

RESOLUTION NO. (R)15-64

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF ORO VALLEY, ARIZONA, ACCEPTING AN EASEMENT GRANTED BY THE RANCHO DEL COBRE COMMUNITY ASSOCIATION TO THE TOWN OF ORO VALLEY FOR THE PURPOSE OF PUBLIC NON-MOTORIZED ACCESS THROUGH RANCHO DEL COBRE COMMON AREA ‘E’”

WHEREAS, the Rancho Del Cobre Community Association desires to grant the Town a non-exclusive easement over, under and across Common Area “E” of Rancho Del Cobre Subdivision which grantor form and legal description of said Easement is attached hereto as Exhibit “A” and the Easement location maps are attached hereto as Exhibit “B”; and

WHEREAS, the easement is necessary to provide continuity for the multi-use path that was constructed along the north side of Glover Road as part of the Rancho Del Cobre Development; and

WHEREAS, accepting an Easement to the property allows the public to legally access their property and to allow for non-motorized transportation with motorized emergency, law enforcement, and service vehicles, and for construction, operation, use, maintenance, repair, medication and replacement of the multi-use path as it passes through private property; and

WHEREAS, the Town will be responsible for maintenance of the path upon acceptance of the constructed improvements; and

WHEREAS, it is in the best interest of the Town to accept an Easement, attached hereto as Exhibit “A”, to of Rancho Del Cobre Community Association to allow legal access to Common Area E, as described by Exhibit “A” for the purpose of recreational, non-motorized pedestrian and equestrian usage.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Oro Valley that an Easement, attached hereto as Exhibit “A”, between the Town of Oro Valley and of Rancho Del Cobre Community Association is hereby granted.

PASSED AND ADOPTED by the Mayor and Council of the Town of Oro Valley, Arizona this 7th day of October, 2015.

TOWN OF ORO VALLEY

Dr. Satish I. Hiremath, Mayor

ATTEST:

APPROVED AS TO FORM:

Julie K. Bower, Town Clerk

Tobin Sidles, Legal Services Director

Date: _____

Date: _____

EXHIBIT “A”

EXHIBIT “B”