

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 September 10, 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, 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 October 7, 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 was circulated within one (1) year after the last day of the thirty (30) day waiting period under the statute; and

WHEREAS, the written petition has been 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 such petition will be filed in the office of the Maricopa County Recorder within thirty (30) days of the adoption of this ordinance; 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 numbers 304-04-007T, 304-04-007W, 304-30-002A, 304-30-002E, 304-30-002G, 304-30-002H, 304-30-002J, 304-30-003G, 304-30-003H, 304-30-004, 304-30-006, 304-31-006L, 304-31-006P, 304-31-006V, 304-31-006W, 304-31-015, 304-31-016B, 304-31-018D, 304-31-022C, 304-31-024, 304-31-025 and 304-31-026; and

WHEREAS, the Assessor parcel numbers have pre-annexation Maricopa County zoning classification of RU-43, IND-2 and IND-3; 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 corporate limits of the City of Mesa, as shown on the petition and map of the boundaries, attached hereto as Exhibit A, and as legally described below:

Four portions of land being situated within Sections 8, 9, 15, 16, 17, 20, 21 and 22 Township 1 South, Range 7 East of the Gila and Salt River Meridian, Maricopa County, Arizona, being more particularly described as follows:

NORTHEAST PARCEL:

BEGINNING at a found MCDOT brass cap in hand hole dated 2010 accepted as the Northeast corner of said Section 16 from which a found MCDOT brass cap in hand hole dated 2010 accepted as the East quarter corner thereof bears South 00°34'54" East, 2623.23 feet;

Thence North 89°39'40" West, 1461.64 feet along the north line of the Northeast quarter of said Section 16;

Thence leaving said north line, North 00°20'26" East, 50.00 feet;

Thence South 89°39'40" East, 1461.64 feet along a line which is 50.00 feet north of and parallel with said north line;

Thence leaving said parallel line, South 00°20'20" West, 50.00 feet to the POINT OF BEGINNING.

SOUTHEAST PARCEL:

COMMENCING at a found MCDOT brass cap in hand hole dated 2010 accepted as the Northeast corner of said Section 16 from which a found MCDOT brass cap in hand hole dated 2010 accepted as the East quarter corner thereof bears South 00°34'54" East, 2623.23 feet;

Thence South 00°34'54" East, 66.53 feet along the east line of the Northeast quarter of said Section 16 to the POINT OF BEGINNING;

Thence leaving said east line, North 89°25'06" East, 89.98 feet along the City of Mesa annexation boundary known as Ordinance 4891;

Thence continuing along said annexation boundary the following 6 courses: Thence South 44°51'04" West, 21.03 feet;

Thence South 00°34'54" East, 484.70 feet along a line which is 75.00 feet east of and parallel with the east line of said Section 16;

Thence leaving said parallel line, South 89°25'06" West, 10.00 feet;

Thence South 00°34'54" East, 870.29 feet along a line which is 65.00 feet east of and parallel with said east line;

Thence leaving said parallel line, South 57°49'26" West, 5.87 feet;

Thence South 00°34'54" East, 1183.82 feet along a line which is 60.00 feet east of and parallel with said east line;

Thence South 00°41'47" East, 2672.09 feet along a line which is 60.00 feet east of and parallel with the east line of said Sections 16 and 22;

Thence leaving said parallel line, North 89°36'41" West, 2701.90 feet along a line which is 33.00 south of and parallel with the south line of said Southeast quarter;

Thence leaving said parallel line, North 00°47'42" West, 33.01 feet;

Thence South 89°36'41" East, 2641.95 feet along the south line of said Southeast quarter to the southeast corner of said Section 16;

Thence North 00°41'47" West, 2638.01 feet along the east line of said Southeast quarter to the East quarter corner thereof;

Thence North 00°34'54" West, 2556.71 feet along the east line of said Northeast quarter to the POINT OF BEGINNING.

EXCEPT the east 10.00 feet of the west 60.00' of said Section 15 and 22.

