



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 Public Utility Easement on Lot 535 on the Final Plat for Summer Place Phase IV, Unit 1, located at 2439 East Catalina Avenue. Council District No. 2

Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to extinguish the 3-foot public utility easement along the west side of Lot 535 on the Final Plat for Summer Place Phase IV, Unit 1, located at 2439 East Catalina Avenue.

Background

Public Utility Easements (PUE) are granted to the City of Mesa to allow for the installation and maintenance of 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 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 easements in accordance with provisions in the Mesa City Code.

Discussion

The 3-foot PUE was dedicated on September 17, 1982, on Lot 535 on the Final Plat for Summer Place Phase IV, Unit 1 in Book 248 of Maps, Page 9, records of Maricopa County, Arizona. The homeowner built a storage shed across the PUE on the west side of his property before requesting to have the PUE extinguished by the City. The property owner is requesting that the PUE be extinguished to come into compliance with the City code restricting the building of a permanent structure over an easement. There are no existing utilities within the 3-foot PUE.

Alternatives

An alternative is to not extinguish the PUE. Choosing this alternative would result in the homeowner being cited for a City code violation and or having to move or remove the storage shed from his property.

Fiscal Impact

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

Coordinated With

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