

ORDINANCE NO. 5868

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 10, 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 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 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 WEST HALF 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 ACCEPTED AS THE SOUTHWEST CORNER OF SAID SECTION 35 FROM WHICH A FOUND 2 INCH ALUMINUM CAP ACCEPTED AS THE WEST QUARTER CORNER THEREOF BEARS NORTH $00^{\circ}33'21''$ WEST, 2643.21 FEET;
THENCE NORTH $00^{\circ}33'18''$ WEST, 589.79 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE EASTERLY, HAVING A RADIUS OF 6000.00 FEET;
THENCE NORTHERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF $05^{\circ}43'34''$, AN ARC LENGTH OF 599.64 FEET TO A TANGENT LINE;
THENCE NORTH $05^{\circ}10'16''$ EAST, 233.99 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE WESTERLY, HAVING A RADIUS OF 6000.00 FEET;
THENCE NORTHERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF $00^{\circ}16'27''$, AN ARC LENGTH OF 28.70 FEET TO A NON-TANGENT LINE;
THENCE SOUTH $89^{\circ}34'13''$ EAST, 65.20 FEET TO A NON-TANGENT CURVE, CONCAVE WESTERLY, HAVING A RADIUS OF 6065.00 FEET, THE CENTER OF WHICH BEARS NORTH $85^{\circ}09'03''$ WEST;
THENCE NORTHERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF $04^{\circ}27'09''$, AN ARC LENGTH OF 471.32 FEET TO A TANGENT LINE;
THENCE NORTH $00^{\circ}23'48''$ EAST, 1323.30 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF SR 24 DESCRIBED WITHIN THE ORDER OF IMMEDIATE POSSESSION FILED AS DOCUMENT NO. 2019-0309832, MARICOPA COUNTY RECORDS;
THENCE THE FOLLOWING ELEVEN (11) COURSES ALONG SAID SOUTHERLY

RIGHT OF WAY LINE:

THENCE SOUTH 89°36'07" EAST, 57.70 FEET;
THENCE NORTH 08°22'20" EAST, 136.84 FEET;
THENCE SOUTH 62°40'32" EAST, 195.68 FEET;
THENCE SOUTH 63°16'55" EAST, 294.67 FEET; THENCE SOUTH 65°16'33" EAST,
198.75 FEET;
THENCE SOUTH 65°35'03" EAST, FEET; THENCE SOUTH 74°51'06" EAST, 349.99
FEET;
THENCE SOUTH 70°24'57" EAST, 226.16 FEET;
THENCE SOUTH 73°41'16" EAST, 648.74 FEET;
THENCE SOUTH 76°28'44" EAST, 207.94 FEET;
THENCE SOUTH 81°41'34" EAST, 50.47 FEET TO THE NORTH-SOUTH MID-
SECTION LINE OF SAID SECTION 35;
THENCE LEAVING SAID SOUTHERLY RIGHT OF WAY LINE, SOUTH 00°33'55"
EAST, 1 152.11 FEET ALONG SAID NORTH-SOUTH MID-SECTION LINE;
THENCE LEAVING SAID NORTH-SOUTH MID-SECTION LINE, NORTH 89°25'50"
WEST, 1234.87 FEET;
THENCE SOUTH 00°33'55" EAST, 1378.90 FEET TO THE SOUTH LINE OF THE
SOUTHWEST QUARTER OF SAID SECTION 35;
THENCE NORTH 89°25'50" WEST, 1408.83 FEET LONG SAID SOUTH LINE OF
THE SOUTHWEST QUARTER OF SAID SECTION 35 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 5,668,574 sq. ft. (130.1325 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

