

STAFF REPORT

AGENDA ITEM #: 18-70
COUNCIL MTG OF: June 5, 2018
FROM: M. Fowler, Public Works Director
OFFERED BY: M. Fowler, Public Works Director
PREPARED BY: M. Fowler, Public Works Director
SUBJECT: Hilda Avenue – Acceptance of Easement

PURPOSE

This report seeks acceptance of an easement on private property designed to secure the right to properly turn around at the end of Hilda Avenue, a dead-end street.

TOWN ADMINISTRATOR COMMENTS

The Council is encouraged to adopt Resolution #2018-028 as recommended by staff.

BACKGROUND

Hilda Avenue was constructed as part of the Rainbow Lake subdivision. The subdivision roads were considered private until 2003, when a Rockingham County Superior Court judge ordered the Town of Derry to accept them as public ways. Hilda Avenue ended as a stub, without a way to turn around at the dead end. At some point, a paved turnaround was installed to facilitate the Town's need to properly furnish winter maintenance service.

The owner of the property sought a variance to build a single-family home with insufficient frontage. The Zoning Board of Adjustment voted to allow the variance in 2017. DPW sought to include a condition that an easement would be prepared and recorded to preserve the Town's right to plow effectively.

An easement and related plan has been generated and it is ready for Town Council to accept.

DISCUSSION

The Department of Public Works endorses this plan and supports the acceptance of the easement.

FISCAL IMPACT

No additional fiscal impact from current DPW budget.

RECOMMENDED ACTION BY COUNCIL

It is recommended that the Town Council vote to accept the subject easement with the recommendation of the Department of Public Works.

RECOMMENDED MOTION

See attached Resolution #2018-028