

## **RESOLUTION**

### **A RESOLUTION AUTHORIZING ACCEPTANCE OF A 959.04 SQ. FT. EASEMENT DONATION FROM HERITAGE AT NEW RIVERSIDE COMMUNITY ASSOCIATION TO COMPLETE A PORTION OF THE NEW RIVER LINEAR TRAIL**

WHEREAS, the Town of Bluffton is pursuing improvements as part of the New River Linear Trail project to support gathering places that promote healthy and quality lifestyles for our diverse citizenry; and,

WHEREAS, to complete the Project, the Town needs to acquire an easement interest from Heritage at New Riverside Community Association for a 959.04 Sq. Ft. parcel of real property, which easement is attached hereto as Exhibit "A" (the "*Easement*"); and,

WHEREAS, the property owner expressed support for the Project and has voluntarily offered to execute the Easement and convey the easement interests to the Town as a donation to the Town for a public purpose; and,

WHEREAS, the Town desires to accept the donation of the easement and Town Council has determined that it is in the public interest for the Town to accept the donation and conveyance of the Easement; and,

WHEREAS, Town Council desires to authorize the Town Manager to execute such documents and to expend such funds as are necessary to complete the donation and conveyance of the Easement to the Town and, to the extent necessary, to ratify the Town Manager's actions related to the same.

### **NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF BLUFFTON, SOUTH CAROLINA, AS FOLLOWS:**

1. The Town Council hereby authorizes the acceptance of the donation and conveyance of the Easement to the Town as a donation to the Town for any valid public purpose and approves the Easement in substantially the form attached hereto as Exhibit "A".

2. The Mayor, Town Manager, and Town Clerk are each hereby authorized to execute any and all documents necessary to effect the donation and conveyance of the Easement as a donation to the Town, including, without limitation, the acceptance and recordation of the above-referenced Easement with the Office of the Register of Deeds for Beaufort County, South Carolina. The Town Manager is hereby authorized to pay such reasonable costs of the transaction as may be necessary.

**THIS RESOLUTION SHALL BE EFFECTIVE IMMEDIATELY UPON ADOPTION.**

**SIGNED, SEALED AND DELIVERED AS OF THIS \_\_\_\_ DAY OF \_\_\_\_\_,  
2023.**

\_\_\_\_\_  
Lisa Sulka, Mayor  
Town of Bluffton, South Carolina

ATTEST:

\_\_\_\_\_  
Kimberly Gammon, Town Clerk  
Town of Bluffton, South Carolina

## EXHIBIT “A” (THE EASEMENT)

	Property Owner	Tax Map Number	Address
1	Heritage at New Riverside Community Association, Inc.	R614 035 000 1004 0000	Common Area 1