

RESOLUTION NO. 2023-117

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA DECLARING ITS INTENTION TO ORDER THE PURCHASE OF ELECTRICITY FOR LIGHTING THE STREETS AND PUBLIC PARKS WITHIN THE PROPOSED DISTRICT AND THAT THE COST OF THE PURCHASE OF ELECTRICITY FOR LIGHTING THE STREETS AND PUBLIC PARKS, BE ASSESSED UPON A CERTAIN IMPROVEMENT DISTRICT TO BE KNOWN AS CITY OF PEORIA STREETLIGHT IMPROVEMENT DISTRICT NO. 1180, BUCKSKIN ESTATES; PROVIDING THAT THE COST OF THE ELECTRICITY REQUIRED TO OPERATE THE SYSTEM BE ASSESSED UNDER THE PROVISIONS OF TITLE 48, CHAPTER 4, ARTICLE 2, ARIZONA REVISED STATUTES, AS AMENDED; AND DECLARING AN EMERGENCY.

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA, THAT:

SECTION 1. The public interest or convenience require and it is the intention of the Mayor and Council of the City of Peoria, Arizona to order the purchase of electricity for lighting the streets and public parks within the proposed district.

The estimate of the cost and expenses for the purchase of electricity for the operation of the streetlights on file with the Superintendent of Streets and the City Clerk is approved and adopted by the Mayor and Council of the City.

SECTION 2. The streetlights and the electricity, therefore, in the opinion of the Mayor and Council of the City, are of more than local or ordinary public benefit, and are of special benefit to the respective lots, pieces and parcels of land within the real property described herein. The Mayor and Council of the City make and order that the cost and expense for the purchase of electricity be

chargeable upon a district to be known and designated as the City of Peoria Streetlight Improvement District No. 1180 and as described and bounded as set forth on Exhibits A and B attached, and declare that the district in the City benefited by the purchase of electricity for streetlights to be assessed, to pay the costs and expenses thereof in proportion to the benefits derived therefrom.

The City shall not assess the costs and expenses for the purchase of electricity for streetlights which are for the general public benefit against the respective lots, pieces and parcels of land located within the boundaries of the City of Peoria Streetlight Improvement District No. 1180 and if a portion of the costs and expenses for the purchase of electricity for streetlights is for the general public benefit, the City shall assess the boundaries of the City of Peoria Streetlight Improvement District No. 1180 only that portion of such costs and expenses which benefits the lots, pieces and parcels of land located within the boundaries of the City of Peoria Streetlight Improvement District No. 1180.

SECTION 3. The costs and expense for the purchase of electricity for streetlights shall be made and all proceedings therein taken; that the Superintendent of Streets of the City shall post or cause to be posted notices thereof; that the City Clerk shall certify to the passage of this Resolution of Intention; that the Engineer shall prepare duplicate diagrams of the City of Peoria Streetlight Improvement District No. 1180 described in Section 2 of this Resolution to be assessed to pay the costs and expenses thereof, under and in accordance with the provisions of Title 48, Chapter 4, Article 2, Arizona Revised Statutes, as amended.

SECTION 4. The majority of owners of all of the real property within the proposed district have executed a Petition for formation of a Streetlight Improvement District and the City Council has verified the ownership of the property. Publication and posting of the notice of the passage of the Resolution of Intention will be completed as prescribed by the State Statutes.

SECTION 5. Any Resolutions or parts of Resolutions in conflict with the provisions of this Resolution are hereby repealed.

SECTION 6. The immediate operation of the provisions of this Resolution is necessary for the preservation of the public peace, health and safety and an emergency is declared to exist, and this Resolution will be in full force and effect from and after its passage and approval by the Mayor and Council of the City of Peoria, Arizona as required by law and is exempt from the referendum provisions of the Constitution and laws of the State of Arizona.

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SLID 1180 Buckskin Estates
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PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona, this 14th day of November, 2023.

