

**RESOLUTION NO. 22-43**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, APPROVING AND ADOPTING A PRE-ANNEXATION DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MARICOPA AND HAM SUNSET, L.L.C., IN COMPLIANCE WITH A.R.S. §9-500.05 AND PURSUANT TO THE TERMS OF SENATE BILL 1594, FIFTY-FIFTH LEGISLATURE, SECOND REGULAR SESSION (TO BE CODIFIED AS A.R.S. §9-471(T)).**

**WHEREAS**, pursuant to A.R.S. §9-500.05 and the terms of Senate Bill 1594, Fifty-Fifth Legislature, Second Regular Session (to be codified as A.R.S. §9-471(T)), Ham Sunset, LLC (“Owner”) requested that the City of Maricopa enter into a Pre-Annexation Development Agreement in a form which is attached to this Resolution and by this reference made a part hereof; and

**WHEREAS**, the City of Maricopa believes that it is in the best interest of the City to enter into this Pre-Annexation Development Agreement in order to facilitate the annexation of the property subject to the Agreement.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Maricopa, Arizona, as follows:

**Section 1.** The City of Maricopa by the requisite vote of its City Council hereby approves and adopts, and authorizes and instructs its Mayor on behalf of the City of Maricopa to enter into the Pre-Annexation Development Agreement with Ham Sunset, LLC in the form attached to and made a part of this Resolution.

**Section 2.** Pursuant to A.R.S. §9-500.05(G), the provisions of this Resolution are not enacted as an emergency measure and shall not be effective for thirty (30) days.

**PASSED AND ADOPTED** by the Mayor and City Council of the City of Maricopa, Arizona this 6<sup>th</sup> day of September, 2022.

APPROVED:

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Nancy Smith  
Mayor

ATTEST:

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Vanessa Bueras, MMC  
City Clerk

APPROVED AS TO FORM:

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Denis Fitzgibbons  
City Attorney