

RESOLUTION NO. 2024-49

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA, FINDING CERTAIN CITY PROPERTY LOCATED EAST OF LAKE PLEASANT PARKWAY SOUTH OF AVENIDA DEL SOL TO BE UNNECESSARY TO CITY PURPOSES AND NO LONGER REQUIRED TO BE RETAINED AS SUCH, DIRECTING THAT SUCH PROPERTY BE CONSIDERED EXCESS CITY PROPERTY, AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO DISPOSE OF SUCH EXCESS CITY PROPERTY.

WHEREAS, the City of Peoria owns fee simple interest in a fifteen foot strip of land, located east Lake Pleasant Parkway south of Avenida del Sol and as more specifically set forth on the legal description attached as Exhibit A to this Resolution (“Property”); and

WHEREAS, Pursuant to Article I, Section 3(1) of the Peoria City Charter, the City may dispose of real or personal property owned by the City in the manner, for such consideration, and upon such conditions as may be determined by the City Council; and

WHEREAS, Pursuant to Section 2-65(a)(9) of the Peoria City Code, the City Manager has the power to exercise general provision over all public property under the control and jurisdiction of the City Council; and

WHEREAS, the Mayor and Council find and determine that the Property is no longer needed or used by the City for public purposes and is hereby considered to be excess property; and

WHEREAS, the Mayor and Council direct the City Manager to dispose of the property in a manner that is in the best interest of the City.

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

SECTION 1. The Mayor and Council find and determine that certain City property as more specifically set forth on the legal description attached as Exhibit A to this Resolution (“Property”) is no longer needed or used by the City for public purposes and is hereby considered to be excess property.

SECTION 2. The Mayor and Council authorize the City Manager or designee to dispose of such Property in a manner that is in the best interest of the City. In making this determination, the City Manager or designee shall give preference rights to interested property owners abutting the Property.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona this 18th day of June, 2024.

Jason Beck, Mayor

Date Signed

ATTEST:

Agnes Goodwine, City Clerk

APPROVED AS TO FORM:

Emily Jurmu, City Attorney

ATTACHMENT:

1. Exhibit A – Legal Description

EXHIBIT "A"
LEGAL DESCRIPTION

That portion of the parcel described in Maricopa County Recorder's Office Document No. 00-0503099A, located in Section 8, Township 4 North, Range 1 East of the Gila and Salt River Meridian, being 15.00 feet wide and lying northwesterly to the following described EASEMENT line:

LINE DESCRIPTION:

COMMENCING at a stone, as per GLO notes, marking the South Quarter corner of Section 8, Township 4 North, Range 1 East, Gila and Salt River Meridian, from which a stone, as per GLO notes, marking the North quarter corner of said Section 8, bears North 00 degrees 36 minutes 38 seconds West, 5231.34 feet, and from which a M.C.D.O.T. brass cap in hand hole marking the Southeast corner of said Section 8, bears South 89 degrees 06 minutes 45 seconds East, 2587.45 feet;

Thence South 89 degrees 06 minutes 45 seconds East, 1869.63 feet along the South line of said Section 8, to the POINT OF BEGINNING, being on a line parallel with and 115.00 feet measured perpendicular easterly to the existing right of way centerline of Lake Pleasant Road; the existing right of way centerline of Lake Pleasant Road, as shown on the unrecorded Record of Survey prepared for the City of Peoria, by TBE Group, Inc., project "LAKE PLEASANT PARKWAY", and sealed on January 8, 2001;

Thence North 24 degrees 45 minutes 59 seconds East, 66.58 feet along said line parallel with and 115.00 feet measured perpendicular easterly to the existing right of way centerline of Lake Pleasant Road;

Thence North 65 degrees 14 minutes 01 West, 20.00 feet to a line parallel with and 95.00 feet easterly to said existing right of way centerline of Lake Pleasant Road;

Thence North 24 degrees 45 minutes 59 seconds East, 1575.90 feet along said parallel line to a tangent curve concentric with and 95.00 feet easterly to said existing right of way centerline of Lake Pleasant Road;

Thence 120.37 feet along said concentric tangent curve concave northwesterly and having a radius of 1527.39 feet and a central angle of 4 degrees 30 minutes 55 seconds, to the east line of said Section 8 and the POINT OF TERMINATION, from which a 1 inch iron bar, marking the East Quarter corner of said Section 8, bears North 00 degrees 03 minutes 44 seconds West, 1017.60 feet.