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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

November 29, 2004

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

Dear Mayor Boughton and Common Council Members:

Carolyn Avenue Area Sanitary Sewer Easements
Project No. Q2-34

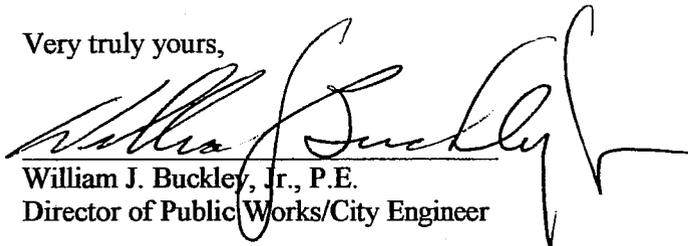
Enclosed please find copies of the six sanitary sewer easement maps and the corresponding legal descriptions required for the Carolyn Avenue Area Sanitary Sewer project. The easements required are as follows:

Lot No. J10127	Mario M. and Maria J. Borges 7 Cozy Hollow Road
Lot No. J10143	Efthemious and Frances E. Chamoures 8 Cozy Hollow Road
Lot No. J10142	Jane M. McDonald 10 Cozy Hollow Road
Lot No. J09069	Geraldine Sibbitt 54 Great Plain Road
Lot No. J09156	Michael E. and Naomi R. Sibbitt 56 Great Plain Road
Lot No. J09155	Richard and Lynn Newton 58 ¹ / ₂ Great Plain Road

We would appreciate, if you would authorize the Corporation Counsel's office to take the steps necessary to acquire these easements.

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

Very truly yours,

A handwritten signature in black ink, appearing to read "William J. Buckley, Jr.", written over a horizontal line.

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

_____ A. D., 200_

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the City of Danbury, is proceeding with plans and designs to implement the Carolyn Avenue area sanitary sewer project; and

WHEREAS, the properties to be acquired are described and identified in EXHIBITS A, B, C, D, E and F 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, B, C, D, E and F 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, 2005.

Ex. A

**SANITARY SEWER AND DRAINAGE EASEMENT
TO BE ACQUIRED BY
THE CITY OF DANBURY
FROM
MARIO M. BORGES AND MARIA J. BORGES**

A CERTAIN PIECE OR PARCEL OF LAND SITUATED ON THE WESTERLY SIDE OF COZY HOLLOW ROAD IN THE CITY OF DANBURY, CONNECTICUT AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF COZY HOLLOW ROAD MARKING THE SOUTHEASTERLY PROPERTY CORNER OF MARIO M. BORGES AND MARIA J. BORGES AND THE NORTHEASTERLY CORNER OF LAND NOW OR FORMERLY OF PETER A. SETARO, JR. AND CAROL ANN SETARO, THENCE RUNNING IN A SOUTHWESTERLY DIRECTION ALONG LAND NOW OR FORMERLY OF PETER A. SETARO, JR. AND CAROL ANN SETARO S76°57'00"W, A DISTANCE OF 107.61' TO A POINT;

THENCE TURNING AND RUNNING IN A NORTHWESTERLY DIRECTION THROUGH LAND OF MARIO M. BORGES AND MARIA J. BORGES N77°16'35"W, A DISTANCE OF 42.22' TO A POINT MARKING THE SOUTHWESTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A NORTHWESTERLY DIRECTION ALONG DIANA ROAD N22°01'00"W, A DISTANCE OF 30.42' TO A POINT MARKING THE NORTHWESTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A SOUTHEASTERLY AND NORTHEASTERLY DIRECTION THROUGH LAND OF MARIO M. BORGES AND MARIA J. BORGES THE FOLLOWING COURSES AND DISTANCES, S77°16'35"E, A DISTANCE OF 65.34' TO A POINT, THENCE N76°57'00"E, A DISTANCE OF 94.07' TO A POINT ON THE WESTERLY SIDE OF COZY HOLLOW ROAD MARKING THE NORTHEASTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A SOUTHEASTERLY DIRECTION ALONG THE WESTERLY SIDE OF COZY HOLLOW ROAD S05°49'00"E, A DISTANCE OF 20.16' TO A POINT MARKING THE POINT OR PLACE OF BEGINNING.

