

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL (THE "GOVERNING BODY") OF THE CITY OF DIAMONDHEAD, MISSISSIPPI (THE CITY), TO VACATE AND/OR ABANDON A DRAINAGE/UTILITY EASEMENT ALONG THE COMMON PROPERTY LINE BETWEEN LOTS 32 AND 33, GLEN EAGLE SUBDIVISION PHASE 1, HANCOCK COUNTY LOCATED WITHIN THE CITY

WHEREAS, the Mayor and City Council (the Governing Body) of the City of Diamondhead, Mississippi (the City), acting for and on behalf of the City, hereby finds and determines as follows:

1. The City currently possesses a 5' drainage and utility easement on each side of the common property lined between lots 32 and 33, Glen Eagle Subdivision Phase 1;
2. David and Rita Beckner are the owners of lots 32 and 33 Glen Eagle Subdivision Phase 1. The physical address is 7433 Turnberry Drive. The ad valorem tax parcel numbers are 067N-1-35-010.000 and 067N-1-35-011.000 (Lots are combined). Construction and site plans and a building permit application have been submitted for the construction of a new single family house (See attached plot plan).
3. Comments from the Diamondhead Water and Sewer District reflect no water and sewer in the selected easements. Comments from the Diamondhead Public Works Department and CEPA reflect selected easements are not needed (See attached comments).
4. Further, the City hereby abandons and/or vacates the drainage/utility easement as petitioned due to no apparent need for the drainage/utility easement. These drainage/utility easements are 5' drainage and utility easements on each side of the common property lined between lots 32 and 33, Glen Eagle Subdivision Phase 1; except the width of the 10' drainage easement of the front and rear property lines.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY, AS FOLLOWS:

SECTION 1. That the Governing Body of the City will hereby abandon the selected drainage/utility easements with respect to Lots 32 and 33 described in bullet #4.

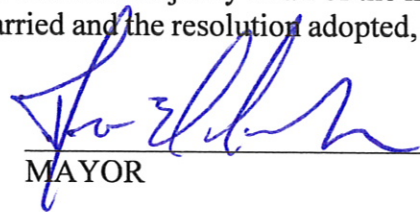
SECTION 2. It is agreed and understood that David/Rita Beckner or their representative will be responsible for the filing of all necessary documents with the Chancery Clerk of Hancock

County, Mississippi.

The above and foregoing resolution, after having been first reduced to writing, was introduced by Councilmember Lopez, seconded by Councilmember Knobloch and the question being put to a roll call vote, the result was as follows:

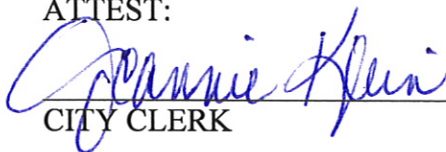
	Aye	Nay	Absent
Councilmember Knobloch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Lopez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Woolbright	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Sislow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Rech	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Schafer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The motion having received the affirmative vote of a majority of all of the members of the Governing Body, the Mayor declared the motion carried and the resolution adopted, this the 3rd day of May, 2016.



MAYOR

ATTEST:



CITY CLERK

