

RESOLUTION NO. 2015-2

A RESOLUTION OF THE LA PLATA WEST WATER AUTHORITY OUTLINING THE PREFERRED METHODOLOGY FOR ACQUIRING EASEMENTS NEEDED FOR AUTHORITY OWNED TREATED WATER PIPELINES, RELATED EQUIPMENT, AND INFRASTRUCTURE IN ORDER TO MINIMIZE PROJECT COSTS.

WHEREAS, the construction of a rural domestic water delivery system by the La Plata West Water Authority (LPWWA) requires easements from private property owners for the installation of pipelines, and associated infrastructure; and

WHEREAS, the LPWWA desires to work with all property owners in the most equitable manner possible, to keep project costs as low as possible, and to minimize negative impacts to individual properties;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE LPWWA THAT:

1. LPWWA, either directly or through its agents, will seek to obtain preliminary easements from private property owners that will, wherever possible, not exceed a width of FIFTY (50) feet and shall to the extent possible be adjacent to and bordering existing roadways.
2. The LPWWA Board of Directors, upon complete development of final engineering design for respective segments of pipeline and associated infrastructure, will acquire a permanent easement within the preliminary easement. When possible, the permanent easement will not exceed a total width of THIRTY (30) feet.
3. Prior to construction, the LPWWA Board of Directors shall notify affected property owners of the intent to construct a pipeline within the permanent easement. The centerline of the permanent easement shall be defined by the center line of the installed pipeline.
4. After construction, the easement area will be restored, as closely as possible, to the condition prior to construction.
5. Within 180 days after the completion of construction on a parcel, the property owner will be provided with the total square footage of the permanent easement on each parcel, such that the owner thereof may assign a value to the easement and pursue any appropriate method available to claim a tax deduction or credit for the easement provided.
6. When appropriate and if alternate routes are not available, the pipeline route and associated easement will be configured to avoid structures. If such routing is not possible or practical, LPWWA will provide for fair and reasonable payment for damages caused to said structures.

ADOPTED this 4th day of February, 2015.

ATTEST:

La Plata West Water Authority

Frank Smith

Roy Novak

Secretary

President