

RESOLUTION 14-2001

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BENSON, DECLARING CERTAIN PORTIONS OF 9TH STREET AND CHOLLA AVENUE TO BE UNNECESSARY ROADWAYS AND ABANDONING THE SAME.

WHEREAS the Mayor and City Council have received a request from the successor of the original subdivider of Valley View Addition, for the abandonment of a portion of 9th Street which served as a portion of the exterior boundary of the subdivision and a portion of Cholla Avenue which was owned by the subdivider at the time the roadway was acquired for public use; and,

WHEREAS the Mayor and City Council have determined that neither of the roadways requested to be abandoned is necessary for public use as the area platted for 9th Street does not meet the City's minimum street width specifications and there exists an alternative and parallel street to Cholla Avenue, namely Donald Avenue located 400 feet to the west.

BE IT NOW HEREBY RESOLVED that the following described areas previously platted as part of VALLEY VIEW ADDITION, according to Book 3 of Maps, page 109, Cochise County, Arizona be abandoned in accordance with the provisions of A.R.S. 28-7205(1) and the title to said lands shall, upon recording of this resolution, vest in the owner of the abutting Block 6, the adjacent lands at the time the City's interest was acquired. The lands affected by this Resolution are more specifically described as follows:

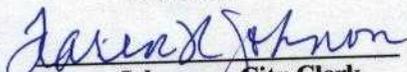
PARCEL I - All of that portion of 9th Street described as beginning at the Northwest corner of Block 6, thence north 25 feet, thence east parallel with the north line of Block 6, a distance of 400 feet to a point located 25 feet north of the Northeast corner of Block 6, thence south 25 feet to the Northeast corner of Block 6, thence west along the north line of Block 6, 400 feet to the point of beginning; and,

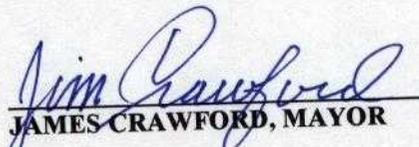
PARCEL II - All of that portion of Cholla Avenue located north of the north line of Union Street being more particularly described as beginning at the Southwest corner of Block 5, thence north along the west line of Block 5 to the Northwest corner thereof and continuing north a distance of 25 feet, thence west parallel with the north line of Union Street a distance of 50 feet, thence south 25 feet to the Northeast corner of Block 6 and thereafter continuing south along the East line of Block 6 to the Southeast corner of Block 6, thence east along the North line of Union Street to the point of beginning;

All of the foregoing being as reflected on the map or plat of VALLEY VIEW ADDITION as shown in Book 3 of Maps, page 109, Records of Cochise County, Arizona.

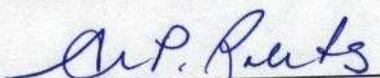
Resolved and adopted this 21 day of May, 2000 by the Mayor and City Council of Benson, Arizona.

ATTEST:


Karen Johnson - City Clerk


JAMES CRAWFORD, MAYOR

Approved as to form:


City Attorney

TO: THE HONORABLE MAYOR AND CITY COUNCIL OF BENSON

FROM: ROY B. SKAGGS AND LINDA SKAGGS

SUBJECT: REQUEST FOR PLATTED STREET ABANDONMENT

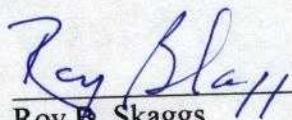
DATE: May 14, 2001

The undersigned respectfully request the Mayor and City Council, after due consideration, determine that the portion of 9th Street adjacent to the north boundary of Block 6, in Valley View Addition, and the portion of Cholla Avenue adjacent to the east boundary of said Block 6 both be resolved to be unnecessary for public use as provided in A.R.S. 28-7202. The specific portions of the two (2) affected streets are shown on the original plat for Valley View subdivision and both were originally owned by our predecessors Mr. Vernon Arnold and R. J. Lopshire and Valley National Bank. It now appears that neither of the described streets as platted will ever be used by the City for street purposes as a portion of 9th Street is currently a concrete and boulder lined drainage way and the portion of Cholla Avenue would be a short dead end street with no room for a cul-de-sac. Additionally, 9th Street is platted as only a 25 foot wide half street which would not meet the City's requirements for even a minor street. A sketch of the area is attached for your convenience.

