City Council Report

Date: December 10, 2018

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 Utility Easement located at 860 N. Winterhaven Circle
Council District 1

Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to extinguish a portion of a Public Utility Easement (PUE) at 860 N. Winterhaven Circle.

Background

Public easements are dedicated to the City of Mesa to allow public uses on private property. When public easements are no longer needed, or conflict with new development, the City Council may extinguish the easements to provide owners the ability to maximize the use of their property. To remove easements from a property's title, City Council may approve a Resolution to extinguish the easements.

Discussion

The Public Utility Easement requested to be extinguished is located on Lot 79, Mesa Estates I, recorded on April 13, 1977 in Book 189 of Maps, Page 10. The applicant would like to construct a detached garage which will extend 5-feet into the easement area. Salt River Project (SRP) has requested that the City retain the north 3-feet of the existing 8-foot PUE for maintenance purposes. The adjacent 8-foot PUE is along the south side of Lots 62 and 63, lying north of Lot 79. This provides the area required by SRP to maintain their existing facilities on Lots 62 and 63. There are no existing facilities within the portion of the easement to be extinguished.

Alternatives

An alternative is to not extinguish the easement. Choosing this alternative will result in the property owner not being able to construct a detached garage.

Fiscal Impact

The fiscal impact of this request is the $500.00 processing fee collected from the applicant.

Coordinated With

Water Resources, Engineering, Development Services along, with SRP, Century Link, AT & T and Cox Communications concur with this request.