City of Benson
City Council Communication

Regular Meeting **July 11, 2016**

To: Mayor and Council Agenda Item # 4

From: William D. Stephens, City Manager

Subject:

Resolution 26-2016 of the Mayor and Council of the City of Benson, Arizona, consenting to property outside the City corporate limits being added to a water improvement district

Discussion:

The San Pedro Domestic Water Improvement District has requested that the City Council of Benson consider and consent to the expansion of the San Pedro Domestic Water District.

Staff Recommendation:

Council pleasure

RESOLUTION 26-2016

A RESOLUTION OF THE MAYOR AND COUNCIL FOR THE CITY OF BENSON, ARIZONA, CONSENTING TO THE EXPANSION OF THE SAN PEDRO DOMESTIC WATER IMPROVEMENT DISTRICT.

WHEREAS, the San Pedro Domestic Water Improvement District ("District") is an Arizona political subdivision, formed to provide domestic water to landowners within its boundaries; and

WHEREAS, the District's current boundaries is set forth in Attachment 1 hereto; and

WHEREAS, the District wants to expand its boundaries to include 5 non-contiguous lands – commonly referred to as Benson Farm, Los Ranchitos, Benson Frontage, Fenner Estates, and Skov Estates – located on Attachment 2 hereto; and

WHEREAS, the District's proposed expanded boundaries – discussed directly above – are located within 6 miles of the City of Benson; and

WHEREAS, A.R.S. §48-902(G) requires the City of Benson to consent to the District's above-discussed proposed extended boundaries; and

WHEREAS, the Mayor and Council of the City of Benson do not object to the District expanding its boundaries to include 5 other non-contiguous lands – commonly referred to as Benson Farm, Los Ranchitos, Benson Frontage, Fenner Estates, and Skov Estates – as those 5 non-contiguous lands are located on Exhibit 2 to this Resolution.

NOW THEREFORE, BE IT RESOLVED by the City of Benson Mayor and Council that the City of Benson hereby consents to the District expanding its boundaries to include 5 other non-contiguous lands – commonly referred to as Benson Farm, Los Ranchitos, Benson Frontage, Fenner Estates, and Skov Estates – as those non-contiguous lands are located on Exhibit 2 to this Resolution.

BE IT FURTHER RESOLVED that the City's officers and staff are authorized to take all steps necessary and proper to implement this Resolution and carry out its intents and purposes.

PASSED AND ADOPTED by the Mayor and Council of the City of Benson, Arizona, this 11th day of July, 2016.

_____
Toney King, Sr., Mayor

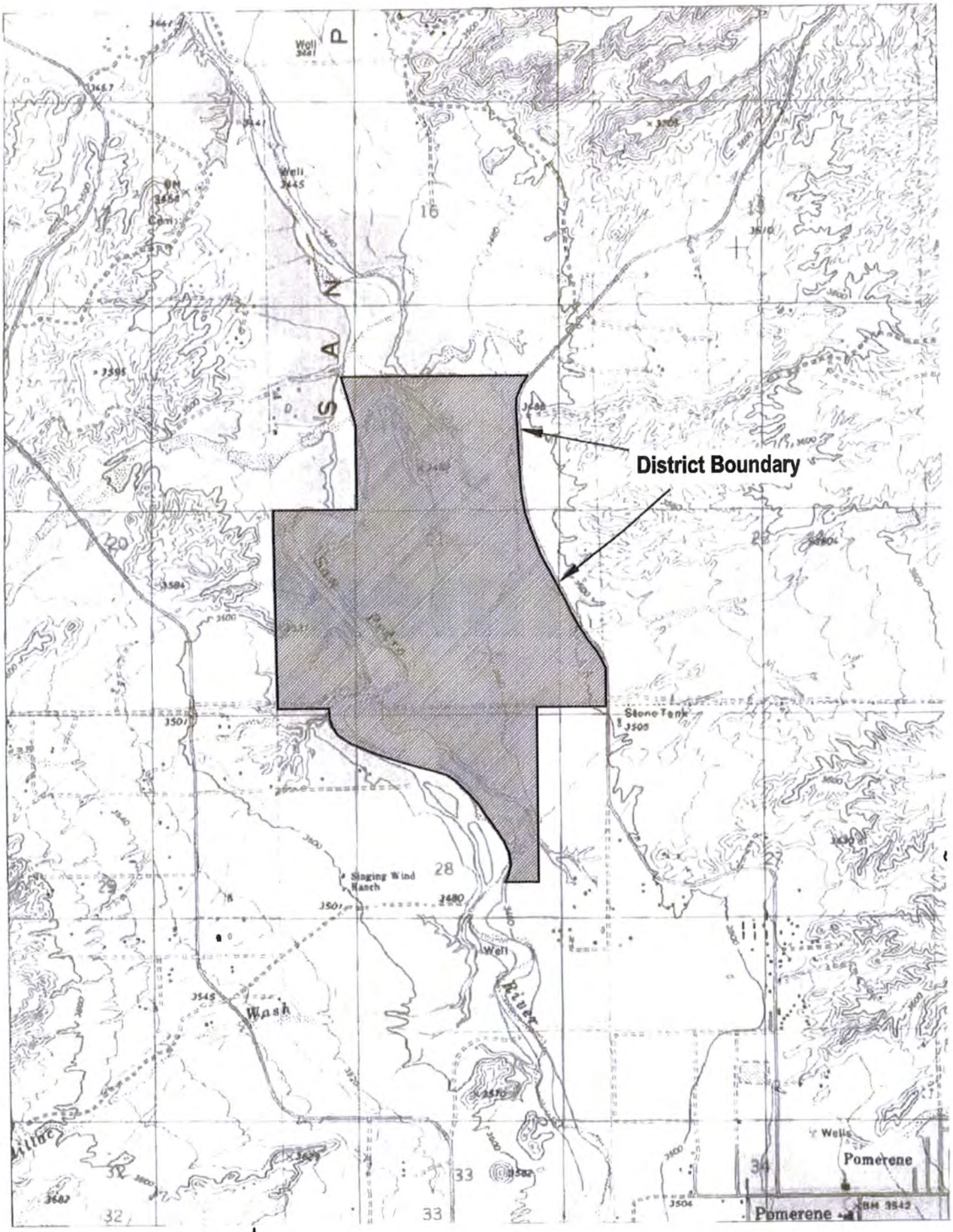
ATTEST:

_____
Vicki L. Vivian, CMC, City Clerk

APPROVED AS TO FORM:

