



City Council Report

Date: November 15, 2021
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 (PUE)
located at 1119 South Stapley Drive
Council District 4

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 1119 South Stapley Drive.

Background

Public utilities easements are dedicated to the City of Mesa to allow for the installation and maintenance 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, 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 PUE being requested for extinguishment was recorded in Docket 15895, Page 570, records of Maricopa County, Arizona, on March 17, 1982. The owner is requesting a portion of the PUE be extinguished to accommodate a new multi-family development. There is an existing sewer line within the PUE that is being relocated with this development. A new Public Utilities and Facilities Easement is dedicated on Tract A on the Final Plat for Southern and Stapley Townhomes, recorded in Book 1508 of Maps, Page 6, records of Maricopa County, Arizona. Staff has determined this portion of the PUE is no longer needed.

Alternatives

An alternative is to not extinguish the PUE. Choosing this alternative will result in the property owner 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 developer.

Coordinated With

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