



Legislation Details (With Text)

**File #:** 16-522      **Version:** 1

**Type:** Consent      **Status:** Agenda Ready

**File created:** 11/7/2017      **In control:** City Council

**On agenda:** 11/21/2017      **Final action:**

**Title:** Consider a resolution vacating and abandoning a temporary construction easement previously granted by Richard J. and Jo Anne Gibson, referenced in the exhibit to the permanent utility easement granted to the City of Keller, Texas and filed of record as document D202105492 in the real property records of Tarrant County Texas; declaring that such easement is unnecessary for use by the public; and authorizing the City Manager to execute a quitclaim deed releasing and assigning this easement to the owners of the fee estate.

**Attachments:** 1. 112117\_Easement Abandoning\_Resolution, 2. 112117\_Easement Abandoning\_Location Map

Date	Ver.	Action By	Action	Result
11/21/2017	1	City Council		

**To:** Mark R. Hafner, City Manager

**From:** Alonzo Linan, P.E., Public Works Director

**Subject:**  
**Consider a resolution vacating and abandoning a temporary construction easement previously granted by Richard J. and Jo Anne Gibson, referenced in the exhibit to the permanent utility easement granted to the City of Keller, Texas and filed of record as document D202105492 in the real property records of Tarrant County Texas; declaring that such easement is unnecessary for use by the public; and authorizing the City Manager to execute a quitclaim deed releasing and assigning this easement to the owners of the fee estate.**

**Background:**  
 Developer, JTS Holdings, LLC is planning a subdivision at 1100 and 1130 North Main Street on which this temporary easement is located and has requested that the City of Keller abandon said easement. The temporary construction easement was acquired to construct the 16" water line across 1100 North Main Street and the line has been in service since 2003. The temporary easement is no longer needed and requires City Council action to abandon it. The City will retain the 20' wide permanent utility easement for continued operation and maintenance of the water line.

**Budget Impact:**  
 None

**Financial Considerations:**  
 None

**Citizen Input/Board Review:**  
 Not applicable.

**Legal Review:**

The City Attorney has reviewed and approved the proposed abandonment.

**Alternatives:**

City Council has the following alternatives:

- Approve as submitted
- Approve with changes
- Denial

**Council Action:**

Staff recommends approval of the proposed resolution as presented.