

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 PROPERTY LINES BETWEEN OF LOT 28 AND LOT 29, AND LOT 29 AND 30, DIAMONDHEAD PHASE 1, UNIT 9, BLOCK 1, 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 5’ drainage/utility easements on each side of the common property lines between Lot 28 and Lot 29, and Lot 29 and 30, Diamondhead Phase 1, Unit 9, Block 1.
2. Michael Orlando is the owner of Lot 28 and Lot 29, and Lot 29 and 30, Diamondhead Phase 1, Unit 9, Block 1. The parcel numbers are 131M-2-11-033.000 and 131M-2-11-031.000. The physical street addresses are 3516 and 3520 Luakini Place.
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 lines between Lot 28 and Lot 29, and Lot 29 and 30, Diamondhead Phase 1, Unit 9, Block 1.

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

4. SECTION 1. That the Governing Body of the City will hereby abandon the selected drainage/utility easements with respect to Lot 28 and Lot 29, and Lot 29 and 30, Diamondhead Phase 1, Unit 9, Block 1 described in bullet #3. The Diamondhead Public Works and CEPA do not have any objections.

SECTION 2. It is agreed and understood that Michael Orlando will be responsible for the filing of all necessary documents with the Chancery Clerk of Hancock County, Mississippi.

Resolution 2022-071
Agenda Item 2022-318

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.

MAYOR

ATTEST:

CITY CLERK

(SEAL)