



## BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: July 7, 2015

**Title:** Condemnation Resolution for Sunset Road: Silverbell - River Road Project

### Introduction/Background:

Authorizing the County Attorney's Office to acquire real property interests by condemnation for the Sunset Road: Silverbell - River Road Project.

### Discussion:

Approval will give the Pima County Department of Transportation the right to acquire real property interests through condemnation for land required for the Sunset Road: Silverbell - River Road Project, if the property interests cannot be obtained through negotiation. If condemnation authority is denied the project may experience construction delays, or the project may have to be redesigned. The approval of a condemnation resolution also allows the property to be sold in lieu of condemnation, which may provide the property owner with certain tax benefits.

### Conclusion:

Approval is needed to allow for the use of condemnation for the Sunset Road: Silverbell - River Road Project, to avoid delays and/or redesign, and to provide potential benefits to property owners.

### Recommendation:

It is recommended that the Board of Supervisors approve, and the Chair execute the Resolution to authorize the Pima County Attorney's Office to acquire real property and real property interests by condemnation for the Sunset Road: Silverbell - River Road Project.

### Fiscal Impact:

If denied the cost could increase due to delay or project redesign.

### Board of Supervisor District:

☒ 1      ☐ 2      ☐ 3      ☐ 4      ☐ 5      ☐ All

Department: Real Property Service

Telephone: 520-724-6318

Department Director Signature/Date:

*[Signature]* 6/9/15

Deputy County Administrator Signature/Date:

*[Signature]* 6/15/15

County Administrator Signature/Date:

*[Signature]* 6/15/15

JUN 17 15:09:11 PCC/KDF/BD

RESOLUTION NO. 2015- \_\_\_\_\_

**RESOLUTION OF THE PIMA COUNTY BOARD OF SUPERVISORS  
AUTHORIZING THE PIMA COUNTY ATTORNEY TO CONDEMN  
REAL PROPERTY INTERESTS WHERE NECESSARY FOR  
SUNSET ROAD: SILVERBELL – RIVER ROAD PROJECT IN  
SECTION 18 OF TOWNSHIP 13 SOUTH, RANGE 13 EAST, G&SRM**

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

1. Pima County plans to construct and maintain certain improvements for the Sunset Road: Silverbell – River Road Project (the “Project”) located in Section 18 of Township 13 South, Range 13 East, G&SRM, for the use and benefit of the public; and
2. Pima County must acquire fee title, easements, or other interests in various parcels of real property in order to carry out the Project; and
3. The Board of Supervisors of Pima County finds it is necessary to exercise its powers of eminent domain, pursuant to A.R.S. § 12-1111, to acquire property for the Project;

**NOW, THEREFORE, BE IT RESOLVED** that the Pima County Attorney be and is hereby authorized and directed to institute condemnation proceedings to acquire real property interests for the above described Project, from properties shown on the attached **Exhibit A**.

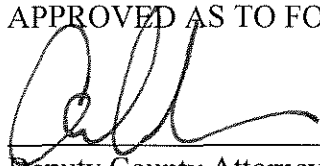
Passed and adopted, this \_\_\_\_ day of \_\_\_\_\_, 2015.

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

ATTEST:

APPROVED AS TO FORM:

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

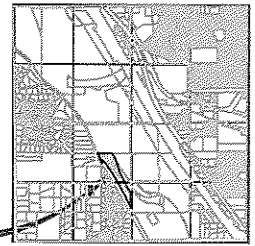
  
\_\_\_\_\_  
Deputy County Attorney

**ANDREW FLAGG**

Board of Supervisors Approval:		S <u>18</u> /T <u>13S</u> /R <u>13E</u>	
Agent: BS	File #:11,286	Project Code#:4TRSUN	P [X] De [ ] Do [ ] E [ ]

# SUNSET RD: SILVERBELL - RIVER RD EXHIBIT "A"

SECTION 18  
TOWNSHIP 13 SOUTH  
RANGE 13 EAST



SUBJECT AREA

SECTION 18 G&SRM  
PIMA COUNTY, ARIZONA



101-21-009D & 101-21-014C



15013

PIMA COUNTY DEPARTMENT OF TRANSPORTATION  
ENGINEERING INFORMATION MANAGEMENT

DRAWING NOT TO SCALE

DRAWN BY: SRBUTLER

DATE: APR 2015