



# City Council Report

**Date:** August 22, 2022  
**To:** City Council  
**Through:** Marc Heirshberg, Deputy City Manager  
**From:** Beth Huning, City Engineer  
Marc Ahlstrom, Assistant City Engineer  
**Subject:** Extinguish a 25-foot Drainage Easement located at 2011 East Gary Circle  
Council District 1

## Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to extinguish a 25-foot drainage easement located at 2011 East Gary Circle.

## Background

Drainage easements are dedicated to the City of Mesa to allow for the retention of storm water drainage from the public rights-of-way 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 25-foot drainage easement requested for extinguishment was recorded on Lot 18 of the Eastwood Manor subdivision plat in Book 161 of Maps, Page 38, records of Maricopa County, Arizona on May 4, 1973. The owner has requested that the drainage easement be extinguished to allow for construction of a swimming pool. The 1973 design of the subdivision shows drainage on lots 16, 17 and 18. In 1982 the Gilbert Road Improvement Project redesigned the drainage for the Eastwood Manor subdivision and connected it to North Gilbert Road storm drain system. Therefore, staff has determined the drainage easement to be extinguished is no longer needed.

**Alternatives**

An alternative is to not extinguish the 25-foot drainage easement. Choosing this alternative will result in the property owner not being able to construct a swimming pool on the property as planned.

**Fiscal Impact**

The fiscal impact of this request is the \$500.00 processing fee paid by the owner.

**Coordinated With**

Engineering and Development Services Departments, concur with this request.