

RESOLUTION NO. 2798

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF PAYSON, ARIZONA, APPROVING THE ABANDONMENT OF AN INGRESS/EGRESS EASEMENT ON THE WEST SIDE OF 507 E. PARK DR. AND A PORTION OF A NON-VEHICULAR ACCESS EASEMENT ON THE EAST SIDE OF 308 N. PARK TRAIL CIRCLE.

WHEREAS, A.R.S. § 9-402(E) provides that the Town may abandon an easement; and

WHEREAS, the owner of 507 E. Park Dr. has requested that the Town abandon the ingress/egress easement over the west side of such parcel; and

WHEREAS, the owner of 308 N. Park Trail Circle has requested that the Town abandon the south 12.87 feet of a non-vehicular access easement on the east side of such parcel; and

WHEREAS, on September 8, 2014, the Planning and Zoning Commission held a public hearing on the abandonment requests and unanimously recommended approval of such requests; and

WHEREAS, the Town desires to abandon the ingress/egress easement over the west side of 507 E. Park Drive and the south 12.87 feet of the non-vehicular access easement on the east side of 308 N. Park Trail Circle;

NOW, THEREFORE, THE MAYOR AND COUNCIL RESOLVE AS FOLLOWS:

Section 1. The Town of Payson abandons its interest in the ingress/egress easement described in Exhibit A, attached.

Section 2. The Town of Payson abandons its interest in that portion of the non-vehicular access easement described in Exhibit B, attached.

Section 3. The abandonments described in Sections 1 and 2 above shall become effective upon the recordation of this Resolution and its exhibits.

Section 4. The Town of Payson is authorized to take all other actions necessary to carry out the purposes of this Resolution.

SEP 18 2014 * G.I

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, this ____ day of _____, 2014, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

Kenny J. Evans, Mayor

ATTEST:

APPROVED AS TO FORM:

Silvia Smith, Town Clerk



Timothy M. Wright, Town Attorney

Exhibit A
To
Resolution 2798

The existing Ingress Egress Easement along the west side of Lot 1 as shown on Park Trail, a Subdivision as recorded on Map 802, Gila County Records, located in the NE ¼ of Section 3, T10N, R10E, G&SRM, Town of Payson, Gila County, Arizona

Exhibit B
To
Resolution 2798

The south 12.87 foot of the Non-Vehicular Access Easement (N.V.A.E.) along the east side of Lot 2 as shown on Park Trail, a Subdivision as recorded on Map 802, Gila County Records, located in the NE ¼ of Section 3, T10N, R10E, G&SRM, Town of Payson, Gila County, Arizona