

#10

JUL 31 2008



Chandler • Arizona
Where Values Make The Difference

MEMORANDUM

Real Estate – Council Memo No. RE09-002

DATE: JULY 31, 2008

TO: MAYOR AND COUNCIL

THRU: W. MARK PENTZ, CITY MANAGER
SHERRY KIYLER, POLICE CHIEF
MARK EYNATTEN, DIRECTOR COMMUNITY SERVICES
DAVE SIEGEL, DIRECTOR MUNICIPAL UTILITIES

FROM: MIKE NORMAND, TRANSIT SERVICES AND PLANNING MANAGER

SUBJECT: APPROVAL OF RESOLUTION NO. 4182 CHANGING THE USE OF CITY OWNED POLICE, PARKS AND MUNICIPAL UTILITIES PROPERTY LOCATED AT THE NORTHEAST CORNER OF CHANDLER HEIGHTS ROAD AND LINDSAY ROAD TO ANOTHER PUBLIC USE, ROAD RIGHT-OF-WAY

RECOMMENDATION: Staff recommends Council pass and adopt Resolution No. 4182 changing the use of City owned police, parks, and municipal utilities property located at the northeast corner of Chandler Heights Road and Lindsay Road to another public use, road right-of-way.

BACKGROUND/DISCUSSION: The City of Chandler's Public Works Department is in the process of expanding Chandler Heights Road and Lindsay Road. Police, Parks, and Municipal Utilities Departments land will be affected by the Public Works project. A portion of the land needs to change its public use. The portion of the City owned property required for road right of way is located at the west and south sides of the City's property. Real Estate has contacted the appropriate City Departments and outside utilities and there were no objections.

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FINANCIAL IMPLICATIONS:

Cost: N/A

Savings: N/A

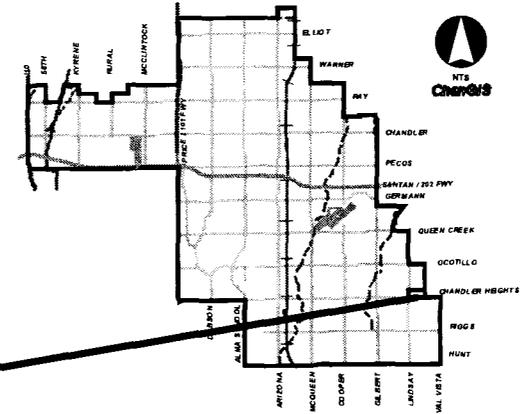
Long Term Costs: N/A

PROPOSED MOTION: Staff recommends Council pass and adopt Resolution No. 4182 changing the use of City owned police, parks and municipal utilities property located at the northeast corner of Chandler Heights Road and Lindsay Road to another public use, road right-of-way.

