

RESOLUTION NO. 2023-118

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA ORDERING THE IMPROVEMENTS OF CERTAIN STREETS AND RIGHTS-OF-WAY WITHIN THE CORPORATE LIMITS OF THE TOWN AND CREATING AN IMPROVEMENT DISTRICT KNOWN AS THE CITY OF PEORIA STREETLIGHT IMPROVEMENT DISTRICT NO. 1180, BUCKSKIN ESTATES; PURSUANT TO TITLE 48, CHAPTER 4, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO FOR THE PURPOSE OF PURCHASING ELECTRICITY, WHICH INCLUDES A CHARGE FOR THE USE OF LIGHTING FACILITIES AND OTHER RELATED ITEMS TOGETHER WITH ALL APPURTENANT STRUCTURES AS SHOWN ON THE PLANS, AND DECLARING AN EMERGENCY.

WHEREAS on the 14<sup>th</sup> day of November, 2023, the Mayor and Council of the City of Peoria, Arizona, passed and adopted Resolution No. 2023-117, 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; 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; and

WHEREAS, a copy of Resolution No. 2023-117 has been published in the Peoria Times, a newspaper published and generally circulated in the City, as required by law or alternatively a petition has been filed with the City Clerk having been signed by all the owners of the real property; and

WHEREAS, the Superintendent of Streets of the City caused to be posted along the streets of the District, no more than three hundred (300) feet apart, notices of the passage of Resolution No. 2023-117, said notices being headed "Notice of Proposed Improvement", each heading in letters at least one (1)

inch in height. Said notices stated the fact of the passage of said Resolution of Intention No. 2023-117 or alternatively a petition has been filed with the City Clerk having been signed by all the owners of the real property; and

WHEREAS, more than fifteen (15) days have elapsed since the date of the last publication of said Resolution of Intention No. 2023-117 and since the completion of the posting of said notices or alternatively a petition has been filed with the City Clerk having been signed by all the owners of the real property; and

WHEREAS, no protests against the proposed improvement and no objections to the extent of the District were filed with the Clerk of the City during the time prescribed by law; and

WHEREAS, the Mayor and Council of the City having acquired jurisdiction to order the improvements as described in Resolution No. 2023-117; and

WHEREAS, the City Engineer acting as District Engineer has prepared and presented to the Mayor and Council of the City duplicate diagrams of the property contained within the District ("the Diagram") and legal description copies of which are attached and incorporated as Exhibits A and B.

NOW THEREFORE IT IS RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA, as follows:

Section 1. By virtue of the authority vested in the Mayor and Council of the City by Title 48, Chapter 4, Article 2, Arizona Revised Statutes and all amendments thereto, the Mayor and Council of the City orders the work or improvement done as described in Resolution No. 2023-117 and in accordance with the Plans and Specifications approved and adopted by the Mayor and Council of the City of Peoria, Arizona.

Section 2. The Superintendent of Streets of the City is authorized and directed to prepare and execute the notice of the passage of this Resolution, which is attached as Exhibit B. Such notice shall be posted and published as provided by law.

Section 3. That the Diagram, as prepared and presented to the Mayor and Council of the City is approved by the Mayor and Council of the City.

Section 4. That the Clerk of the City is authorized and directed to certify that the Diagram was approved by the Mayor and Council of the City on the 14<sup>th</sup> day of November, 2023, and after such certification, the Clerk of the City is authorized and directed to deliver the Diagram to the Superintendent of Streets of the City.

Resolution No. 2023-118  
SLID 1180 Buckskin Estates  
November 14, 2023  
Page 3 of 8 Pages

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona, this 14<sup>th</sup> 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;

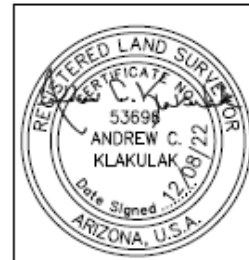
THENCE N0°02'43"W, A DISTANCE OF 354.39 FEET TO A POINT ON THE CENTERLINE OF CELESTINE DRIVE;


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.



 <b>ARDURRA</b> <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
DATE: 12/8/22	SHEET 1 OF 1					
DSN: ACK						
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**



**CITY OF PEORIA, ARIZONA  
NOTICE**

OF THE PASSAGE OF A RESOLUTION ORDERING  
THE IMPROVEMENT CONSISTING OF  
AUTHORIZING THE PURCHASE OF ELECTRICITY  
FOR LIGHTING THE STREETS AND PUBLIC PARKS  
FOR THE IMPROVEMENT DISTRICT KNOWN AS  
CITY OF PEORIA STREETLIGHT IMPROVEMENT  
DISTRICT NO. 1180, BUCKSKIN ESTATES.

This notice is given pursuant to the provisions of Title 48, Chapter 4, Article 2, Sections 48-571 to 48-619, both inclusive, Arizona Revised Statutes, as amended.

On the 14<sup>th</sup> day of November, 2023, the Mayor and Council of the City of Peoria adopted Resolution No. 2023-118; ordering the improvements of certain streets and rights-of-way within the corporate limits of the town and creating an Improvement District known as the City of Peoria Streetlight Improvement District No. 1180, pursuant to Title 48, Chapter 4, Arizona Revised Statutes; and amendments thereto for the purpose of purchasing electricity, which includes a charge for the use of lighting facilities and other related items, together with all appurtenant structures as shown on the plans; and directing that this notice been given.

Any owner, or any other person having an interest in any lot, piece or parcel of land situated within the above-described assessment district, who claims that any of the provisions, acts or proceedings relative to the above described improvements are irregular, defective, illegal, erroneous or faulty, may file with the City Clerk, Room 150, 8401 West Monroe Street, Peoria, Arizona 85345, within 15 days from the date of the first publication of this notice, a written notice specifying in what way said acts or proceedings are irregular, defective, illegal, erroneous or faulty.

Further information concerning City of Peoria Streetlight Improvement District No. 1180 may be obtained by contacting Mrs. Adina Lund, Engineering Director, City of Peoria, Arizona, 8401 West Monroe, Peoria, Arizona 85345, (623) 773-7691.

DATED AND SIGNED this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

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Adina Lund, P.E.  
Superintendent of Streets  
City of Peoria, Arizona