THE ABOVE DESCRIPTION INCLUDES AN AREA OF 3,361 S.F.

FOR A MORE PARTICULAR DESCRIPTION, REFERENCE IS MADE TO A MAP ENTITLED "EASEMENT MAP, MAP SHOWING PROPOSED SANITARY SEWER AND DRAINAGE EASEMENT TO BE ACQUIRED BY THE CITY OF DANBURY FROM MARIO M. BORGES AND MARIA J. BORGES, 7 COZY HOLLOW ROAD, SCALE: 1"=20' DATE: OCTOBER 13, 2004 CERTIFIED SUBSTANTIALLY CORRECT BY SYDNEY A. RAPP, JR. L.S.#7400".

Ex. B

**SANITARY SEWER AND DRAINAGE EASEMENT
TO BE ACQUIRED BY
THE CITY OF DANBURY
FROM
EFTHEMIOS CHAMOURES AND FRANCES E. CHAMOURES**

A CERTAIN PIECE OR PARCEL OF LAND SITUATED ON THE EASTERLY SIDE OF COZY HOLLOW ROAD IN THE CITY OF DANBURY, CONNECTICUT AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EASTERLY SIDE OF COZY HOLLOW ROAD MARKING THE SOUTHWESTERLY PROPERTY CORNER OF LAND OF EFTHEMIOS CHAMOURES AND FRANCES E. CHAMOURES AND THE NORTHWESTERLY CORNER OF LAND NOW OR FORMERLY OF JANE M. McDONALD, THENCE RUNNING IN A NORTHWESTERLY DIRECTION ALONG THE EASTERLY SIDE OF COZY HOLLOW ROAD N05°49'00"W, A DISTANCE OF 25.12' TO A POINT MARKING THE NORTHWESTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING THROUGH LAND OF EFTHEMIOS CHAMOURES AND FRANCES E. CHAMOURES THE FOLLOWING COURSES AND DISTANCES; N78°35'00"E, A DISTANCE OF 25.00' TO A POINT, THENCE S11°25'00"E, A DISTANCE OF 2.00' TO A POINT, THENCE N78°35'00"E, A DISTANCE OF 45.00' TO A POINT, THENCE N11°25'00"W, A DISTANCE OF 2.00' TO A POINT, THENCE N78°35'00"E, A DISTANCE OF 91.81' TO A POINT MARKING THE NORTHEASTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A SOUTHEASTERLY DIRECTION ALONG LAND NOW OR FORMERLY OF GERALDINE SIBBITT S19°39'00"E, A DISTANCE OF 25.26' TO A POINT MARKING THE SOUTHEASTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A SOUTHWESTERLY DIRECTION ALONG LAND NOW OR FORMERLY OF JANE M. McDONALD S78°35'00"W, A DISTANCE OF 167.88' TO A POINT MARKING THE SOUTHWESTERLY CORNER OF HEREIN DESCRIBED EASEMENT AND THE POINT OR PLACE OF BEGINNING.

THE ABOVE DESCRIPTION INCLUDES AN AREA OF 4,031 S.F.

FOR A MORE PARTICULAR DESCRIPTION, REFERENCE IS MADE TO A MAP ENTITLED "EASEMENT MAP, MAP SHOWING PROPOSED SANITARY SEWER AND DRAINAGE EASEMENT TO BE ACQUIRED BY THE CITY OF DANBURY FROM EFTHEMIOS CHAMOURES AND FRANCES E. CHAMOURES, 8 COZY HOLLOW ROAD, DANBURY, CONNECTICUT, SCALE: 1"=20' DATE: OCTOBER 13, 2004 CERTIFIED SUBSTANTIALLY CORRECT BY SYDNEY A. RAPP, JR., L.S.#7400".

