



**BOARD OF SUPERVISORS AGENDA ITEM REPORT**

Requested Board Meeting Date: March 21, 2017

**Title:** Resolution No. 2017-\_\_\_\_ providing for the vacation and abandonment of portions of William Carey Street and SG Posey Street. File # A-0019

**Introduction/Background:**

The abandonment applicant, Title Security Agency, LLC, as Trustee under Trust No. 201533 has requested an abandonment of a portion of William Carey Street and SG Posey Street, a planned development roadway lying within Section 14, Township 17, Range 15 G&SRM, Pima County, Arizona, as shown on attached Location Map.

**Discussion:**

The subject roadways were dedicated to Pima County per plat recorded in 1964 in Book 17 of Maps and Plats at Page 51 and amended per Sequence No. 20170380375 in 2017. These roadways have never been built and the applicant is requesting the abandonment to allow for the reorientation of alignment of William Carey Street and SG Posey Street thereby eliminating the cul-de-sac bulges.

**Conclusion:**

This abandonment request has been reviewed and approved by appropriate County staff and applicable utility companies and no properties will be left without public or private legal access and existing utility easements will be reserved. County has determined that the subject roadway is not needed for public use and shall be vacated upon conveyance to the applicant. County DOT further requests waiver of the \$5000 application fee due to the benefit to the County of the modified plat, which will eliminate the cul-de-sac bulges.

**Recommendation:**

Staff recommends that the Pima County Board of Directors approve Resolution No. 2017-\_\_\_\_\_.

**Fiscal Impact:**

Pima County will be removed from liability and have no maintenance responsibilities toward the subject roadway.

**Board of Supervisor District:**

- 1                       2                       3                       4                       5                       All

Department: Public Works-Real Property Services Telephone: 724-6379

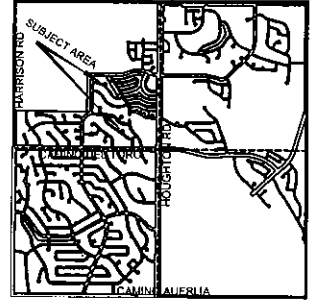
Department Director Signature/Date: [Signature] 3-3-17

