TO: HONORABLE CITY COUNCIL

FROM: CITY MANAGER DEPARTMENT: ADMINISTRATIVE SERVICES

DATE: SEPTEMBER 18, 2006 CMR: 335:06

SUBJECT: 4155 OLD TRACE COURT – SUMMARY VACATION OF PUBLIC UTILITY EASEMENT

RECOMMENDATION
Staff recommends that Council approve the attached Resolution summarily vacating a 5-foot public service easement for utilities located at 4155 Old Trace Court.

DISCUSSION
The property owners have requested that the City vacate the 5-foot wide public utility easement (PUE) for storm drain facilities located on the south side of their property at 4155 Old Trace Court. The owners have dedicated another Public Utility Easement being vacated by this request; therefore, it is not needed and there are no other public facilities located within the easement. Staff has notified the Utilities, Public Works and Planning departments of the proposal to vacate the PUE and all concur with the vacation. This side yard, 5-foot PUE is not necessary for any present or future use and it may be summarily vacated in accordance with Section 8333 of the California Streets and Highways Code.

RESOURCE IMPACT
The easement vacation-processing fee of $1,200, as set forth in the Municipal Fee Schedule, is waived because the owner has dedicated another PUE to replace this easement being vacated.

POLICY IMPLICATIONS
The recommendation does not represent any change to City policies. The Planning Department has determined that the vacation of the 5-foot PUE is in conformity with the Palo Alto Comprehensive Plan.

ENVIRONMENTAL REVIEW
The proposed summary vacation of the 5-foot PUE is categorically exempt from the review under the California Environmental Quality Act (CEQA) pursuant to Title 14 California Code of Regulations Section 15305 as a minor alteration in land use limitations.
PREPARED BY: JAMES KIEHL
Surveyor, Public Works Engineering Division

DEPARTMENT HEAD APPROVAL: CARL YEATS
Director, Administrative Services

CITY MANAGER APPROVAL: EMILY HARRISON
Assistant City Manager

ATTACHMENTS
Attachment A: Summary Vacation Resolution
Attachment B: Location Map

cc: Property Owner, 4155 Old Trace Court