

**COUNCIL ACTION FORM**

**SUBJECT: VACATION OF RIGHT-OF-WAY ADJACENT TO 635 AGG AVENUE AND CONVEYANCE TO THE OWNERS**

**BACKGROUND:**

City of Ames staff was approached by Steven and Sarah Walter, owners of 635 Agg Avenue, regarding the vacation and conveyance of 100' X 7' of public right-of-way (ROW) adjacent to their property. See Attachment A for a map of the location. A letter sent by Mr. Walter (Attachment B) states their reason for this request, which is to construct a new garage addition. The valuation according to the City's standard formula (Attachment C) is \$3,165.75, which is based on adjacent land values minus 10% for quit claim deed and 15% for maintaining an easement. The other adjacent property owners at 2114 Country Club Blvd, Melissa and Patrick Rowan, have indicated in a signed letter (Attachment D) that they do not wish to purchase any portion of this ROW area, if vacated.

Utility companies have been contacted with City of Ames Electric and Century Link responding that they have existing infrastructure in this ROW area. Therefore, as a condition of vacation and conveyance, a public utility easement will be established over the entire vacated area as indicated on the vacation and easement plats (Attachment E).

**ALTERNATIVES:**

1. a. Approve the vacation of the 100' X 7' public ROW adjacent to 635 Agg Avenue.  
  
b. Approve the conveyance of the vacated public ROW to the owners of 635 Agg Avenue (Steven and Sarah Walter) for \$3,165.75 as determined by the City's standard formula.
2. Reconsider vacation of the 100' X 7' ROW adjacent to 635 Agg Avenue.

**MANAGER'S RECOMMENDED ACTION:**

This ROW area is not wide enough to serve as a vehicular alley or be developed individually. Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1, as noted above.

**This recommendation is contingent upon the City receiving the new public utility easement from the owner prior to the June 11, 2019 public hearing.**