

ORDINANCE NO. O23-45

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, DEANNEXING CERTAIN RIGHT-OF-WAY FROM 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, ON COTTON LANE BETWEEN BETHANY HOME ROAD AND GLENDALE AVENUE CONSISTING OF APPROXIMATELY 3.37 ACRES; PROVIDING FOR AN EFFECTIVE DATE; AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

WHEREAS, a portion of Cotton Lane right-of-way was accepted by Glendale City Council on March 23, 2021 via FP21-01, the final Plat for Kentwood 303 as it appears in the records of the Maricopa County Recorder's Office (M.C.R.) which was recorded on July 27, 2021 at Docket No. 2021-00808568; and

WHEREAS, on February 8, 2022, the Glendale City Council authorized the execution of Ordinance No. 22-11, accepting right-of-way on Cotton Lane, adjacent to the Scannel 303 Commerce Center as recorded on March 2, 2022, M.C.R. No. 2022-0192849 and No. 2022-0192851; and

WHEREAS, a portion of Cotton Lane right-of-way was accepted by Glendale City Council on April 12, 2022 via FP21-12, the Final Plat for Cotton Lane Distribution Center as recorded on April 5, 2023 at M.C.R. No. 2023-0174799; and

WHEREAS, the City of Glendale and Maricopa County have entered into Intergovernmental Agreement C-74-22-100-X-00 (IGA); and

WHEREAS, according to the IGA, the City of Glendale is to deannex portions of Cotton Lane right-of-way; and

WHEREAS, A.R.S. § 9-471.02(I) and A.R.S. § 9-471.03 provide a method for the deannexation of right-of-way from a municipality to a county.

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

SECTION 1. That the following described right-of-way is deannexed from the City of Glendale, and that the present corporate limits are modified to exclude the following described right-of-way within the present city limits of Glendale:

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

SECTION 2. That a copy of this ordinance together with an accurate map of the right-of-way deannexed from the City of Glendale, certified by the Mayor of the City of Glendale, is filed in the office of the Maricopa County Board of Supervisors with a request that the Board of Supervisors set a hearing date as set forth in A.R.S. § 9-471.03(D).

SECTION 3. That this ordinance becomes effective at the time the Maricopa County Board of Supervisors orders the deannexation and it is certified by the Clerk of the Board and the order is filed for record in the Maricopa County Recorder's Office.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 10th day of October, 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

EXHIBIT "A"
LEGAL DESCRIPTION
FOR
DEANNEXATION
COTTON LANE BETWEEN BETHANY HOME ROAD AND GLENDALE AVENUE

A PARCEL OF LAND SITUATED IN A PART OF THE WEST HALF OF SECTION 12, TOWNSHIP 2 NORTH, RANGE 2 WEST OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 12, FROM WHICH THE WEST QUARTER CORNER OF SAID SECTION 12 BEARS, NORTH 00 DEGREES 20 MINUTES 46 SECONDS EAST, A DISTANCE OF 2648.77 FEET;

THENCE UPON AND WITH THE WEST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 12, NORTH 00 DEGREES 20 MINUTES 46 SECONDS EAST, A DISTANCE OF 114.83 FEET;

THENCE DEPARTING SAID WEST LINE, SOUTH 89 DEGREES 39 MINUTES 14 SECONDS EAST, A DISTANCE OF 33.00 FEET TO THE EAST RIGHT OF WAY LINE OF COTTON LANE, AND BEING THE WEST JURISDICTION LINE FOR THE CITY OF GLENDALE ANNEXATION AREA NO. 199, RECORDED IN DOCUMENT 2020-0079415, RECORDS OF MARICOPA COUNTY, ARIZONA, SAID POINT ALSO BEING THE POINT OF BEGINNING;

THENCE UPON AND WITH SAID EAST RIGHT OF WAY LINE, AND ALSO UPON AND WITH SAID WEST JURISDICTION LINE, NORTH 00 DEGREES 20 MINUTES 46 SECONDS EAST, A DISTANCE OF 2533.94 FEET;

