

ORDINANCE NO. 24-470

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF PINETOP-LAKESIDE, ARIZONA, DECREASING THE CORPORATE LIMITS OF THE TOWN OF PINETOP-LAKESIDE, NAVAJO COUNTY, STATE OF ARIZONA, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, ARTICLE 7, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO, BY DEANNEXING THERETO A CERTAIN TERRITORY WITHIN THE CORPORATE LIMITS OF THE TOWN OF PINETOP-LAKESIDE AND CONTIGUOUS TO THE EXISTING CORPORATE LIMITS OF THE CITY OF SHOW LOW AND APPROVAL BY THE NAVAJO COUNTY BOARD OF SUPERVISORS, PURSUANT TO THE PROVISIONS OF A.R.S. §9-471.02.

WHEREAS, A.R.S. §9-471.02 provides a method for deannexation of land from one municipality and the annexation to another municipality; and

WHEREAS, it is the desire of the Town of Pinetop-Lakeside to deannex territory now within the corporate limits of the Town of Pinetop-Lakeside contiguous to the City of Show Low pursuant to A.R.S. §9-471.02; and

WHEREAS, the City of Show Low has requested that the Town of Pinetop-Lakeside deannex and sever the territory from the Town of Pinetop-Lakeside's corporate limits and has notified the Town of Pinetop-Lakeside of the City of Show Low's desire to adopt an ordinance to annex the territory; and

WHEREAS, the territory proposed to be annexed into the City of Show Low is contiguous to the corporate limits of the City of Show Low;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF PINETOP-LAKESIDE, ARIZONA, AS FOLLOWS:

SECTION 1. Pursuant to the provisions of A.R.S. §9-471.02, and contingent upon the approval of the Navajo County Board of Supervisors, the territory legally described in "Exhibit A" and depicted in accurate maps attached hereto as "Exhibit B" in this Ordinance is deannexed from the Town of Pinetop-Lakeside contingent upon its being annexed by the City of Show Low and fulfillment of the provisions and requirements set forth in A.R.S. §9-471.02.

SECTION 2. A copy of this Ordinance, together with an accurate map of the territory deannexed by the Town of Pinetop-Lakeside, certified by the Mayor of the Town of Pinetop-Lakeside, shall be sent to the Clerk of the Navajo County Board of Supervisors.

SECTION 3. The Town of Pinetop-Lakeside staff is hereby authorized and directed to notify the owners of any real property in the territory to be deannexed pursuant to the provisions and requirements set forth in A.R.S. §9-471.02.

SECTION 4. A copy of this Ordinance, together with an accurate map of the territory deannexed by the Town of Pinetop-Lakeside, certified by the Mayor of the Town of Pinetop-Lakeside, together with documentation of approval by the Navajo County Board of Supervisors shall be filed and recorded in the Office of the County Recorder of Navajo County, Arizona.

SECTION 5. All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

SECTION 6. If any section, subsection, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

PASSED AND ADOPTED by the Mayor and Town Council in an open meeting of the Town Council of the Town of Pinetop-Lakeside, Arizona, this 4th day of April, 2024, to be effective upon expiration of a thirty (30) day period following adoption and publication pursuant to A.R.S. §9-812.



TOWN OF PINETOP-LAKESIDE

Stephanie Irwin

Stephanie Irwin, Mayor

ATTEST:

Kristi Salskov

Kristi Salskov, CMC
Town Clerk

APPROVED AS TO FORM:

William J. Sims, III

William J. Sims, III
Town Attorney

EXHIBIT A

**Legal Description of Territory to be
Deannexed/Annexed**

APN 212-01-028

LEGAL DESCRIPTION

±60.07 ACRES

All that portion of the Northwest-quarter of the Northeast-quarter and the East-half of the Northeast-quarter of the Northwest-quarter of Section 10, Township 9 North, Range 22 East of the Gila and Salt River Base and Meridian, Navajo County, Arizona, more particularly described as follows:

BEGINNING at the North 1/4 corner of said section, said corner also being the Southwest corner of Lot 11, as shown in survey recorded in Fee#2010-4390, Records of Navajo County;

Thence South 89°38'31" East, along the North line of said section, a distance of 1333.34 feet to the E1/16 corner of said section;

Thence South 00°18'40" West, a distance of 1307.27 feet to a point;

Thence North 89°43'20" West, a distance of 1998.89 to a point;

Thence North 00°15'22" East, a distance of 1309.57 feet to the North line of said section;

Thence along the North line of said section, South 89°41'07" East, a distance of 666.81 feet to THE TRUE POINT OF BEGINNING;

Containing 60.07 acres, more or less.

RESERVING, SUBJECT TO, AND TOGETHER WITH all easements of record.

EXHIBIT B

Map of area to be Deannexed/Annexed

APN 212-01-028

**SHOW LOW LAKE
ANNEXATION AND DEANNEXATION
EXHIBIT "C"**



S PENROD RD

S PENROD RD

E SHOW LOW LAKE

