



BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: November 22, 2016

NOV 14 10:16 AM '16 POC CLK OF BO

Title: Resolution No. 2016-____ and Quit Claim Deed providing for the vacation and abandonment of Sunset Road.
File # A-0018

Introduction/Background:

Pima County Department of Transportation has requested an abandonment of Sunset Road from the Freeway Frontage Road to Silverbell lying within Sections 7, 8, 17 & 18, Township 13, Range 13 G&SRM, Pima County, Arizona.

Discussion:

The subject roadway was established by Road Proceeding Number 243A recorded in Book 3 of Maps at Page 39. This roadway was completed as part of the bridge improvements over the Santa Cruz River, which was subsequently destroyed by flooding in 1983. New bridge improvements over the Santa Cruz are currently under construction south of Sunset Road and will be established as new right-of-way under a road proceeding later this year.

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. Pima County has determined that the subject roadway is not needed for public use and shall be vacated at no cost upon conveyance to Pima County Flood Control District pursuant to A.R.S. 28-7215(B).

Recommendation:

Staff recommends that the Pima County Board of ^{Supervisors}~~Directors~~ approve and the Chair execute Resolution No. 2016-____ and the attached Quit Claim Deed.

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] 11-3-2016

Deputy County Administrator Signature/Date: [Signature] 11/7/16

County Administrator Signature/Date: [Signature] 11/7/16

RESOLUTION NO. 2016-_____

RESOLUTION OF THE PIMA COUNTY BOARD OF SUPERVISORS PROVIDING FOR THE VACATION OF ALL OF THAT PORTION OF SUNSET ROAD AS ESTABLISHED IN ROAD PROCEEDING NUMBER 243A, RECORDED IN BOOK 3 OF MAPS AT PAGE 39 WITHIN SECTIONS 7, 8, 17 & 18, TOWNSHIP 13 SOUTH, RANGE 13 EAST, G&SRM, PIMA COUNTY, ARIZONA

The Board of Supervisors of Pima County, Arizona finds:

1. A request has been made by Pima County Department of Transportation for the vacation of all of that portion of Sunset Road, as established in Road Proceeding Number 243A recorded in Book 3 of maps at page 39, said portion being more particularly described and depicted in attached **Exhibit A**.
2. The County has determined, pursuant to Arizona Revised Statutes (A.R.S) § 28-7215(B), that the subject public roadway was created by Road Proceeding Number 243A and is not needed for public use as it will be replaced by a new road proceeding establishment to be located south of existing Sunset Road, and that no land adjoining said roadway would be left without public or private legal access pursuant to A.R.S. § 28-7202.

NOW THEREFORE, BE IT RESOLVED,

Section 1. The portion of Sunset Road described and depicted on **Exhibit A** shall be disposed of by conveyance to Pima County Flood Control District, (“Grantee”) pursuant to A.R.S. § 28-7205.

Section 2. The Chair of the Board of Supervisors is hereby authorized to execute a quit claim deed to the Grantee for said conveyance of the portion of the subject roadway as described and depicted on **Exhibit A**.

Section 3. The quit claim deed shall be promptly recorded and upon recordation of the quit claim deed, the described portion of the subject roadway shall be deemed to be vacated and title shall vest in the Grantee.

106823 / 00422524 / v2 BOS Approval: 11/22/16	S7,8,17,18T13S/R13E	File A-0018	Agent: TM
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PASSED, ADOPTED AND APPROVED BY THE BOARD OF SUPERVISORS THIS
DAY OF _____, 2016.

ATTEST:

Chair, Pima County Board of Supervisors

Clerk of the Board

APPROVED AS TO FORM:



Deputy County Attorney

TOBIN ROSEN



09/13/2016
EEC No. 13039
Sunset ROW Abandonment_Rev4
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EXHIBIT "A"
LEGAL DESCRIPTION
SUNSET ROAD RIGHT-OF-WAY ABANDONMENT

ALL THAT PORTION OF SUNSET ROAD, AS ESTABLISHED IN ROAD PROCEEDING NUMBER 243A, RECORDED IN BOOK 3 OF ROAD MAPS AT PAGE 39, IN THE PIMA COUNTY RECORDER'S OFFICE, AND BEING A STRIP OF LAND 60.00 FEET WIDE WITHIN A PORTION OF SECTIONS 7, 8, 17 AND 18, ALL IN TOWNSHIP 13 SOUTH, RANGE 13 EAST, GILA AND SALT RIVER MERIDIAN, PIMA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A BRASS STEM AT THE COMMON CORNER OF SAID SECTIONS 7, 8, 17, 18, FROM SAID CORNER A 2-INCH BRASS CAP SURVEY MONUMENT AT THE NORTH 1/4 CORNER OF SAID SECTION 18 BEARS SOUTH 89 DEGREES 41 MINUTES 06 SECONDS WEST, A DISTANCE OF 2,646.48 FEET;

