

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 EASEMENTS ALONG THE EACH SIDE OF THE COMMON PROPERTY LINE OF LOTS 94 AND 95, DIAMONDHEAD SUBDIVISION PHASE 2, UNITS 6, BLOCK 9, 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 5' drainage and utility easements on each side of the common property line of lots 94 and 95, Diamondhead Subdivision Phase 2, Unit 6, Block 9, Lot 94 and 95;
2. Raymond and Tegan are the "new" owners of lots 94 and 95, Diamondhead Subdivision Phase 2, Unit 6, Block 9.
;
The physical address is 94164 Bayou Drive. The ad valorem tax parcel numbers are 067E-1-26-140.000 and 067E-1-26-141.000. A building permit has been submitted for the construction of a single family home.
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, CEPA and the POA reflect "no problem" with the abandonment (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 easements. These drainage/utility easements are 5' in width drainage and utility easements on each side of the common property lines of lots 94 and 95, Diamondhead Subdivision Phase 2, Unit 6, Block 9 except the full width and length of the 10' drainage easements of the front and rear property lines.

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

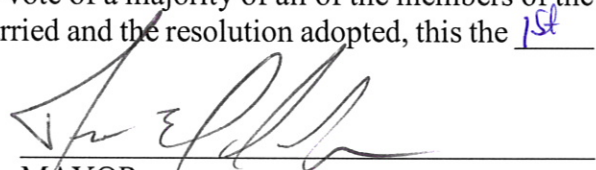
SECTION 1. That the Governing Body of the City will hereby abandon the selected drainage/utility easements with respect to Lots 94 and 95 described in bullet #4.

SECTION 2. It is agreed and understood that Raymond Pucheu 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 Depreo, seconded by Councilmember Knobloch and the question being put to a roll call vote, the result was as follows:

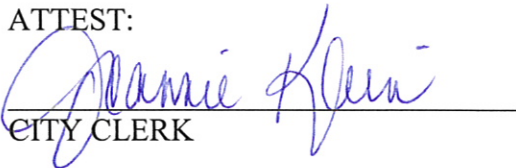
	Aye	Nay	Absent
Councilmember Knobloch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Depreo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Councilmember Woolbright	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<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 1st day of November, 2016.



MAYOR

ATTEST:



CITY CLERK

