

**RESOLUTION 13-\_\_**

**ESTABLISHING AN IMPROVEMENT DISTRICT TO BE KNOWN AS  
THE SAN PEDRO DOMESTIC WATER IMPROVEMENT DISTRICT  
AND SETTING FORTH THE BOUNDARIES THEREOF**

**WHEREAS**, A.R.S § 48-902 authorizes the Cochise County Board of Supervisors to establish county improvement districts; and

**WHEREAS**, A.R.S. § 48-909(A)(6) authorizes an improvement district to acquire, construct, reconstruct or repair domestic water works; and

**WHEREAS**, A.R.S. § 48-905 requires that, prior to the establishment of such improvement district the Cochise County Board of Supervisors shall conduct a public hearing, noticed in the manner required by law, at which time any interested property owner may be heard on any matter relating to the establishment of the proposed district; and

**WHEREAS**, a petition of the owners of one hundred percent of the real property owners within the boundaries of the proposed improvement district to be known as the San Pedro Domestic Water Improvement District was filed with the Clerk of the Board on September 30, 2013; and

**WHEREAS**, pursuant to A.R.S. § 48-905(C), if the petition is signed by the owners of all the real property in the proposed district and if the petitioners provide a copy of record search that shows the names of the owners of all the property in the proposed district, the Board of Supervisors may summarily order the formation of the district and a hearing is not required,

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Cochise County, Arizona, that:

1. That it is the findings of the Cochise County Board of Supervisors that the petition is signed by the requisite number of owners of real property and that the public convenience, necessity and welfare will be promoted by the establishment of an improvement district to be known as the San Pedro Water Improvement District.
2. The boundaries of this district and the lands to be included therein are as described in the attached Exhibit "A."

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**Re: Establishing An Improvement District To Be Known As The San Pedro Domestic Water Improvement District And Setting Forth The Boundaries Thereof**

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3. That it is the finding of the Cochise County Board of Supervisors that all properties within the area shown in Exhibit "A" will be benefited by the establishment of the proposed District.
4. That said District shall be a body corporate with the powers of a municipal corporation for the purpose for which it is organized.
5. That the establishment of said district shall be effective upon execution of this Resolution by the Chairman of the Board of Supervisors.
6. That the District shall be governed by a three member elected Board of Directors. That until such time as their successors are elected, the initial Board shall consist of the following members:
  - a) Dr. Mark Kartchner
  - b) Marion Kartchner
  - c) Kevin Keith Kartchner
7. That these first directors shall meet and divide themselves into two classes, as specified in A.R.S. § 48-1012(B), for the purpose of establishing their respective terms. All regular elections shall be held on the first Tuesday of November of each even numbered year beginning in 2014.

**PASSED AND ADOPTED this \_\_\_\_\_ day of October, 2013.**

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Ann English, Chair  
Cochise County Board of Supervisors

**ATTEST:**

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Arlethe G. Rios,  
Clerk of the Board

**APPROVED AS TO FORM:**

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Britt W. Hanson,  
Chief Civil Deputy County Attorney