City of **JOPLIN** City Council Agenda Item

Requested Council Meeting Date: November 7, 2016

Item: COUNCIL BILL NO. 2016-285
Originating Department: PLANNING & COMMUNITY DEVELOPMENT

Attachments: 1) Copy of Council Bill
2) Planning Report
3) Commission Minutes

Planning/Community Development Manager: Troy Bolander
City Attorney: Peter C. Edwards
City Manager: Samuel L. Anselm
Board or Commission: Planning and Zoning Commission Date: 10/10/2016

Recommended Action: Planning and Zoning Commission recommended approval by a vote of "6 in favor, 1 absent"

SUMMARY/REQUEST:
Case 041-16: 20 feet south of 1365 Crest Drive – A request to vacate a fifteen (15) foot utility easement – Mark Graham.

STAFF SUMMARY:
This is a 15-foot utility easement located east of Crest Drive. It runs east and west along the south side of 1365 Crest Drive. There are no utilities currently located in this easement. All utility companies have signed off on the release of this easement. The property owner is planning an addition on the southern portion of their home that could encroach this easement and have requested that it be vacated.

Staff recommends approval of Case 041-16.

PLANNING & ZONING COMMISSION TESTIMONY:
Ms. Linda Gardner appeared representing Mark and Tatiana Graham, who are adding onto their current property at 1365 Crest Drive. Ms. Gardner will serve as their general contractor. A 15-foot utility/drainage easement exists between two of Mr. and Mrs. Graham's lots. They are requesting the vacation of the easement so they can construct this addition onto their existing home.

Mr. Smith asked if all the utility companies have approved the vacation of the easement, and Ms. Cunningham replied yes. She has received letters from all the utility companies except Missouri Gas Energy but has received an e-mail from them stating a letter of approval is forthcoming.

PUBLIC COMMENT: None.