

CONFORMED COPY
2017-09924 RESOLUTION
04/18/2017 03:16:52 PM Pages: 8 Fees: \$9.50
Requested By: CITY OF SAN LUIS CLERK'S OFFICE
Recorded By: aavila
Robyn Stallworth Piquette County Recorder, YUMA County AZ



WHEN RECORDED MAIL TO:

**CITY OF SAN LUIS
ATTN: SONIA CORNELIO, CITY CLERK
P.O. BOX 1170
SAN LUIS, ARIZONA 85349**

The above area is to be reserved for recording information

CAPTION HEADING:

Resolution No. 1183

Street Lighting Improving District for Las Quintas de San Luis II Subdivision



Resolution

NO. 1183

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, CREATING A STREET LIGHTING IMPROVEMENT DISTRICT AND DECLARING ITS INTENTION TO PURCHASE ELECTRICITY, AND MAINTAIN POLES, LUMINARIES, AND UNDERGROUND CONDUIT, TOGETHER WITH A CHARGE FOR USE OF LIGHTING FACILITIES, FOR LIGHTING PUBLIC STREETS WITHIN AN AREA DESCRIBED AS LAS QUINTAS DE SAN LUIS II SUBDIVISION, YUMA COUNTY, ARIZONA.

WHEREAS, a petition for the street lighting improvement district has been presented by all of the real property owners of record for the real property described as Las Quintas de San Luis II Subdivision, Yuma County, Arizona.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of San Luis, Arizona, as follows:

Section 1: The City of San Luis hereby creates a street lighting improvement district to be tentatively known as Las Quintas de San Luis II Street Lighting Improvement District for the area described as Las Quintas de San Luis II Subdivision, Yuma County, Arizona, and as further shown on Exhibit "A" attached hereto.

Section 2: That the public interest and convenience require, and it is the intention of the governing body of the City of San Luis to order the purchase of electricity which includes a charge for the maintenance and use of the lighting facilities. That the maintenance and purchase of electricity is of more than local or ordinary public benefit, and the cost is hereby made chargeable upon the District, and the District benefited by said streetlights is legally described as set forth in Section 1 hereinabove.

Section 3: That the cost of the electricity shall be the established rate of Arizona Public Service for street lighting service.

Section 4: That the lighting of the streets in the area described shall be in accordance with the lighting location plan hereby approved and adopted by the Council of the City of San Luis, Arizona, and on file in the office of the City Engineer, tentatively known as Las Quintas de San Luis II Street Lighting Improvement District.

Section 5: In no event will the City of San Luis or any officer thereof be liable for any portion of the cost of supplying electricity to said Improvement District, no assessment for district purposes against the property within such district exceeds the maximum contained in A.R.S. § 48-616.D, in which event the City of San Luis shall be liable for the cost of supplying electricity in excess of said statutory maximums.

Section 6: The City Council shall make an annual statement of the expenses relative to the District which shall be provided for by the levy and collection of the ad valorem taxes of the assessed value of all property, real and personal, in the District as provided in Title 48 of the Arizona Revised Statutes, which taxes shall be collected in the amount shown by the statement adopted by the City Council.

PASSED AND ADOPTED by the Mayor and City Council of the City of San Luis, Arizona, this 12th day of April, 2017.



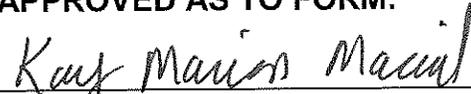
Gerardo Sanchez, Mayor

ATTEST:



Sonia Cornelio, City Clerk

APPROVED AS TO FORM:



Kay Marion Macuil, City Attorney

**PETITION, WAIVER AND CONSENT TO FORMATION
OF A STREET LIGHTING IMPROVEMENT DISTRICT
BY THE CITY OF SAN LUIS NEW SUBDIVISION, LAS QUINTA DE SAN LUIS II
(OWNER: RIEDEL HOLDING, LLC)**

**To: Honorable Mayor and City Council
 City of San Luis, Arizona**

Pursuant to Arizona Revised Statutes, Section 48-571 to 48-617, as amended , and specifically A.R.S. §48-572(A)(7), §48-616 and §48-617 the undersigned property owner respectfully petitions the City Council of the City of San Luis, Arizona (City Council) to order the formation of Street Lighting Improvement District under Arizona Revised Statutes, title 48 Chapter 4, Article 2. In support of this petition, the undersigned agrees to waive certain rights under the Arizona Improvement District Law and to consent to the formation and completion of the District.

