

ANX23-01 | Fresh Start Church Annexation

Southwest corner of 83rd Avenue and Acoma Drive



Exhibit 4
Draft Annexation
Ordinance

ORDINANCE NO 2023-21

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF PEORIA OF MARICOPA COUNTY, STATE OF ARIZONA, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, ARTICLE 7, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO, BY ANNEXING THERETO CERTAIN TERRITORY CONTIGUOUS TO THE EXISTING CITY LIMITS OF THE CITY OF PEORIA, AND PROVIDING FOR SEVERABILITY.

WHEREAS, a petition in writing, accompanied by a map or plot of said real property, having been filed and presented to the Mayor and Council of the City of Peoria, Arizona, signed by the owners of more than one-half in value of the real and personal property and more than one-half of the persons owning real and personal property as would be subject to taxation by the City of Peoria in the event of annexation within the territory and land hereinafter described as shown by the last assessment of said property, which said territory is contiguous to the City of Peoria, and not now embraced within its limits, asking that the property more particularly hereinafter described be annexed to the City of Peoria, and to extend and increase the corporate limits of the City of Peoria so as to embrace the same; and

WHEREAS, the Mayor and Council of the City of Peoria, Arizona, are desirous of complying with said petition and extending and increasing the corporate limits of the City of Peoria to include said territory; and

WHEREAS, the 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 Peoria, and had attached thereto at all times an accurate map to the territory desired to be annexed; and

WHEREAS, no alterations increasing or reducing the territory sought to be annexed have been made after the said petition had been signed by any owner of real and personal property in such territory; and

WHEREAS, none of the land in the area proposed to be annexed consists of Arizona State Trust Land and therefore no approval of the State Land Commissioner and State Selection Board is required; and

WHEREAS, the provisions of Sections 9-471, Arizona Revised Statutes, and amendments thereto, have been fully observed; and

WHEREAS, proper and sufficient certification and proof of the foregoing facts are now on file in the office of the City Clerk of the City of Peoria, Arizona, together with a true and correct copy of the original petition referred to herein, which is on file in the office of the county recorder; and

WHEREAS, the City of Peoria may elect to provide regular fire department services to a newly annexed area under A.R.S. § 48.813(A).

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Peoria, Arizona, as follows:

SECTION 1. That the following described territory be, and the same hereby is, annexed to the City of Peoria, and that the present corporate limits be, and the same hereby are, extended and increased to include the following described territory contiguous to the present City limits, to wit:

See EXHIBIT "A" to this Ordinance

SECTION 2. Upon Annexation, the property shall be placed in the Acacia District for purposes of Council Elections.

SECTION 3. Pursuant to A.R.S. § 48.813(A), the property described in Exhibit A is hereby placed under the City's fire, emergency medical, and police protection generally provided to other residents within the city. The services shall take effect on the date on which this annexation becomes final as set forth in Section 5 below, without further action by the City Council.

SECTION 4. That a copy of this ordinance, together with an accurate map of the territory hereby annexed to the City of Peoria, certified by the Mayor of said city and attached as EXHIBIT "A", to this Ordinance, be forthwith filed and recorded in the office of the County Recorder of Maricopa County, Arizona.

SECTION 5: This Ordinance shall become effective at the time and in the manner prescribed by law.

PASSED AND ADOPTED by the Mayor and Council for the City of Peoria, Arizona this 12th day of December, 2023.

Jason Beck, Mayor

Date signed

Ordinance No. 2023-21

ATTEST:

Agnes Goodwine, City Clerk

APPROVED AS TO FORM:

Emily Jurmu, City Attorney

Published in: Peoria Times

Publication Date: _____

Effective Date: _____

Exhibit A
Legal Description

APN 200-62-002P

THE WEST 213 FEET OF THE FOLLOWING DESCRIBED PROPERTY:

THAT PART OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 11, TOWNSHIP 3 NORTH, RANGE 1 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE WEST QUARTER CORNER OF SAID SECTION 11;

THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER OF SECTION 11, A DISTANCE OF 375.00 FEET;

THENCE EAST (ASSUMED BEARING), 1330.96 FEET TO A POINT ON THE EAST LINE OF SAID NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 11;

THENCE NORTH ALONG THE EAST LINE OF SAID NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 11, A DISTANCE OF 375.00 FEET TO THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 11;

THENCE WEST (ASSUMED BEARING) ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 11, A DISTANCE OF 1330.84 FEET TO THE POINT OF BEGINNING;

EXCEPT THE EAST 22 FEET OF THE WEST 55 FEET THEREOF AS CONVEYED TO THE CITY OF PEORIA IN DOCUMENT NO. 2001-0746689, RECORDS OF MARICOPA COUNTY, ARIZONA.

