Title: Motion to Approve a Resolution Authorizing the Execution of a Plat of Vacation for a portion of an Electric Easement (1125 Fern Ave)

Presenter: Russell Colby

Meeting: City Council - New Business
Date: July 20, 2020

Proposed Cost: N/A
Budgeted Amount: N/A
Not Budgeted: ☐

**Executive Summary (if not budgeted please explain):**

**Background**

In 2019, the detached garage located at 1125 Fern Ave. was destroyed in a fire. The owner, Nathan Roberts, would like to construct a new garage on the old garage’s foundation. During building permit review, it was discovered that a small portion of the old garage, approximately 27.5sf, was located within an Electric Utility Easement. Per section 17.22.020 of the Zoning Ordinance, “No accessory building shall be located in whole or in part on or over an easement for utilities, drainage, access, or related purposes.”

**Proposal**

Mr. Roberts has submitted a request for the easement area to be vacated by the City in order to permit the construction of the new garage on the already existing building foundation. Electric Utility has reviewed the building permit plans and the plat of vacation and have determined that the current pad and design would not interfere the overhead lines. Electric Utility has given their approval to move forward with the following conditions:

1. The electric meter will need to be accessible
2. All service wires are in conduit the entire way from the pole to the house meter pedestal.

Mr. Roberts has acknowledged and agreed to adhere to Electric Utilities’ conditions.

**Attachments (please list):**

Resolution, Plat of Easement Vacation, Letter from Mr. Roberts acknowledging and accepting conditions

**Recommendation/Suggested Action (briefly explain):**

Motion to Approve a Resolution Authorizing the Execution of a Plat of Vacation for a portion of an Electric Easement (1125 Fern Ave)
City of St. Charles, Illinois
Resolution No. 2020-_________

A Resolution Authorizing the Execution of a Plat of Vacation for a portion of an Electric Easement
(1125 Fern Ave)

Presented & Passed by the City Council on _____________

NOW THEREFORE, be it resolved by the authorities of the City of St. Charles that the Mayor and City Clerk are hereby authorized to execute A Plat of Vacation for a portion of an electric easement, attached hereto as Exhibit “A”.

PRESENTED to the City Council of the City of St. Charles, Illinois this 20th day of July 2020.

PASSED by the City Council of the City of St. Charles, Illinois, this 20th day of July 2020.

APPROVED by the Mayor of the City of St. Charles, Illinois, this 20th day of July 2020.

____________________________________
Raymond P. Rogina, Mayor

ATEST:

____________________________
City Clerk

COUNCIL VOTE:
Ayes:
Nays:
Absent:
Abstain:
EXHIBIT “A”

Plat of Vacation for 1125 Fern Ave.
To whom it may concern,

I am formally recognizing the requests made by the St. Charles Electric Department regarding the garage being rebuilt for my property (1125 Fern Ave.) I will be complying with the 2 requests noted below:

1. The electric meter will be accessible
2. Conduit will be used for the electric wire between the house and the garage

These conditions will be met before final inspection is conducted for the garage building permit

Nathan Roberts
(Signature)

6/2/20
(Date)