



City Council Report

Date: February 26, 2024
To: City Council
Through: Candace Cannistraro, Deputy City Manager
From: R.J. Zeder, Transportation Department Director
Erik Guderian, Assistant Transportation Director
MariaAngelica Deeb, Transportation Projects Coordinator
Subject: ADOT Disposal D-C-102 –Southern Avenue and Hawes Road at the Red Mountain Freeway (Loop 202)/U.S. 60Traffic Interchange
Waiver of A.R.S. § 28-7209
(Council District 5)

Purpose and Recommendation

The purpose of this report is to request the approval of a Resolution authorizing the City Manager to enter into a Waiver of A.R.S. § 28-7209 with the Arizona Department of Transportation (ADOT) allowing ADOT to proceed with the abandonment of previously identified and improved roadways.

Refer to Exhibit “A” for the location map of these roadways.

Staff recommends that Council approve this Resolution.

Background

ADOT is to return portions of the right of way along Southern Avenue and Hawes Road at the Loop 202/U.S. 60 Traffic Interchange (T.I.) to the City. The City wishes to accept full jurisdiction and ownership responsibilities for these portions of the right of way.

Discussion

In order for ADOT to proceed, it must obtain from the City a waiver of the four-year advanced notice requirement in A.R.S. § 28–7209. A copy of the Waiver of the Four-Year Advance Notice of Abandonment and Pavement Quality Report is attached as Exhibit B.

Coordination between the City and ADOT has been occurring over the past few years to agree on limits of turnback along the Loop 202 freeway.

Alternatives

The City Council could choose not to execute this Waiver and not continue with this abandonment of ADOT of the previously agreed portions on Southern Avenue and Hawes Road at the Loop 202/U.S. 60 T.I.s. If abandonment and transfer of these areas do not occur, then roadways may not be as properly and frequently maintained by ADOT as they would be if under City control.

Fiscal Impact

The City will be financially responsible for the ownership and maintenance of these areas, once abandoned by ADOT. The maintenance of these areas has been included in the FY25 Operating Budget.

Coordinated With

This waiver and the eventual transfer of the rights of way have been coordinated with Real Estate and Engineering.