

**(17-24) RESOLUTION OF THE REPRESENTATIVE TOWN MEETING OF THE TOWN OF DARIEN AUTHORIZING A QUITCLAIM DEED OF ITS INTEREST IN PROPERTY COMMONLY KNOWN AS HAZEL STREET TO THE ABUTTING PROPERTY OWNERS**

**Primary – PZ&H  
Secondary – F&B**

**WHEREAS**, the property commonly known as Hazel Street, which is located off West Avenue, and abuts Woodland Park has always been considered a private street; and

**WHEREAS**, the Town had been contacted by Eversource Energy Services Company proposing a plan to replace a failing gas main located on Hazel Street; and

**WHEREAS**, Eversource Energy Services Company had previously performed a title search of said property; and

**WHEREAS**, the Eversource Energy Services Company as part of the title search determined the street was owned by the Town of Darien; and

**WHEREAS** transfer of title to the street in question was conveyed to the Town of Darien on August 4, 1959 as part of a larger transfer; and

**WHEREAS**, a deed allegedly conveying title to the street to the abutting property owners on July 29, 1994 was ineffective; and

**WHEREAS**, the Town of Darien has neither accepted said road nor maintained it; and

**WHEREAS**, the Town of Darien has satisfied itself that it is the owner of said property; and

**WHEREAS**, in an attempt to move the repair work forward the Representative Town Meeting adopted a resolution on October 24, 2016 authorizing the First Selectman to execute an easement to Eversource Energy Services Company over the property and allow it to conduct necessary repairs.

**WHEREAS**, it is the desire of the Town of Darien to transfer said property back to abutting property owners and in return obtain a release to the Town of Darien for any claims relating to said property; and

**WHEREAS**, it is the desire of the abutting property owners to have said property conveyed to them.

**NOW THEREFORE BE IT RESOLVED** that the Representative Town Meeting hereby authorizes the First Selectman to execute a Quitclaim Deed to the property owners as tenants in common of any and all interest the Town may have in Hazel Street as more particularly described in the attached Schedule A attached hereto and made part hereof.

**BE IT FURTHER RESOLVED** that said transfer is conditional upon the property owners releasing any claim they may have against the Town in conjunction with said property.

**SCHEDULE A**  
**Legal Description**

The following is a legal description of the ownership interest that the Town of Darien has in Hazel Street, Darien, CT:

“Commencing at a point where the northeasterly line of West Avenue intersects the northwesterly line of Hazel Street;

Thence proceeding N 31° 21' 26" W 264.52 feet along land now or formerly of the Town of Darien;

Thence continuing N 29° 46' 26" W, 223.29 feet along land now or formerly of the Town of Darien;

Thence proceeding southeasterly along land now or formerly of the Town of Darien, 50.01 feet, more or less;

Thence proceeding southwesterly along land now or formerly of Samuel T. Wiley and Mary Ann Wiley, being land commonly known as 39 Hazel Street, 75 feet;

Thence continuing southwesterly along land now or formerly of Harry A. Graham and Craig L. Lyons, Trustees, being land commonly known as 37 Hazel Street, 75 feet;

Thence continuing southwesterly along land now or formerly of Julie Seguss and Simon Seguss, being land commonly known as 35 Hazel Street, 75 feet;

Thence continuing southwesterly along land now or formerly of Mayank Misra and Roopali Misra, being land commonly known as 31 Hazel Street, 75 feet;

Thence continuing southwesterly along land now or formerly of Richard Sanislo, being land commonly known as 29 Hazel Street, 60.45 feet;

Thence proceeding southwesterly along land now or formerly of Tracey A. Berry, being land commonly known as 374 West Avenue, 128.05 feet, to a point at which the southeasterly line of Hazel Street intersects the northeasterly line of Hazel Street;

Thence proceeding northwesterly along West Avenue 50.04 feet, more or less, to the point and place of beginning.”