

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

**A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF MESA, MARICOPA COUNTY, ARIZONA,  
ABANDONING THROUGH EXTINGUISHMENT A  
PORTION OF A 20-FOOT PUBLIC UTILITIES  
EASEMENT LOCATED AT 5019 SOUTH POWER  
ROAD.**

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 a 20-foot public utilities easement recorded in document number 2021-0654039, records of Maricopa County, Arizona, on June 14, 2021, located at 5019 South Power Road, as hereafter described in **Exhibit A** (“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 that portion of a 20-foot Public Utilities Easement are abandoned and deemed extinguished:

PLEASE REFER TO THE LEGAL DESCRIPTION AND  
DEPICTION 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 24<sup>th</sup> day of January, 2022.

APPROVED:

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Mayor

ATTEST:

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City Clerk