

ORDINANCE NO. 2016-10

AN ORDINANCE OF THE FLAGSTAFF CITY COUNCIL AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY AS A PUBLIC RIGHT-OF-WAY FOR CONSTRUCTION OF PEDESTRIAN RAMPS ON FOURTH STREET AT THIRD AVENUE AND AT DORTHA AVENUE AND DESIGNATING THE REAL PROPERTY AS PUBLIC RIGHT-OF-WAY

RECITALS:

WHEREAS, the Flagstaff City Council considered the Fourth Street enhancement project on September 29, 2015; and

WHEREAS, the City has identified the real property identified in Exhibit "A" as an appropriate component of the City's surface transportation system, and, more specifically, the real property is required for construction of pedestrian ramps located on Fourth Street at Third Avenue and at Dortha Avenue; and

WHEREAS, the City of Flagstaff ("City") has an interest in planning, developing, and maintaining an adequate infrastructure system, including a surface transportation system to meet the needs of the community; and

WHEREAS, Article VII, Section 5 of the Flagstaff City Charter requires the City to acquire real property by ordinance.

ENACTMENTS:

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:

SECTION 1: That the City requires the property specifically described in Exhibit "A" for public right-of-way located on Fourth Street at Third Avenue and at Dortha Avenue;

SECTION 2 That City staff is hereby authorized to acquire the property described in Exhibit "A" for use as right-of-way. Staff may exercise the City's right to condemn property for public use to acquire this property.

SECTION 3: That the City Manager, the City Attorney, the City Clerk, the Finance Director, the Assistant to the City Manager for Real Estate, or their delegees or agents, are hereby authorized and directed to take all steps and execute all documents necessary to carry out the purpose and intent of this Ordinance.

SECTION 4: That if any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the City Code adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

SECTION 5: That this Ordinance shall become effective thirty (30) days following adoption by the City Council.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 5th day of April, 2016.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

PROPERTY BOUNDARY DESCRIPTION

A portion of that parcel described as Parcel No. 107-14-005B on Page 6 of 12 in Instrument No.3652734, Records of Coconino County, Arizona, situated in the northwest quarter of Section 13, Township 21 North, Range 7 East, Gila and Salt River Meridian, City of Flagstaff, Coconino County, Arizona, described as follows:

COMMENCING for reference at the southwest corner of said parcel on the east line of 4th Street;

Thence North 00°31'08" West, 222.69 feet along the west line of said parcel and the east line of 4th Street to the POINT OF BEGINNING;

Thence continuing North 00°31'08" West, 30.00 feet along the west line of said parcel and the east line of 4th Street;

Thence North 89°28'52" East, 10.00 feet;

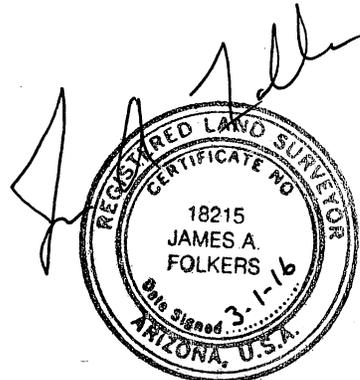
Thence South 00°31'08" East, 30.00 feet;

Thence South 89°28'52" West, 10.00 feet to the POINT OF BEGINNING.

CONTAINING 300 square feet (0.01 acres), more or less.

SUBJECT to easements and other encumbrances of record.

Prepared by:
James A. Folkers, RLS
Woodson Engineering & Surveying, Inc.
124 N. Elden Street
Flagstaff, Arizona 86001
Project No. 115801



EXPIRES 12-31-2017

EXHIBIT "A-1"

3
SUNNYSIDE
BLOCK 3

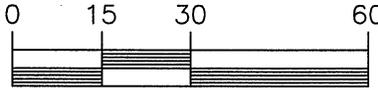
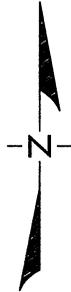
2

1

3RD AVE

∞
SUNNYSIDE
BLOCK 4

7

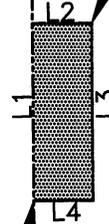


SCALE: 1" = 30'

