

RESOLUTION NO. 2166

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, TO APPROVE, PURSUANT TO A.R.S. SECTION 48-262(f), AN ANNEXATION OF ADDITIONAL TERRITORY INTO THE NORTHERN GILA COUNTY SANITARY DISTRICT OF THOSE CERTAIN PARCELS OF REAL PROPERTY AS DENOMINATED ON THE ATTACHED EXHIBITS "A". (1109 NORTH KAREN WAY, PAYSON, ARIZONA, CHAPARRAL HIGHLANDS L.L.C., OWNER, ASSESSOR'S PARCEL NO. 302-23-006A).

WHEREAS, under A.R.S. Section 48-262(f), the governing body of a municipal corporation is required to pass a resolution approving the annexation to an existing sanitary district of new territory within the boundaries of an incorporated town, and,

WHEREAS, the territory sought to be annexed to the Northern Gila County Sanitary District is described on Exhibit "A" attached hereto, and it is hereby confirmed that all of said property lies within the boundaries of the Town of Payson and is contiguous to existing territory within the Sanitary District, and,

WHEREAS, the petitioners and their real property as set forth by parcel number in Exhibit "A" hereto represent a lawful majority of the qualified electors owning real property within said territories to be annexed.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, that approval is hereby given, pursuant to A.R.S. Section 48-262(f), of the annexation of those certain parcels of real property as denominated on the attached Exhibit "A", and such annexation is endorsed by the Town of Payson.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, this _____ day of _____, 2006, by the following vote:

AYES ___ NOES ___ ABSTENTIONS ___ ABSENT ___

Barbara G. Brewer, Mayor

ATTEST

Approved as to Form:

Silvia Smith, Town Clerk

Samuel I. Streichman, Town Attorney

SIS:glS

APR 27 2006 G. J.*

EXHIBIT "A"

Chaparral Highlands LLC
HC 6 Box 14750
Payson AZ 85541

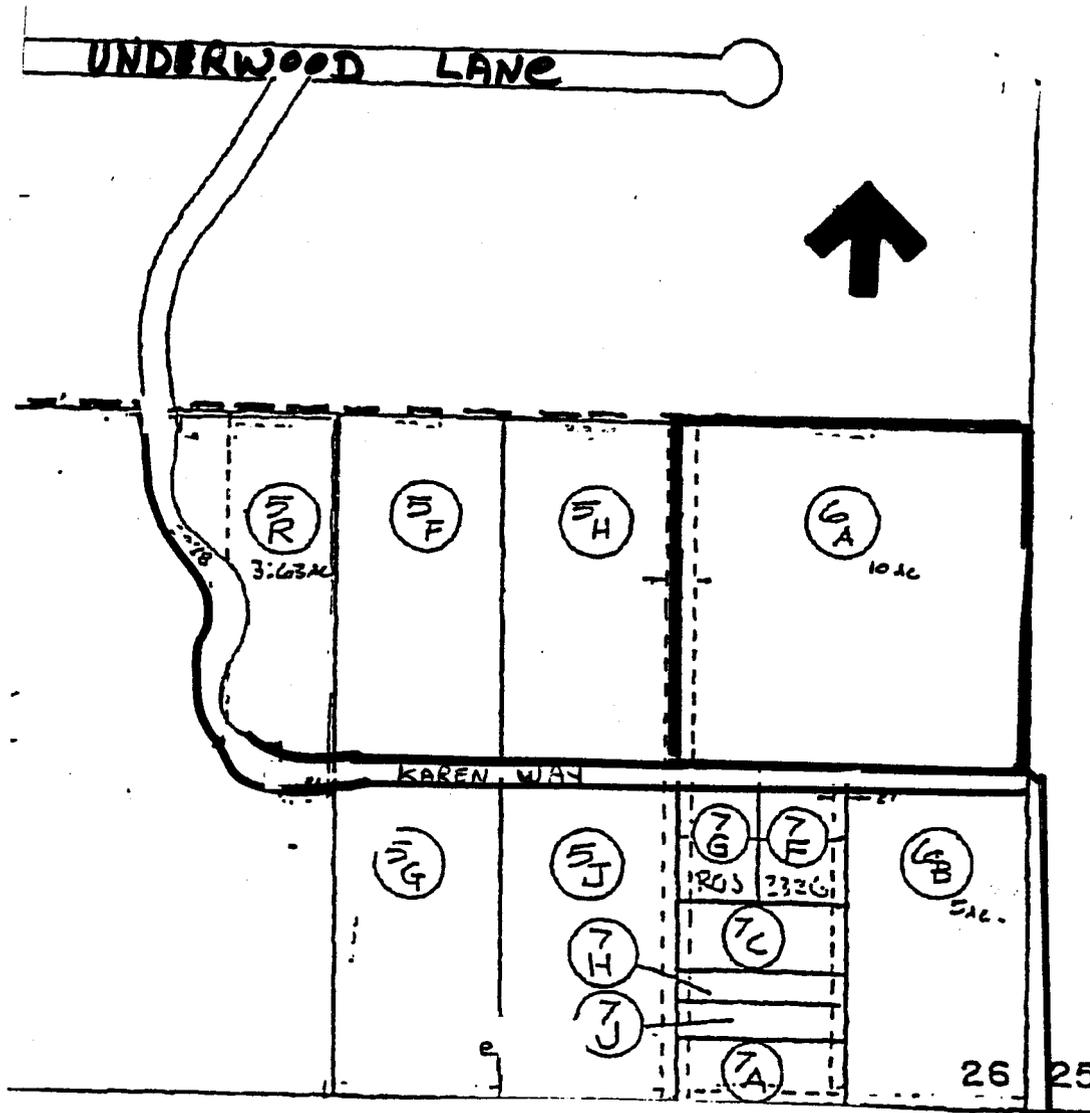
Assessor Parcel No. 302-23-006A
1109 N Karen Way, Payson AZ
9.98 Acres

