

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL (THE “GOVERNING BODY”) OF THE CITY OF DIAMONDHEAD, MISSISSIPPI (THE CITY), TO VACATE AND/OR ABANDON TWO DRAINAGE/UTILITY EASEMENTS BETWEEN LOTS 6 AND 7 OF BLOCK 1, DIAMONDHEAD SUBDIVISION PHASE 2 UNIT 11 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 either side of the common property line between lots 6 and 7 (along the north property of lot 7 and along the south property of lot 6) of Block 1, Diamondhead Subdivision Phase 2 Unit 11;
2. Structures of Diamondhead is the owner of lots 6 and 7 of Block 1, Diamondhead Subdivision Phase 2 Unit 11; The physical address is 944 Makiki Court. The ad valorem tax parcel number is 068J-1-41-014.000. Construction and site plans and a building permit application have been submitted for the construction of a “new” single family home; (See attached site plan and legal survey).
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 reflected selected easements are not needed; (See attached comments).
4. Further, the City hereby abandons and/or vacates the drainage/utility easements as petitioned to allow for the construction of a single family residence and due to no apparent need for the drainage/utility easements. These drainage/utility easements are a 5’ drainage and utility easement on either side of the common property line between lots 6 and 7 (along the north property of lot 7 and along the south property of lot 6) of Block 1, Diamondhead Subdivision Phase 2 Unit 11 less and except the width of the 10’ drainage easement of the front and rear property line; (See attached highlighted legal survey).

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

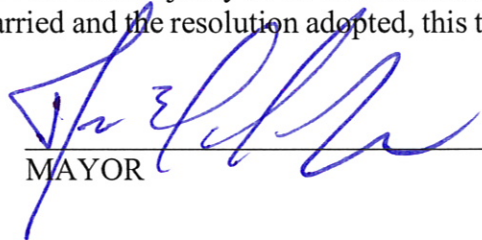
SECTION 1. That the Governing Body of the City will hereby abandon the selected drainage/utility easements with respect to Lots 6 and 7 described in bullet #4.

SECTION 2. It is agreed and understood that Jim Grotowski . 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 Knobloch, seconded by Councilmember Lopez 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"/>
Ward 2 - Vacant	<input 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 6th day of October, 2015.



MAYOR

ATTEST:


