



City of Killeen

Legislation Details (With Text)

File #: RS-19-049 **Version:** 1 **Name:** UE Abandonment
Type: Resolution **Status:** Passed
File created: 5/20/2019 **In control:** City Council
On agenda: 6/11/2019 **Final action:** 6/11/2019
Title: Consider a memorandum/resolution approving the abandonment of a 10' utility easement affecting Lot 1A, Block 1, Texas Sunflower Addition Amended plat. The property is addressed as 5002 Thayer Drive, Killeen, Texas.
Sponsors: Development Services
Indexes:
Code sections:
Attachments: 1. Staff Report, 2. Maps, 3. Exhibit, 4. QuitClaim Deed, 5. Presentation

Date	Ver.	Action By	Action	Result
6/11/2019	1	City Council	Approved	Pass
6/4/2019	1	City Council Workshop		

Consider a memorandum/resolution approving the abandonment of a 10' utility easement affecting Lot 1A, Block 1, Texas Sunflower Addition Amended plat. The property is addressed as 5002 Thayer Drive, Killeen, Texas.

DATE: June 4, 2019
TO: Ronald L. Olson, City Manager
FROM: Dr. Ray Shanaa, Exec. Dir. Of Planning and Development Services
SUBJECT: CASE #19-01AB: CONSIDER A REQUEST FOR ABANDONMENT OF A 10' UTILITY EASEMENT AFFECTING LOT 1A, BLOCK 1, TEXAS SUNFLOWER ADDITION AMENDED PLAT

BACKGROUND AND FINDINGS:

Killeen MFD, L.L.C. submits this request for the abandonment of a 10' utility easement that is located on Lot 1A, Block 1, Texas Sunflower Addition Amended plat. The attached Exhibit A illustrates the location of the easement. The property is located on the south side of W. Stan Schlueter Loop (FM 3470), east of Clear Creek Road (S.H. 201) and is addressed as 5002 Thayer Drive, Killeen, Texas. The 10' utility easement was dedicated per the afore-mentioned subdivision plat, and filed for record on March 21, 2017, in Year 2017, Number 34, Plat Records of Bell County, Texas. The applicant has stated that a proposed building location will encroach upon the existing easement as the reason for the abandonment request. Staff has notified other city departments and franchise utility providers regarding the applicant's utility easement abandonment and has received no responses opposed to the request.

THE ALTERNATIVES CONSIDERED:

The City Council may approve or disapprove the applicant's request.

Which alternative is recommended? Why?

Staff recommends that the City Council approve the request. The abandonment poses no issues with city departments or other franchise utility providers.

CONFORMITY TO CITY POLICY:

The request conforms to City policy.

FINANCIAL IMPACT:

What is the amount of the expenditure in the current fiscal year? For future years?

The abandonment request does not involve the expenditure of City funds.

Is this a one-time or recurring expenditure?

This is not applicable.

Is this expenditure budgeted?

This is not applicable.

If not, where will the money come from?

This is not applicable.

Is there a sufficient amount in the budgeted line-item for this expenditure?

This is not applicable.

RECOMMENDATION:

Staff recommends that the City Council approve the applicant's abandonment request and authorize the City Manager to issue a quitclaim deed to the applicant.

DEPARTMENTAL CLEARANCES:

This item has been reviewed by the Planning and Legal staff.

ATTACHED SUPPORTING DOCUMENTS:

Maps
Exhibit
Quitclaim Deed