

RESOLUTION NO. WWB-129-2025

**A RESOLUTION TO GRANT AN EASEMENT OVER, UNDER
AND ALONG PROPERTY
OWNED BY THE WATER AND WASTEWATER BOARD OF
THE CITY OF MADISON TO FACILITATE PROJECT OF THE
CITY OF MADISON**

WHEREAS, the Water and Wastewater Board of the City of Madison, doing business as Madison Utilities (hereinafter "MU"), is the owner of certain property located in the Section 1, Township 4 South, Range 3 West in Limestone County, Alabama (hereinafter, the "Subject Property"); and

WHEREAS, the City of Madison has requested that MU convey a utility easement over, under, and along its property to the North Alabama Gas District (the "District") to facilitate construction of a Roundabout at the intersection of Burgreen Road and Huntsville-Browns Ferry Road, which easement as needed by the District will not interfere with MU's use of the Subject Property and is not needed for MU's operations; and

WHEREAS, the utility easement requested contains approximately 0.01 acre, more particularly described as follows:

A section of Permanent Utility Easement being situated in the Northwest quarter of Section 1, Township 4 South, Range 3 West, more particularly described as follows:

Commence from the capped rebar set said point being the Point of Commencement (said point having the coordinates of N: 1721130.731, E: 2179674.770;

thence S 71°12' 38" E a distance of 15.32 feet to a point said point being the Point of Beginning (said point offset 38.80' RT and perpendicular to the centerline of Huntsville Brownsferry Road at approximate station 73+72.05);

thence S 60°54'51" E a distance of 30.90 feet to a point (said point offset 53.86' RT and perpendicular to the centerline of Huntsville Brownsferry Road at approximate station 73+99.04);

thence S 89°57'43" E a distance of 27.80 feet to a point (said point offset 53.91' RT and perpendicular to the centerline of Huntsville Brownsferry Road at approximate station 73+26.84);

thence N 60°54'51" W a distance of 30.90 feet to a point (said point offset 38.85' RT and perpendicular to the centerline of Huntsville Brownsferry Road station 73+99.86);

thence N 89°57'43" W a distance of 27.80 feet to the Point of Beginning, containing 0.01 acres, more or less.

; and

WHEREAS, MU has no water, sewer, or other utility infrastructure within the referenced portion of MU's property and granting the requested easement will not interfere with MU's anticipated use of the Subject Property; and MU does not need to retain the non-exclusive utility easement interest in the Subject Property to be conveyed as requested, for any other public purpose; and

WHEREAS, it is the desire and intent of MU to declare its interest in the referenced non-exclusive utility easement over, under and along the Subject Property to be surplus and to authorize the Chairman of the Board to execute an easement deed to the District.

NOW, THEREFORE, BE IT RESOLVED by the Water and Wastewater Board of the City of Madison, sitting in regular session on this the 6th day of October, 2025, that it declares that the referenced utility easement, described above and on the attached non-exclusive utility easement deed, is not needed for its public purposes and, subject to the consent of the Madison City Council, the Chairman of the Board is hereby directed to execute the attached non-exclusive utility easement deed in favor of the District.

BE IT FURTHER RESOLVED that the Chairman of the Board shall ask the City Council to give its consent to this disposition of property, in accordance with *Ala. Code* § 11-50-314, at its next regularly scheduled meeting.

READ, PASSED, AND ADOPTED THIS 6th DAY OF October, 2025.



Terris Tatum, Chairman
Water and Wastewater Board of the City of
Madison, Alabama

ATTEST:



Emory DeBord, Secretary-Treasurer