

RESOLUTION NO. 2024-92

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 DISTRICT KNOWN AS THE CITY OF PEORIA STREETLIGHT IMPROVEMENT DISTRICT NO. 1192, VILLAGE I AT VISTANCIA, PARCEL I-1/2 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 19th day of November, 2024, the Mayor and Council of the City of Peoria, Arizona, passed and adopted Resolution No. 2024-91, 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. 1192; 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. 2024-91 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. 2024-91, 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. 2024-91 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. 2024-91 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. 2024-91; 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. 2024-91 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 19th day of November, 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. 2024-92
SLID 1192, Village I at Vistancia, Parcel I-1/2
November 19, 2024
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PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona, this 19th day of November, 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: _____

All that certain lot, tract, or parcel of land, situated in a portion of the Southwest Quarter of Section 11, and the Northwest Quarter of Section 14, Township 5 North, Range 1 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, and being more completely described as follows, to-wit:

COMMENCING at a 1" iron pipe with a GLO cap stamped "1922 S. 14, 15-1/4" for the West quarter corner of said Section 14.

THENCE North 00 deg. 15 min. 43 sec. East, a distance of 1,556.88 feet;

THENCE South 89 deg. 44 min. 17 sec. East, a distance of 73.42 feet, to a Point of Curvature of a circular curve to the right, having a radius of 2,500.00 feet, a central angle of 15 deg. 37 min. 07 sec., and being subtended by a chord which bears North 01 deg. 53 min. 28 sec. East – 679.38 feet, said point also being the **TRUE POINT OF BEGINNING**;

THENCE in a northerly direction along said curve to the right, a distance of 681.49 feet;

THENCE North 09 deg. 42 min. 01 sec. East tangent to said curve, a distance of 252.03 feet to a Point of Curvature of a circular curve to the left, having a radius of 1,247.68 feet, a central angle of 04 deg. 49 min. 02 sec., and being subtended by a chord which bears North 07 deg. 17 min. 30 sec. East - 104.87 feet;

THENCE in a northerly direction along said curve to the left, a distance of 104.90 feet;

THENCE South 89 deg. 25 min. 58 sec. East non-tangent to said curve, a distance of 134.87 feet to a Point of Curvature of a circular curve to the left, having a radius of 600.00 feet, a central angle of 56 deg. 04 min. 18 sec., and being subtended by a chord which bears North 62 deg. 31 min. 53 sec. East - 564.03 feet;

THENCE in a northeasterly direction along said curve to the left, a distance of 587.18 feet;

THENCE North 34 deg. 29 min. 44 sec. East tangent to said curve, a distance of 969.32 feet;

THENCE South 55 deg. 30 min. 16 sec. East, a distance of 35.00 feet;

THENCE North 34 deg. 29 min. 44 sec. East, a distance of 66.65 feet;
THENCE South 55 deg. 30 min. 16 sec. East, a distance of 307.60 feet;
THENCE South 39 deg. 46 min. 52 sec. East, a distance of 53.87 feet;
THENCE South 30 deg. 11 min. 30 sec. East, a distance of 304.48 feet;
THENCE South 16 deg. 00 min. 21 sec. East, a distance of 302.01 feet;
THENCE South 27 deg. 36 min. 09 sec. West, a distance of 156.18 feet;
THENCE South 21 deg. 07 min. 44 sec. East, a distance of 329.30 feet;
THENCE South 53 deg. 35 min. 21 sec. East, a distance of 174.84 feet;
THENCE South 11 deg. 14 min. 53 sec. East, a distance of 138.02 feet;
THENCE South 19 deg. 07 min. 51 sec. West, a distance of 510.14 feet;
THENCE South 21 deg. 13 min. 33 sec. East, a distance of 350.93 feet;
THENCE South 63 deg. 46 min. 33 sec. East, a distance of 297.07 feet;
THENCE South 18 deg. 16 min. 23 sec. East, a distance of 284.17 feet;
THENCE South 11 deg. 01 min. 53 sec. West, a distance of 270.40 feet;
THENCE North 78 deg. 58 min. 07 sec. West, a distance of 1,610.70 feet;
THENCE North 11 deg. 02 min. 26 sec. East, a distance of 99.99 feet;
THENCE North 78 deg. 57 min. 34 sec. West, a distance of 200.38 feet;
THENCE South 11 deg. 02 min. 26 sec. West, a distance of 99.99 feet;
THENCE North 78 deg. 57 min. 34 sec. West, a distance of 147.66 feet;
THENCE North 11 deg. 02 min. 26 sec. East, a distance of 74.65 feet;

THENCE North 00 deg. 00 min. 00 sec. East, a distance of 103.32 feet;

THENCE South 90 deg. 00 min. 00 sec. West, a distance of 75.06 feet;

THENCE North 30 deg. 35 min. 24 sec. West, a distance of 78.54 feet;

THENCE North 52 deg. 27 min. 19 sec. West, a distance of 68.96 feet;

THENCE North 37 deg. 25 min. 29 sec. West, a distance of 29.73 feet;

THENCE North 11 deg. 28 min. 04 sec. West, a distance of 66.50 feet;

THENCE North 36 deg. 01 min. 32 sec. West, a distance of 54.08 feet;

THENCE North 65 deg. 31 min. 41 sec. West, a distance of 61.90 feet;

THENCE South 83 deg. 58 min. 37 sec. West, a distance of 134.50 feet to the **POINT OF BEGINNING**, containing 4,056,499 square feet or 93.124 acres of land, more or less.

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. 1192, VILLAGE I AT VISTANCIA, PARCEL I-1/2.

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 19th day of November, 2024, the Mayor and Council of the City of Peoria adopted Resolution No. 2024-92; 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. 1192, 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. 1192 may be obtained by contacting Mr. Jeff Curan, Development & Engineering Director, City of Peoria, Arizona, 8401 West Monroe, Peoria, Arizona 85345, (623) 773-7691.

DATED AND SIGNED this _____ day of _____, 2024.

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