

Public Hearing: December 7, 2009

## **F A C T S H E E T**

**TITLE:** Resolution to grant a conservation easement to the Lower Platte South Natural Resources District on city property in the vicinity of 10<sup>th</sup> and Military.

**SPONSOR:** Public Works & Utilities

**OPPONENTS:** Unknown

**STAFF RECOMMENDATION:** For

**OTHER DEPARTMENTS AFFECTED:**  
Urban Development

**APPLICANT:** Public Works & Utilities

**REASON FOR LEGISLATION:** To provide the authority to grant a conservation easement to the Lower Platte South Natural Resources District from properties the City owns to preserve the flood storage capacity on properties generally located southwest of 10<sup>th</sup> and Military and northeast of 10<sup>th</sup> and Military as legally described in the attached Conservation Easement Agreement.

## **D I S C U S S I O N**

This resolution is to grant a conservation easement to the Lower Platte South Natural Resources District to preserve existing and future flood storage capacity. The initiation of the conservation easement was from the onset of the Creekside Village development and the subsequent desire to maintain a no net fill status from the development. The areas excavated to maintain a no net fill were areas that presently are on public land mostly west of the Creekside Village Development area southwest of 10<sup>th</sup> and Military Street and the area north of the Indian Center (see attachment map 'A') northeast of 10<sup>th</sup> and Military Street.

For the known future the conservation easement area to the west of Creekside Village will remain public and the conservation easement area to the north of the Indian Center will be surplus for sale to the Indian Center via a pending agreement. The conservation easement to the north of the Indian Center will remain in place and via the pending agreement the Indian Center will maintain the area as stated in the conservation easement.

**POLICY OR PROGRAM CHANGE:** No

**COST OF TOTAL PROJECT:** \$0

**FACT SHEET PREPARED BY:**

Ben Higgins, Senior Engineer

**REVIEWED BY:**

Director of Public Works/Utilities