

RESOLUTION NO. 12132

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, ABANDONING THROUGH EXTINGUISHMENT A PORTION OF A DRAINAGE EASEMENT LOCATED AT 8312 EAST SIENNA CIRCLE.

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 drainage easement shown on Lot 133, the Final Plat of Walking Stick at Las Sendas, recorded in Book 560 of Maps, Page 27, records of Maricopa County, Arizona, and shown on lot 133 of the Final Plat of Walking Stick at Las Sendas Amended, recorded in Book 566 Page 25 records of Maricopa County, Arizona, located at 8312 East Sienna Circle, 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 the drainage easement are 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 4th day of December 2023.

APPROVED:

Mayor

ATTEST:

City Clerk