



BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: January 2, 2018

Resolution No. 2018-_____ providing for the vacation and abandonment of portions of Iberia Avenue and Portugal Avenue
File A-0023

Introduction/Background:

The abandonment applicant, Diablo Village Estates, LLC has requested an abandonment of portions of Iberia and Portugal Avenues, a planned development roadway lying within Section 16, Township 15, Range 12 G&SRM, Pima County, Arizona, as shown on attached Location Map

Discussion:

The subject roadways were dedicated to Pima County per plat recorded on December 31, 1976 in Book 28 of Maps and Plats at Page 33. These roadways have never been built and the applicant is requesting the abandonment to allow for re-plat of the undeveloped portion of the Subdivision. The abandonment will also include the release of portions of adjacent utility easements.

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. Portions of the existing utility easements will be released and included in a re-plat of the subdivision. 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. 2018-_____.

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: Real Property Services Telephone: 724-6309

Contact: Tim Murphy Telephone: 724-6379

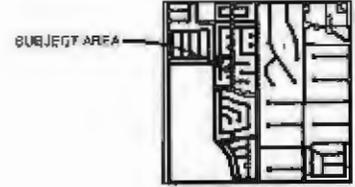
Department Director Signature/Date: [Signature] 12/20/2017

Deputy County Administrator Signature/Date: [Signature] 12/22/17

County Administrator Signature/Date: C. R. [Signature] 12/22/17

DIABLO VILLAGE ESTATES (1-511)

SECTION 16
TOWNSHIP 15 SOUTH
RANGE 12 EAST



SECTION 16
G&SRM PIMA COUNTY, ARIZONA



 SUBJECT AREAS TO BE ABANDONED



PIMA COUNTY DEPARTMENT OF TRANSPORTATION
ENGINEERING INFORMATION MANAGEMENT

DRAWING NOT TO SCALE

DRAWN BY: SBRUTLER

DATE: DEC 2017

A-0023

RESOLUTION NO. 2018 - _____

**RESOLUTION OF THE PIMA COUNTY BOARD OF SUPERVISORS
FOR THE VACATION OF PORTIONS OF IBERIA AND PORTUGAL
AVENUES, A PLANNED DEVELOPMENT ROADWAY AS PIMA
COUNTY ROAD ABANDONMENT NO. A-0023 WITHIN SECTION 16,
TOWNSHIP 15 SOUTH, RANGE 12 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 portions of Iberia and Portugal Avenues, a public roadway, in Diablo Village Estates (1-511), a planned development and subdivision recorded in Book 28, at Page 33, of Maps and Plats, said roadway being more particularly described and depicted in attached **Exhibits "A", "B" and "C"**(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, as Trustee under Trust No. 201706-S ("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", "B" and "C"** 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).

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 _____, 2018.

Chair, Pima County Board of Supervisors

ATTEST:

Clerk of the Board

APPROVED AS TO FORM



Deputy County Attorney

ANDREW FLAGG

BOS Approval: 01/02/2018	S16/T15S/R12E	File A-0023	Agent: TM
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EXHIBIT A**LEGAL DESCRIPTION
IBERIA AVENUE RIGHT-OF-WAY: PARTIAL ABANDONMENT**

Description of a public right-of-way to be abandoned, namely a portion of Iberia Avenue, as dedicated in the final plat of Diablo Village Estates, recorded in Book 28, Maps and Plats, Page 33, Pima County Records and being situated within the Northwest Quarter of Section 16, Township 15 South, Range 12 East, Gila and Salt River Meridian, Pima County, Arizona, being more particularly described as follows:

All that portion of Iberia Avenue lying West of the below-described line.

