

ORDINANCE NO. _____

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

WHEREAS, on July 24, 2017, the City of Mesa filed in the office of the Maricopa County Recorder a blank petition setting forth a description and an accurate map of the entire area to be annexed, showing the exterior boundaries of territory contiguous to the City of Mesa, and showing any county rights-of-way and roadways within or contiguous to the exterior boundaries; and

WHEREAS, a notice and copy of the filing was given to the Clerk of the Maricopa County Board of Supervisors and to the Maricopa County Assessor; and

WHEREAS, notice of public hearing to consider the proposed annexation was given as required by A.R.S. Section 9-471(A) (3) and the public hearing was held on August 21, 2017; and

WHEREAS, at least thirty (30) days have elapsed since the filing of the blank petition with the Maricopa County Recorder's Office; and

WHEREAS, a written petition has been filed in the office of the Maricopa County Recorder and signed by the owners of one-half or more in value of the real and personal property and more than one-half of the persons owning real and personal property that would be subject to taxation by the City of Mesa in the event of annexation within the territory and land hereinafter described as shown by the last assessment of said property; and

WHEREAS, the petition was circulated and filed in the office of the County Recorder within one (1) year after the last day of the thirty (30) day waiting period under the statute; and

WHEREAS, a petition was filed with the County Recorder along with a waiver signed by the property owners waiving the forty-five day waiting period for a previous unsuccessful annexation of the property.

WHEREAS, said territory satisfies A.R.S. Section 9-471(K), and is not currently embraced within its limits, and the petition is asking that the property more particularly hereinafter described be annexed to the City of Mesa, and that the corporate limits of the City of Mesa be extended and increased so as to embrace said territory; and

WHEREAS, the Mayor and Council of the City of Mesa desire to comply with said petition and extend and increase the corporate limits of the City of Mesa to include said territory; and

WHEREAS, said petition sets forth a true and correct description of all the exterior boundaries of the entire area proposed to be annexed to the City of Mesa, and has attached to it an accurate map of the territory desired to be annexed; and

WHEREAS, no alterations increasing or reducing the territory sought to be annexed have been made after said petition was signed by a property owner; and

WHEREAS, no state lands were encompassed in this annexation; and

WHEREAS, proper and sufficient certification and proof of the foregoing facts are now on file with the City of Mesa together with the original petition referred to herein.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESA, ARIZONA, AS FOLLOWS:

SECTION 1: That the following described territory is annexed into the City of Mesa and that the present corporate limits are extended and increased to include the following described territory contiguous to the present City of Mesa limits, as shown on the petition and map of the boundaries, attached hereto as Exhibit A, and as legally described below:

THOSE PORTIONS OF LAND WITHIN THE SOUTH HALF OF SECTION 10, THE SOUTH HALF OF SECTION 11, THE NORTH HALF OF SECTION 14 AND THE NORTH HALF OF SECTION 15, TOWNSHIP 1 SOUTH, RANGE 7 EAST OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A STRIP OF LAND 125 FEET WIDE, LYING 60 FEET NORTHERLY AND 65 FEET SOUTHERLY OF THE FOLLOWING DESCRIBED CENTERLINE;

BEGINNING AT A FOUND BRASS CAP IN A HANDHOLE AT THE SOUTHEAST CORNER OF SAID SECTION 11 AND THE NORTHEAST CORNER OF SAID SECTION 14;

THENCE NORTH 89 DEGREES 45 MINUTES 44 SECONDS WEST, ALONG THE SOUTH LINE OF SAID SECTION 11 AND THE NORTH LINE OF SAID SECTION 14, A DISTANCE OF 2,661.53 FEET TO A FOUND MCDOT BRASS CAP FLUSH AT THE SOUTH QUARTER CORNER OF SAID SECTION 11 AND THE NORTH QUARTER CORNER OF SAID SECTION 14;

THENCE NORTH 89 DEGREES 40 MINUTES 53 SECONDS WEST, CONTINUING ALONG SAID LINE SECTION LINE, A DISTANCE OF 2,658.76 FEET TO A FOUND BRASS CAP FLUSH COMMON TO SAID SECTIONS 10, 11, 14 AND 15;

THENCE NORTH 89 DEGREES 38 MINUTES 03 SECONDS WEST, ALONG THE SOUTH LINE OF SAID SECTION 10 AND THE NORTH LINE OF SAID SECTION 15, A DISTANCE OF 2629.07 FEET TO A FOUND BRASS CAP IN A HAND HOLE AT THE SOUTH QUARTER CORNER OF SAID SECTION 10 AND THE NORTH QUARTER CORNER OF SAID SECTION 15;

THENCE NORTH 89 DEGREES 36 MINUTES 45 SECONDS WEST, CONTINUING ALONG SAID SECTION LINE, A DISTANCE OF 2,639.05 FEET TO THE POINT OF TERMINUS.

EXCEPT THE EAST 10 FEET OF THE WEST 60 FEET OF THE NORTH 65 FEET OF SAID SECTION 15 AND THE EAST 10 FEET OF THE WEST 60 FEET OF THE SOUTH 50 FEET OF SAID SECTION 10; AND EXCEPT THE NORTH 10 FEET OF THE SOUTH 60 FEET OF THE WEST 50 FEET OF SECTION 10; AND EXCEPT THE NORTH 65 FEET OF THE EAST 50 FEET OF SECTION 14; AND EXCEPT THE SOUTH 60 FEET OF THE EAST 50 FEET OF SECTION 11

THE SIDELINES OF SAID 125 FOOT WIDE STRIP SHALL BE PROLONGED OR SHORTENED SO AS TO TERMINATE EASTERLY IN THE EASTERLY SECTION LINES OF SAID SECTIONS 11 AND 14, AND WESTERLY IN THE WESTERLY SECTION LINES OF SAID SECTIONS 10 AND 15.

SAID PARCEL CONTAINS 1,314,720 SQUARE FEET OR 30.2 ACRES, MORE OR LESS.

AS MORE PARTICULARLY SHOWN ON EXHIBIT 'A' ATTACHED HERETO AND MADE A PART THEREOF.

SECTION 2: That the county zoning classifications applicable to the above- described territory immediately before this annexation shall continue in effect pursuant to A.R.S. Sections 9-462.04(E) and 9-471(L) until City of Mesa zoning is applied to the territory, but in no event longer than six (6) months after the annexation.

PASSED AND ADOPTED by the City Council of the City of Mesa, Arizona, this 18th day of September, 2017.

APPROVED:

MAYOR

ATTEST:

City Clerk

EFFECTIVE DATE: October 18, 2017