

RESOLUTION 11-5

ORDER ESTABLISHING THE SUNSITES COMMUNITY PARK MAINTENANCE DISTRICT

WHEREAS, the organizers of the proposed Sunsites Community Park Maintenance District submitted an Amended Impact Statement and, after a duly noticed public hearing, on March 15, 2011 the Board of Supervisors approved it; and

WHEREAS, pursuant to A.R.S. § 48-261.A.5, the Clerk of the Board of Supervisors determined the minimum number of petition signatures required by A.R.S. § 48-261.A.7 to be 556 property owners and persons owning \$4,281,302.51 of assessed value of the property in the proposed District;

WHEREAS, pursuant to A.R.S. § 48-261.A.5, after the Clerk of the Board of Supervisors makes that determination, the number of signatures shall remain fixed;

WHEREAS, pursuant to A.R.S. § 48-261 et. seq. and § 48-1201 et. seq. the organizers of the proposed District circulated petitions and, on Monday, October 31, 2011, presented the Board with signed petitions;

WHEREAS, pursuant to A.R.S. § 48-266.I, the Board of Supervisors submitted copies of the petitions to the Cochise County Assessor for verification;

WHEREAS, the Assessor reported to the Board that the number of signatures of property owners totals 569 and the assessed value of the property owned by persons signing petitions totals \$4,320,259;

WHEREAS, the Board finds that the petitions are valid and meet the requirements of A.R.S. § 48-261 et. seq. to form the District;

WHEREAS, on November 15, 2011, the Board conducted a public hearing on formation of the District;

WHEREAS, after duly considering comments made by the organizers and members of the

public, documents and other information, the Board finds that the proposed maintenance and operating program for community parks within the district is necessary and that the public health, comfort, convenience, necessity or welfare will be promoted by establishment of the district;

NOW THEREFORE, IT IS HEREBY RESOLVED, that we, the Board of Supervisors, hereby establish the Sunsites Community Park Maintenance District, effective thirty (30)days after the date of this Resolution and Order;

IT IS FURTHER RESOLVED, that the boundaries of the Sunsites Community Park Maintenance District shall be as set forth on Exhibit A attached hereto, which are the boundaries as set forth in the approved Amended Impact Statement;

IT IS FURTHER RESOLVED, that pursuant to A.R.S. § 48-261.G, the Organizing Board of Directors of the Sunsites Community Park Maintenance District are Lynn Christensen, Jyme Stoner, Linda Gorton, Gary Brauchla, and Tim Heine, as set forth in the approved Amended Impact Statement; said Organizing Board of Directors shall have administer the affairs of the District until a duly constituted board of directors is elected as required by law; and said Organizing Board of Directors shall have all the powers, duties and responsibilities of an elected board.

IT IS FINALLY RESOLVED that this Resolution and Order shall be entered in the minutes of the meeting, not later than ten (10) days from the day of the hearing, and a copy of the order shall be filed in the county recorder's office.

PASSED AND ADOPTED by the Board of Supervisors of Cochise County, Arizona, this ____ day of _____, 2011.

Patrick Call, Chairman
Cochise County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

Katie A. Howard,
Clerk of the Board

Britt Hanson,
Chief Civil Deputy County Attorney