia by deed dated September 4, 1953 in Deed Book 348, at page 494.

Any other easements, rights of way, or restrictive covenants now of record, or affecting said property, or arising from the above-reference recorded documents to the extent that such easement has not been expressly released herein remain unaltered.