

**RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL (THE “GOVERNING BODY”) OF THE CITY OF DIAMONDHEAD, MISSISSIPPI (THE CITY), TO VACATE AND/OR ABANDON A 5’ DRAINAGE/UTILITY EASEMENT ON EACH SIDE OF THE COMMON PROPERTY LINE BETWEEN OF LOT 18 AND LOT 19, DIAMONDHEAD PAHSE 1, UNIT 7, BLOCK 3, 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 has a 5’ drainage/utility easement on each side of the common property line between Lot 18 and Lot 19, Diamondhead Phase 1, Unit 7, Block 3.
2. Darryl Pace is the owner of Lot 18 and Lot 19, Diamondhead Phase 1, Unit 7, Block 3. The parcel number is 067G-2-25-018.000. The physical street address is 98178 Golf Club Drive.
3. Further, the City hereby abandons and/or vacates the drainage/utility easements for the full width and length as petitioned except for the front and rear drainage and utility easements. These drainage/utility easements are 5’ drainage and utility easements on each side of the common property line between Lot 18 and Lot 19, Diamondhead Phase 1, Unit 7, Block 3.

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 Lot 18 and Lot 19, Diamondhead Phase 1, Unit 7, Block 3 described in bullet #3. The Diamondhead Public Works, Diamondhead Water & Sewer District and CEPA do not have any objections.

**SECTION 2.** It is agreed and understood that Darryl Pace 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 \_\_\_\_\_, seconded by Councilmember \_\_\_\_\_

and the question being put to a roll call vote, the result was as follows:

	Aye	Nay	Absent
Councilmember Finley	—	—	—
Councilmember Liese	—	—	—
Councilmember Cumberland	—	—	—
Councilmember Clark	—	—	—
Councilmember Maher	—	—	—
Mayor Depreo	—	—	—

The motion having received the affirmative vote of a majority of all the members of the Governing Body, the Mayor declared the motion carried and the resolution adopted, this the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

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MAYOR

ATTEST:

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CITY CLERK

(SEAL)