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MAY 23 2013



**MEMORANDUM      Municipal Utilities Department - Memo No. RE13-120**

**DATE:**            MAY 23, 2013

**TO:**                MAYOR AND COUNCIL

**THRU:**            RICH DLUGAS, CITY MANAGER *RD*  
MARSHA REED, ASSISTANT CITY MANAGER *MR*  
DAVE SIEGEL, MUNICIPAL UTILITIES DIRECTOR *DS*

**FROM:**            ERICH KUNTZE, REAL ESTATE COORDINATOR *ERK*

**SUBJECT:**        Ordinance No. 4458 - granting a no cost power distribution easement to Salt River Project (SRP) to upgrade electrical service to the Dobson South water production booster pump facility

RECOMMENDATION: Staff recommends introduction and tentative approval of Ordinance No. 4458 granting a no cost power distribution easement to Salt River Project (SRP) to upgrade electrical service to the Dobson South water production booster pump facility located at 3510 S. Dobson Road.

BACKGROUND/DISCUSSION: As part of the improvements to the Dobson South water production facility booster pump, it is necessary to replace SRP's existing wiring, and extend an existing eight-foot SRP easement approximately 100 feet to accommodate the upgraded power line. As a result, SRP has requested the City grant an extension of the existing power distribution easement at this location. The easement will be at no cost as it was required by a City project and benefits the public. Staff has reviewed and approved the legal descriptions for the requested easement.

FINANCIAL IMPLICATIONS:  
There are no financial implications associated with this action.

PROPOSED MOTION: Move City Council introduce and tentatively approve Ordinance No. 4458 granting a no cost power distribution easement to Salt River Project (SRP) to upgrade service to the Dobson South water production booster pump facility located at 3510 S. Dobson Road.

Attachments: Map  
Ordinance No. 4458  
SRP Easement



**ORDINANCE NO. 4458**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, TO AUTHORIZE AND APPROVE GRANTING A NO COST POWER DISTRIBUTION EASEMENT TO SALT RIVER PROJECT (SRP) TO UPGRADE SERVICE TO THE CITY'S DOBSON SOUTH WATER PRODUCTION BOOSTER PUMP FACILITY LOCATED AT 3510 S. DOBSON ROAD, CHANDLER, ARIZONA.

WHEREAS, the City of Chandler is making improvements to its booster pump facility located at 3510 S. Dobson Road, Chandler, Arizona; and

WHEREAS, the project requires Salt River Project (SRP) to upgrade its wiring in order to improve power service to this facility; and

WHEREAS, Salt River Project has requested an extension of its existing power distribution easement to accomplish this work; and

WHEREAS, the City of Chandler is willing to grant the extended easement at no cost to Salt River Project.

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

Section 1. That the City Council of the City of Chandler, Arizona authorizes and approves the granting of a power easement at no cost to Salt River Project, through, over, under and across that certain property described and depicted in Exhibit "A" attached hereto and made a part hereof by this reference.

Section 2. That the granting of said power distribution easement shall be in a form approved by the City Attorney.

Section 3. That the Mayor of the City of Chandler, Arizona, is hereby authorized to execute the easement and this Ordinance on behalf of the City.

INTRODUCED AND TENTATIVELY APPROVED by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

ATTEST:

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

\_\_\_\_\_  
MAYOR

PASSED AND ADOPTED by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

ATTEST:

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

\_\_\_\_\_  
MAYOR

**CERTIFICATION**

I HEREBY CERTIFY that the above and foregoing Ordinance No. 4458 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2013, and that a quorum was present thereat.

