



MEMORANDUM

PUBLIC WORKS ADMINISTRATION

DATE: May 30, 2013


TO: C. H. Huckelberry
County Administrator

FROM: Neil Konigsberg, Manager
Real Property Services

SUBJECT: Placement on the June 4, 2013 Board of Supervisor's Addendum to the Agenda

Real Property Services requests your approval for placement of this Petition to Annex Certain Real Property to the Metropolitan Domestic Water Improvement District of Pima County, Arizona on the June 4, 2013 Addendum to the Agenda.

APPROVED:



C.H. Huckelberry, County Administrator

c: John M. Bernal, Deputy County Administrator - Public Works



BOARD OF SUPERVISORS AGENDA ITEM SUMMARY

Requested Board Meeting Date June 4, Addendum

ITEM SUMMARY, JUSTIFICATION &/or SPECIAL CONSIDERATIONS:

1. Petition to Annex Certain Real Property to the Metropolitan Domestic Water Improvement District of Pima County, Arizona.

The annexation, if approved, would allow Metropolitan Domestic Water Improvement District to provide water service to new developments that are occurring along River Road between La Canada Drive and La Cholla Boulevard. The annexation area includes parcel 104-01-095A which is owned by Pima County. The Petition is seeking the approval of the majority of the property owners within the annexation area.

If the annexation is successful, undeveloped property within the annexation area will be able to obtain water service from the District. Signing the Petition does not require the current property owners within the annexation area to obtain water service from the District.

This sale has been reviewed and approved by appropriate County Staff.

Cost to Pima County: \$0.00

STAFF RECOMMENDATION(S): It is recommended that the Board of Supervisors approve and authorize the Chairman to execute the Petition to Annex Certain Real Property to the Metropolitan Domestic Water Improvement District of Pima County, Arizona.

PIMA COUNTY COST: \$0.00 and/or REVENUE TO PIMA COUNTY: \$0.00

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: State Statutes require that a Petition to Annex be signed by a majority of persons living within the annexation area. Signing the Petition will assist the Metropolitan Domestic Water Improvement District in obtaining the majority approval that is required for the annexation to succeed.

IF DENIED: State Statutes require that a Petition to Annex be signed by a majority of persons living within the annexation area. Not signing the Petition could make it more difficult for the Metropolitan Domestic Water Improvement District to obtain the majority approval that is required for the annexation to succeed.

DEPARTMENT NAME: Public Works Real Property Services

CONTACT PERSON: Marty Stickford TELEPHONE NO.: 724-6379

PETITION TO ANNEX CERTAIN REAL PROPERTY TO THE
METROPOLITAN DOMESTIC WATER IMPROVEMENT DISTRICT
OF PIMA COUNTY, ARIZONA
(A.R.S. § 48-903)

TO THE BOARD OF DIRECTORS OF THE METROPOLITAN DOMESTIC WATER
IMPROVEMENT DISTRICT OF PIMA COUNTY, ARIZONA:

The undersigned real property owner(s) being the owner(s) of the real property within the boundaries of the property to be annexed to the District as set forth in the legal description attached as Exhibit A and as shown on the attached map entitled Exhibit B (the "Property"), hereby petition the Board of Directors of the Metropolitan Domestic Water Improvement District (the "District") to take all action necessary to annex the Property pursuant to A.R.S. § 48-1014.

Pursuant to A.R.S. § 48-901 *et seq.*, the District was established on July 7, 1992, by Pima County Resolution No. 1992-119.

Any improvements made or to be made by the Property shall be related to the District's provision of water services to the Property. Annexation of the Property and expansion of the District's boundaries are necessary to enable the District to provide water services to the Property. The public convenience, necessity or welfare will be promoted by the annexation of the Property. The Property will be benefited by the annexation by the District.

The Property Owner(s) request that the Board of Directors of the District set this petition for hearing; direct that notice concerning the hearing be given in the manner prescribed in A.R.S. § 48-905; and enter a formal order declaring its findings, after consideration of any objections that may be made, establish the boundaries of the Property to be annexed to the District and declare the Property annexed to the District.

Pursuant to A.R.S. § 48-1014(C), should the petition be successful, the Property Owner(s) agree to pay any or all costs connected with the annexation proceedings should the District's Board of Directors so order.