1. Area of District. The proposed district is described by a map and by a legal description of Exhibit "A" which is attached hereto and incorporated herein by reference. The proposed district consists of approximately 27.58 acres and is entirely within the corporate boundaries of the City of San Luis.
2. Ownership. The undersigned (is) (are) the sole owner(s) of the real property within the proposed district.
3. Purpose. The district is proposed to be formed for the purpose of the installation of light poles and luminaries together with purchasing the electricity for lighting of Public Street within Las Quintas de San Luis II.
4. Public Convenience and Necessity. The necessity for the proposed district is for the installation of light poles and luminaries with purchasing the electricity for lighting public streets within the proposed district by the levying of special assessments in the proposed district.
5. Wavier and Consent. The petitioners with full knowledge of their rights being waived hereunder, hereby expressly waive.
 - (a) Any and all irregularities, illegalities or deficiencies which may exist in adoption of Resolution Ordering the work;
 - (b) Any necessity for publication and posting of the Resolution of Intention and the Note of Proposed Improvements;
 - (c) All protest rights, whatsoever under A.R.S. §48-579 (A) and (B), which provide for protests against the work; and

(d) All objections to the filing of and adoption by the City of the plans and specifications, the Engineer's estimate and the Assessment Diagram, all of which provide for the completion of the District.

Further the improvements described above are of more than local or ordinary public benefit.

In Witness whereof the parties have executed this Petition and waiver agreement as of the 3rd day of April 2017.

<u>PROPERTY OWNER</u> <u>NAME, ADDRESS AND</u> <u>SIGNATURE</u>	<u>DATE</u>	<u>PROPERTY</u> <u>(Tax Parcel Nos.)</u>
RIEDEL HOLDING, LLC 1950 Juan Sanchez Blvd Suite 6 San Luis, AZ 85349 By: <u>Nieves Riedel</u> Nieves Riedel, Owner	<u>4-3-17</u>	<u>APN 776-03-003</u> <u>APN 776-11-001</u>

Accepted and approved by:

CITY OF SAN LUIS, ARIZONA an
ARIZONA MUNICIPAL CORPORATION

By Gerardo Sanchez
Gerardo Sanchez, Mayor

ATTEST:

Sonia Cornelio
Sonia Cornelio, City Clerk

APPROVED AS TO FORM:

Kay Marion Macuil
Kay Marion Macuil, City Attorney

LAS QUINTAS DE SAN LUIS 2 SUBDIVISION

A SUBDIVISION OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER LYING EAST OF THE EAST MAIN CANAL AND OF PARCEL B OF THE BARKLEY LOT SPLIT No.2 AS RECORDED IN BOOK 67 OF PLATS, PAGE 27, Y.C.R., BEING A PORTION OF GOVERNMENT LOT 2, ALSO BEING A PORTION OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER, TOGETHER IN SECTION 6, TOWNSHIP 11 SOUTH, RANGE 24 WEST, GILA AND SALT RIVER BASE AND MERIDIAN, YUMA COUNTY, ARIZONA

DATE: JANUARY 2017 ACREAGE - 28.75 AC



BOOK _____ OF PLATS
PAGE _____

APPROVED

DATE OF RECORDING } 2017
CITY OF SAN LUIS }
THE SUBDIVISION AS PLATTED HEREON HAS BEEN APPROVED BY THE CITY ENGINEER AND THE CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA.

DATE _____
CITY ENGINEER
DATE _____
CITY COUNCIL MEMBER
DATE _____
CITY PUBLIC WORKS DIRECTOR

BASIS OF BEARING

THE SOUTH LINE OF THE SW 1/4 OF SECTION 6, T11S, R24W, MERIDIAN 11 SOUTH, RANGE 24 WEST, GILA AND SALT RIVER BASE AND MERIDIAN IS RECORDED AS BEING AS RECORDED IN BOOK 11 OF PLATS, PAGES 84-86, Y.C.

