



ORDINANCE NO. 08-01

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF SOUTH TUCSON, ARIZONA RELATING TO REAL PROPERTY, APPROVING AND AUTHORIZING THE ACCEPTANCE OF QUIT-CLAIM DEED OF CERTAIN PARCEL FROM GRANTOR COLONIA LIBRE TOWNHOMES AND GRANTING OF QUIT CLAIM DEEDS OF CERTAIN PARCELS TO GRANTEE COLONIA LIBRE TOWNHOMES, AUTHORIZING THE MAYOR AND/OR THE CITY MANAGER TO EXECUTE QUIT CLAIM DEED AND DECLARING AN EMERGENCY TO EXIST

WHEREAS, it has been ascertained that Colonia Libre Townhomes is encroaching on certain parcel of real property at the NW corner of Lot 12, Block 20 of Mission View Addition and Grantee City of South Tucson, Arizona is willing to accept a Quit Claim Deed to said parcel from Grantor Colonia Libre Townhomes as described in Exhibit "A" attached to Deed; and

WHEREAS, it has been ascertained that the City of South Tucson, Arizona is encroaching on certain parcels of real property at the NW corner of Lot 12, Block 20 of Mission View Addition and Grantor City of South Tucson, Arizona is willing to Quit Claim said parcel to the Grantee Colonia Libre Townhomes as described in Exhibit "A" attached Deeds; and

WHEREAS, the Mayor and Council of the City of South Tucson, Arizona have determined that it is in the best interest of the City, its residents and the property owner; and

WHEREAS, it is necessary for the preservation of the peace, health, and safety of the City of South Tucson, Arizona, that an emergency be declared to exist, and that this ORDINANCE be effective immediately upon its passage and adoption.

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

SECTION 1. That pursuant to Arizona Revised Statute Section 9-240 et seq. and the powers vested upon the Mayor and Council of the City of South Tucson, Arizona formally accepts a Quit-Claim Deed for a Parcel of Land lying in the NW ¼ of Section 25, T 14S, S, R 13E, G. & S.R.M. beginning at the NW Corner of Lot 12, Block 20 of Mission View Addition from Grantor Colonia Libre Townhomes as described in Exhibit "A" attached to Quit-Claim Deed.

SECTION 2. That pursuant to Arizona Revised Statute Section 9-240 et seq. and the powers vested upon the Mayor and Council of the City of South Tucson, Arizona formally grants two (2) Quit-Claim Deeds for Parcels of Land lying in the NW ¼ of Section 25, T 14S, S, R 13E, G. & S.R.M. beginning at the NW Corner of Lot 12, Block 20 of Mission View Addition to Grantee Colonia Libre Townhomes as described in Exhibit "A" attached to Quit Claim Deeds.

SECTION 3. That the various City officers and employees are authorized and directed to perform all acts necessary or desirable to give effect and to carry out all the acts authorized under this Ordinance.

SECTION 4. That if any provision, clause, sentence or paragraph of this Ordinance is held invalid, such invalidity will not affect the other provisions or application of this Ordinance. To this end, the provisions of this Chapter are declared to be severable.

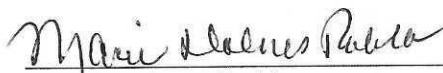
SECTION 5. That it is necessary for the preservation of the peace, health, and safety of the City of South Tucson that this Ordinance become immediately effective, an emergency is hereby declared to exist, and this Ordinance shall be effective immediately upon its passage and adoption.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of South Tucson, Arizona, on this _____ day of February, 2008.



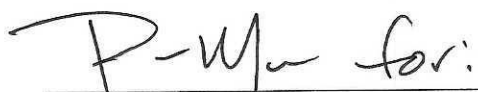
Jennifer Eckstrom
Mayor

ATTESTED TO:



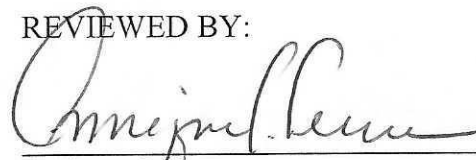
Marie-Dolores Robles
City Clerk

APPROVED AS TO FORM:



Hector M Figueroa, Esq.
City Attorney

REVIEWED BY:



Enrique G. Serna
City Manager

SPECIAL MEETING: FEBRUARY 4, 2008

AGENDA ITEM #08: ORDINANCE NO. 08-01 OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SOUTH TUCSON, ARIZONA RELATING TO REAL PROPERTY, APPROVING AND AUTHORIZING THE ACCEPTANCE OF QUIT-CLAIM DEED OF CERTAIN PARCEL FROM GRANTOR COLONIA LIBRE TOWNHOMES AND GRANTING OF QUIT CLAIM DEEDS OF CERTAIN PARCELS TO GRANTEE COLONIA LIBRE TOWNHOMES, AUTHORIZING THE MAYOR AND/OR THE CITY MANAGER TO EXECUTE QUIT CLAIM DEED AND DECLARING AN EMERGENCY TO EXIST

It has been ascertained that Colonia Libre Townhomes is encroaching on a certain a parcel of real property at the NW corner of Lot 12, Block 20 of Mission View Addition and Grantee, City of South Tucson, Arizona is willing to accept a Quit Claim Deed to said parcel from Grantor Colonia Libre Townhomes as described in Exhibit "A" attached to Deed.

It has been ascertained that the City of South Tucson, Arizona is encroaching on certain parcels of real property at the NW corner of Lot 12, Block 20 of Mission View Addition and Grantor, City of South Tucson, Arizona is willing to Quit Claim said parcel to the Grantee Colonia Libre Townhomes as described in Exhibit "A" attached Deeds.

Staff recommends that the Mayor and Council approve Ordinance No. 08-01 authorizing the quitclaim deeds to remove encroachments by both parties.

SUGGESTED MOTION:

Move that Mayor And Council pass and adopt Ordinance 08-01 relating to real property, approving and authorizing the acceptance of quit claim deed of certain parcel from grantor Colonia Libre Townhomes and granting of quit claim deeds of certain parcels to grantee Colonia Libre Townhomes, authorizing the Mayor and/or the City Manager to execute quit claim deed and declaring an emergency to exist.