

RESOLUTION NO. 2019-06

A RESOLUTION AUTHORIZING THE CITY OF FRANKLIN TO PROVIDE SANITARY SEWER SERVICES TO DEERFIELD SECTION 1 LOT 39 (MAP 52 PARCEL 39) CONTINGENT UPON ALL CONDITIONS PRESENTED HEREIN.

WHEREAS, Robert Jeffrey Fulmer and Sonja Ann Fulmer (hereinafter “Property Owners”) currently own the property known as Deerfield Section 1 Lot 39 (Map 52 Parcel 39) (hereinafter “Property”); and

WHEREAS, on August 29, 2018, the Property Owners submitted a Request for Sewer Availability for 1 SFUE (1 SFUE = 350 gallons per day); and

WHEREAS, the Property owners wish to be annexed; however, the City believes it is not the appropriate time for annexation of the Property; and

WHEREAS, the Property Owners—on behalf of themselves, their heirs, and assigns, and any subsequent owners—agree to convey unto the City of Franklin (hereafter “the City”) the irrevocable and perpetual right to file on their behalf a Petition of Annexation at any time the City believes annexation is appropriate; and

WHEREAS, as a condition of granting availability, the Property Owners shall enter into an Agreement with the City that will outline the following:

- the Property Owners wish to be annexed and agree to allow the City to annex when the City deems annexation appropriate; and
- the Property Owners and all future owners of the Property will be required to participate in any future special assessment district located in the Deerfield Subdivision that requires sanitary sewer to be extended through or adjacent to the property; and
- the Agreement shall be recorded at the Williamson County Register of Deeds; and
- the Property Owners will be responsible for all costs to connect the Property to the sanitary sewer to include, but not limited to, extending the public main, required permits, pavement restoration, property restoration, and complying with all local, state and federal requirements and all costs associated with the sanitary sewer connection and required fees; and
- the Property Owners will be responsible for obtaining all easements and rights of way and dedication of said easements and rights of way to the City to be recorded via plat with the Williamson County Register of Deeds.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE THAT:

The recitals set forth above are incorporated herein as if set forth at length.

Authority is granted to the City Administrator to enter into the appropriate agreements with the Property Owners to meet the contingencies listed herein as conditions by which the City will provide sanitary sewer services to the Property.

IT IS SO RESOLVED AND DONE on this ____ day of _____, 2019.

ATTEST:

CITY OF FRANKLIN, TENNESSEE:

By: _____

ERIC S. STUCKEY
City Administrator

By: _____

DR. KEN MOORE
Mayor

Approved as to Form

By: _____

Shauna R. Billingsley, City Attorney