

ORDINANCE NO. 2892

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF GILBERT, MARICOPA COUNTY, ARIZONA, EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE TOWN OF GILBERT, MARICOPA COUNTY, STATE OF ARIZONA, IN ANNEXATION CASE NUMBER **A22-04**, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO BY ANNEXING CERTAIN TERRITORY CONTIGUOUS TO THE EXISTING TOWN LIMITS OF THE TOWN OF GILBERT.

WHEREAS, on March 6, 2023, the Town filed in the office of the Maricopa County Recorder a blank petition setting forth a description and an accurate map of the entire area to be annexed, showing the exterior boundaries of territory contiguous to the Town, and showing any county rights-of-way and roadways with no taxable value within or contiguous to the exterior boundaries; and

WHEREAS, a notice and copy of the filing was given to the Clerk of the Maricopa County Board of Supervisors and to the Maricopa County Assessor; and

WHEREAS, notice of public hearing to consider the proposed annexation was given as required by A.R.S. Section 9-471(A)(3) and the public hearing was held on April 4, 2023; and

WHEREAS, at least thirty (30) days have elapsed since the filing of the blank petition with the Maricopa County Recorder's Office; and

WHEREAS, a written petition was filed in the office of the Maricopa County Recorder and signed by the owners of one-half or more in value of the real and personal property and more than one-half of the persons owning real and personal property that would be subject to taxation by the Town of Gilbert in the event of annexation within the territory and land hereinafter described as shown by the last assessment of said property; and

WHEREAS, the petition was circulated and filed in the office of the County Recorder within one (1) year after the last day of the thirty (30) day waiting period under the statute; and

WHEREAS, an affidavit was filed with the County Recorder along with said petition verifying that no part of the territory for which the filing is made is already subject to an earlier filing for annexation; and

WHEREAS, said territory is contiguous to the Town of Gilbert, and not now embraced within its limits, and the petition is asking that the property more particularly hereinafter

described be annexed to the Town of Gilbert, and that the corporate limits of the Town of Gilbert be extended and increased so as to embrace said territory; and

WHEREAS, the Mayor and Council of the Town of Gilbert, Arizona desire to comply with said petition and extend and increase the corporate limits of the Town of Gilbert to include said territory; and

WHEREAS, said petition sets forth a true and correct description of all the exterior boundaries of the entire area proposed to be annexed to the Town of Gilbert, and has attached to it an accurate map of the territory desired to be annexed; and

WHEREAS, no alterations increasing or reducing the territory sought to be annexed have been made after said petition was signed by a property owner; and

WHEREAS, no state lands were encompassed in this annexation; and

WHEREAS, the Town may elect to provide regular fire department services to a newly annexed area under A.R.S. Section 48-813(A); and

WHEREAS, proper and sufficient certification and proof of the foregoing facts are now on file with the Town of Gilbert, Arizona, together with the original petition referred to herein.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF GILBERT, ARIZONA, as follows:

SECTION 1. That the following described territory be, and the same is, annexed to the Town of Gilbert, and that the present corporate limits be, and the same hereby are, extended and increased to include the territory contiguous to the present Town Limits, as described in the Legal Description, **Exhibit A**, and shown on the map of the boundaries, **Exhibit B**, both of which are attached hereto and incorporated herein.

SECTION 2. Pursuant to A.R.S. Section 48-813(A), the property depicted in **Exhibits A and B** is hereby placed under the Town's fire, emergency medical and police protection generally provided to other residents within the Town. The services shall take effect on the date on which this annexation becomes final without further action by the Town Council.

SECTION 3. Pursuant to A.R.S. Section 9471(M) the zoning classification for the property shall be Single Family - 43(SF-43), which permits densities and uses no greater than those permitted by the county immediately before the annexation.


