

ORDINANCE NO. O21-61

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF GLENDALE, MARICOPA COUNTY, STATE OF ARIZONA, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, SECTION 9-471, ARIZONA REVISED STATUTES AND ITS AMENDMENTS, BY ANNEXING CERTAIN TERRITORY LOCATED AT THE NORTHWEST CORNER OF GLENDALE AVENUE AND REEMS ROAD IN THE CITY OF GLENDALE CONSISTING OF APPROXIMATELY 75 ACRES TO BE KNOWN AS ANNEXATION AREA NO. 226; AMENDING THE ZONING MAP; PROVIDING FOR AN EFFECTIVE DATE; AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THE ORDINANCE.

WHEREAS, the City of Glendale on July 26, 2021, filed in the Maricopa County Recorder's office a blank petition requesting annexation and setting forth a description and an accurate map of all the exterior boundaries of the territory located within the City to be annexed;

WHEREAS, after filing the blank petition, the City of Glendale held a public hearing on August 24, 2021, to discuss the annexation proposal. The public hearing was held in accordance with applicable state law;

WHEREAS, signatures on petitions filed for annexation were not obtained for a waiting period of thirty (30) days after the filing of the blank petition;

WHEREAS, within one year after the last day of the thirty (30) day waiting period, a petition in writing was circulated and signed by the owners of one-half or more in value of the real and personal property and more than one-half of the persons owning real and personal property that would be subject to taxation by the City of Glendale in the event of annexation, as shown by the last assessment of the property, and filed in the office of the Maricopa County Recorder on September 24, 2021;

WHEREAS, no alterations increasing or reducing the territory sought to be annexed were made after the petition was signed by a property owner;

WHEREAS, all information contained in the filings, the notices, the petition, tax and property rolls and other matters regarding a proposed or final annexation were made available by the Clerk of the City of Glendale for public inspection during regular business hours;

WHEREAS, a zoning classification which permits densities and uses no greater than those permitted by the county immediately prior to annexation will be applied by the City of Glendale to the annexation area; and

WHEREAS, the mayor and council of the City of Glendale, Arizona desire to comply with the petition and extending and increasing the corporate limits of the City of Glendale to include such territory.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

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

(See Exhibit "A" attached
and incorporated by this reference.)

SECTION 2. That the City of Glendale zoning classification of RR-45 (Rural Residential) is applied to the territory described in Exhibit "A" in accordance with Arizona Revised Statutes Sec. 9-471(L) and that the effective date of this classification is the same as the effective date of this annexation ordinance.

SECTION 3. That a copy of this ordinance, together with an accurate map of the territory annexed to the City of Glendale by this ordinance shown in Exhibit "B", certified by the mayor and council of Glendale, is immediately filed and recorded in the office of the Maricopa County Recorder of Maricopa County, Arizona and that a copy of this ordinance is provided to the clerk of the board of supervisors of Maricopa County, Arizona.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 28th day of September, 2021.

Mayor Jerry P. Weiers

ATTEST:

Julie K. Bower, City Clerk (SEAL)

APPROVED AS TO FORM:

Michael D. Bailey, City Attorney

REVIEWED BY:

Kevin R. Phelps, City Manager

EXHIBIT A

LEGAL DESCRIPTION (PHX20-4036, BICKMAN INDUSTRIAL)

THAT PORTION OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 2 NORTH, RANGE 1 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 6;

THENCE NORTH 03 DEGREES 20 MINUTES 00 SECONDS WEST ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 33.05 FEET TO A POINT ON THE NORTH LINE OF THE SOUTH 33.00 FEET OF SAID SECTION 6;

THENCE ALONG SAID LINE, NORTH 89 DEGREES 41 MINUTES 27 SECONDS EAST, A DISTANCE OF 33.05 FEET TO A POINT ON THE EAST LINE OF THE WEST 33.00 FEET OF SAID SECTION 6 AND THE TRUE POINT OF BEGINNING;

THENCE ALONG SAID LINE NORTH 03 DEGREES 20 MINUTES 00 SECONDS WEST, A DISTANCE OF 1,289.66 FEET TO A POINT ON THE NORTH LINE OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SAID SECTION 6;

THENCE ALONG SAID LINE, NORTH 89 DEGREES 44 MINUTES 17 SECONDS EAST, A DISTANCE OF 2,527.98 FEET TO A POINT ON THE WEST LINE OF THE EAST 78.00 FEET OF SAID SOUTHEAST QUARTER;

THENCE ALONG SAID LINE, SOUTH 03 DEGREES 26 MINUTES 17 SECONDS EAST, A DISTANCE OF 1,287.70 FEET TO A POINT ON THE NORTH LINE OF THE SOUTH 33.00 FEET OF SAID SOUTHEAST QUARTER;

THENCE ALONG SAID LINE, SOUTH 89 DEGREES 41 MINUTES 27 SECONDS WEST, A DISTANCE OF 2,530.23 FEET TO THE TRUE POINT OF BEGINNING;

EXCEPT THEREFROM THAT CERTAIN DRAINAGE DITCH, AS CONVEYED TO ADAMAN MUTUAL WATER COMPANY BY INSTRUMENT RECORDED IN DOCKET 1180, PAGE 528; AND

EXCEPT ALL UNDERGROUND OR SUBTERRANEAN WATERS BENEATH THE LANDS OF THE ADAMAN MUTUAL WATER COMPANY PROJECT, EXCEPT THAT NECESSARY FOR DOMESTIC USE AS DISTINGUISHED FROM IRRIGATION USE BY SUCH OWNERS OF LAND IN THE PROJECT AS MAY NOW HAVE OR IN THE FUTURE CARE TO SINK DOMESTIC WELLS FOR THEIR INDIVIDUAL USES, AS CONVEYED TO ADAMAN MUTUAL WATER COMPANY BY DEED RECORDED IN DOCKET 1180, PAGE 517; AND

EXCEPT ALL ORES AND MINERALS AND ALL OIL, GAS AND OTHER HYDROCARBON SUBSTANCES BENEATH THE SURFACE OF THE ABOVE

DESCRIBED PREMISES, AS RESERVED UNTO GOODYEAR FARMS, A
CORPORATION, BY AGREEMENT RECORDED AS DOCKET 2461, PAGE 556.

CONTAINING 74.6405 ACRES [3,251,341 SF] MORE OR LESS

