



BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: October 20, 2020

Title: Pima County Flood Control District; Approval of Amendment to La Puerta del Norte Declaration of Restrictions ("CCRs")

Introduction/Background:

The Pima County Flood Control District (District) owns lots within the La Puerta del Norte subdivision. The Marana Unified School District (MUSD) also owns lots within the subdivision. MUSD is in the process of selling its lots to a private developer, who obtained a variance from the Pima County Board of Adjustment District 3 and, as a condition of the variance, has agreed to dedicate property that is desired for flood control and cultural preservation purposes. An Intergovernmental Agreement recently entered into by the Town of Marana (Town), Pima County and District related to this development ensures that the dedication will occur even after a planned annexation into the Town. There is a Declaration of Restrictions on the subdivision, which was recorded in 1970, and that has essentially been abandoned by owners within the subdivision. The District has been asked to vote its lots in favor of an amendment to the CCRs that will ensure that the new development is not in violation of the restrictions.

Discussion:

By approving the amendment to the CCRs, the District will assist in removing a possible impediment to the development, ensuring the flood control and cultural preservation property is dedicated.

Conclusion:

Approval of the amendment to the CCRs is not detrimental to the existing lot owners within the subdivision, will facilitate an approved development, and will result in dedication of property for the benefit of the public.

Recommendation:

Approve the Amendment to the CCRs and authorize the Manager of Real Property Services to sign it on behalf of the Pima County Flood Control District.

Fiscal Impact:

No cost to Pima County or District.

Board of Supervisor District:

☐ 1 ☐ 2 ☒ 3 ☐ 4 ☐ 5 ☐ All

Department: Real Property Services Telephone: _____

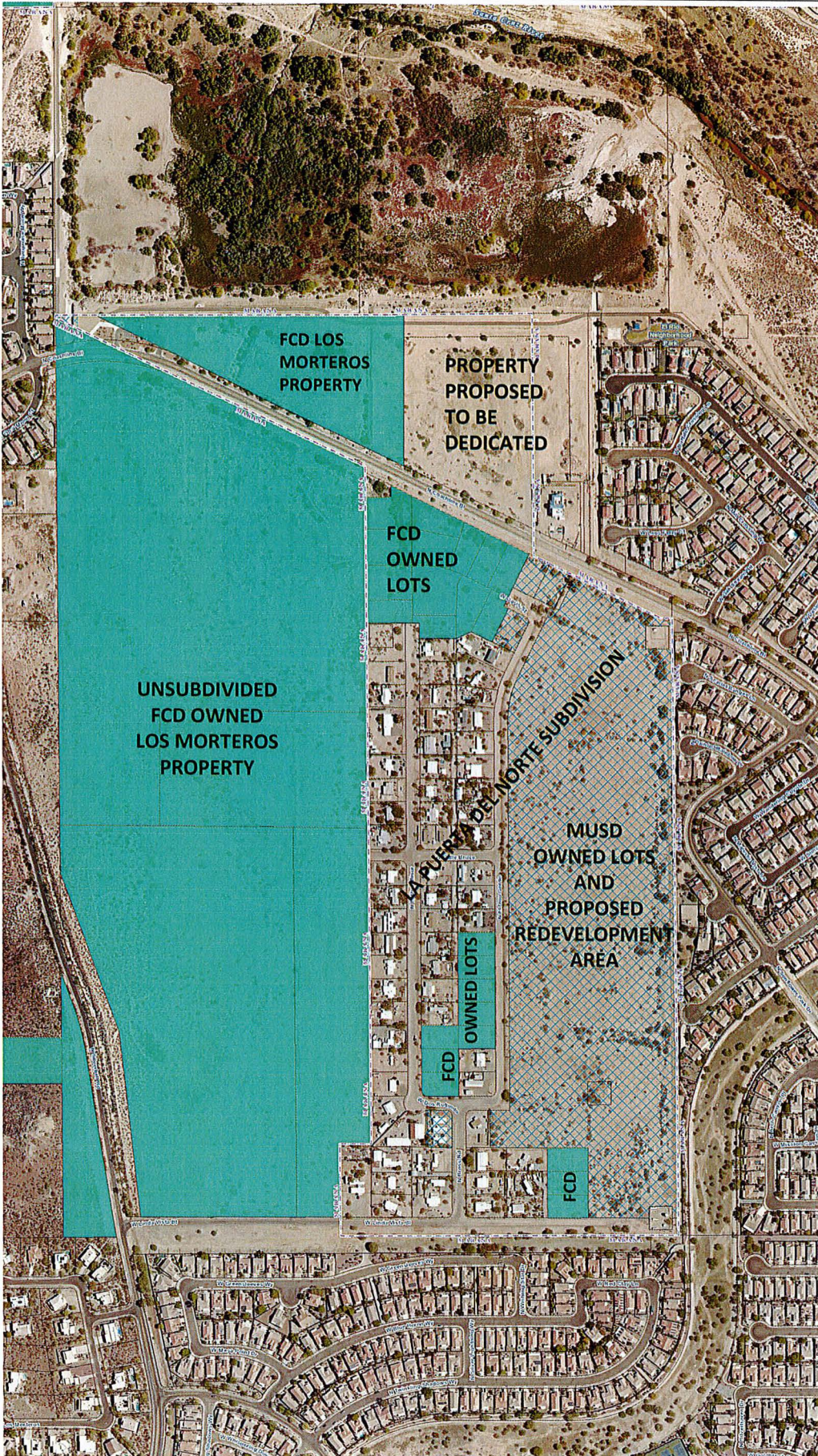
Contact: Jeff Teplitsky Telephone: 724-6306

Department Director Signature/Date: [Signature] 10/15/2020

Deputy County Administrator Signature/Date: [Signature] 10/15/2020

County Administrator Signature/Date: [Signature] 10/15/20

La Puerta del Norte



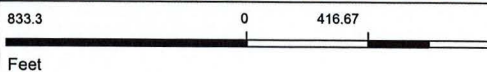
Legend

-  Parcels
-  FCD Property
-  MUSD Development Property



Notes:

10/15/2020



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