



# City Council Report

**Date:** October 16, 2017  
**To:** City Council  
**Through:** Kari Kent, Assistant City Manager  
**From:** Beth Huning, City Engineer  
Rob Kidder, Assistant City Engineer  
**Subject:** Vacate a portion of right-of-way along  
1100 block of North Ellsworth Road  
Council District 5

## Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to vacate a portion of right-of-way (ROW) along the 1100 block of North Ellsworth Road.

## Background

Public rights-of-way are dedicated to the City of Mesa to allow for the construction of public streets. When a portion of right-of-way is no longer needed, or conflicts with new development, the City Council may vacate right-of-way to provide owners with the ability to fully utilize their property. To vacate right-of-way, City Council must approve a Resolution to vacate the right-of-way in accordance with provisions in the Arizona Revised Statutes.

## Discussion

This ROW was acquired in Document No. 2001-0984681 by Maricopa County through Eminent Domain in 2001 as part of the Ellsworth Road Project. The new ROW parcel was required for use as a drainage facility to accommodate the new roadway. This area was annexed into the City of Mesa by Ordinance 4796 on January, 22, 2008. The current property owner of this site is developing it as a self-storage facility and has requested this ROW be vacated as it conflicts with the current development plan. During the development process, they will be required to dedicate an additional 10 feet of ROW along the entire frontage of the property, as well address the drainage needs.

**Alternatives**

An alternative is to not vacate the ROW. Choosing this alternative will result in the property owner not being able to develop the property as planned.

**Fiscal Impact**

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

**Coordinated With**

The Engineering, Development Services and Transportation Departments concur with this request.