



## Legislation Details (With Text)

**File #:** 10-0829      **Version:** 2

**Type:** Agenda Item      **Status:** Adopted

**File created:** 7/21/2010      **In control:** Board of Supervisors

**On agenda:** 9/28/2010      **Final action:** 9/28/2010

**Title:** Department of Transportation recommending the Board consider the following:  
 1) Authorize the Chair to sign the Resolution Establishing a Public Utility Easement on County-Owned Property, and  
 2) Approve the collection of a one-time charge for processing fees. (Cont'd. 8/24/10, Item 25)  
 Resolution 160-2010

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. A - VicinityMap, 2. B - MarkieCRS, 3. C - Resolution, 4. Revised Resolution, 5. Revised Original Legal Description, Exh. A added 9-27-10, 6. Fully executed Resolution 160-2010

Date	Ver.	Action By	Action	Result
9/28/2010	2	Board of Supervisors	Adopted	Pass
8/24/2010	1	Board of Supervisors	Continued	Pass

Department of Transportation recommending the Board consider the following:  
 1) Authorize the Chair to sign the Resolution Establishing a Public Utility Easement on County-Owned Property, and  
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**Resolution 160-2010**

**Fiscal Impact/Change to Net County Cost:**

There is no net cost to the General Fund. There will be one-time revenue to the County for processing fees, as approved by the Board.

**Background:**

The County of El Dorado purchased APN 325-360-49, 50 & 51 approximately 30 years ago in anticipation of the future construction of the proposed Ray Lawyer Drive extension project. Currently, the adjoining property owners, Joe and Donna Markie (APN 051-140-59) have requested that the County consider granting them an easement for utility purposes, across County-owned parcel APN 325-360-51. While the Markie's have an access easement from Highway 49 to their property, there are existing utility lines on Dusty Gold Lane, and based on field inspections by PG&E, that location would be the most logical and affordable point of connection to extend power, phone and cable to the Markie parcel. PG&E has requested that any utility easement be no less than 30 feet in width.

County staff performed an analysis of the request to create a utility easement, and determined that creation of the easement would not conflict with any future use of the subject property relative to any future extension of Ray Lawyer Drive. It was also determined by DOT staff that the appropriate type of easement would be a Public Utility Easement (PUE), and that a reasonable charge for processing the request and creating the PUE would be \$2,500, plus any title and escrow fees.

**Reason for Recommendation:**

County staff has determined that the request to create a PUE across County-owned property is reasonable, has no negative impact to future use of the property, and that the costs of creating the PUE will be paid for by the adjoining property owners.

**Action to be taken following Board approval:**

- 1) DOT staff to collect a processing fee in the amount of \$2,500, plus any title and escrow fees, from Joe and Donna Markie.
- 2) Upon confirmation of receipt of the processing fee, Board Clerk to record the Resolution Establishing a Public Utility Easement on County-Owned Property, and provide a conformed copy to DOT staff.

**Contact:** Robert S. Slater, P. E.  
Acting Director of Transportation

**Concurrences:** County Counsel