

10720. RESOLUTION 13-31 – EASEMENT AGREEMENT WITH CHESAPEAKE UTILITIES

WHEREAS, The Delaware River and Bay Authority (the “Authority”), owns a parcel of land (T.ML#3-35-8.12.78-00) located in Sussex County, Delaware within an area referred to as the CMLF Maintenance Garage; and

WHEREAS, Chesapeake Utilities (“Chesapeake”) desires to install a gas main through the property in order to extend its’ utility system and to provide utility services to the Authority premises and to other premises, users and residences; and

WHEREAS, the granting of said easement shall have no impact on the Authority’s future ability to develop the site, and

WHEREAS, the Authority desires to enter into an easement agreement with Chesapeake to formalize the parties’ rights and obligations with respect to Chesapeake’s easement through this parcel.

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to finalize the terms and conditions of the Gas Main Easement Agreement with Chesapeake and, with the advice and consent of counsel, to have such Gas Main Easement Agreement executed by the Chairperson, Vice Chairperson, and the Executive Director.

A motion to approve Resolution 13-31 was made by Commissioner Dorn, seconded by Commissioner Lathem, and approved by a roll call vote of 9-0.

Resolution 13-31 Executive Summary Sheet

Resolution: Authorizing the Executive Director to execute a Gas Main Easement Agreement with Chesapeake Utilities at the Authority's CMLF Maintenance Garage

Committee: Projects Committee

Committee Date: September 17, 2013

Board Date: September 17, 2013

Purpose and Background for Resolution:

Authorizes the Executive Director, Chairman and Vice Chairman to execute and deliver an easement on the Authority's CMLF Maintenance Garage located along Freeman Highway. This will allow Chesapeake Utilities to extend their utility services and provides access to the utility to the DRBA maintenance garage and multiple residences in the City of Lewes.