



City Council Report

Date: January 11, 2021
To: City Council
Through: Marc Heirshberg, Acting Deputy City Manager
From: Beth Huning, City Engineer
Rob Kidder, Assistant City Engineer
Subject: Extinguish a portion of two (2) 20-Foot Public Utilities Easements located at 10415 East Hampton Avenue, and a portion of a 10-Foot Drainage Easement located at 10626 East Hampton Avenue
Council District 6

Purpose and Recommendation

The purpose of this report is to consider staff's recommendation to extinguish a portion of two (2) 20-foot public utilities easements (PUE) recorded in document no. 2007-1254167 and document no. 2008-0550191, records of Maricopa County, Arizona, located at 10415 East Hampton Avenue, and a portion of a 10-foot drainage easement dedicated on The Final Plat of Mountain Vista Marketplace Phase 1, recorded in Book 1400 of Maps, Page 32, located at 10626 East Hampton Avenue.

Background

Public Utility Easements (PUE) are granted to the City of Mesa to allow for the installation and maintenance of 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 the easements in accordance with provisions in the Mesa City Code Title 9, Chapter 10.

Drainage Easements are granted to the City of Mesa to allow for the conveyance or retention of storm water from public streets to 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 the easements in accordance with provisions in the Mesa City Code Title 9, Chapter 10.

Discussion

A portion of the 20-foot PUE's requested for extinguishment were dedicated in document no. 2007-1254167 and document no. 2008-0550191 records of Maricopa County, Arizona. The portion of the 10-foot drainage easement was dedicated on the Final Plat of Mountain Vista Marketplace Phase 1, recorded in Book 1400 of Maps, Page 32, records of Maricopa County, Arizona. The owner is requesting the City extinguish a portion of both PUE's and a portion of the drainage easement to allow for the recording of the Replat of Mountain Vista Marketplace subdivision plat. This is for development of a commercial and multi-family residential subdivision. There are no existing utilities or infrastructure located in the PUE's to be extinguished. Staff has determined the partial PUE's and that portion of the drainage easement are no longer needed. New PUE's and drainage easements are being dedicated on the Replat of Mountain Vista Marketplace subdivision plat.

Alternatives

An alternative would be to not extinguish the requested PUE's and that portion of the drainage easement. Choosing this alternative would result in the existing easements conflicting with the owner's proposed Replat Mountain Vista Marketplace subdivision plat.

Fiscal Impact

The fiscal impact of this request is the \$750.00 processing fee collected from the applicant.

Coordinated With

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