

**TOWN OF EDGEWOOD**

**RESOLUTION NO. 2008-08**

**RESTRICTING THE EXERCISE OF EMINENT DOMAIN**

**WHEREAS** the Town of Edgewood since 1999 has expressed a desire to respect the rights of property owners and;

**WHEREAS** the Town staff and governing body are capable of differentiating services and facilities necessary to the health and safety of the community from desired amenities and;

**WHEREAS** the Town recognizes the importance of earning and maintaining the trust and respect of the citizenry and;

**WHEREAS** the Town of Edgewood further recognizes that many of our current subdivisions have covenants in place that restrict the kinds of structures and facilities which may be built and;

**THEREFORE** be it resolved that the Town of Edgewood, its governing body, and town staff will pursue the acquisition of property by eminent domain only in cases where there is a clear need to develop vital infrastructure or change current land use to protect the health and safety of the community.

**PASSED, APPROVED and ADOPTED** this 6<sup>th</sup> day of FEBRUARY, 2008.

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Honorable Howard Calkins, Mayor

**ATTEST:**

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Jeff Condrey, Administrator Clerk-Treasurer