



FEE #: 2009 - 29208

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REQ BY: CITY OF SAN LUIS
REC BY: Olga Nunez

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CITY OF SAN LUIS
OFFICE OF THE CITY CLERK

WHEN RECORDED MAIL TO:

Sonia Cuello
City Clerk
City of San Luis
P.O. Box 1170
San Luis, AZ 85349

CAPTION HEADING:

City of San Luis

*Resolution No. 843-Street Lighting Frontera Estates No. 2

*Petition, Waiver and Consent to formation of a Street Lighting Improvement
District by the City of San Luis New Subdivision-Frontera Estates No. 2



Resolution

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

RESOLUTION NO.843

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, DECLARING ITS INTENTION TO PURCHASE ELECTRICITY, AND MAINTAIN POLES, LUMINARIES, AND UNDERGROUND CONDUIT, TOGETHER WITH A CHARGE FOR USE OF LIGHTING FACILITIES, FOR LIGHTING PUBLIC STREETS WITHIN AN AREA DESCRIBED AS FRONTERA ESTATES NO. 2, CITY OF SAN LUIS, YUMA COUNTY, ARIZONA.

WHEREAS, a petition for the street lighting improvement district has been presented by all of the real property owners of record for the real property described as Frontera Estates No. 2 Subdivision, City of San Luis, Yuma County, Arizona.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of San Luis, Arizona, as follows:

Section 1: The City of San Luis hereby creates a street lighting improvement district to be tentatively known as Frontera Estates No. 2 Street Lighting Improvement District for the area described as Frontera Estates No. 2 Subdivision, Yuma County, Arizona, and as further described as:

A portion of the South Half of the Northeast Quarter of Section 12, Township Eleven (11) South, Range Twenty-five West, of the Gila and Salt River Base and Meridian. See also maps attached as exhibits hereto.

Section 2: That the public interest and convenience requires, and it is the intention of the governing body of the City of San Luis to order the purchase of electricity which includes a charge for the maintenance and use of the lighting facilities. That the maintenance and purchase of electricity is of more than local or ordinary public benefit, and the cost is hereby made chargeable upon the District, and the District benefited by said streetlights is legally described as set forth in Section 1 hereinabove.

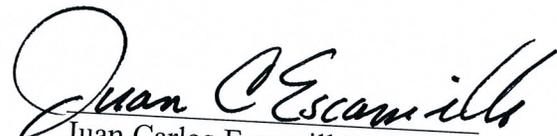
Section 3: That the cost of the electricity shall be the established rate of Arizona Public Service for street lighting service.

Section 4: That the lighting of the streets in the area described shall be in accordance with the lighting location plan hereby approved and adopted by the Council of the City of San Luis, Arizona, and on file in the office of the City Engineer, tentatively known as Frontera Estates No.2 Street Lighting Improvement District.

Section 5: In no event will the City of San Luis or any officer thereof be liable for any portion of the cost of supplying electricity to said Improvement District, nor for any delinquency of persons or property assessed, unless the assessment for district purposes against the property within such district exceeds the maximum contained in A.R.S. § 48-616.D, in which event the City of San Luis shall be liable for the cost of supplying electricity in excess of said statutory maximums.

Section 6: The City Council shall make an annual statement of the expenses relative to the District which shall be provided for by the levy and collection of the ad valorem taxes of the assessed value of all property, real and personal, in the District as provided in Title 48 of the Arizona Revised Statutes, which taxes shall be collected in the amount shown by the statement adopted by the City Council.

