



REQUEST FOR CITY COUNCIL ACTION

MEETING DATE:

March 7, 2018

DEPARTMENT:

Engineering

DIVISION:

Development Engineering

- ☐ Motion
- ☐ Resolution
- ☐ Ordinance - Introduction
- ☒ Ordinance - Adoption
- ☐ Public Hearing

TITLE:

Right-Of-Way Acquisition: Avenue 10E

SUMMARY RECOMMENDATION:

Authorize acquisition of approximately 17 feet of right-of-way generally located on the east side of Avenue 10E, from 32nd Street to 34th Street, by dedication. (Engineering/Development Engineering) (Jeff Kramer)

REPORT:

Scott Spencer, representing Ab-Sub Development Inc. (Developer), is developing a new subdivision adjacent to and east of Avenue 10E. The proposed subdivision is in the County, but Avenue 10E is within the City limits.

Avenue 10E from 32nd Street to 56th Street is classified as a four lane minor arterial in the City of Yuma Transportation Master Plan, requiring a 50-foot half-width. The existing right-of-way on the east side of Avenue 10E is 33 feet adjacent to the new development. The developer has signed a warranty deed dedicating the remaining 17 feet of right-of-way needed to obtain the required 50 feet.

The developer has agreed to the following conditions:

- A) Construct their half-width frontage along Avenue 10E with the same arterial street cross-section and sidewalk as that used for the Villa Chaparral subdivisions located adjacent to and south of the project along Avenue 10E, starting on 34th Street and extending to 40th Street.
- B) Developer will construct a 26-foot paved section from the north edge of their development to the existing Avenue 10E stub out at South Frontage Road (32nd Street).
- C) Avenue 10E stormwater adjacent to the development will go to the development's stormwater basin.
- D) Provide street signage along the Avenue 10E frontage to City of Yuma standards.
- E) Provide one 400-watt equivalent LED streetlight and pole at the intersection of the South Frontage Road and Avenue 10E.

- F) Sign and record a raised median covenant for Avenue 10E frontage except for approved access locations.
- G) If an improvement district or homeowners association is started in the county for the development, landscaping along the Avenue 10E frontage needs to be included.

Based on the conditions noted above, it is requested that City Council adopt the attached ordinance authorizing right-of-way acquisition.

FISCAL REQUIREMENTS	CITY FUNDS:	\$0.00	BUDGETED:	\$0.00
	STATE FUNDS:	\$0.00	AVAILABLE TO TRANSFER:	\$0.00
	FEDERAL FUNDS:	\$0.00	IN CONTINGENCY:	\$0.00
	OTHER SOURCES:	\$0.00 \$0.00 \$0.00	FUNDING FOR THIS ITEM IS FOUND IN THE FOLLOWING ACCOUNT / FUND / CIP:	
	TOTAL:	\$0.00		
	FISCAL IMPACT STATEMENT: The developer will be responsible to provide funds to record the deed.			
ADDITIONAL INFORMATION	SUPPORTING INFORMATION NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT IS ON FILE IN THE OFFICE OF THE CITY CLERK: 1. 2. 3. 4. 5.			
	IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL? <input type="radio"/> Department <input checked="" type="radio"/> City Clerk's Office <input type="checkbox"/> Document to be recorded			
SIGNATURES	CITY ADMINISTRATOR:		DATE:	
	Gregory K. Wilkinson		2/12/2018	
	REVIEWED BY CITY ATTORNEY:		DATE:	
	Richard W. Files		2/12/2018	
	RECOMMENDED BY (DEPT/DIV HEAD):		DATE:	
Jeffrey A. Kramer		2/5/2018		
WRITTEN/SUBMITTED BY:		DATE:		
Andrew McGarvie		1/29/18		