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

APPROVED AS TO FORM:

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

**WHEN RECORDED MAIL TO:**

**SALT RIVER PROJECT**

Land Department/PAB350  
P. O. Box 52025  
Phoenix, Arizona 85072-2025

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**POWER DISTRIBUTION EASEMENT**

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Maricopa County  
Parcel # 303-37-004-H  
SW ¼, SEC. 18, T2S, R5E

Agt. RDP  
AMP# 81679745 *PLM 3*  
W WLG C RD

**CITY OF CHANDLER, ARIZONA**  
**an Arizona Municipal Corporation,**

hereinafter called Grantor, for and in consideration of the sum of One Dollar, and other valuable consideration, receipt of which is hereby acknowledged, does hereby grant and convey to **SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT**, an agricultural improvement district organized and existing under the laws of the State of Arizona, its agents, employees, contractors and permittees and its and their respective successors and assigns, hereinafter called the Grantee, a non-exclusive easement in, upon, over, under, across, through and along the lands hereinafter described (such lands hereinafter described being sometimes referred to herein as the "Easement Parcel") to construct, install, reconstruct, replace, remove, repair, operate and maintain underground electrical conductors, conduits, pipes, cables, vaults, pads, switching equipment, enclosures, manholes and transformers and all other appliances, appurtenances and fixtures (collectively "Facilities") for the transmission and distribution of electricity and for all other purposes connected therewith at such locations and elevations, in, upon, over, under, across, through and along the Easement Parcel as Grantee may now or hereafter deem convenient or necessary from time to time, together with the right of ingress and egress to, from, across and along the Grantor's Property.

The lands in, upon, over, under, across, through and along which this easement is granted are situated in the County of Maricopa, State of Arizona, and are more particularly described as:

**Grantor's Property:**

A portion of Section 18, Township 2 South, Range 5 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described as follows:

COMMENCING at the South quarter corner of said Section 18; THENCE North 00 degrees 10 Minutes 31 Seconds East, along the North-South mid-section line, 1909.19 feet (1509.19 feet Record) to the TRUE POINT OF BEGINNING.

THENCE North 89 Degrees 54 Minutes 53 Seconds West, parallel with the South line of property described in Recorder's No.89-456086, records of Maricopa County, 535.00 feet;

THENCE North 00 degrees 10 Minutes 31 Seconds East, parallel with the North-South mid-section line of said Section 18, 390.00 feet to a point on the South line of said property described in Recorder's No. 89-456086, records of Maricopa County;

THENCE South 89 Degrees 54 Minutes 53 Seconds East, along the South property line described in Recorder's No. 89-456086, records of Maricopa County, 535.00 feet to a point on the North-South mid-section line of said Section 18; THENCE South 00 Degrees 10 Minutes 31 Seconds West, along said North-South mid-section line, 390.00 feet to the TRUE POINT OF BEGINNING.

**Easement Parcel:**

**SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF**

**CAUTION:** Facilities placed within the Easement Parcel may contain high voltage electrical equipment. Notice is hereby given that the location of underground electrical conductors or facilities must be verified as required by Arizona Revised Statutes, Section 40-360.21, et. seq., Arizona Blue Stake Law, prior to any excavation.

Grantor shall maintain a clear area that extends 3.00 feet from and around all edges of all transformer pads and other equipment pads, and a clear operational area that extends 12.00 feet immediately in front of all transformer and other equipment openings. No obstruction, trees, shrubs, fixtures or permanent structures shall be placed within said areas.

Grantor shall not construct, install or place, or permit to be constructed, installed or placed any building or other structure, plant any trees, drill any well, store materials of any kind, or alter ground level by cut or fill, within the area of the Easement Parcel.

Grantee shall have the right (but not the obligation) to trim, cut and clear away trees, brush or other vegetation on, the Easement Parcel whenever in its judgment the same shall be necessary for the convenient and safe exercise of the rights herein granted.

In the event Grantee records a document to formally abandon the easement granted herein, all Grantee's rights hereunder shall cease, except the right to remove any and all property placed upon the Easement Parcel within a reasonable time subsequent to such abandonment.

The covenants and agreements herein set forth shall extend and inure in favor and to the benefit of and shall be binding on the heirs, administrators, executors, personal representatives, legal representatives, successors (including successors in ownership and estate), assigns and lessees of the Grantor and Grantee.