RESTRICTIVE COVENANTS

HAVE BEEN RECORDED SEPARATELY AND ARE A PART OF THIS PLAT

NOTE:

THIS PLAT IS A PART OF THE SUBDIVISION PLAT WHICH SHOWS THE ENTIRE SUBDIVISION. THIS PLAT IS NOT TO BE CONSIDERED AS A PART OF THE SUBDIVISION UNLESS IT IS READ IN CONNECTION WITH THE ENTIRE SUBDIVISION PLAT. THE CITY ENGINEER HAS REVIEWED THIS PLAT AND HAS FOUND IT TO BE IN ACCORDANCE WITH THE CITY ENGINEERING CODES AND ORDINANCES. THE CITY ENGINEER HAS REVIEWED THE PLAT AND HAS FOUND IT TO BE IN ACCORDANCE WITH THE CITY ENGINEERING CODES AND ORDINANCES. THE CITY ENGINEER HAS REVIEWED THE PLAT AND HAS FOUND IT TO BE IN ACCORDANCE WITH THE CITY ENGINEERING CODES AND ORDINANCES.

SUBDIVIDER/OWNER

REGENT HOLDINGS, LLC
P.O. BOX 104
SAN LUIS, ARIZONA 85349

PREPARED BY:



SURVEYORS CERTIFICATE

I, THE UNDERSIGNED, A LICENSED SURVEYOR IN THE STATE OF ARIZONA, HAVE REVIEWED THE PLAT AND THE INSTRUMENT ACCOMPANYING THE SAME AND I CERTIFY THAT THE INSTRUMENT ACCOMPANYING THE SAME IS IN ACCORDANCE WITH THE CITY ENGINEERING CODES AND ORDINANCES AND THAT THE SUBDIVISION DESCRIBED THEREIN IS IN ACCORDANCE WITH THE CITY ENGINEERING CODES AND ORDINANCES.



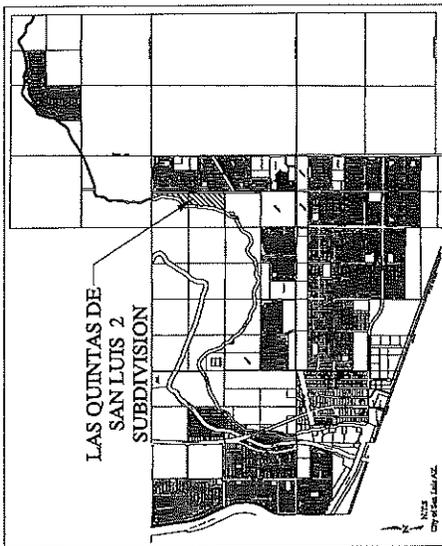
DEDICATION

KNOW ALL MEN BY THESE PRESENTS, THAT REGENT HOLDINGS, LLC, AN ARIZONA LIMITED LIABILITY COMPANY, AS OWNER AND FOR THE CITY OF SAN LUIS, ARIZONA, HAS HEREBY DEDICATED TO THE PUBLIC USE AND BENEFIT, AND THAT THE CITY OF SAN LUIS, ARIZONA, HAS HEREBY ACCEPTED SAID DEDICATION, THE SOUTH LINE OF THE SW 1/4 OF SECTION 6, T11S, R24W, MERIDIAN 11 SOUTH, RANGE 24 WEST, GILA AND SALT RIVER BASE AND MERIDIAN, AS BEING AS RECORDED IN BOOK 11 OF PLATS, PAGES 84-86, Y.C. AND THAT SAID LINE SHALL BE KNOWN BY THE NUMBER, THE FACT OF THE LETTER AND THE ORDER OF THE SAME SHOWN HEREON AND THAT THE CITY OF SAN LUIS, ARIZONA, HAS HEREBY ACCEPTED SAID DEDICATION, THE SOUTH LINE OF THE SW 1/4 OF SECTION 6, T11S, R24W, MERIDIAN 11 SOUTH, RANGE 24 WEST, GILA AND SALT RIVER BASE AND MERIDIAN, AS BEING AS RECORDED IN BOOK 11 OF PLATS, PAGES 84-86, Y.C. AND THAT THE CITY OF SAN LUIS, ARIZONA, HAS HEREBY ACCEPTED SAID DEDICATION, THE SOUTH LINE OF THE SW 1/4 OF SECTION 6, T11S, R24W, MERIDIAN 11 SOUTH, RANGE 24 WEST, GILA AND SALT RIVER BASE AND MERIDIAN, AS BEING AS RECORDED IN BOOK 11 OF PLATS, PAGES 84-86, Y.C.