That part of Section 26, Township 11 North, Range 10 East of the Gila and Salt River Base and Meridian, Gila County Arizona described as follows:

The East half of the Southeast quarter of the Southeast quarter of said Section 26, Township 11 North, Range 10 East;

EXCEPT the West half of the Southeast quarter of the Southeast quarter of the Southeast quarter;

EXCEPT the East half of the Southeast quarter of the Southeast quarter of the Southeast quarter of Section 26, Township 11 North, Range 10 East of the Gila and Salt River Base and Meridian, Gila County



2200 W. Doll Baby Ranch Road
P.O. Box 619
Payson, Arizona 85547



(928) 474-5257
(928) 474-5258 FAX
(602) 256-0047 Phoenix

RECEIVED
Town Clerk

APR 10 2006

Town of Payson

S. Smith

April 7, 2006

Town Council, Town of Payson
Attn. Ms. Sylvia Smith
303 North Beeline Hwy.
Payson, Arizona 85541

REF: Request for Resolution by the Town Council endorsing annexation
of property to Northern Gila County Sanitary District

SUBJECT: Gila County Tax Parcel: 302-23-006A
Location: 1109 N Karen Way

Dear Ms. Smith:

Enclosed please find an executed petition to the Town Council, Town of Payson, requesting Establishment of an addition to the Northern Gila County Sanitary District.

The Board of Directors requests the petition for the referenced property be placed on the next available Council meeting agenda for approval.

If the Town has no objection to the Sanitary District proceeding with the annexation process, we request that the Town Council pass a resolution of endorsement of said annexation.

If you have any questions or require further information, please do not hesitate to contact either Joel Goode, General Manager or myself.

Sincerely,

NORTHERN GILA COUNTY SANITARY DISTRICT

Sue Taylor
Sue Taylor
Account Clerk

Enclosure
pc: File

**REQUEST FOR ESTABLISHMENT OF AN ADDITION TO THE NORTHERN GILA COUNTY SANITARY DISTRICT
TO THE TOWN COUNCIL, TOWN OF PAYSON**

The undersigned real property owners request the establishment of an addition to the Northern Gila County Sanitary District under the provisions of Title 36, Chapter 11, Article 1, Section 1301 to 1329, both inclusive, Arizona Revised Statutes 1956, and amendments thereto.

