

**VIRGINIA INSTITUTE OF MARINE SCIENCE  
RESOLUTION TO APPROVE  
PARTIAL TRANSFER OF PROPERTY AT 6 RIVERVIEW AVENUE TO  
HAMPTON ROADS SANITATION DISTRICT**

**WHEREAS**, the university acquired the property at 6 Riverview Avenue (Town of Wachapreague Tax Map 113A-3-D-4 and 113A-3-D-5) in December 2016 by use of non-general funds;

**WHEREAS**, the property at 6 Riverview Avenue is undeveloped and was acquired for the Virginia Institute of Marine Science (VIMS) to provide a drain field in support of the Eastern Shore Laboratory Project's sanitary sewer system requirements;

**WHEREAS**, the Hampton Roads Sanitation District (HRSD) has developed plans to construct a Sewer Lift Station using a 60'x50' parcel of the property at 6 Riverview Avenue;

**WHEREAS**, upon completion, the HRSD will own and oversee operation of the Sewer Lift Station which will benefit the VIMS Eastern Shore Laboratory and the Town of Wachapreague;

**WHEREAS**, accessing the Sewer Lift Station is more cost-effective and environmentally responsible than the original drain field method of satisfying the Eastern Shore Laboratory's sanitary sewer system requirements;

**WHEREAS**, HRSD requires ownership of the 60'x 50' parcel, which has an estimated value of approximately \$6,000, in order to develop the proposed Sewer Lift Station;

**WHEREAS**, HRSD has proposed that the use of the property is in the interest of the university and the public generally and therefore transfer with no financial remuneration is appropriate;

**WHEREAS**, under the University's Management Agreement of 2006, as amended, the Board of Visitors has authority to determine the disposition of property acquired with non-general funds, in accordance with Va. Code §23.1-1019;

**WHEREAS**, Va. Code §23.1-1019.C.2 subjects dispositions of real property acquired through non-general funds to the approval requirements of Va. Code §23.1-1301.B.1, which includes approval by the Governor; and

**WHEREAS**, VIMS will pursue gubernatorial approval and subject thereto accomplish the property transfer via the granted authorities governing real property, as established by the Management Agreement; will follow all applicable real estate policies and procedures established under the Management Agreement, relating to property transfer;

**NOW THEREFORE, BE IT RESOLVED**, by the Board of Visitors of William & Mary, that approval is given to transfer title to the 60'x50' parcel of land at 6 Riverview Avenue to Hampton Roads Sanitation District on the terms proposed above and subject to gubernatorial approval, in accordance with all restructured authorities, policies, and procedures in force and necessary to accomplish same; and

**BE IT FURTHER RESOLVED**, That the President, the Interim Associate Vice President of Business Affairs, the VIMS Chief Financial Officer, and the VIMS Chief Operations Officer, are authorized to execute any and all deeds, contracts and other documents required to pursue additional approvals and complete the property transfer.

**BE IT FURTHER RESOLVED**, that the Board acknowledges that standard real estate policies and procedures under the Restructuring Act provide the President and Interim Associate Vice President of Business Affairs with authority to grant easements and those officers may exercise that discretion as an alternative to the transaction described above.