

ORDINANCE NO. O25-06

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF A POWER DISTRIBUTION EASEMENT IN FAVOR OF SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT AT HEROES REGIONAL PARK AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

WHEREAS, the City of Glendale (City) owns Heroes Regional Park; and

WHEREAS, in support of the Heroes Regional Park Ballfield Buildout Project, Salt River Project Agricultural Improvement and Power District (SRP) is requesting a new easement as legally described in Exhibit A; and

WHEREAS, the City is willing to provide SRP with the power distribution easement, as attached hereto as Attachment 1, to protect its facilities.

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

SECTION 1. That the City Council hereby approves granting the power distribution easement to SRP and authorizes and directs the City Manager to execute said easement, attached hereto as Exhibit A, on behalf of the City.

SECTION 2. That the City Clerk is instructed and authorized to forward a certified copy of this Ordinance and power transmission easement 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 following page)

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 28th day of January, 2025.

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

ATTACHMENT 1

WHEN RECORDED MAIL TO:

SALT RIVER PROJECT

Land Department/PAB10W

P. O. Box 52025

Phoenix, Arizona 85072-2025

**EXEMPT PURSUANT TO
A.R.S. §§ 11-1134(A)(2) and (A)(3)**

POWER DISTRIBUTION EASEMENT

Maricopa County
Parcel # 102-06-012 AND 102-06-013
SW ¼, SEC. 11, T02N, R01E

Agt. Henry A Soliz
Job # LJ102834 / T3583389
W HAS C _____ ASM
R/W #

CITY OF GLENDALE, an Arizona municipal corporation,

hereinafter called Grantor, for and in consideration of the sum of Ten Dollars, and other valuable consideration, receipt and sufficiency of which is hereby acknowledged, does hereby grant and convey to **SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT**, an agricultural improvement district organized and existing under the laws of the State of Arizona, and its successors and assigns, hereinafter called Grantee, for use by Grantee and Grantee's employees, contractors, licensees, and invitees, a non-exclusive easement to construct, install, reconstruct, replace, remove, repair, operate and maintain underground electrical conduits and conductors, pipes, cables, switching equipment, transformers, pad-mounted equipment, enclosures, manholes, vaults, and all other appliances, appurtenances and fixtures (collectively, "Facilities") for the transmission and distribution of electricity, communication signals and data, and for all other purposes connected therewith at such locations and elevations, in, upon, over, under, across, through and along the Easement Parcel (defined below), as Grantee may now or hereafter deem convenient or necessary from time to time, together with the right of access to and from the Easement Parcel, over, across, through and along Grantor's Property (defined below) (collectively, the "Easement"). Grantee is hereby authorized to permit others to use the Easement for additional Facilities jointly with or separately from the Grantee for their purposes.

The lands in, upon, over, under, across, through and along which the Easement is granted are situated in the County of Maricopa, State of Arizona, and are more particularly described as:

Grantor's Property:

A portion of the Southwest quarter of Section 11, Township 02 North, Range 01 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

Easement Parcel:

See Exhibit "A" attached hereto and by their reference made a part hereof.

CAUTION: Facilities placed within the Easement Parcel may contain high voltage electrical equipment. Notice is hereby given that the location of underground electrical conductors or facilities must be verified as required by Arizona Revised Statutes, Section 40-360.21, et. seq., Arizona Blue Stake Law, prior to any excavation.

Grantor shall maintain a clear area that extends 3.00 feet from and around all edges of all transformer pads and other equipment pads, and a clear operational area that extends 12.00 feet immediately in front of all transformer and other equipment openings. No obstruction, trees, shrubs, fixtures or permanent structures shall be placed within said areas.

Grantor shall not construct, install or place, or permit to be constructed, installed or placed any building or other structure, plant any trees, drill any well, store materials of any kind, or alter ground level by cut or fill, within the area of the Easement Parcel.

Grantee shall have the right (but not the obligation) to trim, cut and clear away trees, brush or other vegetation on, the Easement Parcel whenever in its judgment the same shall be necessary for the convenient and safe exercise of the rights herein granted.

By accepting this easement, Grantee agrees to restore the surface of the Easement Parcel upon completion of the initial installation and any subsequent construction, reconstruction, repair or maintenance work that may be required.

In the event Grantee records a document to formally abandon the easement granted herein, all Grantee's rights hereunder shall cease, except the right to remove any and all property placed upon the Easement Parcel within a reasonable time subsequent to such abandonment.

The covenants and agreements herein set forth shall extend and inure in favor and to the benefit of and shall be binding on the heirs, administrators, executors, personal representatives, legal representatives, successors (including successors in ownership and estate), assigns and lessees of the Grantor and Grantee.

