

**ORDINANCE NO. 02021-015**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, ANNEXING TO THE CITY OF YUMA, A PORTION OF SECTIONS 19 AND 20, TOWNSHIP 8 SOUTH, RANGE 23 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, AND SECTION 33, TOWNSHIP 16 SOUTH, RANGE 22 EAST OF THE SAN BERNARDINO MERIDIAN, YUMA COUNTY, ARIZONA, AND AMENDING CHAPTER 154 OF THE YUMA ZONING CODE, AS AMENDED, DESIGNATING THE ZONING OF CERTAIN PROPERTY TO THE AGRICULTURE (AG) ZONING DISTRICT, AND AMENDING THE ZONING MAP TO CONFORM THERETO, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, ARTICLE 7, ARIZONA REVISED STATUTES AS AMENDED**

WHEREAS, a petition in writing ("Petition"), accompanied by a map or plot of said property, having been filed and presented to the Mayor and City Council of the City of Yuma, Arizona, signed by the owners of more than one-half in value of the real and personal property and more than one-half of the persons owning real and personal property as would be subject to taxation by the City of Yuma in the event of annexation of the territory and land hereinafter described as shown by the last assessment of said property, which said territory is contiguous to the City of Yuma and not now embraced within its corporate limits, asking that the property more particularly hereinafter described be annexed to the City of Yuma, and to extend and increase the corporate limits of the City of Yuma so as to embrace the same; and,

WHEREAS, the Mayor and City Council of the City of Yuma, Arizona, are desirous of complying with the Petition and extending and increasing the corporate limits of the City of Yuma to include said territory; and,

WHEREAS, the Petition sets forth a true and correct description of all the exterior boundaries of the entire area proposed to be annexed to the City of Yuma and had attached thereto at all times an accurate map of the territory desired to be annexed; and,

WHEREAS, no alterations increasing or reducing the territory sought to be annexed have been made after the Petition had been signed by any owner of real and personal property in such territory; and,

WHEREAS, the provisions of A.R.S. § 9-471, as amended, have been fully observed; and,

WHEREAS, proper and sufficient certification and proof of the foregoing facts are now on file in the office of City Clerk of the City of Yuma, Arizona, together with a true and correct copy of the original Petition referred to herein, which is on file in the office of the Yuma County Recorder; and,

WHEREAS, upon annexation the initial designation for zoning of the property described in Section 1 shall be Agriculture (AG) District, as provided for in A.R.S. § 9-471, as amended.

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

SECTION 1: That the following described territory be, and the same hereby is, annexed to the City of Yuma, and that the present corporate limits be, and the same hereby are, extended and increased to include the following described territory contiguous to the present City of Yuma corporate limits, to wit:

*A portion of Sections 19 and 20, Township 8 South, Range 23 West of the Gila & Salt River Base and Meridian, Yuma County, State of Arizona, and Section 33, Township 16 South, Range 22 East of the San Bernardino Meridian, Yuma County, State of Arizona, and more particularly described as follows:*

*Commencing at the intersection of the North line of City of Yuma Annexation Ordinance O96-15, Dated March 11, 1996, FEE # 06227, recorded in Docket 2084, Pages 649-652, Yuma County Records (YCR) (Record 1), and the West line of City of Yuma Annexation Ordinance 605, adopted 2/6/1954, recorded in Docket 98, Pages 411 to 416, YCR (Record 2), located in said Section 20, point also being the True Point of Beginning;*

*Thence South 89°58'15" West (Record 1) along the North line of said O96-15, a distance of 33 feet, more or less to the West line of said Section 20, also being the East line of said Section 19;*

*Thence Continuing South 89°58'15" West (Record 1) along the North line of said O96-15, a distance of 89.00 feet to a point lying on the West right-of-way line of Avenue B, point also being the Southeast corner of real property described as Parcel 1 in Warranty Dee, dated 3/10/2017, Recorded as FEE # 2017-06090 YCR;*

*Thence South 89°58'15" West (Record 1), along the North line of said O96-15, a distance of 425.00 feet (Record 1) to a point;*

*Thence North 00°01'45" West (Record 1) along the East line of said Annexation O96-15, a distance of 184.00 feet (Record 1), to a point lying on the Northern Northeast corner of said Annexation Ordinance O96-15, point also lying on the South right-of-way line of the United States Bureau of Reclamation (USBR) West Main Canal;*

*Thence continuing North 00°01'45" West a distance of 125 feet, more or less to the North line of Said Section 19, also being the South line of Section 33, Township 16 South, Range 22 East of the San Bernardino Meridian, Yuma County, State of Arizona as described in USBR West Main Canal right-of-way map 35-303-617, dated Aug 25, 1981;*

*Thence continuing North 00°01'45" West a distance of 37 feet, more or less to a point lying on the North line of said USBR West Main Canal, point also lying on the south line of Lot 38 of the Ruby Subdivision, dated February 16, 1928, recorded in Book 2 of Plats, Page 42, YCR;*

*Thence Northeast along the South line of said Ruby subdivision a distance of 250 feet, more or less to a point lying on the southwest corner of Lot 34, point also being the most*

*westerly southwest corner of said Annexation Ordinance 605;*

*Thence continuing along the Northern South line of Annexation Ordinance 605 (Record 2) as described "Thence easterly along the south line of Lots 34 and 33 of said Ruby Subdivision, and continuing along the easterly prolongation of the South line of said Lots 34 and 33 of said Ruby Subdivision to its point of intersection with the east line of said Avenue "B", Yuma County, Arizona";*

*Thence southerly along the West line of Annexation Ordinance 605 (Record 2) also being the east line of Avenue "B" to a point on the south line of said Section 33, point also being the North line of said Section 20, Township 8 South, Range 23 West of the Gila and Salt River Base and Meridian;*

*Thence continuing southerly along the West line of Annexation Ordinance 605 (Record 2), also being the east line of Avenue B, a distance of 354 feet, more or less to the True Point of Beginning.*

*Containing 193,277.71 square feet or 4.44 Acres, more or less*

**SECTION 2:** That a copy of this ordinance, together with an accurate map of the territory hereby annexed to the City of Yuma, certified by the Mayor of the City of Yuma, be forthwith filed and recorded in the office of the County Recorder of Yuma County, Arizona.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

APPROVED:

\_\_\_\_\_  
Douglas J. Nicholls  
Mayor

ATTESTED:

\_\_\_\_\_  
Lynda L. Bushong  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Richard W. Files  
City Attorney