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DEC 10 2012

ORDINANCE NO. 4395

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF CHANDLER, MARICOPA COUNTY, STATE OF ARIZONA, BY ANNEXING CERTAIN COUNTY RIGHTS-OF-WAY ALONG CHANDLER HEIGHTS ROAD BETWEEN THE CONSOLIDATED CANAL AND CROSSBOW WAY CONTINGENT UPON APPROVAL BY THE MARICOPA COUNTY BOARD OF SUPERVISORS, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, ARIZONA REVISED STATUTES.

WHEREAS, A.R.S. 9-471 provides that a county right-of-way with no taxable real property, the entire length of which is adjacent to a city, may be annexed to the city by mutual consent of the governing bodies of the county and city; and

WHEREAS, the property to be annexed is a county right-of-way with no taxable real property and is adjacent to the City of Chandler for the entire length of the annexation; and

WHEREAS, the City consents to and approves of the proposed annexation contingent upon the County's consent to and approval of the proposed annexation pursuant to the provisions of A.R.S. 9-471 (N);

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 (N), and contingent upon approval of the Maricopa County Board of Supervisors, the following described County right-of-way, the entire length of which is adjacent to the corporate limits of the City of Chandler, shall be annexed to the City of Chandler, and the City of Chandler corporate limits shall be extended and increased to include the County right-of-way described as follows:

SEE ATTACHED EXHIBIT A FOR MAP AND LEGAL DESCRIPTION.

Section 2. The City Clerk is hereby instructed to file and record a copy of this Ordinance, together with an accurate map of the County right-of-way to be annexed to the City of Chandler, in the Office of the County Recorder of Maricopa County, Arizona. The City Clerk shall also forward a certified copy of this Ordinance, as recorded, to the Clerk of the Maricopa County Board of Supervisors for the purpose of obtaining the approval of the Board of Supervisors to the annexation.

Section 3. 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 _____ day of _____, 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