EXHIBIT "A"

**METROPOLITAN DOMESTIC WATER IMPROVEMENT DISTRICT
ANNEXATION AREA**

PORTIONS OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER AND THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 15, TOWNSHIP 13 SOUTH, RANGE 13 EAST, GILA AND SALT RIVER MERIDIAN, PIMA COUNTY, ARIZONA, BEING MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION 15 (MARKED BY A FOUND 2-INCH PCDOT BRASS CAP SURVEY MONUMENT), FROM WHICH THE CENTER QUARTER OF SAID SECTION (MARKED BY A FOUND 2-INCH BRASS CAP SURVEY MONUMENT, WITH PUNCH) BEARS SOUTH 89°07'51" EAST, A DISTANCE OF 2593.98 FEET;

THENCE ALONG THE NORTH LINE OF SAID SOUTHWEST QUARTER, SOUTH 89°07'51" EAST, A DISTANCE OF 1572.02 FEET TO A FOUND ½-INCH REBAR WITH TAG "PLS 22245" BEING THE **POINT OF BEGINNING**;

THENCE CONTINUING SOUTH 89°07'51" EAST, A DISTANCE OF 971.95 FEET TO A FOUND ½-INCH REBAR WITH TAG "RLS 35543";

THENCE SOUTH 01°05'38" EAST, A DISTANCE OF 16.00 FEET TO A FOUND ½-INCH REBAR WITH TAG "RLS 35543";

THENCE NORTH 89°12'37" WEST, A DISTANCE OF 10.00 FEET TO A FOUND ½-INCH REBAR WITH TAG "RLS 35543";

THENCE SOUTH 01°13'12" EAST, A DISTANCE OF 120.00 FEET TO A FOUND ½-INCH REBAR WITH TAG "PLS 22245";

THENCE SOUTH 89°03'23" EAST, A DISTANCE OF 60.00 FEET TO A FOUND ½-INCH REBAR WITH TAG "PLS 22245" ON THE NORTH-SOUTH MID-SECTION LINE OF SAID SECTION 15;

THENCE ALONG SAID LINE, NORTH 01°11'58" WEST, A DISTANCE OF 59.26 FEET TO A FOUND 60D NAIL, NO TAG, ON THE SOUTH RIGHT-OF-WAY LINE OF ROLLER COASTER ROAD;

THENCE ALONG SAID RIGHT-OF-WAY, NORTH 88°59'05" EAST, A DISTANCE OF 150.00 FEET TO A POINT ON THE WEST LINE OF PASEO DEL RIO ACCORDING TO THE FINAL PLAT RECORDED IN BOOK 60, MAPS AND PLATS, PAGE 19, PIMA COUNTY RECORDS;

THENCE ALONG SAID WEST LINE, SOUTH 01°11'58" EAST, A DISTANCE OF 721.49 FEET;

THENCE SOUTH 88°48'02" WEST, A DISTANCE OF 150.00 FEET TO A FOUND ½-INCH REBAR WITH TAG "PLS 22245" ON THE NORTH-SOUTH MID-SECTION LINE OF SAID SECTION 15, AT ITS INTERSECTION WITH THE NORTH RIGHT-OF-WAY LINE OF RIVER ROAD;

THENCE SOUTHEASTERLY ALONG SAID RIGHT-OF-WAY, FOLLOWING A NON-TANGENT CURVE, CONCAVE TO THE NORTHEAST, WITH A RADIUS OF 2008.48 FEET, THROUGH A CENTRAL ANGLE OF 1°00'21" (THE CHORD OF WHICH BEARS SOUTH 46°21'28" EAST, A DISTANCE OF 35.26 FEET) WITH A RADIAL LINE IN OF NORTH 44°08'42" EAST AND A RADIAL LINE OUT OF SOUTH 43°08'21" WEST, FOR AN ARC LENGTH OF 35.26 FEET;

THENCE DEPARTING SAID RIGHT-OF-WAY, SOUTH 88°48'02" WEST, A DISTANCE OF 25.00 FEET TO A POINT ON THE NORTH-SOUTH MID-SECTION LINE OF SAID SECTION 15;

THENCE CONTINUING SOUTH 88°48'02" WEST, A DISTANCE OF 202.77 FEET TO A FOUND ½-INCH REBAR WITH TAG "PLS 22245" ON THE NORTH LINE OF A 50-FOOT ELECTRIC EASEMENT PER DOCKET 3799, PAGE 618, PIMA COUNTY RECORDS;

THENCE ALONG SAID LINE, NORTH 55°37'54" WEST, A DISTANCE OF 1144.92 FEET TO A FOUND ½-INCH REBAR WITH TAG "PLS 22245";

THENCE DEPARTING SAID LINE, NORTH 28°53'46" EAST, A DISTANCE OF 224.92 FEET TO THE **POINT OF BEGINNING**.

THE ABOVE DESCRIBED PARCEL CONTAINS 736,586 SQUARE FEET OR 16.91 ACRES OF LAND, MORE OR LESS.

Stantec Consulting accepts no liability for this description if it has been modified or reformatted in any way from its original format and content, or used for any purpose other than that for which it was originally intended.

