

ORDINANCE NO. O2018-012

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, ANNEXING TO THE CITY OF YUMA, A PORTION OF SECTION 17 OF TOWNSHIP 9 SOUTH, RANGE 22 WEST OF THE GILA AND SALT RIVER BASE & MERIDIAN, YUMA COUNTY, ARIZONA, AND AMENDING CHAPTER 154 OF THE YUMA CITY CODE, AS AMENDED, DESIGNATING THE ZONING OF CERTAIN PROPERTY TO THE AGRICULTURE (AG) ZONING DISTRICT, AND AMENDING THE ZONING MAP TO CONFORM WITH THE ANNEXATION, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, ARTICLE 7, ARIZONA REVISED STATUTES AND ITS AMENDMENTS

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 the Southeast Quarter (SE1/4) and the Southwest Quarter (SW1/4) of Section 17, Township 9 South, Range 22 West, Gila & Salt River Base & Meridian, Yuma County, State of Arizona, and more particularly described as follows:

Commencing at the Southwest Corner of the Southeast Quarter (SE1/4), also known as the South 1/4 of said Section 17, and the TRUE POINT OF BEGINNING;

Thence Easterly along the South section line of said Section 17, to a point on the South Right-of-Way Line of the United States Department of the Interior Bureau of Reclamation (a.k.a. USBR) "A" Canal, as Shown

on (USBR) Drawing Titled A and B CANALS AND LATERALS RIGHT OF WAY ACROSS PUBLIC LANDS, Drawing Number 50-303-4981;

Thence Northeasterly along South Right-of- Way line of said USBR Canal to a point 33 feet West of the East line of said Section 17;

Thence Northerly along a line lying 33 feet West of the East line of said Section 17, to a point on the North line of the Southeast Quarter (SE1/4), and 33 feet Westerly of the Northeast corner of the Southeast Quarter (SE1/4), also known as the East 1/4 corner of said Section 17;

Thence Westerly along the North line of the Southeast Quarter (SE1/4) to the Northwest Corner of the Southeast Quarter (SE1/4), also known as the Center Quarter (C1/4) corner of said Section 17;

Thence Southerly along the West line of the Southeast Quarter (SE1/4) to a point, being the Northwest corner of the Southwest Quarter of the Northwest Quarter of the Southeast Quarter (SW1/4NW1/4SE1/4) of said Section 17;

Thence Westerly 40 feet to a point, 40 feet West of the East line of the Southwest Quarter (SW1/4) and 40 feet Westerly of the Northeast corner of the Southeast Quarter of the Northeast Quarter of the Southwest Quarter (SE1/4NE1/4SW1/4) and said point lying on the North line of the Southeast Quarter of the Northeast Quarter of the Southwest Quarter (SE1/4NE1/4SW1/4) of said Section 17;

Thence Southerly along a line lying 40 feet West of the East line of the Southwest Quarter (SW1/4) to a point 40 feet West of the East line and 30 feet South of the North line of the Northeast Quarter of the Southeast Quarter of the Southwest Quarter (NE1/4SE1/4SW1/4) of said Section 17;

Thence Easterly along a line lying 30 feet South of the North line of the Northwest Quarter of the Southwest Quarter of the Southeast Quarter (NW1/4SW1/4SE1/4), to a point on the East line of the Northwest Quarter of the Southwest Quarter of the Southeast Quarter (NW1/4SW1/4SE1/4) and 30 feet Southerly of the Northeast corner of the Northwest Quarter of the Southwest Quarter of the Southeast Quarter (NW1/4SW1/4SE1/4) of said Section 17;

Thence Southerly along the East line of the Northwest Quarter of the Southwest Quarter of the Southeast Quarter (NW1/4SW1/4SE1/4), to the Southeast corner of the Northwest Quarter of the Southwest Quarter of the Southeast Quarter (NW1/4SW1/4SE1/4) of said Section 17;

Thence Westerly along the South line of Northwest Quarter of the Southwest Quarter of the Southeast Quarter (NW1/4SW1/4SE1/4), to a point 40 feet West of the East line of the Southwest Quarter (SW1/4) and 40 feet Westerly of the Northeast corner of the Northeast Quarter of the Southeast Quarter of the Southwest Quarter (NE1/4SE1/4SW1/4) of said Section 17;

Thence Southerly along a line lying 40 feet West of the East line of the Southwest Quarter (SW1/4), to a point 40 feet Westerly of Southwest Corner of the Southeast Quarter (SE1/4), also known as the South 1/4, along South line of the Southwest quarter (SW1/4) of said Section 17;

Thence Easterly 40 feet along the South line of said Section 17, to the Southwest Corner of the Southeast Quarter (SE1/4), also known as the South 1/4 of said Section 17, and the TRUE POINT OF BEGINNING.

This Annexation legal is bounded by Annexation Ordinances O97-81 on the North and East, and O2008-43 on the Southeast.

The above described parcel contains 4,960,887 square feet or 113.89 acres more or less.

