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Sonia Cuello
City Clerk
City of San Luis
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San Luis, AZ 85349

CITY OF SAN LUIS
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FEE #: 2009 - 29220
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REQ BY: CITY OF SAN LUIS
REC BY: Olga Nunez

CAPTION HEADING:

City of San Luis

- *Resolution No. 855-Enhanced Municipal District Bienestar Estates 9A (Phase 1)**
- *Petition, waiver and consent to Formation of an Enhanced Municipal Services Improvement District by the City of San Luis-Bienestar Estates 9A (Phase 1)**



Resolution

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

RESOLUTION NO. 855

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA DECLARING ITS INTENTION TO PROVIDE THE ENHANCED MUNICIPAL SERVICES OF OPERATING AND MAINTAINING CERTAIN RETENTION BASINS WITHIN THE AREA DESCRIBED AS BIENESTAR ESTATES 9A (PHASE 1) SUBDIVISION, CITY OF SAN LUIS, YUMA COUNTY, ARIZONA.

WHEREAS, a petition for enhanced municipal services has been presented by all of the real property owners of record for the real property described as Bienestar Estates 9A (Phase 1) Subdivision, Yuma County, Arizona; and

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 an enhanced municipal services district to be tentatively known as Bienestar Estates 9A (Phase 1) Municipal Services Improvement District for the area described as Bienestar Estates 9A (Phase 1) Subdivision, City of San Luis, Yuma County, Arizona, and as further shown on the subdivision plat or plats of record for Bienestar Estates 9A (Phase 1) Subdivision with the Office of Public Works Director and the Office of City Engineer of the City of San Luis, Arizona. The legal description for the district is as follows:

A portion of the NE Corner of Section 10, Township 11 S, Range 24 West, Gila and Salt River Base and Meridian, Yuma County Arizona. See also maps attached hereto.

Section 2: That the public interest requires, and it is the intention of the governing body of the City of San Luis to provide, for the enhanced municipal services of the operation and maintenance of retention basins described as Bienestar Estates 9A (Phase 1), City of San Luis, Yuma County, Arizona.

Section 3: That the operation and maintenance of said retention basins shall be in accordance with the plan showing location, type and character of the enhanced

municipal services, as well as duplicate diagrams of the property contained within the improvement District which is 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 Bienestar Estates 9A (Phase 1) Municipal Services Improvement District.

Section 4: That all lots within the Improvement District will benefit by the enhanced municipal services of the operation and maintenance of said retention basins at a higher level or grater degree than provided in the remainder of the City of San Luis that is not included in the Improvement District.

Section 5: That the City Council shall make an annual statement and/or statements of the expenses relative to the District for the operation and maintenance of said retention basins which shall be provided by the levy and collection of the ad valorem taxes of the assessed valued 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.

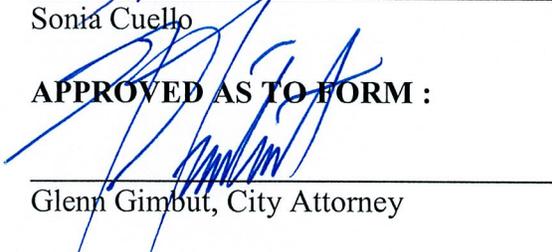

Juan Carlos Escamilla, Mayor

ATTEST:



Sonia Cuello

APPROVED AS TO FORM :



Glenn Gimbut, City Attorney

**PETITION, WAIVER AND CONSENT TO FORMATION
OF AN ENHANCED MUNICIPAL SERVICES IMPROVEMENT DISTRICT
BY THE CITY OF SAN LUIS FOR THE NEW SUBDIVISION BIENSTAR ESTATES 9A,
(PHASE 1)
(OWNER: COMITE DE BIENSTAR, INC)**

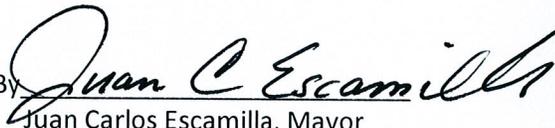
To: **Honorable Mayor and Council
City of San Luis, Arizona**

[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 an Enhancement Municipal Service 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 50.83 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 operation, maintenance, repair and improvements of retention basins described in Bienestar Estates 9A (Phase 1).
4. Public Convenience and Necessity. The necessity for the proposed district is for the operation, maintenance, repair and improvements of retention basins within the proposed district by the levying of special assessments in the proposed district.
5. Waiver and Consent.
6. The petitioners with 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;

ARIZONA MUNICIPAL CORPORATION

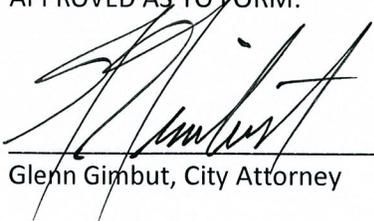
By 
Juan Carlos Escamilla, Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



Glenn Gimbut, City Attorney