Deputy County Administrator Signature/Date: [Signature] 3/6/17

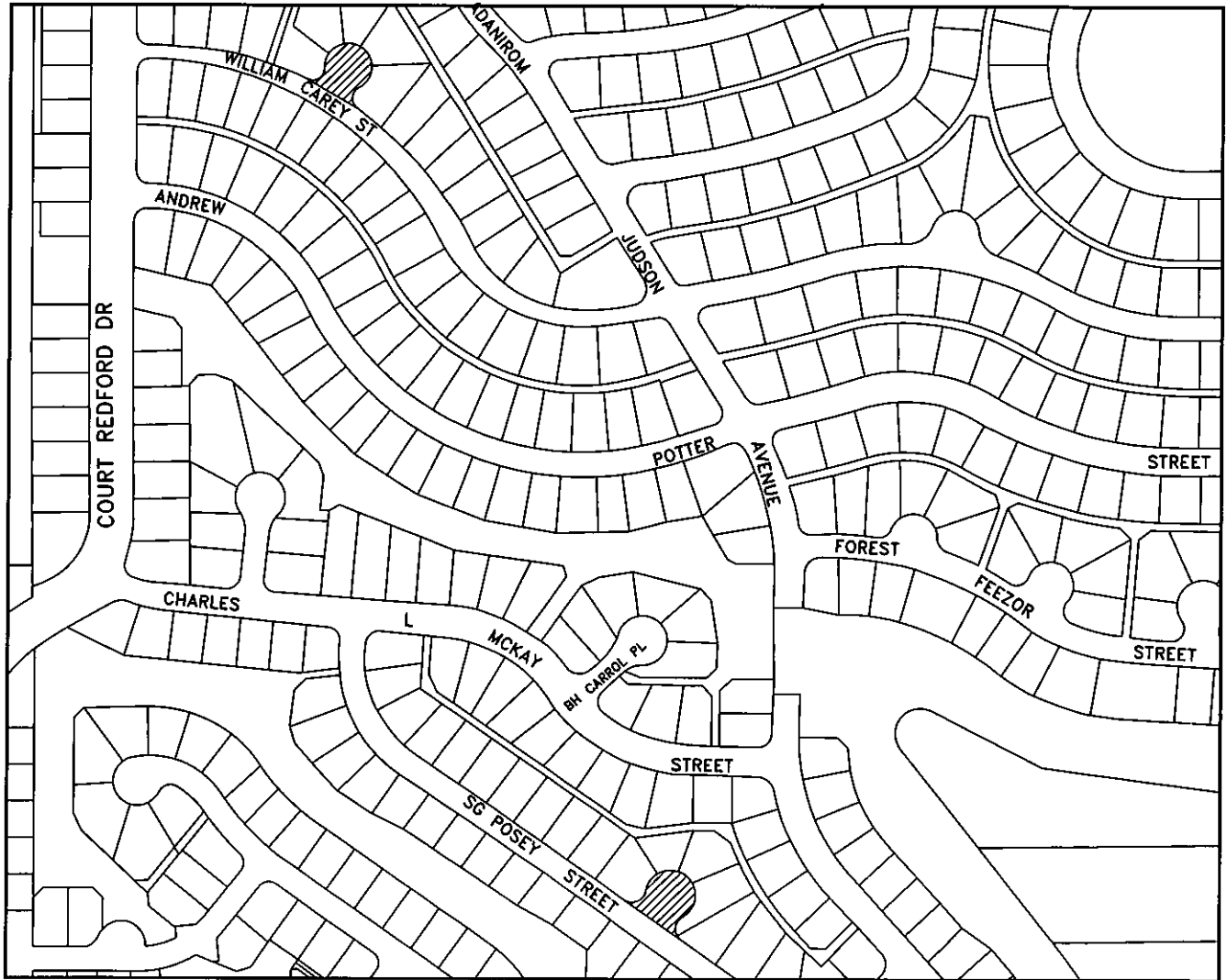
County Administrator Signature/Date: C. DeLubau 3/7/17

# Location Map NEW TUCSON UNIT NO. 5 (LOTS 1-312)

TOWNSHIP 17  
RANGE 15  
SECTION 14



SEC 14 G&SRM  
PIMA COUNTY, ARIZONA



SUBJECT AREAS "To be Abandoned"



17017

PIMA COUNTY DEPARTMENT OF TRANSPORTATION  
ENGINEERING INFORMATION MANAGEMENT

DRAWING NOT TO SCALE

DRAWN BY: S. BUTLER

DATE: FEB 2017

RESOLUTION NO. 2017 - \_\_\_\_\_

**RESOLUTION OF THE PIMA COUNTY BOARD OF SUPERVISORS  
FOR THE VACATION OF PORTIONS OF WILLIAM CAREY STREET,  
AND SG POSEY STREET, A PLANNED DEVELOPMENT ROADWAY  
AS PIMA COUNTY ROAD ABANDONMENT NO. A-0019 WITHIN  
SECTION 14, TOWNSHIP 17 SOUTH, RANGE 15 EAST, G&SRM,  
PIMA COUNTY, ARIZONA**

**The Board of Supervisors of Pima County, Arizona finds:**

1. An application has been received by Pima County for the vacation of a portion of William Carey Street and SG Posey Street, a public roadway, in New Tucson Unit No. 5, a planned development and subdivision recorded in Book 17, at Page 51, of Maps and Plats, said roadway being more particularly described and depicted in attached **Exhibits "A" and "B"** (the "Roadway").
2. The Roadway was created by subdivision plat dedication, has never been constructed, and is not needed for public use pursuant to A.R.S. §§ 28-7202 and 28-7215(B).
3. The Roadway may be disposed of by vacation to Title Security Agency, LLC, a Delaware limited liability company, as Trustee Under Trust No. 201533 ("Grantee") pursuant to A.R.S. § 28-7205 and A.R.S. § 28-7215(B).

