

CITY COUNCIL REGULAR SESSION

Resolution determining that the existing storm drainage easement located at 10700 SE 25th Street is surplus to the City's needs and no longer required for providing continued public utility service; and setting a time and place for a public hearing to consider the release of this easement.

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Civic Services Department

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Utilities Department

EXECUTIVE SUMMARY

This Resolution determines that an existing storm drainage easement located at 10700 SE 25th Street is surplus to the City's needs and is no longer required for providing continued public utility service.

RECOMMENDATION

Move to adopt Resolution No. 9481.

If approved, effective date: 11/05/2018

BACKGROUND/ANALYSIS

The existing storm drainage easement located at 10700 SE 25th Street was granted to the City of Bellevue on February 7, 1972 and filed under King County Recording Number 7203290494. The property is owned by the Bellevue School District and is the site of Enatai Elementary School. The site was recently redeveloped with a new school building which required the relocation of the City's storm drainage facility to a new location on the property. The school district has granted new easements for the relocated facilities and asks that this storm drainage easement be released.

Utilities Department staff has reviewed the release request and confirmed that the existing storm drainage easement is no longer needed because the City's storm drainage facility has been relocated on the property. A new storm drainage easement has been granted for the location of the new storm drainage facility as a condition of the development permit. Therefore, staff recommends declaring the existing storm drainage easement bearing King County Recording Number 7203290494 as surplus.

If Council adopts the recommended Resolution declaring this storm drainage easement as surplus, staff proposes to return on December 10 to assist the Council in holding a public hearing. At this hearing the public will be able to comment on the proposed storm drainage easement release. Following the hearing, staff will request Council action on a proposed Resolution authorizing the release of this storm drainage easement.

POLICY & FISCAL IMPACTS**Bellevue City Code/State Law**

Under Bellevue City Code 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 Impacts

Declaring this easement surplus 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. The property owner has granted a replacement easement as a condition of their development project.

OPTIONS

1. Adopt the Resolution determining that the existing storm drainage easement located at 10700 SE 25th Street is surplus to the City's needs and no longer required for providing continued public utility service; and setting a time and place for a public hearing to consider the release of this easement.
2. Do not adopt the Resolution and provide alternative direction to staff.

ATTACHMENTS & AVAILABLE DOCUMENTS

- A. Easement Exhibit Map
 - B. Vicinity Map
- Proposed Resolution No. 9481

AVAILABLE IN COUNCIL LIBRARY

Copy of proposed release of easement document
Copy of new storm drainage easement