

CONFORMED COPY  
2018-05633 RESOLUTION  
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Requested By: SAN LUIS CITY CLERK  
Recorded By: aavila  
Robyn Stallworth Pique County Recorder, YUMA County AZ

**WHEN RECORDED MAIL TO:**

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

The above area is to be reserved for recording information

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**CAPTION HEADING:**

**Resolution No. 2032**

Santa Cecilia No. 2 Subdivision – declaring city’s intention to provide the enhanced municipal services of operating and maintaining certain retention basins



# *Resolution*

OFFICE OF THE  
MAYOR  
CITY OF SAN LUIS

NO. 2032

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, DECLARING ITS INTENTION TO PROVIDE THE ENHANCED MUNICIPAL SERVICES OF OPERATING AND MAINTAINING CERTAIN RETENTION BASINS WITHIN THE AREA DESCRIBED AS SANTA CECILIA NO. 2 SUBDIVISION, YUMA COUNTY, ARIZONA.**

**WHEREAS**, a petition for enhanced municipal services has been presented by all of the real property owners of record for the real property described as Santa Cecilia No. 2 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 an enhanced municipal services district to be tentatively known as Santa Cecilia No. 2 Municipal Services Improvement District for the area described as Santa Cecilia No. 2 Subdivision, City of San Luis, Yuma County, Arizona, and as further shown on the subdivision plat or plats of record for Santa Cecilia No. 2 Subdivision with the Office of Public Works Director and the Office of City Engineer of the City of San Luis, Arizona. The legal description for the district is as follows:

See 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 provide, for the enhanced municipal services of the operation and maintenance of retention basins described as Santa Cecilia No. 2 Subdivision, City of San Luis, Yuma County, Arizona.

**Section 3:** That the operation and maintenance of said retention basins shall be in accordance with the plan showing location, type and character of the enhanced municipal services, as well as duplicate diagrams of the property contained within the improvement district which is here by 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 Santa Cecilia No. 2 Municipal Services Improvement District.

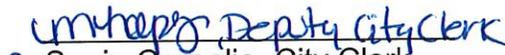
**Section 4:** That all lots within the Improvement District will benefit by the enhanced municipal services of the operation and maintenance of said retention basins at a higher level or greater degree than provided in the remainder of the City of San Luis that is not included in the Improvement District.

**Section 5:** That the City Council shall make an annual statement and/or statements of the expenses relative to the District for the operation and maintenance of said retention basins which shall be provided 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 28<sup>th</sup> day of February, 2018.

  
Gerardo Sanchez, Mayor

**ATTEST:**

  
Sonia Cornelio, City Clerk

**APPROVED AS TO FORM:**

  
Kay Marion Macuil, City Attorney

**PETITION, WAIVER AND CONSENT TO FORMATION  
OF AN ENHANCED MUNICIPAL SERVICES IMPROVEMENT DISTRICT  
BY THE CITY OF SAN LUIS FOR THE NEW SUBDIVISION,  
SANTA CECILIA No. 2 (OWNER: RIEDEL HOLDINGS, 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. §48-575 and §48-576 the undersigned property owner respectfully petitions the City Council of the City of San Luis, Arizona ( City Council) to order the formation of an Enhancement Municipal Service 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 32.92 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 operation, maintenance, repair and improvements of retention basins described in Santa Cecilia No. 2 Subdivision.
4. Public Convenience and Necessity. The necessity for the proposed district is for the operation, maintenance, repair and improvements of retention basins within the proposed district by the levying of special assessments in the proposed district.
5. Waiver 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 21<sup>st</sup> day of February 2018.

Commission Expires 03/15/2019

Notary



PROPERTY OWNER  
NAME, ADDRESS AND  
SIGNATURE

DATE

PROPERTY  
(Tax Parcel Nos.)

RIEDEL HOLDINGS, LLC  
P.O. BOX 1649  
San Luis, AZ 85349

By: [Signature] 2/21/18  
Nieves Riedel, Agent

APN 227-10-012

Accepted and approved by:

CITY OF SAN LUIS, ARIZONA an  
ARIZONA MUNICIPAL CORPORATION

By [Signature]  
Gerardo Sanchez, Mayor

ATTEST:

[Signature] Deputy City Clerk  
for Sonia Cornelio, City Clerk

APPROVED AS TO FORM:

[Signature]  
Kay Marion Macuil, City Attorney

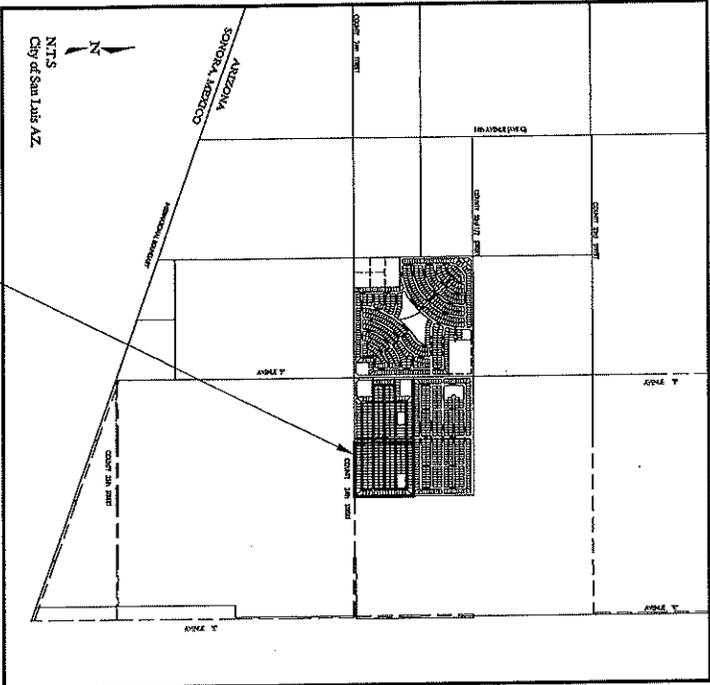
# SANTA CECILIA No. 2 SUBDIVISION

A SUBDIVISION OF LOT 1A OF THE BORDER RANCHES LOT SPLIT AS RECORDED IN BOOK 28 OF PLATS, PAGES 80 & 81 Y.C.R., YUMA COUNTY ARIZONA AND BEING A PORTION OF THE S $\frac{1}{2}$  OF THE SW $\frac{1}{4}$  OF SECTION 10, T11S, R24W, G. & S. R. B. & M. YUMA COUNTY, ARIZONA

DATE: JANUARY 2018      ACREAGE: 32.92 ACRES

OFFICE OF YUMA COUNTY RECORDER

BOOK \_\_\_\_\_ OF PLATS  
PAGE \_\_\_\_\_



### DEDICATION

BEFORE ME, the undersigned authority, on this \_\_\_\_\_ day of \_\_\_\_\_, 2018, personally appeared \_\_\_\_\_, known to me to be the person whose name is subscribed to the foregoing instrument, acknowledged to me that he executed the same for the purposes and consideration therein expressed, and that said instrument is his free act and deed. I, the undersigned, being a duly qualified and authorized public official in and for the State of Arizona, do hereby certify that said instrument is the true and correct copy as the same appears from the records of the office of the Recorder of Deeds for said State of Arizona.

BY: \_\_\_\_\_  
RECORDER OF DEEDS, ARIZONA

### ACKNOWLEDGMENT

STATE OF ARIZONA, )  
COUNTY OF YUMA, )  
I, the undersigned authority, do hereby certify that the foregoing instrument is the true and correct copy as the same appears from the records of the office of the Recorder of Deeds for said State of Arizona.

### APPROVED

STATE OF ARIZONA, )  
COUNTY OF YUMA, )  
I, the undersigned authority, do hereby certify that the foregoing instrument is the true and correct copy as the same appears from the records of the office of the Recorder of Deeds for said State of Arizona.

DATE: \_\_\_\_\_  
BY: \_\_\_\_\_  
TITLE: \_\_\_\_\_

### BASIS OF BEARING

THE YUMA COUNTY RECORDER OF DEEDS, ARIZONA, is the authority for the bearing and distance of the lines and angles shown on this plan. The same are based on the true meridian of the YUMA COUNTY RECORDER OF DEEDS, ARIZONA, and are subject to the same conditions and limitations as are set forth in the YUMA COUNTY RECORDER OF DEEDS, ARIZONA, RECORDS.

### RESTRICTIVE COVENANTS

None have been recorded hereon, and are a part of this plan.

### SUBDIVIDER/OWNER

**REDEEM HOLDINGS, LLC**  
A LIMITED LIABILITY COMPANY  
JAMES W. REDEEM  
PRESIDENT

### PREPARED BY:

**Engineering, Inc.**  
3075 S. MENDOZA # E  
YUMA, ARIZONA 85305  
TEL: 928-784-2588

### SURVEYOR'S CERTIFICATE

I, the undersigned, being a duly qualified and authorized public official in and for the State of Arizona, do hereby certify that the foregoing instrument is the true and correct copy as the same appears from the records of the office of the Recorder of Deeds for said State of Arizona.

\_\_\_\_\_  
JAMES W. REDEEM  
RECORDER OF DEEDS, ARIZONA