THENCE SOUTH 00 DEGREES 30 MINUTES 36 SECONDS WEST A DISTANCE OF 30.00 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID SUNSET ROAD, SAID POINT BEING THE **POINT OF BEGINNING**;

THENCE ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE OF SUNSET ROAD PARALLEL TO SAID COMMON LINE BETWEEN SECTIONS 17 AND 8, NORTH 89 DEGREES 17 MINUTES 42 SECONDS EAST A DISTANCE OF 795.01 FEET;

THENCE DEPARTING SAID SOUTHERLY RIGHT-OF-WAY LINE OF SUNSET ROAD NORTH 00 DEGREES 42 MINUTES 18 SECONDS WEST A DISTANCE OF 60.00 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID SUNSET ROAD;

THENCE ALONG SAID NORTHERLY RIGHT-OF-WAY LINE OF SUNSET ROAD PARALLEL WITH SAID COMMON LINE BETWEEN SECTIONS 17 AND 8, SOUTH 89 DEGREES 17 MINUTES 42 SECONDS WEST A DISTANCE OF 794.80 FEET;

THENCE ALONG SAID NORTHERLY RIGHT-OF-WAY LINE OF SUNSET ROAD PARALLEL WITH SAID COMMON LINE BETWEEN SECTIONS 18 AND 7, SOUTH 89 DEGREES 41 MINUTES 06 SECONDS WEST A DISTANCE OF 1995.36 FEET TO A POINT ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF SILVERBELL ROAD, SAID POINT BEING THE BEGINNING OF A NON-TANGENTIAL CURVE CONCAVE SOUTHWEST WHOSE RADIUS POINT BEARS SOUTH 59 DEGREES 01 MINUTES 29 SECONDS WEST A DISTANCE OF 5240.00 FEET;

THENCE SOUTHEASTERLY ALONG SAID RIGHT-OF-WAY LINE OF SILVERBELL ROAD, THROUGH A CENTRAL ANGLE OF 00 DEGREES 45 MINUTES 35 SECONDS FOR AN ARC DISTANCE OF 69.48 FEET TO A POINT ON THE NON-TANGENTIAL SOUTHERLY RIGHT-OF-WAY LINE OF SAID SUNSET ROAD;

