

## RESOLUTION NO. EMRCFD RES 2019-131

RESOLUTION OF THE BOARD OF DIRECTORS OF ESTRELLA MOUNTAIN RANCH COMMUNITY FACILITIES DISTRICT (CITY OF GOODYEAR, ARIZONA) APPROVING THE MODIFICATION OF ASSESSMENTS IN ASSESSMENT NUMBER 005-01-001 WITHIN MONTECITO ASSESSMENT DISTRICT NO. 2.

WHEREAS, pursuant to A.R.S. § 48-594(B), the Superintendent of Streets of Estrella Mountain Ranch Community Facilities District (City of Goodyear, Arizona), Montecito Assessment District No. 2 (the "*Assessment District*"), has prepared a list of assessments on certain property within the Assessment District, which assessments are to be modified, including (a) the assessment number, legal description and amount assessed on each affected lot or parcel before the modification, (b) the assessment number, legal description and name and address of the owner as shown on the most recent tax roll, and (c) the amount to be assessed on each lot or parcel after modification; and

WHEREAS, the Superintendent of Streets has caused to be prepared and presented to the Board of Directors (the "*District Board*") of the Estrella Mountain Ranch Community Facilities District (City of Goodyear, Arizona) (the "*District*") an amendment to the Assessment Diagram reflecting the requested modification; and

WHEREAS, the Superintendent of Streets has caused a notice to be mailed to the sole owner of the affected parcel showing the proposed reallocation and stating that the owner may file a written objection to the reallocation within twenty days after the notice was mailed; and

WHEREAS, no objections to the reallocation of the assessment have been received during the time provided by law; and

WHEREAS, the District Board has considered the matter and has the advice of its Superintendent of Streets with respect to the improvements constructed and the assessments levied for the Assessment District;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF ESTRELLA MOUNTAIN RANCH COMMUNITY FACILITIES DISTRICT (CITY OF GOODYEAR, ARIZONA) as follows:

Section 1. Pursuant to A.R.S. § 48-594(B) and the petition submitted by the property owner, and good cause appearing therefore, it is hereby ordered that assessment 005-01-001 (Parcel 9.31 and Area No. 2) be modified in accordance with the assessment modification submitted by the Superintendent of Streets.

Section 2. The amended Assessment Diagram is approved with such modifications as are set forth on Exhibit A attached hereto.

Section 3. The District Board hereby directs the Superintendent of Streets to record the modified assessment and amended Assessment Diagram in the Superintendent of

Streets' office pursuant to A.R.S. § 48-594(B) and record the amended notice of recording of assessment in the records of Maricopa County, Arizona.

Section 4. The modified assessment numbers will now be 005-02-001 through and including 005-02-043.

Section 5. The costs of the modification shall be paid by the property owner requesting this modification, or, if not so paid, shall be included in the amount of the assessment, as modified, and, if not sooner paid, shall be included in the next installment of the assessment due with respect to the affected parcels.

PASSED AND ADOPTED by the Board of Directors of Estrella Mountain Ranch Community Facilities District (City of Goodyear, Arizona) on December 2, 2019

\_\_\_\_\_  
District Chairman

ATTEST:

\_\_\_\_\_  
District Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Gust Rosenfeld P.L.C.  
District Counsel

I hereby certify that I have checked the legal descriptions with respect to modifications of the assessments above-numbered and that the modifications set forth on the attached legal descriptions are acceptable to me.

\_\_\_\_\_  
Superintendent of Streets

STATE OF ARIZONA )  
 ) ss.  
County of Maricopa )

I, the undersigned Darcie McCracken, being the duly appointed, qualified District Clerk of the Estrella Mountain Ranch Community Facilities District (City of Goodyear, Arizona), certify that the foregoing Resolution No. EMRCFD RES 2019-131 is a true, correct and accurate copy of Resolution No. EMRCFD RES 2019-131, passed and adopted at a regular meeting of the Estrella Mountain Ranch Community Facilities District (City of Goodyear, Arizona), held on the 2nd day of December, 2019, at which a quorum was present and, by a \_\_\_\_\_ vote, \_\_\_\_\_ voted in favor of said resolution.

Given under my hand and sealed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

