

RESOLUTION 2016-039

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, COCHISE COUNTY, ARIZONA; REAFFIRMING SETTLED POLICY; PRESENTING A REQUEST TO PROCEED WITH PROPOSED ABANDONMENTS IN THE FIRST ADDITON TO THE FRY TOWNSITE SUBDIVISION, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 21 SOUTH, RANGE 20 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, COCHISE COUNTY, ARIZONA; AND AUTHORIZING AND DIRECTING THE CITY MANAGER, CITY CLERK, CITY ATTORNEY OR THEIR DULY AUTHORIZED OFFICERS AND AGENTS TO TAKE ALL STEPS NECESSARY TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION.

WHEREAS, A.R.S §28-7202 through §28-7205 permits the governing body of the City of Sierra Vista to dispose of public rights-of-way through sale or abandonment; and

WHEREAS, A.R.S. §28-7202 permits the City Council to take such disposition of public rights-of-way; and

WHEREAS, this resolution reaffirms settled policy that allows the City Council to abandonment easements dedicated by subdivision plat;

WHEREAS, City of Sierra Vista Resolution 514, as amended by Resolutions 530, 930, and 1035 establishes standard procedures for the abandonment of public rights-of-way; and

WHEREAS, Resolution 514 requires that abandonment requests be brought to the City Council for initial authorization to proceed with processing; and

WHEREAS, approval of this resolution reaffirms settled policy, which directs staff to initiate proceedings to present proposed abandonments of existing rights-of-way and easements dedicated by subdivision plat to the City Council for its consideration and formal action.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, ARIZONA, AS FOLLOWS:

SECTION 1

That the settled policy of the City Council to initiate proceedings relating to the abandonment of rights-of-way and existing easements be, and hereby is, affirmed.

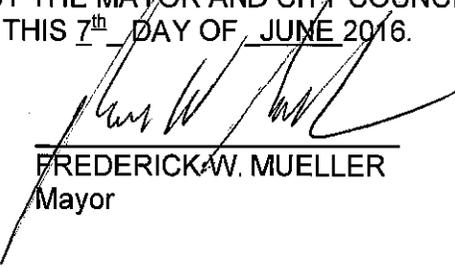
SECTION 2

That the request to proceed with an alley abandonment, described on Exhibit A, located in Section 34, Township 21 South, Range 20 East, of the Gila and Salt River Base and Meridian, be, and hereby, is approved.

SECTION 3

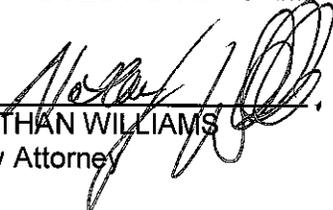
The City Manager, City Clerk, City Attorney, or their duly authorized officers and agents are hereby authorized and directed to take all steps necessary to carry out the purposes and intent of this Resolution.

PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, ARIZONA, THIS 7th DAY OF JUNE 2016.



FREDERICK W. MUELLER
Mayor

APPROVED AS TO FORM:



NATHAN WILLIAMS
City Attorney

ATTEST:



JILL ADAMS
City Clerk

PREPARED BY: Tina Moore
Planner

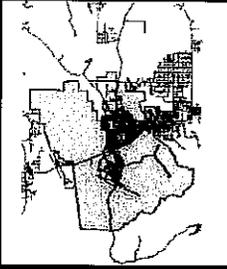


EXHIBIT A ALLEY ABANDONMENT

This map is a product of the
City of Sierra Vista GIS



Legend

- Incorporated Limits
- Parcels
- Address Points
- Alley Boundary

This document is a graphic representation only of best available sources. City of Sierra Vista assumes no responsibility for any errors. The Land Use designations for the areas outside the City limits may not be consistent with subject Coconino County Land Use Plans.

**LEGAL DESCRIPTION FOR CITY OF SIERRA VISTA
ALLEY ABANDONMENT BETWEEN
4TH STREET AND 5TH STREET IN
SIERRA VISTA, ARIZONA**

A TRACT OF LAND, BEING A PORTION OF THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 21 SOUTH, RANGE 20 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, COCHISE COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS;

THE ALLEY SHOWN SOUTH OF THE SOUTHERN PACIFIC RAILROAD RIGHT-OF-WAY LINE IN BLOCK 6 OF THE PLAT FOR THE FIRST ADDITION TO THE TOWNSHIP OF FRY, RECORDED NOVEMBER 22, 1954, COCHISE COUNTY, BOOK 3, PAGE 127, RECORDATION NUMBER 560 (ATTACHED).

SAID PARCEL CONTAINS APPROXIMATELY 0.12 ACRES MORE OR LESS. SEE EXHIBIT A, ATTACHED.