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EXHIBIT "A"

SRP JOB NUMBER: T3583389
SRP JOB NAME: GLENDALE HEROES PARK
TTRRSS: 2N1E11

DATE: 12-04-2024
PAGE: 1 OF 3

AN EASEMENT WITHIN A PARCEL OF LAND AS DESCRIBED PER DOCUMENT 1998-1138601 MARICOPA COUNTY RECORDER (MCR) LOCATED IN THE SOUTHWEST QUARTER OF SECTION 11, TOWNSHIP 2 NORTH, RANGE 1 EAST OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, BEING 8.00 FEET IN WIDTH, LYING 4.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE;

COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION 11, BEING A BRASS CAP IN HANDHOLE, FROM WHICH THE SOUTHWEST CORNER OF SAID SECTION 11, BEING A BRASS CAP FLUSH, BEARS SOUTH 00 DEGREES 06 MINUTES 21 SECONDS EAST, A DISTANCE OF 2619.33 FEET (**BASIS OF BEARING**);

THENCE ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 11, SOUTH 00 DEGREES 06 MINUTES 21 SECONDS EAST, A DISTANCE OF 665.40 FEET;

THENCE DEPARTING SAID WEST LINE, NORTH 89 DEGREES 53 MINUTES 39 SECONDS EAST, A DISTANCE OF 33.00 FEET TO THE NORTHWEST CORNER OF SAID PARCEL OF LAND;

THENCE ALONG THE NORTH LINE OF SAID PARCEL OF LAND, NORTH 89 DEGREES 11 MINUTES 04 SECONDS EAST, A DISTANCE OF 487.62 FEET;

THENCE DEPARTING SAID NORTH LINE, SOUTH 00 DEGREES 48 MINUTES 56 SECONDS EAST, A DISTANCE OF 275.72 FEET TO THE EAST LINE OF A POWER DISTRIBUTION EASEMENT AS DESCRIBED IN DOCUMENT 2003-0241363, MCR AND THE **POINT OF BEGINNING**;

THENCE DEPARTING SAID EAST LINE, NORTH 89 DEGREES 52 MINUTES 06 SECONDS EAST, A DISTANCE OF 33.81 FEET;

THENCE SOUTH 00 DEGREES 07 MINUTES 54 SECONDS EAST, A DISTANCE OF 32.70 FEET;

THENCE SOUTH 45 DEGREES 15 MINUTES 40 SECONDS EAST, A DISTANCE OF 64.91 FEET;

THENCE SOUTH 00 DEGREES 07 MINUTES 54 SECONDS EAST, A DISTANCE OF 220.35 FEET;

THENCE SOUTH 89 DEGREES 52 MINUTES 06 SECONDS WEST, A DISTANCE OF 2.96 FEET TO AN ELECTRONIC MARKER BEING A PART OF THIS EASEMENT;

THENCE CONTINUING SOUTH 89 DEGREES 52 MINUTES 06 SECONDS WEST, A DISTANCE OF 10.91 FEET TO A POINT IN AN EQUIPMENT PAD BEING 10.00 FEET BY 10.00 FEET AND BEING A PART OF THIS EASEMENT AND THE **POINT OF TERMINUS**.

SAID EASEMENT CONTAINS AN AREA OF 2925 SQUARE FEET OR 0.067 ACRES, MORE OR LESS.

SIDELINES BEING LENGTHENED OR SHORTENED TO FORM VERTICES AT ALL ANGLE POINTS AND TO TERMINATE AT ALL REFERENCED BOUNDARY LINES WHICH PASS THROUGH A POINT OF TERMINUS.

END OF DESCRIPTION



WEST QUARTER CORNER SECTION 11
 FND BRASS CAP IN HANDHOLE
 LVI: 05-10-2004
 POC

EXHIBIT "A"

665.40'

