

RESOLUTION NO. 2021-56

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, ARIZONA, AUTHORIZING THE EXECUTION OF A PRE-ANNEXATION AGREEMENT BETWEEN ROBERT HOFFA AND CHRISTINE NEWELL AND THE CITY OF FLAGSTAFF RELATED TO THE FUTURE ANNEXATION OF APPROXIMATELY 0.18 ACRES OF REAL PROPERTY GENERALLY LOCATED AT 221 SOUTH DUNNAM STREET, AND ESTABLISHING AN EFFECTIVE DATE

RECITALS:

WHEREAS, Robert Leo Hoffa and Christine Louise Newell (collectively “the Owner”) own approximately 0.18 acres of real property generally located at 221 South Dunnam Street in Coconino County, outside of the City of Flagstaff’s corporate boundary and legally described in **Exhibit A** attached hereto and incorporated by reference (the “Property”); and

WHEREAS, the Owner is requesting that the City provide sewer service to the Property for an existing single family residence; and

WHEREAS, the City requires the eventual annexation of the Property in order the permit the connection to City services; and

WHEREAS, Owner and the City wish to enter into a pre-annexation agreement, a proposed copy of which is attached to the staff summary submitted in support of this Resolution, to provide for the terms and conditions under which the Property will be developed and to set forth in detail certain obligations of the Owner and the City; and

WHEREAS, A.R.S. § 9-500.05 authorizes the City to enter into a development agreement with the Owner to establish the conditions for annexation of the Property by the City and other matters relating to the future development of the Property.

ENACTMENTS:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:

SECTION 1. In General.

The Pre-Annexation Agreement, attached hereto as **Exhibit B** and including revisions, if any, requested by Council and reflected in the minutes of the December 7, 2021 Council Meeting, is hereby approved, and the Mayor is hereby authorized and directed to execute the agreement.

SECTION 2. Recording.

The City Clerk is hereby directed to record a copy of the agreement with the Coconino County Recorder no later than ten (10) days after the Pre-Annexation Agreement is fully executed.

SECTION 3. Effective Date.

This Resolution shall become effective thirty (30) days following adoption by the City Council

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 7th day of December, 2021.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

Exhibits:

Exhibit A – Legal Description

Exhibit B – Pre-Annexation Agreement