

## CITY COUNCIL REGULAR SESSION

Resolution authorizing the release of a public fire line access easement located at 1831 130th Avenue NE that is surplus to the City's needs and is no longer required for providing continued public fire service.

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## EXECUTIVE SUMMARY

Resolution authorizing the release of a fire line access easement located at 1831 130th Avenue NE that is surplus to the City's needs and is no longer required for providing continued fire access.

## RECOMMENDATION

Move to adopt Resolution No. 10279

## BACKGROUND/ANALYSIS

This action involves releasing a fire line access easement from privately owned property located at 1831 130<sup>th</sup> Ave NE. This property is in the process of being redeveloped and the property owner has requested the release of this easement, which was created through a reservation in a Declaration of Lot Combination filed under King County Record Number 8610290603.

The fire line access easement was created in 1986 when the previous owner intended to sell a portion of the property. The fire line easement was devised to provide the City with access rights to serve both the sold and retained property. The property, however, was not subsequently sold/redeveloped and remains under single ownership by the current developer. Because the fire line easement is a vestige of this defunct plan, it is obsolete and is not being used by the City.

Redevelopment plans are currently under review by the City under land use permit nos. 22-102857-LD & 22-119283-LP. Fire access for the new development will be provided via other measures in connection with the redevelopment of the site. Fire Department and Transportation staff have reviewed the release request and confirmed that the fire line easement located within the private property at 1831 130th Avenue NE is no longer needed as any of the existing fire lines that are needed on this property have been, or will be relocated as a condition of the development permit. Therefore, staff recommends authorizing the release of the fire line easement reserved in the Declaration of Lot Combination filed under King County Recording Number 8610290603.

## **POLICY & FISCAL IMPACTS**

### **Policy Impact**

#### Bellevue City Code:

Under Bellevue City Code 4.32.060, the City can dispose of real property interests, including the release of permanent easements, upon approval by the Council.

#### 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**

Releasing this easement has no fiscal impact to the City because the 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. Adopt the Resolution authorizing the release of a public fire line access easement located at 1831 130th Avenue NE that is surplus to the City's needs and is no longer required for providing continued public fire service.
2. Do not adopt the Resolution and provide alternative direction to staff.

## **ATTACHMENTS**

- A. Easement Legal Description
  - B. Easement Exhibit Map
- Proposed Resolution No. 10279

## **AVAILABLE IN COUNCIL LIBRARY**

Copy of proposed release of interest in easement