



City Council Report

Date: November 4, 2019
To: City Council
Through: Kari Kent, Assistant City Manager
From: Beth Huning, City Engineer
Rob Kidder, Assistant City Engineer
Subject: Extinguish a Temporary Retention Basin Easement, located at NEC of South Power Road and East Ray Road, 18420 East Ray Road. Council District 6

Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to extinguish the temporary retention basin easement recorded in document no. 2017-0198098, records of Maricopa County, Arizona, located at NEC of South Power Road and East Ray Road.

Background

Temporary retention basin easements are dedicated to the City of Mesa to allow for the conveyance or retention of storm water from public streets on private property. When an easement is no longer needed, or conflicts with new development, the City Council may extinguish easements to provide owners with 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 Mesa City Code.

Discussion

This temporary retention basin easement was granted and recorded on March 21, 2017 in document no. 2017-0198098, records of Maricopa County, Arizona. The temporary retention basin easement is no longer needed as the property has been sold and is being developed. The owners are requesting that the easement be extinguished to allow for the construction of a mixed-use retail and condominium community. A new drainage easement is being dedicated during the development process.

Alternatives

An alternative is to not extinguish the requested easement. Choosing this alternative would result in the existing temporary retention basin easement conflicting with the proposed retail and condominium development.

Fiscal Impact

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

Coordinated With

The Engineering and Planning and Development Services departments, along with outside utility companies, concur with this request.