



City Council Report

Date: December 9, 2024
To: City Council
Through: Marc Heirshberg, Deputy City Manager
From: Beth Huning, City Engineer
Marc Ahlstrom, Assistant City Engineer
Subject: Extinguish a portion of three separate 20-foot Public Utilities and Facilities Easements located at 6131 East Southern Avenue Council District 6

Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to extinguish a portion of three separate 20-foot public utilities and facilities easements (PUFE) located at 6131 East Southern Avenue.

Background

Public utilities and facilities easements are dedicated to the City of Mesa to allow for the installation of public utilities and/or public facilities 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 (abandon) the easement in accordance with provisions in the Mesa City Code, Title 9, Chapter 10.

Discussion

The portions of the separately dedicated public utilities and facilities easements requested for extinguishment were dedicated and recorded in document numbers 2000-0224802 and 2001-0194534 and on the Map of Dedication for Superstition Springs Power Center West, recorded in Book 342 of Maps, Page 24, records of Maricopa County, Arizona. The developer has requested the City extinguish a portion of the three easements to accommodate a remodel of the existing Walmart retail store. New water line and gas line utility easements were dedicated accommodating the new utility locations. City staff has determined the portions of the easements to be extinguished are no longer needed.

Alternatives

An alternative is to not extinguish the portions of the public utilities and facilities easements. 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 paid by the developer.

Coordinated With

The Engineering, Development Services, and Water and Wastewater Resources, and Energy Resources Departments, along with outside utility companies, concur with this request.