

**TOWN COUNCIL
TOWN OF FALMOUTH, MAINE**

**ORDER CONCERNING RELOCATION OF A CERTAIN SEWER EASEMENT
ACROSS PROPERTY SITUATED AT 12 CHESTNUT STREET**

WHEREAS, the Town of Falmouth holds a sewer line easement over a certain lot of land situated on Chestnut Street in the Town of Falmouth, being a part of lots 24 and 25 as delineated on a plan of the Stackpole Farm recorded in the Cumberland County Registry of Deeds in Plan Book 6 Page 2;

WHEREAS, the location of the easement is described in the Easement Deed from Beatrice G. Bowen to the Town of Falmouth dated April 7, 1986;

WHEREAS, Lincoln Hayes, current owner of the property over which the easement crosses, wishes to relocate the boundaries of the easement, but not to move the sewer line, in connection with a home renovation project; and

WHEREAS, the Town has no objection to relocating the boundaries of the easement and considers the proposed relocation to benefit the Town in that the sewer line will be in the middle of the easement rather than at the edge of the easement as is currently the case.

NOW THEREFORE, be it ordered by the Town Council of the Town of Falmouth, Maine in Town Council assembled:

1. The Town Manager is authorized to negotiate the terms of a relocated sewer easement over the above referenced property.
2. The boundaries of the relocated easement shall be subject to the approval of the Sewer Superintendent and the language of the easement shall be approved by the Town Attorney.
3. All fees and costs incurred by the Town in connection with the drafting, execution, surveying, mapping and recording of the relocated easement shall be reimbursed to the Town by the landowner.
4. Upon satisfaction of the conditions stated herein, the Town Manager is authorized to accept the relocated easement on behalf of the Town.