

**COUNCIL ACTION FORM**

**SUBJECT:** VACATION AND CONVEYANCE OF HUTCHISON RIGHT-OF-WAY  
TO 1311 GEORGIA AVENUE AND 1401 GEORGIA AVENUE

**BACKGROUND:**

On September 24, 2013, staff presented a report to Council regarding the encroachment of buildings into the existing Hutchison Street right-of-way by the property owners at 1311 and 1401 Georgia Avenue, as shown in Attachment A.

Council directed staff to proceed with conveying the property in question to the abutting property owners at no cost due to the longevity of the encroachments that predate annexation into the City. The property owners have agreed to accept the adjacent halves of the existing right-of-way; the south half to 1311 Georgia Avenue and the north half to 1401 Georgia Avenue, excluding the west 10' to maintain the existing electric easement along the west side of the subdivision. The property owners have also agreed to cover the recording fees associated with the official conveyance documents.

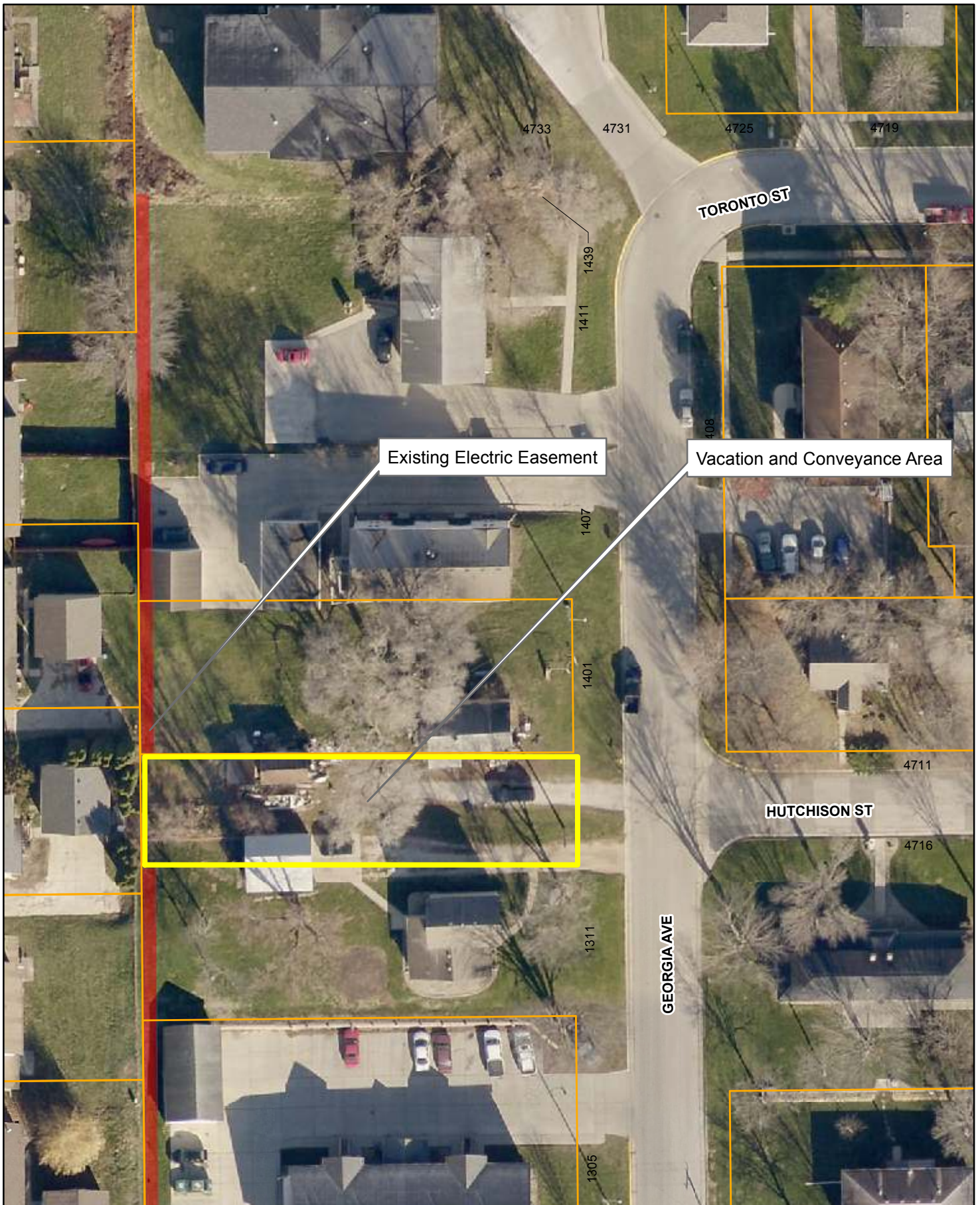
**ALTERNATIVES:**

1. Set the date of public hearing as December 17, 2013, to approve the vacation and conveyance of the Hutchison Street right-of-way adjacent to 1311 Georgia Avenue and 1401 Georgia Avenue, excluding the west 10' to maintain the existing electric easement along the west side of the subdivision.
2. Reconsider conveyance of the existing right-of-way.

**MANAGER'S RECOMMENDED ACTION:**

Conveyance of the existing right-of-way to the property owners will allow the existing structures to remain in place and no other actions by the property owners.

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 December 17, 2013 to approve the vacation and conveyance of the Hutchison Street right-of-way adjacent to 1311 Georgia Avenue and 1401 Georgia Avenue, excluding the west 10' to maintain the existing electric easement along the west side of the subdivision.



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