



BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: August 7, 2018

Title: Public hearing on establishment of DeAnza Domestic Water Improvement District

Introduction/Background:

On June 28, 2018, a petition was filed with the Clerk of the Board requesting the establishment of a domestic water improvement district in the undeveloped area west of I-10 and Avra Valley Road. The petition requests the formation of the DeAnza Domestic Water Improvement District in order to construct, operate and maintain a domestic water system. According to A.R.S. §48-906, the Board of Supervisors set August 7, 2018, as the date for the public hearing on establishment of the district. The hearing must be within 40 days from when the petition was submitted.

Discussion:

Resolution 2008-208 authorized a development agreement between Pima County, Pima County Flood Control District and I-10 Avra Valley Mining and Development L.L.C. concerning a 100 acre property located at the southwest corner of Avra Valley Road and Interstate 10, within an unincorporated island surrounded by the Town of Marana. As part of the development agreement, the developer dedicated more than half of the property to the County and Pima County Flood Control District, including property within the Santa Cruz River, property along the Santa Cruz River Levee, property for the wildlife corridor and an easement for a future trail along the river. An amendment to the development agreement, Resolution No. 2013-119 was approved regarding the development of this land. I-10 Avra Valley Mining and Development, L.L.C. and three other property owners have requested the establishment of a domestic water improvement district. Pima County and Pima County Flood Control District have properties within the proposed District's boundaries. Notice of the Hearing on Establishment was published and mailed to all property owners according to A.R.S. §48-905. At the public hearing, pursuant to A.R.S. §48-906, the Board of Supervisors hears and considers all objections to the proposed District. If any objections are filed and are overruled, and if the Board determines that there are sufficient signatures on the petition, then the Board may pass and adopt Resolution 2018-____, which sets the District boundaries and establishes the District, and then appoints the initial Board of Directors for the District. As the board members' terms expires, new board members are elected pursuant to A.R.S. §§ 16-211 and 48-1012.

Conclusion:

A.R.S. §48-906 requires the Board to hold a public hearing on establishment of the DeAnza Domestic Water Improvement District, hear all objections, and determine if the petition is sufficient for establishment.

Recommendation:

The Finance and Risk Management staff recommends that the Board hold the public hearing on the establishment of the proposed DeAnza Domestic Water Improvement; and upon finding that the petition is sufficient, pass and adopt Resolution No. 2018-____, which establishes the District, sets the District boundaries and appoints the initial Board of Directors for the District.

Fiscal Impact:

None

Board of Supervisor District:

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2

3

4

5

All

Department: Finance and Risk Management

Telephone: 724-3669

Contact: Michelle Campagne

Telephone: 724-8410

Department Director Signature/Date:

Michelle Campagne 7-19-18

Deputy County Administrator Signature/Date:

Tom Zwick 7-19-18

County Administrator Signature/Date:

C. DeLuca 7/23/18

RESOLUTION NO. 2018-_____

**RESOLUTION AND ORDER ESTABLISHING THE
DEANZA DOMESTIC WATER IMPROVEMENT DISTRICT
OF PIMA COUNTY, ARIZONA**

WHEREAS, petitions were filed with the Clerk of the Board of Supervisors of Pima County, Arizona, requesting the establishment of a domestic water improvement district to be known as the DeAnza Domestic Water Improvement District of Pima County, Arizona (the "District"), pursuant to Arizona Revised Statutes Title 48, Chapter 6; and

WHEREAS, the Board of Supervisors finds that the petition has been signed by a majority of the property owners within the proposed District and that notice of the hearing on the establishment of the proposed District was given pursuant to A.R.S. § 48-905; and

WHEREAS, after holding a public hearing and having heard all interested property owners on all matters relating to the establishment of the proposed District, the Board finds that the public convenience, necessity and welfare will be promoted by the establishment of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA, that a domestic water improvement district is hereby organized under the name DeAnza Domestic Water Improvement District of Pima County, Arizona, by which name it shall be known in all proceedings hereafter;

That the legal description and the boundaries of the District are as set forth on the attached Exhibits.

Pursuant to A.R.S. §§ 48-903 and 48-1012, the Board hereby approves and appoints the following persons as the initial Board of Directors of said District:

1. Thomas M. Parsons
2. R. Scott Lewis
3. Jim Briggs

The Board hereby directs that a copy of this Resolution be recorded in the office of the Pima County Recorder, and that the Clerk mail a copy of this order to the Department of Revenue and to the County Assessor of this County pursuant to Arizona Revised Statutes § 42-17257.