*Handwritten initials*



EXHIBIT "A"

LEGAL DESCRIPTION  
SALT RIVER PROJECT AGRICULTURAL  
IMPROVEMENT AND POWER DISTRICT

Underground Power Easement  
Srp Job No.: 81679745  
SRP Job Name: 3510 S DOBSON RD PU

Date: January 21, 2013  
Assessor Parcel: 303-37-004H  
SW 1/4, Section 18, T 2 S., R 5 E

A strip of land 8.00 feet in width lying 4.00 feet on each side of the following described centerline located within a parcel of land recorded in document 2006-0585055 Maricopa County Records being a portion of the Southwest Quarter of Section 18, T2S, R5E, of the Gila and Salt River Meridian, Maricopa County, Arizona;

**COMMENCING** at the South Quarter corner of said Section 18, being a found City of Chandler brass cap flush, from which the North Quarter corner of said Section 18, a found City of Chandler brass cap flush bears North 00 degrees 14 minutes 28 seconds West (Basis of Bearings), a distance of 5302.59 feet (measured),

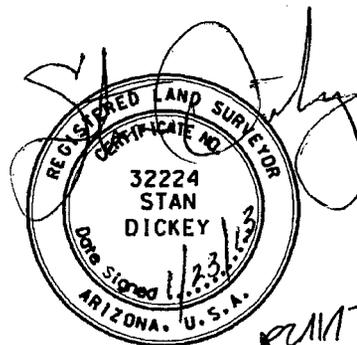
thence North 00 degrees 14 minutes 28 seconds West along the North-South midsection line of said Section 18, a distance of 1909.19 feet (1509.19 feet Record) to the southeast corner of the parcel as described in the above mentioned document 2006-0585055;

thence continuing North 00 degrees 14 minutes 28 seconds West, along said North-South midsection line a distance of 76.01 feet;

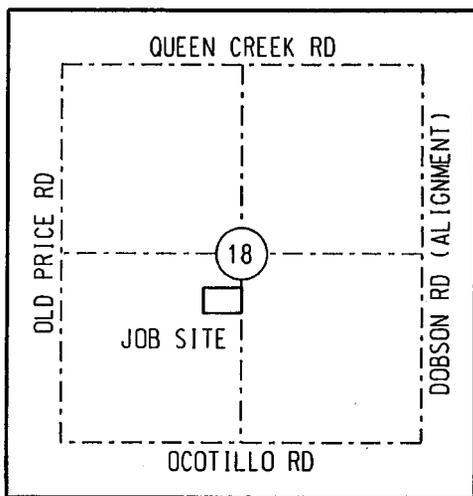
thence departing the North-South midsection line South 89 degrees 37 minutes 31 seconds West, a distance of 138.76 feet (record) to the **POINT OF BEGINNING**;

thence North 89 degrees 39 minutes 52 seconds West, a distance of 24.49 feet to a **POINT OF TERMINUS** being the window of an 8 foot by 8 foot electric pad;

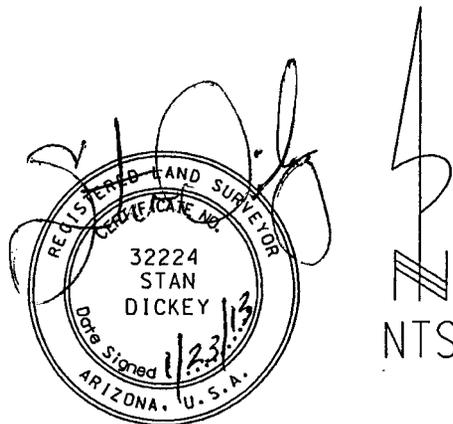
End of description.