_____
Mesch Clark Rothschild
City Attorneys, by Gary J. Cohen

Attachment 1



0 2000

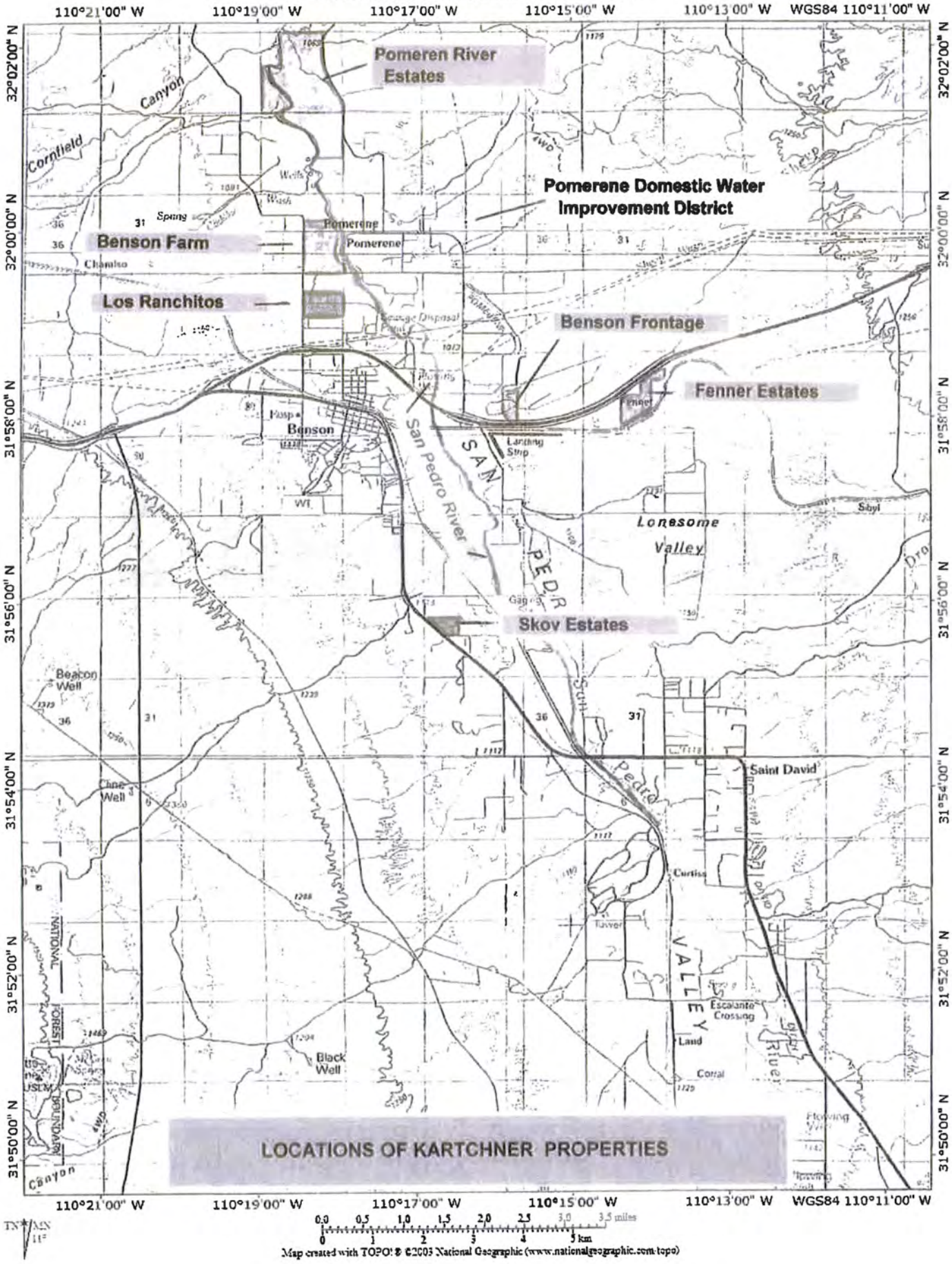
Scale - Feet

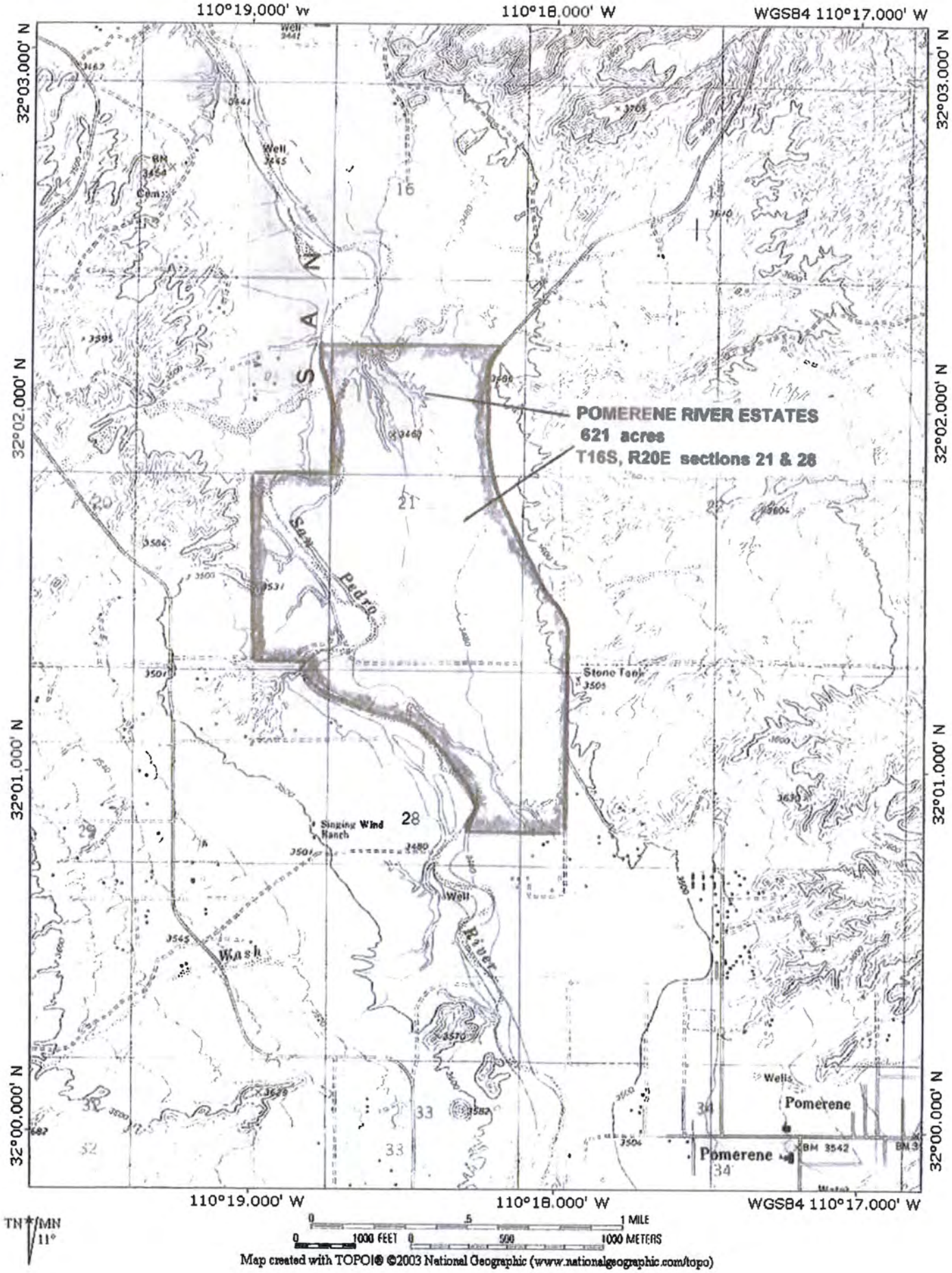
N

San Pedro Domestic Water Improvement District

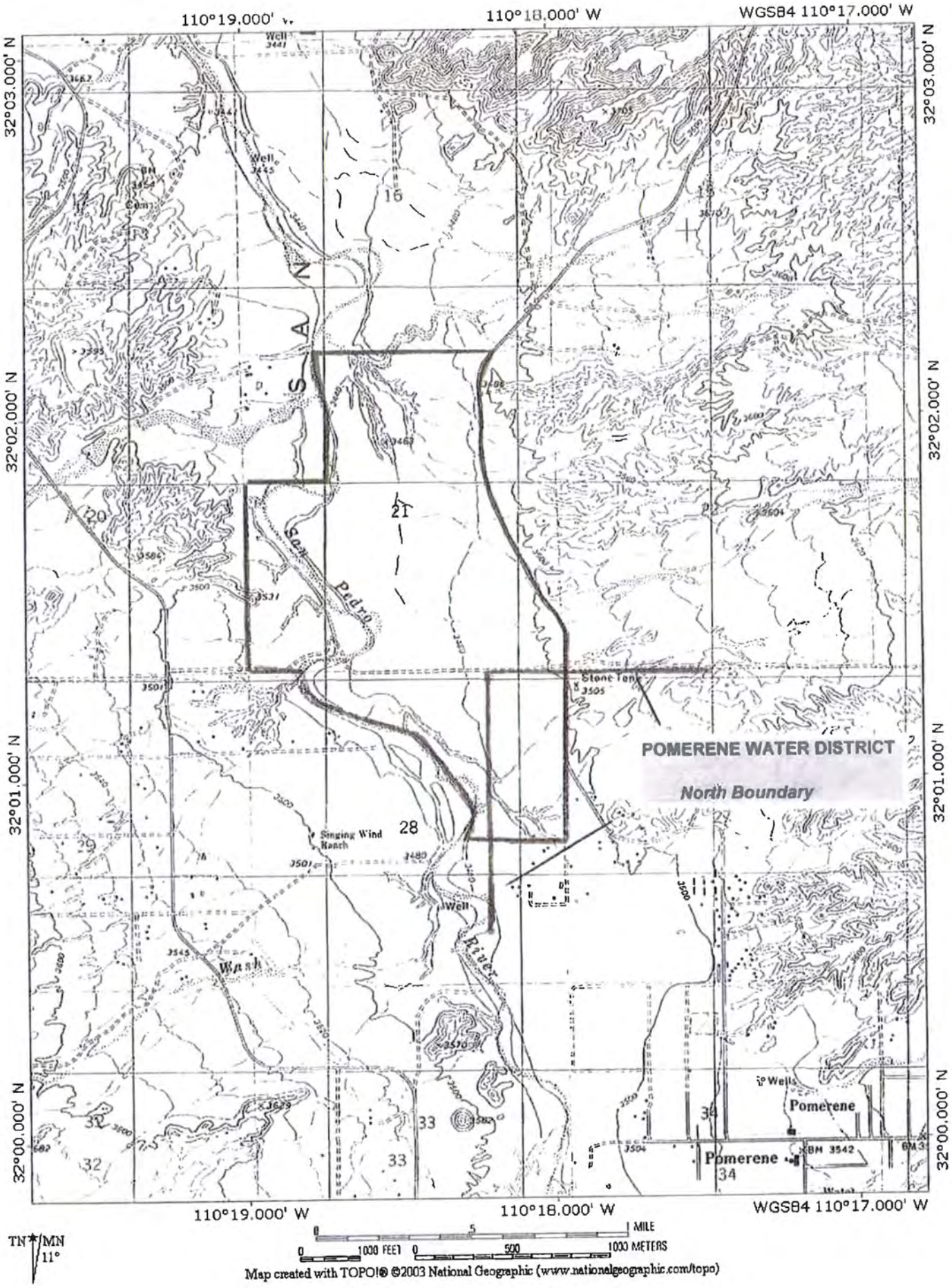
