

# REQUEST FOR BOARD ACTION

## HENDERSON COUNTY BOARD OF COMMISSIONERS

**MEETING DATE:** November 3, 2014

**SUBJECT:** Donation of Right of Way for Paving SR1853 (Huggins Road)

**PRESENTER:** Autumn Radcliff, Senior Planner

**ATTACHMENTS:** (1) Request from NCDOT  
(2) Map of area

### **SUMMARY OF REQUEST:**

Staff received the attached letter from Steve Cannon, District Engineer for NCDOT, informing Henderson County that SR1853 has been moved up on the priority list for the paving. Henderson County owns the property at Parcel Identification Number 9575642488 (Tuxedo Park). DOT is requesting a 50 foot ROW from all property owners before this project can move forward. Henderson County will have to donate some property to meet the 50 foot ROW requirement. This donation does not come into effect unless 100% of those who previously refused to donate agree to a donation this go around. If 100% do not agree, the project will be re-prioritized to the bottom of the paving list.

### **BOARD ACTION REQUESTED:**

Staff recommends approval of the Right of Way donation contingent on 100% of the other property owners agreeing to donate land. If approved, staff will forward the approval to NCDOT.

### **Suggested Motion:**

*I move that the Board approve the donation of land to meet the right of way requirement contingent upon 100% of the other property owners also agreeing to the donation and direct staff to notify NCDOT.*



STATE OF NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION

PATRICK L. MCCRORY  
GOVERNOR

ANTHONY J. TATA  
SECRETARY

9/30/2014

Henderson County  
C/O Chairman of Commissioners  
1 Historical Courthouse Sq  
Hendersonville, NC 28792

Subject: Paving Huggins Road  
Reference Number: H1853-021

Dear Chairman Messer

**Purpose of this letter**

The purpose of this letter is to determine if you and your community (other property owners with road frontage property) wish to have Huggins Road paved. If we receive a positive response from the community then we will schedule surveys and will contact each property owner to discuss details of the project.

**Background**

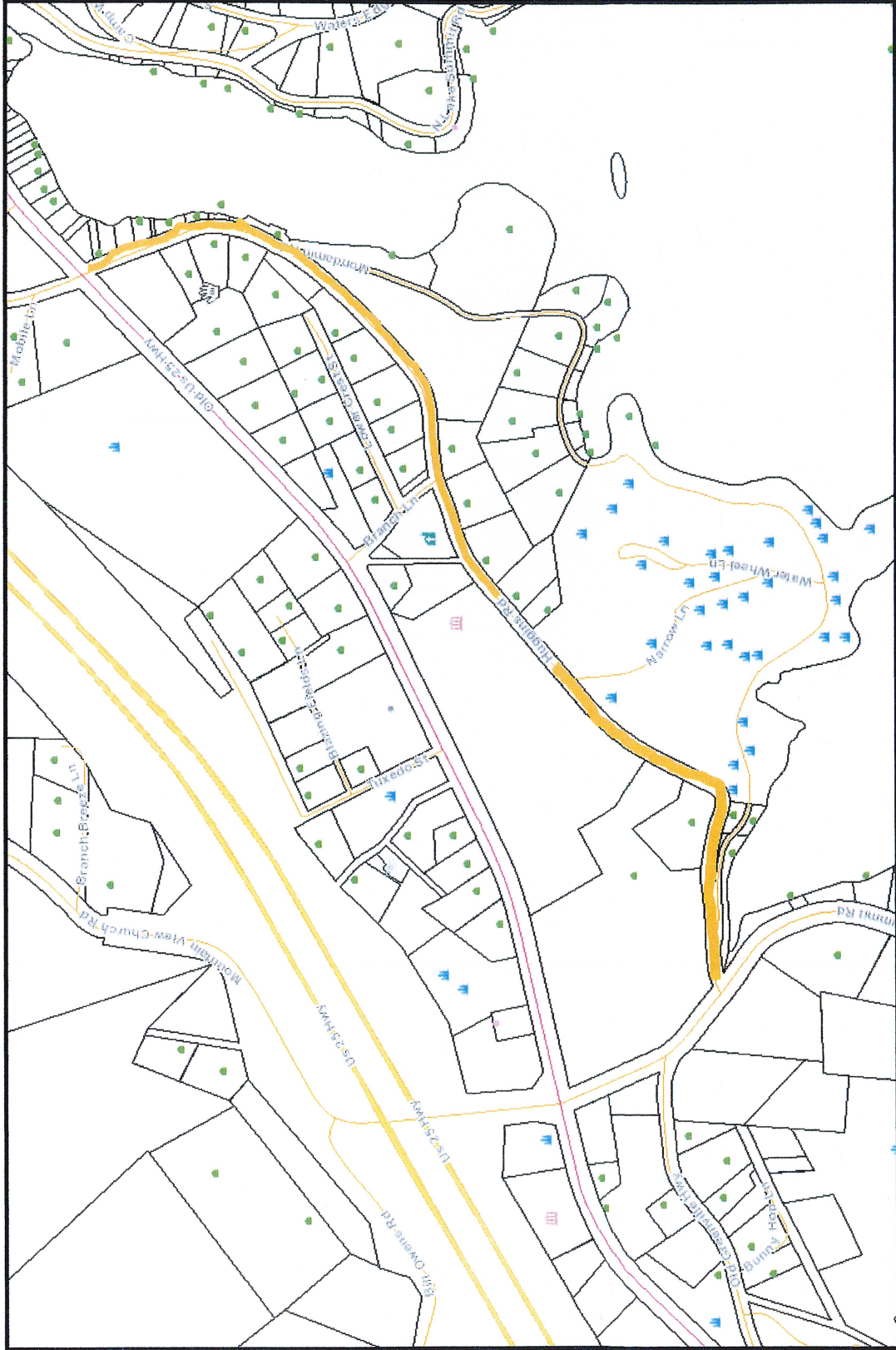
When the Highway Trust Fund law was passed in 1989, the Department of Transportation invested heavily in paving unpaved state maintained secondary roads. What began in 1989 as a statewide inventory of 16,000 miles of unpaved roads is now roughly 3000 miles of unpaved roads. With the dramatic decrease of unpaved miles, the funding for paving unpaved roads has also significantly decreased, providing more strategic transportation investments. House Bill 817 was overwhelmingly passed by the State House and Senate, and was signed into law by Governor McCrory on June 26, 2013. This strategic transportation investments bill helps leverage existing funds to enhance the state's infrastructure, providing greater opportunity for economic growth.

