

**COUNCIL ACTION FORM**

**SUBJECT:** VACATION OF PUBLIC WALKWAY EASEMENTS AT 3802 & 3806  
MARIGOLD DRIVE

**BACKGROUND:**

In order to meet pedestrian access requirements, the final plat of South Fork 4<sup>th</sup> Addition included 5-foot-wide easements for a mid-block sidewalk south of Marigold Drive at 3802 and 3806 Marigold Drive. However, the connecting 10-foot-wide sidewalk easement that would have continued to the south was not platted with the corresponding South Fork 8<sup>th</sup> Addition. An easement was obtained one lot further to the east at 3719 Coy Street when the 9<sup>th</sup> Addition was platted. Therefore, in order to better align the sidewalk, 5-foot-wide sidewalk and electric easements (these easements are for electric infrastructure) were obtained from 3728 and 3732 Marigold Drive properties. As a result, the previously platted 5' public walkway easements at 3802 and 3806 Marigold Drive are no longer needed and can be vacated. See Attachment A for existing easements and easements to be vacated.

**ALTERNATIVES:**

1. Set the date of public hearing as November 26, 2019 to approve the vacation of the aforementioned easements at 3802 and 3806 Marigold Drive.
2. Reconsider the vacation of the easements at 3802 and 3806 Marigold Drive.

**MANAGER'S RECOMMENDED ACTION:**

Additional sidewalk easements were obtained to align the existing public walkway between Marigold Drive and Coy Street. Thus, the previous easements to the west at 3802 and 3806 Marigold Drive are no longer needed.

**Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1 as noted above.**





# Attachment A