Attachments: Location/Site Map
Resolution 4182

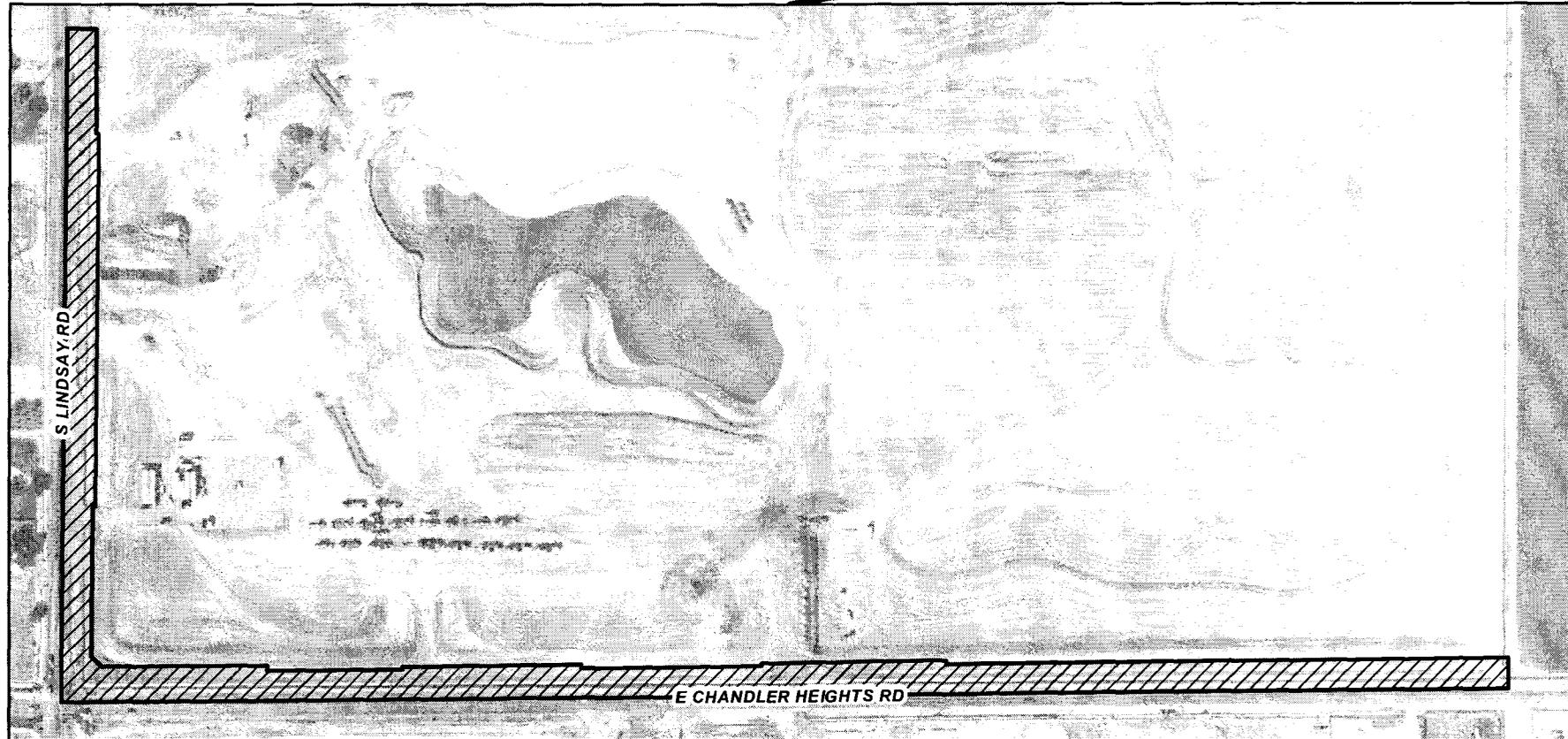


CHANGE OF USE FOR CHANDLER HEIGHTS RECHARGE PROJECT



MEMO NO. RE09-002
RESOLUTION NO. 4182

 RIGHT-OF-WAY DEDICATION



RESOLUTION NO. 4182

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, CHANGING THE USE OF CITY-OWNED POLICE, PARKS AND MUNICIPAL UTILITIES PROPERTY LOCATED AT THE NORTHEAST CORNER OF CHANDLER HEIGHTS ROAD AND LINDSAY ROAD TO OTHER PUBLIC USE, ROAD RIGHT OF WAY

WHEREAS, City of Chandler owns properties located at the northeast corner of Chandler Heights Road and Lindsay Road; and

WHEREAS, the City of Chandler acquired these properties to be used by Police, Parks and Municipal Utilities; and a portion needs to change to Other Public Use-Road Right of way; and

WHEREAS, it is necessary to formally change the use of Parks, Police and Municipal Utilities to another public use.

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

Section 1. That the use of the properties described in attached Exhibit 'A', and incorporated herein by this reference (the "Properties"), is determined to be no longer necessary for parks, police and municipal utilities uses.

Section 2. That application of the Properties to another public use is not intended to extinguish any easements for existing sewer, gas, water or similar pipelines and appurtenances, and for canals, laterals, ditches and appurtenances, and for electric, telephone and similar lines and appurtenances, and the same, if there are any, shall continue as they existed prior to this declaration of the Properties to another public use.

Section 3. That the Mayor of the City of Chandler, Arizona, is hereby authorized to sign on behalf of the City, all documents required and necessary to complete the change in public use including signing this Resolution.

Section 4. The City Clerk shall cause this Resolution to be recorded in the office of the Maricopa County Recorder and the change in public use shall be deemed effective when so recorded.

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona, this

_____ day of _____, 2008.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Resolution No. 4182 was duly passed and adopted by the City Council of the City of Chandler, Arizona at a regular meeting held on the _____ day of _____, 2008, and that a quorum was present thereat.

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY *GAB*

**CHANDLER HEIGHT
RECHARGE PROJECT
Right-of-Way Dedication**

Being a part of the Southwest Quarter of Section 20, Township 2 South, Range 6 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, more particularly described as follows:

BEGINNING at the Southwest Corner of said Section 20;

Thence North $00^{\circ}37'15''$ East, coincident with the West Line of said Section 20, a distance of 1229.12 feet;

Thence South $89^{\circ}22'45''$ East, a distance of 55.00 feet;

Thence South $00^{\circ}37'15''$ West, a distance of 192.12 feet;

Thence South $89^{\circ}22'45''$ East, a distance of 6.00 feet;

Thence South $00^{\circ}37'15''$ West, a distance of 678.70 feet;

Thence North $89^{\circ}22'45''$ West, a distance of 6.00 feet;

Thence South $00^{\circ}37'15''$ West, a distance of 272.60 feet;

Thence South $44^{\circ}57'22''$ East, a distance of 27.83 feet;

Thence North $89^{\circ}41'32''$ East, a distance of 299.56 feet;

Thence South $00^{\circ}18'28''$ East, a distance of 10.00 feet;

Thence North $89^{\circ}41'32''$ East, a distance of 250.19 feet;

Thence North $00^{\circ}18'28''$ West, a distance of 6.00 feet;

Thence North $89^{\circ}41'32''$ East, a distance of 331.50 feet;

Thence South $00^{\circ}18'28''$ East, a distance of 6.00 feet;

Thence North $89^{\circ}41'32''$ East, a distance of 329.25 feet;

Thence North $00^{\circ}18'28''$ West, a distance of 6.00 feet;

Thence North $89^{\circ}41'32''$ East, a distance of 339.50 feet;

Thence South $00^{\circ}18'28''$ East, a distance of 6.00 feet;

Thence North 89°41'32" East, a distance of 1029.30 feet to a point on the East Line of the Southwest Quarter of said Section 20;

Thence South 00°02'07" West along said East Line a distance of 55.00 feet to the South Quarter Corner of said Section 20;

Thence South 89°41'32" West, coincident with the South Line of said Section 20, a distance of 2654.91 feet to the **TRUE POINT OF BEGINNING**.