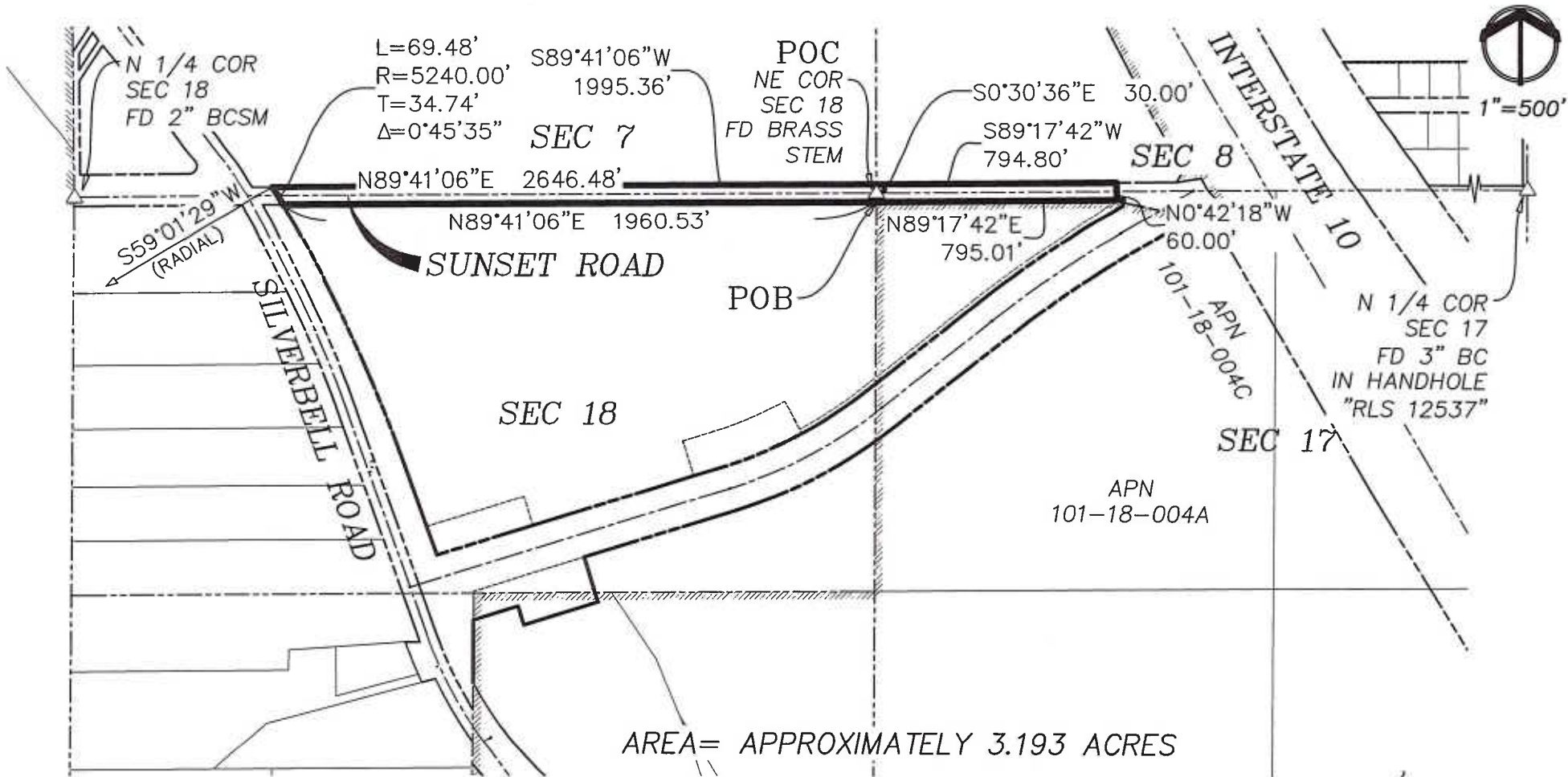
THENCE ALONG SAID SOUTHERLY RIGHT-OF-WAY-LINE OF SUNSET ROAD PARALLEL WITH SAID COMMON LINE BETWEEN SECTIONS 18 AND 7 NORTH 89 DEGREES 41 MINUTES 06 SECONDS EAST A DISTANCE OF 1960.53 FEET TO THE POINT OF BEGINNING.

Prepared by:

ENGINEERING AND ENVIRONMENTAL CONSULTANTS, INC.

Bruce Brown, RLS



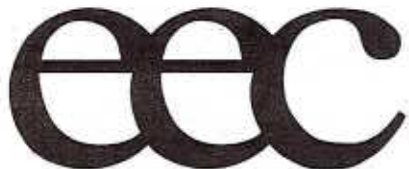


Basis of Bearings:

The bearing being N55°56'26"E as measured between Pima County DOT-City of Tucson DOT Geodetic Control Point AG09 and Pima County DOT-City of Tucson DOT Geodetic Control Point AL03.

EXHIBIT "A"
RIGHT-OF-WAY ABANDONMENT OF A PORTION OF SUNSET ROAD

SECTIONS 7,8,17,18, T13S, R13E, G&SRM
 PIMA COUNTY, ARIZONA



Engineering and Environmental Consultants, Inc.

4625 E. FT. LOWELL RD.

TUCSON, ARIZONA 85712 520-321-4625

09/13/2016

QUIT CLAIM DEED

Pima County, a political subdivision of the State of Arizona, Grantor, hereby quit claims to Pima County Flood Control District, a political taxing subdivision of the State of Arizona (“Grantee”), all right, title and interest of Grantor in the following described property situated in Pima County, Arizona, together with all rights and privileges appurtenant thereto.

SEE ATTACHED **EXHIBIT “A”** FOR LEGAL DESCRIPTION AND DEPICTION.

RESERVING the roadway rights of ingress and egress for governmental or emergency vehicles, and further reserving the rights of all utilities existing at the time of this quit-claim abandonment.

Road Abandonment, No. A-0018 described as:

A public roadway created by Road Proceeding Number 243A recorded in the Pima County, Arizona Recorder’s Office in Book 3 of Maps and Plats at Page 39.

Dated this ____ day of _____, 2016.

