

ORDINANCE NO. _____

AN ORDINANCE DECREASING THE CORPORATE LIMITS OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, PURSUANT TO ARIZONA REVISED STATUTES SECTIONS 9-471.02 AND 9-471.03, BY DEANNEXING CERTAIN PUBLIC RIGHT-OF-WAY TO MARICOPA COUNTY, SUBJECT TO APPROVAL BY THE MARICOPA COUNTY BOARD OF SUPERVISORS.

WHEREAS, A.R.S. §§ 9-471.02 and 9-471.03 provide that a public right-of-way partially located within a city and partially located within an unincorporated area of a county may be deannexed and severed from the city and returned to the county; and

WHEREAS, Maricopa County ("County") has requested that the City of Mesa ("City") deannex and return to the County the public right-of-way located within the 4200 to 4400 blocks of South Sossaman Road, legally described in Section 1 below and depicted on the map attached hereto as Exhibit A ("Right-of-Way"); and

WHEREAS, the Right-of-Way is partially located within the City and partially located within the unincorporated area of the County; and

WHEREAS, the Mesa City Council desires to comply with the request of the County and to deannex and sever from the City and return to the County the Right-of-Way.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESA MARICOPA COUNTY, ARIZONA, AS FOLLOWS;

Section 1: Pursuant to A.R.S. §§ 9-471.02 and 9-471.03, the Mesa City Council desires to deannex the right-of-way depicted on the map attached hereto as Exhibit A and legally described below ("Right-of-Way") to Maricopa County:

A PORTION OF THE SOUTHEAST QUARTER OF SECTION 18, TOWNSHIP 1 SOUTH, RANGE 7 EAST OF THE GILA & SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND 3 INCH BRASS CAP IN HANDHOLE AT THE SOUTHEAST CORNER OF SAID SECTION 18, FROM WHICH A FOUND BRASS CAP IN HANDHOLE AT THE EAST QUARTER CORNER OF SAID SECTION 18 BEARS NORTH 01°08'06" WEST (BASIS OF BEARING), A DISTANCE OF 2626.92 FEET;

THENCE NORTH 89°41'04" WEST, ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 18, A DISTANCE OF 33.01 FEET TO THE **POINT OF BEGINNING**;

THENCE CONTINUING ALONG SAID SOUTH, NORTH 89°41'04" WEST, A DISTANCE OF 42.01 FEET;
THENCE DEPARTING SAID SOUTH LINE, NORTH 01°08'06" WEST, A DISTANCE OF 630.02 FEET;

THENCE NORTH 88°51'54" EAST, A DISTANCE OF 10.00 FEET;

THENCE NORTH 01°08'06" WEST, A DISTANCE OF 841.20 FEET;

THENCE SOUTH 89°41'00" EAST, A DISTANCE OF 32.01 FEET TO THE WEST LINE OF THE EAST 33.00 FEET OF THE AFORESAID SOUTHEAST QUARTER OF SECTION 18;

THENCE ALONG AND WITH SAID WEST LINE, SOUTH 01°08'06" EAST, A DISTANCE OF 1471.47 FEET TO THE **POINT OF BEGINNING**.

SAID PARCEL CONTAINS 53,389 SQUARE FEET OR 1.23 ACRES, MORE OR LESS.

Section 2: Upon fulfillment of all the conditions set forth in A.R.S. § 9-471.03, which includes adoption of an ordinance by the Maricopa County Board of Supervisors approving the deannexation and severing from the City of Mesa and returning to Maricopa County the Right-of-Way, the Right-of-Way is deannexed and returned to Maricopa County, and the current corporate limits of the City of Mesa are hereby decreased to exclude the Right-of-Way.

Section 3: Pursuant to A.R.S. § 9-471.02, a copy of the order of the Maricopa County Board of Supervisors ordering the deannexation of the Right-of-Way, certified by the Clerk of the Maricopa County Board of Supervisors, shall be filed with the Maricopa County Recorder's Office. The record, or a copy of the order or decree, certified by the Clerk of the Maricopa County Board of Supervisors, shall be proof of the deannexation of the Right-of-Way.

Section 4: The recitals above and the exhibits attached hereto are fully incorporated into this Ordinance by reference.

Section 5: The City Clerk is hereby authorized and directed to forward a copy of this Ordinance and the map attached hereto as Exhibit A to the Maricopa County Board of Supervisors.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF MESA, MARICOPA COUNTY, ARIZONA, this 9th day of January 2023.

APPROVED:

Mayor

ATTEST:

City Clerk