



City Council Report

Date: July 8, 2020
To: City Council
Through: Kari Kent, Assistant City Manager
From: Beth Huning, City Engineer
Rob Kidder, Assistant City Engineer
Subject: Extinguish a 20-foot Public Utility Easement and a portion of an 8-foot Public Utility Easement located at 222 East Javelina Avenue.
Council District No. 3

Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to extinguish a 20-foot public utility easement recorded June 2, 1989, in document no. 1989-253013, and a portion of an 8-foot public utility easement recorded March 9, 1983, in document no. 1983-085123, located at 222 East Javelina 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 owner is requesting that the 20-foot PUE recorded on June 2, 1989 in document no. 1989-253013, and a portion of the 8-foot PUE recorded March 9, 1983 in document no. 1983-085123, records of Maricopa County, Arizona, be extinguished by the City. The property owner is Maricopa County and they are requesting the easements be extinguished to facilitate the construction of two new stories to an existing court building. There is a waterline in the existing easement which will be relocated into a new easement.

Alternatives

An alternative is to not extinguish the PUE's. Choosing this alternative would result in the property owner being unable to construct a new county courthouse building.

Fiscal Impact

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

Coordinated With

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