seal

District Clerk

**EXHIBIT A**

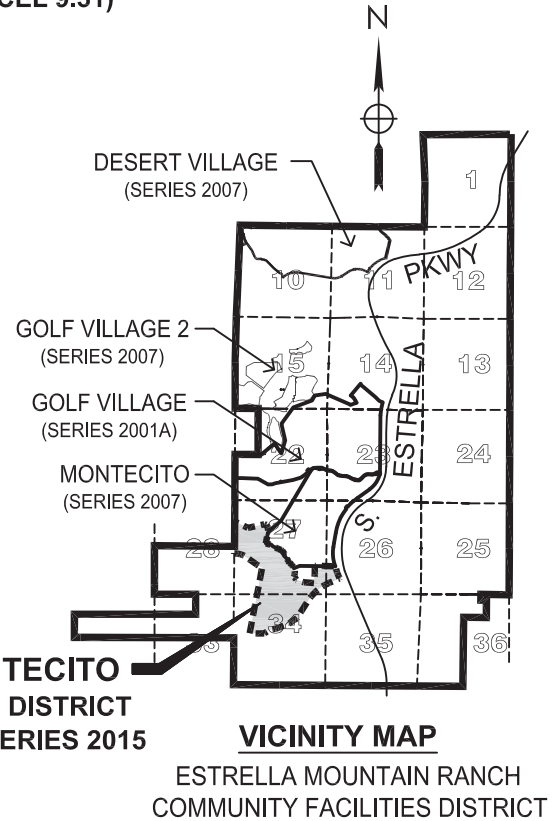
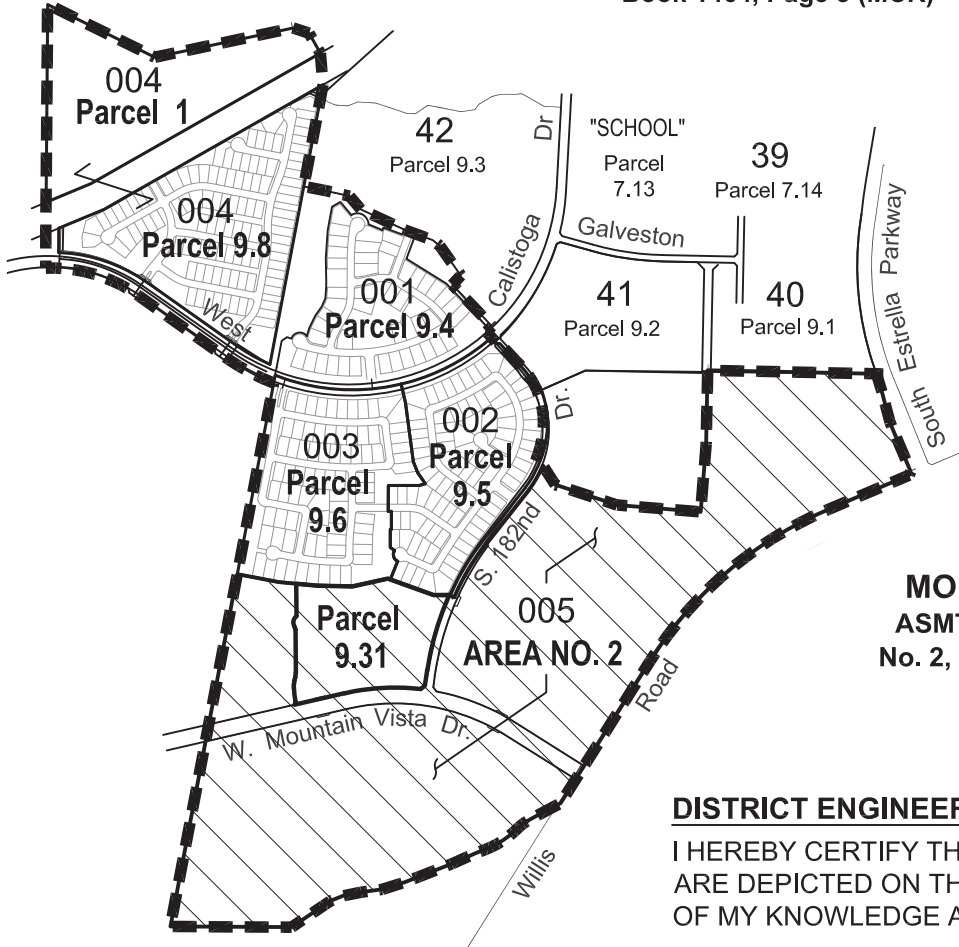
Amended Assessment Diagram

(see attached)

# EXHIBIT A MODIFICATION OF ASSESSMENT

For  
Estrella Mountain Ranch Community Facilities District, (City of Goodyear, Arizona)  
**MONTECITO ASSESSMENT DISTRICT NO. 2**  
ASSESSMENT NUMBER 005-01-001 (PARCEL 9.31)

"ESTRELLA Parcel 9.31"  
Book 1464, Page 3 (MCR)



## DISTRICT ENGINEER CERTIFICATION

I HEREBY CERTIFY THAT THE PARCEL BOUNDARIES SHOWN ARE DEPICTED ON THIS PLAN ARE CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

## DESCRIPTION

A PORTION OF SECTIONS 26, 27 AND 34, TOWNSHIP 1 SOUTH, RANGE 2 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA.

## LEGEND

- MONTECITO ASSESSMENT DISTRICT NO. 2
- 000 ASSESSMENT NUMBER
- ▨▨▨▨ ASSESSMENT NO. 005

ASSESSMENT NO.	PARCEL	LOTS	ACREAGE
001-01-170 to 001-01-216	9.4	47	24.9
002-01-217 to 002-01-308	9.5	92	29.2
003-01-309 to 003-01-388	9.6	80	31.9
004-01-001	9.8 & N0.1	129	64.7
005-01-001	Area No. 2		179.8
004-02-001 to 004-02-107	9.8 & N0.1	106	
005-02-001 to 005-02-042	9.31	42	8.5
005-02-043	Area NO. 2		171.3

ENGINEER

DATE

APPROVED BY RESOLUTION NO. \_\_\_\_\_ AT MEETING OF THE BOARD OF DIRECTORS OF THE ESTRELLA MOUNTAIN RANCH COMMUNITY FACILITIES DISTRICT (CITY OF GOODYEAR, ARIZONA) ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2019.

DISTRICT CLERK

DATE

SIGNED: THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2019

SUBMITTED: \_\_\_\_\_  
SUPERINTENDENT OF STREETS DATE

