

RESOLUTION NO. 5621

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, APPROVING THE ABANDONMENT OF TWO TEMPORARY DRAINAGE EASEMENTS NO LONGER NEEDED FOR PUBLIC USE ON THE SOUTH SIDE OF GERMANN ROAD AND EAST OF COOPER ROAD BETWEEN WRIGHT DRIVE AND STEARMAN DRIVE.

WHEREAS, Chandler Connection, LLC, is the owner (the "Owner") of the property located on the south side of Germann Road and east of Cooper Road between Wright Drive and Stearman Drive, legally described as Lot 2 of Chandler Airport Logistics Center, according to the plat of record in the Office of the County Recorder of Maricopa County, Arizona, recorded in Book 1425 of Maps, Page 37 (the "Property"); and

WHEREAS, the Property is encumbered by two temporary drainage easements (the "Easements") that the City of Chandler acquired in 2006 for the realignment of Germann Road; and

WHEREAS, the Owner is currently constructing improvements on the Property that include the installation of permanent drainage facilities required pursuant to development plans approved by the City; and

WHEREAS, the Owner has requested that the City abandon the Easements to clear up title to the Property and because they will no longer be needed for public use after the installation of the permanent drainage facilities.

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

Section 1. That the City of Chandler is authorized to abandon the Easements.

Section 2. That the document used to abandon the Easements shall be in a form approved by the City Attorney attached as Exhibits "A" and "B" and made a part of this Resolution.

Section 3. That the Mayor of the City of Chandler is hereby authorized to execute and deliver all documents necessary to abandon the Easements.

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this ____ day of _____, 2022.

ATTEST:

CITY CLERK

MAYOR

EXHIBIT "A"

When recorded, mail to
City Clerk's Office
City of Chandler
Mail Stop 606
P.O. Box 4008
Chandler, AZ. 85244-4008

ABANDONMENT OF EASEMENT

FOR VALUABLE CONSIDERATION, the receipt and sufficiency of which is hereby acknowledged, CITY OF CHANDLER, an Arizona municipal corporation ("City"), does hereby abandon any and all interest that it may have in two temporary drainage easements described in the attached Exhibits "A" and "B" and recorded with the Maricopa County Recorder on April 26, 2006 as Docket No. 2006-0559941. This abandonment is not intended to abandon any interest that City may have in any portion of the subject real property arising by virtue of any other instrument recorded with the Maricopa County Recorder, including without limitation, any deed, easement other than the aforementioned easements, or final order of condemnation.

Dated this _____ day of _____, 2022.

CITY OF CHANDLER, an Arizona municipal
corporation

By: _____
Mayor Kevin Hartke

STATE OF ARIZONA)
) ss.
County of Maricopa)

Acknowledged before me this ____ day of _____, 2022, by Kevin Hartke,
Mayor of the City of Chandler.

Notary Public

APPROVED AS TO FORM:

City Attorney

DML

A.R.S. § 41-313(C) DISCLOSURES

Description of document this notarial certificate is being attached to:	
Type/Title	Abandonment of Easement
Date of Document	
Number of Pages	5 (which includes Exhibit A and B)
Add'l Signers (other than those named in the notarial certificate.)	None

EXHIBIT "A"
(ABANDONMENT OF CERTAIN EASEMENTS M.C.R DOC NO. 2006-0559941)

That portion of the Southwest quarter of Section 1, Township 2 South, Range 5 East, G. & S. R. B. & M., Maricopa County, Arizona, for the purposes of temporary drainage easement and described as follows:

TEMPORARY DRAINAGE EASEMENT 1

COMMENCING at the Southwest corner of said Section 1;
THENCE, North 89 degrees 05 minutes 06 second East along the South line of said Section 1 a distance of 320.00 feet to a point of curvature left;
THENCE, along said curve left having a radius of 1200.00 feet, a central angle of 44 degrees 56 minutes 46 seconds, an arc distance of 941.35 feet;
THENCE, North 44 degrees 08 minutes 20 seconds East a distance of 312.21 feet to a point of curvature right;
THENCE, along said curve right having a radius of 1200.00 feet, a central angle of 4 degrees 06 minutes 00 seconds, and an arc distance of 85.87 feet;
THENCE, South 41 degrees 53 minutes 10 seconds East a distance of 65.00 feet to a point on a non-tangent curve right having a radial bearing of South 41 degrees 53 minutes 10 seconds East, said point being the POINT OF BEGINNING;

THENCE, along said curve right having a radius of 1135.00 feet, a central angle of 7 degrees 04 minutes 18 seconds, and an arc distance of 140.09 feet;
THENCE South 38 degrees 21 minutes 00 seconds East a distance of 139.94 feet;
THENCE South 51 degrees 39 minutes 00 Seconds West a distance of 140.00;
THENCE North 38 degrees 21 minutes 00 seconds West a distance of 139.94 feet to the POINT OF BEGINNING

TEMPORARY DRAINAGE EASEMENT 2

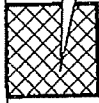
COMMENCING at the Southwest corner of said Section 1;
THENCE, North 89 degrees 05 minutes 06 second East along the South line of said Section 1 a distance of 320.00 feet to a point of curvature left;
THENCE, along said curve left having a radius of 1200.00 feet, a central angle of 44 degrees 56 minutes 46 seconds, an arc distance of 941.35 feet;
THENCE, North 44 degrees 08 minutes 20 seconds East a distance of 312.21 feet to a point of curvature right;
THENCE, along said curve right having a radius of 1200.00 feet, a central angle of 44 degrees 27 minutes 00 seconds, and an arc distance of 930.36 feet;
THENCE, South 1 degrees 24 minutes 40 seconds East a distance of 65.00 feet to a point on a non-tangent curve right having a radial bearing of South 1 degrees 24 minutes 40 seconds East, said point being the POINT OF BEGINNING;

THENCE, along said curve right having a radius of 1135.00 feet, a central angle of 00 degrees 29 minutes 46 seconds, and an arc distance of 9.83 feet;
THENCE, North 89 degrees 05 minutes 06 seconds East a distance of 91.17 feet;
THENCE, South 00 degrees 54 minutes 54 Seconds a distance of 101.00 feet;
THENCE, South 89 degrees 05 minutes 06 seconds West a distance of 101.00 feet;
THENCE, North 00 degrees 54 minutes 54 seconds West a distance of 100.96 feet to the
POINT OF BEGINNING

EXHIBIT "B"

GERMANN RD

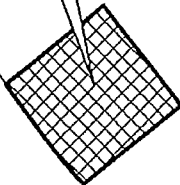
TEMPORARY
DRAINAGE
EASEMENT 2



LOT 2, CHANDLER
AIRPORT LOGISTICS
CENTER

APN: 303-31-226B

TEMPORARY
DRAINAGE
EASEMENT 1



PIPER DR

YEAGER DR

WRIGHT DR