# EXHIBIT "A"



VICINITY MAP (N.T.S.)  
T2S R5E  
G&SRM



REGISTRATION  
EXPIRES: 03-31-13

## ABBREVIATION TABLE

APN	ASSESSOR'S PARCEL NUMBER
BCHH	BRASS CAP IN HAND HOLE
BCF	BRASS CAP FLUSH
COC	CITY OF CHANDLER
DOC	DOCUMENT
C	CALCULATED
EPAD	EQUIPMENT PAD
FND	FOUND
M.C.R.	MARICOPA COUNTY RECORDER
M	MEASURED
R	RECORDED
NTS	NOT TO SCALE
LVI	LAST VISUAL INSPECTION
POB	POINT OF BEGINNING
POC	POINT OF COMMENCEMENT

## LEGEND

-----	SECTION AND CENTERLINE
—————	PROPERTY LINE
-----	CENTERLINE OF 8' EASEMENT
-----	EXISTING EASEMENT AS PER DOC. 1995-0604024 UNDERGROUND POWER EASEMENT
◆	SECTION CORNER AS NOTED
○	EQUIPMENT PAD - 8.00' x 8.00' UNLESS OTHERWISE NOTED ARE PART OF THE EASEMENT

UNDERGROUND ELECTRIC POWER LINE RIGHT-OF-WAY MARICOPA COUNTY, ARIZONA

## CAUTION

THE EASEMENT LOCATION AS HEREON DELINEATED MAY CONTAIN HIGH VOLTAGE ELECTRICAL EQUIPMENT, NOTICE IS HEREBY GIVEN THAT THE LOCATION OF UNDERGROUND ELECTRICAL CONDUCTORS OR FACILITIES MUST BE VERIFIED AS REQUIRED BY ARIZONA REVISED STATUTES, SECTION 40-380.21, ET. SEQ., ARIZONA BLUE STAKE LAW, PRIOR TO ANY EXCAVATION.

## NOTES

THIS EXHIBIT IS INTENDED TO ACCOMPANY AN EASEMENT. ALL PARCELS SHOWN WERE PLOTTED FROM RECORD INFORMATION, AND NO ATTEMPT HAS BEEN MADE TO VERIFY THE LOCATION OF ANY BOUNDARIES SHOWN. THIS IS NOT AN ARIZONA BOUNDARY SURVEY.

ALL ELECTRIC LINES SHOWN ARE MEASURED TO THE CENTER OF THE EQUIPMENT PAD UNLESS OTHERWISE NOTED.

