

ORDINANCE NO. 5772

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 February 23, 2023, 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 March 20, 2023; 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 completely surrounded by 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 313-25-859W; and

WHEREAS, the Assessor parcel numbers have pre-annexation Maricopa County zoning classification of IND-2; 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 surrounded on three sides by 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 portion of land being situated within the North Half of Section 34 and the Southeast Quarter of section 27, Township 1 South, Range 7 East of the Gila and Salt River Meridian, Maricopa County, Arizona, being more particularly described as follows:

COMMENCING at a found 2 inch Aluminum cap accepted as the North Quarter corner of said Section 34 from which a found 3 inch brass cap in hand hole accepted as the Northwest corner thereof bears North 89°32'15" West, 2641.87 feet;

Thence North 89°32'15" West, 90.26 feet along the north line of the Northwest Quarter of said Section 34;

Thence leaving said north line, South 00°27'45" West, 238.30 feet to the POINT OF BEGINNING;

Thence North 60°23'46" East, 595.50 feet to the southerly Right of Way line of SR 24 according to the Order of Immediate Possession Recorded in Document No. 2019-0309832, Maricopa County Records, proposed State Route 24;

Thence the following four (4) courses along said southerly Right of Way line:

Thence South 31°25'27" East, 76.10 feet;

Thence South 37°52'05" East, 205.50 feet;

Thence South 44°56'24" East, 284.05 feet;

Thence South 13°35'22" East, 20.71 feet;

Thence leaving said southerly Right of Way line, South 60°23'46" West, 47.00 feet;

Thence South 29°36'14" East, 110.00 feet;

Thence South 60°23'46" West, 60.00 feet;

Thence South 29°36'14" East, 40.00 feet to said southerly Right of Way line;

Thence the following two (2) courses along said southerly Right of Way line;

Thence South 60°23'46" West, 535.45 feet;

Thence South 28°54'47" East, 13.52 feet to the northerly Right of Way line of Williams Field Road according to Document No. 2021-0967909, Maricopa County Records;

Thence South 62°16'40" West, 61.76 feet along said northerly Right of Way line;

Thence leaving said northerly Right of Way line, North 29°01'14" West, 734.80 feet to the POINT OF BEGINNING.

The above described parcel contains a computed area of 464,600 sq. ft. (10.666 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 LI.

PASSED AND ADOPTED by the City Council of the City of Mesa, Arizona, this 3<sup>rd</sup> day of April 2023.

APPROVED:

\_\_\_\_\_  
MAYOR

ATTEST:

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City Clerk

EFFECTIVE DATE: May 3, 2023