

RESOLUTION 2024-066

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, COCHISE COUNTY, ARIZONA; REAFFIRMING SETTLED POLICY; APPROVING THE ABANDONMENT OF A SEWER EASEMENT AND ACCEPTING A NEW SEWER EASEMENT, DRAINAGE EASEMENT AND PUBLIC UTILITY EASEMENT, AS OUTLINED IN EXHIBITS A AND B, LOCATED IN A PORTION OF SECTION 31, TOWNSHIP 21 SOUTH, RANGE 21 EAST, OF THE GILA AND SALT RIVER BASE AND MERIDIAN; AND AUTHORIZING AND DIRECTING THE CITY MANAGER, CITY CLERK, CITY ATTORNEY OR THEIR DULY AUTHORIZED OFFICERS AND AGENTS TO TAKE ALL STEPS NECESSARY TO CARRY OUT THE PURPOSES AND INTENT OF THIS RESOLUTION.

WHEREAS, BHD Land Development LLC is proposing to develop property located on the northwest corner of Industry Drive and Colombo Avenue, better described as parcels 107-16-074, 107-16-073, 107-16-072, 107-16-071; and

WHEREAS, the development will require the abandonment of a sewer easement and relocation of sewer lines; and

WHEREAS, the proposed site improvements will require the need for a new sewer easement, drainage easement, and public utility easement; and

WHEREAS, the applicant has provided a description and dimensions of all proposed easements as shown in Exhibits A and B; and

WHEREAS, this resolution reaffirms settled policy that allows the City Council to accept easements;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, ARIZONA, AS FOLLOWS:

SECTION 1

That the settled policy of the City Council regarding the approval of sewer easement abandonments and acceptance of easements, be, and hereby is, reaffirmed.


SECTION 2

That the documents attached hereto and made a part hereof, for a sewer easement abandonment and the acceptance of easements, as shown in Exhibits A and B be, and hereby is, approved.

SECTION 3

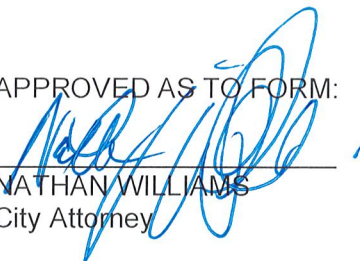
The City Manager, City Clerk, City Attorney, or their duly authorized officers and agents are hereby authorized and directed to take all steps necessary to carry out the purposes and intent of this Resolution.

PASSED AND APPROVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF SIERRA VISTA, ARIZONA, THIS 10TH DAY OF OCTOBER, 2024.



CLEA MCCAII
Mayor

APPROVED AS TO FORM:



NATHAN WILLIAMS
City Attorney

ATTEST:



JILL ADAMS
City Clerk

PREPARED BY: Jeff Pregler
Planner

EXHIBIT 'A'
ABANDONMENT OF A PORTION OF
SANITARY SEWER EASEMENT
LEGAL DESCRIPTION

A PORTION OF A 30.00 FOOT SANITARY SEWER EASEMENT AS RECORDED IN DOCKET #1671, PAGES 298-300, OFFICIAL RECORDS OF COCHISE COUNTY, ARIZONA AND LYING WITHIN PORTIONS OF LOTS 8, 9, 10 & 11 AS SHOWN ON CROSSROADS COMMERCE CENTER-PHASE II, ON FILE IN BOOK 14 OF MAPS AND PLATS AT PAGE 59, IN THE RECORDS OF COCHISE COUNTY, ARIZONA, BEING LOCATED IN THE NORTHWEST QUARTER OF SECTION 31, TOWNSHIP 21 SOUTH, RANGE 21 EAST, OF THE GILA AND SALT RIVER MERIDIAN, COCHISE COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF NORTH COMMERCE DRIVE AND COLOMBO AVENUE, MARKED BY A 2" BRASS CAP, STAMPED "2001 LS 14181" FROM WHICH THE INTERSECTION OF INDUSTRY DRIVE AND COLOMBO AVENUE, MARKED BY A 2" BRASS CAP STAMPED "2001 LS 14181" BEARS SOUTH 00°03'23" EAST, A DISTANCE OF 1025.55 FEET;

THENCE SOUTH 00°03'23" EAST, A DISTANCE OF 334.34 FEET;

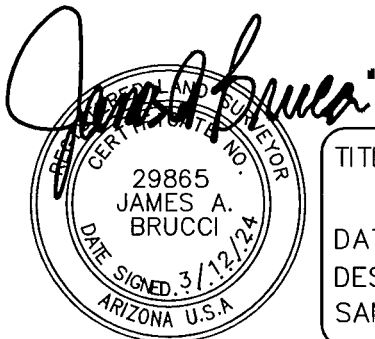
THENCE SOUTH 86°44'11" WEST, A DISTANCE OF 147.14 FEET, TO A POINT ON THE SOUTH LINE OF SAID 30.00 FOOT SANITARY SEWER EASEMENT, ALSO BEING THE POINT OF BEGINNING.

