Staff Summary Report

Tempe

To: Mayor & City Council
Through: City Manager

Agenda Item Number 14
Meeting Date 07/26/01

SUBJECT: **ORDINANCE FOR ADOPTION**

PREPARED BY: JIM CRISTEA, ENGINEERING MANAGER, LAND SERVICES (x8417)

REVIEWED BY: NEIL MANN, DEPUTY PW MANAGER/CITY ENGINEER (x8250)

BRIEF: This is the first public hearing to reserve an easement for public utilities.

COMMENTS: **UTILITY EASEMENT GRANTED (0904-02) ORDINANCE NO. 2001.23** This is the first public hearing to reserve a public utility easement within SVOB Park, 2600 S. Vineyard Road.

Document Name: (20010726PWDR01) Supporting Documents: Yes

SUMMARY: The City of Tempe is providing a public utility easement within a City owned parcel. The proposed public utility easement will be a non-exclusive easement for all utilities' future use. Staff supports the easement reservation.

RECOMMENDATION:

That the City Council hold a public hearing and adopt Ordinance No. 2001.23 and authorize the Mayor to execute any necessary documents.

Approved by: Howard C. Hargis, Public Works Manager

ORDINANCE NO. 2001.23

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, RESERVING A PUBLIC UTILITY EASEMENT WITHIN SVOB PARK, 2600 SOUTH VINEYARD ROAD

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WHEREAS, it has been determined that the City of Tempe owns certain real estate described herein, and,

WHEREAS, it is necessary to reserve a public utility easement for future utility use within subject property, and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPE, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

SECTION I. That the City of Tempe does hereby reserve a public utility easement as delineated on Exhibits "A" and "A-1" attached hereto.

SECTION II. That upon execution of this Ordinance by Mayor's signature, the public utility easement is hereby fully reserved for future use.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TEMPE,

ARIZONA this _____ day of _____, 2001.

_____
Mayor

ATTEST:

_____
City Clerk

APPROVED AS TO FORM:

_____
City Attorney

EXHIBIT "A"
LEGAL DESCRIPTION

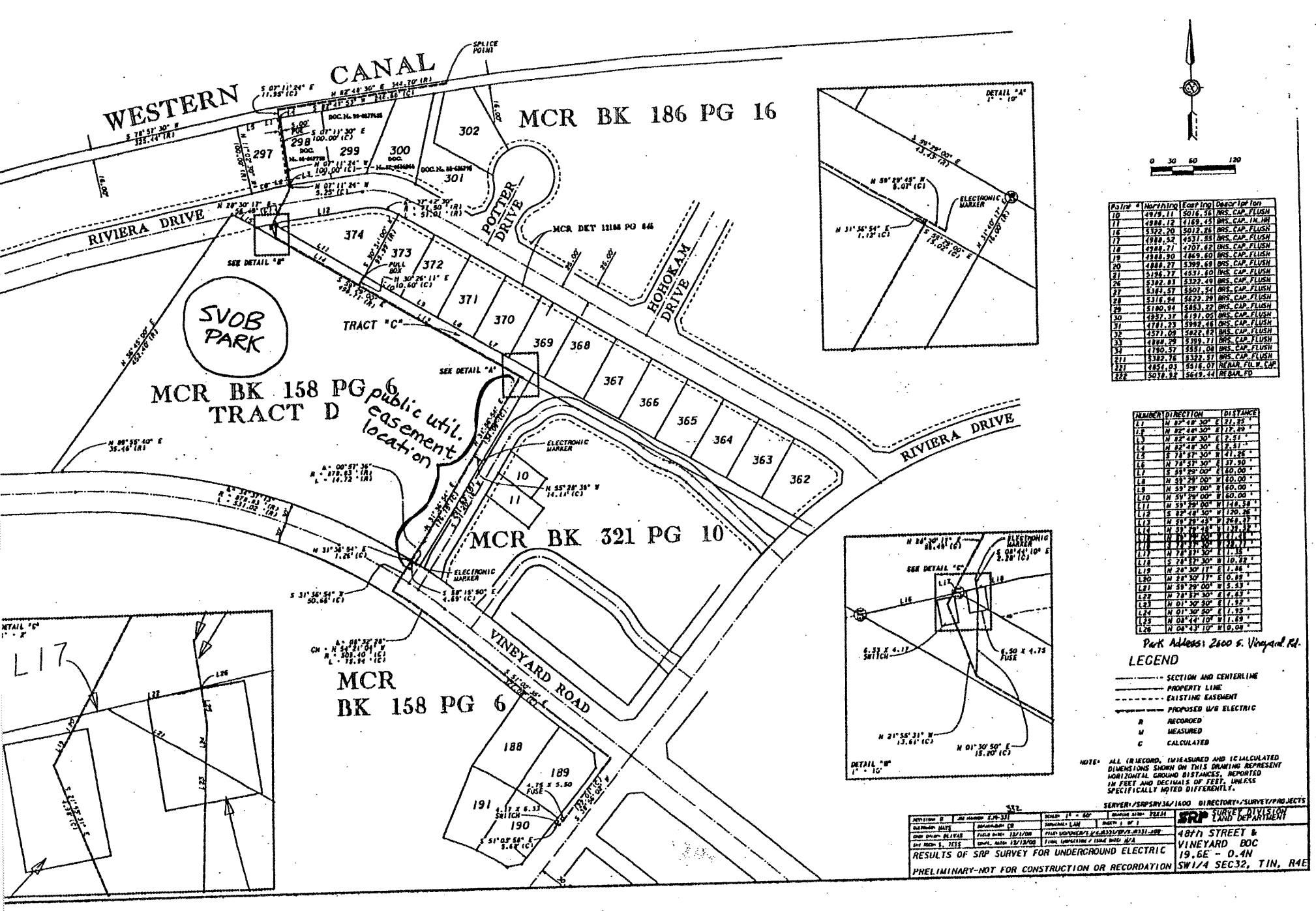
The park property affected is described as follows:

Tract D, Knoell Gardens Amended, according to plat in Book 163 of Maps, page 43, records of Maricopa County, Arizona
EXCEPT that portion of said Tract D as re-subdivided as AMENDED P.A.D. for SVOB PARK TOWNHOMES in Book 321 of Maps, Page 10, Records of Maricopa County Arizona.

The public utility easement within the park property is described as follows:

Said easement being 8.00 feet in width, lying 4.00 feet on each side of the following described centerline:

COMMENCING at the Northeast corner of property as described above; thence North 59° 29' 00" West (assumed bearing) along the Northeasterly line thereof, a distance of 15.02 feet to the POINT OF BEGINNING of the easement herein described; thence South 31° 36' 54" West a distance of 134.09 feet to a point, said point hereinafter referred to as Point "A"; thence South 55° 28' 39" East a distance of 14.11 feet to a point on the Southeasterly line of said property; thence also from Point "A" South 31° 36' 54" West a distance of 176.75 feet to a point on the Southwesterly line of said property to a terminus.



Point #	Northing	Easting	Description
10	4979.11	5016.56	BRS_CAP_FLUSH
11	4988.12	4169.45	BRS_CAP_IN_HH
16	5322.20	5012.26	BRS_CAP_FLUSH
17	4988.52	4531.55	BRS_CAP_FLUSH
18	4988.71	4707.62	BRS_CAP_FLUSH
19	4988.90	4869.60	BRS_CAP_FLUSH
20	4888.27	5399.69	BRS_CAP_FLUSH
21	5196.77	4531.60	BRS_CAP_FLUSH
26	5382.83	5322.49	BRS_CAP_FLUSH
27	5384.57	5501.54	BRS_CAP_FLUSH
28	5316.94	5622.29	BRS_CAP_FLUSH
29	5180.94	5853.22	BRS_CAP_FLUSH
30	4957.37	6191.05	BRS_CAP_FLUSH
31	4781.23	5992.46	BRS_CAP_FLUSH
32	4571.09	5822.82	BRS_CAP_FLUSH
33	4888.29	5399.71	BRS_CAP_FLUSH
34	4790.57	5551.08	BRS_CAP_FLUSH
211	5382.76	5322.57	BRS_CAP_FLUSH
221	4854.03	5516.07	REBAR_FD_W_CAP
222	5038.92	5649.44	REBAR_FD

NUMBER	DIRECTION	DISTANCE
L1	N 82°48'30" E	21.25'
L2	N 82°48'30" E	17.49'
L3	N 82°48'30" E	2.51'
L4	N 82°48'30" E	2.51'
L5	S 78°57'30" W	41.26'
L6	N 78°57'30" E	37.90'
L7	S 59°29'00" E	60.00'
L8	N 59°29'00" W	60.00'
L9	N 59°29'00" W	60.00'
L10	N 59°29'00" W	60.00'
L11	N 59°29'00" W	148.58'
L12	S 82°48'30" W	120.26'
L13	N 59°29'45" W	268.37'
L14	N 59°29'45" W	139.52'
L15	N 59°29'00" W	11.46'
L16	S 78°57'30" W	28.77'
L17	N 78°57'30" E	1.35'
L18	S 78°57'30" W	10.82'
L19	N 28°30'17" E	1.86'
L20	N 28°30'17" E	0.89'
L21	N 59°29'00" W	5.53'
L22	N 78°57'30" E	4.63'
L23	N 01°30'50" E	1.92'
L24	N 01°30'50" E	1.95'
L25	N 08°44'10" W	1.69'
L26	N 08°43'10" W	0.08'

Park Address: 2600 S. Vineyard Rd.

EXHIBIT A-1