



office memorandum

Date: August 29, 2013
To: Leah Messner, Assistant City Attorney
From: Ken Danner, Subdivision Development Manager *KD*
Subject: Consent to Encroach
Lot 9A, Block 1, Brookhaven No. 37 Addition
601 Manor Hill Drive

Public Works Department, Engineering Division does not object to the encroachment of a proposed driveway onto a twenty-five foot (25') utility and drainage easement as long as there is a hold harmless clause in the consent document that clearly states replacement of the driveway will be at the total expense of the property owner if street and roadside maintenance has to perform maintenance of an existing 36" reinforced concrete storm sewer pipe. The installation of the driveway will be inspected and not allowed to block any possible storm water overflow. It should be noted there is a ten foot (10') utility easement parallel and south of the twenty-five foot (25') utility and drainage easement. There is no proposal requested within the ten foot (10') utility easement and staff did not consider it in its response.

The applicant has submitted letters from the utility companies.

If you have further questions, please feel free to contact me.

KD

Reviewed by: Scott Sturtz, City Engineer *SS*

Reviewed by: Shawn O'Leary, Director of Public Works *SO*

cc: Brenda Hall, City Clerk
Ken Komiske, Director of Utilities
Greg Hall, Street Superintendent