BY: _____
REGENT HOLDINGS, LLC

ACKNOWLEDGMENT

STATE OF ARIZONA }
COUNTY OF YUMA }
I, _____, of the County of Yuma, State of Arizona, do hereby certify that I am the duly authorized representative of the undersigned and that I have read the foregoing instrument and know the contents thereof and that the same is the free and voluntary act and deed of the undersigned and that the same is in accordance with the laws of the State of Arizona and that I have signed and sealed the foregoing instrument and that I have caused the same to be recorded in the public records of the County of Yuma, State of Arizona, in accordance with the laws of the State of Arizona.



VICINITY MAP

LAS QUINTAS DE SAN LUIS 2 SUBDIVISION

A SUBDIVISION OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER LYING EAST OF THE EAST MAIN CANAL AND OF PARCEL B OF THE BARKLEY LOT SPLIT No. 2 AS RECORDED IN BOOK 67 OF PLATS, PAGE 27, Y.C.R., BEING A PORTION OF GOVERNMENT LOT 2, ALSO BEING A PORTION OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER, TOGETHER IN SECTION 6, TOWNSHIP 11 SOUTH, RANGE 24 WEST, GILA AND SALT RIVER BASE AND MERIDIAN, YUMA COUNTY, ARIZONA

DATE: JANUARY 2017 ACREAGE - 28.75 AC

- CHURCH LINE
- RIGHT OF WAY LINE
- EXISTING LOTS
- NEW PROPERTY LINE
- FOUND BOUNDARY (TYPE & SOURCE)
- YUMA COUNTY CEN. L.S. No. 4-200
- NEW SUBDIVISION BOUNDARY
- BOUNDARY FROM YUMA COUNTY CEN. L.S. No. 4-200
- INCREASE LAND AREA
- DECREASE LAND AREA
- (00)
- (10)

DATA REFERS TO BARKLEY PROPERTY - SAN LUIS BOUNDARY SURVEY CONDUCTED BY PAUL R. BARKLEY & ASSOCIATES, INC. YUMA COUNTY CEN. L.S. No. 4-200, BEING A PORTION OF GOVERNMENT LOT 2, ALSO BEING A PORTION OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER, TOGETHER IN SECTION 6, TOWNSHIP 11 SOUTH, RANGE 24 WEST, GILA AND SALT RIVER BASE AND MERIDIAN, YUMA COUNTY, ARIZONA