The necessity for the proposed addition to the District is planning and accomplishing of sanitary improvements as provided by law and the operation and maintenance of said improvements. The public health, comfort, convenience, necessity or welfare will be promoted by the establishment of the addition to the District and the property to be included therein will be benefitted.

The boundaries of the proposed addition to the District are contiguous to territory within the Sanitary District, and are described as follows:

**SEE EXHIBIT "A"
GILA COUNTY TAX PARCEL**

Said boundaries are delineated on the plat attached hereto, which also indicates the approximate area of the addition to the District.

The undersigned are the sole owners of the property described above.

A general outline of the proposed improvements consists of the planning and construction of certain sanitary facilities to serve the area and provide for the operation and maintenance thereof, suitable for the needs of the addition to the District either in one or more proceedings as the need therefore may arise.

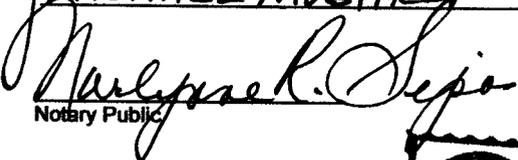
The existing, duly elected, Board of Directors of the Northern Gila County Sanitary District shall, upon formation of this addition, become the governing body for this addition.

Petitioners pray the Town Council set this petition for hearing, direct notice to be given to interest property owners and upon the hearing, after consideration of any objections that may be made, pass a resolution declaring its findings, establishing the boundaries and declaring approval of the addition to the Sanitary District.

DATE	PRINTED NAME	STREET ADDRESS	SIGNATURE
4-6-2006	Michael Mustacky Authorized representative for CHAPARRAL HIGHLANDS LLC	HK6, Box 14754 7594 GIBSON RANCH RD PAYSON, AZ 85541	

STATE OF ARIZONA)
County of MARICOPA) ss.

This instrument was acknowledged before me this 6TH day of APRIL, 2006, by
MICHAEL MUSTACKY


Notary Public

My Commission Expires: 03-31-2008

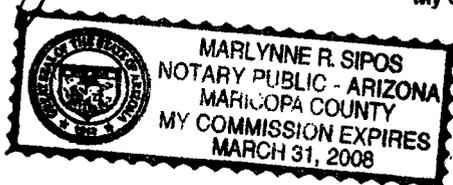


EXHIBIT "A"

