

A RESOLUTION TO AUTHORIZE THE CITY OF LAWRENCEBURG, TENNESSEE TO OBTAIN PROPERTY FOR THE EXPANSION OF THE DEMOLITION LANDFILL. AUTHORITY, AUTHORIZATION FOR CONDEMNATION PROCEEDINGS, APPROPRIATION, DETERMINATION OF PUBLIC PURPOSE, EFFECTIVE DATE THEREOF.

WHEREAS, the City of Lawrenceburg, Tennessee has determined that the demolition landfill is close to capacity and there exists an immediate need to expand the current demolition landfill to be in compliance with the State of Tennessee Department of Environment and Conservation; and

WHEREAS, the City of Lawrenceburg under the various statutes of the State of Tennessee and the Charter of the City of Lawrenceburg has the authority of eminent domain in order to obtain the property necessary for the expansion of the demolition landfill; and

WHEREAS, the City of Lawrenceburg has determined that the property to be acquired for the expansion of the demolition landfill is to be taken for public use and is in the public interest; and

WHEREAS, the property to be acquired for the expansion of the demolition landfill is more particularly described on the attached Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND COMMISSIONERS OF THE CITY OF LAWRENCEBURG, TENNESSEE, that:

1. The City of Lawrenceburg is authorized to obtain the property more particularly described on the attached Exhibit "A" for the expansion of the demolition landfill. In the event the property cannot be obtained by a private negotiated sale, the property may be obtained through eminent domain proceedings.

2. Authority. The City of Lawrenceburg has the authority to exercise eminent domain in obtaining the property more particularly described on the attached Exhibit "A" through the various statutes of the State of Tennessee, including but not limited to Tennessee Code Annotated, Section 29-17-104, 29-17-701, 29-17-801, 29-17-901, 9-21-107, 54-5-104 and 29-17-701 and Tennessee Code Annotated Section and the Charter of the City of Lawrenceburg.

3. Public Use and Public Interests. The Board of Mayor and Commissioners make the determination that obtaining the property described on the attached Exhibit "A" is for a specified public use and in the public interest.

The Board of Mayor and Commissioners does hereby engage the services of Alan C. Betz, Attorney, to proceed to obtain the property.

This Resolution shall take effect immediately, the public welfare requiring it.

PASSED AND ADOPTED BY THE BOARD OF MAYOR AND COMMISSIONERS OF THE CITY OF LAWRENCEBURG, TENNESSEE THIS ____ day of _____, 2015

CITY OF LAWRENCEBURG, TENNESSEE,
A MUNICIPAL CORPORATION

ATTEST:

MAYOR

Approved as to form:

CITY ADMINISTRATOR
ACTING CITY RECORDER

City Attorney

EXHIBIT "A"

Murray, Inc.
Parcel 24.00, Tax Map 97
Property Description
160.77 Acres ±
South of Atkins Lane

A tract of land in the Fifth District of Lawrence County, Tennessee, lying south of Atkins Lane and being more particularly described as follows:

Beginning at an iron rod set on the east boundary line of the property of the City of Lawrenceburg as recorded in Deed Book 272, Page 377, Registers Office of Lawrence County, TN (R.O.L.C.), also being the southwest corner of the property of Murray, Inc. as recorded in Deed Book 231, Page 483, R.O.L.C., TN, and the northwest corner of the property of Mark Woods as recorded in Deed Book 282, Page 435, R.O.L.C., TN;

Thence, following said Murray, Inc. west property line N06°23'24"E a distance of 4025.99 feet to a set point being the northwest corner of said Murray, Inc. property, and also being the northeast corner of Iva Neil Adkins as recorded in Deed Book 255, Page 93, R.O.L.C., TN;

Thence, following north property line of said Murray, Inc. and leaving east property line of said Iva Neil Adkins S83°36'36"E a distance of 610.50 feet to a set point being the southeast corner of Leman Franklin Etux as recorded in Deed Book 160, Page 435, R.O.L.C., TN;

Thence, leaving property corner of Leman Franklin Etux S06°23'24"W a distance of 957.00 feet to a set point being the southwest corner of Louise Cawthon as recorded in Deed Book 286, Page 313, R.O.L.C., TN;

Thence, leaving corner of said Louise Cawthon and following said north property line of Murray, Inc. S83°36'36"E a distance of 1308.17 feet to a set point being the northern most corner of Mark Woods as recorded in Deed Book 282, Page 435, R.O.L.C., TN;

Thence, leaving corner of said Mark Woods and following east property line of said Murray, Inc., S10°19'02"W a distance of 139.70 feet to a set point;

Thence, S28°04'23"E a distance of 506.98 feet to a set point;

Thence, S01°28'29"W a distance of 1356.00 feet to a set point;

Thence, S19°49'17"W a distance of 186.42 feet to a set point;

Thence, S32°11'02"W a distance of 278.06 feet to a set point;

Thence, N84°27'01"W a distance of 687.67 feet to a set point;

Thence, S05°32'59"W a distance of 726.00 feet to a set point;

Thence, following the north property line of said Mark Woods and being the south property line of said Murray, Inc. N84°27'01"W a distance of 1765.49 feet to the POINT OF BEGINNING and containing 160.77 acres more or less.

Note: This written property description does not represent a legal binding boundary survey.

This being a portion of the property conveyed to Murray Ohio Manufacturing Co. from Champion International Corporation by deed dated March 27, 1987 of record in Deed Book 231, Page 483, R.O.L.C., Tennessee.