Containing in area 222,046 Square Feet or 5.097 Acres more or less.

Description Prepared by:
Michael J. Tholl, RLS #22283
Sage Engineering Corporation
3414 S. 48th Street, Suite 8
Phoenix, AZ 85040
480-966-9971
S. E. C. Job No. 1359904
June 26 2006



APPROVED AS TO FORM:

City Engineer

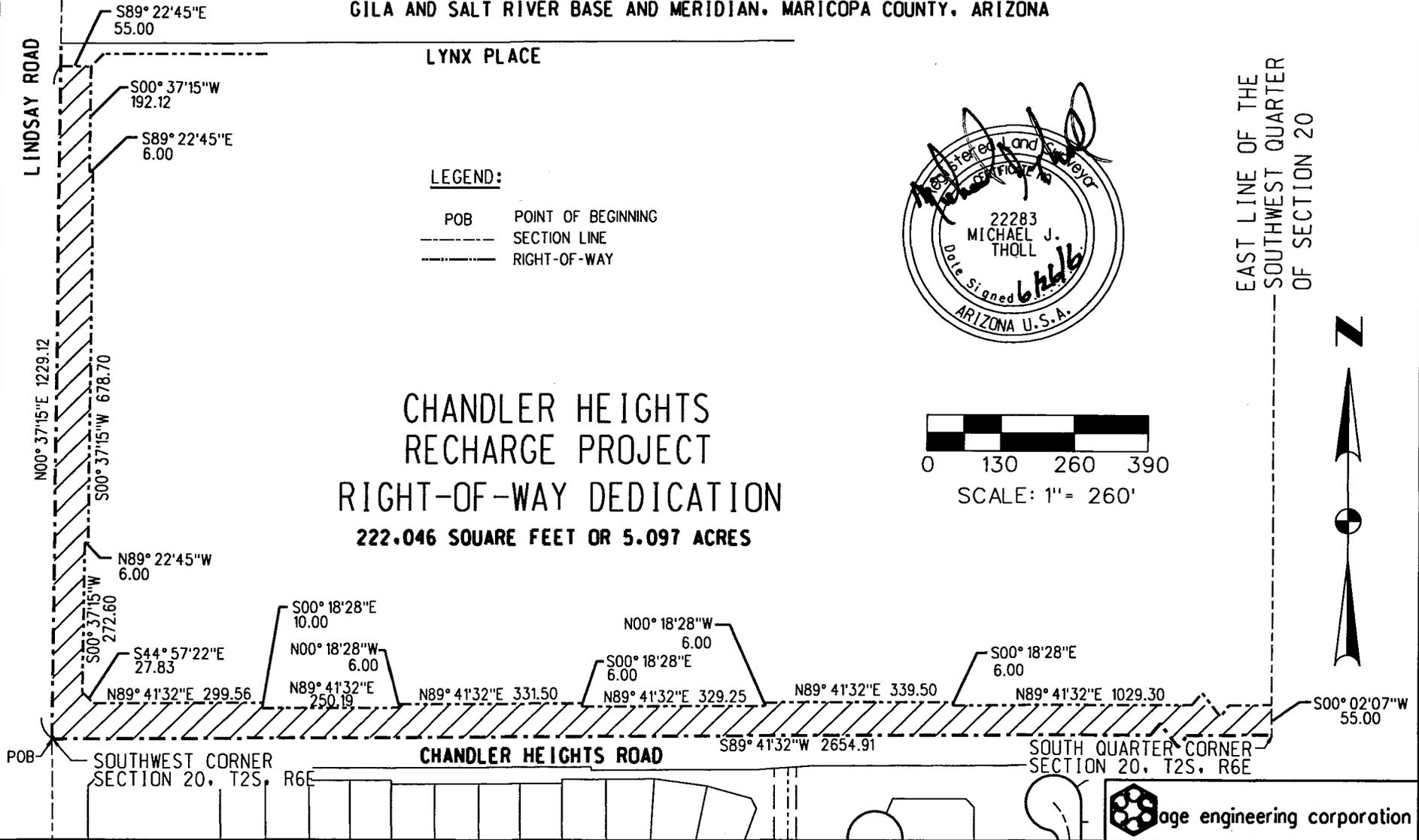
Date

Planning Director

Date

EXHIBIT A SKETCH TO ACCOMPANY LEGAL DESCRIPTION

SITUATED IN THE SOUTHWEST QUARTER OF SECTION 20, TOWNSHIP 2 SOUTH, RANGE 6 EAST
GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA



 age engineering corporation