PASSED AND ADOPTED by the Mayor and City Council of the City of San Luis, Arizona, this 28th, day of October, 2009

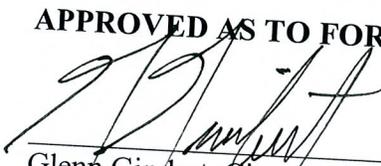

Juan Carlos Escamilla, Mayor

ATTEST:



Sonia Cuello, City Clerk

APPROVED AS TO FORM:



Glenn Gimbut, City Attorney

**PETITION, WAIVER AND CONSENT TO FORMATION
OF A STREET LIGHTING IMPROVEMENT DISTRICT
BY THE CITY OF SAN LUIS NEW SUBDIVISION , FRONTERA ESTATES,UNIT NO.2
(OWNER: FRONTERA ESTATES, AN ARIZONA GENERAL PARTNERSHIP)**

To: **Honorable Mayor and Council
City of San Luis, Arizona**

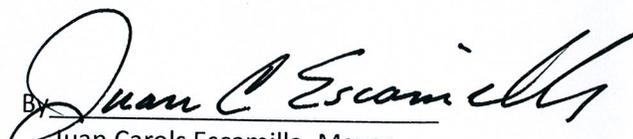
[MID ____]

Pursuant to Arizona Revised Statutes, Section 48-571 to 48-617, as amended , and specifically A.R.S. §548-616 AND 548-617 the undersigned property owner respectfully petitions the City Council of the City of San Luis, Arizona (City Council) to order the formation of Street Lighting Improvement District under Arizona Revised Statutes, title 48 Chapter 4, Article 2. In support of this petition, the undersigned agrees to waive certain rights under the Arizona Improvement District Law and to consent to the formation and completion of the District.

1. Area of District. The proposed district is described by a map and by a legal description of Exhibit "A" which is attached hereto and incorporated herein by reference. The proposed district consists of approximately 17.07 acres and is entirely within the corporate boundaries of the City of San Luis.
2. Ownership. The undersigned (is) (are) the sole owner(s) of the real property within the proposed district.
3. Purpose. The district is proposed to be formed for the purpose of the installation of light poles and luminaries together with purchasing the electricity for lighting of public street within Frontera Estates, Unit No. 2.
4. Public Convenience and Necessity. The necessity for the proposed district is for the installation of light poles and luminaries with purchasing the electricity for lighting public streets within the proposed district by the levying of special assessments in the proposed district.
5. Wavier and Consent. The petitioners will full knowledge of their rights being waived hereunder, hereby expressly waive.
 - (a) Any and all irregularities, illegalities or deficiencies which may exist in adoption of Resolution Ordering the work;
 - (b) Any necessity for publication and posting of the Resolution of Intention and the Note of Proposed Improvements;
 - (c) All protest rights, whatsoever under A.R.S. §48-579 (A) and (B), which provide for protests against the work; and

Accepted and approved by:

CITY OF SAN LUIS, ARIZONA an
ARIZONA MUNICIPAL CORPORATION

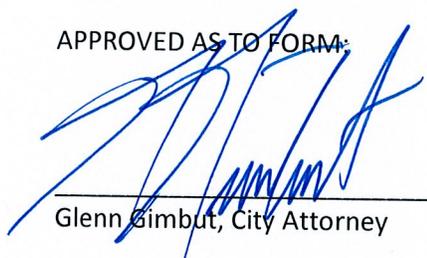
By 
Juan Carols Escamilla, Mayor

ATTEST:



City Clerk

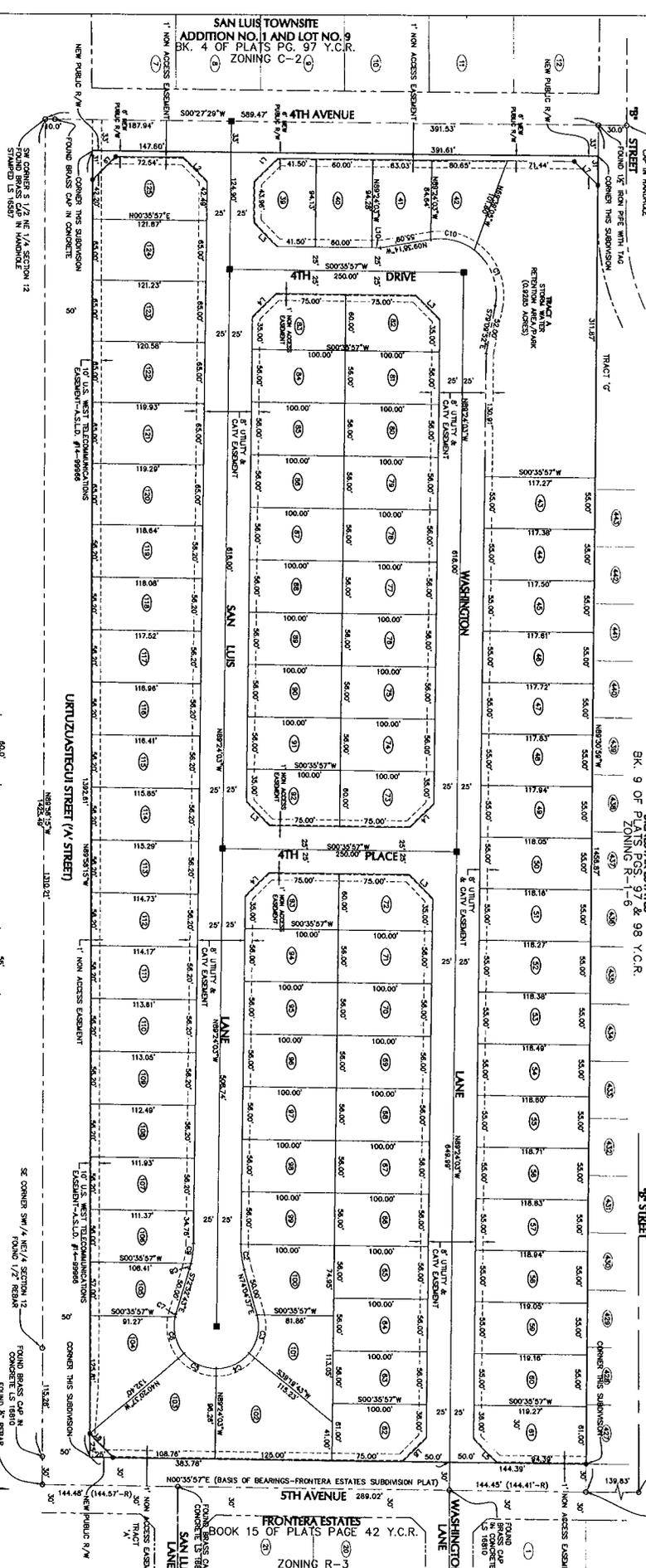
APPROVED AS TO FORM:



Glenn Gimbut, City Attorney

FRONTIER ESTATES-UNIT NO. 2

A SUBDIVISION OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF SECTION TWELVE (12),
TOWNSHIP ELEVEN (11) SOUTH, RANGE TWENTY-FIVE (25) WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN,
YUMA COUNTY, ARIZONA
DATE: JULY 2007
BK. 9 OF PLATS PG. 98 Y.C.R.
FRONTIER ESTATES
BRASS CAP IN HAND
ACREAGE: 17.07 ACRES



- ### LEGEND
- FOUND SURVEY MONUMENT AS NOTED
 - EXISTING CENTER/SECTIONAL LINE
 - EXISTING RIGHT OF WAY LINE
 - SUBDIVISION BOUNDARY LINE
 - EASEMENT LINE
 - NEW LOT LINE
 - NEW LOT NUMBER
 - RIGHT OF WAY
 - YUMA COUNTY RECORDS
 - LINE NUMBER
 - CURVE NUMBER
 - NEW STREET MONUMENT YUMA COUNTY STATIONING
 - NEW SUBDIVISION MONUMENT YUMA COUNTY STATIONING
 - SUBDIVISION TRACT (STATION WATER RETENTION AREA/TRACT)
 - RECORD

OWNER/SUBDIVIDER

FRONTIER ESTATES
10000 CHANDLER DR. SDC
(928) 346-1033

LOT COUNT

TOTAL OF LOTS: 5,000 S.F.

