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SEP 27 2012

ORDINANCE NO. 4384

AN ORDINANCE OF THE CITY OF CHANDLER, ARIZONA, DECREASING THE CORPORATE LIMITS OF THE CITY OF CHANDLER, MARICOPA COUNTY, STATE OF ARIZONA (GILBERT ROAD RIGHTS-OF-WAY BETWEEN CHANDLER BOULEVARD AND PECOS ROAD DE-ANNEXATION), PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, ARTICLE 7, ARIZONA REVISED STATUTES BY DE-ANNEXING CERTAIN TERRITORY TO THE CITY, CONTINGENT UPON ITS BEING ANNEXED BY THE TOWN OF GILBERT.

WHEREAS, the City of Chandler desires to de-annex contiguous territory now within its corporate limits, pursuant to the provisions of A.R.S. 9-471.02 as amended; and

WHEREAS, the Town of Gilbert has requested that the City of Chandler de-annex and sever the territory from its corporate limits, and has notified the City of Chandler of its desire to adopt an ordinance to annex the territory; and

WHEREAS, the City consents to and approves of the proposed de-annexation contingent upon the County's consent to and approval of the proposed de-annexation pursuant to the provisions of A.R.S. 9-471.02;

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

SECTION 1. Pursuant to the provisions of A.R.S. 9-471.02, and contingent upon approval of the Maricopa County Board of Supervisors, the following described territory is de-annexed from the City of Chandler contingent upon its being annexed by the Town of Gilbert in the manner provided in A.R.S. 9-471.02; and

That the present corporate limits of the City of Chandler are hereby modified and decreased to remove the following territory, which is contiguous to both the City of Chandler and the Town of Gilbert, contingent upon the fulfillment of the conditions of Section 2 of this Ordinance, to-wit;

SEE ATTACHED EXHIBIT A FOR MAP AND LEGAL DESCRIPTION

SECTION 2. That a copy of this Ordinance, together with an accurate map of the territory hereby de-annexed from the City of Chandler, certified by the Mayor of the City of Chandler, be forthwith filed by the Clerk of the Maricopa County Board of Supervisors. Additionally, the City of Chandler staff is hereby authorized and directed to notify by certified mail,

return receipt requested, the owners of any real property in the territory to be de-annexed at least twenty (20) days before the hearing by the Maricopa County Board of Supervisors. Such notification shall contain the information as more specifically set forth in Title 9, Chapter 4, Article 7, Section 9-471.02, Arizona Revised Statutes.

SECTION 3. The land de-annexed, as more particularly described in Section 1 above, shall not be exempt from the payment of any taxes lawfully assessed against it for the purpose of paying any indebtedness lawfully contracted by the City of Chandler while such land was within the limits of the City of Chandler and which remains unpaid, and for the payment of which such land could be lawfully taxed.

SECTION 4. The Clerk of the City is hereby instructed to file and record a copy of this Ordinance, together with documentation of approval by the Maricopa County Board of Supervisors and an accurate map of the territory to be de-annexed from the City of Chandler, certified by the Mayor of the City of Chandler, in the Office of the County Recorder of Maricopa County, Arizona.

SECTION 5. The Transportation and Development Department of the City of Chandler is hereby directed to enter such changes and amendments as may be necessary upon the Zoning Map of said Zoning Code in compliance with this Ordinance.

INTRODUCED AND TENTATIVELY APPROVED by the City of Chandler, Arizona, this 13th day of September, 2012.

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

PASSED AND ADOPTED by the Mayor and City Council of the City of Chandler, Arizona, this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 4384 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on \_\_\_\_\_ day of \_\_\_\_\_, 2012, and that a quorum was present thereat.

\_\_\_\_\_  
CITY CLERK

PUBLISHED:

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY GAB

**EXHIBIT A**

Note: The legal description below is based on county and municipal documents. It is not based on a boundary survey of the subject parcel.

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LEGAL DESCRIPTION  
FOR TRANSFER OF PARCEL 1  
CITY OF CHANDLER RIGHT-OF-WAY TO THE TOWN OF GILBERT

That portion of a parcel of land described in the Records of Maricopa County, Arizona located in Section 36, Township 1 South, Range 5 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described as follows:

**PARCEL 1A:**

The West 36 feet of the East 65 feet of the Southeast Quarter of said Section 36;

Except the South 100 feet thereof and;

Containing an area of 91,509.84 Square Feet or 2.10 Acres, more or less.