APN 200-62-002H

THE WEST HALF OF THE FOLLOWING DESCRIBED PROPERTY:

A PARCEL OF LAND SITUATED IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 11, TOWNSHIP 3 NORTH, RANGE 1 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID NORTHWEST QUARTER, FROM WHENCE THE WEST QUARTER CORNER OF SAID SECTION 11 BEARS WEST, 1331.21 FEET;

THENCE WEST ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, 769.79 FEET TO THE TRUE POINT OF BEGINNING;

THENCE SOUTH 01 DEGREES 47 MINUTES 00 SECONDS WEST, A DISTANCE OF 375.15 FEET;

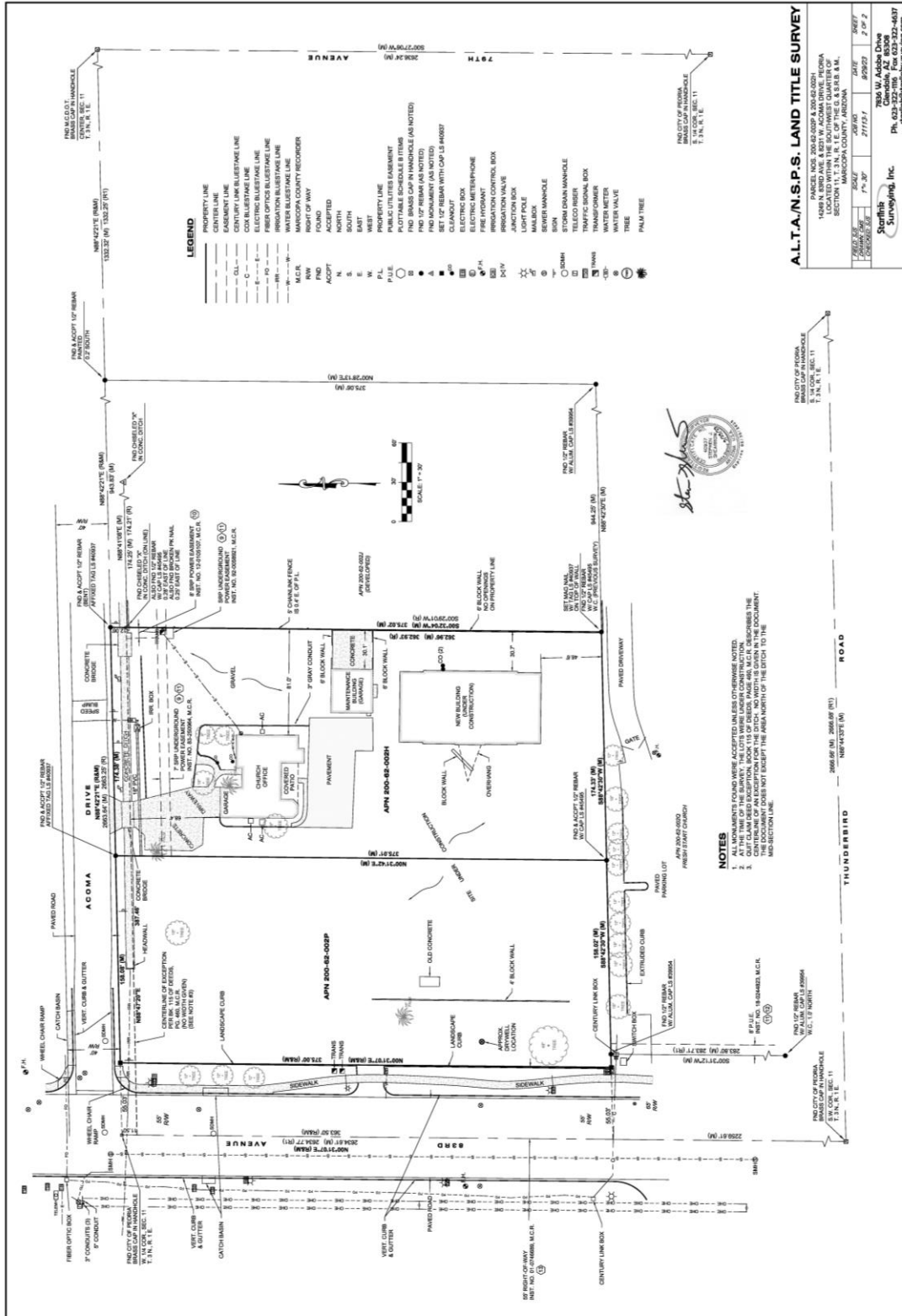
THENCE SOUTH 89 DEGREES 59 MINUTES 51 SECONDS WEST, A DISTANCE OF 348.67 FEET;