Ex. C

**TEMPORARY CONSTRUCTION EASEMENT
TO BE ACQUIRED BY
THE CITY OF DANBURY
FROM
JANE M. McDONALD**

A CERTAIN PIECE OR PARCEL OF LAND SITUATED AT THE REAR OF 10 COZY HOLLOW ROAD IN THE CITY OF DANBURY, CONNECTICUT AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT LOCATED N78°35'00"E, A DISTANCE OF 137.88' FROM THE NORTHWESTERLY PROPERTY CORNER OF JANE M. McDONALD AND THE SOUTHWESTERLY CORNER OF LAND NOW OR FORMERLY OF EFTHEMIOUS CHAMOURES AND FRANCES E. CHAMOURES, SAID POINT MARKING THE NORTHWESTERLY CORNER OF HEREIN DESCRIBED EASEMENT AND THE TRUE POINT OF BEGINNING;

THENCE RUNNING IN A NORTHEASTERLY DIRECTION ALONG LAND NOW OR FORMERLY OF EFTHEMIOUS CHAMOURES AND FRANCES E. CHAMOURES N78°35'00"E, A DISTANCE OF 30.00' TO A POINT MARKING THE NORTHEASTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A SOUTHEASTERLY DIRECTION ALONG LAND NOW OR FORMERLY OF GERALDINE SIBBITT S19°39'00"E, A DISTANCE OF 54.30' TO A POINT MARKING THE SOUTHERLY TERMINUS OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A NORTHWESTERLY DIRECTION THROUGH LAND OF JANE M. McDONALD N46°31'12"W, A DISTANCE OF 65.69' TO A POINT MARKING THE TRUE POINT OR PLACE OF BEGINNING.

THE ABOVE DESCRIPTION INCLUDES AN AREA OF 806 S.F.

FOR A MORE PARTICULAR DESCRIPTION, REFERENCE IS MADE TO A MAP ENTITLED "EASEMENT MAP, MAP SHOWING PROPOSED TEMPORARY CONSTRUCTION EASEMENT TO BE ACQUIRED BY THE CITY OF DANBURY FROM JANE M. McDONALD, 10 COZY HOLLOW ROAD, DANBURY, CONNECTICUT, SCALE: 1"=20' DATE: OCTOBER 13, 2004 CERTIFIED SUBSTANTIALLY CORRECT BY SYDNEY A. RAPP, JR. L.S. #7400".

EX. D

**SANITARY SEWER AND DRAINAGE EASEMENT
TO BE ACQUIRED BY
THE CITY OF DANBURY
FROM
GERALDINE SIBBITT**

A CERTAIN PIECE OR PARCEL OF LAND SITUATED AT THE REAR OF 54 GREAT PLAIN ROAD IN THE CITY OF DANBURY, CONNECTICUT AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT LOCATED N69°06'38"E, A DISTANCE OF 15.368' FROM THE NORTHWESTERLY PROPERTY CORNER OF LAND OF GERALDINE SIBBITT AND THE SOUTHWESTERLY CORNER OF LAND NOW OR FORMERLY OF MICHAEL E. SIBBITT AND NAOMI R. SIBBITT, SAID POINT MARKING THE NORTHWESTERLY CORNER OF HEREIN DESCRIBED EASEMENT AND THE TRUE POINT OF BEGINNING;

