

**ORDINANCE 0-16-08**

**AUTHORIZING THE SALE AND TRANSFER OF CERTAIN SURPLUS CITY  
PROPERTY, BEING APPROXIMATELY 121.9 SQUARE FEET ADJACENT  
TO 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**, Aileen Weaver, owner of 48 Wood Canyon, Bisbee, Arizona, applied to purchase a parcel owned by the City consisting of approximately 121.9 square feet adjacent to 48 Wood Canyon (the "Parcel"), more particularly described on Exhibit A hereto; and

**WHEREAS**, pursuant to Article 2.6.9 of the City Code, the Planning and Zoning Commission considered Ms. Weaver's application and recommends approval of the transfer of the Parcel, and further recommends that, because the Parcel has historically been associated with and used in connection with the property owned by Ms. Weaver at 48 Wood Canyon, that the Parcel be sold to Ms. Weaver without public auction or bidding; and

**WHEREAS**, the Council, upon the recommendation of the City Building Inspector, has determined that a fair price for the Parcel is \$3.50/sf, for a total of \$427.00; and

**WHEREAS**, the public notice requirements of Article 2.6.9 of the City Code have been complied with; 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 Aileen Weaver for the sum

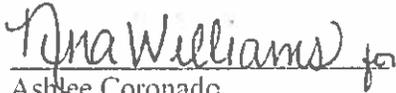
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of four hundred and twenty-seven dollars (\$427.00) to be paid in cash prior to the closing of this transaction, is hereby authorized and approved. The Mayor is further authorized to execute a Quit Claim Deed on behalf of the City for the transfer 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 20<sup>th</sup> day of December, 2016.

  
\_\_\_\_\_  
David M. Smith, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Ashlee Coronado,  
City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Britt W. Hanson,  
City Attorney

**EXHIBIT A  
LEGAL DESCRIPTION**

**Exhibit A**

A Portion of the Belle Isle #1, Mineral Survey No 3477 in the Southwest quarter of Section 5, Township 23 South, Range 24 East, Gila and Salt River Meridian, Cochise County, Arizona, described as follows:

Commencing at corner No 7 of the Bisbee Town site thence South 66°30'00" East 764.46 feet upon the North line of Town site to the **POINT OF BEGINNING**;

THENCE Continue South 66°30'00" East 12.72 upon the North line of Town site to a point;

THENCE South 05°43'49" West 20.13 feet to a point;

THENCE North 21°02'00" West 26.89 feet to the **POINT OF BEGINNING**;

Above described tract of land contains 121.9 square feet or 0.0 acres.

A field survey was not performed in the preparation of this legal description. Data for the legal description was taken from existing recorded documents.