**NOW, THEREFORE, BE IT RESOLVED,**

The public roadway described and depicted in **Exhibits "A" and "B"** will be disposed of by vacation by Quit Claim Deed to Grantee, without compensation, in accordance with A.R.S. § 28-7205 and A.R.S. § 28-7215(B), reserving any and all rights-of-way or easements for water, electric, telephone, sewer and similar lines, which shall continue as they existed prior to this conveyance.

Upon recordation of the Quit Claim Deed, the subject roadway shall be deemed to be vacated and title shall vest in the Grantee.

Passed and adopted, this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Chair, Pima County Board of Supervisors

ATTEST:

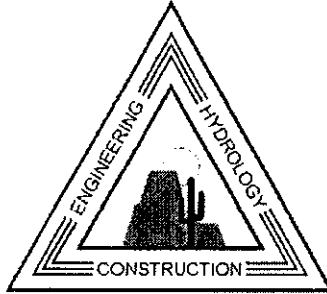
\_\_\_\_\_  
Clerk of the Board

APPROVED AS TO FORM

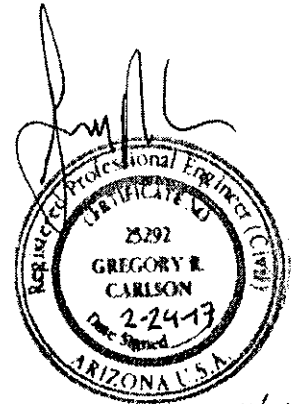


\_\_\_\_\_  
Deputy County Attorney  
**ANDREW FLAGG**

BOS Approval: 03/21/2017	S14/T17S/R15E	File A-0019	Agent: TM
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**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**RIGHT-OF-WAY ABANDONMENT**

All that portion of the public street right-of-way for the William Carey Street cul-de-sac per plat for New Tucson, Unit 5, Lots 1-312 Book 17, Page 51, as shown on attached page 2, and more particularly described as follows:

Commencing at the southwest corner of Lot 26, said corner being coincident with the north right-of-way of William Carey Street;

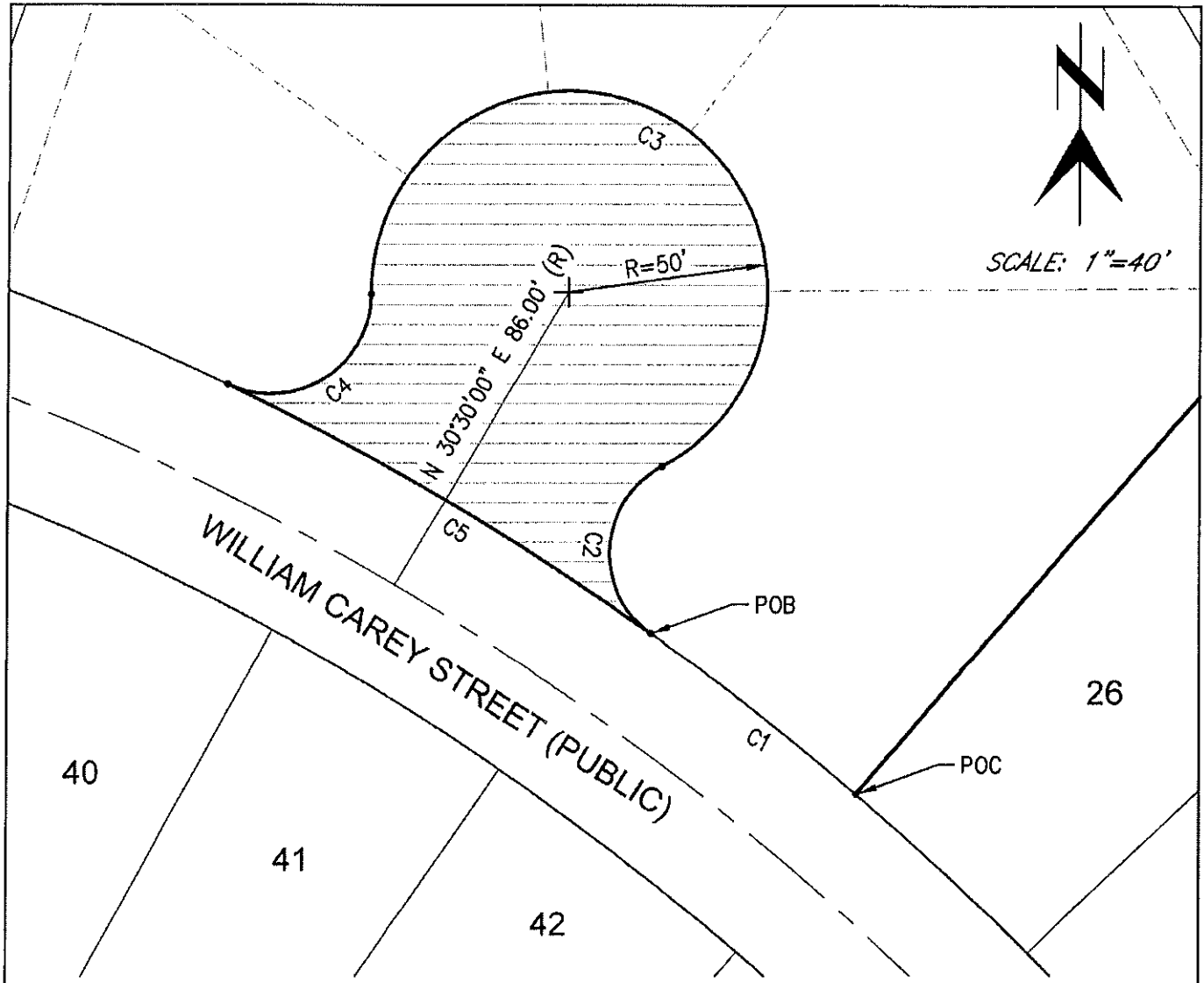
Thence northwesterly along the north right-of-way of William Carey Street, on a curve concave to the southwest, along the arc of said curve, having a radius of 720.00 feet and an internal angle of  $04^{\circ}43'25''$ , for an arc length of 65.67 feet to a point of reverse curve, said point being the **POINT OF BEGINNING**;

