

CITY COUNCIL REGULAR SESSION

Resolution amending Resolution 9846 to cancel the January 19, 2021 public hearing date and setting a new time and place for a public hearing to consider the release of a public utility easement and a portion of a second public utility easement, all located at 10300 NE 8th Street, which have been declared surplus to the City's needs and are no longer required for providing continued public utility service.

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EXECUTIVE SUMMARY

This Resolution amends Resolution No. 9846 to cancel the January 19 public hearing date and set a new time and place for a public hearing to consider the release of a public utility easement and a portion of a second public utility easement, all located at 10300 NE 8th Street, which have been declared surplus to the City's needs and are no longer required for providing continued public utility service.

RECOMMENDATION

Move to adopt Resolution No. 9876

BACKGROUND/ANALYSIS

On November 23, 2020 the City Council adopted Resolution No. 9846 determining that a public utility easement and a portion of a second public utility easement, all located at 10300 NE 8th Street, are surplus to the City's needs and are no longer required for providing continued public utility service. A public hearing was scheduled for January 19 to consider the release of these easements. This action would cancel the scheduled hearing and set a new time and place for a public hearing, to resolve a discrepancy between the scheduled date per Resolution No. 9846 and the date that was initially provided in the related public notices.

If the Council adopts the recommended Resolution which amends Resolution No. 9846, staff proposes to return on February 16 to assist the Council in holding a public hearing. At this hearing, the public will be able to comment on the proposed release of easements. Following the hearing, staff will request Council action on a proposed Resolution authorizing the release of these public utility easements.

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

Amending Resolution No. 9846 has no fiscal impact to the City. This action only serves to change the public hearing date to consider the release of the subject easements.

OPTIONS

1. Resolution amending Resolution 9846 to cancel the January 19, 2021 public hearing date and setting a new time and place for a public hearing to consider the release of a public utility easement and a portion of a second public utility easement, all located at 10300 NE 8th Street, which have been declared surplus to the City's needs and are no longer required for providing continued public utility service.
2. Do not adopt the Resolution and provide alternative direction to staff.

ATTACHMENTS & AVAILABLE DOCUMENTS

- A. Resolution No. 9846
- Proposed Resolution No. 9876

AVAILABLE IN COUNCIL LIBRARY

N/A