

ORDINANCE NO. 02017-018

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, AUTHORIZING AND DIRECTING THAT FEE TITLE TO CERTAIN RIGHT-OF-WAY, HEREAFTER DESCRIBED, BE ACQUIRED BY THE CITY OF YUMA, BY GIFT FOR THE REASON THAT SUCH PROPERTY IS REQUIRED TO IMPROVE FUTURE PUBLIC ROADWAY EXPANSION AND OTHER PUBLIC PURPOSES AS MAY BE RELATED THERETO

WHEREAS, the City of Yuma (City) is authorized, pursuant to the City Charter, Article III, Section 2, to acquire real property; and,

WHEREAS, the City has identified the acquisition of a certain parcel of real property, owned by Ranchos, L.L.C. and Ninos, L.L.C. (Ranchos), as necessary for future public roadway on the east half of Avenue D between Francis Street & 8th Street; and,

WHEREAS, Ranchos has given this parcel of real property to the City by warranty deed; and,

WHEREAS, City acceptance of the warranty deed requires City Council approval by ordinance.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Yuma as follows:

SECTION 1: It is deemed necessary and essential, as a matter of public interest and public benefit that a certain parcel of real property described in Exhibit A, attached and by this reference made a part of this Ordinance, be acquired by the City of Yuma, as such acquisition is required to extend and improve a public roadway and infrastructure.

SECTION 2: City staff is authorized and directed to acquire the described real property by gift.

SECTION 3: The City Administrator is authorized to accept title to the described real property on behalf of the City.

SECTION 4: City staff is authorized and directed to pay all recording fees and other costs necessary in the acquisition of said property.

Adopted this ____ day of _____, 2017.

APPROVED:

Douglas J. Nicholls
Mayor

ATTEST:

APPROVED AS TO FORM:

Lynda L. Bushong
City Clerk

Richard W. Files
City Attorney

Exhibit A

LEGAL DESCRIPTION

That portion of the Northwest Quarter of the Northwest Quarter of Section 25, Township 8, Range 24 West of the Gila and Salt River Base and Meridian, Yuma County, Arizona, more particularly described as follows:

Avenue "D"

The West 50 feet of the West 787 feet of the Northwest Quarter of the Northwest Quarter (NW¹/₄NW¹/₄) of said Section 25;

Said parcel contains 1.528 acres, more or less.