PARCEL
107-14-005B
INST. NO.
3652734

4TH STREET

NEW ROW

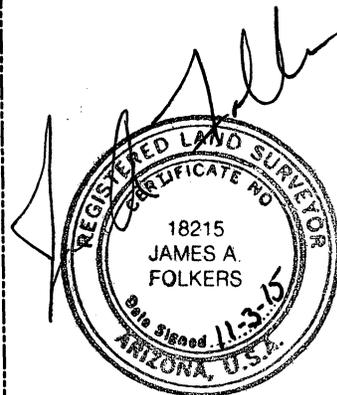


SHADED AREA
CONTAINS 300 S.F.

P.O.B.

N0°31'08"W
222.69'

LINE	DISTANCE	BEARING
L1	30.00'	N0°31'08"W
L2	10.00'	N89°28'52"E
L3	30.00'	S0°31'08"E
L4	10.00'	S89°28'52"W



DRAWN BY:RRW
DATE: 10/30/15
FN: ROW Legals
PROJECT NO.: 115801

WOODSON
ENGINEERING AND SURVEYING, INC.
124 N. ELDEN ST.
FLAGSTAFF, AZ 86001
PHONE:(928)774-4636 FAX:(928)774-4646

4TH STREET CROSSWALKS
PARCEL 107-14-005B

PROPERTY BOUNDARY DESCRIPTION

A portion of that parcel described in Exhibit "1" in Instrument No. 3392299, Records of Coconino County, Arizona, situated in the northwest quarter of Section 12, Township 21 North, Range 7 East, Gila and Salt River Meridian, City of Flagstaff, Coconino County, Arizona, described as follows:

BEGINNING at the northwest corner of said parcel, on the easterly line of 4th Street;

Thence North 89°38'20" East, 9.00 feet along the north line of said parcel and the easterly line of 4th Street;

Thence South 00°56'15" East, 29.91 feet;

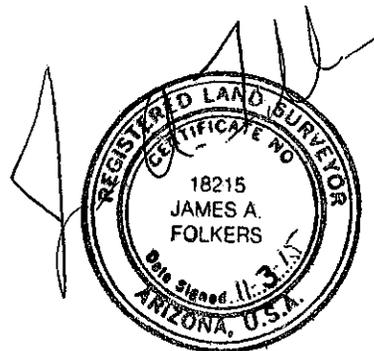
Thence South 89°03'45" West, 9.00 feet to a point on the west line of said parcel and said east line of 4th Street;

Thence North 00°56'15" West, 30.00 feet along the west line of said parcel and said east line of 4th Street to the POINT OF BEGINNING.

CONTAINING 270 square feet (0.01 acres), more or less.

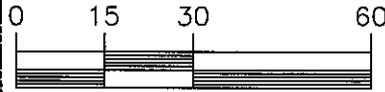
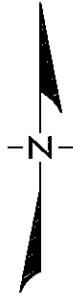
SUBJECT to easements and other encumbrances of record.

Prepared by:
James A. Folkers, RLS
Woodson Engineering & Surveying, Inc.
124 N. Elden Street
Flagstaff, Arizona 86001
Project No. 115801



EXPIRES 12-31-2017

EXHIBIT "A-1"



SCALE: 1" = 30'

3

SUNNYSIDE NORTH
ANNEX NO. 10

2

1

DORTHA AVE

4TH STREET

72

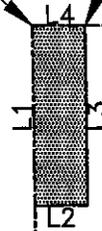
SUNNYSIDE NORTH
ANNEX NO. 9

71

P.O.B.

NEW ROW

N89°38'20"E

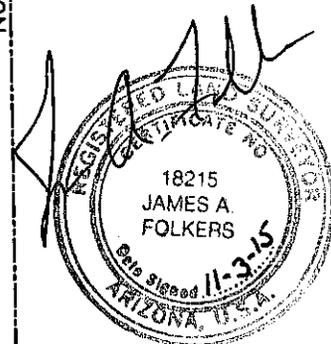


SHADED AREA
CONTAINS 270 S.F.

