

ORDINANCE NO. O23-22

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF AN AVIGATION AND NOISE EASEMENT IN FAVOR OF THE CITY OF GLENDALE RELATING TO PROPERTY LOCATED AT THE NORTHWEST CORNER OF 99TH AVENUE AND MONTEBELLO AVENUE AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

WHEREAS, Cabana Aldea, LLC, wishes to construct a residential development in proximity to the Glendale Municipal Airport; and

WHEREAS, the Glendale Municipal Airport has expressed concerns regarding the interaction between residential development and the Airport; and

WHEREAS, the City of Glendale and Cabana Aldea, LLC wish to provide adequate notice of the Airport to residents and future owners of the Property through this Avigation and Noise Easement.

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

SECTION 1. That the Glendale City Council approves entering into the Avigation and Noise Easement attached to the ordinance as Attachment 1.

SECTION 2. That the City Clerk is accordingly instructed and authorized to forward a certified copy of this ordinance and its attachments for recording to the Maricopa County Recorder's Office.

SECTION 3. That the provisions of this ordinance shall become effective thirty (30) days after passage of this ordinance by the Glendale City Council.

[SIGNATURES ON THE FOLLOWING PAGE]

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 27th day of June, 2023.

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

Ordinance # _____
NWC 99th Avenue & Montebello Avenue