Attachment 2

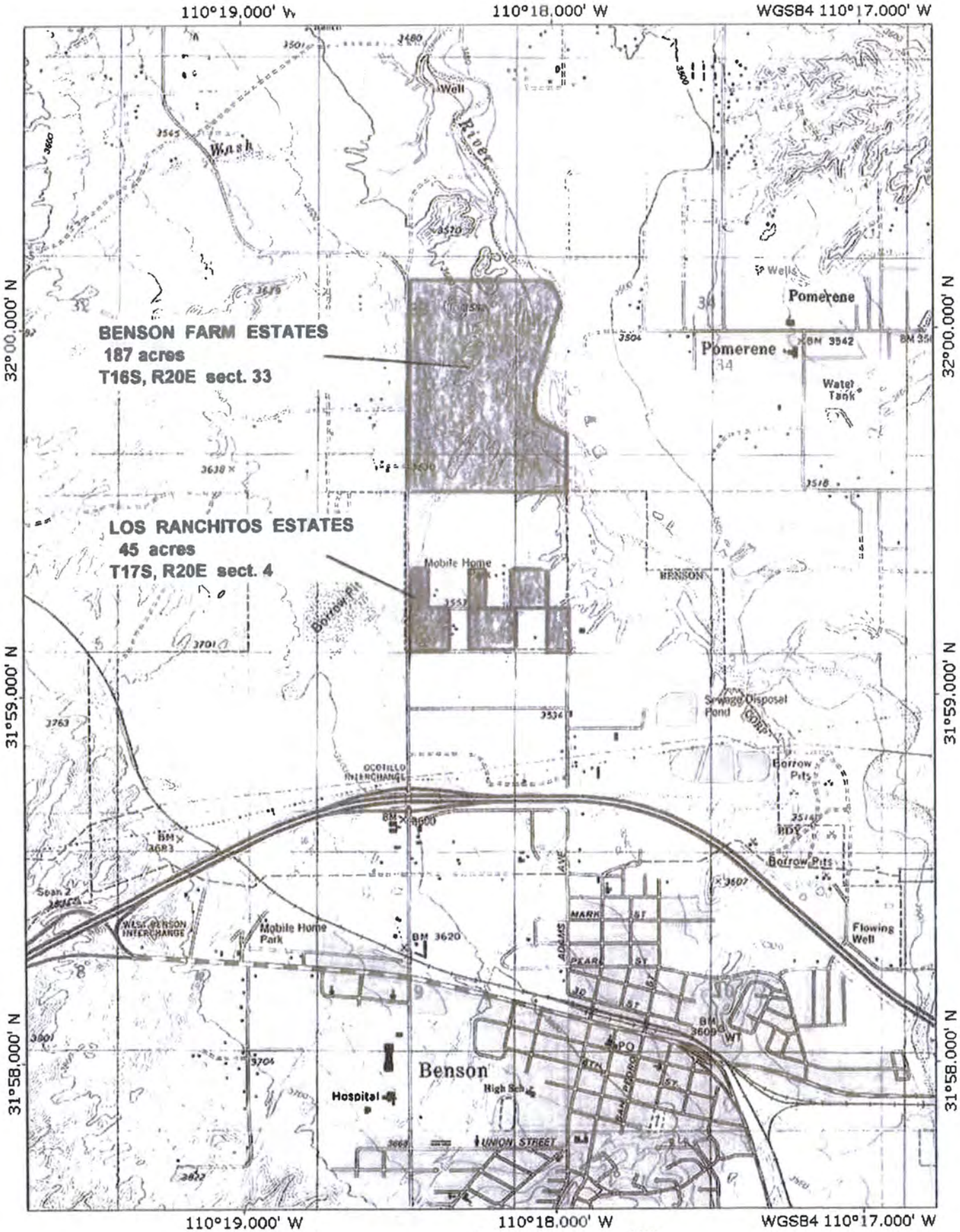
TOPO! map printed on 09/26/11 from "Untitled.tpo"





Map created with TOPO!® ©2003 National Geographic (www.nationalgeographic.com/topo)


110°19.000' W
110°18.000' W
WGS84 110°17.000' W
32°03.000' N
32°02.000' N
32°01.000' N
32°00.000' N
POMERENE WATER DISTRICT
North Boundary
San Pedro
River
Wash
Singing Wind Ranch
Stone Tank
Pomerene
Wells
Well
16
21
28
33
34
32
TN
MN
11°
MILE
1000 FEET
1000 METERS
Map created with TOPO!® ©2003 National Geographic (www.nationalgeographic.com/topo)



