

RESOLUTION NO. 2024-59

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. 1182, ALORAVITA SOUTH PARCEL 4B 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 18th day of June, 2024, the Mayor and Council of the City of Peoria, Arizona, passed and adopted Resolution No. 2024-58, 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. 1182; 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. 2024-58 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. 2024-58, 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. 2024-58 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. 2024-58 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. 2024-58; 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. 2024-58 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 18th day of June, 2024, 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. 2024-59
SLID 1182 Aloravita South Parcel 4B
June 18, 2024
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PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona, this 18th day of June, 2024.

CITY OF PEORIA, an Arizona
municipal corporation

Jason Beck, Mayor

Date Signed

ATTEST:

Agnes Goodwine, City Clerk

APPROVED AS TO FORM:

Emily Jurmu, City Attorney

Effective Date: _____



EXHIBIT A LEGAL DESCRIPTION

THAT PART OF THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 4 NORTH, RANGE 1 EAST, OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE ALUMINUM CAP MARKED LS#33851 MARKING THE NORTHWEST CORNER OF SAID SECTION 2, FROM WHICH THE CITY OF PEORIA BRASS CAP FLUSH MARKING THE SOUTH QUARTER CORNER OF SECTION 35 TOWNSHIP 5 NORTH, RANGE 1 EAST BEARS SOUTH 89°58'09" EAST, A DISTANCE OF 2645.13 FEET;

THENCE SOUTH 89°58'09" EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 1401.37 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING SOUTH 89°58'09" EAST, ALONG SAID NORTH LINE, A DISTANCE OF 611.04 FEET;

THENCE SOUTH 00°01'51" WEST, DEPARTING SAID NORTH LINE, A DISTANCE OF 55.00 FEET;

THENCE SOUTH 00°02'45" WEST, A DISTANCE OF 209.86 FEET;
THENCE SOUTH 89°57'15" EAST, A DISTANCE OF 80.00 FEET;
THENCE SOUTH 00°02'45" WEST, A DISTANCE OF 260.00 FEET;
THENCE NORTH 89°57'15" WEST, A DISTANCE OF 70.00 FEET;
THENCE SOUTH 00°02'45" WEST, A DISTANCE OF 180.00 FEET;
THENCE SOUTH 89°57'15" EAST, A DISTANCE OF 140.00 FEET;
THENCE SOUTH 00°02'45" WEST, A DISTANCE OF 155.00 FEET;
THENCE NORTH 89°57'15" WEST, A DISTANCE OF 0.29 FEET;
THENCE SOUTH 00°02'45" WEST, A DISTANCE OF 158.00 FEET;

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**Title: ALORAVITA SOUTH PARCEL 4B
STREET LIGHT IMPROVEMENT DISTRICT**

Preparing Firm: COE & VAN LOO CONSULTANTS, INC.

Address: 4550 NORTH 12TH STREET, PHOENIX, AZ 85014

Phone: 602-264-6831

Fax: 602-264-0928

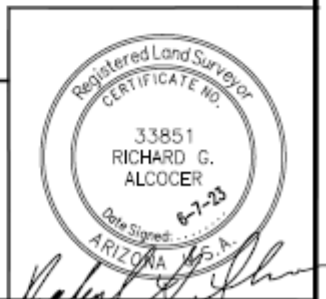




EXHIBIT A LEGAL DESCRIPTION

THENCE SOUTH 89°57'15" EAST, A DISTANCE OF 140.00 FEET;
THENCE NORTH 00°02'45" EAST, A DISTANCE OF 3.00 FEET;
THENCE SOUTH 89°57'15" EAST, A DISTANCE OF 140.00 FEET;

THENCE SOUTH 90°00'00" EAST, A DISTANCE OF 15.40 FEET TO A POINT ON A
175.00 FOOT RADIUS NON-TANGENT CURVE, WHOSE CENTER BEARS NORTH
77°29'49" WEST;

THENCE SOUTHERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF
15°21'35", A DISTANCE OF 46.91 FEET;

THENCE SOUTH 27°51'46" WEST, A DISTANCE OF 40.32 FEET;
THENCE SOUTH 71°32'16" WEST, A DISTANCE OF 43.40 FEET;

THENCE SOUTH 24°13'10" WEST, A DISTANCE OF 35.00 FEET TO A POINT ON A
830.00 FOOT RADIUS NON-TANGENT CURVE, WHOSE CENTER BEARS SOUTH
24°13'10" WEST;

THENCE WESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF
62°24'30", A DISTANCE OF 904.06 FEET;

THENCE SOUTH 51°48'40" WEST, A DISTANCE OF 532.53 FEET TO A POINT ON A
2900.00 FOOT RADIUS NON-TANGENT CURVE, WHOSE CENTER BEARS SOUTH
51°58'49" WEST;

THENCE NORTHWESTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE
OF 01°15'35", A DISTANCE OF 63.76 FEET;

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Address: 4550 NORTH 12TH STREET, PHOENIX, AZ 85014

Phone: 602-264-6831

Fax: 602-264-0928





EXHIBIT A LEGAL DESCRIPTION

THENCE NORTH 50°43'13" EAST, A DISTANCE OF 65.00 FEET;
THENCE SOUTH 83°35'22" EAST, A DISTANCE OF 42.72 FEET;

THENCE NORTH 51°48'40" EAST, A DISTANCE OF 437.64 FEET TO THE BEGINNING
OF A TANGENT CURVE OF 865.00 FOOT RADIUS, CONCAVE SOUTHEASTERLY;

THENCE NORTHEASTERLY, ALONG SAID CURVE, THROUGH A CENTRAL ANGLE
OF 13°22'19", A DISTANCE OF 201.88 FEET;

THENCE NORTH 13°13'01" WEST, A DISTANCE OF 1142.84 FEET TO THE POINT OF
BEGINNING.

CONTAINING 657,807 SQUARE FEET OR 15.101 ACRES, MORE OR LESS.

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Address: 4550 NORTH 12TH STREET, PHOENIX, AZ 85014

Phone: 602-264-6831

Fax: 602-264-0928



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. 1182, ALORAVITA SOUTH PARCEL 4B.

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 18th day of June, 2024, the Mayor and Council of the City of Peoria adopted Resolution No. 2024-59; 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. 1182, 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. 1182 may be obtained by contacting Mr. Jeff Curran, Development & Engineering Director, City of Peoria, Arizona, 8401 West Monroe, Peoria, Arizona 85345, (623) 773-7249.

DATED AND SIGNED this _____ day of _____, 2024.

Jeff Curran, P.E.
Superintendent of Streets
City of Peoria, Arizona