Chaparral Highlands LLC
HC 6 Box 14750
Payson AZ 85541

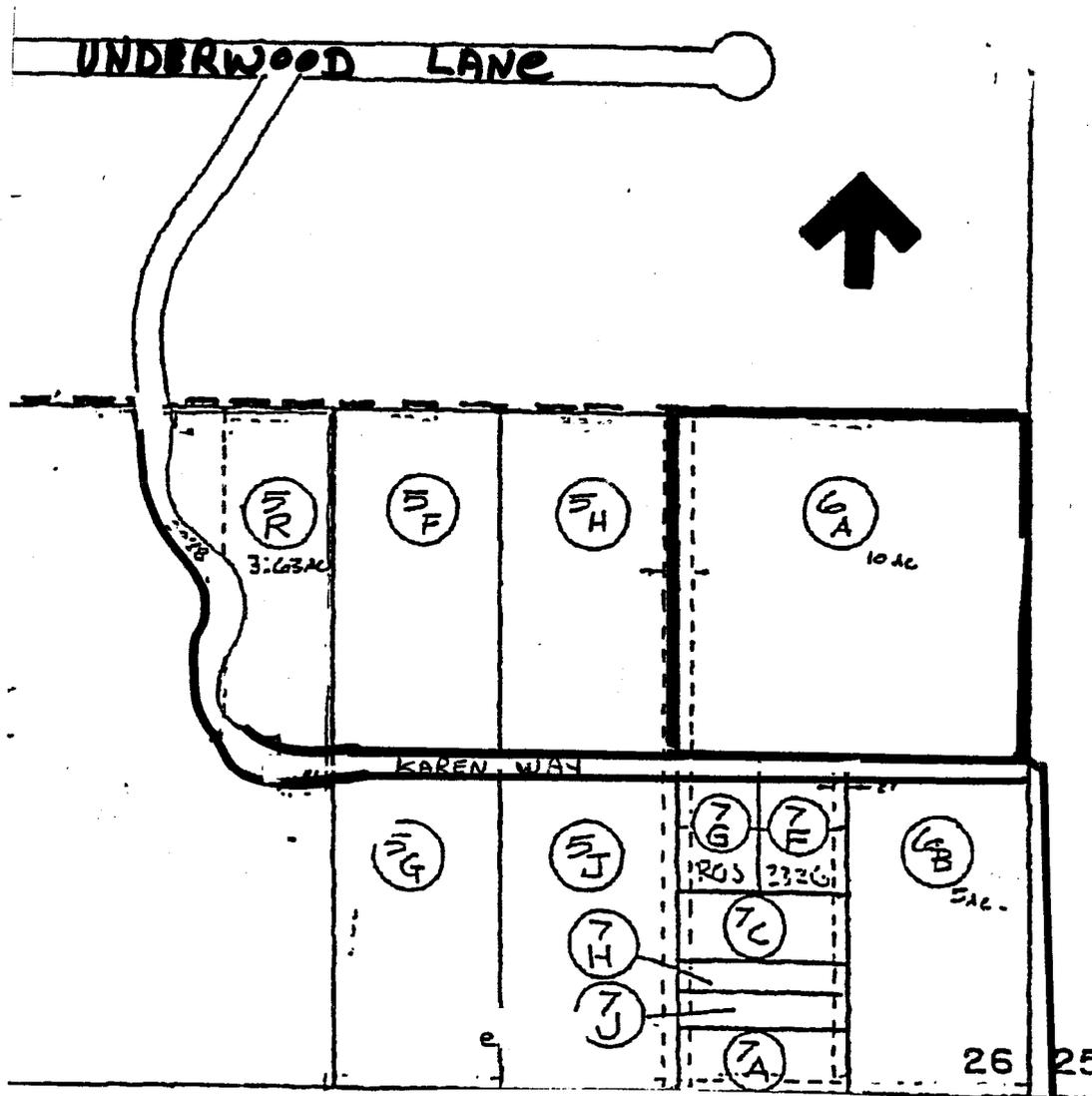
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**REQUEST FOR SINGLE PARCEL ANNEXATION
PURSUANT TO A.R.S. SECTION 48-262(H)**

The undersigned, whose property is located within Gila County, Arizona,

Gila County Parcel 302-23-006A	Street address of subject property 1109 N KAREN WAY	Acre 9.98
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and whose property is adjacent to the boundaries of the Northern Gila County Sanitary District (the "District"), hereby requests that the Board of Directors of the District amend the District boundaries to include the property of the undersigned, as the same is described in Exhibit A attached hereto.

The benefit to the property to be conferred by its inclusion in the District is that the property will be provided sewer service and will not have to rely on on-site means of sewage disposal. Further, the property can be developed once sewer service is available.

The benefit to the District is an increase in the tax base of the District and further it fulfills the District's function of providing sewer service to the improved property located within the general area.

Therefore, it is respectfully requested that this matter be placed on the agenda of the next available meeting of the Board of Directors of the District, and that the Board enter an order annexing this property to the District.

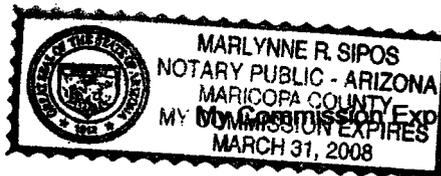
Respectfully requested this 6th day of April, 2006.

Signature of recorded property owner <i>[Signature]</i>		
Authorized Representative for CHAPARRAL HIGHLANDS LLC		
Mail Address HC 6 BOX 14750		
City PAYSON	State AZ	Zip 85541
Telephone (928) 472-7414		

STATE OF ARIZONA)
County of MARICOPA) ss.

This instrument was acknowledged before me this 6th day of APRIL, 2006, by
MICHAEL MUSTACCI

[Signature]
Notary Public



Expires: 03-31-2008