

2016-12303

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Requested By: City Of Sierra Vista

Christine Rhodes - Recorder

Cochise County, AZ

07-15-2016 10:16 AM Recording Fee \$7.00

WHEN RECORDED MAIL TO:

City of Sierra Vista
1011 W. Coronado Dr.
Sierra Vista, AZ 85635

THE ABOVE SPACE RESERVED FOR RECORDING INFORMATION

CAPTION HEADING

DO NOT REMOVE

THIS IS PART OF THE OFFICIAL DOCUMENT

RESOLUTION 2016-046

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, COCHISE COUNTY, ARIZONA; REAFFIRMING SETTLED POLICY; APPROVING THE ABANDONMENT OF AN ALLEY SITUATED BETWEEN TAX PARCELS 106-70-086A AND 106-70-086B IN THE FIRST ADDITION TO THE TOWNSITE OF FRY SUBDIVISION, LOCATED IN SECTION 31, TOWNSHIP 20 SOUTH, RANGE 20 EAST, OF THE GILA AND SALT RIVER BASE AND MERIDIAN AS MORE PARTICULARLY DEPICTED AND DESCRIBED IN EXHIBIT "A" ATTACHED HERETO; 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, the appropriate public utility companies, city staff, and abutting property owners were contacted and did not oppose the proposed abandonment; and

WHEREAS, the Planning and Zoning Commission recommended approval of the abandonments.

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

SECTION 1

That the following goals and policies of VISTA 2030, the City of Sierra Vista General Plan are reaffirmed: Goal 1-1, provide ample opportunities for citizen participation and Goal 13-1, Maintain, improve, and revitalize older areas of the community.

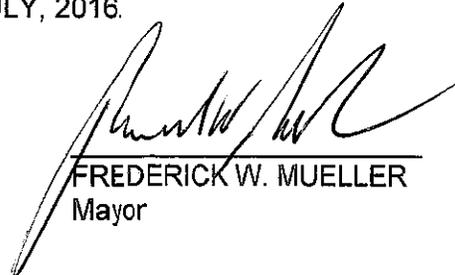
SECTION 2

That the abandonment of an alley situated between tax parcels 106-70-086A and 106-70-086B in the First Addition to the Townsite of Fry Subdivision, located in Section 31, Township 20 South, Range 20 East, of the Gila and Salt River Base and Meridian, as more particularly depicted and described in Exhibit A attached hereto, be, and hereby, is approved.

SECTION 3

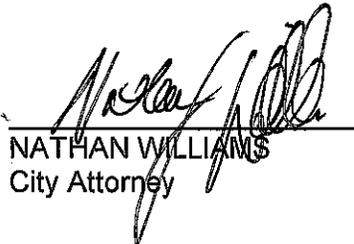
The City Manager, City Clerk, City Attorney, or their duly authorized officers and agents are hereby authorized and directed to take all steps necessary to carry out the purposes and intent of this Resolution.

PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, ARIZONA, THIS 14th DAY OF JULY, 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

**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.

SAID PARCEL CONTAINS APPROXIMATELY 0.12 ACRES MORE OR LESS.

