



City Council Report

Date: June 21, 2021
To: City Council
Through: Marc Heirshberg, Deputy City Manager
From: Beth Huning, City Engineer
Rob Kidder, Assistant City Engineer
Subject: Extinguish a portion of an 8-foot Public Utilities Easement located at 1755 East Enrose Street
Council District 1

Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to extinguish a portion of an 8-foot public utilities easement (PUE) located on Lot 105, of Coury Estates Units 6 & 7 Amended Final Plat, records of Maricopa County, Arizona, located at 1755 East Enrose Street.

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 dedicated on Lot 105 of Coury Estates Units 6 & 7 Amended Final Plat, recorded in Book 298 of Maps, Page 8, records of Maricopa County, Arizona, on May 28, 1986. The owner is requesting the west 5-feet of the 8-foot PUE be extinguished, along the east side of the lot to accommodate construction of a backyard swimming pool. There are no existing utilities located in the 5-foot portion of the PUE requested to be extinguished. Staff has determined the PUE is no longer needed.

Alternatives

An alternative would be to not extinguish the requested easement. Choosing this alternative would result in the existing easement conflicting with the construction of a backyard swimming pool.

Fiscal Impact

The fiscal impact of this request is the \$500.00 processing fee collected from the applicant.

Coordinated With

The Engineering, Gas Engineering, Water Resources, and Development Services Departments, as well as outside utilities concur with this request.