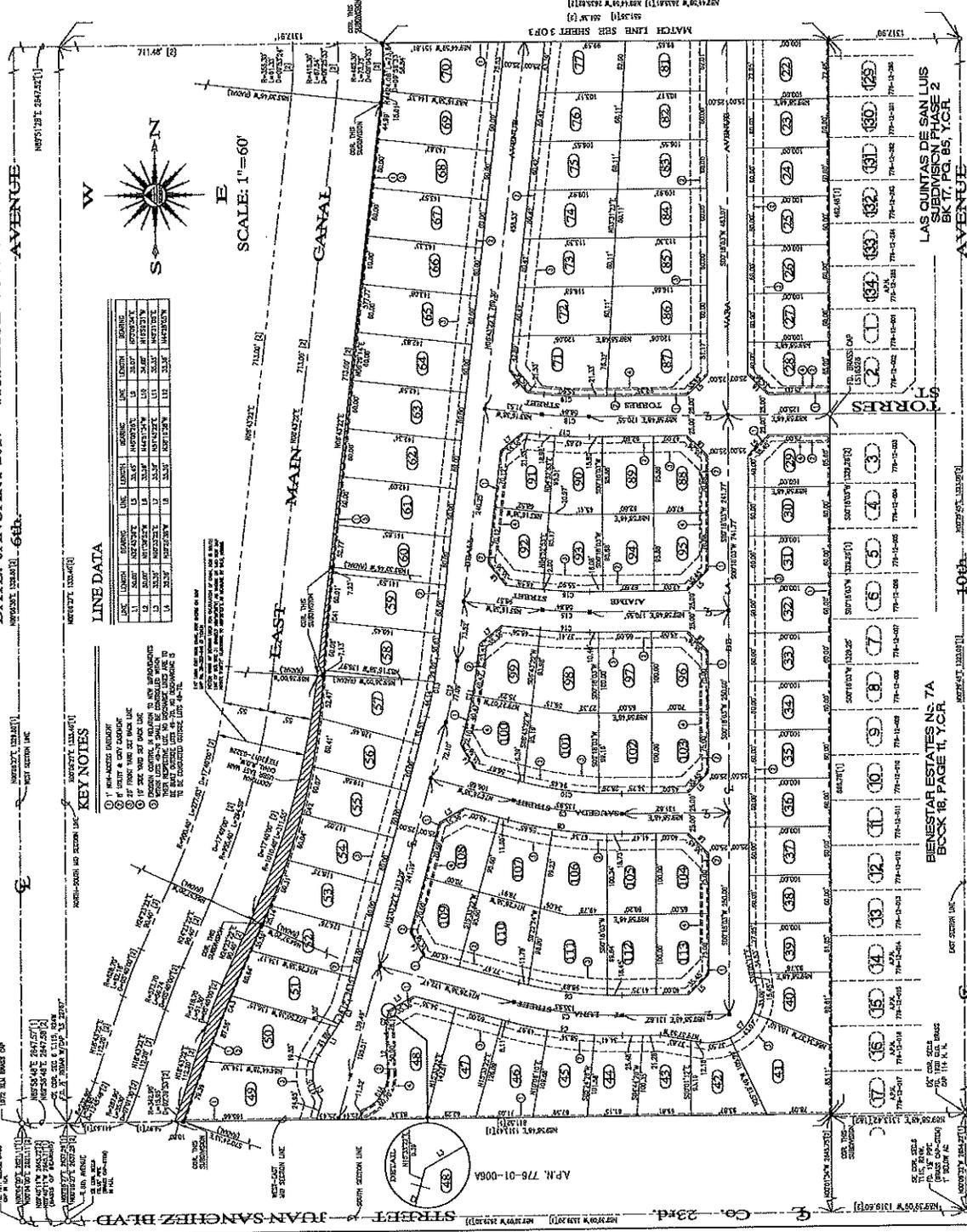
CURVE DATA

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PREPARED BY:



SURVEYOR'S CERTIFICATE
I, THE SURVEYOR, JOHN M. BARKLEY, DO HEREBY CERTIFY THAT THE FOREGOING SURVEY WAS MADE UNDER MY PERSONAL SUPERVISION AND THAT THE INFORMATION CONTAINED HEREIN IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.



LINE DATA

LINE NO.	BEARING	DISTANCE	AREA	PERIMETER
1	S 89° 58' 12" W	10.0000	0.0000	10.0000
2	S 89° 58' 12" W	10.0000	0.0000	10.0000
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21	S 89° 58' 12" W	10.0000	0.0000	10.0000
22	S 89° 58' 12" W	10.0000	0.0000	10.0000
23	S 89° 58' 12" W	10.0000	0.0000	10.0000
24	S 89° 58' 12" W	10.0000	0.0000	10.0000
25	S 89° 58' 12" W	10.0000	0.0000	10.0000
26	S 89° 58' 12" W	10.0000	0.0000	10.0000
27	S 89° 58' 12" W	10.0000	0.0000	10.0000
28	S 89° 58' 12" W	10.0000	0.0000	10.0000
29	S 89° 58' 12" W	10.0000	0.0000	10.0000
30	S 89° 58' 12" W	10.0000	0.0000	10.0000
31	S 89° 58' 12" W	10.0000	0.0000	10.0000
32	S 89° 58' 12" W	10.0000	0.0000	10.0000
33	S 89° 58' 12" W	10.0000	0.0000	10.0000
34	S 89° 58' 12" W	10.0000	0.0000	10.0000
35	S 89° 58' 12" W	10.0000	0.0000	10.0000
36	S 89° 58' 12" W	10.0000	0.0000	10.0000
37	S 89° 58' 12" W	10.0000	0.0000	10.0000
38	S 89° 58' 12" W	1		