THENCE NORTH 00 DEGREES 21 MINUTES 13 SECONDS EAST, A DISTANCE OF 2013.44 FEET TO THE SOUTHWEST CORNER OF THE CITY OF GLENDALE PROPERTY AS DESCRIBED IN APN 501-03-010M, RECORDED IN DOCUMENT 2021-0014057, RECORDS OF MARICOPA COUNTY, ARIZONA;

THENCE DEPARTING THE AFORESAID EAST RIGHT OF WAY LINE AND THE AFORESAID WEST JURISDICTION LINE, UPON AND WITH THE SOUTH LINE OF SAID PROPERTY, SOUTH 88 DEGREES 47 MINUTES 05 SECONDS EAST, A DISTANCE OF 32.00 FEET;

THENCE DEPARTING SAID SOUTH PROPERTY LINE, SOUTH 00 DEGREES 21 MINUTES 13 SECONDS WEST, A DISTANCE OF 2012.96 FEET;

THENCE SOUTH 00 DEGREES 20 MINUTES 46 SECONDS WEST, A DISTANCE OF 2052.80 FEET;

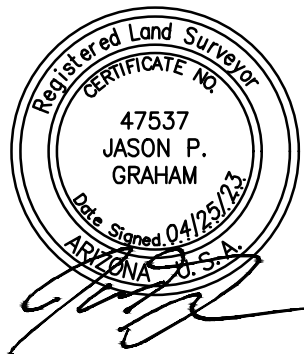
THENCE SOUTH 16 DEGREES 46 MINUTES 54 SECONDS EAST, A DISTANCE OF 34.62 FEET;

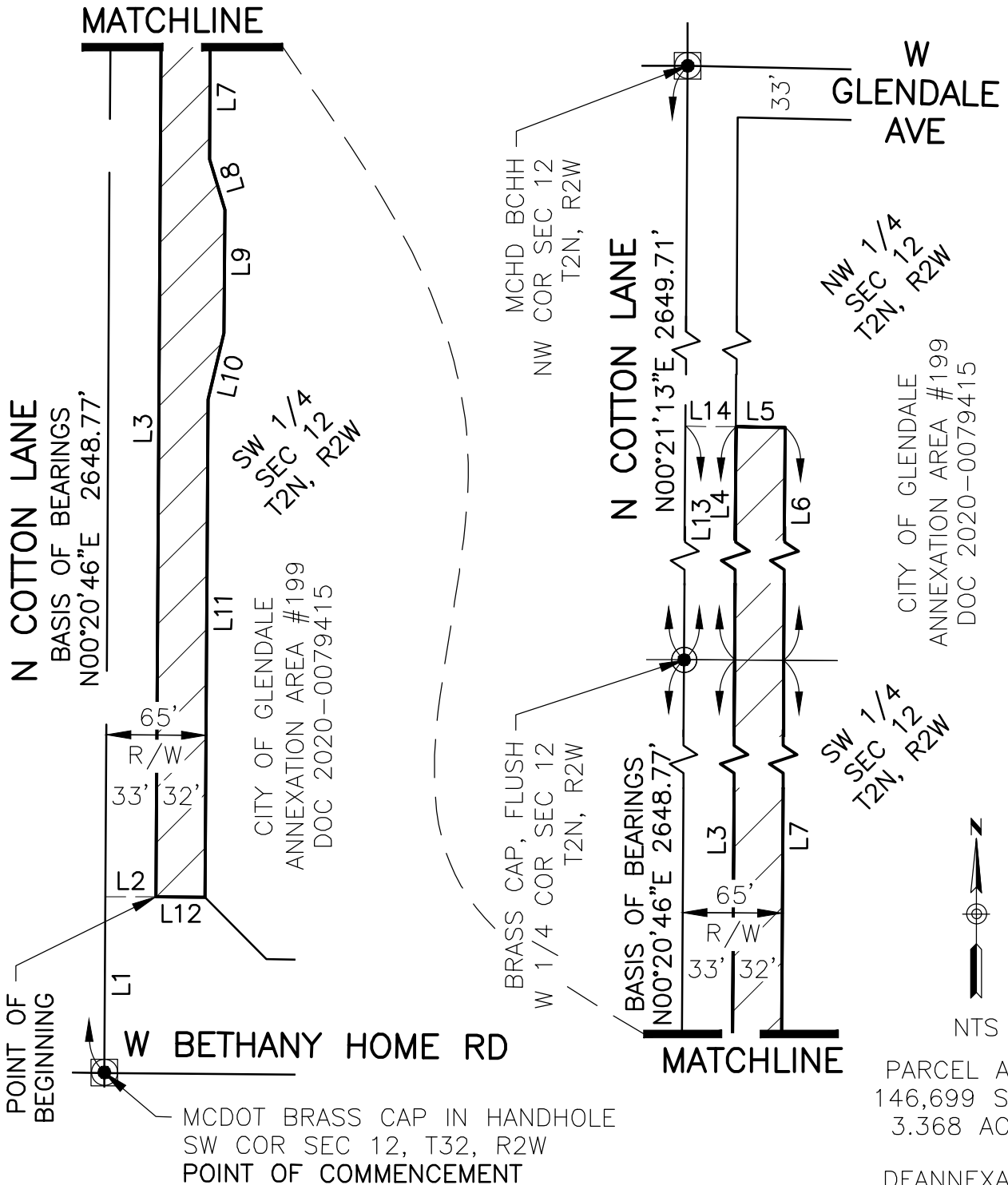
THENCE SOUTH 00 DEGREES 33 MINUTES 01 SECONDS WEST, A DISTANCE OF 80.27 FEET;

