

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	August 7, 2023
Action Required:	Consideration of an Ordinance Authorizing Encroachment into the City Right-of-Way
Presenter:	Dannan OConnell, Planner
Staff Contacts:	Dannan OConnell, Planner Jacob Stroman, City Attorney
Title:	Approving a Right-of-Way Encroachment Agreement for 1117 Preston Avenue (2nd reading)

Background

Trey Steigman of 1117 Preston Avenue LLC (Applicant) has requested an agreement to encroach into the City right-of-way adjacent to 1117 Preston Avenue. The applicant has submitted a Final Site Plan to the City for construction of a sixteen-unit multi-family residential development at this address. This site plan proposes several improvements, including sidewalk, handrails, and landscaping, within the right-of-way of Preston Avenue immediately adjacent to 1117 Preston Avenue. An agreement between the applicant and the City, authorizing encroachment into the City right-of-way, must be approved and recorded prior to the approval of this Final Site Plan.

Discussion

A Final Site Plan for 1117 Preston Avenue was first submitted to Neighborhood Development Services on March 5, 2022, and is currently under review by City staff.

Alignment with City Council's Vision and Strategic Plan

If City Council approves this Encroachment Agreement, the project could contribute to GOAL 3: A Beautiful and Sustainable Natural and Built Environment, 3.1 Engage in robust and context sensitive urban planning and implementation.

Community Engagement

The applicant held a community meeting for their Final Site Plan on February 16, 2022.

Staff has received no emails or phone calls expressing concerns with the development.

Budgetary Impact

This has no impact on the General Fund.

Recommendation

Suggested motion: "I move the ORDINANCE authorizing an Encroachment Agreement into the City right-of-way adjacent to Property located at 1117 Preston Avenue."

Alternatives

City Council may deny or indefinitely defer the requested Encroachment Agreement:

- (1) Denial: "I move to deny the Ordinance authorizing an Encroachment Agreement into the City right-of-way adjacent to 1117 Preston Avenue"
- (2) Deferral: "I move to defer Council action on the Ordinance authorizing an Encroachment Agreement for 1117 Preston Avenue"

Attachments

1. Encroachment Exhibit-1117 Preston Avenue
2. ORDINANCE_Preston House Encroachment Agreement 7.17.2023
3. Encroachment Agreement - 1117 Preston Ave LLC (2)