R E S O L U T I O N

TO AUTHORIZE THE SALE TO YORK COUNTY OF

JAMES CITY COUNTY'S INTEREST IN CERTAIN PROPERTY ASSOCIATED

WITH SANITARY DISTRICT NO. 1

WHEREAS, the respective Boards of York County and James City County entered into an agreement dated October 20, 1960, subsequently amended by an agreement dated November 12, 1962, whereby the two jurisdictions agreed to the manner by which property would be acquired and utilized in connection with Sanitary District No. 1, created by an order of the York County Circuit Court; and

WHEREAS, the agreement, as amended, recognized that James City County had contributed 33 percent of the cost of acquiring certain real property designated as the site for a proposed sewage disposal plant, such property consisting of three parcels in York County identified as York County Tax Map Parcels 11-46, 11-47, and 11-48 ("the Sewage Disposal Plant Property"); and

WHEREAS, the parties agree the value of the three parcels is $20,000; and

WHEREAS, the agreement, as amended, provided that no real property acquired for the purpose of constructing any portion of the proposed sewage collection and disposal system would be disposed of by the respective owners without a duly authorized resolution by both jurisdictions permitting such disposal; and

WHEREAS, it is the desire of this Board to sell James City County's Sewage Disposal Plant Property and for Sanitary District No. 1 to release the Sewage Disposal Plant Property from any obligations imposed by virtue of the terms and conditions of the above referenced agreement.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, acting as the Board for James City County Sanitary District No. 1, authorizes the County of James City, Virginia, to sell for the sum of $6,600 its interest in and to the Sewage Disposal Plant Property, and to release the subject property from the terms and conditions of the referenced agreement of October 20, 1960, as amended, by an agreement dated November 12, 1962; and

BE IT FURTHER RESOLVED that the Board of Supervisors for York County has, by Resolution dated July 19, 2000, agreed to purchase James City County's interest for the sum of $6,600; and

BE IT FINALLY RESOLVED that the County Administrator be, and he hereby is, authorized and directed to take all actions necessary to accomplish the sale of James City County's interest in the subject property, and in connection therewith to execute such agreements or other documentation as may be required to evidence the release of the Sewage Disposal Plant Property from the terms and conditions of the agreements referenced above, any such documentation to be approved as to form by the County Attorney.

_____
Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

_____
Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 8th day of August, 2000.

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