



Request for Council Action

Originator
Engineering

Item
**3.8 Encroachment Agreement Approval - 9101 Old Cedar Avenue South
(Lot 1, Block 1, OREST 2ND ADDITION) PL202200114**

Agenda Section
CONSENT BUSINESS

Date
June 27, 2022

Requested Action:

Motion by _____, seconded by _____, to recommend acknowledging the attached Agreement as to Conditional Approval for Encroachment into Public Easements located at 9101 Old Cedar Avenue South (Lot 1, Block 1, OREST 2ND ADDITION).

Item created by: Bruce Bunker, Engineering
Item presented by: Karl Keel, Public Works Director

Description:

PHD Properties, LLC, owner of the property located at 9101 Old Cedar Avenue South (Lot 1, Block 1, OREST 2ND ADDITION), requests that the City Council of the City of Bloomington approve an encroachment agreement. This encroachment agreement is needed for the construction of a new privacy fence within an area of an existing public drainage and utility easement as shown in Exhibit A in the attached encroachment agreement.

New encroachment agreements typically use the same format that the City Council gave as an overall general approval on May 21, 2007 (Item 3.9) for all encroachments, therefore, not needing special Council action for obtaining City signatures. However, this encroachment agreement differs from the standard format the City Council approved of by adding additional conditions making it necessary for Council action to obtain City signatures.

The added conditions are as follows:

1. Fence posts within the Public Easements are to be constructed no closer than 3-feet from the centerline of the existing storm sewer and no closer than 3-feet from the existing sanitary sewer.
2. Fence posts within the Public Easements must be no deeper than 42-inches below natural grade within 10-feet of the existing storm sewer and sanitary sewer.

Attachments:

Encroachment Agreement