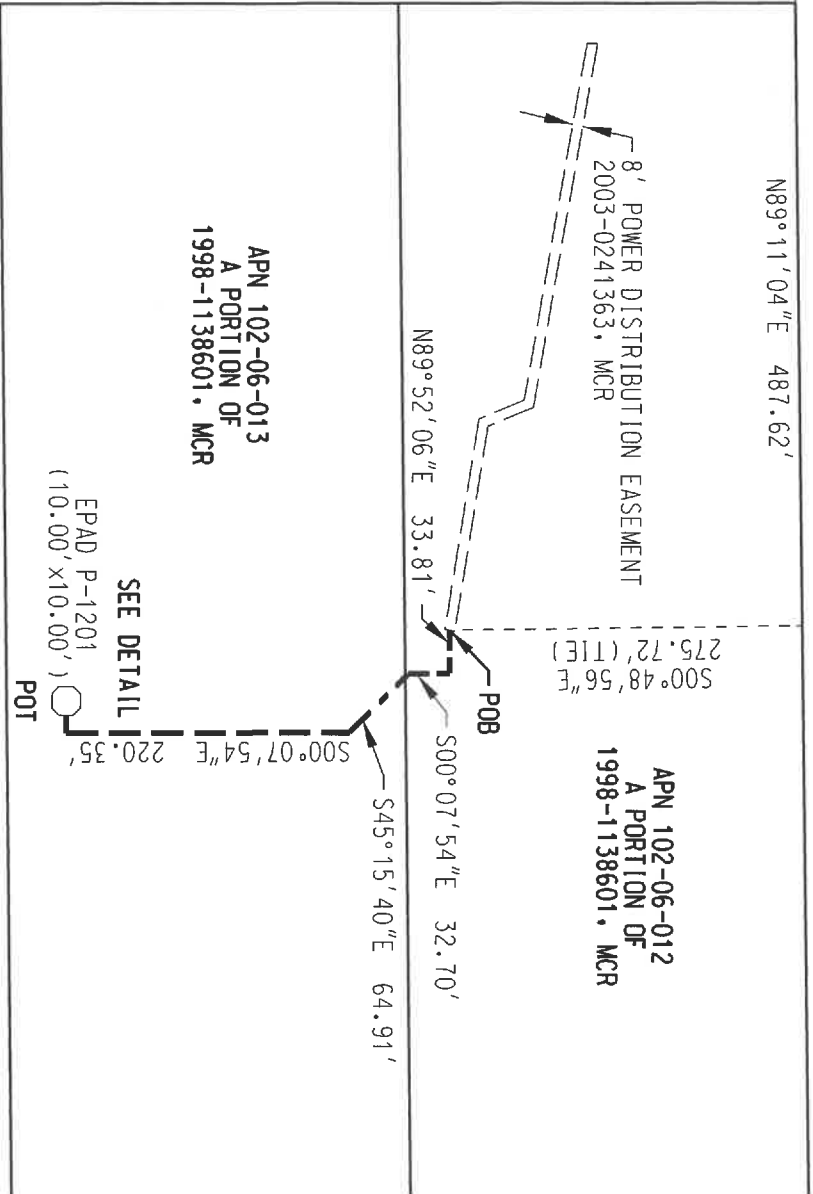
N89°53'39"E 33.00' (TIE)

N89°11'04"E 487.62'

83RD AVENUE
 S00°06'21"E 2619.33' (M) (BASIS OF BEARING)

1953.93'