TN MN 11°

0 .5 1 MILE

0 1000 FEET 0 500 1000 METERS

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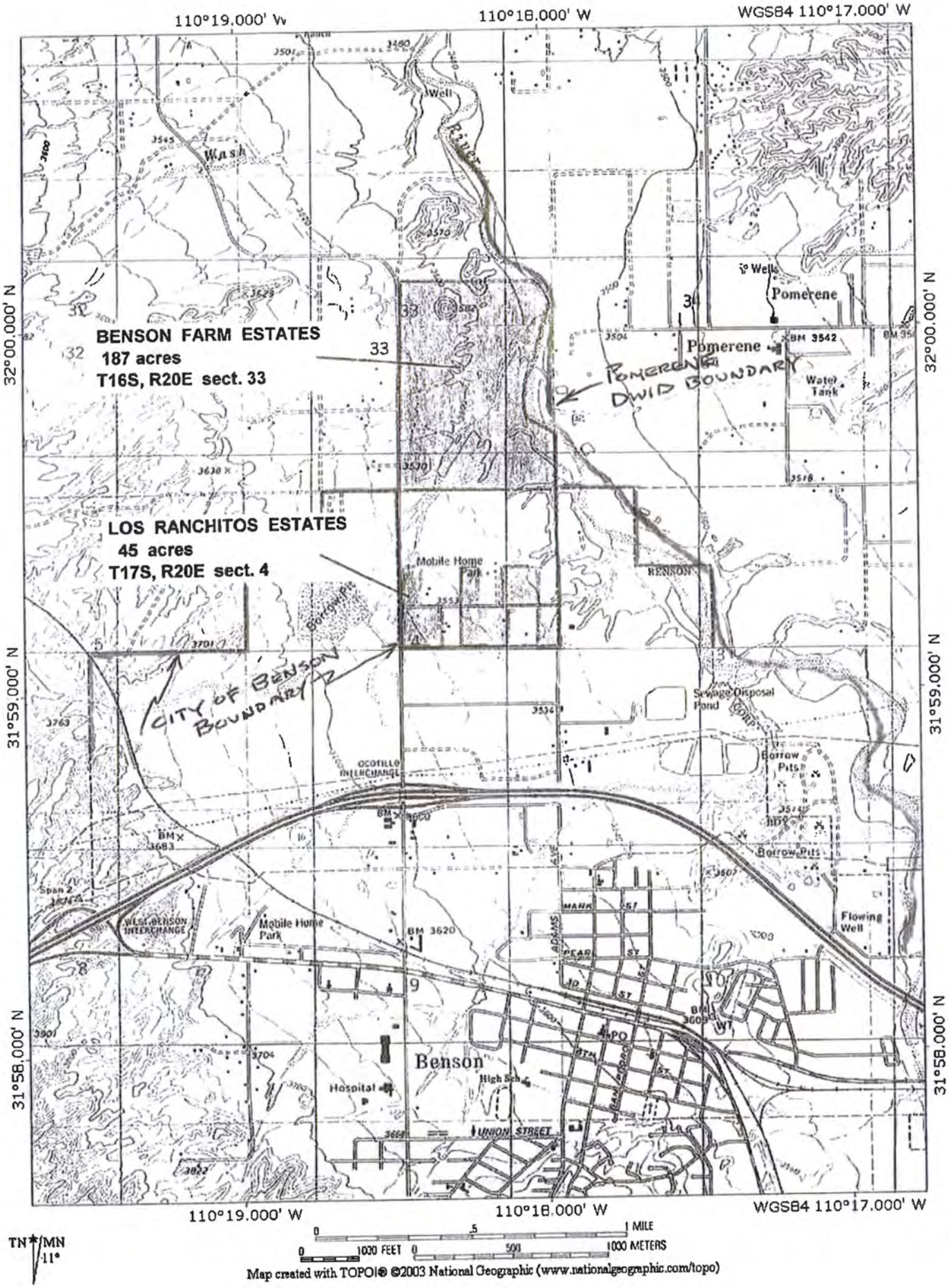
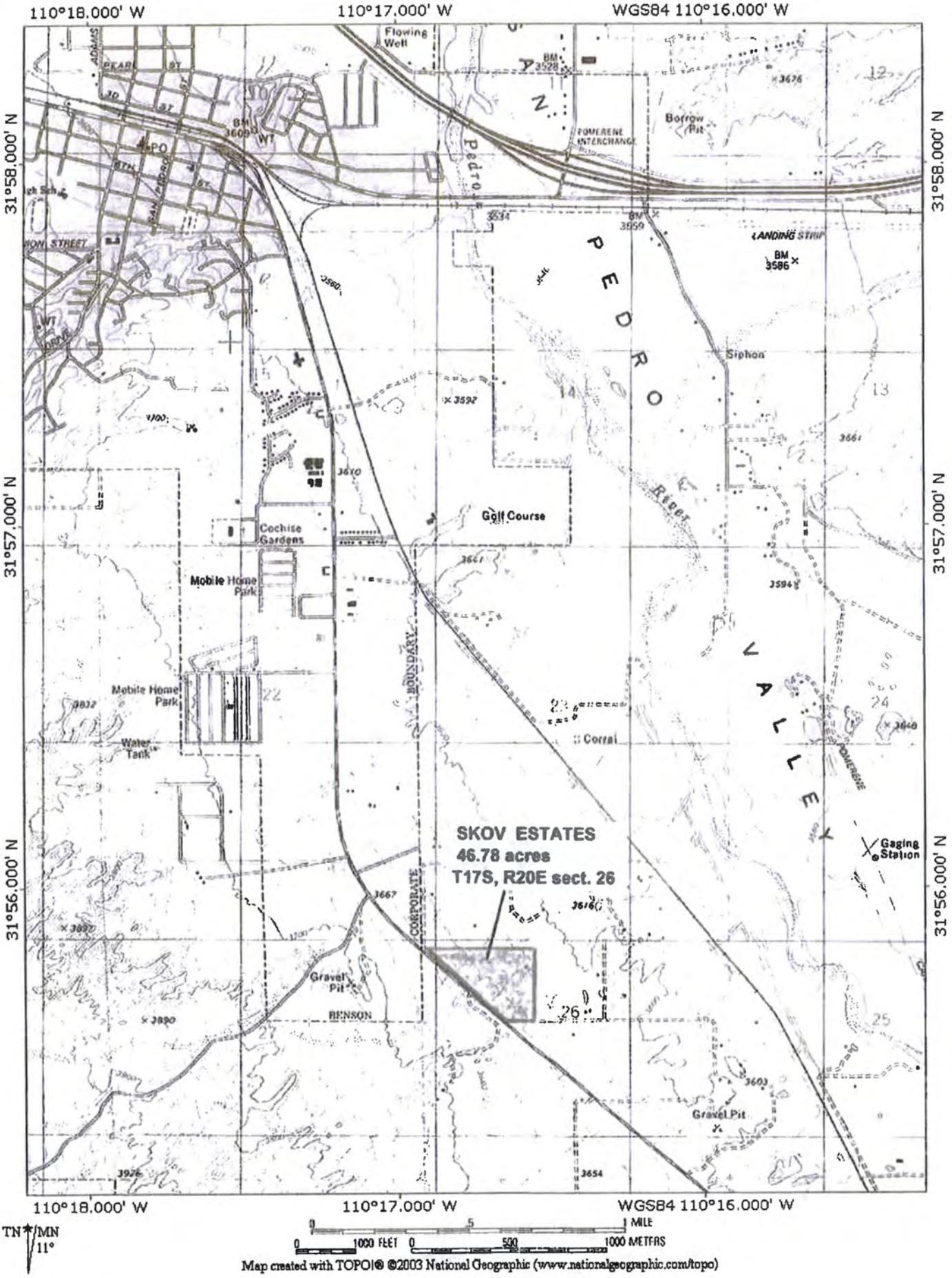

110°19.000' W
110°18.000' W
WGS84 110°17.000' W
32°00.000' N
31°59.000' N
31°58.000' N
BENSON FARM ESTATES
187 acres
T16S, R20E sect. 33
LOS RANCHITOS ESTATES
45 acres
T17S, R20E sect. 4
POMERENE DWID BOUNDARY
CITY OF BENSON BOUNDARY
Pomerene
Water Tank
Mobile Home Park
BENSON
Sewage Disposal Pond
Borrow Pits
OCOTILLO INTERCHANGE
WEST BENSON INTERCHANGE
Flowing Well
Benson
Hospital
High Sch
UNION STREET
MAIN ST
PEAR ST
ADAMS
SAN PEDRO
Wash
Well
TN MN
11°
0 .5 1 MILE
0 1000 FEET 0 500 1000 METERS
Map created with TOPO!® ©2003 National Geographic (www.nationalgeographic.com/topo)