PASSED AND ADOPTED by the Mayor and Council of the Town of Gilbert,
Maricopa County, Arizona, this 6th day of February, 2024, by the following vote:

AYES: Anderson, Bongiovanni, Buchli, Kaprowski, Peterson, Tilque, Torgeson

NAYS: _____ ABSENT: _____

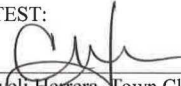
EXCUSED: _____ ABSTAINED: _____

APPROVED this 6th day of February, 2024.



Brigitte Peterson, Mayor

ATTEST:



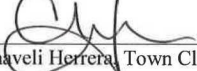
Chaveli Herrera, Town Clerk

APPROVED AS TO FORM:



Christopher W. Payne, Town Attorney

I, CHAVELI HERRERA, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND
CORRECT COPY OF THE ORDINANCE NO. 2892 ADOPTED BY THE COMMON
COUNCIL OF THE TOWN OF GILBERT ON THE 6th DAY OF FEBRUARY, 2024, WAS
POSTED IN ONE PLACE ON THE 7TH DAY OF FEBRUARY, 2024



Chaveli Herrera, Town Clerk

The following exhibits are attached hereto and incorporated herein:

- A. Legal Description
- B. Annexation Map

**A22-04: SEC of Lindsay and Lexington
Attachment 1a - Legal Description**

ANNEXATION LEGAL DESCRIPTION
FOR PARCEL LOCATED AT
14329 EAST LEXINGTON STREET, GILBERT AZ 85297

A PORTION OF THE NORTHEAST QUARTER OF SECTION 6, TOWNSHIP 2 SOUTH,
RANGE 6 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA
COUNTY, ARIZONA DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 6 BEING MARKED
BY A BRASS CAP STEM FROM WHICH A TOWN OF GILBERT BRASS CAP FLUSH
MARKING THE NORTH QUARTER CORNER OF SAID SECTION 6 BEARS SOUTH 89
DEGREES 18 MINUTES 36 SECONDS WEST 2647.77 FEET;

THENCE SOUTH 89 DEGREES 18 MINUTES 36 SECONDS WEST 486.02 FEET ALONG
THE NORTH LINE OF SAID SECTION 6 TO THE INTERSECTION OF EAST PECOS
ROAD AND LINDSAY ROAD BEING MARKED BY A NAIL WITH NO IDENTIFICATION;

THENCE SOUTH 00 DEGREES 10 MINUTES 11 SECONDS EAST 1319.88 FEET ALONG
THE CENTERLINE OF SAID LINDSAY ROAD TO THE INTERSECTION OF LINDSAY
ROAD AND LEXINGTON STREET;

THENCE NORTH 89 DEGREES 17 MINUTES 09 SECONDS EAST 55.00 FEET ALONG
THE CENTERLINE OF EAST LEXINGTON STREET TO THE POINT OF BEGINNING;

THENCE NORTH 89 DEGREES 17 MINUTES 09 SECONDS EAST 367.34 FEET ALONG
THE CENTERLINE OF LEXINGTON STREET TO THE WEST LINE OF THE EASTERN
CANAL;

THENCE SOUTH 20 DEGREES 15 MINUTES 45 SECONDS WEST 350.53 FEET ALONG
SAID WEST LINE TO A 1/2-INCH REBAR WITH ALUMINUM CAP STAMPED 42137;

THENCE SOUTH 89 DEGREES 13 MINUTES 03 SECONDS WEST 244.97 FEET TO
THE EAST 55.00 FEET OF SAID LINDSAY ROAD;

