



**CITY OF TEMPE
REQUEST FOR COUNCIL ACTION**

**Council Meeting Date: 7/30/2013
Agenda Item: 5D2**

ACTION: Hold the second and final public hearing to adopt an ordinance abandoning a portion of the right-of-way dedicated to the City of Tempe for public use as an alley north of Curry Road and west of Miller Road, and authorizing the sale of the abandoned alley to the adjacent property owner. (Ordinance No. 2013.35)

FISCAL IMPACT: The net proceeds of \$6,640 from the sale of the City property will be deposited into the General Fund.

RECOMMENDATION: Adopt Ordinance No. 2013.35.

BACKGROUND INFORMATION: As a part of The Bella Vita Planned Area Development approved by Council on February 21, 2013, the developer has requested abandonment and sale of the existing east west alley through the development. The alley was created pursuant to a plat recorded in Book 71, Page 40, Official Records of the Maricopa County Recorder. Upon abandonment of the alley, a public utility easement will be retained to assure adequate access to all existing utilities. Thereafter, the abandoned alley will be sold to the developer. Evaluation of the adjacent properties was conducted to reveal a market value of \$3.43 per square foot for the area to be abandoned. The City has determined that this alley is no longer required.

ATTACHMENTS: Ordinance and Exhibits A and B.

STAFF CONTACT: Andy Goh, Deputy Public Works Director – Engineering, (480) 350-8896

Department Director: Don Bessler, Public Works Director
Legal review by: Cynthia McCoy, Assistant City Attorney
Prepared by: Ken Olmstead, Right-of-Way Management Coordinator