TO: HONORABLE CITY COUNCIL

FROM: CITY MANAGER

DATE: OCTOBER 20, 2008

DEPARTMENT: ADMINISTRATIVE SERVICES

CMR: 405:08

REPORT TYPE: CONSENT

SUBJECT: Adoption of a Resolution Summarily Vacating a 10-foot Public Utilities Easement at 3480 Murdoch Court

RECOMMENDATION
Staff recommends that Council approve the attached Resolution summarily vacating a Public Utilities Easement (PUE) at 3480 Murdoch Court, Palo Alto.

DISCUSSION
The owner of the property at 3480 Murdoch Court has requested that the City vacate a 10-foot PUE which runs along his southwest property line (see attached map). The owner plans to redevelop his property, and wishes to avoid any limitations due to the easement. There are no public facilities located within this easement, and it has apparently never been used for utilities purposes. Staff has notified AT&T (formerly SBC Communications), the City Utilities, Public Works and Planning Departments of the proposal to vacate the PUE and all concur with the vacation. Therefore, the 10-foot PUE to be vacated 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 $1,260.00, as set forth in the Municipal Fee Schedule, has been paid by the owner.

POLICY IMPLICATIONS
The recommendation does not represent any change to City policies. The Planning Department has determined that the vacation of the 10-foot PUE is in conformity with the Palo Alto Comprehensive Plan.
ENIRONMENTAL REVIEW
The proposed summary vacation of the 10-foot PUE is categorically exempt from 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:  
MARTHA MILLER  
Senior Financial Analyst

DEPARTMENT HEAD APPROVAL:  
LALO PEREZ  
Director, Administrative Services

CITY MANAGER APPROVAL:  
JAMES KEENE  
City Manager

ATTACHMENTS
Attachment A: Summary Vacation Resolution

cc: property owner