

## **RESOLUTION NO. 2020-2019**

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE ESTABLISHMENT OF PUBLIC RIGHT-OF-WAY CONNECTING LITCHFIELD ROAD TO EAST PICO DRIVE; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant the power vested in the city of Goodyear (“City”) by its Charter and pursuant to A.R.S. § 9-276, the Mayor and Council of the City of Goodyear have the power to establish, construct, improve, regulate vacate, modify roadways open to the public; and

WHEREAS, the city owns a certain parcel of real property, located northeast of Litchfield Road and Western Avenue, which was deeded to the city as Parcel 1 in the Quit Claim Deed recorded as Docket 1150, Page 41 in the records of the Maricopa County Recorder (the “City Property”); and

WHEREAS, the City Property has been improved and is being used as a public right-of-way connecting Litchfield Road and Pico Drive but the records of Maricopa County do not accurately reflect the portion of the Property as being public right-of-way; and

WHEREAS, it is in the best interests of the public for the portions of the City Parcel being used as a public right-of-way to be declared as public streets to be owned and maintained by the City.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

SECTION 1. The Mayor and Council of the City of Goodyear find and determine that the public health, safety and welfare of the City require that the portion of the City Parcel, more particularly described and depicted in Exhibit A attached hereto and by reference made a part hereof, be formally declared as public right-of-way owned and maintained by the City of Goodyear.

SECTION 2. The City of Goodyear, an Arizona municipal corporation, including its heirs, successors and assigns, as owner of that real property more particularly described and depicted in Exhibit A attached hereto and by reference made a part hereof, hereby declare such property to be public right-of-way to be held in fee and maintained by the City of Goodyear.

SECTION 3. The City Clerk shall cause a certified copy of this Resolution, including Exhibit A, attested by the City Clerk, to be recorded in the official records of the Maricopa County Recorder.

SECTION 4. That this Resolution shall become effective upon its adoption.

PASSED AND ADOPTED by the Mayor and Council of the city of Goodyear, Maricopa County, Arizona, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Date: \_\_\_\_\_

APPROVED AS TO FORM:

Roric Massey, City Attorney

STATE OF ARIZONA )  
 ) ss.  
County of Maricopa )

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

City Clerk

## **EXHIBIT "A"**

Commencing at the Southwest corner of Section 10; thence North 0° 19' East (assumed bearing) along the West line of the said Section 10, a distance of 250.20 feet; thence South 89° 41' East, a distance of 82.0 feet to the true point of beginning, said true point of beginning being the Southwest corner of a certain parcel of land deeded and recorded in Book No. 293 of Deeds, pages 560, 561, and 562, thereof; thence South 89° 41' East a distance of 227.11 feet to the intersection with West boundary of a certain alley of Litchfield Subdivision No. 1, Recorded in Book No. 28 of Maps, Page 14, thereof; thence South 42° 46' East, along West boundary of above mentioned alley, a distance of 27.41 feet; thence North 89° 41' West a distance of 245.82 feet to intersection with the East line of Litchfield Road; thence North 0° 19' East along the East line of Litchfield Road a distance of 20.00 feet to the point of beginning, located in the Southwest quarter of the Southwest quarter of Section 10, Township 1 North, Range 1 West of the Gila & Salt River Base and Meridian.