ATTEST

GRANTOR:

Robin Brigode, Clerk of the Board of Supervisors

Sharon Bronson, Chair, Pima County Board of Supervisors

State of Arizona)
) ss
County of Pima)

This instrument was acknowledged before me this ___ day of _____, 2016, by the Chair of the Pima County Board of Supervisors.

Notary Public

(Seal)

EXEMPTION: A.R.S. §11-1134.A.3.	Board of Supervisors Approval: 11/22/2016
Agent: TM	File #: A-0018



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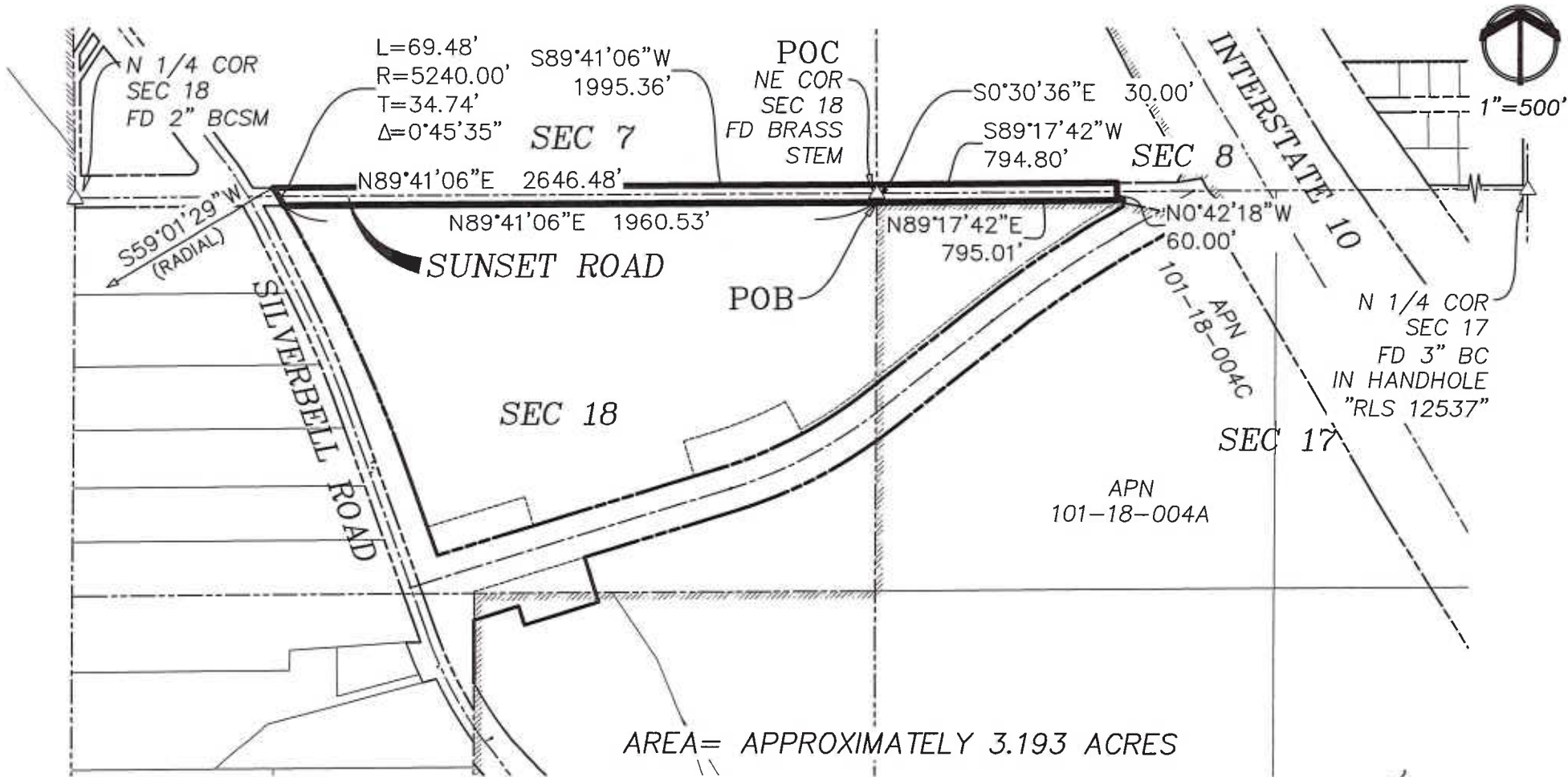
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 PIMA COUNTY, ARIZONA

AREA= APPROXIMATELY 3.193 ACRES



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