



AGENDA MEMORANDUM

First Reading Ordinance for the City Council Meeting of November 10, 2015
Second Reading Ordinance for the City Council Meeting of November 17, 2015

DATE: September 22, 2015

TO: Ronald L. Olson, City Manager

FROM: Daniel Grimsbo, P.E., Director, Development Services Department
DanG@cctexas.com
(361) 826-3595

Closing a portion of a utility easement located east of Fort Worth Street and South of Campbell Street.

CAPTION:

Ordinance abandoning and vacating a 1,094-square foot portion of an existing 10-foot wide utility easement out of a part of Lot 1B, Hospital Tracts Subdivision, located east of the Fort Worth Street and south of Campbell Street; and requiring the owner, Driscoll Children's Hospital to comply with the specified conditions.

PURPOSE:

The purpose of this item is to eliminate a utility easement and allow for Driscoll Children's Hospital to relocate a City water main in order to build a new parking garage expansion.

BACKGROUND AND FINDINGS:

Driscoll Children's Hospital (Owner) is requesting the abandonment and vacation of a 1,094-square foot portion of an existing 10-foot wide utility easement out of a part of Lot 1B, Hospital Tracts Subdivision, located east of Fort Worth Street public street right-of-way and south of Campbell Street right-of-way. The abandonment and vacation of the utility easement is being requested by the Owner in conjunction with the future development of Driscoll Children's Hospital.

Staff recommends that payment of fair market value be waived in accordance with City Code of Ordinance Section 49-13. The Owner will be re-platting said property and upon re-platting will be dedicating a utility easement to off-set the requested abandonment. The owner has been advised of and concurs with the specified conditions of the Ordinance in regards to the easement dedication and the recording and filing of the ordinance.

ALTERNATIVES:

Denial of the utility easement closure. This will, however, adversely impact the Owner's ability to move forward with future development of the subject property.

OTHER CONSIDERATIONS:

Not applicable

CONFORMITY TO CITY POLICY:

These requirements are in compliance with the City Code of Ordinances, Section 49-12 and 49-13.

EMERGENCY / NON-EMERGENCY:

Non-Emergency

DEPARTMENTAL CLEARANCES:

All public and franchised utilities were contacted. None of the City departments or franchised utility companies stated objections regarding the proposed utility easement abandonment.

FINANCIAL IMPACT:

Operating Revenue Capital Not applicable

Fiscal Year: 2015-2016	Project to Date Expenditures (CIP only)	Current Year	Future Years	TOTALS
Line Item Budget				
Encumbered / Expended Amount				
This item				
BALANCE				

Fund(s):

Comments: None

RECOMMENDATION:

Staff recommends approval of the easement closure. The Owners must comply with all the following specified conditions of the easement closure ordinance:

- a. Owner must dedicate a new utility easement of equal or greater value than the property being released by the City in this easement closure action, in accordance with City of Corpus Christi, Code of Ordinance Section 49-12.

- b. Upon approval by the City Council and issuance of the ordinance, all grants of easement closure and specified conditions must be recorded at the Owners' expense in the Official Deed and Map Records of Nueces County, Texas, in which the affected property is located, with a copy of the recording provided to the City.

LIST OF SUPPORTING DOCUMENTS:

Ordinance with Exhibits
Location Map