

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 June 11, 2019, 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 July 8, 2019; 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, an affidavit was filed with the County Recorder along with said petition verifying that no part of the territory for which the filing is made is already subject to an earlier filing for annexation; and

WHEREAS, said territory is contiguous to the corporate limits of the City of Mesa 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 except for state land utilized as state rights-of-way; and

WHEREAS, said annexation consists of Maricopa County Assessor parcel number 304-35-004P; and

WHEREAS, the Assessor parcel numbers have pre-annexation Maricopa County zoning classification of RU-43; and

WHEREAS, the City of Mesa zoning classification and zoning entitlements for the territory annexed by this ordinance permit densities and uses that are no greater than those permitted by Maricopa County immediately before 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:

A TRACT OF GROUND LOCATED IN AND BEING A PORTION OF THE NORTH HALF OF SECTION 35, TOWNSHIP 1 SOUTH, RANGE 7 EAST OF THE GILA AND SALT RIVER BASE & MERIDIAN, MARICOPA COUNTY, ARIZONA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 35 FROM WHICH THE NORTH QUARTER CORNER OF SAID SECTION 35 BEARS SOUTH 89°38'00" EAST, 2650.06 FT.; THENCE SOUTH 89°38'00" EAST, 1144.52 FT. ALONG THE NORTH LINE OF SAID SECTION 35 TO THE POINT OF BEGINNING;

THENCE ALONG SAID NORTH BOUNDARY S89°38'00"E, 1504.54 FT. TO THE NORTH QUARTER CORNER OF SAID SECTION 35; THENCE CONTINUING ALONG SAID NORTH BOUNDARY S89°33'17"E, 1325.38 FT. TO THE EAST 1 /16TH CORNER BETWEEN SECTIONS 26 AND 35; THENCE S00°38'51 "E, 2387. 77 FT. ALONG THE N-S CENTERLINE OF THE NE1 / 4 OF SAID SECTION 35 TO A POINT ON THE NORTH BOUNDARY OF THE PROPOSED SR24 FREEWAY RIGHT-OF-WAY;

THENCE S89°03'06"W, 678.21 FT. ALONG SAID RIGHT-OF-WAY BOUNDARY;
THENCE N82°18'24"W, 539.29 FT. ALONG SAID RIGHT-OF-WAY BOUNDARY;
THENCE N77°53'26"W, 546.48 FT. ALONG SAID RIGHT-OF-WAY BOUNDARY;
THENCE N73°46'14"W, 751. 01 FT. ALONG SAID RIGHT-OF-WAY BOUNDARY;
THENCE N67°26'09"W, 440.67 FT. ALONG SAID RIGHT-OF-WAY BOUNDARY;
THENCE N64°01'16"W, 303.30 FT. ALONG SAID RIGHT-OF-WAY BOUNDARY;
THENCE N56°23'50"W, 486.04 FT. ALONG SAID RIGHT-OF-WAY BOUNDARY;
THENCE N52°48'23"W, 311. 36 FT. ALONG SAID RIGHT-OF-WAY BOUNDARY;
THENCE N53°23' 44"W, 161 .11 FT. ALONG SAID RIGHT-OF-WAY BOUNDARY TO A POINT OF INTERSECTION WITH THE FUTURE CRISMON ROAD WESTERLY RIGHT-OF-WAY BOUNDARY;

THENCE LEAVING SAID SR24 RIGHT-OF-WAY BOUNDARY, N00°23'52"E, 75.40 FT., ALONG THE WESTERLY BOUNDARY OF CRISMON ROAD RIGHT-OF-WAY;
THENCE S89°36'08"E, 65.00 FT. TO A POINT ON THE CENTERLINE OF FUTURE CRISMON ROAD RIGHT-OF-WAY;
THENCE N00°23'52"E, 398.06 FT. ALONG SAID CENTERLINE; THENCE S89°37'12"E, 500.00 FT.;
THENCE S00°22'48"W, 350.00 FT.; THENCE S89°37'12"E, 500.00 FT.;
THENCE N00°22' 44"W, 1050.45 FT. TO THE POINT OF BEGINNING. EXCEPTING THEREFROM, THE EAST 30 FT. BEING EASEMENT FOR S. 222ND STREET.

SECTION 2: On the effective date of this Ordinance, the zoning of the annexed territory shall be zoned City of Mesa AG.

PASSED AND ADOPTED by the City Council of the City of Mesa, Arizona, this 26th day of August, 2019.

APPROVED:

MAYOR

ATTEST:

City Clerk

EFFECTIVE DATE: September 26, 2019