



City Council Report

Date: October 20, 2014
To: City Council
Through: Karolyn Kent, Deputy City Manager
From: Beth Huning, City Engineer
Rob Kidder, Assistant City Engineer
Subject: Extinguish a 3-foot public utility easement at 4711 East Ivy Street.
Council District 5

Strategic Initiatives



Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to extinguish a 3-foot public utility easement at 4711 East Ivy Street, located north of McLellan Road and east of Greenfield Road.

Background

Public utility easements are dedicated to the City of Mesa to allow for the installation and maintenance of public utilities on private property. When an easement is no longer needed, or conflicts with new development, the City Council may extinguish the easement to provide owners the ability to fully utilize their property. To remove an easement from a property's title, City Council may approve a Resolution to extinguish the easement in accordance with provisions in the Arizona Revised Statutes.

Discussion

The public utility easement was dedicated on the Final Plat of "Mesa Commerce Center", which was recorded on December 23, 1985 in Book 292 of Maps, Page 21 of the records of Maricopa County, Arizona.

The property owner has been working with Planning Division staff to complete a lot combination request. The 3-foot public utility easement will run through the middle of the newly formed lot impeding development. Therefore, the property owner has made a request to extinguish the 3-foot public utility easement.

Staff has notified Engineering, Development and Sustainability, Energy Resources and Water Resources as well as Century Link, Cox Communications and SRP of this extinguishment request. As there are no utilities located within the easement area, all have stated they have no objection to the request.

Alternatives

The alternative is to not extinguish the public utility easement. Choosing this alternative will result in the existing public utility easement hindering new development.

Fiscal Impact

The fiscal impact of this request is the \$750.00 processing fee paid by the property owner.

Coordinated With

The Engineering, Development and Sustainability, Energy Resources and Water Resources Departments, along with outside utility companies (Century Link, Cox Communications and SRP), concur with this request.