THENCE RUNNING IN A NORTHEASTERLY DIRECTION ALONG LAND NOW OR FORMERLY OF MICHAEL E. SIBBITT AND NAOMI R. SIBBITT N69°06'38"E, A DISTANCE OF 32.823' TO A POINT MARKING THE NORTHEASTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A SOUTHWESTERLY DIRECTION THROUGH LAND OF GERALDINE SIBBITT S19°29'58"W, A DISTANCE OF 76.31' TO A POINT MARKING THE SOUTHEASTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A NORTHWESTERLY DIRECTION ALONG LAND NOW OR FORMERLY OF JANE M. McDONALD AND EFTHEMIOUS CHAMOURES AND FRANCES E. CHAMOURES EACH IN PART N19°39'00"W, A DISTANCE OF 39.60' TO A POINT MARKING THE NORTHWESTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A NORTHEASTERLY DIRECTION THROUGH LAND OF GERALDINE SIBBITT N19°29'58"E, A DISTANCE OF 24.335' TO A POINT MARKING THE TRUE POINT OR PLACE OF BEGINNING.

THE ABOVE DESCRIPTION INCLUDES AN AREA OF 1,258 SQ.FT.

FOR A MORE PARTICULAR DESCRIPTION, REFERENCE IS MADE TO A MAP ENTITLED "EASEMENT MAP, MAP SHOWING PROPOSED SANITARY SEWER AND DRAINAGE EASEMENT TO BE ACQUIRED BY THE CITY OF DANBURY FROM GERALDINE SIBBITT 54 GREAT PLAIN ROAD, DANBURY, CONNECTICUT SCALE: 1"=30' DATE: OCTOBER 13, 2004 CERTIFIED SUBSTANTIALLY CORRECT BY SYDNEY A. RAPP, JR., L.S. #7400".

TOGETHER WITH THE TEMPORARY CONSTRUCTION EASEMENT SHOWN ON THE ABOVE REFERENCED MAP.

Ex. E

**SANITARY SEWER AND DRAINAGE EASEMENT
TO BE ACQUIRED BY
THE CITY OF DANBURY
FROM
MICHAEL E. SIBBITT AND NAOMI R. SIBBITT**

A CERTAIN PIECE OR PARCEL OF LAND SITUATED ON THE WESTERLY SIDE OF GREAT PLAIN ROAD IN THE CITY OF DANBURY, CONNECTICUT AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF GREAT PLAIN ROAD MARKING THE NORTHEASTERLY PROPERTY CORNER OF MICHAEL E. SIBBITT AND NAOMI R. SIBBITT AND THE SOUTHEASTERLY CORNER OF LAND NOW OR FORMERLY OF RICHARD NEWTON AND LYNN NEWTON ;

THENCE RUNNING IN A SOUTHEASTERLY DIRECTION ALONG THE WESTERLY SIDE OF GREAT PLAIN ROAD S51°41'25"E, A DISTANCE OF 22.41' TO A POINT MARKING THE SOUTHEASTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A SOUTHWESTERLY DIRECTION THROUGH LAND OF MICHAEL E. SIBBITT AND NAOMI R. SIBBITT THE FOLLOWING COURSES AND DISTANCES: S65°07'55"W, A DISTANCE OF 202.68' TO A POINT; THENCE S19°29'58"W, A DISTANCE OF 132.74' TO A POINT MARKING THE INTERSECTION OF HEREIN DESCRIBED EASEMENT WITH LAND NOW OR FORMERLY OF GERALDINE SIBBITT;

THENCE TURNING AND RUNNING IN A SOUTHWESTERLY DIRECTION ALONG LAND NOW OR FORMERLY OF GERALDINE SIBBITT S69°06'38"W, A DISTANCE OF 32.823' TO A POINT MARKING THE SOUTHWESTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A NORTHEASTERLY DIRECTION THROUGH LAND OF MICHAEL E. SIBBITT AND NAOMI R. SIBBITT N19°29'58"E, A DISTANCE OF 157.514' TO A POINT MARKING THE NORTHWESTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A NORTHEASTERLY DIRECTION ALONG LAND NOW OR FORMERLY OF RICHARD NEWTON AND LYNN NEWTON N65°07'55"E, A DISTANCE OF 207.982' TO A POINT MARKING THE NORTHEASTERLY CORNER OF HEREIN DESCRIBED EASEMENT AND POINT OR PLACE OR BEGINNING.

THE ABOVE DESCRIPTION INCLUDES AN AREA OF 7,736 SQ.FT.

FOR A MORE PARTICULAR DESCRIPTION, REFERENCE IS MADE TO A MAP ENTITLED "EASEMENT MAP, MAP SHOWING PROPOSED SANITARY SEWER AND DRAINAGE EASEMENT TO BE ACQUIRED BY THE CITY OF DANBURY FROM MICHAEL E. SIBBITT AND NAOMI R. SIBBITT, 56 GREAT PLAIN ROAD, DANBURY, CONNECTICUT, SCALE: 1"=30', DATE: OCTOBER 13, 2004, CERTIFIED SUBSTANTIALLY BY SYDNEY A. RAPP, JR., L.S.#7400.

TOGETHER WITH THE TEMPORARY CONSTRUCTION EASEMENT SHOWN ON THE ABOVE REFERENCED MAP.

ENT

**SANITARY SEWER AND DRAINAGE EASEMENT
TO BE ACQUIRED BY
THE CITY OF DANBURY
FROM
RICHARD NEWTON AND LYNN NEWTON**

A CERTAIN PIECE OR PARCEL OF LAND SITUATED ON THE WESTERLY SIDE OF GREAT PLAIN ROAD IN THE CITY OF DANBURY, CONNECTICUT AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY SIDE OF GREAT PLAIN ROAD, SAID POINT MARKING THE NORTHEASTERLY PROPERTY CORNER OF LAND NOW OR FORMERLY OF MICHAEL E. SIBBITT AND NAOMI R. SIBBITT AND THE SOUTHEASTERLY PROPERTY CORNER OF LAND OF RICHARD NEWTON AND LYNN NEWTON;

THENCE RUNNING IN A WESTERLY DIRECTION ALONG LAND NOW OR FORMERLY OF MICHAEL E. SIBBITT AND NAOMI R. SIBBITT S65°07'55"W, A DISTANCE OF 207.982' TO A POINT MARKING THE SOUTHWESTERLY CORNER OF THE HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A NORTHEASTERLY DIRECTION THROUGH LAND OF RICHARD NEWTON AND LYNN NEWTON N19°29'58"E, A DISTANCE OF 6.99' TO A POINT MARKING THE NORTHWESTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A NORTHEASTERLY DIRECTION THROUGH LAND OF RICHARD NEWTON AND LYNN NEWTON N65°07'55"E, A DISTANCE OF 202.37' TO A POINT ON THE WESTERLY SIDE OF GREAT PLAIN ROAD MARKING THE NORTHEASTERLY CORNER OF HEREIN DESCRIBED EASEMENT;

THENCE TURNING AND RUNNING IN A SOUTHEASTERLY DIRECTION ALONG THE WESTERLY SIDE OF GREAT PLAIN ROAD S33°02'50"E, A DISTANCE OF 5.05' TO A POINT MARKING THE POINT OR PLACE OF BEGINNING.

THE ABOVE DESCRIPTION INCLUDES AN AREA OF 1,025 SQ.FT.

FOR A MORE PARTICULAR DESCRIPTION, REFERENCE IS MADE TO A MAP ENTITLED "EASEMENT MAP, MAP SHOWING PROPOSED SANITARY SEWER AND DRAINAGE EASEMENT TO BE ACQUIRED BY THE CITY OF DANBURY FROM RICHARD NEWTON AND LYNN NEWTON 58½ GREAT PL;AIN ROAD, DANBURY, CONNECTICUT SCALE: 1"=30' DATE: NOVEMBER 22, 2004, REVISED NOVEMBER 29, 2004, CERTIFIED SUBSTANTIALLY CORRECT BY SYDNY A. RAPP, JR., L.S. #7400".