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CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

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

May 8, 2006

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

Dear Mayor Boughton and Common Council Members:

Olive Street and Tilden Road Sanitary Sewer
and Storm Sewer Easement
Project No. 99-2

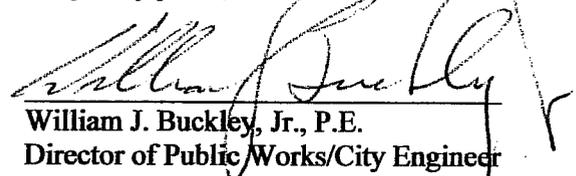
At the request of the property owner, the easement for this project has been revised to incorporate room for a future storm drain installation. Enclosed please find copies of the revised easement map and legal description prepared by our department for the above noted project. The easement required is as follows:

Lot No. K11040 and Barbara J. Sprindis and Robert Sprindis with
Lot No. K11041 life use by Helen M. Sprindis
Morgan 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. (1 copy each)
Raymond Yamin, Esq., with encl. (3 copies each)



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the City of Danbury, is proceeding through plans and designs, to make necessary improvements to the Olive Street / Tilden Road sanitary sewer; 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 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 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 owners and holders of mortgages encumbering the properties, if any, by December 1, 2006.

**A SANITARY SEWER AND STORM DRAINAGE EASEMENT
BARBARA J. SPRINDIS AND ROBERT SPRINDIS
MORGAN AVENUE (TAX ASSESSOR'S LOT No. K11040 & K11041)**

A certain piece or parcel of land containing 8,916 square feet (0.2047 Acre), more or less, situated in the City of Danbury, County of Fairfield and State of Connecticut at Morgan Avenue and known as Tax Assessor's Lot No. K11040 & K11041 (portion of) bounded and described as follows:

Commencing at a point on the westerly street line of Morgan Avenue, which point is the southeasterly corner of land of the Grantors, said point being the southeasterly corner of land herein described, thence running westerly along the southerly boundary line of land of the Grantors S. 61° 48' 45" W. a distance of 208.95' to a point, thence turning and running northwesterly through land of the Grantors N. 45° 39' 57" W. a distance of 77.74' to a point, thence turning and running northerly along the westerly boundary line of land of the Grantors the following courses and distances: N. 18° 43' 29" W. a distance of 5.86' to a point, thence N. 16° 52' 22" W. a distance of 44.32' to a point, thence N. 14° 31' 20" W. a distance of 4.90' to a point, thence turning and running easterly through land of the Grantors N. 71° 20' 00" E. a distance of 14.83' to a point, thence turning and running southerly through land of the Grantors S. 18° 40' 00" E. a distance of 21.47' to a point, thence turning and running southeasterly through land of the Grantors S. 45° 39' 57" E. a distance of 78.12' to a point, thence turning and running easterly through land of the Grantors N. 61° 48' 45" E. a distance of 189.89' to a point on the westerly street line of Morgan Avenue, thence turning and running southerly along the westerly street line of Morgan Avenue S. 22° 34' 08" E. a distance of 30.14' to the point or place of beginning.

Bounded:

Northerly : By other land of Grantors.

Easterly : By Morgan Avenue and by other land of the Grantors, each in part.

Southerly : By land now or formerly of Donald F. Kennen and Elizabeth K. Kennen and by other land of the Grantors, each in part.

Westerly : By land now or formerly of Kittie M. Holton, by land now or formerly of Dorothy M. Posem and by other land of Grantors, each in part.

Together with a 15 foot wide temporary construction easement for swale abandonment located adjacent and parallel with the northerly and easterly line of the said permanent easement and a 10 foot wide temporary construction easement located adjacent and parallel with a portion of the southerly line and the westerly line of the said permanent easement all as shown on the below referenced map.

For a more particular description reference is made to a map entitled "Map Showing Proposed 30 Ft. Wide Sanitary Sewer and Storm Drainage Easement Through the Land of Barbara J. Sprindis and Robert Sprindis with life use by Helen M. Sprindis

Morgan Avenue Danbury, Connecticut Scale: 1" = 20' May 4, 2006" 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.