COMMENCING at the centerline intersection of Calle Aragon with Iberia Avenue, from which the centerline intersection of Calle Aragon with Portugal Avenue bears South 89°57'51" West, a distance of 359.00 feet, being the record value per said final plat;

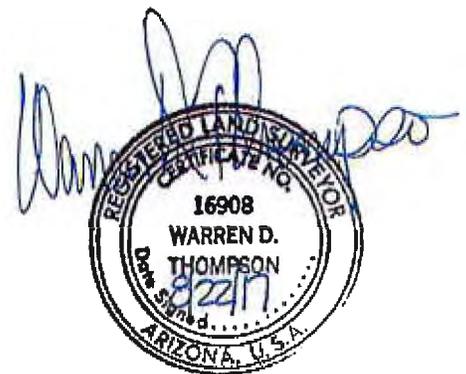
THENCE along the centerline of said Iberia Avenue, South 00°02'09" East, a distance of 225.62 feet;

THENCE South 89°57'51" West, a distance of 30.00 feet to the **POINT OF BEGINNING** on the West right-of-way line of said Iberia Avenue;

THENCE along said West line, South 00°02'09" East, a distance of 115.26 feet to the **POINT OF TERMINATION** of said described line.

Disclaimer: 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.

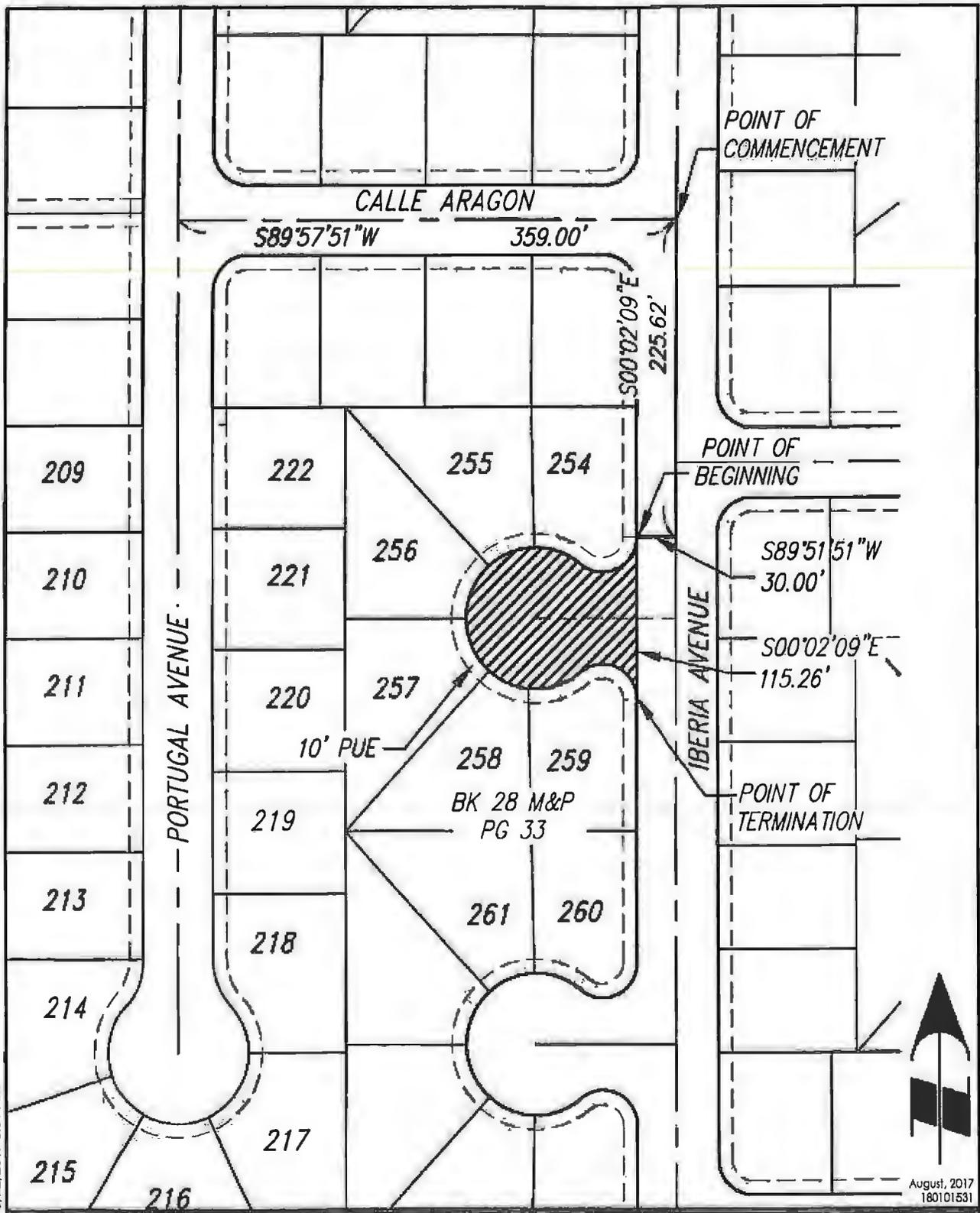
Prepared by Warren D. Thompson
Prepared on August 15, 2017
Prepared for and on behalf of Stantec Consulting Inc.
Project Number: 180101531



