

RESOLUTION NO. 17-1838

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE RELEASE AND RELINQUISHMENT OF A PUBLIC UTILITY EASEMENT LOCATED IN LOT 19 OF THE ESTRELLA PARCEL 8 SUBDIVISION.

WHEREAS, on January 6, 1988 the Final Plat for Estrella Parcel 8 was recorded in the official records of the Maricopa County Recorder at Book 318 Page 39 “Estrella Parcel 8”; and,

WHEREAS, as reflected on the Final Plat for “Estrella Parcel 8” rights-of-way for roadways and public utility easements were dedicated to the City; and,

WHEREAS, the property owner has requested the abandonment of an unused 3-foot wide Public Utility Easement (“PUE”) located on North property line of Lot 19 of the “Estrella Parcel 8” subdivision; and,

WHEREAS, the property owner seeks to abandon the PUE, and the area the property owner seeks to be abandoned is legally described and depicted in the attached Exhibit “A”; and,

WHEREAS, the property owner has indicated there are no existing utility improvements located within the existing PUE area; and,

WHEREAS, the City has received utility clearances from all known utility companies serving the immediate area confirming that there are no existing or planned utilities located within the PUE; and,

WHEREAS, the City has reviewed the Final Plat for “Estrella Parcel 8” and confirmed there is no current or future need for the PUE; and

WHEREAS, pursuant to A.R.S. § 9-402, the City Council of the City of Goodyear is vested with the power to dispose of easements owned by the City that are no longer needed; and,

WHEREAS, the Goodyear City Council, having considered the feasibility, advantages and necessity of the abandonment of the City’s interests in the PUE, finds that it is in the public’s best interest to grant this release and relinquishment of the PUE.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

SECTION 1. The Mayor and Council of the City of Goodyear, hereby approve, authorize and direct the extinguishment of all rights of the City of Goodyear in and to the Public Utility Easement (“PUE”) legally described and depicted in the attached Exhibit “A”.

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Job No. 170211

LEGAL DESCRIPTION FOR EASEMENT ABANDONMENT

That portion of Lot 19 of Estrella Parcel 8, according to the plat recorded in the office of the County Recorder of Maricopa County, Arizona, as recorded in Plat Book 318, Page 39, lying within Section 12, Township 1 North, Range 2 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona being more particularly described as follows;

BEGINNING at the Northeast corner of said Lot 19;

Thence South 00 degrees 14 minutes 18 seconds West along the East line of said Lot 19 a distance of 3.00 feet;

Thence North 89 degrees 45 minutes 42 seconds West parallel with and 3.00 feet South of the North line of said Lot 19 a distance of 231.24 feet to a point on the East line of the West 8.00 feet of said Lot 19;

Thence North 05 degrees 44 minutes 13 minutes West along last said East line a distance of 3.02 feet to a point on the North line of said Lot 19;

Thence South 89 degrees 45 minutes 42 seconds East along said North line a distance of 231.56 feet to the POINT OF BEGINNING.

Containing 694 square feet, more or less

See Exhibit "A"

