

ORDINANCE NO. O2021-010

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, AUTHORIZING THE GRANT OF A UTILITY EASEMENT ON CITY-OWNED REAL PROPERTY, HEREAFTER DESCRIBED, TO SOUTHWEST GAS CORPORATION, FOR THE REASON THAT SUCH EASEMENT IS REQUIRED FOR THE CONTINUED OPERATION AND MAINTENANCE OF AN EXISTING NATURAL GAS LINE LOCATED IN BLOCK 14, CITY OF YUMA

WHEREAS, the City of Yuma (City) is authorized, pursuant to the City Charter, Article III, Section 2, to grant easements in City-owned real property for the public interest and public benefit; and,

WHEREAS, a Grant of Easement was dedicated to the Arizona Edison Company, Inc. dated October 25, 1939, over Lot 8, Block 14, of City of Yuma, by the then land owner Anna Desmond, and recorded in Book 86 of Deeds, Page 493 Yuma County Records (YCR); and,

WHEREAS, Southwest Gas reinstalled new 2" gas lines under encroachment permit 52386-2019, issued on August 14, 2019. The encroachment permit was issued to facilitate their work until a new easement could be developed; and,

WHEREAS, Southwest Gas corporation will abandon the existing Grant of Easement, upon recording a new easement attached as Exhibit 1; and,

WHEREAS, this gas line serves the local shops and merchants adjacent to the main gas distribution line.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Yuma, as follows:

SECTION 1: That it is deemed necessary and essential, as a matter of public interest and public benefit to grant a utility easement to Southwest Gas Corporation in order to provide natural gas to the local residents and merchants.

SECTION 2: The Utility Easement for Southwest Gas Corporation, attached as Exhibit 1 and by this reference made a part of this Ordinance, is approved according to its terms.

SECTION 3: The City Administrator is authorized and directed to execute and record the Utility Easement on behalf of the City of Yuma.

Adopted this _____ day of _____, 2021.

APPROVED:

Douglas J. Nicholls
Mayor

ATTESTED:

Lynda L. Bushong
City Clerk

APPROVED AS TO FORM:

Richard W. Files
City Attorney