# **ATTACHMENT B**



## **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 <u>APPLICANT'S RESPONSIBILITY</u> to ensure that all stipulations are satisfied. <u>Please contact Dru Maynus at (602) 262-7403</u> for questions and notification of your completion of the stipulations.

Upon completion of the stipulations <u>Dru Maynus</u> 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 <u>(your expiration date is December 18, 2025)</u>, this request will then **expire**. At that time a new submittal will be required along with the required payment for the abandonment process.



# 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 33rd Avenue

Applicant:

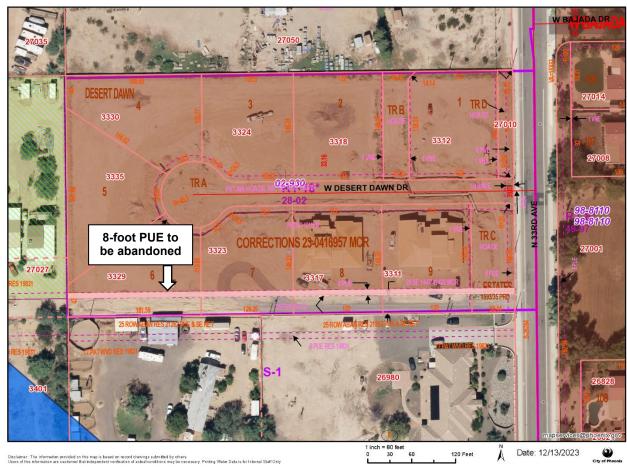
Jeffrey L. Williams

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.

# 230060



# **City Staff Comments**

# Water Services Department - Donald Reynolds

WSD has no stipulations for the 8-foot PUE abandonment request.

## PDD Traffic - Derek Fancon

Recommend approval.

# PDD Site Planning - Dru Maynus

Approval recommended.

# PDD Civil Engineering - Marcos J. Cartagena

Approval recommended.

# **Public Transit Department – Jorie Bresnahan**

No comments received.

# **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