

ORDINANCE NO. 5870

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 4, 2024, 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 the 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 July 1, 2024; 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 313-25-859Y; and

WHEREAS, the Assessor parcel number has pre-annexation Maricopa County zoning classifications 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 completely surrounded 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 THE SOUTHEAST QUARTER OF SECTION 34 AND SOUTHWEST QUARTER OF SECTION 35, TOWNSHIP 1 SOUTH, RANGE 7 EAST OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A FOUND COTTON PICKER SPINDLE, FLUSH ACCEPTED AS THE SOUTHEAST CORNER OF SAID SECTION 34 FROM WHICH A FOUND 3 INCH BRASS CAP ACCEPTED AS THE SOUTH QUARTER CORNER THEREOF BEARS NORTH 89°34'13" WEST, 2618.08 FEET;
THENCE NORTH 89°34'13" WEST, 1311.08 FEET ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 34;
THENCE LEAVING SAID SOUTH LINE, NORTH 00°21'05" EAST, 1450.57 FEET;
THENCE SOUTH 89°34' 13" EAST, 1344.21 FEET TO A NON-TANGENT CURVE, CONCAVE WESTERLY, HAVING A RADIUS OF 6000.00 FEET, THE CENTER OF WHICH BEARS NORTH 85°06'1 0" WEST;
THENCE SOUTHERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 00°16'27", AN ARC LENGTH OF 28.70 FEET TO A TANGENT LINE;
THENCE SOUTH 05°10'16" WEST, 233.99 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE EASTERLY, HAVING A RADIUS OF 6000.00 FEET;
THENCE SOUTHERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 05°43'34", AN ARC LENGTH OF 599.64 FEET TO A TANGENT LINE;
THENCE SOUTH 00°33'18" EAST, 589.79 FEET TO THE POINT OF BEGINNING.
EXCEPT THAT PORTION PREVIOUSLY ANNEXED BY THE CITY OF MESA IN ORDINANCE 1279, BEING THE NORTH 10.00 FEET OF THE SOUTH 50.00 FEET THEREOF.

The above-described parcel contains a computed area of 1,889,302 sq. ft. (43.3724 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 26th day of August, 2024.

APPROVED:

MAYOR

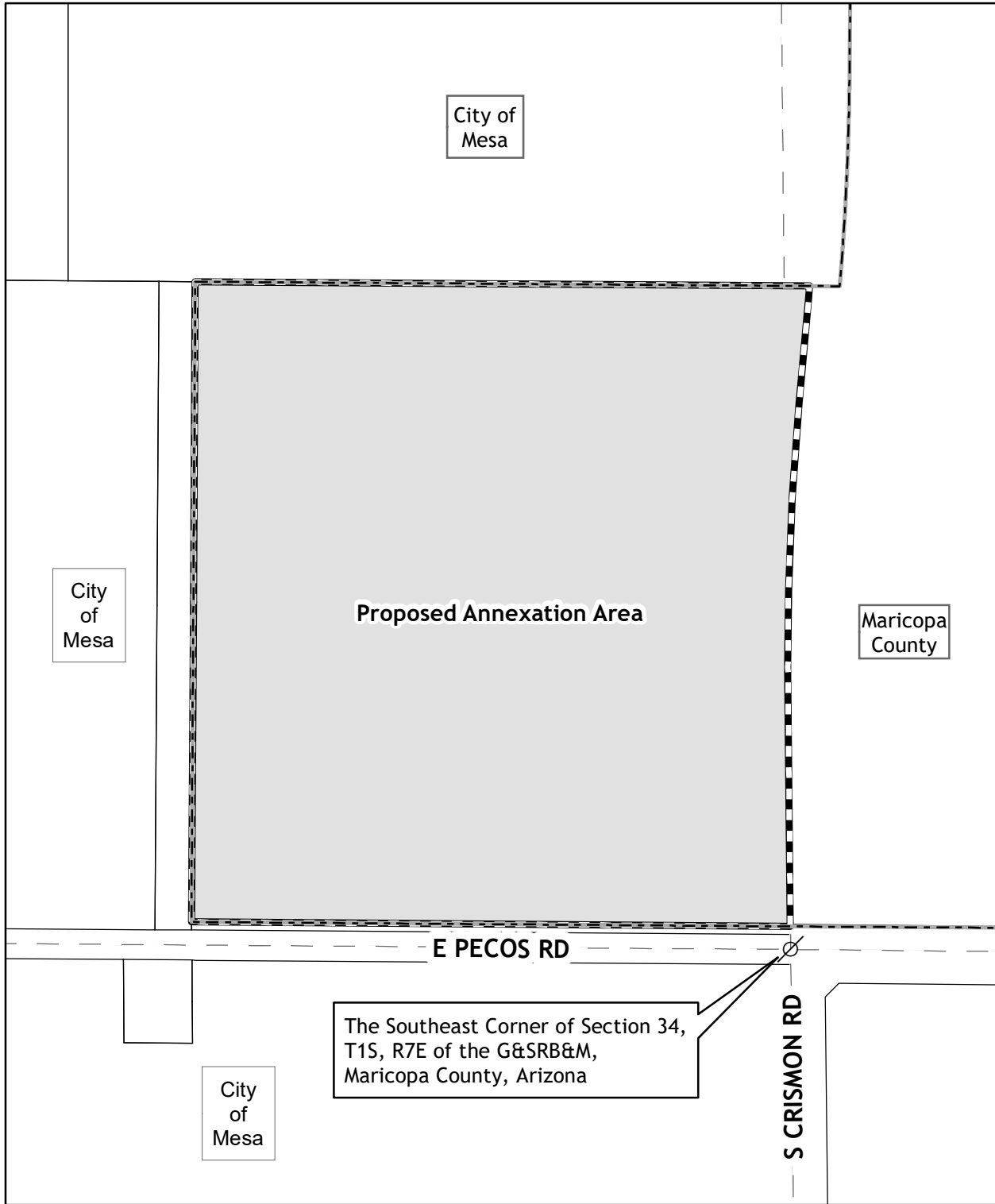
ATTEST:

City Clerk

EFFECTIVE DATE: _____, 2024

ANX23-00800

43± Acres



- Legal Control Point
- City of Mesa Boundary
- Quarter Section
- Proposed Annexation Boundary

EXHIBIT 'A'

CERTIFICATE OF MAYOR

I, John Giles, the duly elected and qualified and acting Mayor of the City of Mesa, Maricopa County, Arizona, do hereby certify that the attached copy of Ordinance No. 5870 entitled:

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.

is true, correct and compared copy of the original of record on file in the office of the City Clerk of the City of Mesa, Maricopa County, Arizona.

That the ordinance was introduced at the August 19, 2024, Council Meeting and adopted on the 26th day of August, 2024, and that the attached map is an accurate map of the territory annexed.

This certifies that the City of Mesa complied with the provisions of Section 9-471, Subsection (A)(3), Arizona Revised Statutes.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City of Mesa, Maricopa County, State of Arizona, this 26th day of August, 2024.

John Giles

(SEAL)