Prior to HB 817, paving priority lists were developed for each county along with an annual allocation of transportation fund appropriations. HB 817 requires the Department to convert the county paving priority lists to a single paving priority list for the remaining unpaved roads in the state and provides recurring fund appropriations of \$12M for paving unpaved roads.

The Department has previously attempted to pave this road, but Right of Way was not made available by the property owners. As a result the road was added to a Hold List for continued maintenance as an unpaved road.

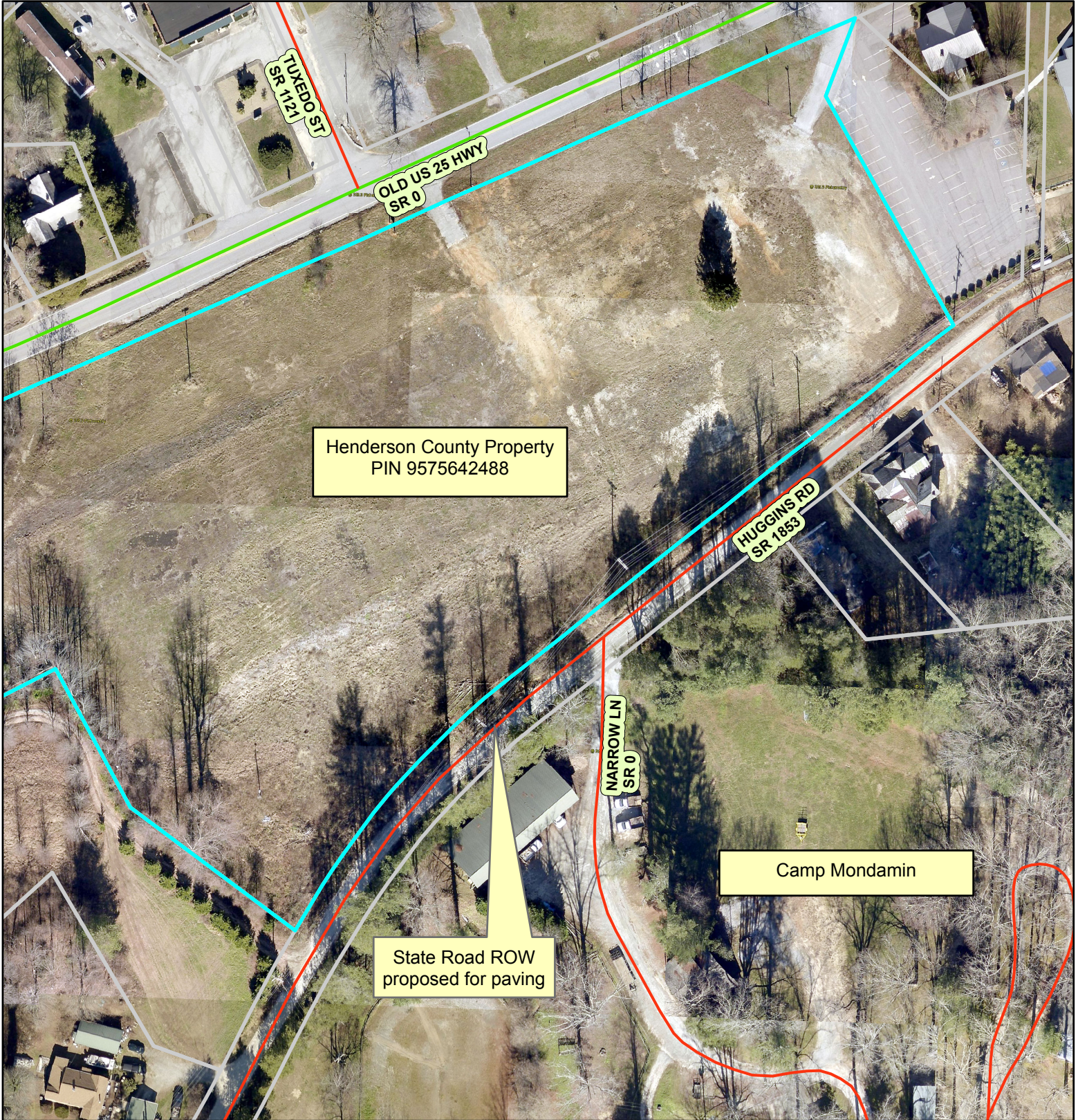
cc: BDC  
Amy  
Steve  
Anthony  
Curtis

SR 1853 Huggins Road

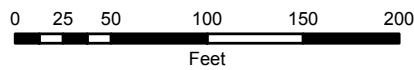




# Proposed Donation of Right of Way For State Road 1853



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1 inch = 100 feet

