

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, PURSUANT TO THE PROVISIONS OF ARTICLE 7, CHAPTER 4, TITLE 9, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO, BY ANNEXING THERETO CERTAIN TERRITORY LYING ADJACENT TO THE EXISTING CITY LIMITS OF THE CITY OF MESA.

WHEREAS, the City of Mesa, a municipal corporation ("City"), the Town of Gilbert, a municipal corporation ("Gilbert"), and Maricopa County ("County"), a public body, together are desirous for new improvements to Power Road, lying between Baseline Road and Guadalupe Road (a Maricopa County roadway) and being contiguous to the Mesa City Limits; and

WHEREAS, the Mesa City Council adopted Resolution No. 8665, on February 6, 2006, authorizing the City Manager to execute an Intergovernmental Agreement with the County and Gilbert pertaining to said improvements to Power Road; and

WHEREAS, the Maricopa County Board of Supervisors on April 5, 2006, approved the Intergovernmental Agreement with the City and Gilbert pertaining to the responsibilities of the City, Gilbert and the County for the cost sharing of the improvements to Power Road (between Baseline Road and Guadalupe Road), and the responsibilities for subsequent annexation and maintenance of the completed roadway improvements by the City; and

WHEREAS, said executed Intergovernmental Agreement between the County, the City and Gilbert was recorded in the Office of the County Recorder of Maricopa County, Arizona on September 20, 2006, under Docket No. 06-1243602; and

WHEREAS, the Mayor and Council of the City of Mesa are desirous of complying with the annexation requirement of said executed Intergovernmental Agreement by extending and increasing the corporate limits of the City of Mesa to include the right-of-way for Power Road between Baseline Road and Guadalupe Road; and

WHEREAS, a portion of the Power Road right of way is within the corporate limits of the Town of Gilbert; and

WHEREAS, the provisions of Section 9-471.02, Arizona Revised Statutes provides for the de-annexation of territory from one municipality to another.

WHEREAS, the annexation of the territory is contingent on the Town of Gilbert's de-annexation of the territory and the County's determination of compliance with ARS §9-471.02.

NOW THREFORE, BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF MESA, COUNTY OF MARICOPA, STATE OF ARIZONA, AS FOLLOWS;

SECTION 1: That the following described territory be and the same is hereby annexed to the City of Mesa, contingent on the fulfillment of the conditions of ARS §9-471.02, and that the present corporation limits be and the same hereby are extended and increased to include the following described territory contiguous to the present Mesa City Limits:

A PARCEL OF LAND LYING WITHIN THE EASTERN HALF OF SECTION 1 AND THE NORTHEAST QUARTER OF SECTION 12, TOWNSHIP 1 SOUTH, RANGE 6 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, COUNTY OF MARICOPA, STATE OF ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 1, SAID POINT BEING A MARICOPA COUNTY BRASS CAP IN HAND HOLE FROM WHICH THE EAST QUARTER CORNER OF SAID SECTION 1 BEARS SOUTH 00°49'04" EAST A DISTANCE OF 2592.62 FEET, SAID POINT ALSO BEING A MARICOPA COUNTY BRASS CAP IN HAND HOLE, SAID COURSE BEING THE BASIS OF BEARING HEREON;

THENCE SOUTH 00°49'04" EAST ALONG THE EAST LINE OF SAID SECTION 1, A DISTANCE OF 65.01 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY OF BASELINE ROAD;

THENCE SOUTH 89°55'34" WEST ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 55.00 FEET TO A POINT ON SAID RIGHT-OF-WAY LINE, SAID POINT ALSO BEING THE POINT OF BEGINNING OF THIS DESCRIPTION;

THENCE LEAVING SAID RIGHT-OF-WAY LINE, SOUTH 00°49'04" EAST PARALLEL WITH AND 55.00 FEET WESTERLY OF THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 1, A DISTANCE OF 2528.33 FEET TO A POINT, SAID POINT ALSO BEING A POINT OF DEFLECTION ;

THENCE SOUTH 00°48'45" EAST PARALLEL WITH AND 55.00 FEET WESTERLY OF THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 1, A DISTANCE OF 2630.53 FEET TO A POINT ON THE NORTH LINE OF SAID SECTION 12;

THENCE NORTH 89°42'45" EAST ALONG SAID NORTH LINE OF SECTION 12, A DISTANCE OF 22.00 FEET TO A POINT 33.00 FEET WEST OF THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 12;

THENCE SOUTH 00°49'45" EAST PARALLEL WITH AND 33.00 FEET WESTERLY OF SAID EAST LINE, A DISTANCE OF 757.61 FEET;

THENCE NORTH 32°19'45" WEST, A DISTANCE OF 13.40 FEET TO A POINT 40.00 FEET WEST OF SAID EAST LINE;

THENCE SOUTH 00°49'45" EAST PARALLEL WITH AND 40.00 FEET WESTERLY OF SAID EAST LINE, A DISTANCE OF 568.60 FEET;

THENCE SOUTH 89°10'15" WEST, A DISTANCE OF 30.00 FEET TO A POINT 70.00 FEET WEST OF SAID EAST LINE;

THENCE NORTH 00°49'45" WEST PARALLEL WITH AND 70.00 FEET WESTERLY OF SAID EAST LINE, A DISTANCE OF 1315.14 FEET TO A POINT ON THE SOUTH LINE OF SAID SECTION 1;

THENCE SOUTH 89°42'45" WEST, A DISTANCE OF 5.00 FEET TO A POINT 75.00 FEET WEST OF SAID EAST LINE;

THENCE NORTH 00°48'45" WEST PARALLEL WITH AND 75.00 FEET WESTERLY OF SAID EAST LINE, A DISTANCE OF 780.17 FEET;

THENCE SOUTH 20°31'54" EAST, A DISTANCE OF 29.64 FEET TO A POINT 65.00 FEET WEST OF SAID EAST LINE;

THENCE NORTH 00°48'45" WEST PARALLEL WITH AND 65.00 FEET WESTERLY OF SAID EAST LINE, A DISTANCE OF 202.05 FEET;

THENCE SOUTH 89°11'15" WEST, A DISTANCE OF 10.00 FEET TO A POINT 75.00 FEET WEST OF SAID EAST LINE;

THENCE NORTH 00°48'45" WEST PARALLEL WITH AND 75.00 FEET WESTERLY OF SAID EAST LINE, A DISTANCE OF 1676.04 FEET TO A POINT, SAID POINT BEING A POINT OF DEFLECTION;

THENCE NORTH 00°49'04" WEST PARALLEL WITH AND 75.00 FEET WESTERLY OF THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 1, A DISTANCE OF 84.59 FEET;

THENCE NORTH 51°41'43" EAST, A DISTANCE OF 12.60 FEET TO A POINT 65.00 FEET WEST OF SAID EAST LINE;

THENCE NORTH 00°49'04" WEST PARALLEL WITH AND 65.00 FEET WESTERLY OF SAID EAST LINE, A DISTANCE OF 2436.20 FEET TO A POINT ON THE SOUTH LINE OF THE RIGHT- OF-WAY OF BASELINE ROAD;

THENCE NORTH 89°55'34" EAST ALONG THE SAID RIGHT-OF-WAY LINE, A DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING AND THE POINT OF TERMINUS OF THIS DESCRIPTION.

THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 2.79 ACRES MORE OR LESS.

PASSED AND ADOPTED by the City Council of the City of Mesa, this 1st day of June, 2015.

APPROVED:

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MAYOR

ATTEST:

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City Clerk

EFFECTIVE DATE: July 1, 2015