

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT, VIRGINIA**

R-05-13

At the regular meeting of the Board of Supervisors of the County of New Kent in the Boardroom of the County Office Building in New Kent, Virginia on the 11th day of March, 2013:

Present:	Vote:
Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
James H. Burrell	Aye
Ron Stiers	Aye
W. R. Davis, Jr.	Aye

Motion was made by Mr. Evelyn, which carried 5:0 to adopt the following resolution:

A RESOLUTION FOR THE EXCHANGE OF COUNTY LAND

WHEREAS, the County of New Kent has agreed in concept to exchange land with Southwestern Holdings, Inc., in order to facilitate the County's construction of a public park; and

WHEREAS, the County is authorized by Section 15.2-1800 of the Code of Virginia, 1950, as amended, to exchange real property for public use within its jurisdiction; and

WHEREAS, the property which the County will convey is known as the "100 Acre Park" and is identified by Tax Map No. 22-66A and 33-1, GPIN J15-3471-1130; and

WHEREAS, the County's property is currently encumbered with a restriction that it be used as a public park pursuant to PUD-03-04;

WHEREAS, New Kent Farms LLC agrees that the restriction may be lifted; and

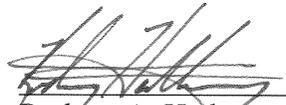
WHEREAS, Southwestern Holdings, Inc., will convey to the County 39.006 acres located off of Pine Fork Road and identified as Tax Map No. 21-91 (part), GPIN J11-3637-3912; and

WHEREAS, Southwestern Holdings, Inc. will further provide compensation to the County which is the difference in assessed values; and

WHEREAS, New Kent Farms LLC will also convey pursuant to the Proffer Statement in PUD-03-04, a 15 acre parcel adjacent to the Southwestern Holdings, Inc. property to be used as a public park, further identified as Tax Map No. 21-91 (part), GPIN J11-3287-3612; and

WHEREAS, the Board of Supervisors, after holding a duly advertised public hearing on March 11, 2013, has considered this exchange and now finds it to be in the best interests of the New Kent County to exchange this land and accept the proffered 15-acre parcel, to facilitate the development of a public park;

NOW THEREFORE BE IT RESOLVED that Board of Supervisor hereby approves said transfers and directs the County Administrator to execute such documents as are necessary to effect same.



Rodney A. Hathaway
County Administrator



W.R. Davis, Jr.
Chairman