



## Agenda Report

21-1055

Agenda Date: 2/9/2021

### REPORT TO COUNCIL

#### **SUBJECT**

Action on a Resolution Ordering the Vacation of the Sanitary Sewer Easement, Underground Electric Easements, General Purpose Easement, Emergency Access Easement, Ingress Egress and Public Utility Easement at 2880 Northwestern Parkway

#### **COUNCIL PILLAR**

Promote and Enhance Economic and Housing Development

#### **BACKGROUND**

On January 18, 2017, the City's Architectural Committee approved the Building V5 Data Center project (Project), which includes a four-story, 109,000 square-foot data center, expansion of an electrical substation, and construction of a paved surface parking lot at 2880 Northwestern Parkway (Property).

#### **DISCUSSION**

Due to the redevelopment of the Property, the existing Sanitary Sewer Easement, Underground Electric Easements, General Purpose Easement, Emergency Access Easement, Ingress Egress and Public Utility Easement encumbering the Property have been relocated or determined to be excess, and these easements are no longer necessary. The property owner has requested that the City vacate the subject easements to clear these unnecessary encumbrances on the Property. Any relevant facilities previously within the easement have been removed or abandoned and all of the departments and agencies having an interest in said easements concur that the easements are eligible to be vacated. Staff has reviewed this proposal and found that these easements are no longer necessary for public purposes and may be vacated according to subsection C of California Streets and Highways Code Section 8333.

#### **ENVIRONMENTAL REVIEW**

The Mitigated Negative Declaration prepared for the Project was approved by the City's Architectural Committee on January 18, 2017.

#### **FISCAL IMPACT**

There is no additional cost to the City other than staff time and expense.

#### **COORDINATION**

This report has been coordinated with the City Attorney's Office, Water & Sewer Utilities Department and Silicon Valley Power (Electric Department).

#### **PUBLIC CONTACT**

Public contact was made by posting the Council agenda on the City's official-notice bulletin board

outside City Hall Council Chambers. A complete agenda packet is available on the City's website and in the City Clerk's Office at least 72 hours prior to a Regular Meeting and 24 hours prior to a Special Meeting. A hard copy of any agenda report may be requested by contacting the City Clerk's Office at (408) 615-2220, email [clerk@santaclaraca.gov](mailto:clerk@santaclaraca.gov) <<mailto:clerk@santaclaraca.gov>>.

**RECOMMENDATION**

1. Adopt a Resolution Ordering the Vacation of the Sanitary Sewer Easement, Underground Electric Easements, General Purpose Easement, Emergency Access Easement, Ingress Egress and Public Utility Easement at 2880 Northwestern Parkway [APN 216-28-132 and 216-28-133 (2020-21); SC 18,955]; and
2. Authorize the recordation of the Resolution.

Reviewed by: Craig Mobeck, Director of Public Works

Approved by: Deanna J. Santana, City Manager

**ATTACHMENT**

1. Resolution