

ORDINANCE O-17-06

AUTHORIZING THE SALE AND TRANSFER OF CERTAIN SURPLUS CITY PROPERTY, BEING APPROXIMATELY 10,272 SQUARE FEET ADJACENT TO AND EAST OF 27 WOOD CANYON

WHEREAS, pursuant to section 1.03 of the Charter of the City of Bisbee, the City has the authority to sell such City property as its interests may require; and

WHEREAS, pursuant to Article 2.6.9 of the City Code, the transfer and conveyance of the subject property has been properly noticed, has been the subject of two public hearings and has been recommended by the Planning and Zoning Commission; and

WHEREAS, Joseph Massey and Leah McAdaragh, owners of 27 Wood Canyon, applied to purchase a parcel owned by the City consisting of approximately 10,272 square feet adjacent to and east of 27 Wood Canyon (the "Parcel"), more particularly described on Exhibit A hereto; and

WHEREAS, on July 5, 2017, the Council, by majority vote, approved the auction sale of the Parcel to Massey and McAdaragh at the minimum bid price of \$9,245.00; and

WHEREAS, pursuant to Section 7.05(h) of the City Charter, the sale or transfer of City property must be done by ordinance, and this action is in the best interests of the citizens of the City of Bisbee,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Bisbee, County of Cochise, State of Arizona, as follows:

The sale of that certain property more particularly described in the attached Exhibit A, to Joseph Massey and Leah McAdaragh for the sum of Nine Thousand two Hundred and forty-five Dollars (\$9,245.00) to be paid in cash prior to the closing of this transaction, is hereby authorized and approved. The Mayor is further authorized to execute a Quit Claim Deed on behalf of the City for the transfer of this property and all additional documents that may be necessary for the completion of this transaction.

PASSED, APPROVED AND ADOPTED by the Mayor and Council of the City of Bisbee on this 1st day of August, 2017.



David M. Smith, Mayor

Ordinance O-17-06

ATTEST:



Ashlee Coronado,
City Clerk

APPROVED AS TO FORM:



Britt W. Hanson,
City Attorney

**EXHIBIT A
LEGAL DESCRIPTION**

ALL OF THAT PORTION OF BLOCK 32 LYING ADJACENT TO THAT CERTAIN PARCEL DESCRIBED IN FEE NO. 2016-06966 IN THE RECORDS OF THE COCHISE COUNTY RECORDER, BEING A PORTION OF BLOCK 32, BISBEE TOWNSITE, ACCORDING TO BOOK 1 OF PLAT MAPS AT PAGE 25 IN THE RECORDS OF THE COCHISE COUNTY RECORDER, COCHISE COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE PLASTIC CAPPED REBAR STAMPED "RLS 22275" MONUMENTING THE MOST NORTHERLY CORNER OF LOT 112A, BLOCK 32;

THENCE SOUTH 60° 19' 44" EAST, A DISTANCE OF 51.47 FEET TO THE NORTHEASTERLY CORNER OF LOT 112A AND THE **POINT OF BEGINNING**;

THENCE SOUTH 60° 19' 44" EAST, A DISTANCE OF 122.49 FEET TO THE SOUTHEASTERLY CORNER OF LOT 113;

THENCE SOUTH 29° 57' 15" WEST, A DISTANCE OF 61.72 FEET;

THENCE NORTH 73° 49' 57" WEST, A DISTANCE OF 104.40 FEET;

THENCE NORTH 77° 11' 17" WEST, A DISTANCE OF 42.31 FEET TO THE EASTERLY LINE OF LOT 64;

THENCE NORTH 08° 12' 16" EAST, A DISTANCE OF 47.00 FEET TO THE NORTHEASTERLY CORNER OF LOT 65;

THENCE SOUTH 60° 19' 44" EAST, A DISTANCE OF 32.76 FEET TO THE SOUTHERLY MOST CORNER OF LOT 112;

THENCE NORTH 39° 29' 16" EAST, A DISTANCE OF 25.00 FEET TO THE SOUTHERLY MOST CORNER OF LOT 112A;

THENCE NORTH 29° 40' 18" EAST, A DISTANCE OF 30.00 FEET TO THE **POINT OF BEGINNING**.

SAID PARCEL CONTAINS 10,272 SQUARE FEET, OR 0.236 ACRES, MORE OR LESS.