

ORDINANCE NO. 3009 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF TWO SIDEWALK EASEMENTS LOCATED AT AZ GENERAL HOSPITAL ER AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

WHEREAS, construction of the sidewalk has be completed and approved by the City. MPT of Glendale Camelback FCER, LLC is granting two new sidewalk easements to the City; and

WHEREAS, new sidewalks would benefit future development on 83rd Avenue and Camelback Road intersection and meets the public access requirements of City Code.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. The City accepts two easements for the location of new sidewalks pursuant to the Conveyance of Easements, which are attached as Exhibit A. Upon the execution by the Grantor, MPT of Glendale Camelback FCER, LLC, a Delaware limited liability company, the City will have legal title to the easements for the purpose of operating, repairing, replacing, maintaining and removing the sidewalks consistent with the City Code.

SECTION 2. The Council authorizes and instructs the City Manager to execute the Conveyance of Easements, which are attached as Exhibit A, granting two sidewalk easements to the City.

SECTION 3. The City Clerk is instructed and authorized to forward a certified copy of this ordinance and the Conveyance of Easements for recording to the Maricopa County Recorder's Office.

[Signature on the following page.]

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 27th day of September, 2016.

M A Y O R

ATTEST:

City Clerk (SEAL)

APPROVED AS TO FORM:

City Attorney

REVIEWED BY:

City Manager

EXHIBIT A

When recorded, mail to:
City Clerk, City of Glendale
5850 West Glendale Avenue
Glendale, Arizona 85301

CONVEYANCE OF EASEMENT

For Ten Dollars and other valuable consideration, I or We, MPT of Glendale FCER, LLC a Delaware limited liability company, do hereby convey to the City of Glendale, an Arizona municipal corporation, an easement to install, repair, operate, maintain and remove a sidewalk and appurtenances ("facilities") upon, over and under the surface of the following described property:

See Attached Description, "Exhibit A"

Together with the right of ingress and egress to, from, across and along the Grantor's Property, and with the right to use lands adjacent to said easement during temporary periods of construction; the right to operate, repair, replace, maintain, and remove facilities and appurtenances from said premises; to add to or alter said facilities at any reasonable time; and to trim or remove any trees or shrubs that in the judgment of the City may interfere with the construction, operation or maintenance of said facilities.

By accepting this easement, the City of Glendale agrees to exercise reasonable care to avoid any damage to said real property above described.

Dated this _____ day of _____, 2016.

By: _____
Robert M. Moss, Legal Director, Senior
Counsel & Assistant Secretary

Exempt Pursuant to A.R.S. §11-1134(A) (2),11-1134(A) (3)

STATE OF ARIZONA)
County of Maricopa) ss.

The foregoing instrument was acknowledged before me this _____ day of _____, 2016
by Robert M. Moss, Legal Director, Senior Counsel & Assistant Secretary, who acknowledged that he
executed this instrument for the purposes therein contained.

Notary Public

My commission expires:

8310 W Camelback Rd.

**LEGAL DESCRIPTION
SIDEWALK EASEMENT (SOUTH)
NWC 83RD AVE. & CAMELBACK RD.
GLENDALE, ARIZONA**

EXHIBIT A
May 16, 2016
Job No.20105-172
Page 1 of 1

AN EASEMENT OVER A PARCEL OF LAND SITUATED ON THE SOUTHEAST QUARTER OF SECTION 15, TOWNSHIP 2 NORTH, RANGE 1 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 15, FROM WHICH THE SOUTH QUARTER CORNER OF SAID SECTION 15 BEARS NORTH 89 DEGREES 48 MINUTES 39 SECONDS WEST, A DISTANCE OF 2645.39 FEET;

THENCE NORTH 89 DEGREES 48 MINUTES 39 SECONDS WEST, THE SOUTH LINE OF SAID SECTION 15, A DISTANCE OF 286.61 FEET;

THENCE NORTH 00 DEGREES 23 MINUTES 06 SECONDS EAST, LEAVING SAID SOUTH SECTION LINE, A DISTANCE OF 65.00 FEET TO **POINT OF BEGINNING** OF THE EASEMENT HEREIN DESCRIBED;

THENCE NORTH 00 DEGREES 23 MINUTES 06 SECONDS EAST, A DISTANCE OF 16.50 FEET;

THENCE SOUTH 89 DEGREES 48 MINUTES 39 SECONDS EAST, A DISTANCE OF 22.77 FEET;

THENCE SOUTH 00 DEGREES 11 MINUTES 21 SECONDS WEST, A DISTANCE OF 16.50 FEET;

THENCE NORTH 89 DEGREES 48 MINUTES 39 SECONDS WEST, A DISTANCE OF 22.82 FEET TO **THE POINT OF BEGINNING** OF THE EASEMENT HEREIN DESCRIBED.





N.T.S.