CITY OF PEORIA, an Arizona
municipal corporation

Jason Beck, Mayor

Date Signed

ATTEST:

Agnes Goodwine, City Clerk

APPROVED AS TO FORM:

Emily Jurmu, Acting City Attorney

Effective Date: _____

EXHIBIT A

A PARCEL OF LAND BEING LOCATED IN THE SOUTHEAST QUARTER OF SECTION 1, TOWNSHIP 4 NORTH, RANGE 1 EAST OF THE GILA & SALT RIVER MERIDIAN, CITY OF PEORIA, MARICOPA COUNTY, ARIZONA

COMMENCING AT A LOCALLY-ACCEPTED POSITION OF THE SOUTH QUARTER CORNER SECTION 1, TOWNSHIP 4 NORTH, RANGE 1 EAST (3IN. CITY OF PEORIA BRASS CAP FLUSH) FROM WHICH POINT THE LOCALLY-ACCEPTED SOUTHEAST CORNER THEREOF (MCDOT BRASS CAP IN HAND HOLE) BEARS S89°55'45"E A DISTANCE OF 2635.82 FEET;

THENCE N0°02'58"W, ALONG A LOCALLY-ACCEPTED WEST LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 659.56 FEET;

THENCE S89°56'22"E, A DISTANCE OF 20.00 FEET TO A POINT ON THE CENTERLINE OF 71ST AVENUE, SAID POINT BEING THE POINT OF BEGINNING;

THENCE CONTINUING S89°56'22"E, A DISTANCE 309.53 FEET;

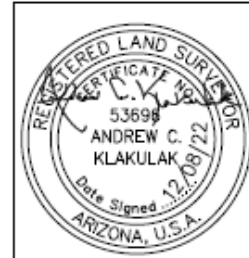
THENCE N0°02'43"W, A DISTANCE OF 354.39 FEET TO A POINT ON THE CENTERLINE OF CELESTINE DRIVE;


THENCE, S89°57'37"W, A DISTANCE OF 309.55 FEET TO A POINT ON THE CENTERLINE OF 71ST AVENUE;

THENCE SOUTH S0°02'58"E, A DISTANCE OF 353.85 TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL CONTAINS 2.5164 ACRES OF LAND (109,613.02 S.F.), MORE OR LESS, INCLUDING ANY EASEMENTS OF RECORD.

THE BASIS OF BEARING FOR THE ABOVE DESCRIPTION IS S89°55'45"E FOR THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SECTION 1, TOWNSHIP 4 NORTH, RANGE 1 EAST OF THE GILA & SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA.



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|  ARDURRA <small>www.ardurra.com</small> | LEGAL DESCRIPTION | | | | | |
| MAINTENANCE IMPROVEMENT DISTRICT NO. _____ BUCKSKIN ESTATES | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">DATE: 12/8/22</td> <td rowspan="4" style="text-align: center; vertical-align: middle;">SHEET 1 OF 1</td> </tr> <tr> <td>DSN: ACK</td> </tr> <tr> <td>DRN: ACK</td> </tr> <tr> <td>CHK: ACK</td> </tr> </table> | DATE: 12/8/22 | SHEET 1 OF 1 | DSN: ACK | DRN: ACK | CHK: ACK |
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| DRN: ACK | | | | | | |
| CHK: ACK | | | | | | |

BUCKSKIN ESTATES - MAINTENANCE IMPROVEMENT DISTRICT

NORTH: 992980.3452' EAST: 592803.9013'

SEGMENT #1 : LINE

COURSE: S89° 56' 22"E LENGTH: 309.53'
NORTH: 992980.0180' EAST: 593113.4211'

SEGMENT #2 : LINE

COURSE: N0° 02' 43"W LENGTH: 354.39'
NORTH: 993334.4079' EAST: 593113.1411'

SEGMENT #3 : LINE

COURSE: S89° 57' 37"W LENGTH: 309.55'
NORTH: 993334.1933' EAST: 592803.5912'

SEGMENT #4 : LINE

COURSE: S0° 02' 58"E LENGTH: 353.85'
NORTH: 992980.3434' EAST: 592803.8965'

PERIMETER: 1327.31'
AREA: 109,613.02 SQ. FT. (2.5164 ACRES)
ERROR CLOSURE: 0.0051'
COURSE: S70° 18' 55"W
ERROR NORTH: -0.00171'
EAST: -0.00479'

PRECISION 1: 260,256.86



EXHIBIT "B"

IS ON FILE IN THE

CITY OF PEORIA
CITY CLERK'S OFFICE
8401 W. MONROE STREET
PEORIA, AZ 85345