Thence continuing along the right-of-way for the William Carey Street cul-de-sac, along the arc of a tangent curve, said curve being concave to the east, having a radius of 25.00 feet and an internal angle of  $116^{\circ}11'04''$ , for an arc length of 50.70 feet to a point of reverse curvature;

Thence continuing along the right-of-way for the William Carey Street cul-de-sac, along the arc of a tangent curve, said curve being concave to the southwest, having a radius of 50.00 feet and an internal angle of  $242^{\circ}15'22''$ , for an arc length of 211.39 feet to a point of reverse curvature;

Thence continuing along the right-of-way for the William Carey Street cul-de-sac, along the arc of a tangent curve, said curve being concave to the northwest, having a radius of 25.00 feet and an internal angle of  $116^{\circ}11'04''$ , for an arc length of 50.70 feet to a point of cusp;

Thence along the arc of a curve, said curve being concave to the southwest, having a radius of 720.00 feet and an internal angle of  $09^{\circ}53'14''$ , for an arc length of 124.25 feet returning to the **POINT OF BEGINNING**.



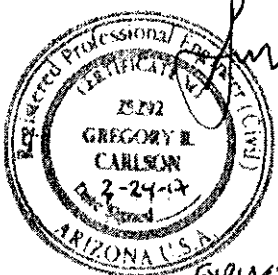
**LEGEND**

- C - CALCULATED VALUE
- R - RECORDED VALUE
- POC - POINT OF COMMENCEMENT
- POB - POINT OF BEGINNING

**CURVE DATA TABLE**

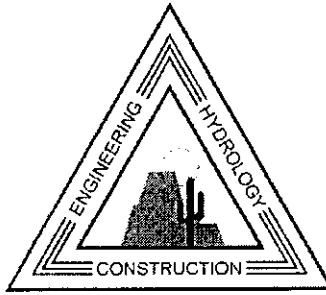
CURVE	DELTA	RADIUS	ARC LENGTH
C1	04°43'25"	720.00'	65.67'
C2	116°11'04"	25.00'	50.70'
C3	242°15'22"	50.00'	211.39'
C4	116°11'04"	25.00'	50.70'
C5	09°53'14"	720.00'	124.25'