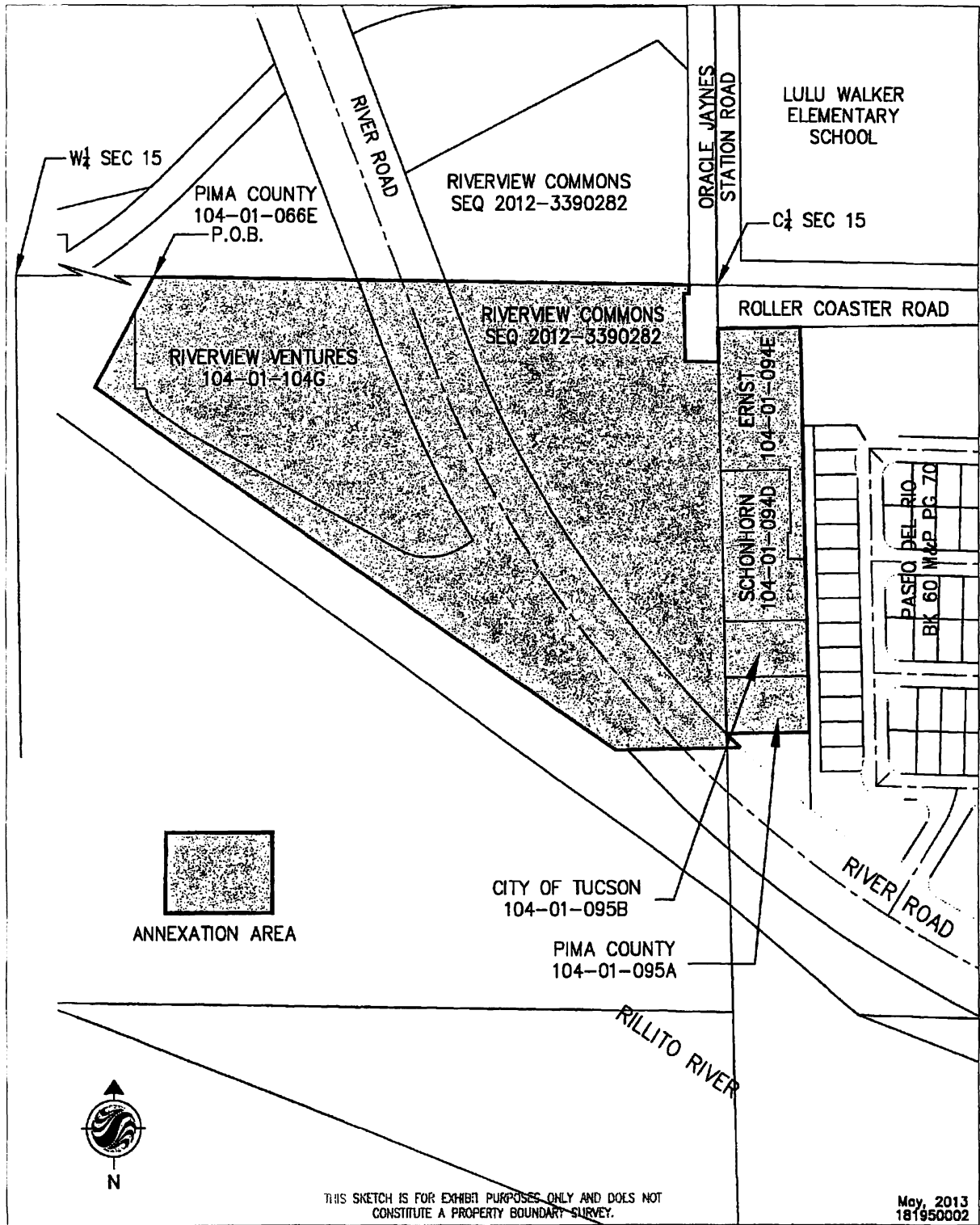
Prepared by: Peter D. Cote, RLS
Prepared on: May 13, 2013.
Prepared for and on behalf of: Stantec Consulting Services, Inc.
Project Number: 181950002



