

RESOLUTION TO ABANDON A PORTION OF A SANITARY SEWER EASEMENT

WHEREAS, the Town of Apex presently has a sanitary sewer easement interest in that certain area designated as “20’ TOA Sanitary Sewer Easement for Future Development” (the “Easement”); as shown on that certain survey plat entitled “Plat of Correction for: Parkside at Bella Casa Phase 11” by James Wade Atkinson, Jr., Surveyor, said survey plat being recorded in Book of Maps 2014, Pages 1421-1422, and attached hereto as **Exhibit A** (the “Survey”); and

WHEREAS, that portion of the Easement located within the lots identified as Lots 357-368, Parkside at Bella Casa, Phase 11, as shown on said Survey, is no longer needed because the Town has no future purpose for this portion of the Easement; and

WHEREAS, the Town Council considers it advisable to abandon a portion of the Easement.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Apex that portion of the Easement located within the lots identified as Lots 357- 368, Parkside at Bella Casa, Phase 11 is hereby abandoned; provided however, the Town retains all easement rights and interests in that portion of the Easement located north of the lots identified as Lots 357 and 358 and within the Resource Conservation Area identified on the Survey.

Upon motion duly made by Council Member_____, and duly seconded by Council Member _____, the above resolution was duly adopted by the Apex Town Council at the meeting held on the ____ day of _____, 2022, in the Town Hall.

Upon call for a vote the following Council Members voted in the affirmative:

and the following Council Members voted in the negative:

This the _____ day of _____, 2022.

TOWN OF APEX

Catherine Crosby
Town Manager

ATTEST:

Allen Coleman, Town Clerk, CMC, NCCCC