



City Council Report

Date: April 1, 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 a 20-foot Public Utilities Easement located at 2055 West Riverview Auto Drive
Council District 3

Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to extinguish a portion of a 20-foot Public Utilities Easement (PUE) located at 2055 West Riverview Auto Drive.

Background

Public Utility Easements are dedicated to the City of Mesa to allow for the installation of public utilities 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, the 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 portion of the 20-foot PUE requested for extinguishment was dedicated and recorded in Document Number 2007-0794017, records of Maricopa County, Arizona, and shown on Lot 4 of the Final Plat of Riverview Auto Park, recorded in Book 1100 of Maps, Page 18, records of Maricopa County, Arizona. The developer has requested the City extinguish a portion of the easement to allow for construction of a new multi-family development. The PUE extends into the Riverview Auto Drive right of way and will be extinguished with this request. A new Water Line Easement will be dedicated for the development; therefore, staff has determined the portion of the PUE to be extinguished is no longer needed.

Alternatives

An alternative is to not extinguish the requested portion of the PUE. Choosing this alternative will result in the property owner's 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 property owner.

Coordinated With

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