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August, 2017
180101531



5151 E. Broadway Blvd., Suite 400
Tucson, AZ 85711

Client/Project
IBERIA AVENUE
BOOK 28 M&P PAGE 33
Sec 16 T15S R12E G&SRM

Figure No.

10

Title

Right-of-Way Abandonment
Description Exhibit A

EXHIBIT "B"**LEGAL DESCRIPTION
PORTUGAL AVENUE RIGHT-OF-WAY: PARTIAL ABANDONMENT**

Description of a public right-of-way to be abandoned, namely a portion of Portugal Avenue, as dedicated in the final plat of Diablo Village Estates, recorded in Book 28, Maps and Plats, Page 33, Pima County Records and being situated within the Northwest Quarter of Section 16, Township 15 South, Range 12 East, Gila and Salt River Meridian, Pima County, Arizona, being more particularly described as follows:

All that portion of Portugal Avenue situated between the below-described line and the South end of the cul-de-sac located North of Lot 216, per said final plat.

COMMENCING at the centerline intersection of Calle Aragon with Portugal Avenue, from which the centerline intersection of Calle Aragon with Iberia Avenue bears North 89°57'51" East, a distance of 359.00 feet, being the record value per said final plat;

THENCE South 89°57'51" West, a distance of 25.00 feet to a point on the West right-of-way line of said Portugal Avenue;

THENCE along said West line, South 00°02'09" East, a distance of 145.36 feet to the **POINT OF BEGINNING**;

THENCE North 89°57'51" East a distance of 50.00 feet to the **POINT OF TERMINATION** of said described line.