THENCE SOUTH 13 DEGREES 13 MINUTES 05 SECONDS WEST, A DISTANCE OF 44.48 FEET;

THENCE SOUTH 00 DEGREES 20 MINUTES 46 SECONDS WEST, A DISTANCE OF 324.43 FEET;

THENCE NORTH 89 DEGREES 39 MINUTES 14 SECONDS WEST, A DISTANCE OF 32.00 FEET TO THE POINT OF BEGINNING AND CONTAINING A COMPUTED AREA OF 146,699 SQUARE FEET OR 3.368 ACRES OF LAND, MORE OR LESS.





THIS IS NOT A PROPERTY BOUNDARY SURVEY.

DIBBLE

Dibble Engineering
Project No
1020065.02



EXHIBIT "A"
DEANNEXATION
COTTON LANE BETWEEN BETHANY
HOME ROAD & GLENDALE AVENUE
A PORTION OF WEST HALF OF SECTION
12, T2N, R2W, GILA & SALT RIVER
MERIDIAN, MARICOPA COUNTY, ARIZONA

DATE: APR 2023
DRN: BAR CHK: JLB

LINE DATA TABLE		
LINE	BEARING	DISTANCE
L1	N00°20'46"E	114.83'
L2	S89°39'14"E	33.00'
L3	N00°20'46"E	2533.94'
L4	N00°21'13"E	2013.44'
L5	S88°47'05"E	32.00'
L6	S00°21'13"W	2012.96'
L7	S00°20'46"W	2052.80'
L8	S16°46'54"E	34.62'
L9	S00°33'01"W	80.27'
L10	S13°13'05"W	44.48'
L11	S00°20'46"W	324.43'
L12	N89°39'14"W	32.00'
L13	N00°21'13"E	2013.44'
L14	S89°38'47"E	33.00'

DIBBLE

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Project No
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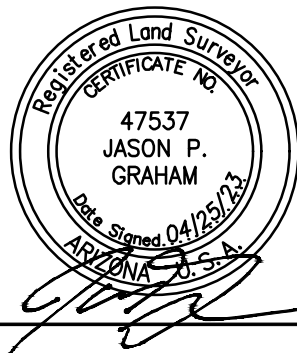


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COTTON LANE BETWEEN BETHANY
HOME ROAD & GLENDALE AVENUE
A PORTION OF WEST HALF OF SECTION
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