SOUTHWEST PARCEL:

BEGINNING at a found MCDOT brass cap dated 2016 accepted as the South quarter corner of said Section 17 from which a found MCDOT brass cap dated 2002 accepted as the Southeast corner thereof bears South 89°34'33" East, 2652.81 feet;

Thence South 89°34'33" East, 2652.81 feet along the south line of the Southeast quarter of said Section 17 to the Southeast corner thereof;

Thence North 00°56'18" West, 1318.51 feet along the east line of said Southeast quarter;

Thence leaving said east line, South 89°34'34" East, 2419.13 feet along the north line of the south half of the Southwest quarter of said Section 16;

Thence leaving said north line, South 23°34'25" West, 548.72 feet along the westerly right of way line of State Route Loop 202;

Thence continuing along said westerly right of way line, South 30°04'11" West, 522.60 feet;

Thence continuing along said westerly right of way line, South 35°40'27" West, 186.14 feet;

Thence leaving said westerly right of way line, North 89°33'26" West, 491.60 feet along the northerly line of the property described in Special Warranty Deed recorded as Fee No. 2012-0397516, Maricopa County records;

Thence South 00°52'00" East, 241.06 feet along the west line of said Special Warranty Deed and along the prolongation thereof to a line which is 33.00 feet south of and parallel with the south line of the Southwest quarter of said Section 16;

Thence North 89°33'26" West, 1319.97 feet along said parallel line;

Thence North 89°34'33" West, 2652.80 feet along a line which is 33.00 feet south of and parallel with the south line of the Southeast quarter of said Section 17;

Thence leaving said parallel line, North 00°25'27" East, 33.00 feet to the POINT OF BEGINNING.

NORTHWEST PARCEL:

COMMENCING at a found 3" brass cap in hand hole accepted as the North quarter corner of said Section 17 from which a found 3" brass cap in hand hole accepted as the Northeast corner thereof bears North 89°36'06" East, 2662.16 feet;

Thence North 00°45'43" East, 33.00 feet along the west line of the Southeast quarter of said Section 8 to the POINT OF BEGINNING;

Thence South 89°36'06" East, 665.51 feet along the north line of the south 33.00 feet of the Southeast quarter of said Section 8;

Thence leaving said north line, North 00°48'30" West, 17.00 feet along the west line of the East half of the Southwest quarter of the Southeast quarter of said Section 8;

Thence leaving said west line, South 89°36'06" East, 1996.50 feet along a line which is 50.00 feet north of and parallel with the south line of the Southeast quarter of said Section 8;

Thence South 89°36'19" East, 1767.44 feet along a line which is 50.00 feet north of and parallel with the south line of the Southwest quarter of said Section 9;

Thence leaving said parallel line, South 00°23'30" West, 50.00 feet;

Thence North 89°36'19" West, 1766.27 feet along the south line of the Southwest quarter of said Section 9 to the Southwest corner thereof;

Thence South 00°59'48" East, 2620.34 feet along the east line of the Northeast quarter of said Section 17 to the East quarter corner thereof;

Thence North 89°41'04" West, 2658.72 feet along the south line of said Northeast quarter to the Center of said Section 17;

Thence North 89°41'04" West, 1327.90 feet along the south line of the Northwest quarter of said Section 17;

Thence North 01°06'04" West, 2658.60 feet along the west line of the east half of said Northwest quarter to the north line of the south 33.00 feet of the Southwest quarter of said Section 8;

Thence South 89°37'43" East, 1329.57 feet along the north line of the south 33.00 feet of said Southwest quarter to the POINT OF BEGINNING.

The above described parcel contains a computed area of 13,934,490 sq. ft. (319.8919 acres) more or less and being subject to any easements, restrictions, rights-of-way of record or otherwise.

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

PASSED AND ADOPTED by the City Council of the City of Mesa, Arizona, this 24th day of February, 2020.

APPROVED:

MAYOR

ATTEST:

City Clerk

EFFECTIVE DATE: March 26, 2020