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# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT  
(203) 797-4641  
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.  
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 28, 2005

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

Dear Mayor Boughton and Common Council Members:

### Old Farm Road Sanitary Sewer

The Common Council previously approved the installation of new sanitary sewer mains to serve the above noted area. Sanitary sewer construction plans are being developed by the City's consulting engineer. Easements from property owners are needed for the construction of the sanitary sewer improvements.

Enclosed please find copies of easement maps and proposed legal descriptions prepared by our department. The easements required are as follows:

- |                |   |
|----------------|---|
| Lot No. I17008 | James P. Burke, Jr. and Joan Anne Burke<br>24 Old Farm Road       |
| Lot No. I17007 | Eddie M. Sauls, Jr. and Pamela D. Sauls<br>164 Southern Boulevard |

Also enclosed are copies of mapping and a 1954 agreement between Noran Housing Corp. and the City of Danbury relative to the existing private sanitary sewer main. Article 4 of the agreement relates to possible future City acquisition of the existing sanitary sewer and access rights.

We would appreciate if you would authorize the Corporation Counsel's office to take the steps necessary to acquire the two new easements as well as title to and access rights to the existing sanitary sewer that was installed around 1954.

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. (3 copies each)





## 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 with plans and designs to implement the Old Farm Road sanitary sewer project; and

**WHEREAS**, the properties to be acquired are described and identified in EXHIBITS A, B and Map No. 1644 attached hereto; and

**WHEREAS**, said easements and related rights 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 and related rights set forth on EXHIBITS A, B and Map No. 1644 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 owners and holders of mortgages encumbering the properties, if any, by June 1, 2006.

**A SANITARY SEWER EASEMENT  
JAMES P. BURKE, JR. AND JOAN ANNE BURKE  
24 OLD FARM ROAD TAX ASSESSOR'S LOT No. I17008**

A certain piece or parcel of land containing 455 square feet (0.0104 Acre), more or less, situated in the City of Danbury, County of Fairfield and State of Connecticut at 24 Old Farm Road and known as Tax Assessor's Lot No. I17008 (portion of) bounded and described as follows:

Commencing at a point on the northerly street line of Old Farm Road, which point is the southeasterly corner of land of the Grantors, thence running northerly along the easterly boundary line of the Grantors N. 33° 09' 50" W. a distance of 117.90' to a point, said point being the southeasterly corner of land herein described, thence turning and running westerly through the land of the Grantors S. 49° 45' 30" W. a distance of 56.41' to a point, thence turning and running northerly through the land of the Grantors N. 40° 14' 30" W. a distance of 8.00' to a point on the northerly boundary line of the Grantors, thence turning and running easterly along the northerly boundary line of the Grantors N. 49° 45' 30" E. a distance of 57.40' to a point, said point being the northeasterly corner of land of the Grantors and the northeasterly corner of land herein described, thence turning and running southerly along the easterly boundary line of the Grantors S. 33° 09' 50" E. a distance of 8.06' to the point or place of beginning.

Bounded:

Northerly : By land now or formerly of Eddie M. Sauls, Jr.  
and Pamela D. Sauls.

Easterly : By land now or formerly of the City of Danbury Tarrywile Park.

Southerly : By other land of Grantors.

Westerly : By other land of Grantors.

Together with a 10 foot wide temporary construction easement located adjacent and parallel with the southerly line of the said permanent easement, as shown on the below referenced map.

For a more particular description, reference is made to a map entitled "Map Showing Proposed Sanitary Sewer Easement Through the Land of James P. Burke, Jr. and Joan Anne Burke 24 Old Farm Road Danbury, Connecticut Scale: 1" = 20' November 28, 2005" 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 to be filed in the Danbury Land Records.

**A SANITARY SEWER EASEMENT  
EDDIE M. SAULS, JR. AND PAMELA D. SAULS  
164 SOUTHERN BOULEVARD TAX ASSESSOR'S LOT No. I17007**

A certain piece or parcel of land containing 463 square feet (0.0106 Acre), more or less, situated in the City of Danbury, County of Fairfield and State of Connecticut at 164 Southern Boulevard and known as Tax Assessor's Lot No. I17007 (portion of) bounded and described as follows:

Commencing at a point on the southerly street line of Southern Boulevard, which point is the northeasterly corner of land of the Grantors, thence running southerly along the easterly boundary line of the Grantors S. 33° 09' 50" E. a distance of 117.90' to a point, said point being the northeasterly corner of land herein described, thence running southerly along the easterly boundary line of the Grantors S. 33° 09' 50" E. a distance of 8.06' to a point, said point being the southeasterly corner of land of the Grantors and the southeasterly corner of land herein described, thence turning and running westerly along the southerly boundary line of the Grantors S. 49° 45' 30" W. a distance of 57.40' to a point, thence turning and running northerly through the land of the Grantors N. 40° 14' 30" W. a distance of 8.00' to a point, thence turning and running easterly through the land of the Grantors N. 49° 45' 30" E. a distance of 58.39', to the point or place of beginning.

**Bounded:**

Northerly : By other land of Grantors.

Easterly : By land now or formerly of the City of Danbury Tarrywile Park.

Southerly : By land now or formerly of James P. Burke, Jr.  
and Joan Anne Burke

Westerly : By other land of Grantors.

Together with a 10 foot wide temporary construction easement located adjacent and parallel with the northerly line of the said permanent easement, as shown on the below referenced map.

For a more particular description, reference is made to a map entitled "Map Showing Proposed Sanitary Sewer Easement Through the Land of Eddie M. Sauls, Jr. and Pamela D. Sauls 164 Southern Boulevard Danbury, Connecticut Scale: 1" = 20' November 28, 2005" 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 to be filed in the Danbury Land Records.