

COUNCIL ACTION FORM

**SUBJECT: PUBLIC UTILITY EASEMENT VACATION – WALMART
SUPERCENTER, 3121 GRAND AVENUE**

BACKGROUND:

The owner of 3121 Grand Avenue is in the process of redeveloping this property along with 3105 Grand Avenue to construct a new Walmart Supercenter and needs to build over an existing public utility easement, which would not be allowed. Staff received a request from the property owner to vacate the existing easement, as shown in Attachment A.

Public Works staff reached out to all registered right-of-way users to determine if there were any existing utilities in the easement or future plans to utilize the easement. Staff has received responses and only City of Ames Electric has facilities in the existing easement. City of Ames Electric will be accommodated in another location as the site plan approval process progresses. No other registered right-of-way users have an intention to utilize the easement.

ALTERNATIVES:

1. Set the date of public hearing as February 23, 2016 for approving the vacation of the existing public utility easement at 3121 Grand Avenue.
2. Choose not to approve vacation and maintain control of the current easement.

MANAGER'S RECOMMENDED ACTION:

The owner will relocate the City electric facilities at their cost when the site is redeveloped. By approving vacation of the easement at this time, Council will meet this property owner's need to move forward with redevelopment of the site.

Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1, thereby setting the date of public hearing as February 23, 2016 for approving the vacation of the existing public utility easement at 3121 Grand Avenue.

Attachment A



Geographic Information System (GIS) Product Disclaimer: City of Ames GIS map data does not replace or modify land surveys, deeds, and/or other legal instruments defining land ownership & land use nor does it replace field surveys of utilities or other features contained in the data. All features represented in this product should be field verified. This Product is provided "as is" without warranty or any representation of accuracy, timeliness or completeness. The burden for determining accuracy, completeness, timeliness, merchantability and fitness for or the appropriateness for use rests solely on the User.



Easement Vacation Area
Proposed Walmart Super Center



Scale: 1 in = 150 ft
Date: 1/26/2016