

## EXECUTIVE SUMMARY



**To:** Jim Scholl, City Manager  
**Through:** Thaddeus Cohen, Planning Director  
**From:** Carlene Smith, LEED Green Associate, Planner II  
**Meeting Date:** May 19, 2015  
**RE:** Rescind City Commission Resolution No. 08-133

### ACTION STATEMENT:

Request: A request to rescind City Commission Resolution No. 08-133 which approved an easement of  $\pm 86.18$  square feet on a public alleyway for property located at 617 Grinnell Street (RE # 00010940-000000; AK # 1011231).

Property Owner: Martin Higgins and Karen Schultz

Location: 617 Grinnell Street (RE # 00010940-000000; AK # 1011231)

Zoning: Historic High Density Residential (HHDR) zoning district



### BACKGROUND:

On May 6, 2008, the City Commission approved an easement request which allowed the property owner to maintain dual left side encroachments (two-story staircase/porch encroachment and two-story rear building/overhang encroachment) for a total of  $\pm 86.18$  square

feet on a public alleyway for property located at 617 Grinnell Street. On April 2014 the structure was deemed unsafe and was approved for demolition. The structure has since been rebuilt as a single family home and encroachments has been removed.

**City Actions:**

City Commission (Easement): May 6, 2008 (CC Res 08-133)  
Planning Board (Variances): June 19, 2014 (PB Res 2014-37)

**PLANNING STAFF ANALYSIS:**

As described in the Specific Purpose Survey drawn by J. Lynn O’Flynn, Inc., dated March 23, 2015, there are no encroachments on the public alleyway. Since the building encroachments have been removed, the easement is no longer required.

**Options / Advantages / Disadvantages:**

**Option 1.** Approve the request to rescind City Commission Resolution No. 08-133 which approved an easement of ±86.18 square feet on a public alleyway for property located at 617 Grinnell Street (RE # 00010940-000000; AK # 1011231)

**Consistency with the City’s Strategic Plan, Vision and Mission:** The Strategic Plan is silent to this issue.

**Financial Impact:** There would be no cost to the City for rescinding Resolution No. 08-133.

**RECOMMENDATION: Option 1.**

Based on the existing site conditions, the Planning Department recommends to the City Commission **APPROVAL** to rescind City Commission Resolution No. 08-133.