

REQUEST FOR BOARD ACTION

HENDERSON COUNTY

BOARD OF COMMISSIONERS

MEETING DATE: April 3, 2023

SUBJECT: Conveyance to Mountain Home Fire & Rescue Department

PRESENTER: Charles Russell Burrell

ATTACHMENT: GIS map
Proposed Resolution

SUMMARY OF REQUEST:

As a part of the early 2000s widening of US 25N (Asheville Highway), the North Carolina Department of Transportation acquired real estate located across Half Circle Lane from the US 25N station of Mountain Home Fire & Rescue Department. The parcel (containing "lots" from the 1924 addition to the Mountain Home Subdivision) was conveyed to the County in 2015, as unneeded by the Department of Transportation.

This would convey this parcel to the Mountain Home Fire & Rescue Department, pursuant to the provisions of N.C. Gen. Stat. §160A-277, which applies to North Carolina counties pursuant to N.C. Gen. Stat. §153A-176. Under §160A-277, the County can convey the property to a volunteer fire department on any terms it wishes (including without monetary consideration). However, such a conveyance

. . . must be approved by the . . . [Board] by resolution adopted at a regular meeting . . . upon 10 days' public notice. Notice shall be given by publication describing the property to be leased or sold, stating the value of the properties, the proposed monetary consideration or lack thereof, and the . . . [Board's] intent to authorize the lease, sale or conveyance.

Notice of this possible conveyance was published in the Hendersonville Lightning more than ten days prior to today. County staff will be present and prepared if requested to give further information on this matter.

BOARD ACTION REQUESTED:

Approval of the resolution.

If the Board is so inclined, the following motion is suggested:

I move that the Board approve the proposed resolution.

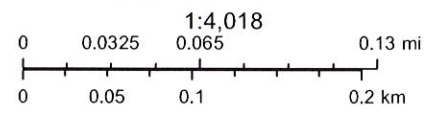
US 25N across Half Circle Lane from Mountain Home Fire & Rescue Dept.



March 1, 2023

THIS IS NOT A SURVEY.

All information or data provided, whether subscribed, purchased or otherwise distributed, whether in hard copy or digital media, shall be at the user's own risk. Henderson County makes no warranties or guarantees, including the warranties of merchantability or of fitness for a particular purpose. Map data is not appropriate for, and is not to be used as, a geodetic, legal, or engineering base system. The data is not intended as a substitute for surveyed locations such as can be determined by a registered Public Land Surveyor, and does not meet the minimum accuracy standards of a Land Information System/Geographic Information System Survey in North Carolina (21 NCAC 56.1608).



North Carolina
Before the Board of Commissioners

RESOLUTION

BOARD OF COMMISSIONERS ENACTMENT March 1, 2023-_____

WHEREAS, Henderson County is the owner of a certain parcel of real estate (the "real estate") located directly across Half Circle Lane from the U.S. Highway 25N (Asheville Highway) station of the Mountain Home Fire & Rescue Department Incorporated ("MH"); and,

WHEREAS, the real estate was acquired by the North Carolina Department of Transportation and later conveyed to the County at no cost to the County; and,

WHEREAS, MH performs valuable fire protection services for the County; and,

WHEREAS, the County has no need to own the real estate; and,

WHEREAS, ownership of the real estate would be beneficial to MH; and,

WHEREAS, pursuant to N.C. Gen. Stat. §160A-277, the County can convey the real estate to MH for no monetary consideration.

NOW, THEREFORE, BE IT RESOLVED that the County shall convey the real estate to MH at no monetary consideration.

Adopted this the _____ day of April, 2023.

HENDERSON COUNTY

By: _____
REBECCA McCALL, Chair
Henderson County Board of Commissioners

Attest:

DENISA LAUFFER, Clerk to the Board of Commissioners