

**RESOLUTION NO. 12098**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, ABANDONING THROUGH EXTINGUISHMENT A PORTION OF AN EASEMENT FOR PUBLIC UTILITIES LOCATED AT 570 WEST BROWN ROAD

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 a portion of the Easement for Public Utilities recorded in document no. 1986-0133372 and re-recorded in document no. 1986-0234532, records of Maricopa County, Arizona, as hereafter described in **Exhibit A**, is 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 portion of an Easement for Public Utilities is abandoned and deemed extinguished:

PLEASE REFER TO THE LEGAL DESCRIPTION ON **EXHIBIT A** ATTACHED HERETO AND MADE A PART HEREOF FOR THE EXTINGUISHED AREA.

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County,  
Arizona, this 2nd day of October, 2023.

APPROVED:

---

Mayor

ATTEST:

---

City Clerk