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CITY OF DANBURY
155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DIVISION
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FARID L. KHOURI, P.E.
CITY ENGINEER

December 15, 2009

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

Re: Drainage Easement

Dear Mayor Boughton and Common Council Members:

Enclosed please find a copy of the easement map and legal description prepared by our department for a drainage easement required on 4 Ford Lane to address an existing drainage issue. The easement required is as follows:

- Tax Assessor's Lot No. H11067 David W. Schiering and Mary Rose Schiering
4 Ford Lane

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.

Sincerely,

Farid L. Khouri, P.E.
City Engineer

Enclosures

C: Laszlo Pinter, Esq. (with Enclosures)
Antonio Iadarola, P.E.



RESOLUTION

12-1

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A.D. 2010

RESOLVED BY THE CITY COUNCIL OF THE CITY OF DANBURY

WHEREAS, the City of Danbury, in order to improve drainage on Ford Lane, wishes to install storm drainage pipes; and

WHEREAS, the City will have to obtain easements from two (2) property owners, one on Ford Lane and the other on Clapboard Ridge Road, in order to accomplish said drainage project; and

WHEREAS, the properties to be acquired are described and identified in Exhibits A and B attached hereto; and

WHEREAS, said easements will have to be acquired either by negotiation with the property owners 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 easements set forth on Exhibits A and B 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 holder(s) of mortgage(s) encumbering the properties, if any, within six (6) months of approval hereof.

12-2

**A DRAINAGE EASEMENT
DAVID W. SCHIERING AND MARY ROSE SCHIERING
4 FORD LANE TAX ASSESSOR'S LOT No. H11067**

A certain triangular piece or parcel of land containing 204 square feet (0.0047 Acre), more or less, situated in the City of Danbury, County of Fairfield and State of Connecticut at 4 Ford Lane and known as Tax Assessor's Lot No. H11067 (portion of) bounded and described as follows:

Beginning at a point on the westerly street line of Ford Lane, which point is the northeasterly corner of land of the Grantors and the northeasterly corner of land herein described, thence running in a southerly direction along the easterly street line of Ford Lane S. $00^{\circ} 38' 00''$ E. a distance of 24.96' to a point, thence turning and running in a northwesterly direction through the land of the Grantors N. $33^{\circ} 53' 44''$ W. a distance of 29.85' to a point on the northerly boundary line of the land of the Grantors, thence turning and running in an easterly direction along the northerly boundary line of the land of the Grantors N. $89^{\circ} 22' 00''$ E. a distance of 16.37' to the point or place of beginning.

Bounded:

Northerly : By land now or formerly of The United Methodist Church Of Danbury.

Easterly : By Ford Lane.

Southwesterly : By other land of the Grantor.

For a more particular description reference is made to a map entitled "Map Showing Proposed Storm Drainage Easement Across the Land of David W. Schiering and Mary Rose Schiering 4 Ford Lane Danbury, Connecticut Scale: 1" = 10' December 2, 2009" prepared by the Engineering Department of the City of Danbury and certified substantially correct by Michael S. Pierwola, R.L.S. No. 70139, which map is filed as Map # _____ in the Danbury Land Records.