



BOARD OF SUPERVISORS AGENDA ITEM SUMMARY

Requested Board Meeting Date November 5, 2013

ITEM SUMMARY, JUSTIFICATION &/or SPECIAL CONSIDERATIONS: On March 18, 2008, County acquired the King 98 Ranch, which consisted of an outright purchase of 1,034 fee acres and an assignment of the Seller's Arizona State Land Department ("ASLD") Grazing Lease No. 05-2538 covering 2,773.99 acres of State Land (the "Lease"). The original term of the Lease, as assigned, expired on December 31, 2011. The Lease was then renewed by the County, in its own right, for an additional ten (10) year term which expires December 31, 2021. The King 98 Ranch, including the Lease land, is managed for the County by the Natural Resources Parks and Recreation Department ("Parks").

It has recently come to the attention of Parks personnel that an isolated 13 acre, triangle-shaped parcel located on the north side of Highway 86 is included in the Lease. The remaining 2,760.99 leased acres lie south of Highway 86. The 13 acre parcel has not been used by County nor does County intend to use it due to its size and isolated location. In addition, Parks has discovered that another local rancher's cattle have been drifting onto and grazing the 13 acre parcel. In order to keep those cattle off that parcel and avoid any potential liability therefor, County/Parks would need to expend substantial funds to fence off that parcel under Arizona's Open Range statute. Parks has discussed this matter with ASLD and ASLD has agreed to permit County to file an Application to Amend the Lease to exclude the subject 13 acre parcel from the Lease. The cost of the lease would neither increase nor decrease as a result of this Amendment.

STAFF RECOMMENDATION(S): *Staff recommends that the Pima County Board of Supervisors approve and execute the Application to Amend State Grazing Lease No. 05-2538 in order to reduce the total acreage covered by the Lease by 30 acres which are unusable and constitute a maintenance burden to the County.*

PIMA COUNTY COST: \$ -0- and/or REVENUE TO PIMA COUNTY: \$ -0-

FUNDING SOURCE(S): N/A
(i.e. General Fund, State Grant Fund, Federal Fund, Stadium D. Fund, etc.)

Advertised Public Hearing:

YES NO

Board of Supervisors District:

1 2 3 4 5 All

IMPACT:

IF APPROVED: County will file an Application to Amend with ASLD which, if approved by ASLD, will result in a reduction in the amount of acreage covered by ASLD Grazing Lease Number 05-2538. The Amendment will remove 13 acres of isolated land which is unusable to County from the Lease, reducing the total acreage from the current 2,773.99 acres to 2,760.99 acres.

IF DENIED: County will not file an Application to Amend with ASLD which, if approved by ASLD, will result in a reduction in the amount of acreage covered by ASLD Grazing Lease Number 05-2538. The Amendment will remove 13 acres of land which is unusable to County from the Lease, reducing the total acreage from the current 2,773.99 acres to 2,760.99 acres. County would then retain the expense and liability for maintenance and, potentially, fencing of those 13 acres which are of no effective use to County.

DEPARTMENT NAME: Real Property Services
CONTACT PERSON: Michael D. Stofko TELEPHONE NO.: 520-724-6667

RETURN TO:

ARIZONA STATE LAND DEPARTMENT
PUBLIC COUNTER
1616 WEST ADAMS
PHOENIX, ARIZONA 85007

SUBMIT NON-REFUNDABLE
FILING FEES
\$100 Standard

Commercial Leases:
Short Term: \$500
Long Term: \$1000

DEPARTMENTAL USE ONLY		ROLODEX # _____	
ACCOUNTING	T & C	RECOMMENDATION/INITIAL:	DATE:
Filing Fees:	Exam: _____	Approve _____	_____
Standard: \$100.00	Exam # _____	Deny _____	_____
Commercial Leases:	Int Title: _____	Reject _____	_____
Short Term: \$500	App Entry: _____	Withdraw _____	_____
Long Term: \$1000 (23)			

APPLICATION TO AMEND

Type or print in ink.

