

**Columbus Consolidated Government
Council Meeting Agenda Item**

TO:	Mayor and Councilors
AGENDA SUBJECT:	Expansion of an Existing “Access & Utility Easement”
AGENDA SUMMARY:	Approval is recommended to enter into an agreement and execute an amendment to an existing Access & Utility Easement that serves the River Road Landfill and property owned by Bonnydoon, LLP and Charles Dwight Bowers. The Property Owners will be responsible for the cost of maintenance of their portion of the driveway/easement as required.
INITIATED BY:	Department of Engineering

Recommendation: Approval is recommended to enter into an agreement and execute an amendment to an existing Access & Utility Easement that serves the River Road Landfill and property owned by Bonnydoon, LLP and Charles Dwight Bowers.

Background: The Columbus Building Authority deeded several parcels of real property to Columbus Consolidated Government by deed dated July 12, 2021. One of these parcels is designated as the “River Road Landfill”. Previous conveyances and successors in title included a 5.682 ac tract together with a permanent and perpetual non-exclusive 60 ft access and utility easement. The existing driveway that served the parcel was not physically contained within the dedicated easement.

Analysis: It was determined it would be more prudent to expand the boundaries of the easement in lieu of relocation of the physical driveway.

Financial Considerations: The Property Owners will be responsible for the cost of maintenance of their portion of the driveway/easement as required.

Legal Considerations: Council approval is required to enter into formal agreements as related to Real Estate.

Recommendation/Action: Approval is recommended to enter into an agreement and execute an amendment to an existing Access & Utility Easement that serves the River Road Landfill and property owned by Bonnydoon, LLP and Charles Dwight Bowers.

A RESOLUTION

NO.

A RESOLUTION OF THE COUNCIL OF COLUMBUS, GEORGIA, AUTHORIZING THE EXECUTION OF AN AGREEMENT AND EXPANSION OF AN ACCESS AND UTILITY EASEMENT WITH BONNYDOON, LLP AND CHARLES DWIGHT BOWERS FOR THE EXISTING DRIVEWAY AS SHOWN ON THE SURVEY ENTITLED "ACCESS & UTILITY EASEMENT, PROPERTY OF COLUMBUS BUILDING AUTHORITY, PART OF LAND LOTS 97 & 98, 8TH DISTRICT, COLUMBUS MUSCOGEE COUNTY, GEORGIA.

WHEREAS, the Consolidated Government of Columbus, Georgia owns property on River Road that is used as a landfill; and,

WHEREAS, the River Road Landfill property contains a non-exclusive 60 ft access and utility easement that also serves adjoining property owned by Bonnydoon and Charles Dwight Bowers; and,

WHEREAS, portions of the existing, physical driveway are not contained within the easement area as shown on the plat recorded in Plat Book 119, Page 33, in said Clerk of Superior Courts Office; and,

WHEREAS, it is in the best interest of all parties to expand the described easement to include the existing, physical driveway in lieu of relocation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF COLUMBUS, GEORGIA, AS FOLLOWS:

SECTION I.

“The City Manager is hereby authorized to execute the “Amendment to Easement” with Bonnydoon and Bowers, as parties, for the expansion of the Access and Utility Easement shown on the survey entitled “Access & Utility Easement, Property of Columbus Building Authority, Part of Land Lots 97 & 98, 8th District, Columbus, Muscogee County, Georgia dated February 5, 2021 prepared by Moon, Meeks & Associates, Inc.”

Introduced at a regular meeting of the Council of Columbus, Georgia held on the _____ day of _____ 2021 and adopted at said meeting by the affirmative vote of ten members of said Council.

Councilor Allen voting _____.
Councilor Barnes voting _____.
Councilor Crabb voting _____.
Councilor Davis voting _____.

Councilor Garrett voting _____.
Councilor House voting _____.
Councilor Huff voting _____.
Councilor Thomas voting _____.
Councilor Tucker voting _____.
Councilor Woodson voting _____.

Sandra T. Davis, Clerk of Council

B.H. "Skip" Henderson, Mayor