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When recorded, return to:

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Paradise Valley Town Attorney  
6401 East Lincoln Drive  
Paradise Valley, Arizona 85253

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RESOLUTN (SO)

RESOLUTION NUMBER 577

A RESOLUTION OF THE TOWN OF PARADISE VALLEY, ARIZONA, ESTABLISHING A GENERAL POLICY THAT THE TOWN MAY PAY UP TO 100% OF CERTAIN ELECTRIC AND TELEPHONE UNDERGROUNDING IMPROVEMENT PROJECTS AND UP TO 25% OF THE COSTS OF CERTAIN OTHER TYPES OF IMPROVEMENTS FOR RESIDENTIAL AREAS.

WHEREAS, the Paradise Valley Town Council wishes to continue to encourage and facilitate the maintenance and improvement of the Town's existing streets, the extension of the Town owned sewer line to serve existing residences which are not already served by a sewer line, the placing of existing overhead utility lines and wires underground in residentially developed areas, and flood control projects; and

WHEREAS, the Paradise Valley Town Council finds that these objectives will benefit the public health, safety, welfare and aesthetics of the Town of Paradise Valley; and

WHEREAS, A.R.S. 48-583 authorizes the Town to pay all or part of the costs of improvement districts; and

WHEREAS, the Paradise Valley Town Council wishes to establish a broad, flexible general policy of paying a portion of the costs of certain improvements; and

WHEREAS, the franchise with Arizona Public Service Company approved by the electorate of the Town of Paradise Valley on January 19, 1988 included an agreement for the Town and Arizona Public Service to share costs of undergrounding of overhead lines;

RECORDED IN OFFICIAL RECORDS OF MARICOPA COUNTY, ARIZONA		
AUG 22 '88 -4 30 J		
KEITH POLETIS, County Recorder		
FEE	700	PGS 4 1/2

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2 NOW THEREFORE, BE IT RESOLVED THAT:  
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4 1. The Town of Paradise Valley establishes a general and flexible policy  
5 whereby the Town may pay a percentage of the total cost of the improvement,  
6 provided that the improvement will serve an existing residential area. The  
7 types of improvements and ratio of contributions which are within the  
8 scope and intent of this resolution are:

- 9 (a) street improvements at twenty five percent. (25%)  
10 (b) extending the existing Town of Paradise Valley sewer line, which  
11 is the sewer line specified in Section 2 of Town of Paradise  
12 Valley Ordinance #112 (adopted January 8, 1976) or an extension  
13 thereof, to serve additional residences at twenty five  
14 percent. (25%)  
15 (c) fire hydrants at fifty percent. (50%)  
16 (d) flood control projects at twenty five percent. (25%)  
17 (e) In the Salt River Project Electric Service Area, the Town  
18 may pay two thirds (66.7%) of the cost of undergrounding  
19 utility lines not paid by Salt River Project.  
20 (f) In the Arizona Public Service Electric Service area, the Town may  
21 pay all of the cost of undergrounding utility  
22 lines located in the public right-of-way. In public  
23 utility easements along side or rear lot lines, or along  
24 private roads, the Town may pay two thirds (66.7%) of the cost.

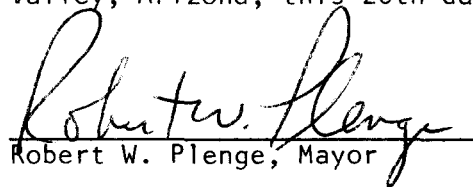
25 2. This policy shall not apply to new subdivisions or lot splits (as such  
26 terms are defined in A.R.S. Title 9, Chapter 4, Article 6.2).  
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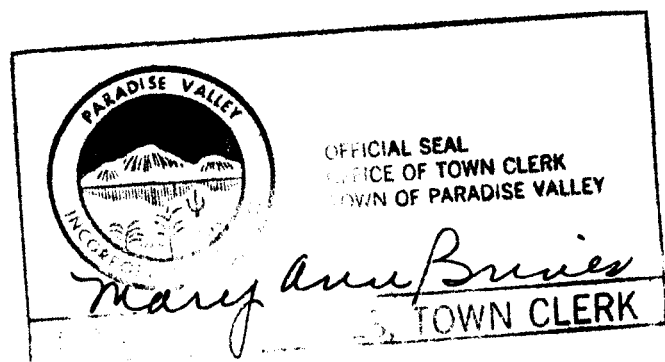
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3 3. This policy establishes a flexible guideline only, and the Paradise  
4 Valley Town Council may pay more or less or none of the costs of a proposed  
5 improvement which is within the scope of this policy, depending on the  
6 amount of money available for such cost-shared improvements and specifically  
7 designated for this purpose in the current operating budget of the Town  
8 of Paradise Valley at the time the proposed improvement is considered by  
9 the Paradise Valley Town Council; the probable impact of the proposed im-  
10 provement on the public health, safety, welfare, and aesthetics of the Town  
11 of Paradise Valley; and the extent of the proposed improvement.

12 4. This policy is subject to amendment or change from time-to-time by  
13 Resolution of the Paradise Valley Town Council, and shall not be construed  
14 as an irrevocable commitment of Town funds.

15 5. This expression of policy supersedes the policy expressed in Resolu-  
16 tion Number 262. It also supersedes any other expression of policy relating  
17 to contribution, whether formally or informally communicated.

18 PASSED AND ADOPTED by the Mayor and Council of the Town of Paradise  
19 Valley, Arizona, this 28th day of July, 1988.

20   
21 Robert W. Plenge, Mayor

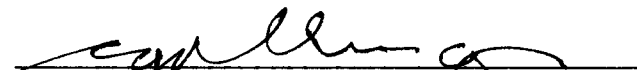


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ATTEST:

  
Mary Ann Brines, Town Clerk

APPROVED AS TO FORM:

  
Charles A. Ollinger, Town Attorney

RES577,ORS