



AGENDA MEMORANDUM

First Reading Ordinance Item for the City Council Meeting of July 17, 2018
Second Reading Ordinance for the City Council Meeting of July 24, 2018

DATE: July 2, 2018

TO: Keith Selman, Interim City Manager

FROM: Nina Nixon-Mendez, FAICP, Director of Development Services
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First Reading Ordinance - Partial closure, abandonment and vacation of 7-feet (420 square feet) of a 15-foot utility easement located at 4030 Giants Drive

CAPTION:

Ordinance abandoning and vacating 7-feet (420-square feet) of an existing 15-foot utility easement out of Lot 19, Block 3, Manhattan Estates Unit 4, located at 4030 Giants Drive; and requiring the Owner, Richard Ocanas, to comply with the specified conditions

PURPOSE:

The purpose of this ordinance is to partially close, vacate, and abandon a utility easement to facilitate eventual sale of the property for the homeowner.

BACKGROUND AND FINDINGS:

Richard Ocanas (Owner) is requesting the partial closure, vacation, and abandonment of 0.010 of an acre (420-square feet) of a utility easement out of Lot 19, Block 3, Manhattan Estates Unit 4, located at 4030 Giants Drive. This partial closure, vacation, and abandonment of the utility easement is being requested by the owner to facilitate eventual sale of the property. The proposed partial closure, abandonment, and vacation of the utility easement does not contain any utility lines running through it. All public and franchised utilities were contacted and none of the City departments or franchised utility companies stated objections regarding the proposed partial utility easement closure.

ALTERNATIVES:

Denial of the proposed partial utility easement closure, abandonment, and vacation. This will adversely impact the Owner's ability to move forward with future ability to sell the subject property.

OTHER CONSIDERATIONS:

None

CONFORMITY TO CITY POLICY:

These requirements are in compliance with the City Code of Ordinances Section 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 partial utility easement closure.

FINANCIAL IMPACT:

Operating Revenue Capital X Not Applicable

Fiscal Year: 2017-2018	Project to Date Expenditures (CIP only)	Current Year	Future Years	TOTALS
Line Item Budget				
Encumbered / Expended Amount				
This item				
BALANCE				

Fund(s):

Comments:

RECOMMENDATION:

Staff recommends approval of the partial easement closure, vacation, and abandonment.

LIST OF SUPPORTING DOCUMENTS:

- Ordinance
- Exhibit A – Metes & Bounds of Proposed Partial Closure
- Exhibit B – Geographical Representation of the Partial Proposed Closure
- Exhibit C – Location map
- PowerPoint Presentation