



Ordinance

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

ORDINANCE NO. 304

AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF SAN LUIS, YUMA COUNTY, STATE OF ARIZONA. PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, ARTICLE 7, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO, BY ANNEXING THERETO CERTAIN TERRITORY CONTIGUOUS TO THE EXISTING CITY LIMITS OF THE CITY OF SAN LUIS; APPROVING INFRASTRUCTURE AND SERVICE PLAN; AND ADOPTING ZONING CLASSIFICATIONS FOR SAID TERRITORY; AND PROVIDING FOR SEVERABILITY

WHEREAS, a petition in writing, accompanied by a map of said real property, having been filed and presented to the Mayor and Council of the City of San Luis, Arizona, signed by the owners of more than one-half in value of the real and personal property and more than one-half of the persons owning real and personal property as would be subject to taxation by the City of San Luis, Arizona, in the event of annexation within the territory and land hereinafter described as shown by the last assessment of said property, which said territory is contiguous to the City of San Luis, Arizona, and not now embraced within its limits, asking that the property more particularly hereinafter described be annexed to the City of San Luis, Arizona, and to extend an increase the corporate limits of the City of San Luis, Arizona, so as to embrace the same; and

WHEREAS, the Mayor and Council of the City of San Luis, Arizona, are desirous of complying with said petition and extending and increasing the corporate limits of the City of San Luis, Arizona, to include said territory; and

WHEREAS, the said petition sets forth a true and correct description of all the exterior boundaries of the entire area proposed to be annexed to the City of San Luis, Arizona, and had attached thereto at all times an accurate map of the territory desired to be annexed; and

WHEREAS, no alterations increasing or reducing the territory sought to be annexed had been made after the said petition had been signed by any owner of real and personal property in such territory; and

WHEREAS, the provisions of ARS § 9-471, and amendments thereto, have been fully observed; and

WHEREAS, proper and sufficient certification and proof of the foregoing facts are now on file in the office of the City Clerk of the City of San Luis, Arizona, together with a true and correct copy of the original petition referred to herein, which is on file in the Office of the Yuma County Recorder; and

WHEREAS, ARS §9-471. O provides that the City shall approve a policy for providing the annexed territory with infrastructure;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, AS FOLLOWS:

SECTION 1: That the following described territory be, in the same hereby is, annexed to the City of San Luis, Arizona, and that the present corporate limits be, and the same hereby are, extended and increased to include the following territory contiguous to the present City limits, to wit:

S1/2 S1/2 SE1/4 of Section 11, Section 13, and Section 14, T 11 S, R 24 W, G.&S.R.B.&M. Yuma County Arizona

SECTION 2: That a copy of this ordinance, together with an accurate map of the territory hereby annexed to the City of San Luis, Arizona, shown in Exhibit "A" hereto, certified by the Mayor of said City, be forthwith filed and recorded in the Office of the County Recorder of Yuma County, Arizona.

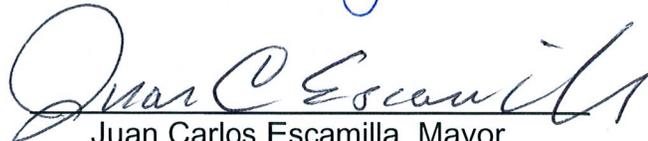
SECTION 3: The territory identified as Section 13, T 11 S, R 24 W, G.&S.R.B.&M., Yuma County, Arizona shall be zoned RA-10.

SECTION 4: Attached hereto, marked Exhibit "B", and which by this reference is incorporated as though fully set forth again in full, is the plan and policy of the City of San Luis to provide the territory annexed herein with appropriate levels of infrastructure and services to serve anticipated new development. .

SECTION 5: If any section, subsection, sentence, phrase, clause or portion of this ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

PASSED AND ADOPTED by the Mayor and Council of the City of San Luis,
Arizona, this 11th day of May, 2011.

APPROVED this 11th day of May, 2011.


Juan Carlos Escamilla, Mayor

ATTEST:



Sonia Cuello
City Clerk

APPROVED AS TO FORM:



Glenn Gimbut
City Attorney

EXHIBIT B

Policy of the City of San Luis for Development of Infrastructure to Serve Annexed Territory

It is the policy of the City of San Luis to work with landowners and developers to provide appropriate levels of infrastructure and public services to serve anticipated new development within annexed territory. The City of San Luis owns and operates both water and wastewater utilities and has the capacity to provide service to the lands of San Luis Port II L.L.C. Subdivision regulations require the developer to provide all appropriate infrastructure as a requirement prior to approval of a subdivision. Financial assurances to assure development must be posted as a requirement. Subdivisions must comply with city regulations prior to the issuance of any building permit. Lot splits accordingly must also show appropriate infrastructure as a requirement prior to issuance of any building permit. The City has always cooperated, and, as a policy, continues to stand ready to form any and all appropriate special improvement districts to construct, finance, and maintain infrastructure and provide public services including, but not limited to, community facilities districts, street lighting improvement districts, and enhanced municipal services districts. The City has developed a program of development fees to help pay for needed infrastructure and has instituted a policy of review and adjustment of utility fees and charges to ensure continued service of water and wastewater utility service and residential solid waste service. Said fees, however, are subject to State regulation, and current regulation has inhibited the ability of San Luis to raise sufficient monies by this vehicle. Upon provision of proper funding by the State of Arizona, or the availability of funding vehicles by the State of Arizona, infrastructure and services can be provided.