

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 2/14/2013

Action Requested By:
Engineering

Agenda Item Type
Ordinance

Subject Matter:

Utility and Drainage Easement

Exact Wording for the Agenda:

Ordinance authorizing the dedication of a permanent Utility and Drainage Easement on City property along the south side of Holmes Avenue Bridge at Pinhook Creek, Project No. 65-13-SP 18

Note: If amendment, please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

Ordinance authorizing the dedication of a .16 acre Utility and Drainage Easement necessary for the completion of the Holmes Avenue Bridge project at Pinhook Creek. No City funds involved.

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: Kathy Martin

Date: 2-6-13

revised 3/12/2012

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Punk
K/M

ORDINANCE NO. 13-_____

WHEREAS, it has been recommended to the City Council that certain parcels of property owned in fee by the City be dedicated for public use as Utility and Drainage Easements; and

WHEREAS, the City Council has found and determined that said land should be dedicated to public use as Utility and Drainage Easements.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, that the following described lands be and the same are hereby dedicated to the use of the general public as Utility and Drainage Easements for the purpose of using the same for the establishment, construction, and maintenance of utility, sanitary sewer and drainage easements over, along and under the following described tracts or parcels of land in the County of Madison, State of Alabama, to-wit:

**A PERMANENT UTILITY AND DRAINAGE EASEMENT
0.16 ACRES (SOUTH SIDE HOLMES AVE. BRIDGE)**

All that part of Section 35, Township 3 South, Range 1 West, Madison County, Alabama and more particularly described as:

Commencing at a point on the southerly right-of-way line of Holmes Avenue, Alabama State Plane Coordinates N:1539782.65, E: 427157.08; thence S88°42'22"E along the southerly right-of-way line of Holmes Avenue a distance of 115.37 feet; thence S00°19'18"W a distance of 13.02 feet to the southerly line of an existing public, utility and drainage easement and the point of beginning; thence S89°40'42"E along the southerly boundary of said easement a distance of 68.44 feet; thence S63°14'43"E along the southerly boundary of said easement a distance of 19.75 feet; thence S89°37'07"E along the southerly boundary of said easement a distance of 38.17 feet to the westerly edge of Pinhook Creek; thence S24°05'12"E along the westerly edge of Pinhook Creek a distance of 53.94 feet; thence S63°58'12"W a distance of 81.03 feet; thence N26°01'48"W a distance of 88.07 feet; thence N89°40'42"W a distance of 34.88 feet; thence N00°19'18"E a distance of 15.00 feet to the point of beginning and containing 7007 square feet or 0.16 acres, more or less.

BE IT FURTHER ORDAINED that this Ordinance of Dedication be recorded in the Office of the Judge of Probate of Madison County, Alabama.

ADOPTED this the 14th day of February, 2013.

President of the City Council
of the City of Huntsville, Alabama

APPROVED this the 14th day of February, 2013.

Mayor of the City of
Huntsville, Alabama