- WILLIAM CAREY CUL-DE-SAC=9,430 SF±

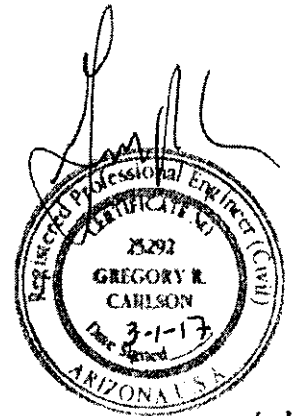


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 DESIGNED BY: GRC      DRAFTED BY: JLF

DEPICTION OF EXHIBIT "A"  
 RIGHT-OF-WAY ABANDONMENT  
 WILLIAM CAREY CUL-DE-SAC  
 A PORTION OF NEW TUCSON, UNIT 5  
 LOTS 1 THRU 312, BK. 17 PG. 51  
 OF MAPS & PLATS  
 SCALES: HORIZ: 1"=40'      JOB NO. 15-049  
 CHECKED BY: GRC      DATE: FEBRUARY, 2017



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EXPIRES 6-30-17

**EXHIBIT "B"**  
**LEGAL DESCRIPTION**  
**RIGHT-OF-WAY ABANDONMENT**

All that portion of the public street right-of-way for the SG Posey Street cul-de-sac per plat for New Tucson, Unit 5, Lots 1-312 Book 17, Page 51 as shown on attached Page 2, and more particularly described as follows:

Commencing at the southeast corner of Lot 217, said corner being coincident with the north right-of-way of SG Posey Street;

Thence southeasterly along the north right-of-way line of SG Posey Street, at a bearing of S 54°58'53" E, for a distance of 84.56 feet, to the point of curvature for the SG Posey Street cul-de-sac, said point being the **POINT OF BEGINNING**;

Thence continuing along the right-of-way for the SG Posey Street cul-de-sac, along the arc of a tangent curve, said curve being concave to the northwest, having a radius of 25.00 feet and an internal angle of 122°13'52", for an arc length of 53.33 feet to a point of reverse curvature;