SECTION 2: That the territory described in Section 1 be, and the same hereby is, placed in the Agriculture (AG) District, as defined by Chapter 154 of the Yuma City Code, as amended, pursuant to the provisions provided for in A.R.S. § 9-471, as amended; that said property upon this Ordinance becoming final, be subject to all rules, regulations and requirements of Chapter 154 of the Yuma City Code, as amended, pertaining to the Agriculture (AG) District, and that the zoning map adopted under Chapter 154 of the Yuma City Code, as amended, be hereby ordered to be changed and amended so as to show that said property described below will be located within the District herein provided.

SECTION 3: 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 _____, 2018.

APPROVED:

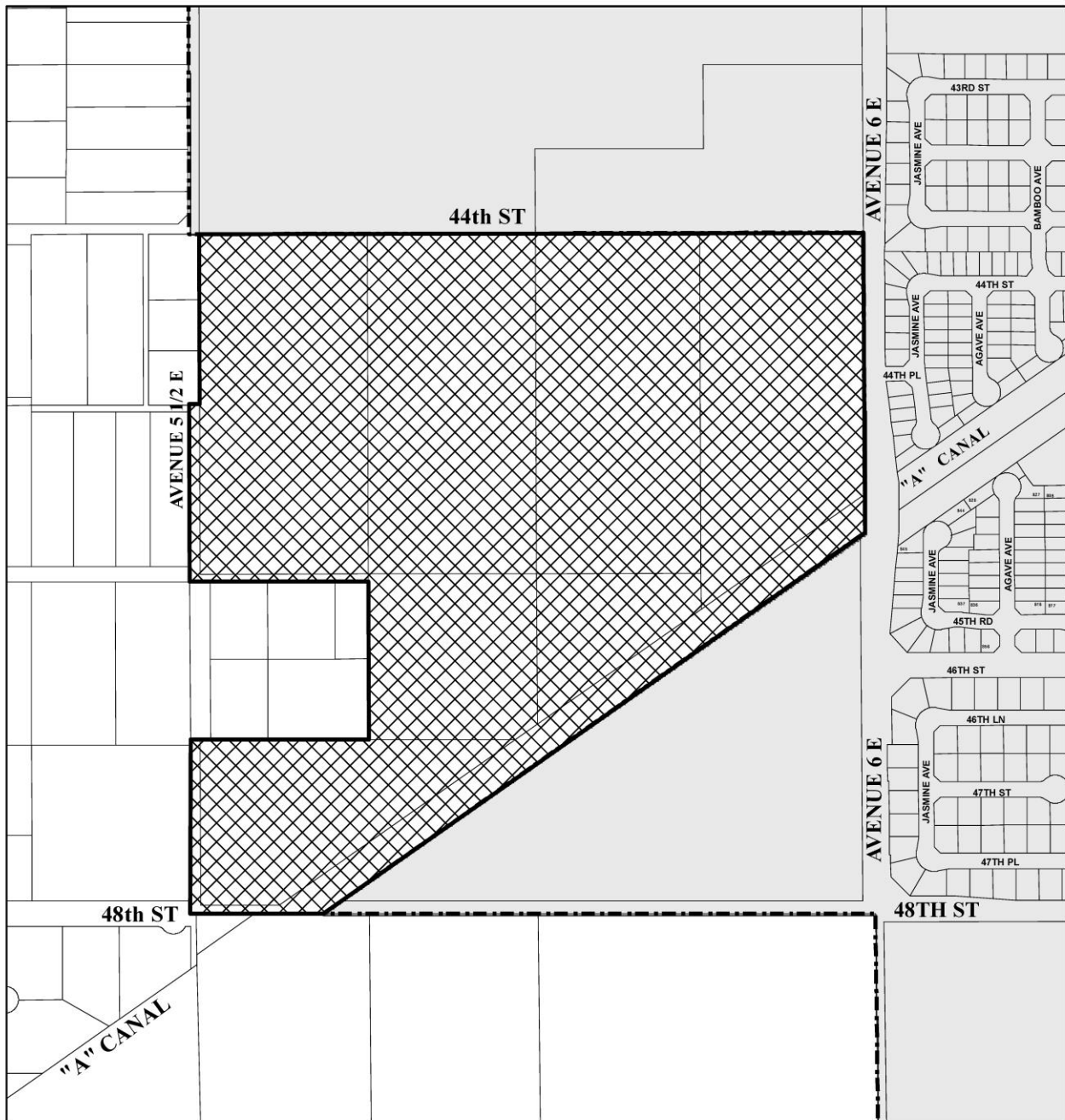
Douglas J. Nicholls
Mayor

ATTESTED:

Lynda L. Bushong
City Clerk

APPROVED AS TO FORM:



Richard W. Files
City Attorney



**Annexation Map Produced
Pursuant to A.R.S. §9-471**

NOT TO SCALE
INFORMATION TECHNOLOGY
SERVICES, ENTERPRISE
GIS

**City of Yuma, Arizona
Annexation Area No. 20377-2017**

 City of Yuma
 Annexation Area

The City of Yuma shall maintain the rights-of-way and roadways that are within the annexation boundaries. Yuma County shall maintain the rights-of-way and roadways that are contiguous to and outside the annexation boundaries.