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# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT  
(203) 797-4641  
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WILLIAM J. BUCKLEY, JR., P.E.  
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

June 1, 2004

Honorable Mark D. Boughton  
Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Dear Mayor Boughton and Common Council Members:

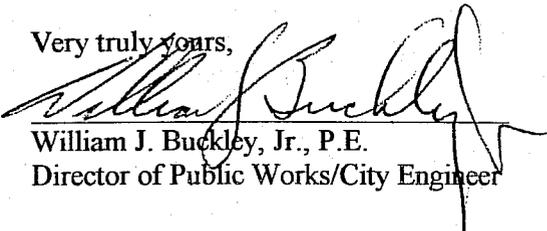
Backus Avenue Sanitary Sewer  
Easement  
Project No. 03-24

Enclosed please find copies of the easement map and proposed legal description prepared by our department for the last easement required for the Backus Avenue sanitary sewer project. The easement required is as follows:

Lot No. E18010      United States Postal Service  
23 Backus Avenue

We would appreciate if you would authorize the Corporation Counsel's office to take the steps necessary to acquire this easement.

If you have any questions, please give me a call.

Very truly yours,  
  
William J. Buckley, Jr., P.E.  
Director of Public Works/City Engineer

Encl.

C: Eric L. Gottschalk, Esq., with encl.



# RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

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RESOLVED by the Common Council of the City of Danbury:

**WHEREAS**, the City of Danbury, is proceeding through plans and designs, to extend sanitary sewers along Backus Avenue; and

**WHEREAS**, the property to be acquired is described and identified in EXHIBIT A attached hereto; and

**WHEREAS**, said easement will have to be acquired either by negotiation with the property owner or by eminent domain, if such negotiations are unsuccessful; and

**WHEREAS**, it is in the best interest of the City of Danbury to acquire said rights and proceed with the work required.

**NOW, THEREFORE, BE IT RESOLVED THAT** the City of Danbury, through the Office of Corporation Counsel, be and hereby is authorized to acquire the easement set forth on EXHIBIT A attached hereto, in accordance with procedures established by State law, either by negotiation or eminent domain through the institution of suit against the interested property owner and holders of mortgages encumbering the properties, if any, by January 1, 2005.

**15 FEET WIDE SANITARY SEWER EASEMENT  
UNITED STATES POSTAL SERVICE  
23 BACKUS AVENUE**

A certain piece or parcel of land containing 6,539 square feet (0.1501 acre), more or less, situated in the City of Danbury, County of Fairfield and State of Connecticut at Backus Avenue and known as Tax Assessor's Lot No. E18010 (portion of) bounded and described as follows:

Commencing at a point on the northerly street line of Backus Avenue, which point is the southerly corner of the land of the Grantor, thence running northeasterly along the northerly boundary of Backus Avenue along a curve to the right with a radius of 656.52 feet, a delta angle of  $08^{\circ} 03' 38''$  and a length of curve of 92.36 feet to a point, thence  $N 53^{\circ} 54' 33'' E$  a distance of 41.57 feet to a point, thence  $N 56^{\circ} 16' 53'' E$  a distance of 44.48 feet to a point which point is the point or place of the beginning of the sanitary sewer easement being described herein, thence turning and running through the land of the Grantor  $N 71^{\circ} 25' 11'' W$  a distance of 243.18 feet to a point, thence  $N 62^{\circ} 38' 31'' W$  a distance of 188.08 feet to a point, thence turning and continuing through the land of the Grantor and running  $N 27^{\circ} 21' 29'' E$  a distance of 15.00 feet to a point, thence turning and continuing to through the land of the Grantor running  $S 62^{\circ} 38' 31'' E$  a distance of 186.93 feet to a point, thence  $S 71^{\circ} 25' 11'' E$  a distance of 253.74 feet to a point on the northerly street line of Backus Avenue, thence turning and running along the northerly street line of Backus Avenue  $S 56^{\circ} 40' 03'' W$  a distance of 13.51 feet to a point, thence  $S 56^{\circ} 16' 53'' W$  a distance of 5.52 feet to the point or place of beginning.

Bounded:

Northerly: by other land of the Grantor  
Easterly: by Backus Avenue  
Southerly: by other land of the Grantor  
Westerly: by other land of the Grantor

Together with a 15 feet wide temporary construction easement running along the northerly and westerly boundaries of the permanent sanitary sewer easement as shown on the map referenced hereinafter.

For a more particular description, reference is made to a map entitled "Map Showing Proposed Sanitary Sewer Easement Through the Land of United States Postal Service Backus Avenue Danbury, Connecticut Scale: 1"= 20', May 26, 2004" prepared by Michael S. Pierwola, R.L.S. No. 70139, which map is to be filed in the Danbury Land Records.