



City Council Report

Date: August 22, 2016
To: City Council
Through: Kari Kent, Assistant City Manager
From: Beth Huning, City Engineer
Rob Kidder, Assistant City Engineer
Subject: Extinguish A Portion of a Public Drainage Easement located at 1955, 1959 and 1963 North Red Cliff and 9012 East June Circle within the subdivision of Seville at Mountain Bridge
Council District #5

Strategic Initiatives



Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to extinguish a portion of a Public Drainage Easement located within the subdivision known as Seville at Mountain Bridge, located on the south side of McKellips Road and west of Ellsworth Road.

Background

Public Drainage Easements are granted to the City of Mesa for the conveyance or retention of storm water runoff from public streets on private property. When a public easement is no longer needed, or conflicts with new development, the City Council may extinguish unused easements 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.

Discussion

The Public Drainage Easement was granted on a Map of Dedication for Mountain Bridge – East McKellips Road, recorded December 08, 2015 in Book 1252, Page 2 of the records of Maricopa County, Arizona. The Public Drainage Easement was recorded to accommodate a retention basin adjacent to the south side of McKellips Road that was designed to take storm water runoff from the public street. Following the recordation of the Map of Dedication for Mountain Bridge – East McKellips Road, the

developer recorded the Final Plat for “Seville at Mountain Bridge”, recorded March 2, 2016 in Book 1263, Page 9 of the records of Maricopa County, Arizona. The Public Drainage Easement was prepared such that it extended beyond the limits of the retention basin and, due to the separate recordings, a small portion of the easement encroached into Lots 9-12 of “Seville at Mountain Bridge.” However, the limits of the retention basin high water elevation are well outside the boundaries of Lots 9-12 and extinguishing the small portions of the Public Drainage Easement that encroach into these lots will not have a negative impact on the drainage system for both McKellips Road and Seville at Mountain Bridge.

Alternatives

The alternative is to not extinguish the Public Drainage Easement. Choosing this alternative will result in the existing Public Drainage Easement remaining on private residential lots and conflicting with proposed development.

Fiscal Impact

The fiscal impact of this request is the \$750.00 processing fee collected from the applicant.

Coordinated With

The Engineering and Development Services Departments concur with this request.