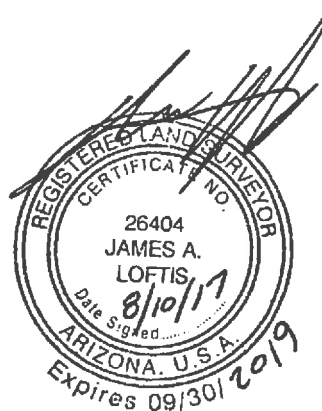


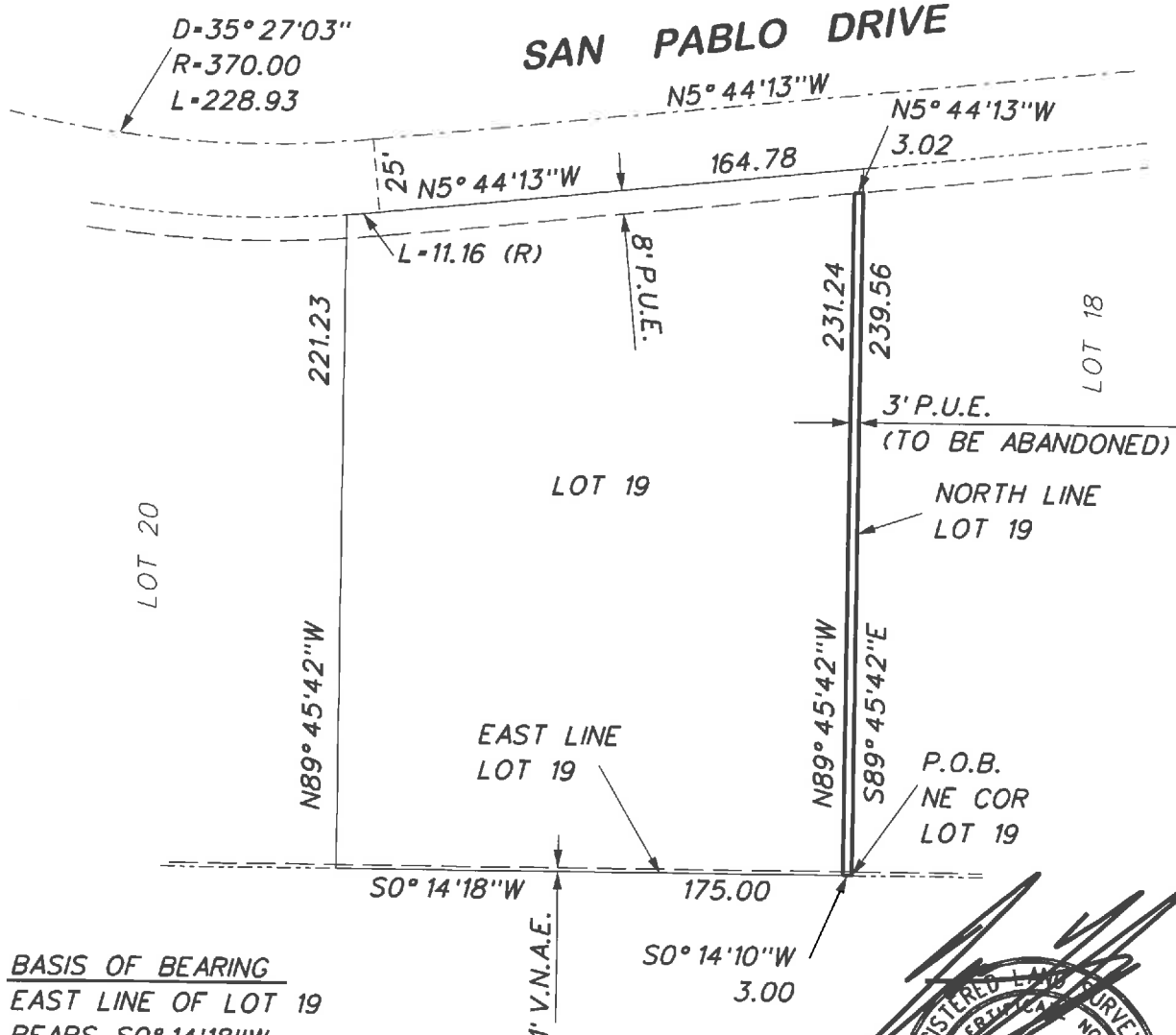
EXHIBIT "A"

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EXHIBIT "A"

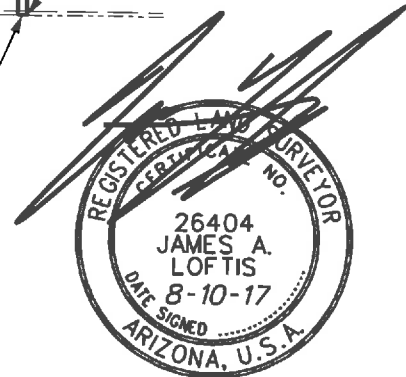


N.T.S.



LEGEND

- P.O.B. POINT OF BEGINNING
P.U.E. PUBLIC UTILITY EASEMENT
V.N.A.E. VEHICULAR NON-ACCESS EASEMENT



EXP. 9-30-2019

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