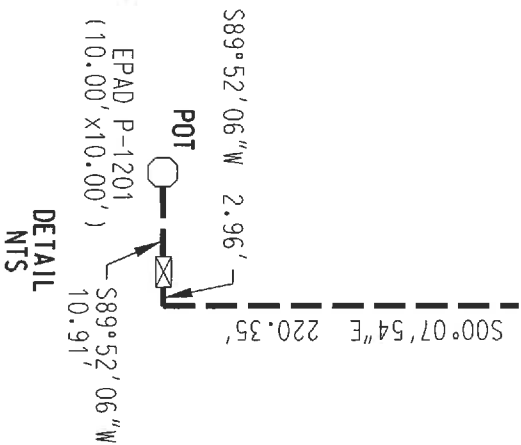
SOUTHWEST CORNER
 SECTION 11
 FND BRASS CAP FLUSH
 LVI: 09-27-2018



APN 102-06-013
 A PORTION OF
 1998-1138601, MCR

APN 102-06-012
 A PORTION OF
 1998-1138601, MCR

SEE DETAIL
 EPAD P-1201
 (10.00'x10.00')
 P07



NORTH



EASEMENT AREA = 2925 SQUARE FEET OR 0.067 ACRES, MORE OR LESS

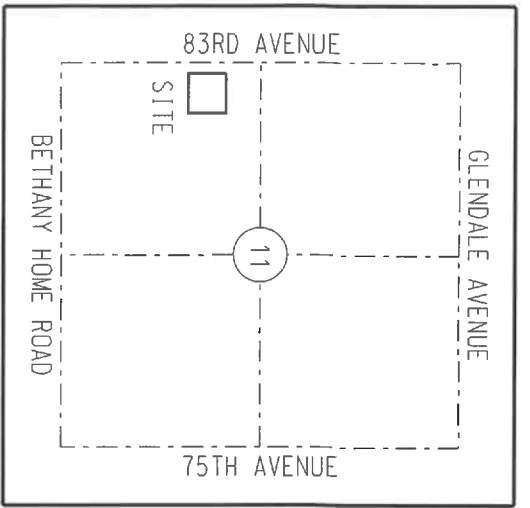
| | |
|---|------------------------|
| SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT & POWER DISTRICT | |
| SRP LDWR NUMBER: N/A | SCALE: NTS |
| I.D. NUMBER: T3583389 | SHEET: 3 OF 3 |
| AGENT: SOLIZ | SHEET SIZE: 8.5"X11" |
| DRAWN: PARKER | REVISION: 0 |
| CHECKED BY: | CREW CHIEF: DOWNIE |
| DATE: 12-04-2024 | FIELD DATE: 11-16-2024 |
| ASM | |



SURVEY DIVISION
 LAND DEPARTMENT

10.3 NORTH - 4.1 EAST
 GLENDALE HEROES PARK
 SW 1/4, SECTION 11
 T.2N., R.1E.

EXHIBIT "A"



VICINITY MAP (NTS)
T2N, R1E
G&SRM



LEGEND

- SECTION AND CENTERLINE
- PROPERTY LINE
- CENTERLINE OF 8' EASEMENT
- EXISTING EASEMENT
- - - TIE LINE
- ◆ SECTION CORNER AS NOTED
- EQUIPMENT PAD - 10.00' x 10.00'
IS PART OF THIS EASEMENT
- ⊗ ELECTRONIC MARKER

CAUTION

THE EASEMENT LOCATION AS HERETO
DELINEATED MAY CONTAIN HIGH
VOLTAGE ELECTRICAL EQUIPMENT,
NOTICE IS HEREBY GIVEN THAT THE
LOCATION OF UNDERGROUND
ELECTRICAL CONDUCTORS OR
FACILITIES MUST BE VERIFIED AS
REQUIRED BY ARIZONA REVISED
STATUTES, SECTION 40-380.21, ET.
SEQ., ARIZONA BLUE STAKE
LAW, PRIOR TO ANY EXCAVATION.

NOTES

THIS EXHIBIT IS INTENDED TO
ACCOMPANY AN EASEMENT. ALL
PARCELS SHOWN WERE PLOTTED
FROM RECORD INFORMATION, AND
NO ATTEMPT HAS BEEN MADE TO
VERIFY THE LOCATION OF ANY
BOUNDARIES SHOWN. THIS IS NOT
AN ARIZONA BOUNDARY SURVEY.

ALL ELECTRIC LINES SHOWN
ARE MEASURED TO THE WINDOW
OF THE EQUIPMENT PAD
UNLESS OTHERWISE NOTED.

BASIS OF BEARINGS:
BASED ON THE MARICOPA COUNTY
LOW DISTORTION PROJECTION
COORDINATE SYSTEM.

ABBREVIATION TABLE

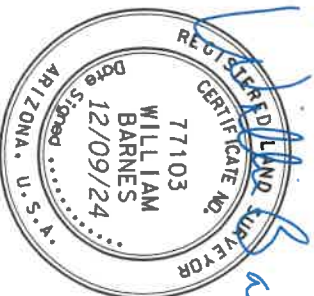
| | |
|------|--------------------------|
| APN | ASSESSOR'S PARCEL NUMBER |
| EPAD | ELECTRICAL EQUIPMENT PAD |
| FND | FOUND |
| MCR | MARICOPA COUNTY RECORDER |
| (M) | MEASURED |
| LVI | LAST VISUAL INSPECTION |
| NTS | NOT TO SCALE |
| POB | POINT OF BEGINNING |
| POC | POINT OF COMMENCEMENT |
| POT | POINT OF TERMINUS |

SALT RIVER PROJECT
AGRICULTURAL IMPROVEMENT & POWER DISTRICT

| | |
|-----------------------|------------------------|
| SRP LDWR NUMBER: N/A | SCALE: NTS |
| I.D. NUMBER: T3583389 | SHEET: 2 OF 3 |
| AGENT: SOLIJZ | SHEET SIZE: 8.5" x 11" |
| DRAWN: PARKER | REVISION: 0 |
| CHECKED BY: | CREW CHIEF: DOWNIE |
| DATE: 12-04-2024 | FIELD DATE: 11-16-2024 |

ASM

FIELD DATE: 11-16-2024



SURVEY DIVISION
LAND DEPARTMENT

GLENDALE HEROES PARK
SW 1/4, SECTION 11
T.2N., R.1E.
10.3 NORTH - 4.1 EAST