PARCEL
108-12-004F
INST. NO.
3392229

N0°56'15"W

LINE	DISTANCE	BEARING
L1	30.00'	S0°56'15"E
L2	9.00'	N89°03'45"E
L3	29.90'	N0°56'15"W
L4	9.00'	S89°39'34"W



DRAWN BY: RRW
DATE: 10/30/15
FN: ROW Legals
PROJECT NO.: 115801

WOODSON
ENGINEERING AND SURVEYING, INC.
124 N. ELDEN ST.
FLAGSTAFF, AZ 86001
PHONE: (928) 774-4636 FAX: (928) 774-4646

4TH STREET CROSSWALKS
PARCEL 108-12-004F

EASEMENT BOUNDARY DESCRIPTION

A portion of that parcel described as Parcel No. 107-14-005B on Page 6 of 12 in Instrument No.3652734, Records of Coconino County, Arizona, situated in the northwest quarter of Section 13, Township 21 North, Range 7 East, Gila and Salt River Meridian, City of Flagstaff, Coconino County, Arizona, described as follows:

COMMENCING for reference at the southwest corner of said parcel on the east line of 4th Street;

Thence North 00°31'08" West, 182.69 feet along the west line of said parcel and the east line of 4th Street to the POINT OF BEGINNING;

Thence continuing North 00°31'08" West, 40.00 feet along the west line of said parcel and the east line of 4th Street;

Thence North 89°28'52" East, 20.00 feet;

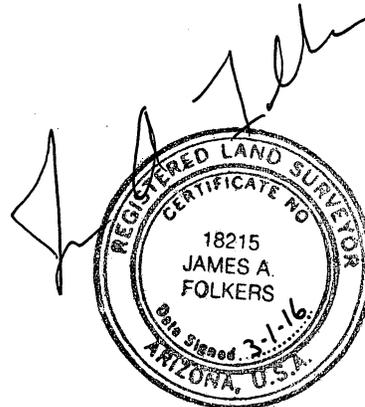
Thence South 00°31'08" East, 40.00 feet;

Thence South 89°28'52" West, 20.00 feet to the POINT OF BEGINNING.

CONTAINING 800 square feet (0.02 acres), more or less.

SUBJECT to easements and other encumbrances of record.

Prepared by:
James A. Folkers, RLS
Woodson Engineering & Surveying, Inc.
124 N. Elden Street
Flagstaff, Arizona 86001
Project No. 115801



EXPIRES 12-31-2017

EXHIBIT "A-1"

3
SUNNYSIDE
BLOCK 3

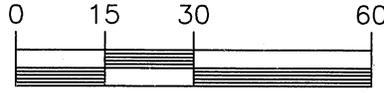
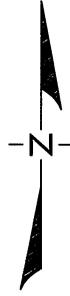
2

1

3RD AVE

8
SUNNYSIDE
BLOCK 4

7

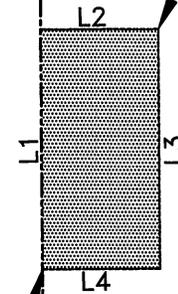


SCALE: 1" = 30'

PARCEL
107-14-005B
INST. NO.
3652734

4TH STREET

N0°31'08"W



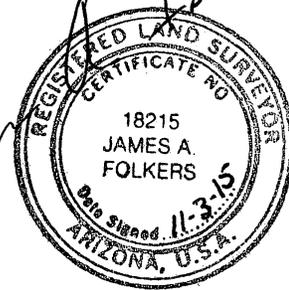
NEW TCE

SHADED AREA
CONTAINS 800 S.F.

P.O.B.

182.69'

LINE	DISTANCE	BEARING
L1	40.00'	N0°31'08"W
L2	20.00'	N89°28'52"E
L3	40.00'	S0°31'08"E
L4	20.00'	S89°28'52"W



DRAWN BY:RRW

DATE: 10/30/15

FN: ROW Legals

PROJECT NO.: 115801

WOODSON

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FLAGSTAFF, AZ 86001

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4TH STREET CROSSWALKS
PARCEL 107-14-005B