

ATTACHMENT B



City of Phoenix

Planning and Development Department

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 the Abandonment Coordinator at (602) 262-7403** for questions and notification of your completion of the stipulations.

Upon completion of the stipulations your request will be scheduled 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 April 15, 2027**), this request will then **expire**. At that time a new submittal will be required along with the required payment for the abandonment process. A one time, **one year** extension can be requested prior to the expiration date, with applicable extension fee due.



City of Phoenix

Planning and Development Department

April 15, 2025

Abandonment Staff Report: **ABND 250009**

Project# **04-684**

Council District: **6**

Location:

5983 North Elsie Avenue

Applicant:

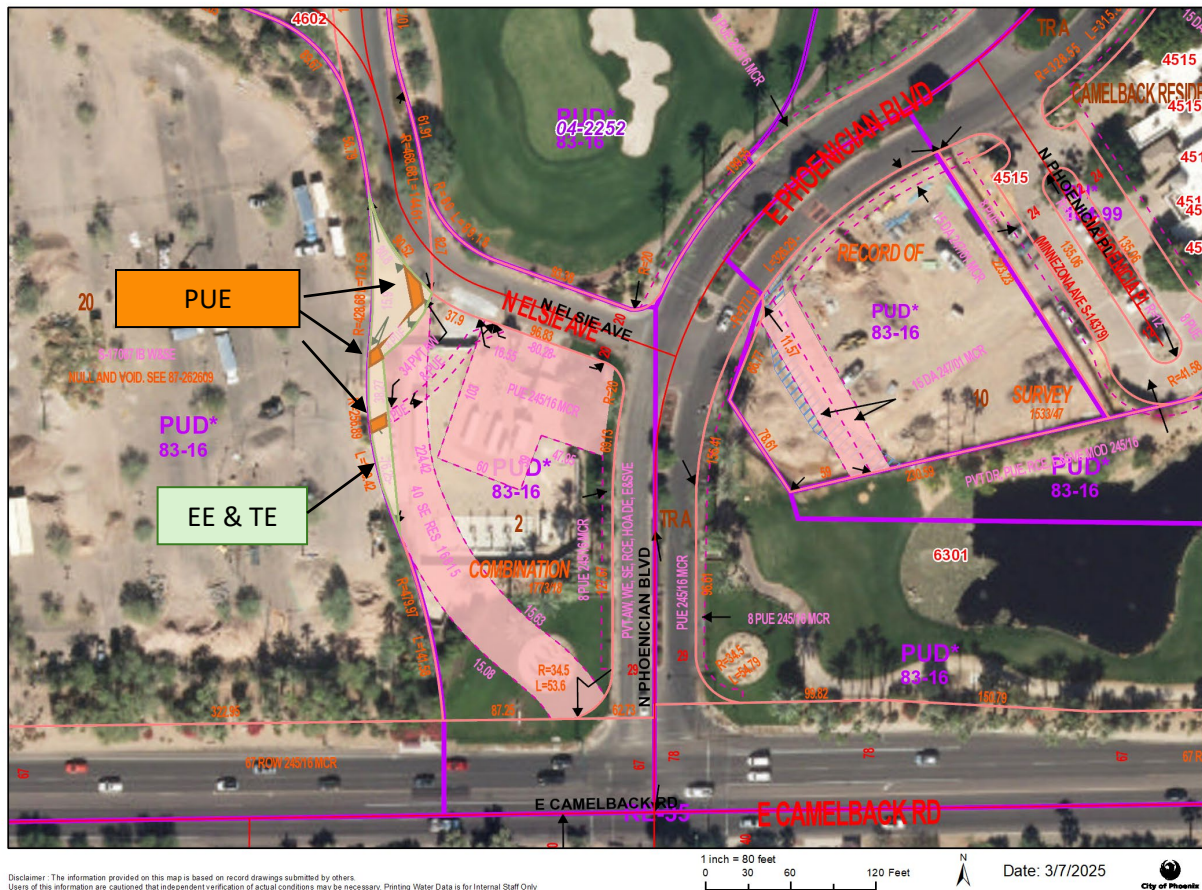
Elevation Civil Engineer, LLC

Request to abandon:

To abandon portions of an existing 8-foot PUE and portion of existing 40-foot electric easement and telephone easement within APN: 172-12-086A.

Purpose of request:

The applicant states existing easements are not in use and in conflict with proposed plat. City staff for project KIVA:16-3642, CPGD-2406872 & Plat-240073 is requesting this abandonment.



City Staff Comments and Recommendations:

PDD Civil Review – Rachel LaMesa
Recommend approval without stipulations.

Water Services Department – Donald Reynolds
WSD has NO stipulations for this abandonment.

PDD Site Planner – Dru Maynus
Recommend approval.

PDD Traffic Reviewer – Derek Fancon
Recommend approval.

Streetlights – Jason Fernandez
Recommend approval.

Street Transportation Department Utility – Andrea Diaz
The Street Transportation Department Utility Coordination section has no comments.

Utility Comments

The request was also routed to outside utility companies for their input. Listed below are the responses from each utility.

Cox – Zach Lawson

I have reviewed the abandonment request at **ABND 250009 5983 N ELSIE AVE**, 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 – 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 as described in ABND 250009. Southwest Gas would like to recommend abandonment of the public utility easements located at the above-referenced location.

Arizona Public Service – Darianna Arias

You have requested Arizona Public Service Company's ("APS") concurrence to abandon within the Public Utility Easement ("PUE") on the above-referenced property.

I have researched our records and found that the subject property is *not* situated within the APS service territory, and there are no APS facilities within the PUE or elsewhere on this property. Therefore, APS has *no objection* to the abandonment within the PUE.

Should you have further questions concerning this matter, please contact me 602-371-6966 or landservices@Apscc.com.

CenturyLink – Jody Butte

Qwest Corporation. d/b/a CENTURYLINK QC ("CenturyLink") has reviewed the request for a letter of no objection to the abandonment described above and has determined that it has no reservations with respect to the abandonment of portions of an 8' PUE on APN 172-12-068A.

Lumen may have active facilities located near the project limits (buried cable). Lumen facilities are located within the right-of-way of Elsie Avenue.

This Letter of No Objections 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.

If you have any questions please contact Jody Butte, 814-599-0114 jody.butte@lumen.com.

Salt River Project – Michael Laguna

Salt River Project has no objection to the partial abandonments for ABND 250009 as shown in the abandonment packet and described in the two Exhibit A's for Lot 20A.

If you have any questions or need further information, don't hesitate to get in touch with me at

602-236-3116.

Stipulations of Conditional Approval

The request of abandonment ABND 250009 is conditionally approved, and the following stipulation 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 **April 15, 2025**.

This conditional approval has been reviewed and approved.

Signature: Aracely Herrera Date: 4.17.25

REPORT SUBMITTED BY: Dru Maynus, Abandonment Coordinator

cc Elevation Civil Engineer, LLC, Applicant/Representative
Miguel Victor, Deputy Director of PDD
Aracely Herrera, Site Planning Supervisor, Planner III