ORDINANCE NO. 868

AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF PAYSON, ARIZONA, AMENDING ORDINANCE 466, THE ZONING MAP, AND THE ZONING CODE FOR THE TOWN OF PAYSON BY REZONING CERTAIN REAL PROPERTY GENERALLY LOCATED AT 1009 EAST HIGHWAY 260, AS MORE PARTICULARLY DESCRIBED ON EXHIBIT A, FROM R1-175 (SINGLE FAMILY RESIDENTIAL) AND OS (OPEN SPACE) TO EF (EDUCATIONAL FACILITIES).

WHEREAS, the Town of Payson from time to time amends its Official Zoning Map and Official Zoning Code for the purpose of accommodating zone changes; and

WHEREAS, Application P15-004 to amend the Official Zoning Map and Official Zoning Code has been made by Town staff to the Planning and Zoning Commission and the Town Council; and

WHEREAS, the Planning and Zoning Commission held a Public Hearing on May 4, 2015, considered the Application, and made recommendation on the Application to the Town Council; and

WHEREAS, the Town Council held a public hearing on May 21, 2015, in regard to the Application and has considered the issues relating thereto,

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE MAYOR AND TOWN COUNCIL OF PAYSON, ARIZONA, AS FOLLOWS:

Section 1. Ordinance No. 466 of the Town of Payson, the Official Zoning Map and Payson's Zoning Code are amended to establish a zoning district of EF that real property generally located at 1009 East Highway 260, more particularly described on Exhibit A attached hereto (the "Property").

Section 2. The requested rezoning and the use and density of the Property as proposed by Application P15-004 are consistent with the Town of Payson General Plan, as required by A.R.S. § 9-462.01(F).

Section 3. This change in zoning is specifically made contingent upon and conditional upon each of the following:

A. Each of the individual uses upon the Property shall be subject to the zoning district standards most closely representative of each individual use.

B. Roadway improvements within, serving, or adjacent to the Property that are constructed or improved to service development upon the Property shall be designed to include bike lanes and pedestrian trails in conformance with adopted Town of Payson planning documents.

First Public Hearing MAY 21 2015 D. 4
Second Public Hearing JUN 04 2015 D. 2

Section 4. Pursuant to A.R.S. § 19-142 and Town Code § 30.54, this Ordinance, if not otherwise void pursuant to Section 4 above, shall not become operative until 30 days after its passage.

PASSED AND ADOPTED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON this _____ day of June, 2015, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

_____
Kenny J. Evans, Mayor

ATTEST:

_____
Silvia Smith, Town Clerk

APPROVED AS TO FORM:

_____
Hector M. Figueroa, Town Attorney

EXHIBIT A

to Ordinance No. 868

LEGAL DESCRIPTION
OF
UNITED STATES FOREST SERVICE PROPERTY
TO BE ZONED
EDUCATIONAL FACILITIES

A parcel of property located in Section 2, T10N, R10E, Gila and Salt River Meridian, Gila County, Arizona, more particularly described as follows:

GLO Lots 6, 8, 10 & 12 within said Section 2,

Together with;

The SW¼ of the NE¼ of said Section 2;

And the SE¼ of the NW¼ of said Section 2;

And the NW¼ of the SE¼ of said Section 2;

And the N½ of the SW¼ of said Section 2.

The above described area containing approximately 300 acres, more or less.