



City of Yuma

Legislation Details (With Text)

File #: O2024-019 **Version:** 1 **Name:**
Type: ordinance **Status:** Passed
File created: 4/15/2024 **In control:** City Council Meeting
On agenda: 5/15/2024 **Final action:** 6/5/2024
Title: Right-of-Way Vacation and Exchange: JAKART Holdings, LLC

Sponsors:

Indexes:

Code sections:

Attachments: 1. 1. ORD ROW Vacation and Exchange: JAKART Holdings, LLC, 2. 2. EXH A-B ROW Vacation and Exchange: Jakart Holdings, LLC, 3. 3. MAP ROW Vacation and Exchange: JAKART Holdings, LLC

Date	Ver.	Action By	Action	Result
6/5/2024	1	City Council Meeting	ADOPTED	Pass
5/15/2024	1	City Council Meeting	INTRODUCED	

	STRATEGIC OUTCOMES	ACTION
DEPARTMENT: Engineering	<input type="checkbox"/> Safe & Prosperous <input type="checkbox"/> Active & Appealing <input checked="" type="checkbox"/> Respected & Responsible	<input type="checkbox"/> Motion <input type="checkbox"/> Resolution <input type="checkbox"/> Ordinance - Introduction
DIVISION: Development	<input type="checkbox"/> Connected & Engaged <input type="checkbox"/> Unique & Creative	<input checked="" type="checkbox"/> Ordinance - Adoption <input type="checkbox"/> Public Hearing

TITLE:

Right-of-Way Vacation and Exchange: JAKART Holdings, LLC

SUMMARY RECOMMENDATION:

Authorize the vacation of 25 feet of 4th Avenue right-of-way (easement) in exchange for the underlying fee title to the remaining 75 feet of right-of-way with JAKART Holdings, LLC, and City acceptance of a utility easement. (Engineering) (David Wostenberg)

STRATEGIC OUTCOME:

The right-of-way exchange will return underutilized property to the tax rolls and provide more opportunity for JAKART Holdings, LLC to re-develop their property, while providing the City of Yuma with fee title ownership of the adjacent 4th Avenue right-of-way and a utility easement in support of City Council's Respected and Responsible strategic outcome.

REPORT:

JAKART Holdings, LLC owns property at 2680 S. 4th Avenue which includes the underlying fee title to the 100-foot-wide west half-width right-of-way easement of 4th Avenue. The City right of way easement is shown in the location map attached to this City Council Report.

JAKART Holdings, LLC has requested that the City vacate by quitclaim deed, the west 25 feet of the 4th Avenue right-of-way easement along JAKART's frontage (Parcel A), subject to a 25 feet wide utility easement,

which JAKART will deed to the City along with the underlying fee title to a 75-foot half-width (Parcel B). A 75-foot half-width right-of-way for 4th Avenue, meets the requirements of the City's 2005 Major Roadways Plan right-of-way requirement for a Principal Arterial (Constrained) along the frontage of JAKART Holdings property. A 75-foot right-of-way also matches previous 4th Avenue vacations in exchange for the underlying fee by the City.

FISCAL REQUIREMENTS:

CITY FUNDS:	\$ 100.00	BUDGETED:	\$ 100.00
STATE FUNDS:	\$ 0.00	AVAILABLE TO TRANSFER:	\$ 0.00
FEDERAL FUNDS:	\$ 0.00	IN CONTINGENCY:	\$ 0.00
OTHER SOURCES:	\$ 0.00	FUNDING: ACCOUNT/FUND #/CIP	
TOTAL \$ 0.00			
FY 2023 City Engineering Budget			
To total; right click number & choose "Update Field"			

FISCAL IMPACT STATEMENT:

NONE

ADDITIONAL INFORMATION:

SUPPORTING DOCUMENTS NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT ARE ON FILE IN THE OFFICE OF THE CITY CLERK:

1. Resolution of Abandonment dated 7/16/2010
2. Grant of Right-of-way dated 2/19/1940

IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL?

- Department
- City Clerk's Office
- Document to be recorded
- Document to be codified

Acting City Administrator: Jennifer Reichelt for John D. Simonton	Date: 05/06/2024
Reviewed by City Attorney: Richard W. Files	Date: 05/06/2024