

## RESOLUTION NO. 12190

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, ABANDONING THROUGH EXTINGUISHMENT TWO TEMPORARY DRAINAGE EASEMENTS LOCATED AT 10631 EAST SOUTHERN AVENUE

WHEREAS, pursuant to Arizona Revised Statutes Title 28 §§ 7201-7215 and/or Mesa City Code Title 9, Chapter 10, the City Council has the authority to abandon, vacate or extinguish (collectively, hereafter, “abandon”) unnecessary roadway, right-of-way, or easements to which the City holds right or title to. Additionally, the City generally has the right to release restrictive covenants it holds on real property.

WHEREAS, the City Council has determined that two temporary drainage easements, shown on Parcel F2, on the Replat Mountain Vista Marketplace, as recorded in Book 1555 of Maps, Page 33, records of Maricopa County, Arizona, located at 10631 East Southern Avenue, as hereafter described in **Exhibit A** and **Exhibit B**, are no longer needed.

WHEREAS Mesa City Code 9-10-2 permits the City Council to extinguish easements no longer needed by the City upon application and payment of the application fee.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

Section 1: All rights of the City of Mesa in and to the following described Temporary Drainage Easements are abandoned and deemed extinguished:

PLEASE REFER TO THE LEGAL DESCRIPTIONS ON **EXHIBIT A** AND **EXHIBIT B** ATTACHED HERETO AND MADE A PART HEREOF FOR THE EXTINGUISHED AREAS.

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County,  
Arizona, this 6<sup>th</sup> day of May, 2024.

APPROVED:

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Mayor

ATTEST:

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City Clerk