



DATE: January 26, 2021

CATEGORY: Consent

DEPT.: Public Works

TITLE: **Notice of Intention to Vacate a Public Service Easement at 939 West El Camino Real**

RECOMMENDATION

Adopt a Resolution of Intention of the City Council of the City of Mountain View to Vacate a Public Service Easement at 939 West El Camino Real, to be read in title only, further reading waived (Attachment 1 to the Council report), and set a date for a public hearing to consider the vacation for February 23, 2021.

BACKGROUND

On August 12, 2020, the Zoning Administrator conditionally approved a Provisional Use Permit, Planned Community Permit, Development Review Permit, and Heritage Tree Removal Permit, and the Subdivision Committee approved a Preliminary Parcel Map by the applicant, John D' Ambrosio, to construct a three-story, mixed-use development with a senior memory-care facility above ground-floor retail and restaurant uses at 855-1023 West El Camino Real. The applicant has requested the City vacate the existing public service easement at 939 West El Camino Real to accommodate the project (see Figure 1). The existing utilities within the easement are proposed to be removed, and the existing public service easement would no longer be needed.



LEGEND

 PUBLIC SERVICE EASEMENT TO BE VACATED

Figure 1: Existing Public Service Easement

ANALYSIS

Pursuant to Section 8320(b)(2) of the Streets and Highways Code, to allow for the possibility of Council approving the easement vacation on February 23, 2021, Council must adopt a Resolution of Intention to vacate the public service easement and set a date for the public hearing to consider the vacation. The recommended actions accomplish this requirement but do not obligate Council to approve the vacation. Council will continue to have full latitude to consider the proposed vacation at its February 23, 2021 meeting.

FISCAL IMPACT

There is no fiscal impact associated with the setting of the hearing date. The applicant has paid the necessary fees to the City to process this request.

ALTERNATIVES

1. Determine not to move forward with the easement vacation proceedings.
2. Designate an alternate date for the public hearing to consider adoption of a resolution to vacate, with that date being not less than 15 days from the date of this Council meeting.

PUBLIC NOTICING

Agenda posting. In accordance with Sections 8322 and 8323 of the Streets and Highways Code, notices of the Resolution of Intention, if adopted, will be posted along the easement to be vacated and published in the newspaper.

Prepared by:

Gabrielle Abdon
Assistant Engineer

Reviewed by:

Quynh Byrer
Principal Civil Engineer

Edward Arango
Assistant Public Works Director/
City Engineer

Approved by:

Dawn S. Cameron
Public Works Director

Audrey Seymour Ramberg
Assistant City Manager/
Chief Operating Officer

GA/TS/6/CAM/997-01-26-21CR
200745

Attachment: 1. Resolution

cc: John D' Ambrosio
1195 Minnesota Avenue
San Jose, CA 95125

ZA, APWD – Arango, PCE – Byrer, File (855-1023 West El Camino Real), SC/T,
cmvgis@mountainview.gov