Current plans call for the construction of an affordable housing complex oriented toward senior citizens on all of Block 6. Individual units will have either one or two bedrooms. All of the units will be one story with the exterior surface being a white, or light color, stucco with tile roofing. I've included a photo print of the builder's recently completed Nogales project which consists of units very similar to those planned for Benson other than yours being all single story. The Benson project will also include a community building for tenant use.

The proposed abandonment, if enacted, will allow the project a useable buffer, which will be maintained as part of the complex's grounds. The abandoned area would allow amenities such as a horseshoe pitching area, a shuffle board court and an outdoor cooking and seating area. The City would be granted a 15 foot utility easement along the north and east portion of the abandoned property.

Respectfully submitted this 14th day of May 2001.



Roy B. Skaggs



Linda Skaggs

BENSON HOSPITAL

SEC 8

DRAINAGEWAY

DRAINAGEWAY

COCHISE GARDENS
APARTMENTS

S.E.A.B.H.S

PROPOSED SENIOR
APARTMENTS

AVE

UNION

NEW SENIOR
CENTER

DONALD

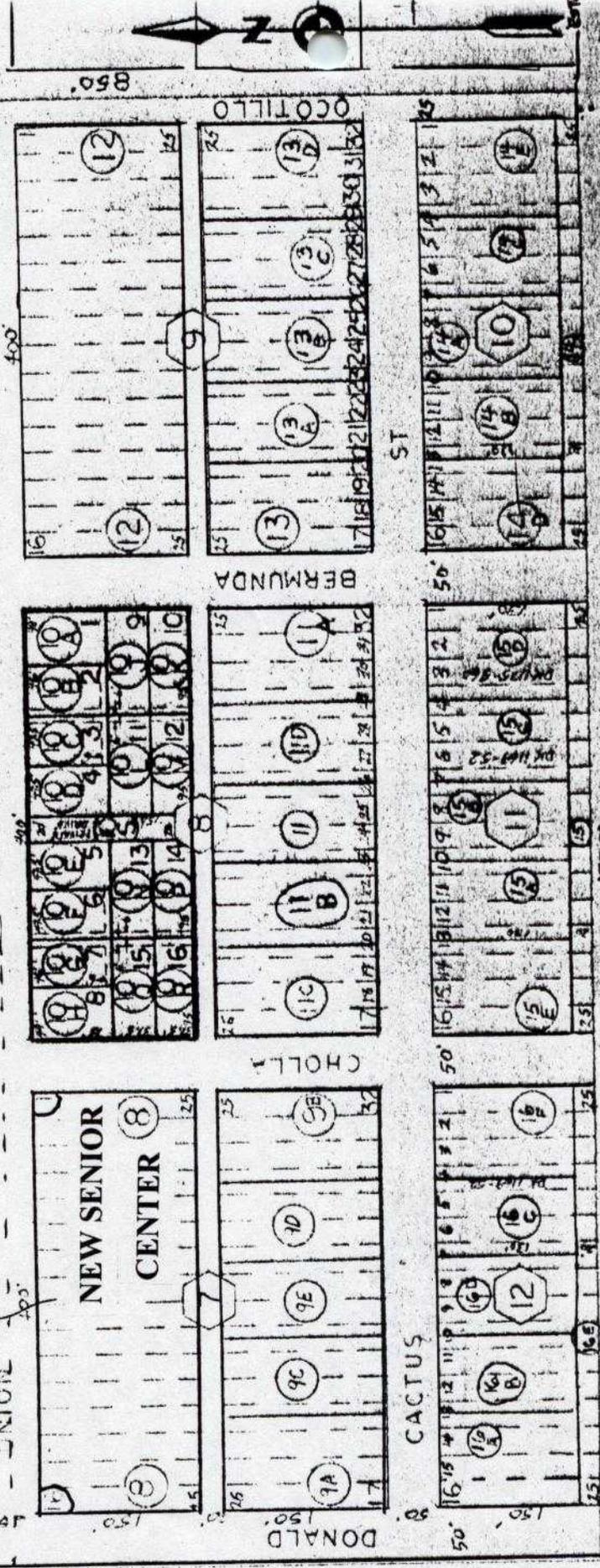
CHOLLY

BERMUNDA

OCOTILLO

CACTUS

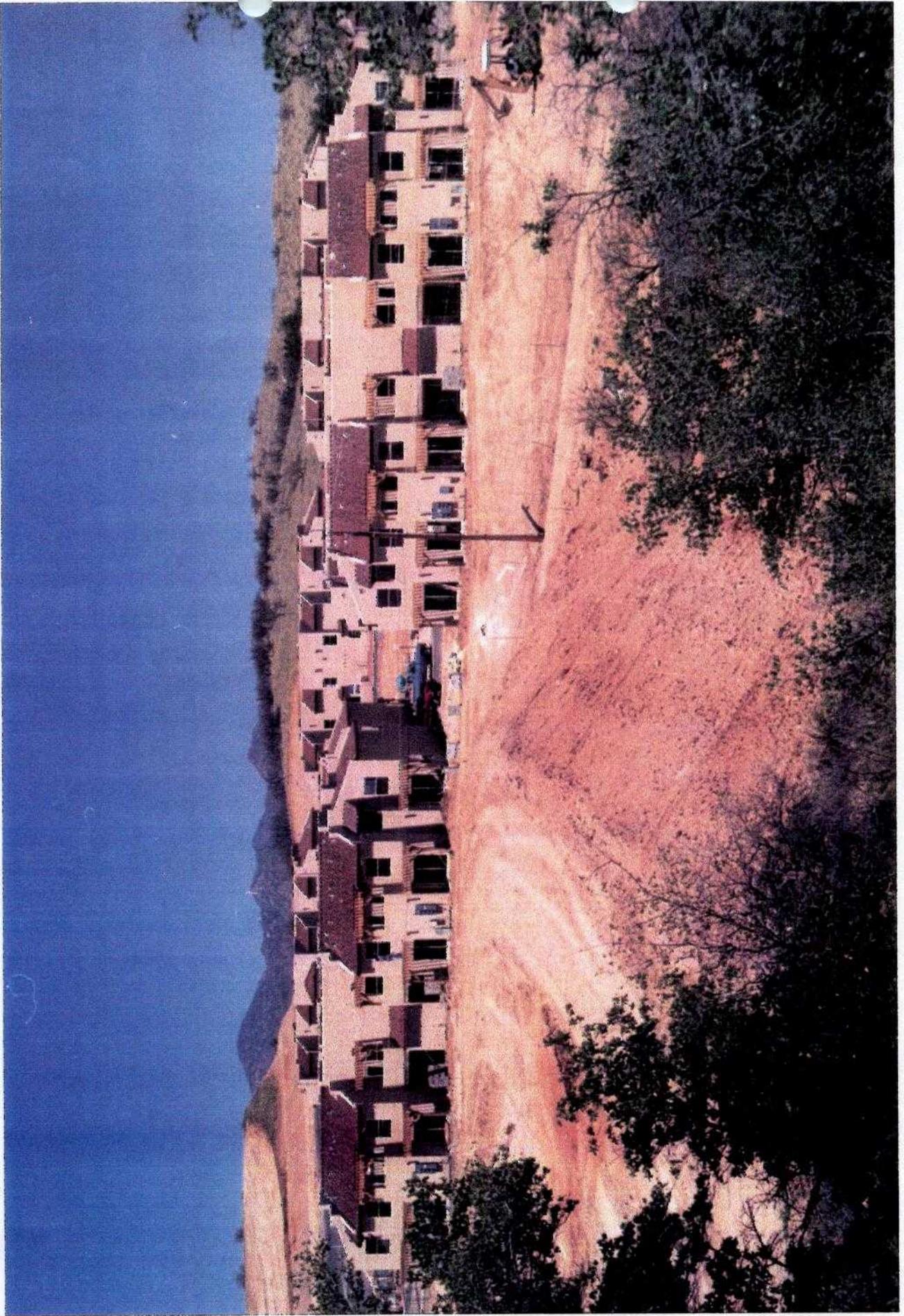
ST



SCALE 1"=150'

VALLEY VIEW ADD

NOTE-RESUBDIVISION OF BLK. 8, LOTS 1-16: BK. 12, PG. 97



NOGALES, ARIZONA PROJECT