



MEMORANDUM Transportation & Development Dept. Memo No. RE13-125

DATE: JUNE 27, 2013
TO: MAYOR AND COUNCIL
THRU: RICH DLUGAS, CITY MANAGER *RD*
MARSHA REED, ASSISTANT CITY MANAGER *MR*
R. J. ZEDER, TRANSPORTATION & DEVELOPMENT DIRECTOR *RJ*
FROM: ERICH KUNTZE, REAL ESTATE COORDINATOR *EK*
SUBJECT: ORDINANCE NO. 4462 GRANTING AN EASEMENT FOR INGRESS AND EGRESS AT NO COST TO THE ROOSEVELT WATER CONSERVATION DISTRICT (RWCD) ON ROADRUNNER PARK PROPERTY TO PROVIDE ACCESS TO RWCD'S ADJACENT CANAL RIGHT-OF-WAY AND WELL SITE.

RECOMMENDATION: Staff recommends introduction and tentative approval of Ordinance No. 4462 granting an easement at no cost for ingress and egress to the Roosevelt Water Conservation District (RWCD) on Roadrunner Park property to provide access to RWCD's adjacent canal right-of-way and well site.

BACKGROUND/DISCUSSION: RWCD has a well site that is located at the east side of Roadrunner Park adjacent to the RWCD canal. The City is in the process of developing Roadrunner Park. Previously RWCD gained access to their well site over a non-exclusive irrigation pipe easement that runs through the park. However, with the development of the park, RWCD must now gain access to their canal right-of-way over a strip of land, approximately 40 feet long, at the northeast corner of the park at the intersection of Lark Drive and Huachuca Way. RWCD is requesting that the City grant them a no cost easement for ingress and egress over this parcel to provide access. Allowing RWCD to continue using this strip of land will also be safer for citizens using the park once development has been completed. The proposed easement contains approximately 722 square feet.

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Staff has reviewed and approved the legal description for the proposed easement. Staff recommends that this easement be granted at no cost as it benefits the development of the park property and protects the safety of the public using the park property.

FINANCIAL IMPLICATIONS:

Cost: N/A

Savings: N/A

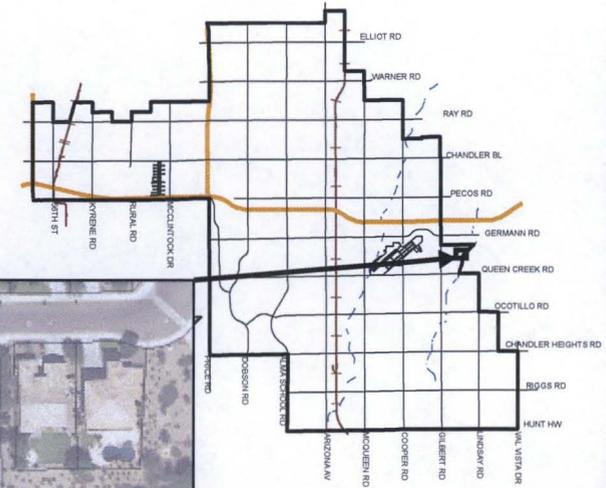
Long Term Costs: N/A

PROPOSED MOTION: Move City Council tentatively approve Ordinance No. 4462 granting an easement for ingress and egress to the Roosevelt Water Conservation District (RWCD) on Roadrunner Park property to provide access to RWCD's adjacent canal right-of-way and well site.

Attachments: Ordinance 4462, Map, Irrigation Easement



INGRESS / EGRESS EASEMENT TO ROOSEVELT WATER CONSERVATION DISTRICT AT ROADRUNNER PARK



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ORDINANCE NO. 4462

- ACCESS EASEMENT
- ROADRUNNER PARK



ORDINANCE NO. 4462

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, GRANTING AN EASEMENT FOR INGRESS AND EGRESS, AT NO COST, TO THE ROOSEVELT WATER CONSERVATION DISTRICT (RWCD) ON ROADRUNNER PARK PROPERTY TO PROVIDE ACCESS TO RWCD'S ADJACENT CANAL RIGHT-OF-WAY AND WELL SITE.

WHEREAS, the City of Chandler is in the process of improving Roadrunner Park (the "Project"); and

WHEREAS, as part of the Project it is necessary to grant an easement for ingress and egress to the Roosevelt Water Conservation District (RWCD) for access to their canal right-of-way and well site located adjacent to the park property; and

WHEREAS, the granting of the easement for ingress and egress to RWCD at the proposed location is being done at no cost to allow the development of the Project to proceed and to benefit and protect the Public.

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

Section 1. The City Council of the City of Chandler, Arizona authorizes and approves the granting an easement for ingress and egress at no cost to the Roosevelt Water Conservation District on Roadrunner Park property as described and depicted in Exhibit "A", attached hereto and made a part hereof.

