

ORDINANCE 0-17-02

**AUTHORIZING THE SALE AND TRANSFER OF CERTAIN SURPLUS
CITY PROPERTY, BEING APPROXIMATELY 1,004 SQUARE FEET
ADJACENT TO 513F BAILEY HILL**

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, the Bob and Cindy Beaugureau Trust dated June 2, 2003 (the "Trust"), owner of 513F Bailey Hill, Bisbee, Arizona, applied to purchase a parcel owned by the City consisting of approximately 1,004 square feet adjacent to 513F Bailey Hill (the "Parcel"), and consisting of a strip between parcels #103-59-037A and 103-59-047, 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 the Trust'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 at 513F Bailey Hill, that the Parcel be sold to the Trust 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 \$1.75/sf, for a total of \$1,757.00; 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,

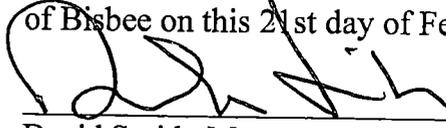
NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Bisbee, County of Cochise, State of Arizona, as follows:

The sale of that certain property more particularly described in the attached Exhibit A to the Trust for the sum

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of one thousand seven hundred and fifty seven dollars (\$1,757.00) 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 21st day of February, 2017.



David Smith, Mayor

ATTEST:



Ashlee Coronado,
City Clerk

APPROVED AS TO FORM:



Britt W. Hanson,
City Attorney

EXHIBIT A
LEGAL DESCRIPTION

ALL OF THAT PORTION OF AN ALLEY BOUNDED ON THE EAST BY LOTS 36, 48 AND 49, BLOCK 24, AND ON THE WEST BY LOT 85, BLOCK 24, ALL IN BISBEE TOWNSITE AS SHOWN IN BOOK 1 OF MAPS AT PAGE 25-63 IN THE RECORDS OF THE COCHISE COUNTY RECORDER, COCHISE COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWESTERLY MOST CORNER OF LOT 49, BLOCK 24 MONUMENTED BY A PLASTIC CAP STAMPED: LS 11281 FROM WHICH THE NORTHEASTERLY CORNER OF LOT 49, BLOCK 24 MONUMENTED BY A PLASTIC CAP STAMPED: LS 11281 BEARS SOUNT 639 32' 03" EAST, A DISTANCE OF 95.10 FEET;

THENCE SOUTH 37° 58' 23" WEST, A DISTANCE OF 69.29 FEET TO THE NORTHWESTERLY MOST CORNER OF LOT 36;

THENCE SOUTH 38° 56' 14" WEST UPON THE WESTERLY LINE OF LOT 36, A DISTANCE OF 43.90 FEET;

THENCE NORTH 52° 00' 40" WEST, A DISTANCE OF 9.29 FEET TO THE EASTERLY LINE OF LOT 85;

THENCE NORTH 37° 59' 20" EAST, A DISTANCE OF 110.96 FEET TO THE NORTHEASTERLY MOST CORNER OF LOT 85;

THENCE SOUTH 59° 36' 49" EAST, A DISTANCE OF 5.18 FEET.

THENCE SOUTH 69° 32' 03" EAST, A DISTANCE OF 5.10 FEET TO THE **POINT OF BEGINNING**.

SAID PARCEL V CONTAINS 1,004 SQUARE FEET, OR 0.02 ACRES.