APPLICATION NO. 05-2538

COMPLETE ALL QUESTIONS, SIGN AND SUBMIT APPLICATION WITH NON-REFUNDABLE FILING FEE.

1. APPLICANTS:

PIMA COUNTY
Names(s)
ATTN: NRPR

3500 E. RIVER ROAD
Mailing Address

TUCSON AZ 85741
City State Zip

KERRY BALDWIN 520-877-6161 Kerry.Baldwin@pima.gov
Contact Person Phone No. Email Address (optional)

2. TYPE OF APPLICATION:

Amend Existing Lease or Permit

Other _____

3. REQUEST TO AMEND: Applicant hereby makes application to amend the above referenced application, Permit or Lease in accordance with the laws of the State of Arizona and the rules of the State Land Department for the following reason(s):

Amend the term to: _____

Relinquish land as indicated below.

Amend the conditions to: _____

Amend the purpose to: _____

Combine Permit or Lease Number(s): _____ into Application No. above.

Other reason(s): _____

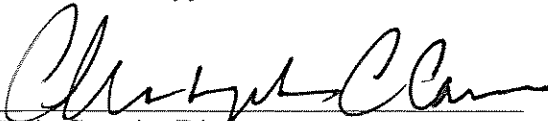
4. Legal description of land being relinquished:


TWN.	RNG.	SEC.	LEGAL DESCRIPTION	ACRES	COUNTY
<u>16S</u>	<u>9E</u>	<u>1</u>	<u>St. land lying North of Hwy 86</u>	<u>?</u>	<u>PIMA</u>
<u>16S</u>	<u>10E</u>	<u>6</u>	<u>St. land lying North of Hwy 86</u>	<u>?</u>	<u>PIMA</u>

SLD USE ONLY
CTY GRT PARCEL

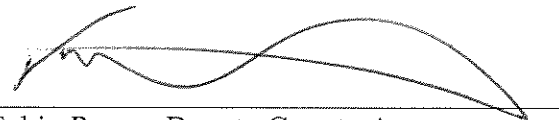
5. APPLICANT COMPLETE AND SIGN PAGE 2.

Recommended to the Board of
Supervisors for Approval:

By 
Chris Cawein, Director
Natural Resources Parks and Recreation

By 
Neil Konigsberg, Manager
Real Property Services

Approved as to form:


Tobin Rosen, Deputy County Attorney

Approved and accepted by Pima County
Board of Supervisors

Chairman, Board of Supervisors

Date

Attest:

Robin Brigode, Clerk of the Board

Date

ARIZONA STATE LAND DEPARTMENT ENVIRONMENTAL DISCLOSURE QUESTIONNAIRE

These two pages are part of the application - **DO NOT DETACH.**

The purpose of this questionnaire is to give the Department an opportunity to detect proposed land uses that may have potential environmental impacts and risks, and to consider these impacts and risks in the processing of the application.

If you have questions regarding this questionnaire, please contact the State Land Department, Environmental Section at (602) 542-2119. Other Federal, State, County and local agencies may also need to be contacted regarding environmental regulations.

PLEASE INDICATE BELOW THE TYPE(S) OF POTENTIAL ENVIRONMENTAL IMPACTS FROM YOUR CURRENT OR PROPOSED USE:

