

CITY COUNCIL REGULAR SESSION

Public Hearing and action on Resolution authorizing the execution of documents necessary to release an existing sewer easement located at 14025 NE 6th Place, which has been declared surplus to the City's needs and is no longer required for providing continued sewer service; the granting and recording of such release being deemed in the best interest of the public.

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Utilities

EXECUTIVE SUMMARY**ACTION**

Public Hearing to solicit input on the proposed release of a sewer easement located at 14025 NE 6th Place. If approved, the Resolution would authorize execution of the release document.

RECOMMENDATION

Hold the public hearing and move to adopt Resolution No. 10366.

BACKGROUND/ANALYSIS

On February 26, the City Council approved Resolution No.10356 declaring that an existing sewer easement is surplus to the City's needs and is no longer required for providing continued sewer service. The next step in this process is for the Council to hold a public hearing. This hearing is an opportunity for the public to comment on the proposed release. Following the hearing, staff requests Council action on the proposed Resolution authorizing the release of the subject easement.

The sewer easement was granted to the City of Bellevue on January 19, 1990, and filed under King County Recording Number 9003021215. The subject property is now owned by Murray Franklyn Homes LLC. The owner is subdividing the parcel to nine lots, and the project will relocate the sewer line within the property to facilitate the construction. As a condition of development, the owner has requested that the City release the sewer easement.

Utilities Department staff have reviewed the release request and confirmed that the existing sewer easement bearing recording number 9003021215 is no longer needed as it will be replaced with a new easement to be granted to the City for the realigned sewer line. The new easement will be recorded with the final short plat.

This public hearing was advertised in the newspaper of record and notices were sent to property owners within a 500-foot radius of the property with the subject easement.

POLICY & FISCAL IMPACTS

Policy Impact

Bellevue City Code/State Law

Under BCC 4.32.070 and RCW 35.94.040, the City can dispose of Utilities-owned real property interests, including release of permanent easements, determining by resolution that the property in question is surplus to the City's needs and is not required for providing continued public utility service. Under the same provisions, at a separate City Council meeting, the Council can approve the release following a public hearing.

City Procedure

The City has a procedure in place for releasing or modifying easements. An easement may be released, upon approval by the Council, if the easement is no longer needed, there is no foreseeable future need for the easement and, if applicable, the City has obtained any needed replacement easements.

Fiscal Impact

Declaring this easement surplus has no fiscal impact to the City because this easement was provided to the City at no cost. Per the guidance laid out in the City's Easement Release Procedure, no compensation is required for the release of an easement that was obtained at no cost.

OPTIONS

1. Hold the Public Hearing and adopt the Resolution authorizing the execution of documents necessary to release an existing sewer easement located at 14025 NE 6th Place, which has been declared surplus to the City's needs and is no longer required for providing continued sewer service; the granting and recording of such release being deemed in the best interest of the public.
2. Hold the Public Hearing do not adopt the Resolution and provide alternative direction to staff.

ATTACHMENTS

- A. Easement Exhibit Map
 - B. Vicinity Map
- Proposed Resolution No. 10366

AVAILABLE IN COUNCIL LIBRARY

Copies of the proposed release of easement