

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL (THE “GOVERNING BODY”) OF THE CITY OF DIAMONDHEAD, MISSISSIPPI (THE CITY), TO VACATE AND/OR ABANDON 5’ DRAINAGE/UTILITY EASEMENTS ON EACH SIDE OF THE COMMON LOT LINE BETWEEN LOTS 63 AND 64 AS WELL AS LOTS 64 AND 65, BLK 9, UNIT 5, PHASE 2, HANCOCK COUNTY, MS LOCATED WITHIN THE CITY OF DIAMONDHEAD

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 Lots 63, 64 and 65, Blk 9, Unit 5, Phase 2. The request is to abandon 5’ of drainage and utility easements on each side of the common lot line between 63 and 64 as well as between 64 and 65 Phase 2, Unit 5, Block 9. (see Exhibit A dated 7-9-2020 by Duke Levy).
2. Casey and Michael Marcotte are the owners of this property and have submitted plans to construct a house. The newly assigned address is 6812 Aupuni Place.
3. Comments from the Diamondhead Water and Sewer District, Diamondhead Public Works Department, Coast Electric Power Association have no objections.
4. Further, the City hereby abandons and/or vacates the 5’ of drainage and utility easements on each side of the common lot line between 63 and 64 as well as between 64 and 65 Phase 2, Unit 5, Block 9, Lot 6. (see Exhibit A dated 7-9-2020 by Duke Levy), notwithstanding, retaining the 10’ drainage and utility easements on the front and rear of the property.

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 as described in bullet #4.

SECTION 2. It is agreed and understood that Casey and Michael Marcotte 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 _____, seconded by Councilmember _____

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

	Aye	Nay	Absent
Councilmember Depreo	___	___	___
Councilmember Moran	___	___	___
Councilmember Morgan	___	___	___
Councilmember Clark	___	___	___
Councilmember L'Ecuyer	___ ___	___ ___	___ ___

The motion having received the affirmative vote of a majority of all of the members of the Governing Body, the Mayor Pro Tem declared the motion carried and the resolution adopted, this the ____ day of _____, 2020.

MAYOR PRO TEM

ATTEST:

CITY CLERK

(SEAL)