

RESOLUTION NO. 2024-159-R

**A RESOLUTION AUTHORIZING AN AGREEMENT WITH OWNERS OF PROPERTY
ON HIGHLAND DRIVE TO CONVEY DRAINAGE AND UTILITY EASEMENTS**

BE IT RESOLVED by the City Council of the City of Madison, Alabama, a municipal corporation within the State of Alabama, as follows:

1. That in the judgment and opinion of the City Council of the City of Madison, it is in the public interest and necessary and expedient that the City of Madison acquire certain drainage and utility easements (herein the "Tracts") on, over, across and upon the following described parcel of land, to-wit, that certain parcel currently owned by **Richard and Bonita Burch** (herein "Owners") and attached in **Exhibit A: Drainage and Utility Easement Deed**.

2. **EXHIBIT A: Drainage and Utility Deed** identifies the location of the necessary utilities and drainage easements that the City seeks to procure from the Owners. Specifically, the utility and drainage easement shall include:

STATE OF ALABAMA)
COUNTY OF MADISON)

ALL THAT PART OF SECTION 10, TOWNSHIP 4 SOUTH, RANGE 2 WEST OF THE HUNTSVILLE MERIDIAN, MADISON COUNTY, ALABAMA MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF LOT 7, BLOCK 4 OF CHADRICK SUBDIVISION, A PLAT OF SAME RECORDED IN PLAT BOOK 14, PAGE 68 IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA. THENCE SOUTH 48 DEGREES 59 MINUTES 29 SECONDS EAST AND ALONG THE SOUTH BOUNDARY OF SAID LOT 7, A DISTANCE OF 12.96 FEET TO A POINT, SAID POINT BEING ON THE NORTH MARGIN OF HIGHLAND DRIVE, A PUBLIC RIGHT OF WAY OF 60 FEET AND THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED EASEMENT; THENCE FROM THE POINT OF BEGINNING, NORTH 01 DEGREES 31 MINUTES 55 SECONDS EAST AND ALONG THE EAST MARGIN OF AN EXISTING 10 FOOT UTILITY AND DRAINAGE EASEMENT A DISTANCE OF 192.70 FEET TO THE SOUTH MARGIN OF AN EXISTING 20 FEET UTILITY AND DRAINAGE EASEMENT (10 FEET EACH SIDE OF LOT LINE); THENCE SOUTH 51 DEGREES 18 MINUTES 12 SECONDS EAST AND ALONG SAID SOUTH MARGIN A DISTANCE OF 12.55 FEET TO A POINT ; THENCE SOUTH 01 DEGREES 31 MINUTES 55 SECONDS WEST A

DISTANCE OF 192.92 FEET TO A POINT ON THE NORTH MARGIN OF HIGHLAND DRIVE; THENCE AROUND A CURVE TO THE RIGHT HAVING A RADIUS OF 487.88 FEET AND A DELTA ANGLE OF 01 DEGREES 29 MINUTES 23 SECONDS, A CHORD BEARING AND DISTANCE OF NORTH 50 DEGREES 29 MINUTES 50 SECONDS WEST, 12.69 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.04 ACRES, MORE OR LESS.

3. That the Owners agree to convey the easement, referenced herein, to the City without any compensation.
4. Any prior acts taken by the City toward the acquisition of these easements are hereby ratified and affirmed.

READ, PASSED, AND ADOPTED at a regularly scheduled meeting of the City Council of the City of Madison, Alabama, on this 10th day of June 2024.

Ranae Bartlett, Council President
City of Madison, Alabama

ATTEST:

Lisa D. Thomas, City Clerk-Treasurer
City of Madison, Alabama

APPROVED this ___ day of June 2024

Paul Finley, Mayor
City of Madison, Alabama