THENCE SOUTH 86°44'11" WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 469.46 FEET;

THENCE NORTH 48°19'31" WEST, A DISTANCE OF 42.47 FEET, TO A POINT ON THE NORTH LINE OF SAID 30.00 FOOT SANITARY SEWER EASEMENT;

THENCE NORTH 86°44'11" EAST, ALONG SAID NORTH LINE, A DISTANCE OF 533.15 FEET;

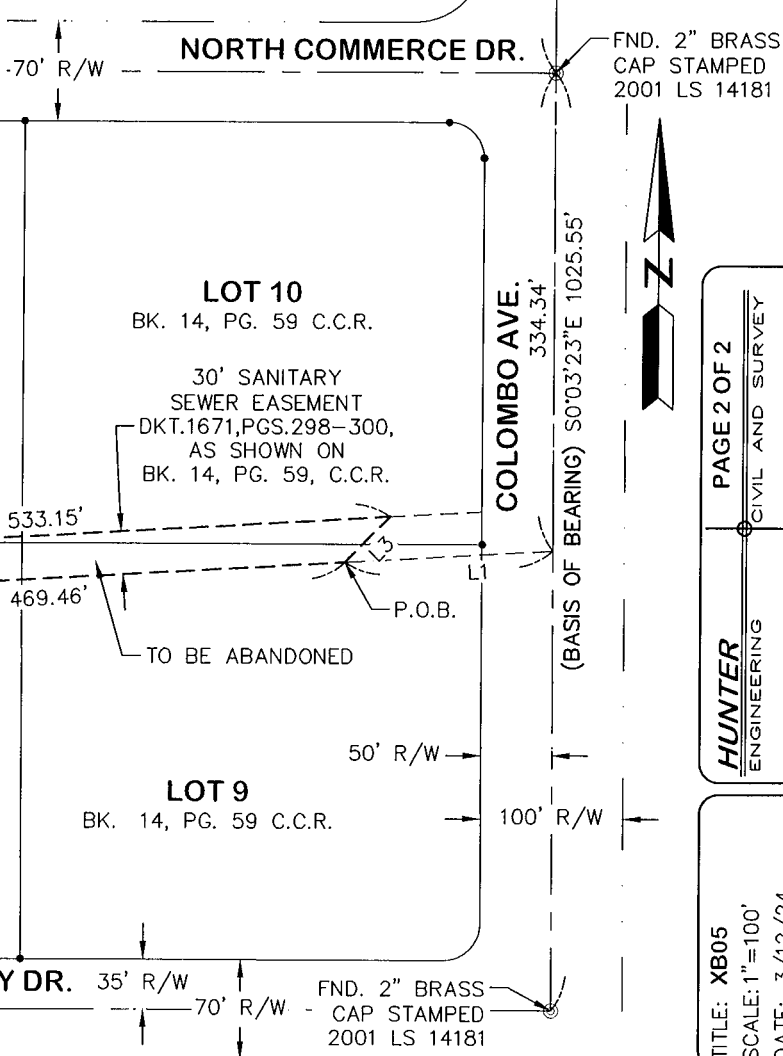
THENCE SOUTH 44°59'32" WEST, A DISTANCE OF 45.06 FEET, TO THE POINT OF BEGINNING.



TITLE: XB05
DATE: 3/12/24
DESC: ABANDONMENT
SAN. SEWER EASEMENT

HUNTER ENGINEERING	PAGE 1 OF 2 CIVIL AND SURVEY
10446 N. 74TH ST., SUITE 140 SCOTTSDALE, AZ 85258 T 480 991 3985 F 480 991 3986	PROJ. NO. XB05 PROJ. NO. BHD001-S

EXHIBIT 'B'
ABANDONMENT SANITARY
SEWER EASEMENT



FND. 2" BRASS
 CAP STAMPED
 2001 LS 14181

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S86°44'11"W	147.14'
L2	N48°19'31"W	42.47'
L3	S44°59'32"W	45.06'

LOT 11
 BK. 14,
 PG. 59 C.C.R.

LOT 10
 BK. 14, PG. 59 C.C.R.

30' SANITARY
 SEWER EASEMENT
 DKT. 1671, PGS. 298-300,
 AS SHOWN ON
 BK. 14, PG. 59, C.C.R.

LOT 8
 BK. 14, PG. 59 C.C.R.

LOT 9
 BK. 14, PG. 59 C.C.R.

INDUSTRY DR. 35' R/W
 70' R/W
 FND. 2" BRASS
 CAP STAMPED
 2001 LS 14181

COLOMBO AVE.
 334.34'

(BASIS OF BEARING) S0°03'23"E 1025.55'



HUNTER
 ENGINEERING
 10446 N. 74TH ST., SUITE 140
 SCOTTSDALE, AZ 85258
 T 480 991 3985
 F 480 991 3986

PAGE 2 OF 2
 CIVIL AND SURVEY

PROJ. NO. XB05
 BHDC001 - S

TITLE: XB05
SCALE: 1"=100'
DATE: 3/12/24
DESC: ABANDONMENT
SAN. SEWER EASEMENT

REGISTERED LAND SURVEYOR
 29865
 JAMES A. BRUCCI
 DATE SIGNED 3/12/24
 ARIZONA U.S.A.