

RESOLUTION NO. 2024-2422

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, ESTABLISHING PUBLIC RIGHT-OF-WAY REQUIRED FOR THE INSTALLATION OF A TRAFFIC SIGNAL AT THE INTERSECTION OF SOUTH COTTON LANE AND WEST ELWOOD STREET; PROVIDING FOR AN EFFECTIVE DATE AND RECORDATION.

WHEREAS, pursuant the power vested in the city of Goodyear ("City") by its Charter and pursuant to A.R.S. § 9-276, the Mayor and Council of the City of Goodyear have the power to establish, construct, improve, regulate vacate, modify roadways open to the public; and

WHEREAS, the City of Goodyear owns certain real property generally located at the northwest corner of S. Cotton Lane and W. Elwood Street, which was acquired by Special Warranty Deed, recorded on December 28, 2007, in instrument 2007-1356154 ("City Property"); and

WHEREAS, the City will be installing a traffic signal at the intersection of S. Cotton Lane and W. Elwood Street as part of Capital Improvement Project #42063 S. Cotton Lane and W. Elwood Street Traffic Signal Improvements ("Project"); and

WHEREAS, traffic infrastructure improvements are to be located within public right-of-way, and in order to complete the Project, a portion of the City Property, legally described and depicted in Exhibit "A" attached hereto, must be declared a public right-of-way; and

WHEREAS, it is in the best interest of the public for the portion of the City Property described and depicted in Exhibit "A" attached hereto to be declared as public street.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

SECTION 1. The Mayor and Council of the City of Goodyear find and determine that the public health, safety, and welfare of the City require that the portion of City Property more particularly legally described and depicted in Exhibit "A," attached hereto and incorporated herein by this reference, be formally declared as public right-of-way.

SECTION 2. The Mayor and Council of the City of Goodyear, on behalf of the City of Goodyear, an Arizona municipal corporation, as owner of that real property more particularly described and depicted in Exhibit "A" attached hereto and incorporated herein by this reference and declared as public right-of-way to be maintained by the City of Goodyear.

SECTION 3. This Resolution 2024-2422 shall become effective on the date it is passed and adopted by the Mayor and Council of the city of Goodyear. The City Clerk shall cause a certified copy of this Resolution, including Exhibit A, to be recorded in the official records of the Maricopa County Recorder.

PASSED AND ADOPTED by the Mayor and Council of the City of Goodyear, Maricopa County, Arizona, by a _____ vote, this _____ day of _____, 2024.

Joe Pizzillo, Mayor

Date: _____

ATTEST:

APPROVED AS TO FORM:

Darcie McCracken, City Clerk

Roric Massey, City Attorney

EXHIBIT "A"
Legal Description
Right of Way

EXHIBIT "A"

DESCRIPTION FOR A TRAFFIC SIGNAL EASEMENT
A PORTION OF THE PROPERTY DESCRIBED IN SPECIAL WARRANTY DEED,
RECORDED IN DOCUMENT NUMBER 2008-0810590, M.C.R.

A PORTION OF THE PROPERTY DESCRIBED IN SPECIAL WARRANTY DEED,
RECORDED IN DOCUMENT NUMBER 2008-0810590, MARICOPA COUNTY
RECORDER'S OFFICE (M.C.R.), SITUATE IN A PORTION OF THE NORTHEAST
QUARTER OF SECTION 23, TOWNSHIP 1 NORTH, RANGE 2 WEST, OF THE GILA
AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE
PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE FOUND BRASS CAP MARKING THE EAST QUARTER
CORNER OF SAID SECTION 23, FROM WHICH THE FOUND BRASS CAP
MARKING THE WEST QUARTER CORNER OF SAID SECTION 23, BEARS NORTH
89°43'34" WEST (**BASIS OF BEARING**), A DISTANCE OF 5,298.18 FEET;
THENCE ALONG THE EAST-WEST MID SECTION LINE OF SAID SECTION 23,
NORTH 89°43'34" WEST, A DISTANCE OF 133.10 FEET;
THENCE DEPARTING SAID LINE, NORTH 00°16'26" WEST, A DISTANCE OF 65.00
FEET, TO NORTH RIGHT-OF-WAY LINE OF ELWOOD STREET, AS SHOWN ON
THE MARICOPA COUNTY ASSESSOR MAPS, BEING THE **POINT OF BEGINNING**;

THENCE DEPARTING SAID LINE, NORTH 45°13'40" EAST, A DISTANCE OF 42.39
FEET;

THENCE SOUTH 89°43'34" EAST, A DISTANCE OF 70.00 FEET, TO THE WEST
RIGHT-OF-WAY LINE OF COTTON LANE, AS SHOWN IN BOOK 3 OF ROAD
MAPS, PAGE 16, M.C.R.;

THENCE ALONG SAID LINE, SOUTH 00°10'54" WEST, A DISTANCE OF 30.00
FEET TO SAID NORTH RIGHT-OF-WAY LINE OF ELWOOD ST;

THENCE ALONG SAID LINE, NORTH 89°43'34" WEST, A DISTANCE OF 100.00
FEET TO THE **POINT OF BEGINNING**.

CONTAINING 2,550 SQUARE FEET OR 0.059 ACRES, MORE OR LESS.