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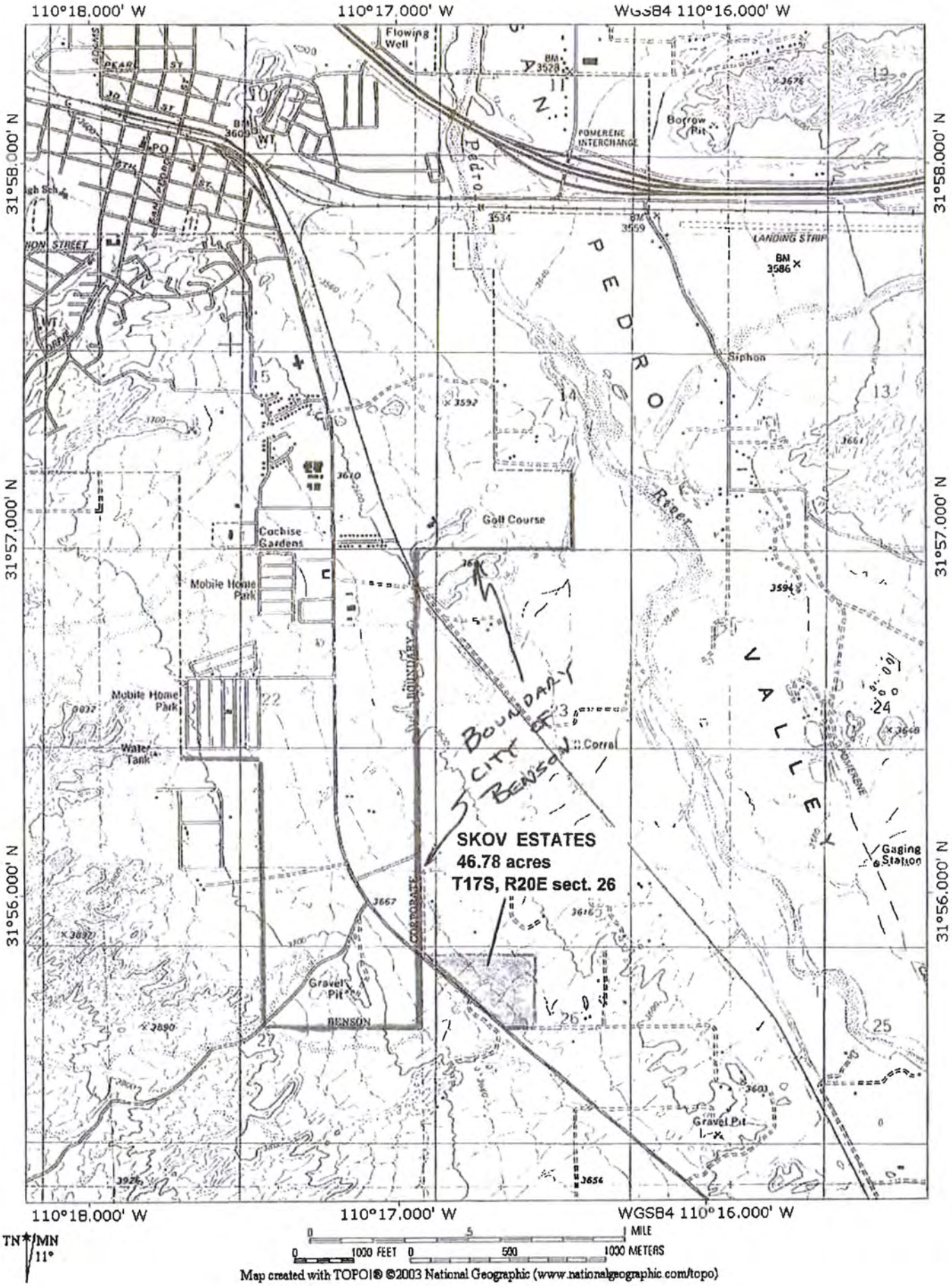

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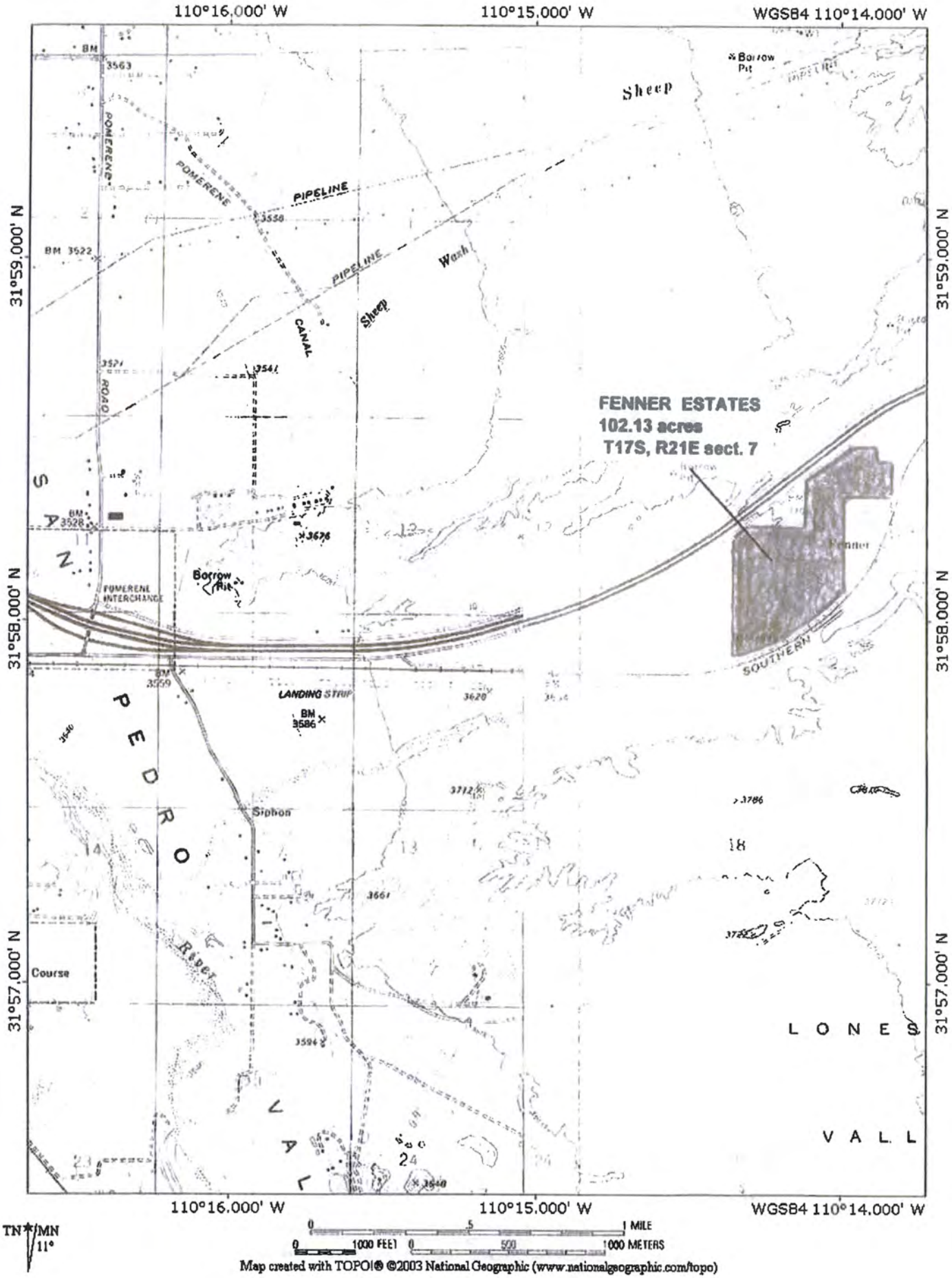