**PARCEL 1B:**

The West 10 feet of the East 75 feet of the South 400.28 feet of the Southeast Quarter of the Southeast Quarter of said Section 36;

Except the South 100 feet thereof and;

Containing an area of 3,002.80 Square Feet or 0.07 Acres, more or less.

**PARCEL 1C:**

The West 6 feet of the East 71 feet of the South 907.28 feet of the Southeast Quarter of the Southeast Quarter of said Section 36;

Except the South 610.28 feet thereof and;

Containing an area of 1,782.00 Square Feet or 0.04 Acres, more or less.

PARCEL 1D:

The West 6 feet of the East 71 feet of the South 1607.28 feet of the Southeast Quarter of said Section 36;

Except the South 1272.28 feet thereof and;

Containing an area of 2,010.00 Square Feet or 0.05 Acres, more or less.

PARCEL 1E:

The West 35 feet of the East 100 feet of the North 55 feet of the Northeast Quarter of the Northeast Quarter of said Section 36 and;

Containing an area of 1,925.00 Square Feet or 0.04 Acres, more or less.

PARCEL 1F:

The West 4 feet of the East 33 feet of the Northeast Quarter of said Section 36;

Except the North 33 feet thereof and;

Containing an area of 10,436.36 Square Feet or 0.24 Acres, more or less.

PARCEL 1G:

The South 4 feet of the North 33 feet of the East 65 feet of the Northeast Quarter of the Northeast Quarter of said Section 36;

Except the East 29 feet thereof;

Containing an area of 144.00 Square Feet or 0.003 Acres, more or less.

Combined area of PARCEL 1 equals 110,810.00 Square Feet or 2.54 Acres, more or less.

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LEGAL DESCRIPTION  
FOR TRANSFER OF PARCEL 2  
CITY OF CHANDLER RIGHT-OF-WAY TO THE TOWN OF GILBERT

That portion of a parcel of land described in the Records of Maricopa County, Arizona located in Section 25, Township 1 South, Range 5 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described as follows:

PARCEL 2A:

The West 35 feet of the East 100 feet of the South 82.5 feet of the Southeast Quarter of the Southeast Quarter of said Section 25 and;

Containing an area of 2,887.50 Square Feet or 0.07 Acres, more or less.

PARCEL 2B:

The West 32 feet of the East 65 feet of the South 82.5 feet of the Southeast Quarter of the Southeast Quarter of said Section 25;

