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ORDINANCE 0-17-05

**AUTHORIZING THE SALE AND TRANSFER OF CERTAIN SURPLUS
CITY PROPERTY, BEING APPROXIMATELY 878 SQUARE FEET
ADJACENT TO 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, Joseph Massey and Leah McAdaragh, owner of 27 Wood Canyon, Bisbee, Arizona, applied to purchase a parcel owned by the City consisting of approximately 878 square feet adjacent to 27 Wood Canyon (the "Parcel"), and consisting of a small strip of parcel #103-56-023, 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 27 Wood Canyon, that the Parcel be sold to Mr. Massey and Ms. McAdaragh 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 \$2,634.00; 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,

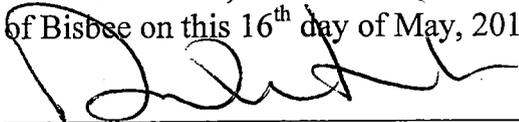
NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Bisbee, County of Cochise, State of Arizona, as follows:

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

Ordinance 01-17-02

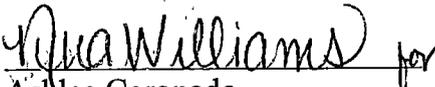
of two thousand six hundred and thirty-four dollars (\$2,634.00) to be paid in cash prior to the closing of this transaction, is hereby authorized and approved. The Mayor is further authorized to execute a Quit Claim Deed on behalf of the City for the transfer of this property and all additional documents 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 16th day of May, 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 PUBLIC RIGHT WAY 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:

BEGINNING AT A PLASTIC CAPPED REBAR STAMPED "RLS 22275" MONUMENTING THE MOST NORTHERLY CORNER OF LOT 112A, BLOCK 32;
THENCE SOUTH 77° 51' 16" WEST, (BASIS OF BEARINGS FOR THIS DISCRPTION) UPON THE NORTHWESTERLY LINE OF LOT 112A, A DISTANCE OF 44.99 FEET TO A PLASTIC CAPPED REBAR STAMPED "RLS 22275" MONUMENTING THE MOST WESTERLY CORNER OF LOT 112A;
THENCE NORTH 60° 19' 44" WEST, A DISTANCE OF 2.00 FEET;
THENCE SOUTH 81° 30' 29" WEST A DISTANCE OF 10.11 FEET;
THENCE NORTH 33° 19' 03" EAST, A DISTANCE OF 15.19 FEET;
THENCE NORTH 61° 03' 33" EAST, A DISTANCE OF 26.82 FEET;
THENCE NORTH 71° 36' 01" EAST, A DISTANCE OF 16.77 FEET.
THENCE SOUTH 20° 50' 43" EAST, A DISTANCE OF 22.46 FEET TO THE **POINT OF BEGINNING**.
SAID PARCEL CONTAINS 878 SQUARE FEET, OR 0.020 ACRES, MORE OR LESS.