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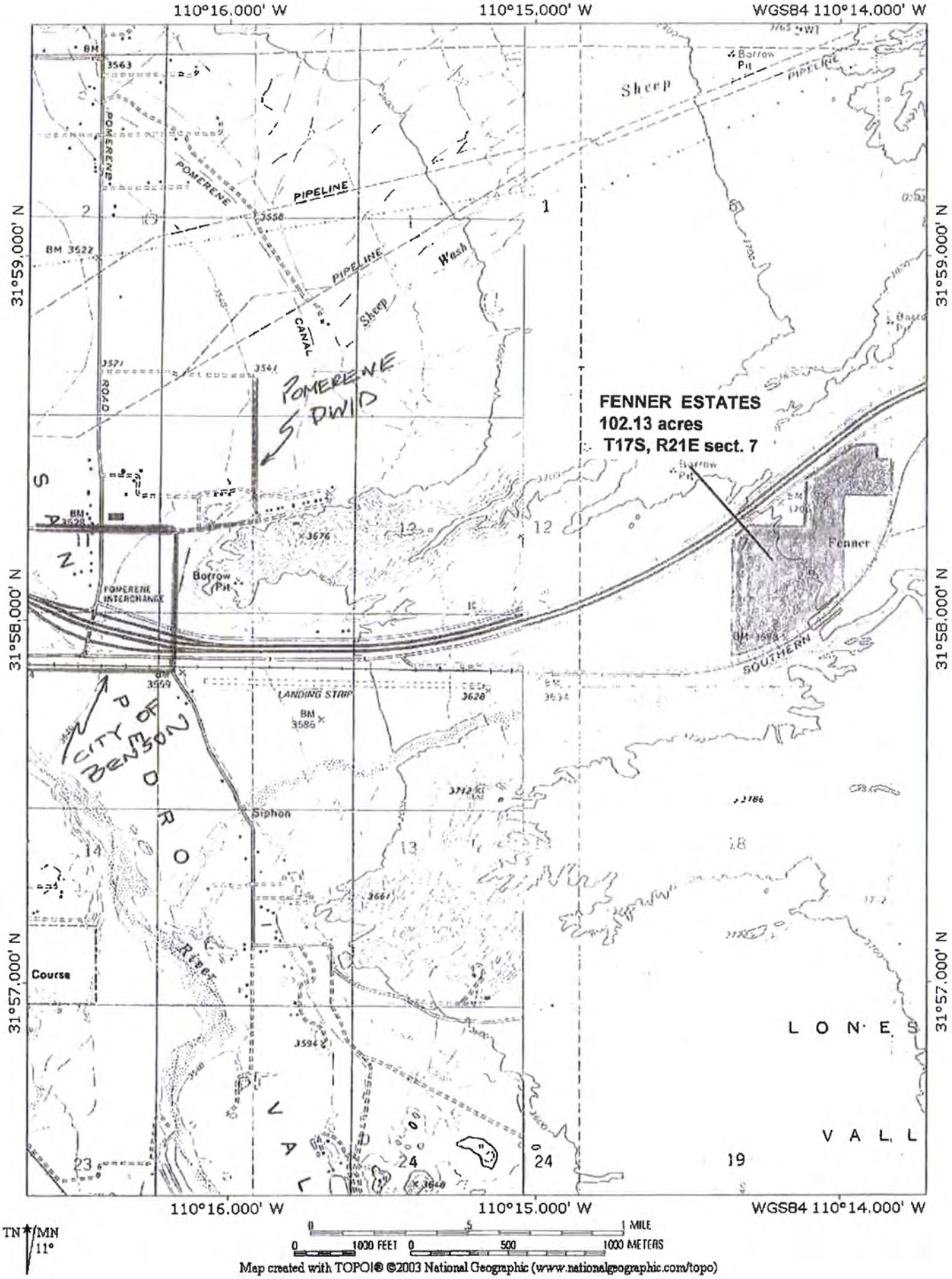
110°16.000' W
110°15.000' W
WGS84 110°14.000' W
31°59.000' N
31°58.000' N
31°57.000' N
FENNER ESTATES
102.13 acres
T17S, R21E sect. 7
POMERENE DWID
CITY OF BENSON
Sheep
Wash
PIPELINE
POMERENE
ROAD
CANAL
POMERENE INTERCHANGE
Borrow Pit
Fenner
SOUTHERN
LANDING STRIP
Siphon
Course
River
L O N E S
V A L L
TN 11°
MN
MILE
1000 FEET
1000 METERS
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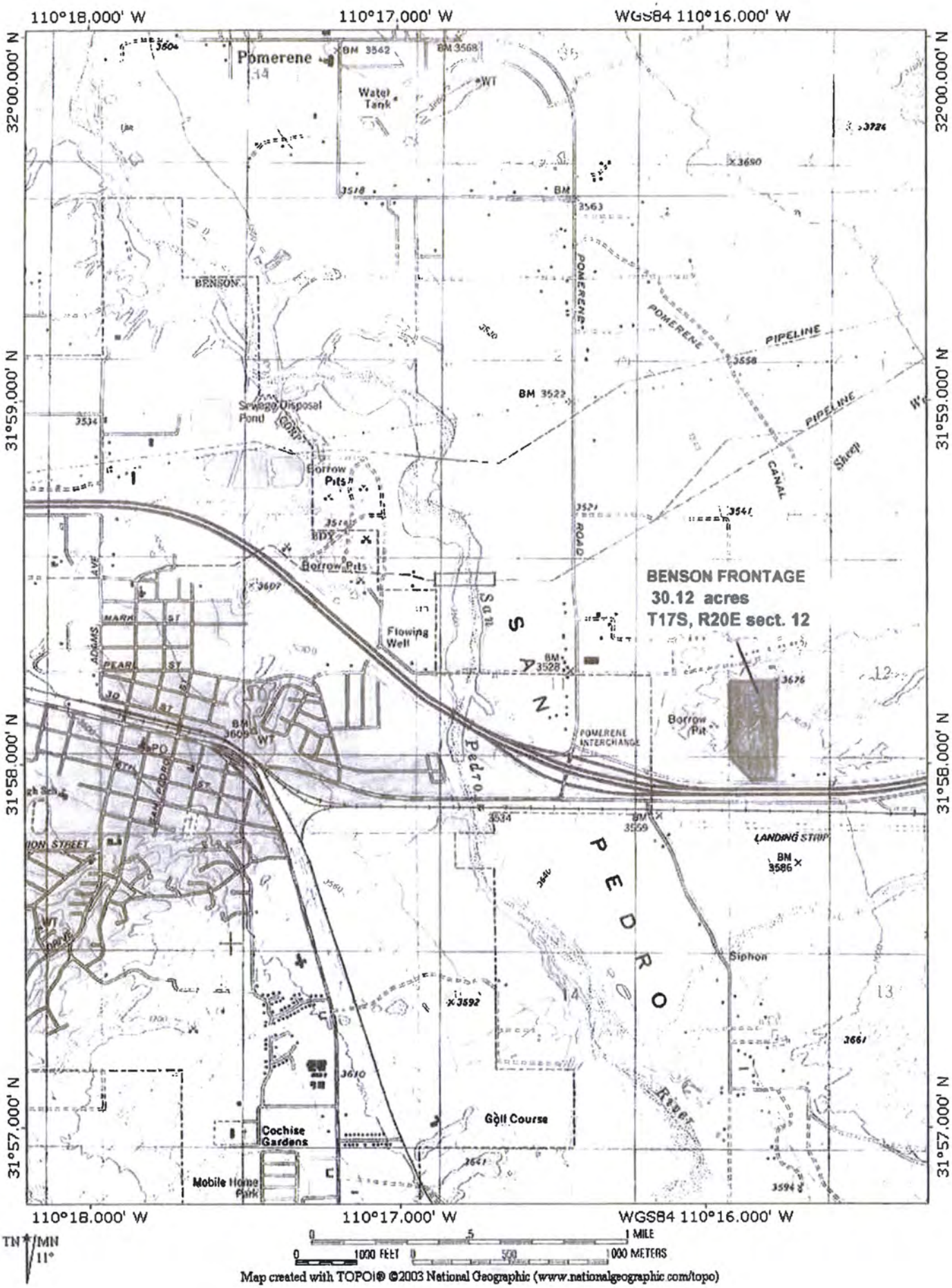