PASSED AND ADOPTED BY THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA ON

Chairman

ATTEST:

Clerk

Approved as to form:



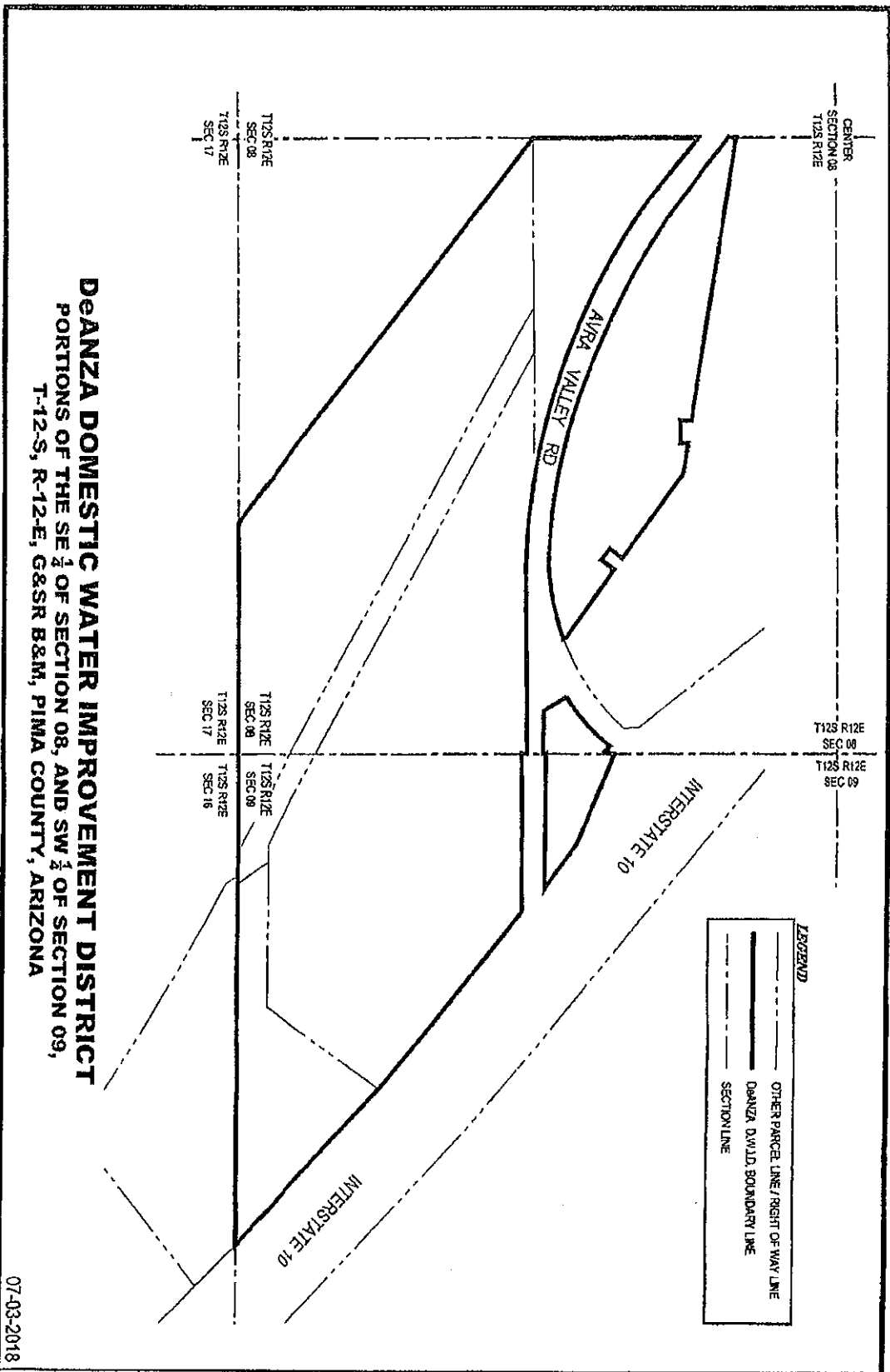
Deputy County Attorney

REGINA NASSEN

Attachment: Exhibits (tax parcel numbers and boundary map)

Tax Parcel Numbers

Parcel No.	Name
226-01-032A	I-10 AVRA VALLEY MINING & DEVELOPMENT LLC
226-01-006A	LEWIS HOLDINGS LLC
226-01-0290	NNK LLC
226-01-0280	STEWART TITLE & TRUST TR 0316
226-01-0310	STEWART TITLE & TRUST TR 0316
226-01-0190	PIMA COUNTY FLOOD CONTROL DISTRICT
226-01-0200	PIMA COUNTY FLOOD CONTROL DISTRICT
226-01-0210	PIMA COUNTY FLOOD CONTROL DISTRICT
226-01-0180	PIMA COUNTY FLOOD CONTROL DISTRICT
226-01-0220	PIMA COUNTY FLOOD CONTROL DISTRICT
226-01-0230	PIMA COUNTY
226-01-0250	PIMA COUNTY
226-01-0280	PIMA COUNTY FLOOD CONTROL DISTRICT
226-01-0270	PIMA COUNTY FLOOD CONTROL DISTRICT
226-01-032B	PIMA COUNTY FLOOD CONTROL DISTRICT
226-01-032C	PIMA COUNTY FLOOD CONTROL DISTRICT
226-01-032D	PIMA COUNTY



07-03-2018
 NORTH
 1" = 400'
 SHEET 1 OF 1

PRC-COG
 4555 N. FLOWING WELLS ROAD, TUCSON, ARIZONA 85705
 PHONE 520.692.1999

D.W.I.D. EXHIBIT
 I-10 AND AVRA VALLEY ROAD
 PIMA COUNTY, ARIZONA