

AGENDA ITEM # _____

DATE: October 5, 2015

COAC NUMBER: 15-5671

**CITY OF GOODYEAR
CITY COUNCIL ACTION FORM**

**SUBJECT: Abandonment of a Sewer
Easement and the Associated
Construction Easement**

**STAFF PRESENTER: Linda R. Beals,
Real Estate Coordinator
COMPANY: Sun MP Investment
Properties, LLC
CONTACT: Todd Tupper**

RECOMMENDATION:

ADOPT RESOLUTION NO. 15-1722 AUTHORIZING THE RELEASE AND RELINQUISHMENT OF AN EASEMENT FOR AN OUTFALL SEWER AND TREATED EFFLUENT LINE, AND THE ASSOCIATED CONSTRUCTION EASEMENT LOCATED SOUTHEAST OF YUMA ROAD AND BULLARD WASH.

PURPOSE:

Resolution No. 15-1722 authorizes the release and relinquishment of an existing City easement for the purpose of operating and maintaining an outfall sewer and treated effluent line, along with a construction easement for the sewer and treated effluent lines. These easements are located primarily within land that has been dedicated to the City for Bullard Wash, with a limited area still within land owned by Sun MP Investments, LLC ("Sun MP"). The lines were placed in an alternate location, and a replacement easement was provided for this location. There are no existing or planned lines in the easement areas to be abandoned. (Linda R. Beals, Real Estate Coordinator)

BACKGROUND AND COMMUNITY BENEFIT:

Sun MP requested the abandonment of the existing easement for an outfall sewer and treated effluent line, along with an associated construction easement granted to the City by its predecessor in interest AMCOR in 1991. The City was provided an easement in an alternate location in 2001 to accommodate the revised alignment for the sewer facilities. The lines have been constructed in the alternate location. The abandonment of these easements and the recording of the Release and Termination of Easement will remove the encumbrances created by these items on the associated properties.

PREVIOUS ACTIONS AND DISCUSSION:

In 1991 the City accepted the easement for an outfall sewer and treated effluent line, along with the associated construction easement from AMCOR. The design for the current facilities required an alternate location which was dedicated by SunChase Estrella Limited Partnership and was accepted by the City in 2001.

FISCAL ANALYSIS:

The abandonment has no fiscal impact to the City.

ATTACHMENTS:

Resolution No. 15-1722

Resolution Exhibits

Release and Termination of Easement