

# ATTACHMENT B



## **City of Phoenix**

Planning and Development Department

### **CONDITIONAL APPROVAL – ABND 230060**

Your abandonment request was granted **CONDITIONAL APPROVAL**.

This request will **NOT** be completed until all the stipulations have been met and this request is formally adopted by City Council. It is the **APPLICANT'S RESPONSIBILITY** to ensure that all stipulations are satisfied. **Please contact Dru Maynus at (602) 262-7403** for questions and notification of your completion of the stipulations.

Upon completion of the stipulations **Dru Maynus** will schedule your request for City Council formal approval. You will receive a copy of the abandonment document after it has been recorded with Maricopa County.

If the stipulations of abandonment are not completed within **two years** from the date of your conditional approval (**your expiration date is December 18, 2025**), this request will then **expire**. At that time a new submittal will be required along with the required payment for the abandonment process.



## **City of Phoenix**

Planning and Development Department

**December 18, 2023**

Consolidated Abandonment Staff Report: **ABND 230060**

Project# **02-930**

District: **1**

**Location:**

South of Desert Dawn Drive and West of  
33<sup>rd</sup> Avenue

**Applicant:**

Jeffrey L. Williams

**Request to abandon:**

8-foot public utility easement (PUE) located  
at on Lots 6-9 and Tract C within the Desert  
Dawn Estates Plat.

**Purpose of request:**

The applicant states there is already an 8-  
foot PUE to north that traverses through lots  
6-9 and Tract 6; therefore, the 8-foot PUE  
that is located to the south is no longer  
needed.

**8-foot PUE to be abandoned**

02-930  
28-02

DESERT DAWN DR  
W DESERT DAWN DR

CORRECTIONS 23-0416957 MCR

N 33RD AVE  
S 26TH ST

Scale: 1 inch = 80 feet  
0 30 60 120 Feet

Date: 12/13/2023

mapservices@phoenix.gov

City of Phoenix

## Water Services Department – Donald Reynolds

## PDD Traffic – Derek Fancon

## PDD Site Planning – Dru Maynus

**PDD Civil Engineering – Marcos J. Cartagena**

**Public Transit Department – Jorie Bresnahan**

## Streetlights – Jason Fernandez

No comments received.

**Street Transportation Department Utility Coordination – Rozanna Brown**

No comment.

**Utility Company Comments**

**Arizona Public Service (APS) – Kim Paxon**

Arizona Public Service does not have facilities located within the 8 foot PUE as shown on the attached Exhibit, APS has no objection to the abandonment of the 8-foot PUE per your request.

**Lumen/CenturyLink – Tori Jacoby**

CenturyLink of Arizona, Inc. d/b/a CENTURYLINK (“CenturyLink”) has reviewed the request for the subject vacation and has determined that it has no objections with respect to the areas proposed for vacation as shown and/or described on Exhibit “A”, said Exhibit “A” attached hereto and incorporated by this reference.

It is the intent and understanding of CenturyLink that this Vacation shall not reduce our rights to any other existing easement or rights we have on this site or in the area.

This vacation response is submitted WITH THE STIPULATION that if CenturyLink facilities are found and/or damaged within the vacated area as described, the Applicant will bear the cost of relocation and repair of said facilities.

**Cox Communications – Zach Lawson**

I have reviewed the abandonment request at ABND 230060 DESERT DAWN DR in Phoenix, {Maricopa County}, AZ. Based upon the supplied drawings/exhibits that you’ve submitted it has been determined that COX has no facilities within the easement and therefore we approve your request to abandon.

Please note that although Cox Communications approves this abandonment, we do so with the understanding that we will not assume any construction, relocation and/or repairs costs associated or in result of this abandonment.

**Southwest Gas Corporation – Susan R. Mulanax**

After reviewing the plans for the above-referenced project, it has been determined that there are no apparent conflicts between the Southwest Gas system and your proposed abandonment of the public utility easements. Southwest Gas would like to recommend abandonment of the public utility easements located at the above-referenced location.

**Salt River Project (SRP) – Michael Laguna**

SRP has no objection to the abandonment request of the 8-foot public utility easement as shown on the abandonment application. This is in an Arizona Public Service serving area.

**Stipulations of Conditional Approval**


The request of abandonment ABND 230060 is conditionally approved and the following stipulations will need to be met:

1. All utilities within the subject PUEs shall be relocated to locations approved by each

affected utility company. All work is to be done by each affected utility company at no expense to the affected utility company. An appropriate performance agreement, in an approved form and cost amount, must be posted with the Planning and Development Department to guarantee the improvements.

2. The above stipulations must be completed within two years from the conditional approval decision dated December 18, 2023.

**This conditional approval has been reviewed and approved.**

Signature:  Date: **December 18, 2023**

REPORT SUBMITTED BY: Dru Maynus, Abandonment Coordinator/Site Planner

cc: Applicant/Representative, Jeffrey L. Williams