THENCE NORTH 01 DEGREES 49 MINUTES 17 SECONDS EAST, 375.17 FEET TO A POINT ON THE NORTH LINE OF SAID NORTHWEST QUARTER;

THENCE EAST ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, 348.42 FEET TO THE TRUE POINT OF BEGINNING;

EXCEPT ANY PORTION THEREOF QUIT CLAIMED TO THE UNITED STATES OF AMERICA IN BOOK 115 OF DEEDS, PAGE 460.

Exhibit "A", Page 2



LEGEND

PROPERTY LINE
 CENTERLINE
 EASEMENT LINE
 CENTURY LINK SUBSTATION LINE
 FIBER OPTIC SUBSTATION LINE
 ELECTRIC SUBSTATION LINE
 IRRIGATION SUBSTATION LINE
 RIGHT OF WAY
 M.C.A.
 NW
 NE
 SE
 SW
 ADJUSTED
 SOUTH
 EAST
 WEST
 PROPERTY LINE
 PUBLIC UTILITIES EASEMENT
 PLANTABLE SCHEDULED ITEMS
 FIND BRASS CAP IN HANDHOLE (AS NOTED)
 FIND MONUMENT (AS NOTED)
 SET 1/2" REBAR WITH CAP L'S #80827
 CLEANOUT
 ELECTRIC METERPHONE
 FIRE HYDRANT
 IRRIGATION CONTROL BOX
 TELEPHONE CONTROL BOX
 JUNCTION BOX
 LIGHT POLE
 MAILBOX
 STORM DRAIN MANHOLE
 TELECO RISER
 TRANSFORMER BOX
 WATER METER
 WATER VALVE
 PALM TREE

NOTES

1. THIS SURVEY IS A RECONSTRUCTION OF THE SURVEY AS SHOWN ON THE RECORD MAPS.
2. AT THE TIME OF THIS SURVEY, THE LOTS WERE UNDER CONSTRUCTION.
3. THE DOCUMENT DOES NOT ENCOMPASS THE AREA NORTH OF THE ETCH TO THE SECTION LINE.

ALTA, N.S.P.S. LAND TITLE SURVEY

PLANNED LOTS FOR 800-88-0028P & 800-88-0029P
 14289 N. 82ND AVE. & 82ND W. ACOMA DRIVE, PHOENIX
 SECTION 11, T. 33 N., R. 1 E. OF THE G.L.S.R.S.M.
 MARICOPA COUNTY, ARIZONA

DATE OF SURVEY: 11/15/23
 TIME OF DAY: 7:30 AM
 PROJECT NO.: 271153.1
 SHEET NO.: 2 OF 2

Surveying, Inc.
 7850 W. Addison Drive
 Phoenix, AZ 85038
 PH: 602.998.8888
 FAX: 602.998.8889
 www.surveying.com

CERTIFICATION OF MAP

SEE ATTACHED EXHIBIT "A", Page 2

I, Jason Beck, Mayor of the City of Peoria, Arizona, do hereby certify that the foregoing map is a true and correct map of the territory annexed under any by virtue of the petition of the real and personal property owners in the said territory and by Ordinance No. 2023-21, annexing the territory described in Ordinance No. 2023-21 and as shown on said map as a part of the territory to be included within the corporate limits of the City of Peoria, Arizona.

Jason Beck, Mayor

ATTEST:

Agnes Goodwine, City Clerk