

## **MUNICIPAL ORDER 30-2022**

**A MUNICIPAL ORDER AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN EASEMENT AGREEMENT BETWEEN THE CITY OF OWENSBORO AND REGIONAL WATER RESOURCE AGENCY, GRANTING A TEMPORARY EASEMENT FOR CONSTRUCTING SEWERS AND A PERPETUAL EASEMENT FOR THE PURPOSE OF OPERATING, MAINTAINING AND RECONSTRUCTING SEWERS ACROSS A PORTION OF LEGION PARK.**

**WHEREAS**, Regional Water Resource Agency (hereinafter “RWRA”) requests temporary and perpetual easements for the purpose of constructing and thereafter operating, maintaining and reconstructing sewers and appurtenant structures over and across a portion of Legion Park, as shown on the attached Exhibit “A”; and

**WHEREAS**, the granting of temporary and perpetual easements has been fully reviewed by city staff and will not unreasonably interfere with use of Legion Park.

**NOW, THEREFORE, BE IT ORDERED BY THE CITY OF OWENSBORO, KENTUCKY, AS FOLLOWS:**

**Section 1.** That the Mayor be, and he hereby is, authorized and directed to execute a Deed of Easement by and between the City of Owensboro and RWRA, under the terms of which the City shall grant temporary and perpetual easements over a portion of Legion Park in order for RWRA to construct and thereafter operate, maintain and reconstruct sewers and appurtenant structures.

**Section 2.** That the Mayor, City Manager, City Engineer and other staff members are hereby authorized to execute any and all other agreements, instruments or documents deemed necessary and appropriate to effectuate and implement this easement agreement.

**INTRODUCED, PUBLICLY READ, AND FINALLY APPROVED ON ONE  
READING**, this the 20th day of September, 2022.

---

Thomas H. Watson, Mayor

ATTEST:

---

Beth Davis, City Clerk

# EXHIBIT "A"

## Permanent Easement Description

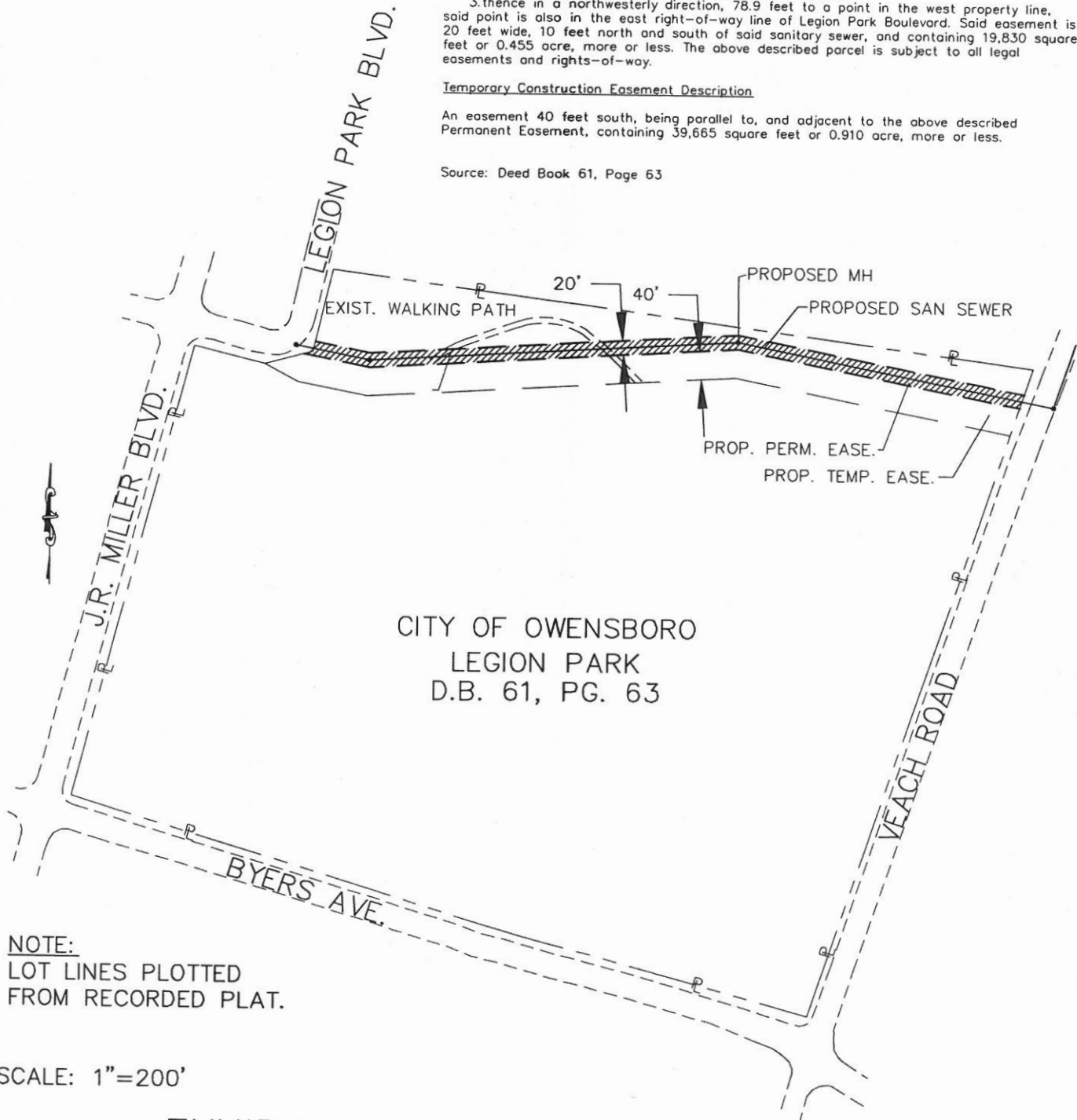
An easement along the northern portion of the property of the parent tract, the centerline of said easement being described as follows:  
Beginning at a point in the west right-of-way line of Veach Road, said point being approximately 48.1 feet southwest of the northeast property corner; thence with the centerline of a proposed sanitary sewer the following three calls:

1. In a northwesterly direction, 402.7 feet to a point;
2. thence in a westerly direction, 510.0 feet to a point;
3. thence in a northwesterly direction, 78.9 feet to a point in the west property line, said point is also in the east right-of-way line of Legion Park Boulevard. Said easement is 20 feet wide, 10 feet north and south of said sanitary sewer, and containing 19,830 square feet or 0.455 acre, more or less. The above described parcel is subject to all legal easements and rights-of-way.

## Temporary Construction Easement Description

An easement 40 feet south, being parallel to, and adjacent to the above described Permanent Easement, containing 39,665 square feet or 0.910 acre, more or less.

Source: Deed Book 61, Page 63



NOTE:  
LOT LINES PLOTTED  
FROM RECORDED PLAT.

SCALE: 1"=200'

## EXHIBIT SANITARY SEWER EASEMENT FOR R.W.R.A.

CITY OF OWENSBORO  
LEGION PARK

SAN. SEWER EASEMENT - 19,840 S.F. (0.455 S.F.)  
TEMP. CONST. EASEMENT - 39,775 S.F. (0.913 AC.)