FOUND BRASS CAP FLUSH
EAST 1/4 CORNER
SEC.15, T2N, R1E

N89°36'54"W
33.00'

S89°36'54"E 253.61'

2277.57'

**PORTION OF
102-11-001X**

PROPOSED R/W

Line Table

LINE	DIRECTION	LENGTH
L1	N0°23'06"E	65.00
L2	N0°23'06"E	16.50
L3	S89°48'39"E	22.77
L4	S0°11'21"W	16.50
L5	N89°48'39"W	22.82

**PORTION OF
102-11-001X**

N00°23'06"E 324.09'

S00°23'06"W 323.22'

363.11'

N00°23'06"E 2640.68'

83RD AVENUE

SIDEWALK
EASEMENT

33'
R/W

POINT OF BEGINNING

N89°48'39"W 253.61'

40' R/W

2358.78'

286.61'

N89°48'39"W 2645.39'

CAMELBACK ROAD

FOUND BRASS CAP IN HANDHOLE
SOUTH 1/4 CORNER
SEC.15, T2N, R1E

SOUTHEAST CORNER
SEC.15, T2N, R1E
POINT OF COMMENCEMENT

SIG

**SURVEY INNOVATION
GROUP, INC**

**SIDEWALK EASEMENT
NWC 83RD AVE. & CAMELBACK RD.
GLENDALE, ARIZONA**

Ph (480) 922 0780 **Land Surveying Services** Fx (480) 922 0781
7301 EAST EVANS ROAD, SCOTTSDALE, AZ 85260

JOB#2015-172	DWG: S SW EASEMENT	DATE 5/16/16
SCALE: N.T.S.	DRAWN: JAS	CHK: RMH
		SHEET 1 OF 1

When recorded, mail to:
City Clerk, City of Glendale
5850 West Glendale Avenue
Glendale, Arizona 85301

CONVEYANCE OF EASEMENT

For Ten Dollars and other valuable consideration, I or We, MPT of Glendale FCER, LLC a Delaware limited liability company, do hereby convey to the City of Glendale, an Arizona municipal corporation, an easement to install, repair, operate, maintain and remove a sidewalk and appurtenances ("facilities") upon, over and under the surface of the following described property:

See Attached Description, "Exhibit A"

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By accepting this easement, the City of Glendale agrees to exercise reasonable care to avoid any damage to said real property above described.

Dated this _____ day of _____, 2016.

By: _____
Robert M. Moss, Legal Director, Senior
Counsel & Assistant Secretary

Exempt Pursuant to A.R.S. §11-1134(A) (2),11-1134(A) (3)

STATE OF ARIZONA }
County of Maricopa } ss.

The foregoing instrument was acknowledged before me this _____ day of _____, 2016
by Robert M. Moss, Legal Director, Senior Counsel & Assistant Secretary, who acknowledged that he
executed this instrument for the purposes therein contained.

Notary Public

My commission expires:

8310 W Camelback Rd.

**LEGAL DESCRIPTION
SIDEWALK EASEMENT (NORTH)
NWC 83RD AVE. & CAMELBACK RD.
GLENDALE, ARIZONA**

EXHIBIT A
May 16, 2016
Job No.20105-172
Page 1 of 1

AN EASEMENT OVER A PARCEL OF LAND SITUATED ON THE SOUTHEAST QUARTER OF SECTION 15, TOWNSHIP 2 NORTH, RANGE 1 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 15, FROM WHICH THE SOUTH QUARTER CORNER OF SAID SECTION 15 BEARS NORTH 89 DEGREES 48 MINUTES 39 SECONDS WEST, A DISTANCE OF 2645.39 FEET;

THENCE NORTH 00 DEGREES 23 MINUTES 06 SECONDS EAST, ALONG THE EAST LINE OF SAID SECTION 15, A DISTANCE OF 363.11 FEET;

THENCE NORTH 89 DEGREES 36 MINUTES 54 SECONDS WEST, LEAVING SAID EAST SECTION LINE, A DISTANCE OF 65.00 FEET TO **POINT OF BEGINNING** OF THE EASEMENT HEREIN DESCRIBED;

THENCE SOUTH 00 DEGREES 23 MINUTES 06 SECONDS WEST, A DISTANCE OF 50.86 FEET;

THENCE NORTH 89 DEGREES 36 MINUTES 54 SECONDS WEST, A DISTANCE OF 21.33 FEET;

THENCE NORTH 00 DEGREES 23 MINUTES 06 SECONDS EAST, A DISTANCE OF 50.86 FEET;

THENCE SOUTH 89 DEGREES 36 MINUTES 54 SECONDS EAST, A DISTANCE OF 21.33 FEET TO **THE POINT OF BEGINNING** OF THE EASEMENT HEREIN DESCRIBED.





FOUND BRASS CAP FLUSH
EAST 1/4 CORNER
SEC.15, T2N, R1E

N.T.S.

102-11-001V

POINT OF BEGINNING

S89°36'54"E 253.61'

2277.57'

SIDEWALK
EASEMENT

PROPOSED R/W

**PORTION OF
102-11-001X**

**PORTION OF
102-11-001X**

N00°23'06"E 324.09'

Line Table		
LINE	DIRECTION	LENGTH
L1	N89°36'54"W	65.00
L2	S0°23'06"W	50.86
L3	N89°36'54"W	21.33
L4	N0°23'06"E	50.86
L5	S89°36'54"E	21.33

S00°23'06"W 323.22'

363.11'

N00°23'06"E 2640.68'

83RD AVENUE

33'
R/W

N89°48'39"W 253.61'

40' R/W

N89°48'39"W 2645.39'

FOUND BRASS CAP IN HANDHOLE
SOUTH 1/4 CORNER
SEC.15, T2N, R1E

CAMELBACK ROAD SOUTHEAST CORNER
SEC.15, T2N, R1E
POINT OF COMMENCEMENT

SIG

**SURVEY INNOVATION
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JOB#2015-172	DWG: N SW EASEMENT	DATE 5/16/16
SCALE: N.T.S.	DRAWN: JAS	CHK: RMH
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