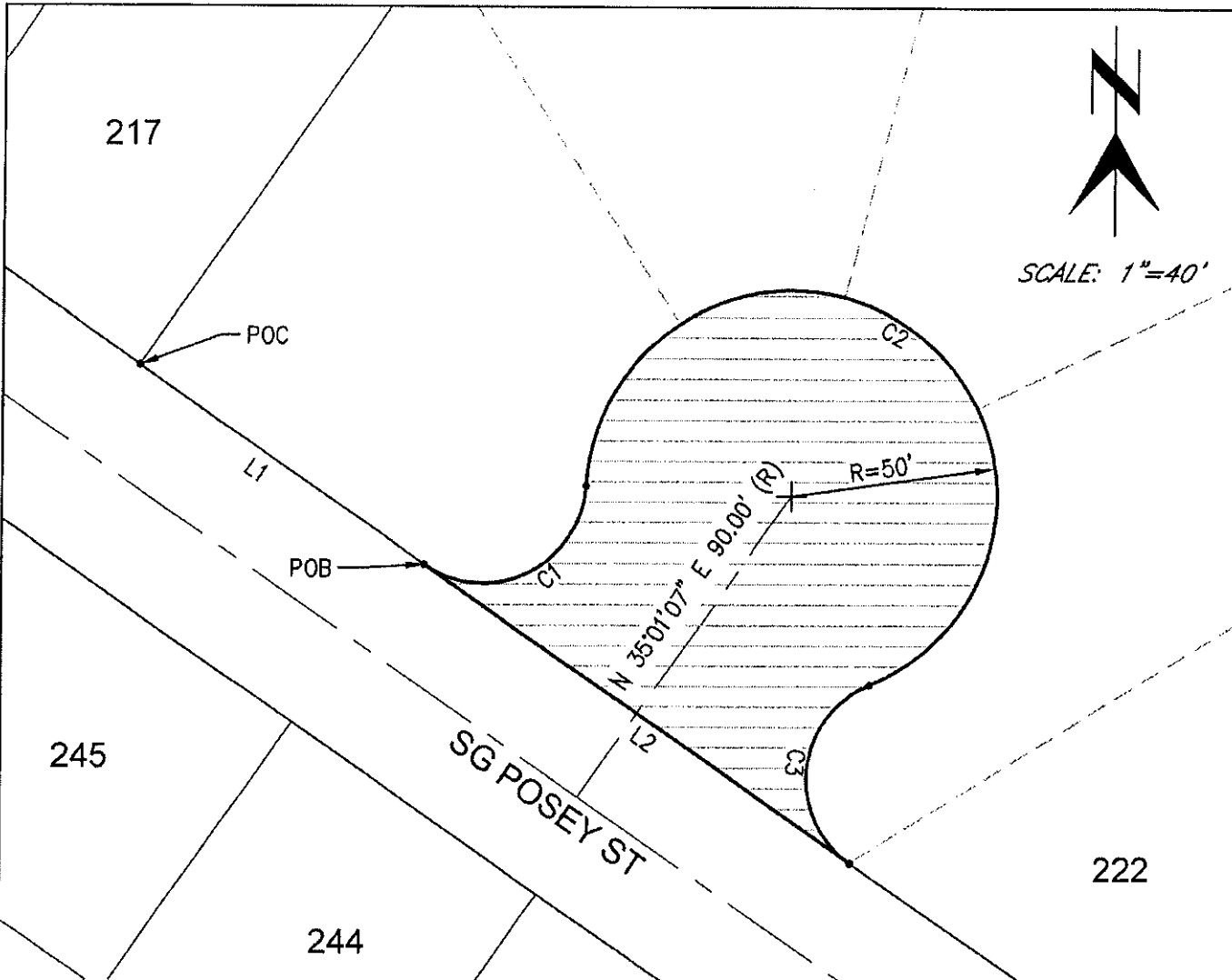
Thence continuing along the right-of-way for the SG Posey Street cul-de-sac, along the arc of a tangent curve, said curve being concave to the southwest, having a radius of 50.00 feet and an internal angle of 244°27'43", for an arc length of 213.28 feet to a point of reverse curvature;

Thence continuing along the right-of-way for the SG Posey Street cul-de-sac, along the arc of a tangent curve, said curve being concave to the southeast, having a radius of 25.00 feet and an internal angle of 122°13'52", for an arc length of 53.33 feet to a point of cusp;

Thence northwesterly along the north right-of-way line of SG Posey Street, at a bearing of N 54°58'53" W, for a distance of 126.89 feet, to the point of curvature for the SG Posey Street cul-de-sac, said point being the **POINT OF BEGINNING**.



SCALE: 1"=40'



**LEGEND**

- C - CALCULATED VALUE
- R - RECORDED VALUE

POC - POINT OF COMMENCEMENT

POB - POINT OF BEGINNING

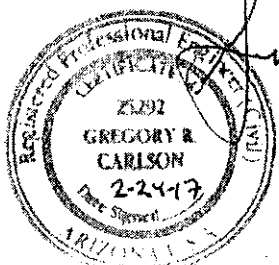
- SG POSEY CUL-DE-SAC=9,710 SF±

**LINE DATA TABLE**

LINE	BEARING	DISTANCE
L1	S 54°58'53" E (R)	84.56' (R)
L2	S 54°58'53" E (C)	126.89' (C)

**CURVE DATA TABLE**

CURVE	DELTA	RADIUS	ARC LENGTH
C1	122°13'52"	25.00'	53.33'
C2	244°27'43"	50.00'	213.28'
C3	122°13'52"	25.00'	53.33'



EXPIRES 6-30-17

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**DEPICTION OF EXHIBIT "B"**  
**RIGHT-OF-WAY ABANDONMENT**  
**SG POSEY CUL-DE-SAC**  
 A PORTION OF NEW TUCSON UNIT 5,  
 LOTS 1 THRU 312, BK. 17 PG. 51  
 OF MAPS & PLATS

SCALE: HORIZ: 1"=40' JOB NO. 16-017

DESIGNED BY: GRC DRAFTED BY: JLF CHECKED BY: GRC DATE: FEBRUARY, 2017