SUBJECT TO EXISTING RIGHTS-OF-WAY AND EASEMENTS.

SEE ATTACHED EXHIBIT DRAWING BY REFERENCE MADE A PART HERETO.



Title: DESCRIPTION

Project #: 090009228

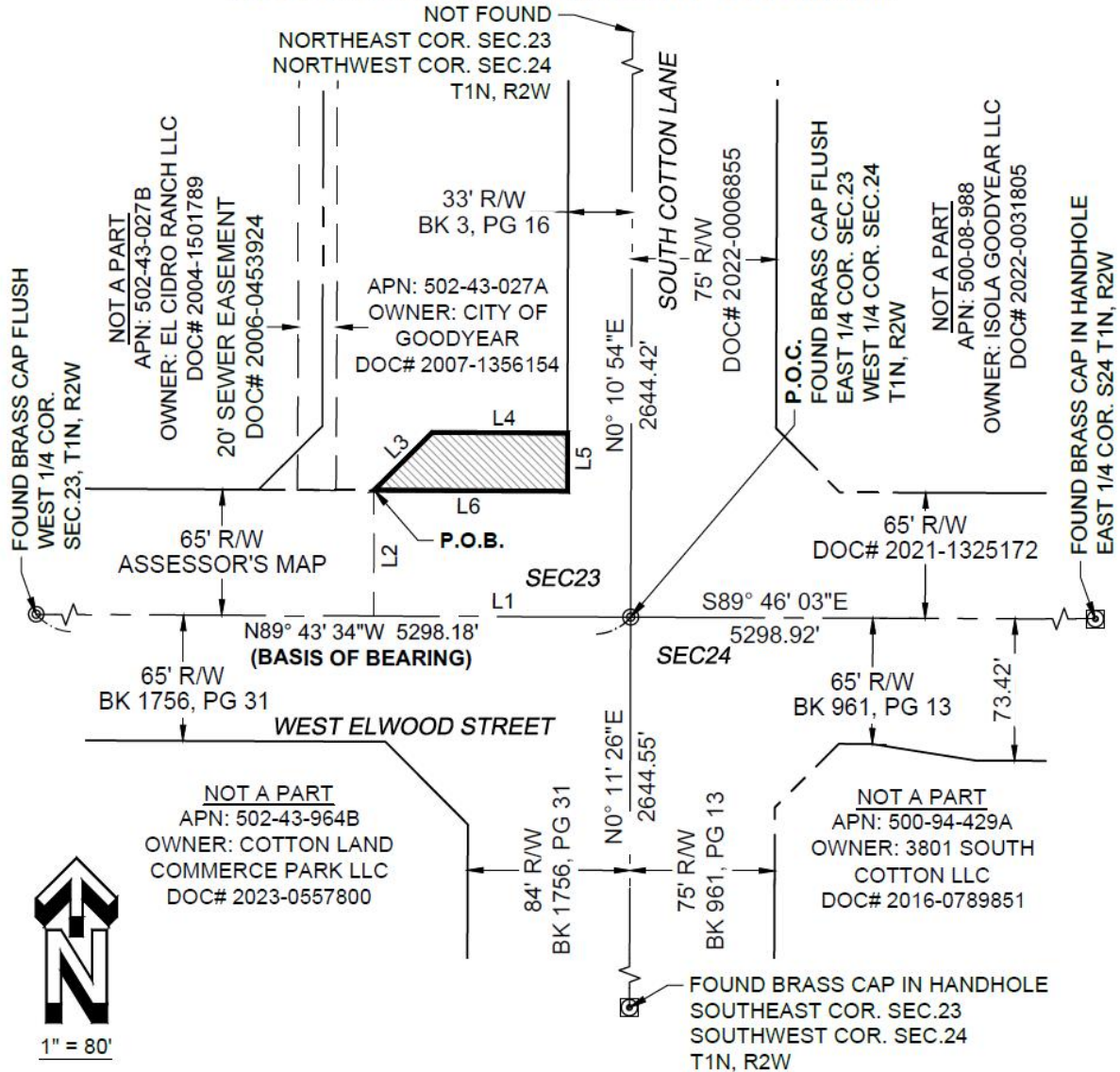
Date: 03/22/2024

Scale: N / A

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EXHIBIT FOR A TRAFFIC SIGNAL EASEMENT
A PORTION OF THE PROPERTY DESCRIBED IN SPECIAL WARRANTY DEED,
RECORDED IN DOCUMENT NUMBER 2008-0810590, M.C.R.



Title: EXHIBIT
Project #: 09009228
Date: 03/22/2024
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EXHIBIT "A"

EXHIBIT FOR A TRAFFIC SIGNAL EASEMENT
A PORTION OF THE PROPERTY DESCRIBED IN SPECIAL WARRANTY DEED,
RECORDED IN DOCUMENT NUMBER 2008-0810590, M.C.R.

LINE TABLE		
LINE	BEARING	LENGTH
L1	S89° 43' 34"E	133.10
L2	S0° 16' 26"W	65.00
L3	N45° 13' 40"E	42.39
L4	S89° 43' 34"E	70.00
L5	S0° 10' 54"W	30.00
L6	N89° 43' 34"W	100.00



Title: EXHIBIT

Project #: 09009228

Date: 03/22/2024

Scale: N / A

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