DEVELOPMENT REVIEW BOARD

Planning Dept. - Minor Case Comments

HEARING DATE/AGENDA ITEM NO. 4

Project Number: PR-2020-003887
Application Number: **SD-2021-00010**

Project Name:

Request: Vacation of Public Easement

COMMENTS:

- The vacation of the 10-foot-wide public sanitary sewer easement is required prior the approval of the plat.

- The vacation request was made in accordance with 6-6(M)(3)(a) and 6-6(M)(3)(b). The public welfare does not require that the easement, private way, or public right-of-way be retained. The easement does not serve any property other than that owned by the applicant therefore the easement does not serve the public. There is a net benefit to the public welfare because the development made possible by the Vacation is clearly more beneficial to the public welfare than the minor detriment resulting from the Vacation, and there is no convincing evidence that any substantial property right is being abridged against the will of the owner of the right.

Disclaimer: The comments provided are based upon the information received from the applicant/agent. If new or revised information is submitted, additional comments may be provided by Planning.

FROM: Jay Rodenbeck
Planning Department

DATE: 1-27-21