

AGENDA ITEM #: \_\_\_\_\_

DATE: November 9, 2020

CAR #: 2020-7067



## CITY COUNCIL ACTION REPORT

**SUBJECT:** Approve the abandonment of a portion of 175<sup>th</sup> Avenue

**STAFF PRESENTER(S):** Linda Beals, Real Estate Coordinator

**OTHER PRESENTER(S):** None

**Summary:** Approval of the abandonment of a portion of 175<sup>th</sup> Avenue located between the Union Pacific Railroad and MC-85.

**Recommendation:** ADOPT RESOLUTION 2020-2100, DECLARING A PORTION OF 175<sup>th</sup> AVENUE BETWEEN THE UNION PACIFIC RAILROAD AND MC-85 UNNECESSARY FOR PUBLIC ROADWAY AND VACATING THE ROADWAY; PROVIDING FOR THE RECORDATION OF THE RESOLUTION; AND PROVIDING FOR EFFECTIVE DATES OF THE ABANDONMENT AND RESOLUTION.

**Fiscal Impact:** There will be no fiscal impact to the city in the fiscal year 2021 or future years related to the abandonment of this public roadway.

### Background and Previous Actions

In 1987 AMCOR Investments, a California corporation provided a Quit Claim Deed to the City of Goodyear for the portion of 175<sup>th</sup> Avenue alignment that is located between the Union Pacific Railroad and MC-85. This portion of 175<sup>th</sup> Avenue was never constructed and bisects a couple of parcels owned by BT Goodyear, LLC, an Arizona limited liability company (“BT Goodyear”).

BT Goodyear has filed an application with the city to abandon this portion of the 175<sup>th</sup> Avenue road alignment to allow the two parcels to be developed in a cohesive manner, without the separation created by a bisecting roadway. As part of their application they have provided all of the required utility clearances, with the exception of Southwest Gas Corporation (“SW Gas”).

SW Gas has a natural gas line that runs through this portion of the 175<sup>th</sup> Avenue alignment. To provide the necessary consent for the abandonment, SW Gas required an easement to continue to operate their line. Council approved the issuance of the easement to SW Gas on September 14, 2020. This easement was recorded on September 18, 2020 in the Maricopa County records as Instrument # 2020-0877377.

## **Staff Analysis**

City staff has reviewed the request for abandonment of the portion of the 175<sup>th</sup> Avenue road alignment between the Union Pacific Railroad and MC-85 and has confirmed that it is not part of the city's Master Transportation Plan included as part of the city's General Plan and there is no current or future need for this portion of the road alignment.

As previously noted, the has City received all of the required utility clearances, with the exception of SW Gas, which has been provided with the easement necessary to continue to operate their gas line.

## **Attachments**

Resolution 2020-2100