CITY CLERK

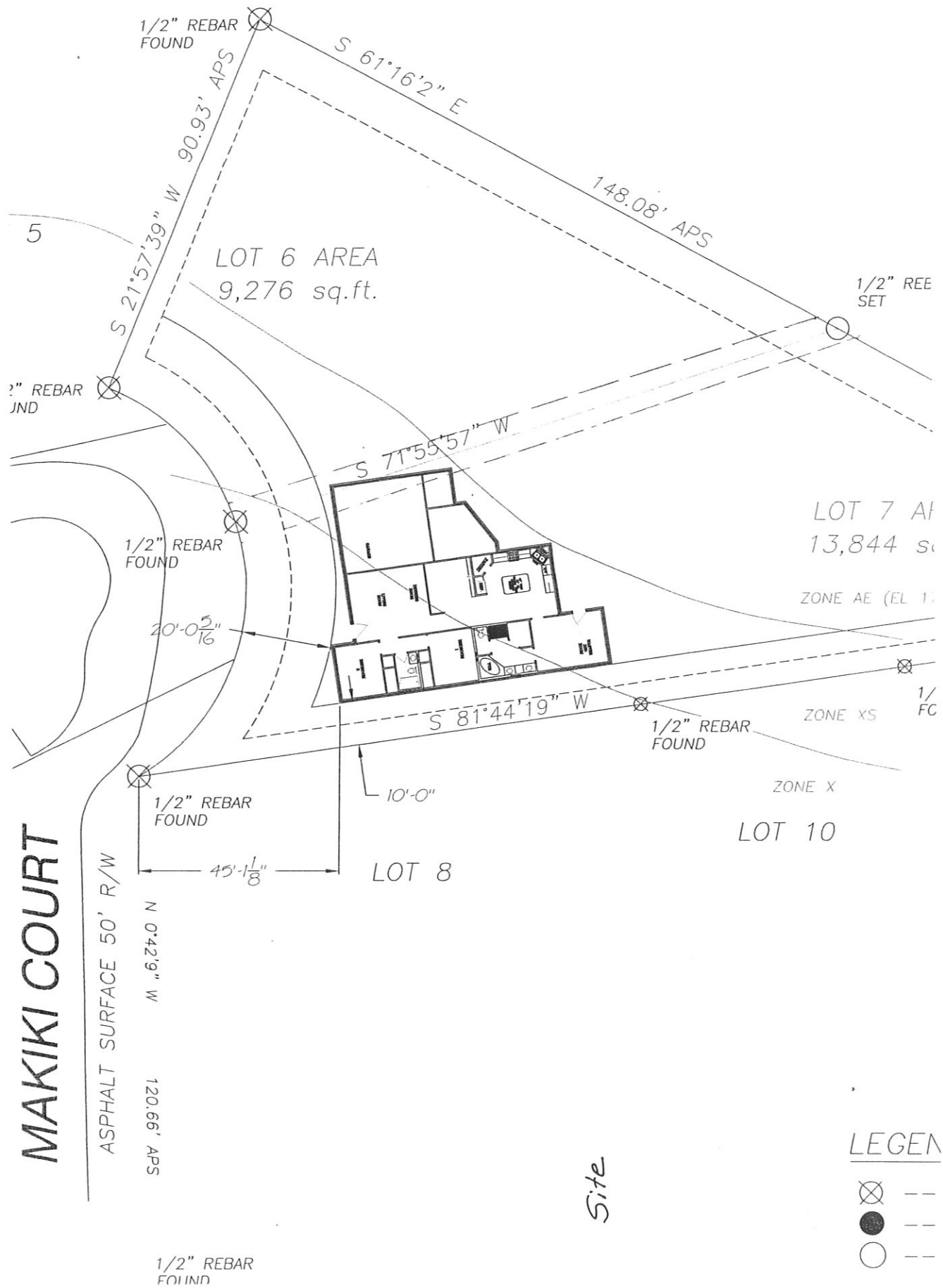
(SEAL)



EASEMENTS:

10 FOOT DRAINAGE & UTILITY EASEMENT ON FRONT AND REAR LOT LINES.

5 FOOT DRAINAGE & UTILITY EASEMENT ON SIDE Y, LINES.



MAKIKI COURT

ASPHALT SURFACE 50' R/W

N 0°42'9" W
120.66' APS

1/2" REBAR FOUND

Site

LEGEND

- ⊗ ---
- ---
- ---

SURVEY DESCRIPTION:

A survey of Lots 6 & 7, Block 1, Unit 11, Diamondhead, Phase 2, a subdivision of Hancock County, Mississippi, as per the official map or plat thereof on file and of record in the Office of the Chancery Clerk of Hancock County, Mississippi.

Note: This parcel is located in Zone "X" and "AE" (EL 17) of the flood hazard boundary and flood insurance rate map. Map No: 28045C0244D, Effective 10/16/09.

Note: This Survey "Class B" was made in accordance with the "Standards of Practice for Surveying in the State of Mississippi, July, 2005".

Note: Bearings are based on subdivision plot of Diamondhead, Phase 2.

Note: This Survey does not reflect a title search by Seymour Engineering, nor should it be considered as such.

This is to CERTIFY that I have surveyed the property described and delineated hereon; and that the measurements and other data indicated are correct to the best of my knowledge and belief.



James C. Booth, Jr.
 June 22, 2015
 August 7, 2015 (Plot No. 2688)

RECEIVED
 AUG 10 2015
 BY:

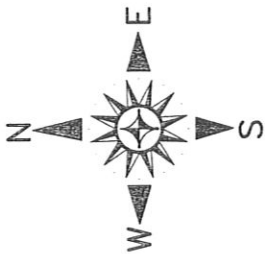
SE ST15-10-048

SEYMOUR ENGINEERING

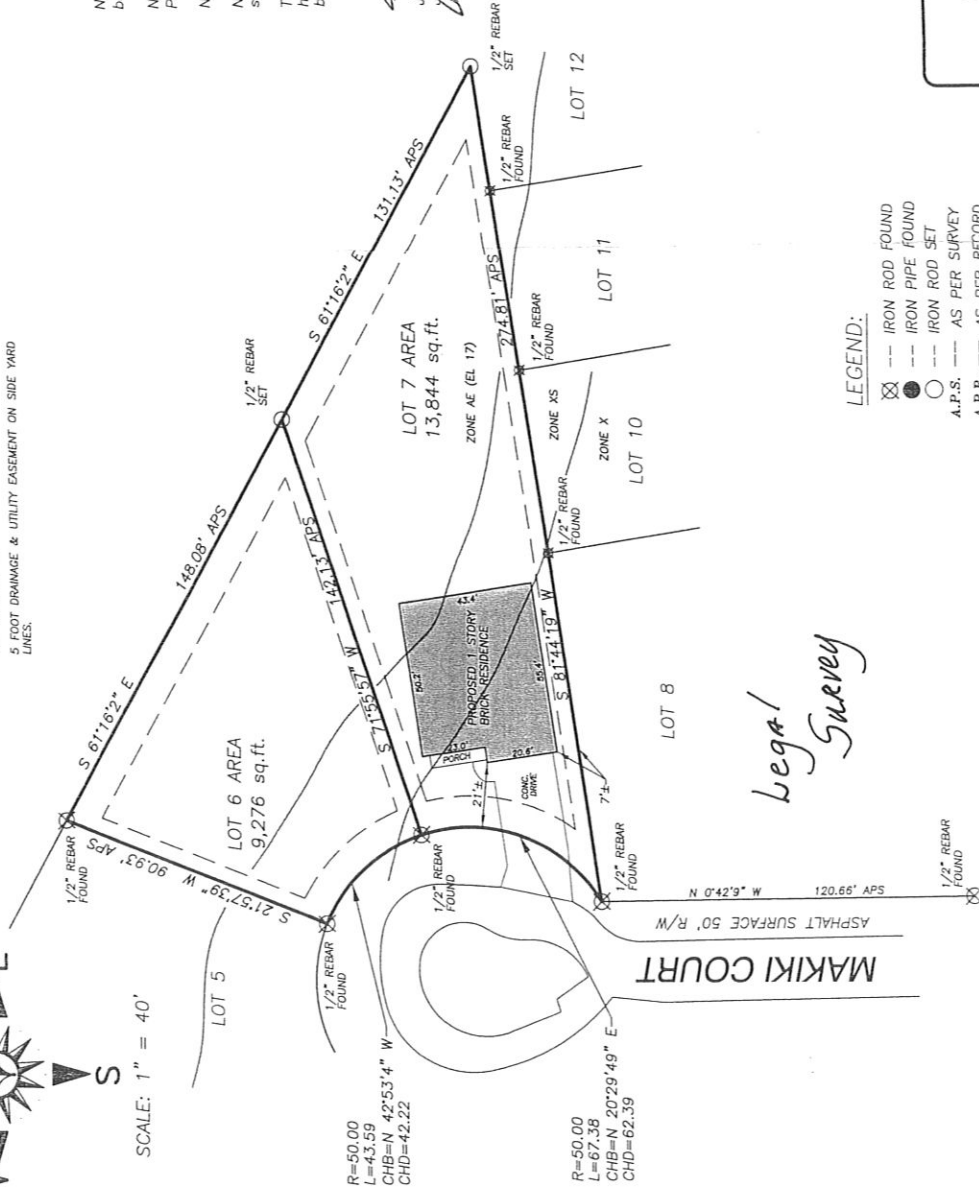
925 TOMMY MUNRO DRIVE, SUITE G
 BILOXI, MISSISSIPPI 39532

PHONE: (228) 385-2350
 FAX: (228) 385-2353

EASEMENTS:
 10 FOOT DRAINAGE & UTILITY EASEMENT ON FRONT AND REAR LOT LINES.
 5 FOOT DRAINAGE & UTILITY EASEMENT ON SIDE YARD LINES.



