

Agenda Report

TO: CITY COUNCIL

August 30, 1999

FROM: City Manager

SUBJECT: Exchange of Sewer Easements at 310 Linda Vista Avenue

RECOMMENDATION:

It is recommended that the City Council adopt a resolution:

- (1) Approving and accepting a Grant of Easement for sewer purposes and consenting to the recordation thereof.
- (2) Directing the City Manager to execute, on behalf of the City, a Quitclaim Deed releasing all of the City's right, title, and interest in the sewer easement acquired in 1923.

BACKGROUND:

During work performed in 1998 on the Linda Vista Avenue/Arroyo Boulevard trunk sewer project, it was discovered that the permanent sewer easement at 310 Linda Vista Avenue obtained by the City in 1923 does not reflect the actual location of the sewer. In order to remedy this situation, the owner of the property, Harry M. Double and Barbara Turner Double, Trustees under the Harry M. Double and Barbara Turner Double Inter Vivos Trust Agreement, dated June 22, 1979, have executed a Grant of Easement prepared by the Public Works and Transportation Department and approved by the City Attorney's office that provides for the future operation and maintenance of the sewer. The easement document is ready for approval and acceptance by the City Council.

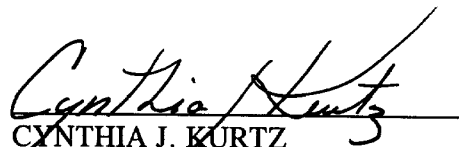
In exchange for the property owner granting the new easement, it is proposed that the City execute a Quitclaim Deed that has been prepared by the Public Works and Transportation Department and approved by the City's Attorney's office releasing to them all of its right, title, and interest acquired by the Grant Deed recorded in the Los Angeles County Recorder's Office on April 30, 1923 in Book 2115, Page 312 of Official Records. It is recommended that the City Manager be directed to execute, on behalf of the City, said Quitclaim Deed.

The acceptance of the new easement and the relinquishment of the old easement will eliminate any potential future conflicts regarding the maintenance of the sewer and/or the status of the easement across the property.

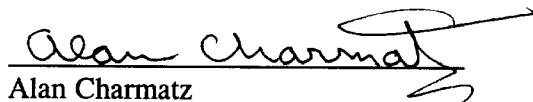
FISCAL IMPACT:

Sufficient funds are available in Budget Account No. 76523 (Linda Vista Avenue/Arroyo Boulevard Trunk Sewer) to carry out the proposed exchange of sewer easements.

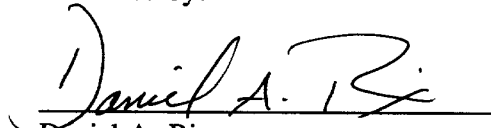
Respectfully submitted,


CYNTHIA J. KURTZ
City Manager

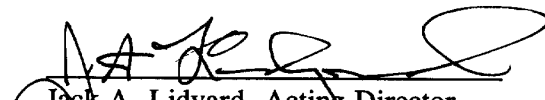
Prepared by:


Alan Charmatz
Principal Engineer

Reviewed by:


Daniel A. Rix
City Engineer

Approved by:


Jack A. Lidyard, Acting Director
Public Works and Transportation