

WOODRIDGE LAKE SEWER DISTRICT AUTHORITY
Woodridge Lake Property Owners Association Clubhouse
260 East Hyerdale Drive, Goshen, CT 06756

Board Meeting Date: July 9, 2016

RESOLUTION

Subject: Approval of the Acquisition by the Woodridge Lake Sewer District Sewer Authority (the “Authority”) by purchase or, if necessary, by eminent domain of utility easements over portions of certain properties with the addresses 533 Old Middle Street, Goshen, CT 06756 and 37 Brush Hill Road, Goshen, CT 06756 for purposes of the construction of improvements to the Woodridge Lake Sewer District’s wastewater treatment system to connect with and use the City of Torrington’s wastewater treatment facility (the “Project”).

Background: The Authority has been planning for many years the Project to address the disposal needs of the Sewer District. The Authority has been working with its consultants Woodard & Curran, Inc. and David Prickett Consulting, LLC to develop a plan for managing its wastewater, which now will be conveyed to a regional sewer treatment facility. Such plan has been approved by the Connecticut Department of Energy and Environmental Protection (the “DEEP”). On May 28, 2016, the taxpayers of the Woodridge Lake Sewer District approved an appropriation of \$15,500,000 for the Project. A necessary part of the Project will be the constructing and laying of sewer pipe transmission lines under portions of properties with the addresses 533 Old Middle Street, Goshen, CT 06756 and 37 Brush Hill Road, Goshen, CT 06756. Accordingly, the Authority is seeking to acquire utility easements over portions of these properties and is holding this public hearing in accordance with Connecticut General Statutes §§ 7-247a and 7-248.

WHEREAS, The Authority has determined that the acquisition of utility easements over portions of properties with the addresses 533 Old Middle Street, Goshen, CT 06756 and 37 Brush Hill Road, Goshen, CT 06756 is necessary for the Authority’s purposes under Chapter 103 of the Connecticut General Statutes in connection with the Project for the constructing and laying of underground sewer pipe transmission lines; and

WHEREAS, The Authority already has an easement for ingress and egress over a certain portion of the property located at 37 Brush Hill Road, Goshen, CT 06756. In connection with the Project, the Authority requires a utility easement over that same portion of property for purposes of constructing and laying underground sewer transmission lines; and

WHEREAS, In connection with the Project, the Authority also requires a utility easement over a portion of the property located at 533 Old Middle Street, Goshen, CT 06756 for purposes of constructing and laying underground sewer pipe transmission lines; and

WHEREAS, The Authority has reached an agreement for a utility easement with the property owner of 533 Old Middle Street Goshen, CT 06756 for purposes of constructing and laying underground sewer pipe transmission lines; and

WHEREAS, The Authority has been negotiating in good faith, and will continue its good faith negotiations, with the property owners of 37 Brush Hill Road, Goshen, CT 06756 to acquire the necessary utility easement by purchase; and

WHEREAS, If the Authority and the property owners of 37 Brush Hill Road, Goshen, CT 06756 are unable to agree on a purchase price for the necessary utility easement, the Authority may acquire the utility easement by eminent domain in accordance with the Authority's powers of eminent domain pursuant to Connecticut General Statutes § 7-248; and

WHEREAS, the Authority has considered the benefits to the public and any private entity that will result from the Project and has determined that the public benefits outweigh any private benefits; the Authority's current easement of ingress and egress over a portion of 37 Brush Hill Road does not permit the laying of underground sewer pipe transmission lines; and that a utility easement over a portion of 37 Brush Hill Road is necessary for the Project so that the Authority may lay underground sewer pipe transmission lines within the easement, in accordance with the plan approved by the DEEP to manage the Sewer District's wastewater.

NOW THEREFORE, BE IT RESOLVED THAT, after a public hearing, the Authority hereby approves the acquisition by purchase, or if necessary, by eminent domain, of the utility easements over a portion of the properties with addresses of 533 Old Middle Street, Goshen, CT 06756 and 37 Brush Hill Road, Goshen, CT 06756.

This Resolution shall take effect immediately.

Raymond Turri

Jim Mersfelder

President
Woodridge Lake Sewer District Sewer
Authority

Vice President & Treasurer
Woodridge Lake Sewer District Sewer
Authority

Alfred Shull

Richard Reis

Clerk
Woodridge Lake Sewer District Sewer
Authority

Board Member
Woodridge Lake Sewer District Sewer
Authority

Jim Hiltz

Board Member
Woodridge Lake Sewer District Sewer
Authority

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