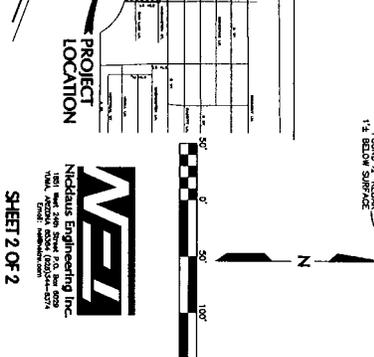
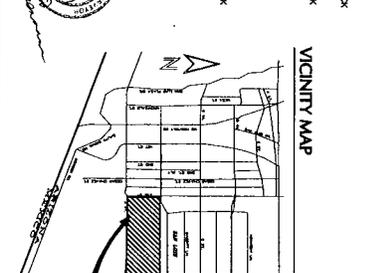
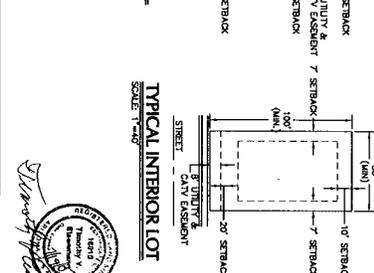
THE FRONTIER ESTATES LIES WITHIN FLOOD ZONE 9 (100 YR. RECURRENT FLOOD) AND CHANGES MADE C DATED NOV. 15 1984.

LINE TABLE

LINE	LENGTH	BEARING
L1	50.00	S45°00'00"E
L2	50.00	S45°00'00"E
L3	50.00	S45°00'00"E
L4	50.00	S45°00'00"E
L5	50.00	S45°00'00"E
L6	50.00	S45°00'00"E
L7	50.00	S45°00'00"E
L8	50.00	S45°00'00"E
L9	50.00	S45°00'00"E
L10	50.00	S45°00'00"E

CURVE TABLE

STATION	CHORD	DELTA	TANGENT	ARC
0+00	114.73	75.14	33.40	(7.1)
0+50	114.73	75.14	33.40	(7.1)
1+00	114.73	75.14	33.40	(7.1)
1+50	114.73	75.14	33.40	(7.1)
2+00	114.73	75.14	33.40	(7.1)
2+50	114.73	75.14	33.40	(7.1)
3+00	114.73	75.14	33.40	(7.1)
3+50	114.73	75.14	33.40	(7.1)
4+00	114.73	75.14	33.40	(7.1)
4+50	114.73	75.14	33.40	(7.1)
5+00	114.73	75.14	33.40	(7.1)



WET
Nicklaus Engineering Inc.
1001 West 2nd Street, Suite 200
Yuma, Arizona 85401
PH: 928-782-1111
FAX: 928-782-1112
WWW.WET-ENGINEERING.COM

SHEET 2 OF 2

ORDER NO.:06990196

Exhibit A

That part of the South half of the Northeast quarter of Section 12, Township 11 South, Range 25 West of the Gila and Salt River Base and Meridian, Yuma County, Arizona, more particularly described as follows:

Beginning at the Southwest corner of said South half of the Northeast quarter; thence North $00^{\circ}28'12''$ East along the West line of said South half of the Northeast quarter, a distance of 589.47 feet to the Southwest corner of Bienestar Estates Subdivision as recorded in Book 9 of Plats, pages 97 and 98, Yuma County Records; thence South $89^{\circ}30'33''$ East along the South line of the Bienestar Estates Subdivision, a distance of 1426.45 feet; thence South $00^{\circ}35'57''$ West, a distance of 578.18 feet to a point on the South line of said South half of the Northeast quarter; thence North $89^{\circ}57'48''$ West, along said South line, a distance of 1425.41 feet to the Place of Beginning;

EXCEPT the West 33 feet and the South 50 feet thereof;

EXCEPT all oil, gas and other hydrocarbon substances, helium or other substances of a gaseous nature, coal, metals, minerals, fossils, fertilizer of every name and description and except all materials which may be essential to production of fissionable material as reserved in Arizona Revised Statutes.