

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF MESA, MARICOPA COUNTY, ARIZONA,  
ABANDONING THROUGH EXTINGUISHMENT A 5-  
FOOT PORTION OF AN 8-FOOT PUBLIC UTILITIES  
EASEMENT LOCATED AT 1755 E ENROSE STREET.**

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 5-foot portion of an 8-foot public utility easement on the east side of Lot 105, of the Coury Estates Units 6 & 7 Amended Final Plat, recorded in Book 298 of Maps, Page 8, records of Maricopa County, Arizona, located at 1755 East Enrose Street, hereafter described (“Public Utilities Easement”), 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 5-foot portion of the Public Utility Easement, are abandoned and deemed extinguished:

The West 5-feet of the 8-foot Public Utilities Easement located on the east side of Lot 105, Coury Estates Units 6 & 7 Amended Final Plat recorded in Book 298 of Maps, Page 8, records of Maricopa County, Arizona.

PASSED AND ADOPTED by the City Council of the City of Mesa, Maricopa County,  
Arizona, this 21st day of June, 2021.

APPROVED:

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Mayor

ATTEST:

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City Clerk