EXPIRES 3-31-2015

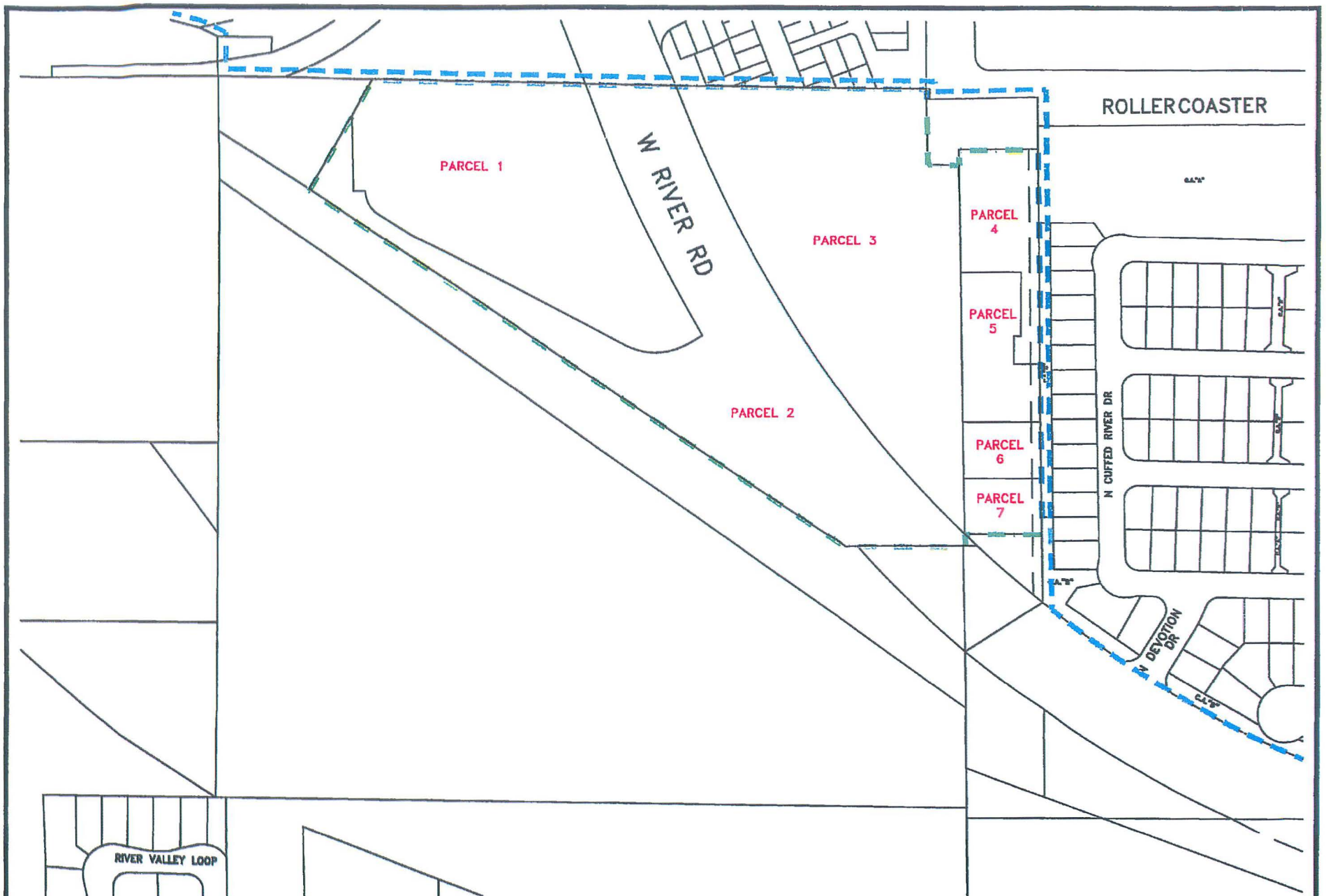
EXHIBIT "B"

LogInName: dhl ~Date: 04/19/13 ~Drawing: W:\active\181950002\survey\drawing\riverview annexation_legal_exhibit.dwg



Metro Water District Annexation Area

A portion of Section 15, Township 13 South, Range 13 East, G&SRM
Pima County, Arizona



- - - - - EXISTING METRO WATER DISTRICT BOUNDARY
 - - - - - PROPOSED ANNEXATION AREA BOUNDARY

EXHIBIT B-1 ANNEXATION PROPERTIES



05/07/13

SCALE: N.T.S.

PAGE 1 OF 1

PETITION SIGNATURE(S)

Property Owner(s)

[SEE NEXT PAGE FOR SIGNATURES]

Print Name

Print Name

Signature

Signature

1784 W. River Road
Address

Address

Property Description: Pima County

Pima County Tax Parcel Number: 10401095A - Parcel 7 per Exhibit B-1 of the Petition to
Annex Certain Real Property to the Metropolitan Domestic Water Improvement District

Date

State of _____)

)ss

County of _____)

This document was acknowledged before me this ____ day of _____, 2013.

Notary Public

My commission expires:


ATTEST: GRANTOR: Pima County, a political subdivision
of the State of Arizona

**GRANTOR: Pima County, a political subdivision
of the State of Arizona**

Robin Brigode,
Clerk of the Board

By: _____
Ramon Valadez, Chairman, Pima County
Board of Supervisors

APPROVED AS TO FORM:



Tobin Rosen
Deputy County Attorney

STATE OF ARIZONA)
) ss
COUNTY OF PIMA)

The foregoing instrument was acknowledged before me this ____ day of _____, 2013, by Ramon Valadez as Chairman of the Pima County Board of Supervisors for Pima County, a political subdivision of the State of Arizona.

(Seal)

Notary Public