

SOUTHEAST METRO STORMWATER AUTHORITY
acting by and through
SEMSWA WATER ACTIVITY ENTERPRISE

RESOLUTION 19-02

Authorization for Executive Director to Grant Temporary Construction Easements
On An As Needed Basis

WHEREAS, SEMSWA has been organized to manage and maintain regional stormwater facilities within its boundaries; and

WHEREAS, on occasion, construction is proposed by either a private or a governmental entity on property that is adjacent to property that SEMSWA either owns in fee simple or by way of an easement; and

WHEREAS, the entity usually requests a temporary construction easement to access and utilize property owned by SEMSWA during the construction on the property owned by the entity that is adjacent to property owned by SEMSWA; and

WHEREAS, these temporary construction easements are of a relatively short duration and do not involve construction of improvements on property owned by SEMSWA; and

WHEREAS, in most cases, SEMSWA Staff determines the proposed temporary construction easement will not negatively impact a SEMSWA facility or property owned by SEMSWA; and

WHEREAS, by SEMSWA executing a temporary construction easement, it can be ensured that the use of the easement will not negatively impact SEMSWA's facilities or its property.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board authorizes the Executive Director to execute temporary construction easements for the use of both private and governmental entities over property owned by SEMSWA for construction on adjacent property owned by that entity on the condition that Staff determines that such temporary construction easement will not negatively impact SEMSWA facilities or its property.

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Date: _____

ATTEST:

Secretary

Chairperson

APPROVED AS TO FORM:
Attorney for
Southeast Metro Stormwater Authority

By _____
Edward J. Krisor