Section 2. That the documents granting said 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 document on behalf of the City.

INTRODUCED AND TENTATIVELY APPROVED by the City of Chandler, Arizona, this _____ day of _____, 2013.

ATTEST:

CITY CLERK

MAYOR

PASSED AND ADOPTED by the Mayor and City Council of the City of Chandler, Arizona, this _____ day of _____, 20____.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No.4462 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on _____ day of _____, 2013, and that a quorum was present thereat.

CITY CLERK

PUBLISHED:

APPROVED AS TO FORM:

CITY ATTORNEY GAB

When recorded, mail to:
City Clerk
City of Chandler
Mail Stop 606
P.O. Box 4008
Chandler, AZ 85244-4008

Section 7, Township 2 South, Range 6 East

This document is exempt from Affidavit and Fee requirements pursuant to A.R.S.
§ 11-1134.A.2.

EASEMENT FOR INGRESS AND EGRESS PURPOSES

For and in consideration of the sum of Ten and no/100 dollars (\$10.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged

The City of Chandler, an Arizona municipal corporation

do/does hereby grant and convey unto the **Roosevelt Water Conservation District, a political subdivision of the State of Arizona**, an Easement for Ingress and Egress Purposes over and across the real property situated in Maricopa County, Arizona and described in **Exhibit A** (Legal Description) and depicted in **Exhibit B** (Drawing), attached hereto and made a part hereof.

Dated this _____ day of _____, 2013.

GRANTOR: City of Chandler,
an Arizona municipal corporation

By: _____

Its: _____

STATE OF ARIZONA)
)ss
County of MARICOPA)

The foregoing EASEMENT was personally acknowledged before me this ____ day of _____, 2013, by _____ Mayor of the City of Chandler, an Arizona municipal corporation, who executed the foregoing instrument for the purposes therein contained.

Notary Public

My Commission Expires:

Approved as to Form

City Attorney GAB

Access Easement
JN07-1787

LEGAL DESCRIPTION

THAT PORTION OF TRACT H IN THE FINAL PLAT OF EAGLE GLEN I AS RECORDED IN BOOK 746, PAGE 18, RECORDS OF MARICOPA COUNTY, ARIZONA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE MOST EASTERLY CORNER OF SAID TRACT H;

THENCE N45°58'36"W (BASIS OF BEARING) 26.22 FEET ALONG THE NORTHEASTERLY LINE OF SAID TRACT H TO A POINT ON A CURVE OF THE SOUTHERLY RIGHT OF WAY LINE OF LARK DRIVE AS SHOWN ON SAID FINAL PLAT, HAVING A RADIUS THAT BEARS N45°58'36"W 55.00 FEET DISTANT;

THENCE SOUTHWESTERLY 14.71 FEET ALONG THE ARC OF SAID CURVE ON SAID SOUTHERLY LINE, BEING CONCAVE NORTHWESTERLY, THROUGH A CENTRAL ANGLE OF 15°19'21" TO THE **POINT OF BEGINNING**;

THENCE CONTINUING SOUTHWESTERLY 21.34 FEET ALONG THE ARC OF SAID CURVE AND SAID SOUTHERLY LINE, BEING CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 55.00 FEET, THROUGH A CENTRAL ANGLE OF 22°13'44";

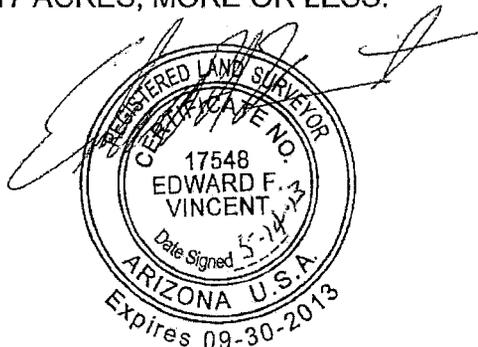
THENCE S27°30'10"E 40.33 FEET TO A POINT ON A NON-TANGENT CURVE OF THE NORTHERLY RIGHT OF WAY LINE OF THE ROOSEVELT WATER CONSERVATION DISTRICT EASTERN CANAL AS SHOWN ON SAID FINAL PLAT, HAVING A RADIUS THAT BEARS S47°34'02"E 1,645.30 FEET DISTANT;

THENCE NORTHEASTERLY 22.30 FEET ALONG THE ARC OF SAID CURVE AND SAID NORTHERLY LINE, BEING CONCAVE SOUTHEASTERLY, THROUGH A CENTRAL ANGLE OF 00°46'36";