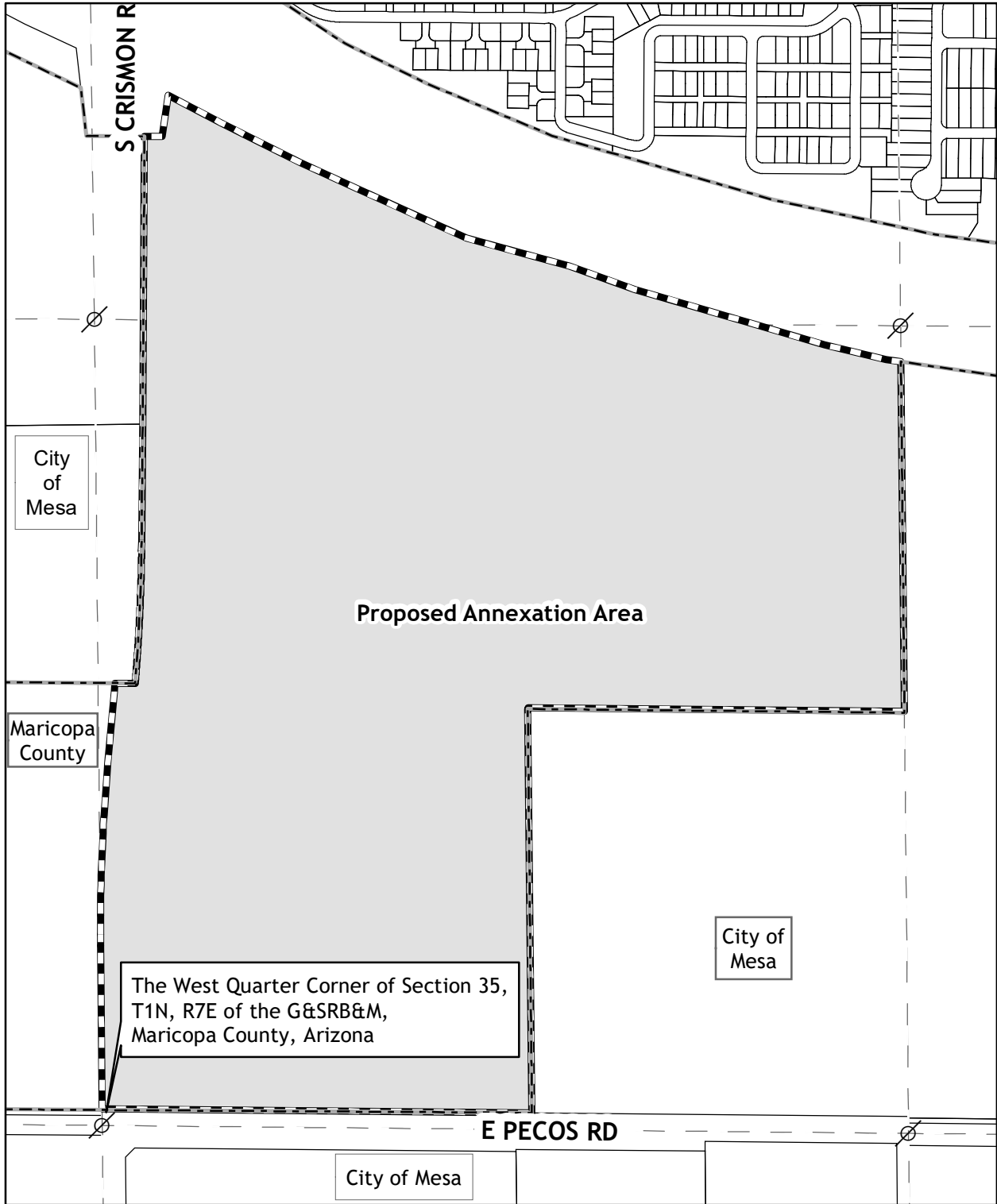
ATTEST:

City Clerk

EFFECTIVE DATE: _____, 2024

ANX24-00192

130± 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. 5868 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)

{00532254.1}

CERTIFICATION OF MAP
ANNEXED TERRITORY TO THE CITY OF MESA
ORDINANCE NO. 5868

ANNEXED TERRITORY LOCATED IN TOWNSHIP 1 SOUTH, RANGE 7 EAST, OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA

I, John Giles, Mayor of the City of Mesa, Arizona, do hereby certify that the attached map identified as Exhibit 'A', is a true and correct map of the territory annexed under and by virtue of the petition of the real and personal property owners in the said territory and by Ordinance No. 5868 on the 26th day of August, 2024, annexing the territory described in Ordinance No. 5868 and as shown on said map as part of the territory to be included within the corporate limits of the City of Mesa, Arizona.

MAYOR

ATTEST: _____

CITY CLERK

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