

Memorandum

To: Business and Economic Development Committee
From: Paul Nicklas, Assistant City Solicitor
Date: September 16, 2014
Re: Easement - Kenneth Crump, 735 Hammond Street

Kenneth Crump is requesting an easement for a portion of his deck in the setback area of his property at 735 Hammond Street.

Mr. Crump lives at 735 Hammond Street. He recently began construction of an addition to his deck on the property. It was later discovered that a portion of the addition extends into the twenty foot Hammond Street setback.

The portion of the deck in question is an addition to the original deck for the house, which was legally built but is now nonconforming. The addition extends no further into the setback than the original deck. The majority of the addition does conform to City Code.

Given the circumstances, especially the small size of the setback violation and the presence of the nonconforming deck, staff recommends approval of an easement of eight feet into the setback to allow for the deck addition. Said easement shall be in final form as approved by the City Solicitor or Assistant City Solicitor.