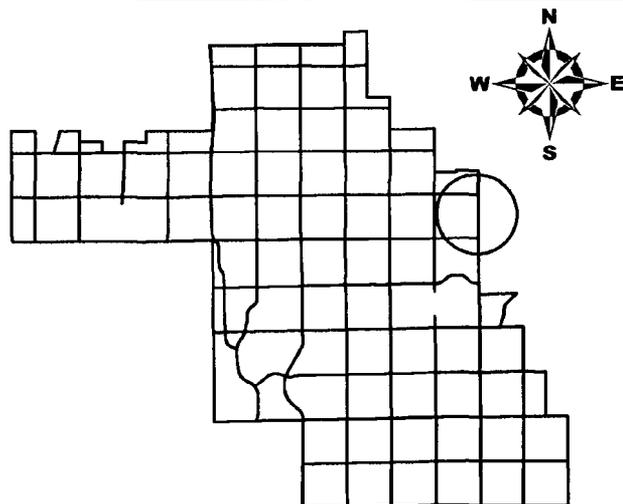
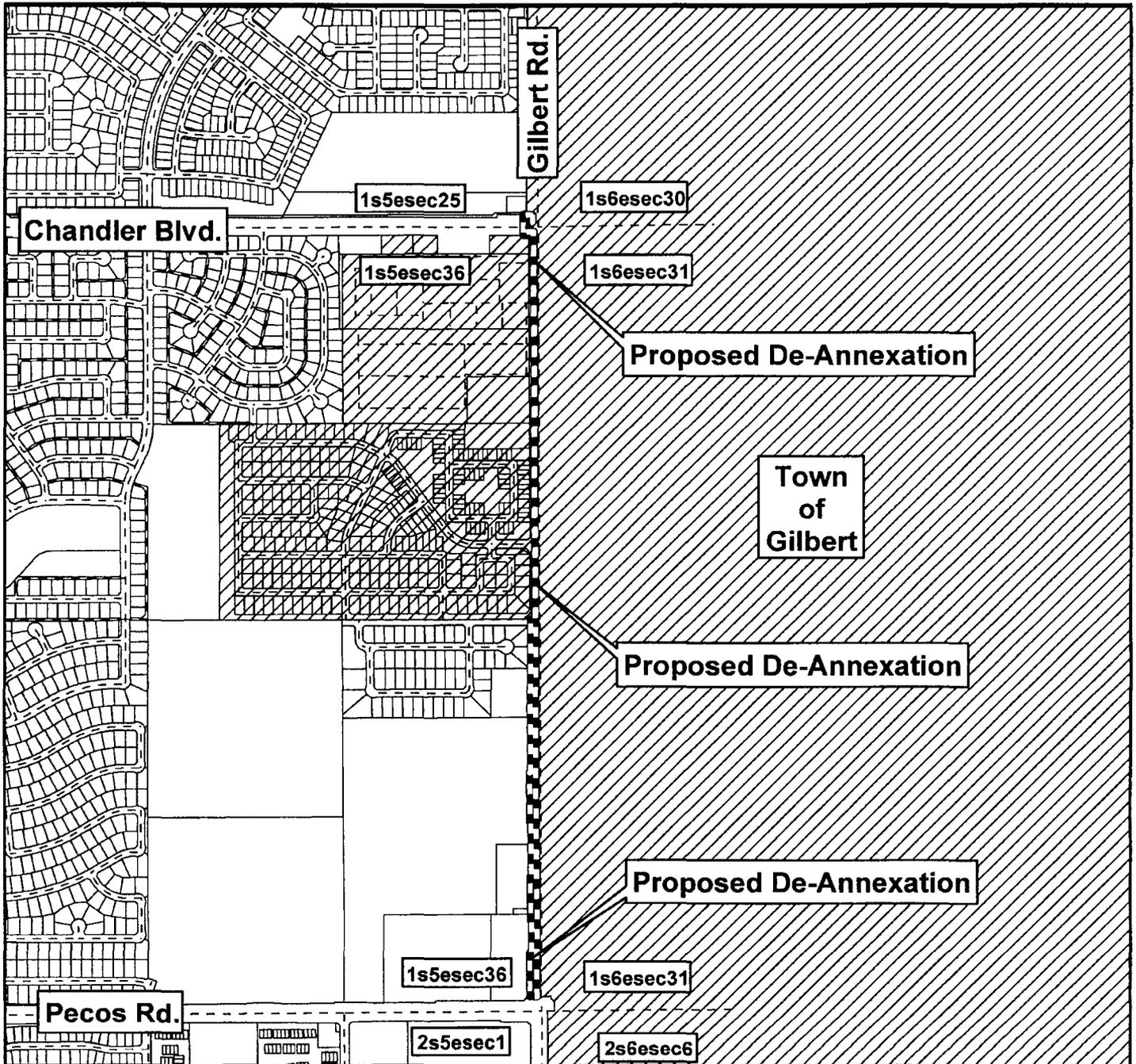
Except the South 33 feet thereof and;

Containing an area of 1,584.00 Square Feet or 0.04 Acres, more or less.

Combined area of PARCEL 2 equals 4,471.50 Square Feet or 0.10 Acres, more or less.

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**Combined area of PARCELS 1 and 2 equals 115,281.50 Square Feet or 2.65 Acres,  
more or less.**



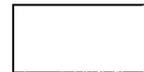
# Annexation Map

**Ordinance No. 4384**



**Proposed De-Annexation**

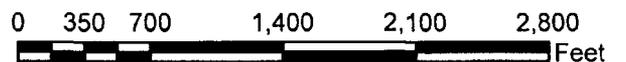
Certain Gilbert Road Rights-of-Way between Chandler Boulevard and Pecos Road



**Incorporated Area**



**Unincorporated Area**



**Exhibit A**