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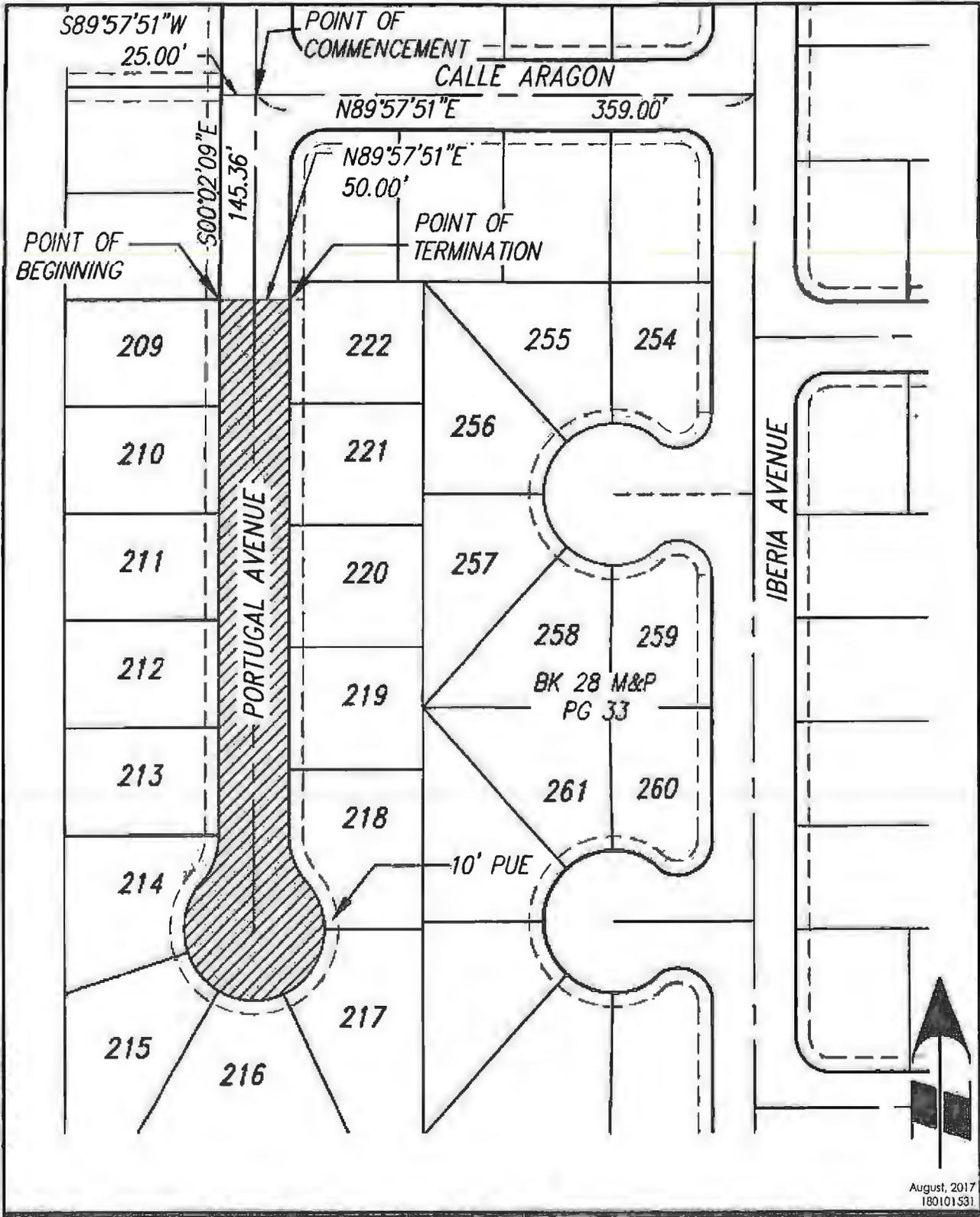
Prepared by Warren D. Thompson
Prepared on August 15, 2017
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Client/Project
PORTUGAL AVENUE
BOOK 28 M&P PAGE 33
Sec 16 T15S R12E G&SRM

Figure No.

1.0

Title

Right-of-Way Abandonment
Description Exhibit B

EXHIBIT C**LEGAL DESCRIPTION
IBERIA AVENUE RIGHT-OF-WAY; PARTIAL ABANDONMENT**

Description of a public right-of-way to be abandoned, namely a portion of Iberia Avenue, as dedicated in the final plat of Diablo Village Estates, recorded in Book 28, Maps and Plats, Page 33, Pima County Records and being situated within the Northwest Quarter of Section 16, Township 15 South, Range 12 East, Gila and Salt River Meridian, Pima County, Arizona, being more particularly described as follows:

COMMENCING at the centerline intersection of Calle Aragon with Iberia Avenue, from which the centerline intersection of Calle Aragon with Portugal Avenue bears South 89°57'51" West, a distance of 359.00 feet, being the record value per said final plat;

THENCE along the centerline of said Iberia Avenue, South 00°02'09" East, a distance of 50.00 feet to the **POINT OF BEGINNING**;

THENCE North 89°57'51" East, a distance of 30.00 feet to a point on the East right-of-way line of said Iberia Avenue;

THENCE along said East line, South 00°02'09" East, a distance of 73.00 feet;

THENCE departing said East line, South 89°57'51" West, a distance of 60.00 feet to a point on the West right-of-way line of said Iberia Avenue;

THENCE along said West line, North 00°02'09" West, a distance of 73.00 feet;

THENCE North 89°57'51" East, a distance of 30.00 feet to the **POINT OF BEGINNING**.

