



City Council Report

Date: January 9, 2023
To: City Council
Through: Marc Heirshberg, Deputy City Manager
From: Beth Huning, City Engineer
Marc Ahlstrom, Assistant City Engineer
Subject: Extinguish a 50-foot Drainage Easement and a 45-foot Drainage Easement generally located near the southwest corner of East Peterson Avenue and South 94th Place
Council District 6

Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to extinguish a 50-foot drainage easement and a 45-foot drainage easement generally located near the southwest corner of East Peterson Avenue and South 94th Place

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 onto 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 drainage easements requested for extinguishment were recorded on Lot 2 of the Final Plat for First Mesa Commerce Park, Phase 1 Amended, recorded in Book 1167 of Maps, Page 45, records of Maricopa County, Arizona. Southwest Gas has requested the City extinguish the easements to allow for the reconfiguration of both drainage easements and to accommodate their future development of the property. New drainage easements have been granted to the City. Therefore, staff has determined the drainage easements to be extinguished are no longer needed.

Alternatives

An alternative is to not extinguish the drainage easements. Choosing this alternative will result in the existing easements conflicting with Southwest Gas's future development plans.

Fiscal Impact

The fiscal impact of this request is the \$750.00 processing fee paid by the owner.

Coordinated With

The Engineering and Development Services Departments concur with this request.