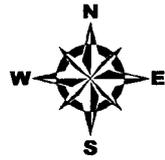
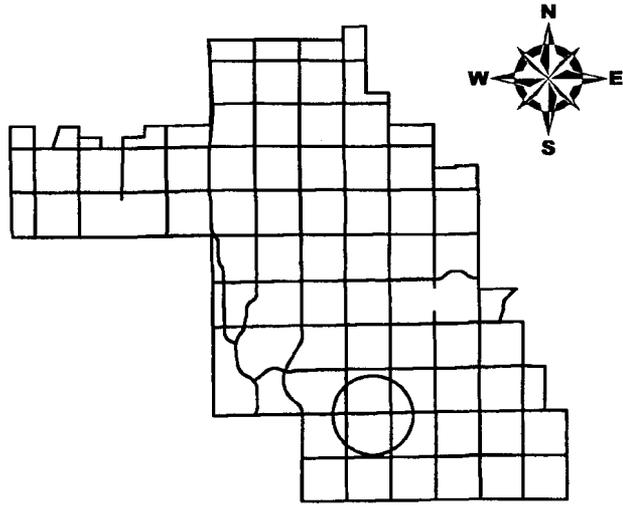
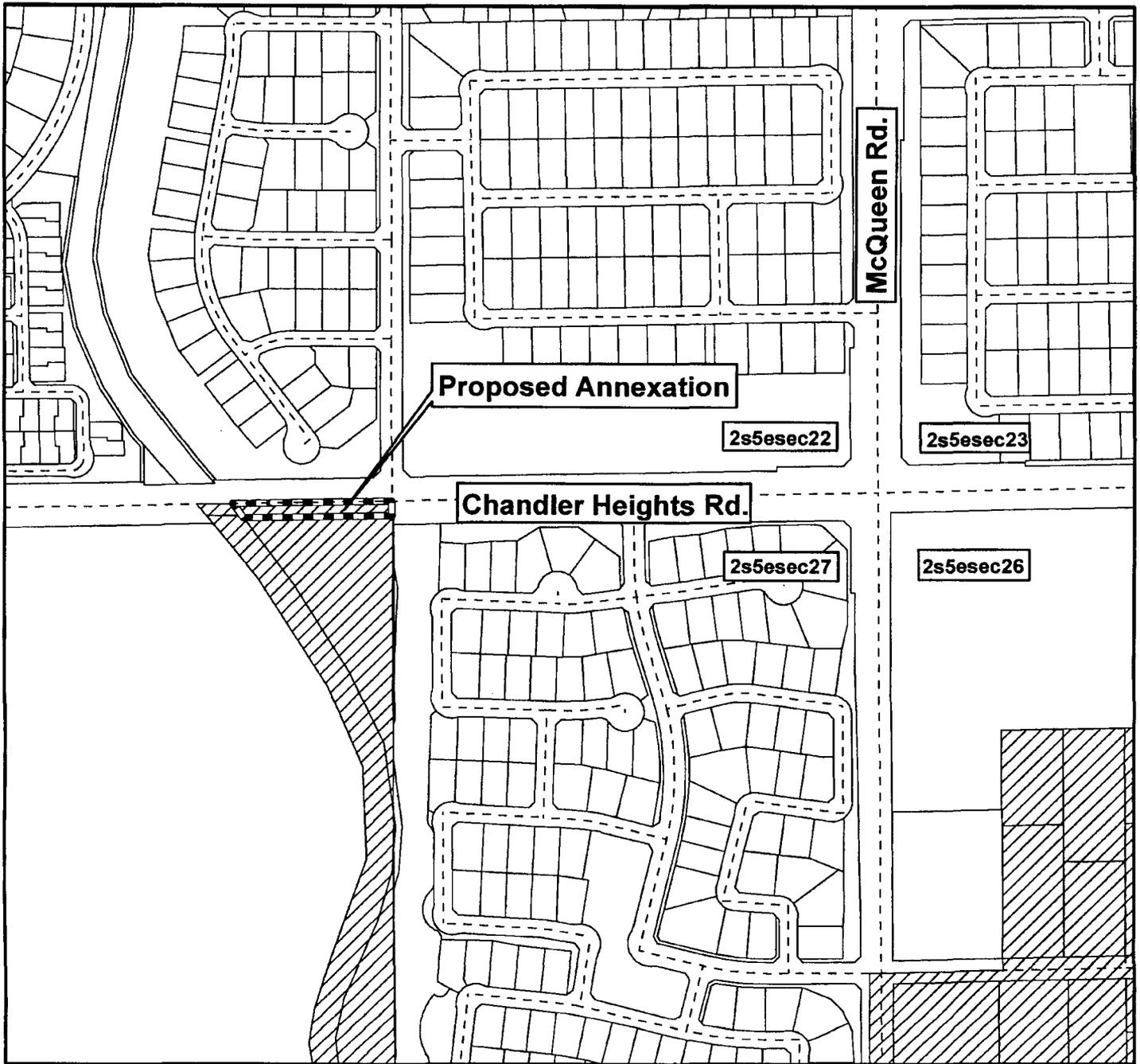
I HEREBY CERTIFY that the above and foregoing Ordinance No. 4395 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on _____ day of _____, 2012, and that a quorum was present thereat.

CITY CLERK

PUBLISHED:

APPROVED AS TO FORM:

CITY ATTORNEY GAB



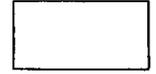
Annexation Map

Ordinance No. 4395

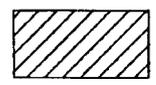


Proposed Annexation

Chandler Heights Road Right-of-Way between the Consolidated Canal and Crossbow Way



Incorporated Area



Unincorporated Area

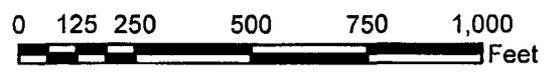


Exhibit A

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.

LEGAL DESCRIPTION
FOR TRANSFER OF PARCEL 1
MARICOPA COUNTY RIGHT-OF-WAY TO THE CITY OF CHANDLER

That portion of a parcel of land described in the Records of Maricopa County, Arizona located in Section 27, Township 2 South, Range 5 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described as follows:

The north 40 feet of the West half of the Northeast quarter of said Section 27;

Except any portion lying west of the easterly right-of-way line of the Consolidated Canal.

Containing an area of 17,092.23 Square Feet or 0.39 Acres, more or less.