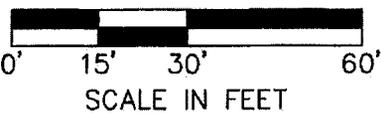
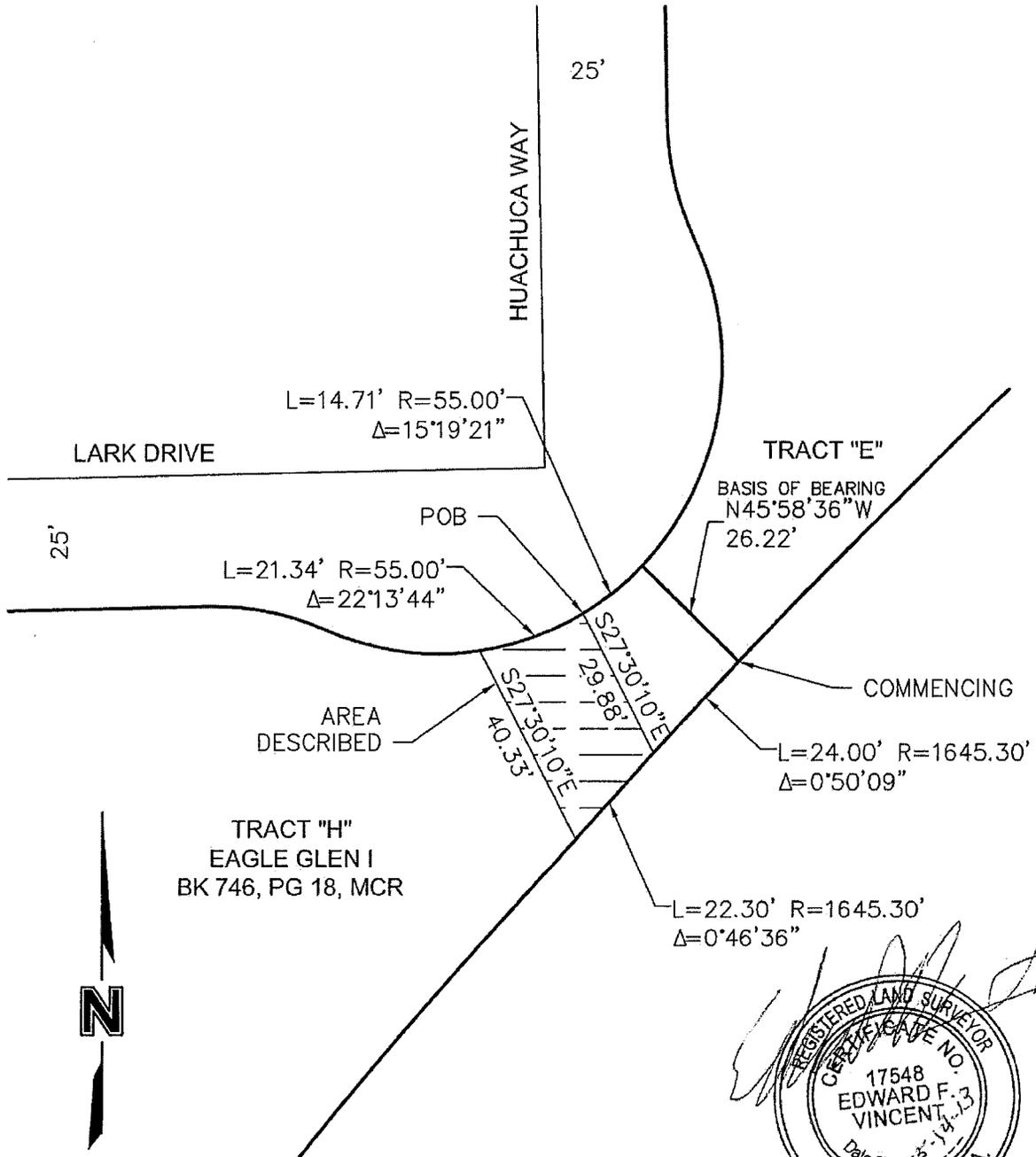
THENCE N27°30'10"W 29.88 FEET TO THE **POINT OF BEGINNING**.

PARCEL CONTAINS 722 SQUARE FEET OR 0.017 ACRES, MORE OR LESS.

OLSSON ASSOCIATES
7250 NORTH 16TH STREET, SUITE 210
PHOENIX, ARIZONA 85020
(602) 748-1000



LEGAL DESCRIPTION EXHIBIT MAP



PROJECT NO: 07-1787
 DRAWN BY: EFV
 DATE: 05/09/2013

ACCESS EASEMENT

MOLSSON ASSOCIATES

7250 North 16th Street
 Suite 210
 Phoenix, AZ 85020-5282
 TEL 602.748.1000
 FAX 602.748.1001

EXHIBIT
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