

~~ITEM # 15
DATE: 7-22-14~~

COUNCIL ACTION FORM

SUBJECT: PUBLIC UTILITY EASEMENT VACATION – 4540 MORTENSEN ROAD

BACKGROUND:

The law firm representing the property owner at 4540 Mortensen Road has made a request to vacate the public utility easement currently running through the existing lot shown on Attachment A. The vacation is requested in order for the property owner to move forward with the process to develop the site.

Public Works staff received responses from all registered right-of-way users as to the extent of utilities in this immediate area, including any intention to utilize the existing easement. All have responded that they do not have facilities in the existing easement, and will place any needed future utilities within the new easements. These new easements, if necessary, will be defined during the site plan review process.

ALTERNATIVES:

1. Set August 12, 2014, as the date of public hearing for the proposed vacation of the existing public utility easement at 4540 Mortensen Road.
2. Direct staff to pursue other options.

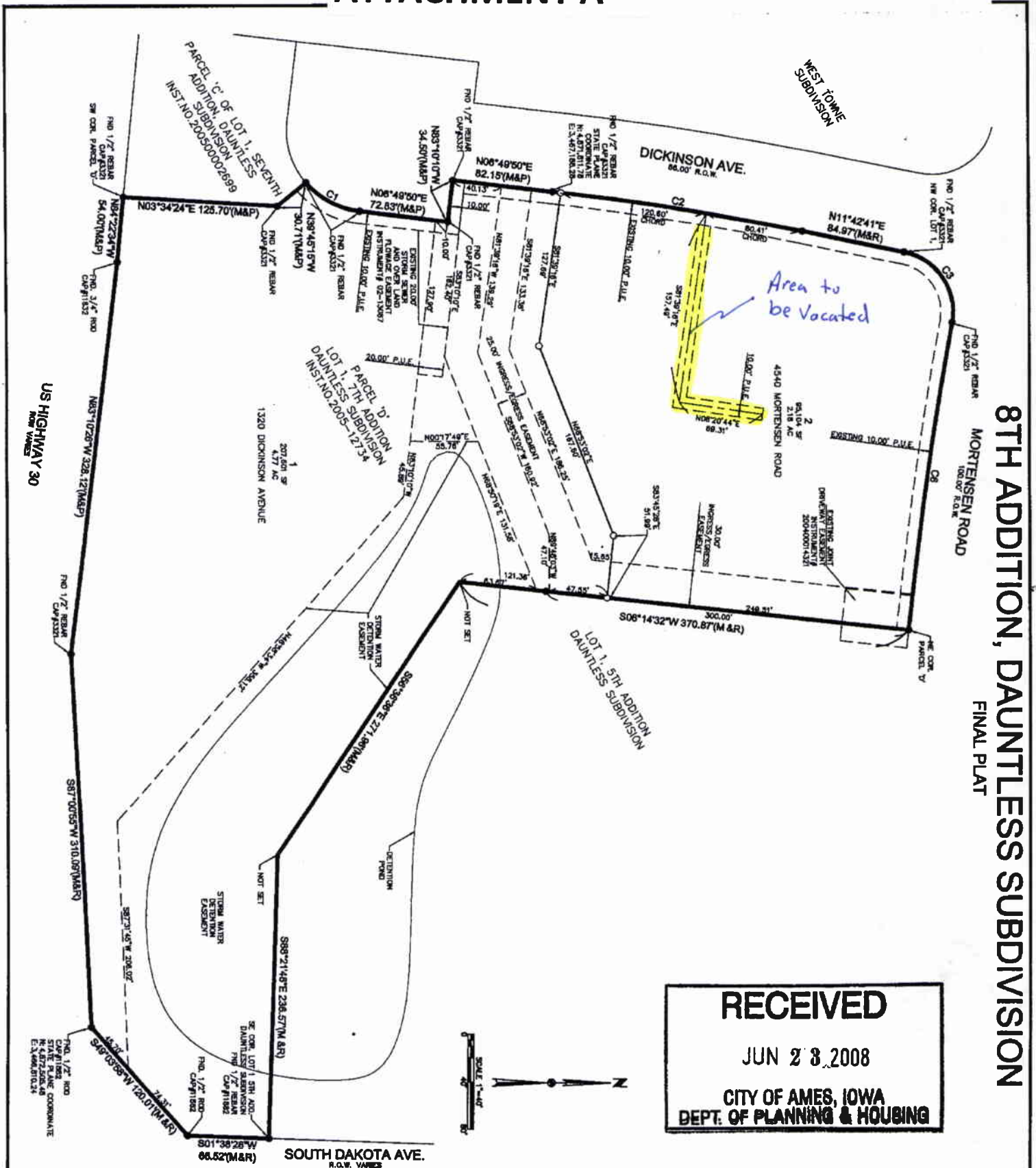
MANAGER'S RECOMMENDED ACTION:

By moving forward with the process to approve the vacation of the easement, Council will meet this property owner's need to move forward with development of their existing site. The property owner will provide any new easements that better fit the site at no charge to the City, should they be determined to be necessary during the City's site plan approval process.

Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1, thereby setting August 12, 2014, as the date of public hearing for the proposed vacation of the existing public utility easement at 4540 Mortensen Road.

Instrument: 2008-00007779
 Date: Jul 11, 2008 12:54:33P
 Rec Fee: .00 E-Com Fee: .00
 Aud Fee: .00 Trans Tax: .00
 Rec Management Fee: .00
 Non-Standard Page Fee: .00
 Filed for record in Story County, Iowa
 Susan L. Vande Kamp, County Recorder

ATTACHMENT A



8TH ADDITION, DAUNTLESS SUBDIVISION
 FINAL PLAT

RECEIVED
 JUN 23 2008
 CITY OF AMES, IOWA
 DEPT. OF PLANNING & HOUSING

PLAT DESCRIPTION:
 PART OF A PART OF LOT ONE (1) SEVENTH ADDITION, DAUNTLESS SUBDIVISION, STORY COUNTY, IOWA, ON OCTOBER 1, 2008, AS SHOWN ON 08-0203 SIZE SHEET, PAGE 2.

BULK REGULATIONS:
 MINIMUM LOT AREA: 18,000 SQ. FEET (MIN. BULKING)
 MINIMUM LOT FRONTAGE: 80 FEET
 MINIMUM LOT DEPTH: 80 FEET
 MINIMUM LOT WIDTH: 80 FEET
 MINIMUM LOT HEIGHT: 8 FEET
 MINIMUM LOT AREA: 10 FEET SIDE, 10 FEET REAR

ZONING:
 CITY OF AMES COMMERCIAL DISTRICT AND C-2000 DISTRICT (OVERLAY DISTRICT)

OWNER:
 GRIMES DEVELOPMENT, LLC
 5501 NW 112th SUITE G GRIMES, IOWA 50111
 PH: (515) 369-4400 FAX: (515) 369-4410

APPLICANT / DEVELOPER:
 GRIMES DEVELOPMENT, LLC
 5501 NW 112th SUITE G GRIMES, IOWA 50111

ENGINEER/SURVEYOR:
 CIVIL DESIGN ADVANTAGE
 5501 NW 112th SUITE G GRIMES, IOWA 50111
 PH: (515) 369-4400 FAX: (515) 369-4410

DATE OF SURVEY:
 JANUARY, 2008

NOTES:
 THE BOUNDARIES ARE INDICATED BY A DASHED LINE WHICH HAVE BEEN ESTABLISHED BY THE CITY OF AMES AS SHOWN ON 08-0203 SIZE SHEET, PAGE 2.

CURVE DATA:

CHORD	LENGTH	DELTA	BEARING	CHORD
1	67.50	61.4	N33°27'N	48.18
2	58.78	58.0	N33°27'N	48.18
3	50.71	54.0	N33°27'N	48.18
4	44.72	50.0	N33°27'N	48.18
5	40.24	46.7	N33°27'N	48.18
6	36.87	43.9	N33°27'N	48.18
7	34.28	41.5	N33°27'N	48.18
8	32.28	39.4	N33°27'N	48.18
9	30.72	37.5	N33°27'N	48.18
10	29.58	35.8	N33°27'N	48.18
11	28.80	34.3	N33°27'N	48.18
12	28.32	33.0	N33°27'N	48.18

LEGEND:

SECTION CORNER AS NOTED	PLAT	SET
1/2" REBAR CAPFASTEN	▲	△
3/4" REBAR CAPFASTEN	●	○
1" REBAR CAPFASTEN	■	□
1 1/2" REBAR CAPFASTEN	◆	◇
2" REBAR CAPFASTEN	◆	◇
3" REBAR CAPFASTEN	◆	◇
4" REBAR CAPFASTEN	◆	◇
5" REBAR CAPFASTEN	◆	◇
6" REBAR CAPFASTEN	◆	◇
7" REBAR CAPFASTEN	◆	◇
8" REBAR CAPFASTEN	◆	◇
9" REBAR CAPFASTEN	◆	◇
10" REBAR CAPFASTEN	◆	◇
11" REBAR CAPFASTEN	◆	◇
12" REBAR CAPFASTEN	◆	◇

Professional Engineer Seal:
 State of Iowa
 Civil Engineer
 No. 12345
 Exp. 12/31/2010

Surveyor Seal:
 State of Iowa
 Surveyor
 No. 12345
 Exp. 12/31/2010

Signature:
 [Signature]
 DATE: 06/23/2008