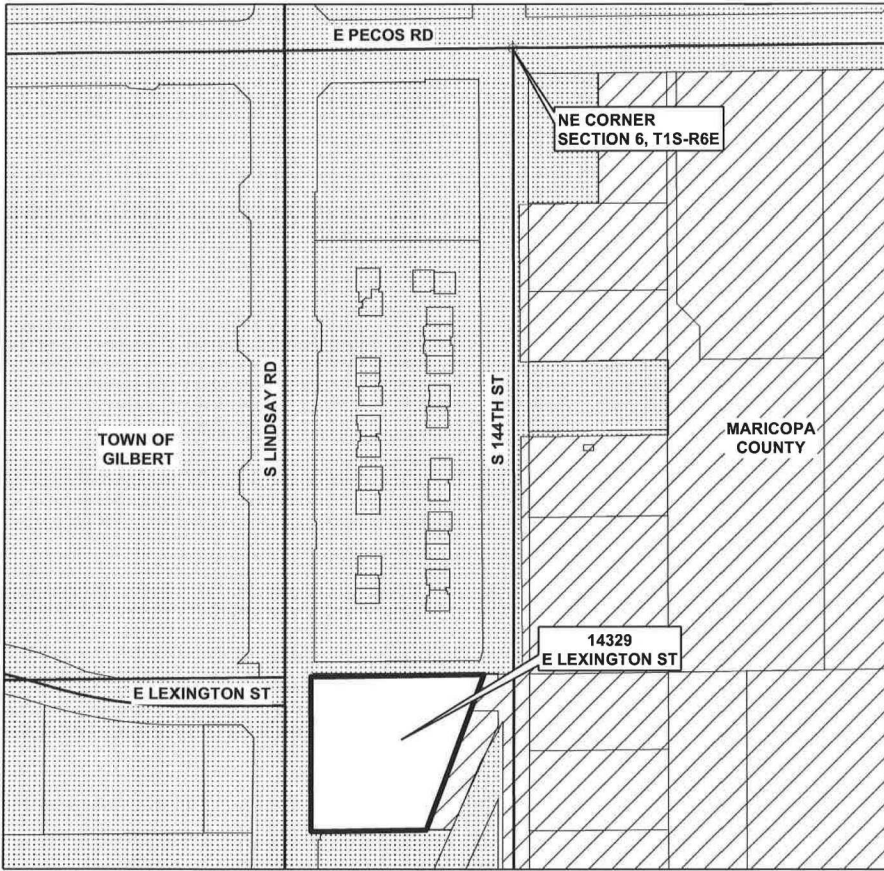
THENCE NORTH 00 DEGREES 10 MINUTES 11 SECONDS WEST 327.67 FEET ALONG
SAID CENTERLINE TO THE POINT OF BEGINNING.

COMPRISING 100,238 SQUARE FEET, MORE OR LESS.



 SUPERIOR SURVEYING SERVICES, INC.	2122 W. Lone Cactus Dr. Ste. 11, Phoenix, AZ 85027 623-869-0223 (office) 623-869-0726 (fax) www.superiorsurveying.com info@superiorsurveying.com
	DATE: 1/19/2023

A22-04: SEC of Lindsay and Lexington
Attachment 1b - Annexation Map
14329 E LEXINGTON STREET ANNEXATION
SOUTH OF THE NORTH QUARTER CORNER OF SECTION 6, T1S-R6E

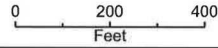


A portion of the northwest quarter of Section 6, T1S, R6E of the Gila and Salt River Base and Meridian Maricopa County, Arizona.

I, Brigette Peterson, Mayor of the Town of Gilbert, Arizona do hereby certify the foregoing map is a true and correct map of the territory annexed under and by the virtue of the petition of the real and personal property owners in the said territory and by Ordinance No. _____, annexing the territory described in Ordinance No. _____ and as shown on said map as part of the corporate limits of the Town of Gilbert, Arizona.

 Brigette Peterson, Mayor

 Chaveli Herrera, Town Clerk



When recorded mail to:

Town of Gilbert

Town Clerk

50 East Civic Center Drive

Gilbert AZ 85296

OFFICIAL RECORDS OF
MARICOPA COUNTY RECORDER
STEPHEN RICHER
20240061836 02/07/2024 09:59. N
ELECTRONIC RECORDING
GILBERT2368-6-1-1--

This area reserved for County Recorder

CAPTION HEADING
Ordinance No. 2892