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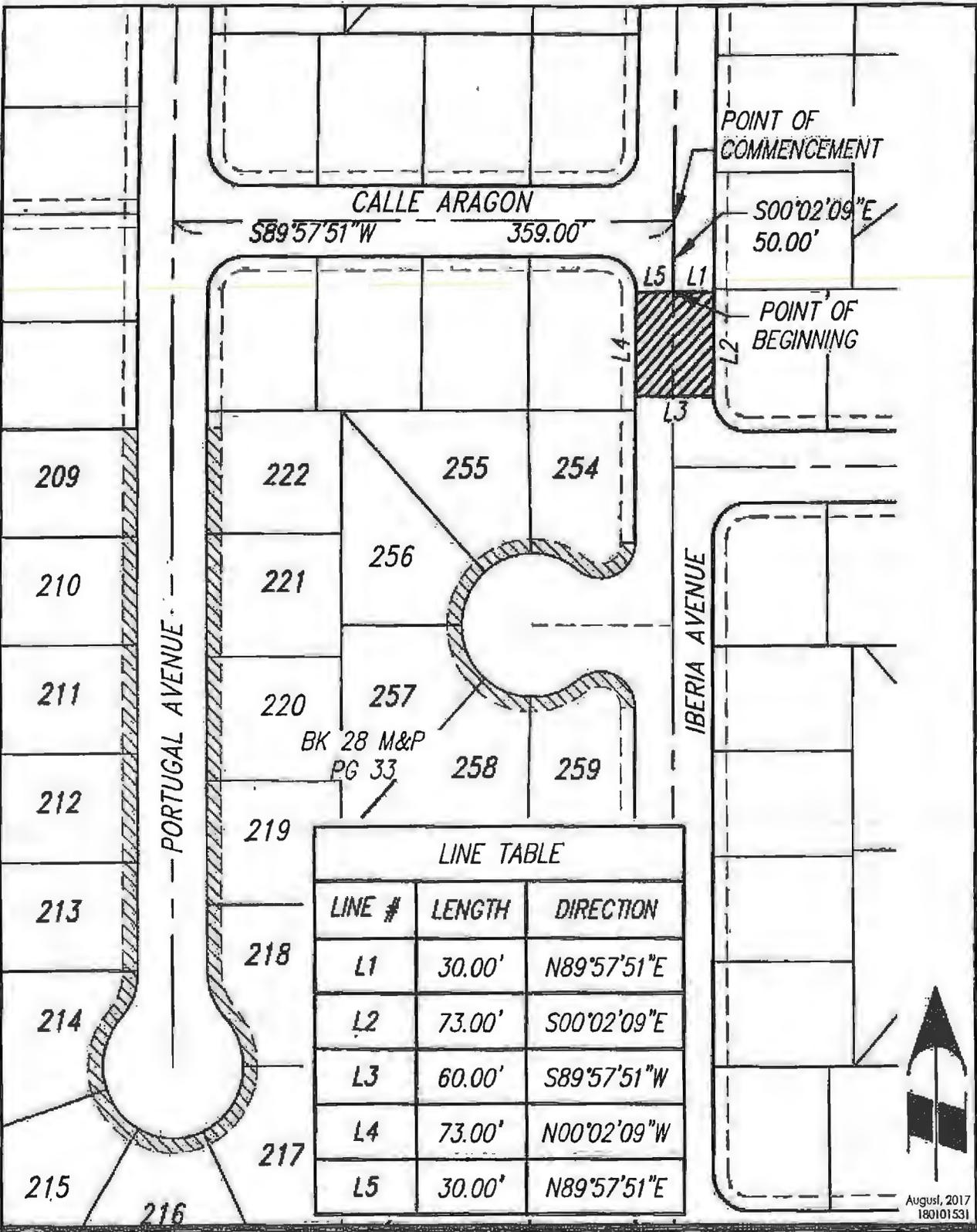
Prepared by Warren D. Thompson
Prepared on August 15, 2017
Prepared for and on behalf of Stantec Consulting Inc.
Project Number: 180101531



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LINE TABLE		
LINE #	LENGTH	DIRECTION
L1	30.00'	N89°57'51"E
L2	73.00'	S00°02'09"E
L3	60.00'	S89°57'51"W
L4	73.00'	N00°02'09"W
L5	30.00'	N89°57'51"E

August, 2017
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IBERIA AVENUE
BOOK 28 M&P PAGE 33
Sec 16 T15S R12E G&SRM
Figure No.
1.0
Title
Right-of-Way Abandonment
Description Exhibit C