SALT RIVER PROJECT  
AGRICULTURAL IMPROVEMENT & POWER DISTRICT

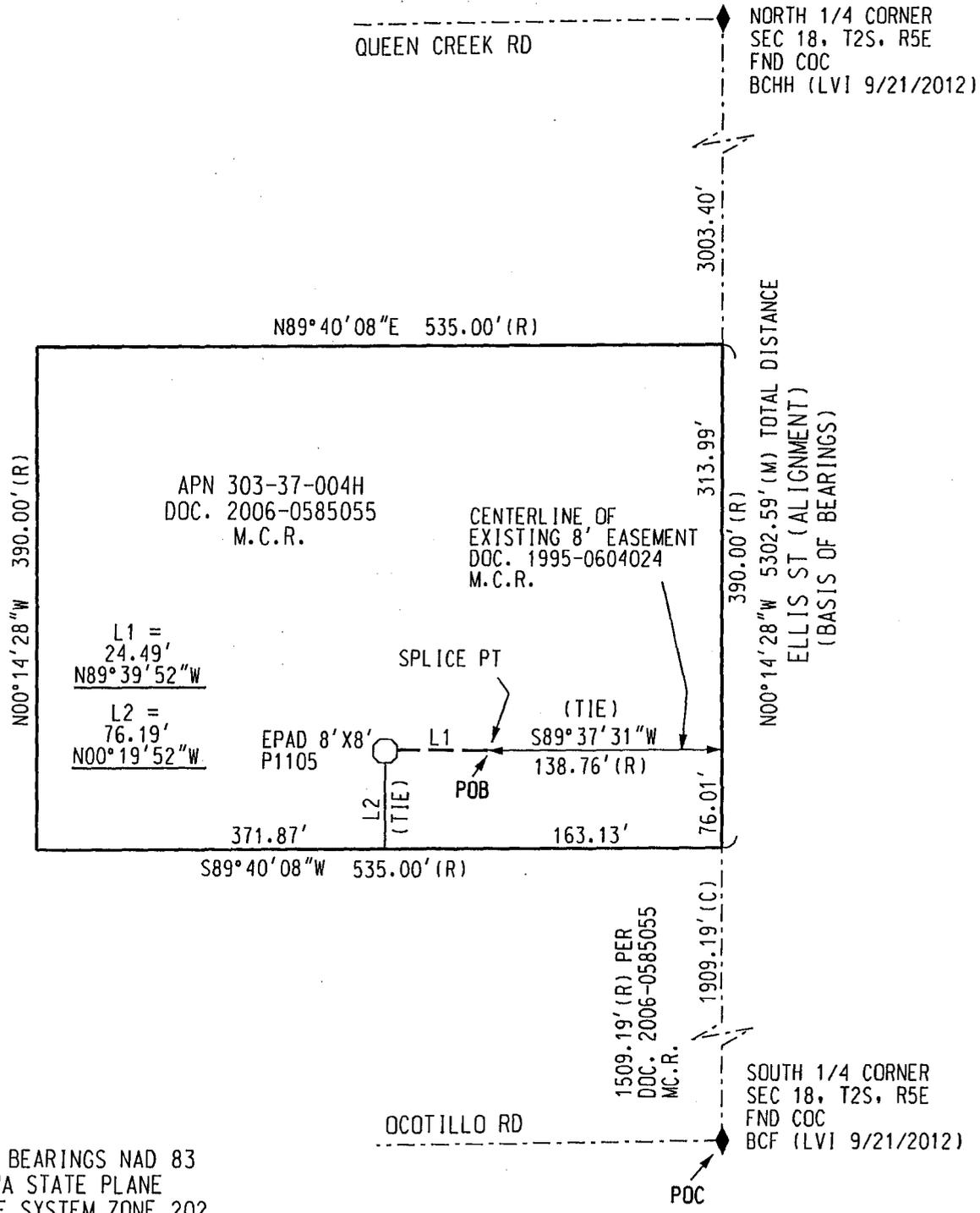


SURVEY DIVISION  
LAND DEPARTMENT

SRP JOB NUMBER: 81679745	SCALE: NTS
AMP W/O NUMBER: 81679745	SHEET: 1 OF 2
AGENT: R.PRICE	SHEET SIZE: 8.5"x11"
DRAWN: J.GREIFE	REVISION: 0 <i>1/23/13</i>
CHECKED BY: <i>GM</i>	CREW CHIEF: N.BAFALOUKOS
DATE: JAN. 21, 2013	FIELD DATE: JAN. 12, 2013

3510 S DOBSON RD PU  
SW 1/4, SECTION 18  
T.2 S., R.5 E  
24.4 EAST - 8.6 SOUTH

# EXHIBIT "A"



BASIS OF BEARINGS NAD 83  
ARIZONA STATE PLANE  
COORDINATE SYSTEM ZONE 202

SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT & POWER DISTRICT		 SURVEY DIVISION LAND DEPARTMENT	
SRP JOB NUMBER: 81679745	SCALE: NTS	3510 S DOBSON RD PU SW 1/4, SECTION 18 T.2 S., R.5 E 24.4 EAST - 8.6 SOUTH	
AMP W/O NUMBER: 81679745	SHEET: 2 OF 2		
AGENT: R.PRICE	SHEET SIZE: 8.5"x11"		
DRAWN: J.GREIFE	REVISION: 0 <i>02/11/13</i>		
CHECKED BY: <i>GM</i>	CREW CHIEF: N.BAFALOUKOS		
DATE: JAN. 21, 2013	FIELD DATE: JAN. 12, 2013		