

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date: March 24, 2014
	Agenda Item No. 14 Roll Call No. <u>14-0474</u> Communication No. <u>14-117</u> Submitted by: Phillip Delafield, Community Development Director

AGENDA HEADING:

Release of the Planned Unit Development (PUD) Restoration Bond for the Kum and Go Store #573 project, located at 5830 SE 14th Street.

SYNOPSIS:

Recommend Release of PUD Restoration Bond in the amount of \$19,296 for the Kum and Go Store #573 project since completion of grading, erosion control, and site restoration has been performed.

FISCAL IMPACT: NONE

ADDITIONAL INFORMATION:

When a property is zoned PUD, a PUD restoration bond must be approved by the City Council before the grading permit can be issued. This is done to ensure that the required grading and ground surface restoration are completed in a timely manner. The Engineering Department has determined that a restoration bond in the amount of \$19,296 is required for this project for grading, filter socks, silt fence, seeding, mulching, silt basin outlets and Engineering Department administrative and inspection costs. Upon completion of requirements the restoration bond is released.

Upon inspection of the site by Engineering Department staff on March 10, 2014, it was determined that the Restoration Bond, in the amount of \$19,296.00, could be released based upon satisfactory completion of grading, erosion control, and site restoration.

This project is located at 5830 SE 14th Street, within the vicinity of the intersection of East Diehl Avenue and SE 14th Street, and allowed for the construction of a 4,958 square foot convenience store with 10 fuel islands adjoining a 36 stall surface parking lot, located on two (2) acres.



PREVIOUS COUNCIL ACTION(S):

Date: August 27, 2012

Roll Call Number: [12-1327](#)

Action: [Rescind](#) previous Private Construction Contract approval and approve new Private Construction Contract between Henning Construction Co., Inc. and Kum and Go, L.C. for installation of deceleration lane in southbound SE 14th Street north of East Diehl Avenue, \$233,731. Moved by Meyer to adopt.

Date: November 7, 2011

Roll Call Number: [11-1850](#)

Action: [Approving](#) Private Construction Contract between Henning Construction Co., Inc. and Kum & Go, L.C. for paving improvements in 5830 SE 14th Street. Moved by Mahaffey to adopt. Motion Carried 7-0.

Date: November 7, 2011

Roll Call Number: [11-1876](#)

Action: [Retaining](#) Wall Maintenance Agreement with Kum & Go, LC and KG Store 573, LLC for property in the vicinity of SE 14th Street and East Diehl Avenue. Moved by Mahaffey to adopt. Motion Carried 7-0.

Date: August 8, 2011

Roll Call Number: [11-1364](#)

Action: [Approving](#) PUD Restoration Bond as security for Kum & Go Store located at 5830 SE 14th Street. ([Council Communication No. 11-530](#)) Moved by Mahaffey to adopt. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S):

Board: Plan and Zoning

Date: February 17, 2011

Roll Call Number: N/A

Action: WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on February 17, 2011, its members voted 9-0-2 in support of a motion to recommend APPROVAL of a request from Kum & Go, LC represented by Charles Campbell (officer) to rezone property located at 5830 and 5832 SE 14th Street from "C-2" General Retail and Highway-Oriented Commercial District to "PUD" Planned Unit Development. The subject property is owned by ND 20 SE 14th LLC represented by Jake Christensen.

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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