

RESOLUTION NO. _____

A RESOLUTION APPROVING AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A PRE-ANNEXATION DEVELOPMENT AGREEMENT WITH PACIFIC PROVING, LLC, (“OWNER”) AND LEGACY CARES, INC.(“LESSEE”), FOR THE DEVELOPMENT OF A RECREATION FACILITY KNOWN AS “LEGACY SPORTS PARK” ON APPROXIMATELY 337 ACRES OF PROPERTY LOCATED SOUTH OF EAST WILLIAMS FIELD ROAD ON THE EAST SIDE OF SOUTH ELLSWORTH ROAD AND THAT IS THE SUBJECT OF ZONING CASE ZON21-00846.

WHEREAS, approximately 337 acres of the Property is located in unincorporated Maricopa County and the City of Mesa (the “City”) and Owner desire that this portion of the Property be annexed into the corporate limits of the City to be developed as an integral part of the City, to provide for the orderly, controlled and quality growth in the area, to improve and enhance the economic welfare of the residents of the City, and to ensure the Unincorporated Property is developed to City standards; and

WHEREAS, approximately 295.3 acres of the Property, upon annexation, will be comparatively zoned Light Industrial (LI) and approximately 41.7 acres of the Property, upon annexation, will be comparatively zoned Agricultural (AG); and

WHEREAS, the 41.7 acres, comparatively zoned AG, upon annexation, will be further rezoned Leisure and Recreation (LR).

WHEREAS, the Owner and Lessee plan to develop the Property into a multi-use sports/recreation facility with ancillary uses, including batting cages, softball/baseball fields, pickle ball courts, soccer fields, volleyball courts and three large multi-purpose buildings that will accommodate various indoor sports and events.

WHEREAS, the City Council hereby determines it is in the best interest of the City to enter into this Pre-annexation Development Agreement.

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

Section 1: The City Manager, or his designee, is authorized to enter into the Pre-annexation Development Agreement. The City Manager may agree to, and enter into, amendments and modifications to the Pre-annexation Development Agreement so long as such modifications do not materially alter the terms and the intention of the Pre-annexation Development Agreement.

Section 2: That the City Clerk is authorized and directed to attest to the signature of the City Manager, or his designee, on all such documents.

PASSED AND ADOPTED by the Council of the City of Mesa, Maricopa County,
Arizona this 5th day of April, 2021.

APPROVED:

Mayor

ATTEST:

City Clerk