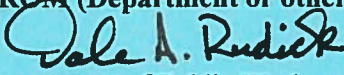



TO: Mayor via City Secretary

REQUEST FOR COUNCIL ACTION

SUBJECT: Request for the abandonment and sale of a prescriptive sanitary sewer easement, between Peden Street and Damon Court, from the western property line of Block 13, Lot 1 to the eastern property line of Block 13, Lot E, in exchange for conveyance of a 10-foot-wide sanitary sewer easement, all located within the Replat of Rosemont Heights Extension, out of the Obedience Smith Survey. Parcels SY14-112 and DY14-050	Page <u>1</u> of <u>2</u>	Agenda Item #
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FROM (Department or other point of origin):  Department of Public Works and Engineering	Origination Date	Agenda Date
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DIRECTOR'S SIGNATURE: Dale A. Rudick, P.E., Acting Director	Council District affected: C CS Key Map: 493N
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For additional information contact:  Nancy P. Collins Phone: (832) 395-3130 Senior Assistant Director-Real Estate	Date and identification of prior authorizing Council Action:
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RECOMMENDATION: (Summary) It is recommended City Council approve a motion authorizing the abandonment and sale of a prescriptive sanitary sewer easement, between Peden Street and Damon Court, from the western property line of Block 13, Lot 1 to the eastern property line of Block 13, Lot E, in exchange for conveyance of a 10-foot-wide sanitary sewer easement, all located within the Replat of Rosemont Heights Extension, out of the Obedience Smith Survey. **Parcels SY14-112 and DY14-050**

Amount and Source of Funding: Not Applicable

SPECIFIC EXPLANATION:


Richard Werner, Drake Custom Homes, 1916 Baldwin Street, Suite 240, Houston, Texas, 77002, requested the abandonment and sale of a prescriptive sanitary sewer easement, between Peden Street and Damon Court, from the western property line of Block 13, Lot 1 to the eastern property line of Block 13, Lot E, in exchange for conveyance of a 10-foot-wide sanitary sewer easement, all located within the Replat of Rosemont Heights Extension, out of the Obedience Smith Survey. The applicant plans to construct residential townhomes over the subject area.

This is Part One of a two-step process in which the applicant will first receive a City Council authorized motion acknowledging the concept of the subject request. Upon the applicant satisfactorily completing all transaction requirements including those enumerated below, the Department of Public Works and Engineering will forward a subsequent recommendation to City Council requesting passage of an ordinance effecting the sale. The Joint Referral Committee reviewed and approved this request. Therefore, it is recommended:

1. The City abandon and sell a prescriptive sanitary sewer easement, between Peden Street and Damon Court, from the western property line of Block 13, Lot 1 to the eastern property line of Block 13, Lot E, in exchange for conveyance of a 10-foot-wide sanitary sewer easement, all located within the Replat of Rosemont Heights Extension, out of the Obedience Smith Survey.;
2. The applicant be required to furnish the Department of Public Works and Engineering with a durable, reproducible (Mylar) survey plat and field notes of the affected property;

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REQUIRED AUTHORIZATION

Finance Department:	Other Authorization:	Other Authorization:  Mark L. Loethen, P.E., CFM, PTOE Deputy Director Planning and Development Services Division
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Date:	Subject: Request for the abandonment and sale of a prescriptive sanitary sewer easement, between Peden Street and Damon Court, from the western property line of Block 13, Lot 1 to the eastern property line of Block 13, Lot E, in exchange for conveyance of a 10-foot-wide sanitary sewer easement, all located within the Replat of Rosemont Heights Extension, out of the Obedience Smith Survey. Parcels SY14-112 and DY14-050	Originator's Initials CS	Page <u>2</u> of <u>2</u>
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3. The applicant be required to: (a) cut, plug, and abandon the existing 6-inch sanitary sewer line, from the east property line of Tracts 1 and E to the west property line of Tracts 1 and E, (b) cut, plug, and abandon the existing 6-inch sanitary sewer line, from the north western property line to the 6-inch sanitary sewer line at the southern property line, (c) construct a 6-inch sanitary sewer line along the south property line west ± 55 feet to the east property line, then north ± 25 feet to connect with the existing 6-inch sanitary sewer line on the east property line, and (d) complete all of the foregoing items at no cost to the City and under the proper permits obtained through the Office of the City Engineer and separate from any other project permits;
4. The applicant be required to prepare drawings that show all public utilities (sanitary sewer) that are to be abandoned, relocated, and/or constructed as part of this abandonment request and submit the drawings to the Office of the City Engineer for plan review and approval. A copy of the Motion shall be attached to the plan set when it is submitted for plan review;
5. The Legal Department be authorized to prepare the necessary transaction documents; and
6. Inasmuch as the value of the property interests is not expected to exceed \$50,000.00, that the value be established by staff appraisal, according to City policy.

DWK:NPC:cs

c: Jun Chang, P.E., D.WRE
Marta Crinejo
David Feldman
Terry A. Garrison
Daniel Menendez, P.E.
Patrick Walsh, P.E.