



Legislation Text

File #: 19-0216, **Version:** 1

ITEM TITLE:

Approve a Recommendation to City Council to Grant a 15ft Wide Utility Easement Off the Northwest and Northeast Boundary of Robe River Subdivision, on City of Valdez Owned Tract F2 ASLS 79-116, Tract F ASLS 79-116, and Tract B ASCS 98-23, Within T9S R6W Section 12 C.R.M, and T9S R5 W Section 7 C.R.M..

SUBMITTED BY: Paul Nylund Senior Planner/GIS Technician

FISCAL NOTES:

Expenditure Required: N/A

Unencumbered Balance: N/A

Funding Source: N/A

RECOMMENDATION:

Approve a Recommendation to City Council to Grant a 15ft Wide Utility Easement Off the Northwest and Northeast Boundary of Robe River Subdivision, on City of Valdez Owned Tract F2 ASLS 79-116, Tract F ASLS 79-116, and Tract B ASCS 98-23, Within T9S R6W Section 12 C.R.M, and T9S R5 W Section 7 C.R.M.

SUMMARY STATEMENT:

The City of Valdez Planning Department received an application for a utility easement from Copper Valley Telecom (CVTC).

The requested easement is 15 feet wide and runs along the Northwest and Northeast boundaries of the Robe River Subdivision as shown in the attached Exhibit 1 and described in the attached Exhibit 2.

This easement will serve to formally establish an easement where buried conduit has existed for years, and allow CVTC to extend their fiber optic lines to the Northwest corner of the subdivision. The existing conduit is 1¼" in diameter, and buried 36" deep.

This authorization is consistent with VMC Section 13.5. Public Utility Franchises. "The city may grant a franchise to any person for the use of the streets, alleys, bridges, easements and other public places of the city for the furnishing of any public utility service to the city and its inhabitants."

The City has the authority to establish an easement as stated by VMC 16.24.070 Dedication-Utility easements which states: "The platting authority may require the dedication of utility easements when a utility company or the city demonstrates a specific need for them."

This action is consistent with the City of Valdez Comprehensive Development plan, which states: "The (Community and Economic Development) Department is responsible for the orderly and efficient growth and development of the City's socioeconomic and physical systems." (Valdez Comprehensive Development Plan, pg. 33)

If the Planning and Zoning Commission approves this recommendation to Council, and Council votes in favor of the authorization, the utility easement will be granted via resolution and the easement document will be recorded to plats #80-11, #99-22, and #2000-6. CVEA will cover all the costs.