

**ORDINANCE NO. 2026-16**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF,  
APPROVING AMENDED AND RESTATED EASEMENTS ON OBSERVATORY  
MESA WITH THE HIDDEN BLUFF HOMEOWNERS' ASSOCIATION;  
PROVIDING FOR DELEGATION OF AUTHORITY, SEVERABILITY, AND  
ESTABLISHING AN EFFECTIVE DATE**

**RECITALS:**

WHEREAS, in order to update and further define the terms of existing legacy easement rights and to ensure legal access for adjacent property owners, the City of Flagstaff and Hidden Bluff Homeowners Association desire to restate and amend that certain Right of Way Easement 16-88092, recorded in the official records of Coconino County on June 9, 1995, at Docket 1776 page 171, as amended by recording on May 8, 2001, at Document No. 3090271.

**ENACTMENTS:**

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:**

SECTION 1. In General

The City of Flagstaff hereby approves the following amendments to the easement:

1. The Amended and Restated Right of Way Easement attached hereto as Exhibit 1.

The City Clerk shall cause the amendments to be recorded in the order set forth above.

SECTION 2. Delegation of Authority

The Mayor, City Manager, City Attorney, City Clerk, Finance Director, Real Estate Manager, or their delegates or agents, are hereby authorized and directed to take all steps and execute all documents necessary to carry out the purpose and intent of this ordinance.

SECTION 3. Repeal of Conflicting Ordinances

All ordinances and parts of ordinances in conflict with the provisions of the code adopted herein are hereby repealed.

SECTION 4. Severability

If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

SECTION 5. Effective Date

This Ordinance shall be effective thirty (30) days following adoption by the City Council.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 7th day of July, 2026.

---

MAYOR

ATTEST:

---

CITY CLERK

APPROVED AS TO FORM:

---

CITY ATTORNEY

Exhibits:

Exhibit 1: Amended and Restated Right of Way Easement