<u>YES</u>	<u>NO</u>	<u>WILL YOUR USE INVOLVE:</u>	<u>TYPE OF ENVIRONMENTAL IMPACT</u>
	<input checked="" type="checkbox"/>	<u>WASTE TIRES</u> The collection of waste tires? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>LEAD ACID BATTERIES</u> The sale and disposal of lead acid batteries? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>DISCHARGE IMPACTING GROUNDWATER</u> Generating a discharge that may potentially impact groundwater? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>PESTICIDES?</u> If yes, explain use: _____	
	<input checked="" type="checkbox"/>	<u>DRY WELLS?</u> If yes, ADEQ Registration #(s): _____	
	<input checked="" type="checkbox"/>	<u>POTABLE WATER (DRINKING WATER) SYSTEMS?</u> If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>WASTEWATER COLLECTION AND TREATMENT SYSTEMS</u> Wastewater collection and/or treatment? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>AIR CONTAMINANTS/AIR POLLUTION CONTROL</u> Air contaminant emissions? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>SOLID WASTE - GENERAL</u> Solid waste generation, transportation, treatment, recycling, storage or disposal? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>SOLID WASTE - MEDICAL WASTE</u> Medical waste generation, transportation, treatment, recycling, storage or disposal? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>SOLID WASTE - SEWAGE SLUDGE/SEPTAGE</u> (Septic Tank Waste) Sewage sludge/septage generation, transportation, treatment, storage, use or disposal? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>USED OIL</u> Used oil generation, transportation, storage, recycling, use, disposal, marketing or burning? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>RECYCLING ACTIVITIES?</u> If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>SPECIAL WASTE</u> Special waste (asbestos, motor vehicle shredding waste) generation, transportation, treatment, recycling, storage or disposal? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>HAZARDOUS WASTE GENERATOR</u> Generating hazardous waste? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>HAZARDOUS WASTE TREATMENT, STORAGE, OR DISPOSAL?</u> If yes, explain: _____	

(OVER)

<u>YES</u>	<u>NO</u>	<u>WILL YOUR USE INVOLVE:</u>	<u>TYPE OF ENVIRONMENTAL IMPACT</u>
	<input checked="" type="checkbox"/>	<u>HAZARDOUS WASTE TRANSPORTATION?</u> If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>UNDERGROUND STORAGE TANK (UST)?</u> If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>ABOVEGROUND STORAGE TANK (AST)?</u> If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>HAZARDOUS SUBSTANCES?</u> If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>CURRENTLY UNCLASSIFIED WASTE</u> Will your use involve currently unclassified waste containing the following? (A.R.S. §49-854). If yes, check appropriate waste category:	
		<input type="checkbox"/> Polychlorinated biphenyls (PCBs)	<input type="checkbox"/> Oil and gas exploration drilling muds
		<input type="checkbox"/> Incinerator ash	<input type="checkbox"/> Categorical industrial pretreatment sludge
		<input type="checkbox"/> Petroleum refining waste	<input type="checkbox"/> Radioactive waste
		<input type="checkbox"/> Slag and refractory material	<input type="checkbox"/> Uranium ore tailings
		<input type="checkbox"/> Precious metals recycling	<input type="checkbox"/> Industrial catalysts
		<input type="checkbox"/> Aluminum dross	<input type="checkbox"/> Industrial sands (excluding mining or mineral processing operation)
		<input type="checkbox"/> Petroleum contaminated soil	<input type="checkbox"/> Commercial/industrial septage
			<input type="checkbox"/> Used Antifreeze
			<input type="checkbox"/> Contaminated process equipment
			<input type="checkbox"/> Industrial Sludges
		If checked, explain waste generation process: _____	
	<input checked="" type="checkbox"/>	<u>SUPERFUND SITES</u> Is the State Trust land located in a National Priority List (NPL, Federal Superfund) area or in a Water Quality Assurance Revolving Fund (WQARF, State Superfund) study area?	
		If yes, NP or WQARF area name: _____	
	<input checked="" type="checkbox"/>	<u>LAND DISTURBANCE</u> If land disturbance will occur, will it be on previously undisturbed land? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>WATER WELLS</u> Are there open and/or abandoned water wells on the property? If yes, submit a site diagram showing location(s) and use(s).	
	<input checked="" type="checkbox"/>	<u>ADJACENT LAND USES</u> To the best of your knowledge, are adjacent lands subject to any of the above-referenced environmental impacts? If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>ON-SITE INSPECTION/ENVIRONMENTAL ASSESSMENT</u> To the best of your knowledge, has an on-site inspection and/or an environmental site assessment been performed at this location?	
		If yes, explain: _____	
	<input checked="" type="checkbox"/>	<u>PREVIOUS ENVIRONMENTAL IMPACT</u> To the best of your knowledge, has any environmental impact been reported previously to ADEQ?	
		If yes, explain: _____	

ADDITIONAL COMMENTS:

