

## **ORDINANCE NO. 4974**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY PURSUANT TO THE PROVISIONS OF ARIZONA REVISED STATUTES TITLE 9, CHAPTER 4, ARTICLE 7, BY ANNEXING THERETO TERRITORY COMPRISING APPROXIMATELY FIVE ACRES LOCATED AT THE SOUTHEAST CORNER OF ARIZONA AVENUE AND APPLEBY ROAD.

WHEREAS, a petition has been presented to the City Council of the City of Chandler signed by the property owners of at least one-half of the value of the real and personal property as would be subject to taxation by the City in the event of annexation and by more than one-half of the property owners within the territory and land hereinafter described as shown by the last assessment of said property, asking that the property be annexed to the City of Chandler; and

WHEREAS, the territory proposed for annexation is contiguous to the City of Chandler and not now embraced within its limits; and

WHEREAS, a blank petition was filed on February 25, 2021, with the Maricopa County Recorder, the 30-day waiting period ended on March 27, 2021, a Public Hearing was held on March 25, 2021 after proper notice was given, and the petition was circulated thereafter and signed; and

WHEREAS, the City Council desires to comply with the petition and extend the corporate limits of the City to include the proposed territory; and

WHEREAS, the petition sets forth a true and correct description of all the exterior boundaries of the entire area proposed to be annexed by the City and had attached thereto at all times an accurate map of the territory proposed to be annexed; and

WHEREAS, no additions or alterations increasing or decreasing the territory sought to be annexed have been made after the petition had been signed by any owner of real and/or personal property in the territory; and

WHEREAS, proper and sufficient certification and proof of the foregoing facts are now on file in the Office of the City Clerk, together with the original petition; and

WHEREAS, the City may elect to provide regular fire department services to a newly annexed area under A.R.S. § 48-813(A).

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

Section 1. That the following described territory is annexed to the City of Chandler and that the present corporate limits are extended and increased to include the following described territory contiguous to the present City limits:

See Attached Exhibit 'A' Annexation Map and Legal Description

- Section 2. Pursuant to A.R.S. § 48-813(A), the City will provide fire department services to the property depicted in Exhibit A as is generally provided to other residents within the city. The services shall take effect in July following the date on which this annexation becomes final as set forth in Section 6 below, without further action by the City Council.
- Section 3. The existing zoning of the territory annexed is Rural-43 (RU-43) in Maricopa County, and the territory upon annexation is hereby zoned Agricultural (AG-1) District within the City of Chandler, which provides for densities and uses no greater than those permitted within the RU-43 District of Maricopa County.
- Section 4. The Clerk is hereby instructed to file and record a copy of this Ordinance, together with an accurate map of the annexed territory, certified by the Mayor, in the Office of the County Recorder of Maricopa County, Arizona.
- Section 5. The Development Services Department of the City of Chandler is hereby directed to enter such changes and amendments as may be necessary upon the Zoning Map of the Zoning Code in compliance with this ordinance.
- Section 6. This ordinance shall take effect, and the annexation of the subject property shall become final, 30 days after this Ordinance is adopted.

INTRODUCED AND TENTATIVELY APPROVED by the City Council of the City of Chandler, Arizona, this \_\_\_\_ day of \_\_\_\_\_ 2021.

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona this \_\_\_\_ day of \_\_\_\_\_, 2021.

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 4974 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2021, and that a quorum was present thereat.

\_\_\_\_\_  
CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY *TA*

Published:

Exhibit 'A' Legal Description



**Legal Description  
Arizona Ave & Appleby Road  
Annexation and Zoning**

Job No. 20-0504

February 1, 2021

A portion of Southwest Quarter of Section 15, Township 2 South, Range 5 East, of the Gila and Salt River Meridian, Maricopa County, Arizona, and particularly described as follows:

COMMENCING at a City of Chandler flush brass cap at the west quarter corner of said Section 15, from which a rebar with cap in a hand hole, stamped "RLS 49097" at the southwest corner of said Section 15, bears South 0 degrees 23 minutes 56 seconds East, at a distance of 2,645.76 feet;

thence North 89 degrees 04 minutes 26 seconds East, along the north line of said Southwest Quarter, 65.00 feet to the POINT OF BEGINNING;

thence continuing North 89 degrees 04 minutes 26 seconds East, along said north line, 1257.86 feet to a point on the west line of the Southern Pacific Railroad right of way;

thence South 0 degrees 16 minutes 41 seconds East, along said west line, 202.01 feet to the south line of the north 202.00 feet of said Southwest Quarter;

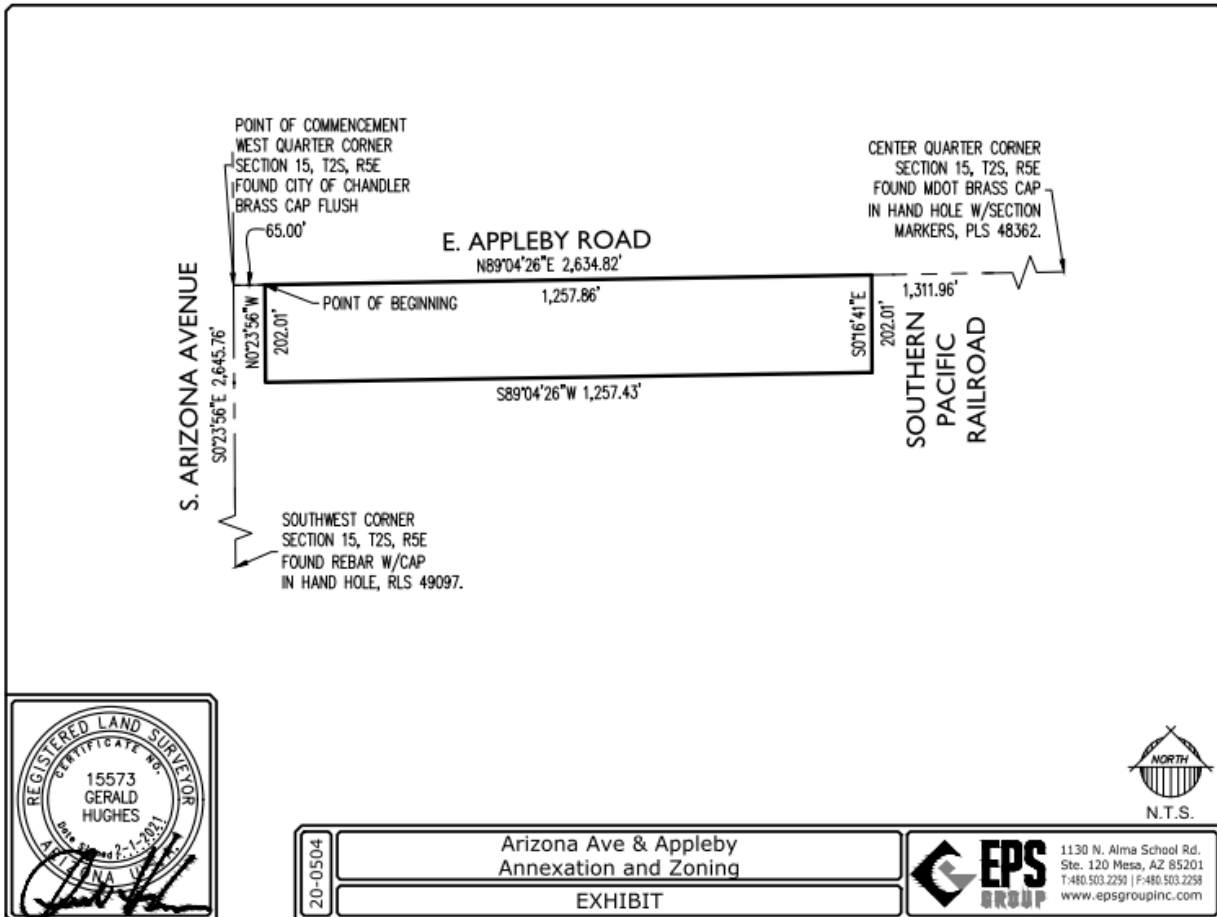
thence South 89 degrees 04 minutes 26 seconds West, along said south line, 1257.43 feet to a point on the east line of the west 65.00 feet of said Southwest Quarter;

thence North 0 degrees 23 minutes 56 seconds West, along said east line, 202.01 feet to the POINT OF BEGINNING.

Containing an area of 254,044 square feet or 5.8321 acres, more or less.



Exhibit 'A'



Feb 01, 2021 3:04pm S:\Projects\2020\20-0504\Land Survey\Legals\20-0504 - Annex.dwg