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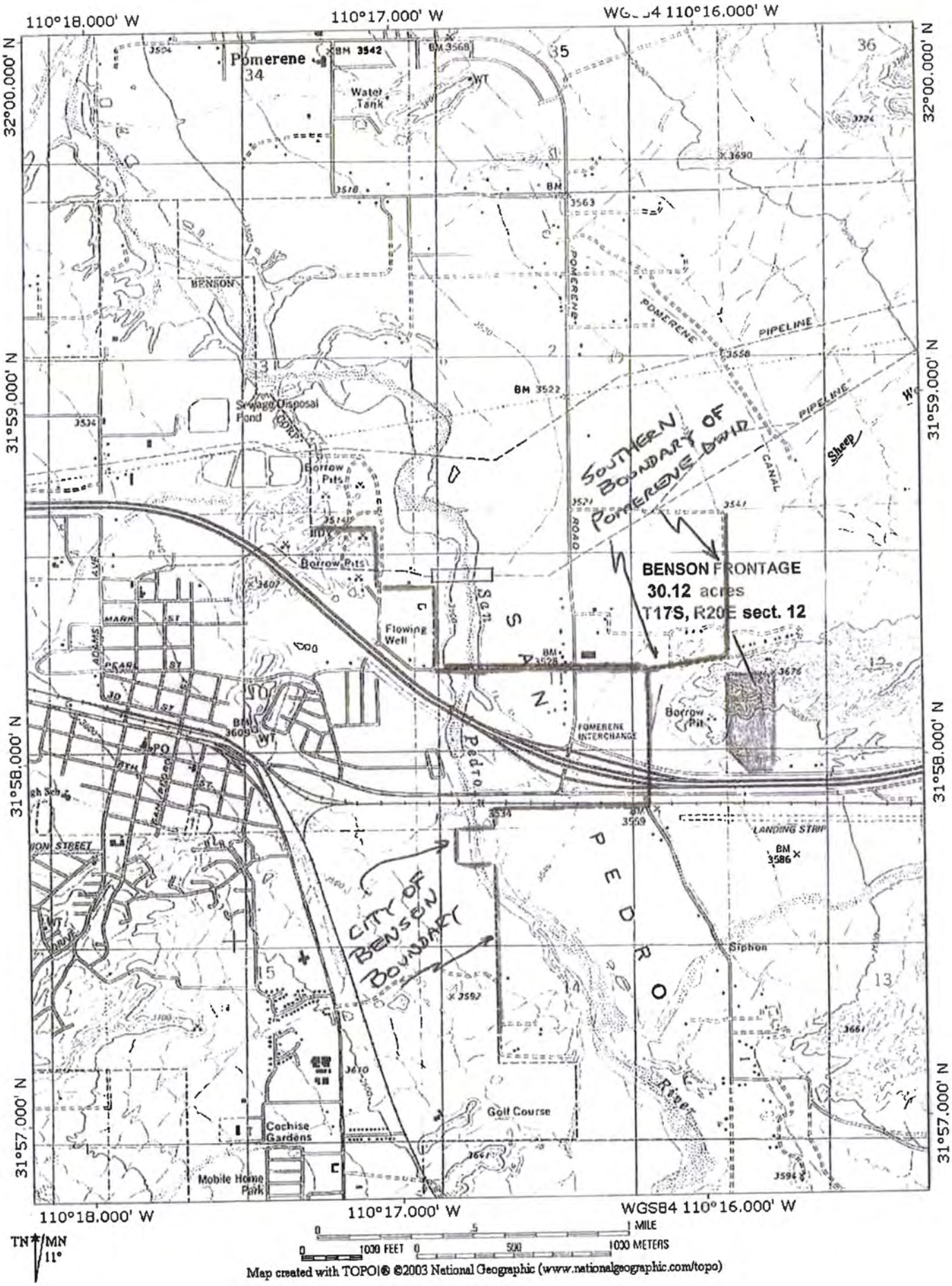

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Moyes Sellers & Hendricks

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1850 N. Central Avenue, Suite1100 • Phoenix, AZ 85004 • fax 602.274.9135

June 10, 2016

VIA ELECTRONIC MAIL

Vicki Vivian, City Clerk
City of Benson
120 W. 6th Street
PO Box 2223
Benson, AZ 85602

Re: Request for Agenda Item

Dear Ms. Vivian:

The purpose of this letter is to request that the City Council of Benson ("Council") consent to the expansion of the San Pedro Domestic Water Improvement District ("District"). The District requests this matter be set for Council consideration as soon as practical.

As you know, the District is a political subdivision of the State of Arizona formed to provide domestic water to landowners. A map of the District's current boundaries is set forth in Attachment 1. Recently, the Kartchner family has requested that certain other noncontiguous lands be included in the District. These areas are commonly referred to as Benson Farm, Los Ranchitos, Benson Frontage, Fenner Estates, and Skov Estates. Maps of these lands proposed for inclusion into the District are set forth in Attachment 2. A.R.S. § 48-902(G) states if the proposed boundaries of a noncontiguous district are located within six miles of an incorporated city or town, then the district needs to seek the consent of that city or town before expanding its boundaries. As shown on the attached maps, the proposed expansion areas are within six miles of the City's boundaries. Therefore, the District is requesting the City's consent to the proposed expansion.

The District is prepared to address any questions or concerns City staff or Council may raise. Please direct any communication to me at your convenience. Further, please let me know as soon as possible when the matter will be set for Council deliberation.

The District appreciates your consideration of this matter. If you have any questions or concerns, feel free to call me.

Respectfully,

Steve Wene

Steve Wene