

Attachment B



City of Phoenix

Planning and Development Department

CONDITIONAL APPROVAL – ABND 220032

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) 534-7321** 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 November 21, 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

November 21, 2023

Consolidated Abandonment Staff Report: **ABND 230032**

Project# **22-2839**

District: **4**

Location:

1110 E Turney Ave

Applicant:

Kerrie Wallace

Request to abandon:

To abandon a portion of an 8-foot easement for public utilities (PUE) located between Parcel 1 (APN 155-14-001A) of the Carolyn Place Plat and Parcel 34 (APN 155-14-036A) of the La Veta Place Plat. The 8-foot PUE was dedicated through the La Veta Place Plat.

Purpose of request:

The applicant states there will be a future lot combination of lots 155-14-001A and lot 155-14-036A which is located north of APN 155-14-001A.

Utility Comments

Century Link

CenturyLink of Arizona, Inc. d/b/a CENTURYLINK ("CenturyLink") has reviewed the request for the subject Vacate/Abandonment and has determined that to protect its facilities CenturyLink must deny the request at this time for the 8' PUE located along the N property line of APN 155-14-001A M.C.R. This easement appears to contain CenturyLink equipment.

Lumen has active facilities located within the 8' PUE project limits – aerial cable and joint utility poles. Lumen would abandon the PUE if the owner dedicates a new easement to protect Lumen's existing facilities in place or pays to have them relocated.

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

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.

SRP

Salt River Project has no objection to the abandonment ABND 230032 at 2233 W Bethany Home Road. This is an Arizona Public Service serving area.

Southwest Gas Corporation

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.


Stipulations of Conditional Approval

The request of abandonment ABND 230033 is conditionally approved and the following stipulations will need to be met:

1. All utilities shall be relocated to locations approved by each affected utility company or alternative easements shall be recorded. 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.

The above stipulations must be completed within **two years** from the conditional approval decision dated November 21, 2023.

This conditional approval has been reviewed and approved.

Signature:  _____ **Date:** November 21, 2023

REPORT SUBMITTED BY: Dru Maynus, Abandonment Coordinator.

cc: Applicant/Representative, Kerrie Wallace
Robert Martinez, Chief Engineering Technician