SCALE: 1" = 40'



LEGEND:

- ⊗ --- IRON ROD FOUND
- ⊙ --- IRON PIPE FOUND
- --- IRON ROD SET
- A.P.S. --- AS PER SURVEY
- A.P.R. --- AS PER RECORD
- ⊘ --- POWER POLE

BENCHMARK:
 TOP NUT OF FIRE HYDRANT
 ELEVATION IS 30.21 FEET

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James C. Booth, Jr.
 June 22, 2015
 August 7, 2015 (Plot Record)
 P.L.S. 2868

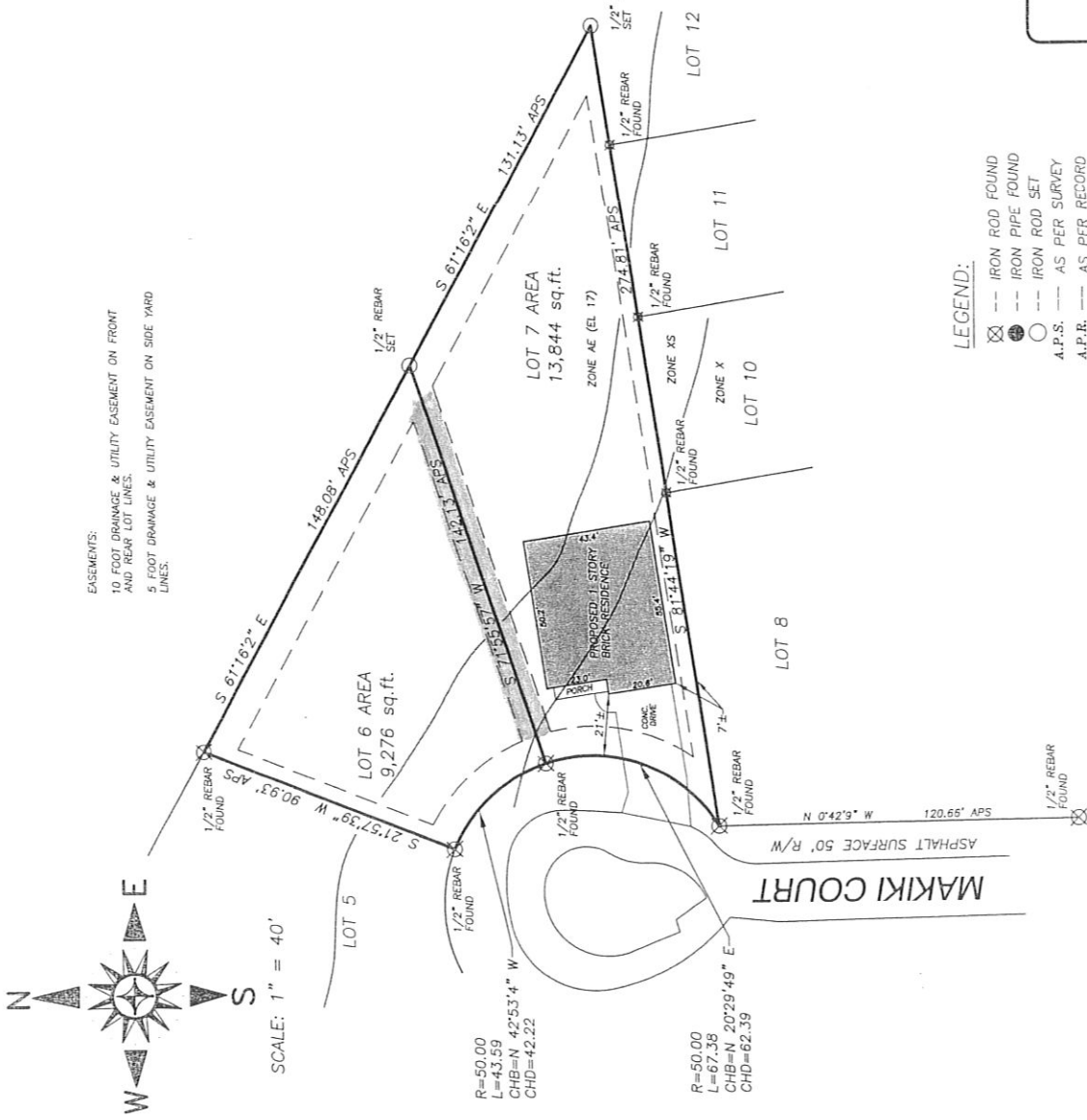
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 ELEVATION IS 30.21 FEET



SCALE: 1" = 40'

R=50.00
 L=43.59
 CHB=N 42°53'4" W
 CHD=42.22

R=50.00
 L=67.38
 CHB=N 20°29'49" E
 CHD=62.39