

## **RESOLUTION NO. 1823**

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, A MUNICIPAL CORPORATION OF ARIZONA, APPROVING AND ADOPTING A FINAL DEVELOPMENT PLAN (FDP12-005) FOR AN INDUSTRIAL DEVELOPMENT OF APPROXIMATELY 1 ACRE LOCATED WITHIN THE ANTELOPE MEADOWS BUSINESS PARK AND HAVING A ZONING CLASSIFICATION OF M1-PAD (INDUSTRIAL; GENERAL LIMITED - PLANNED AREA DEVELOPMENT) TO CONSTRUCT AN APPROXIMATELY 7,200 SQUARE FOOT BUILDING FOR THE PURPOSES OF HOUSING A VENTERINARY CLINIC AND BOARDING FACILITY, AND PROVIDING FINDINGS OF FACT IN SUPPORT OF SUCH APPROVAL PER TOWN CODE SUBSECTION 13-19-060(K); PROVIDING CONDITIONS FOR SUCH APPROVAL PER SUBSECTION 13-19-060(L); AND PROVIDING THAT THIS RESOLUTION SHALL BE EFFECTIVE AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

WHEREAS, the subject parcel represents one (1) acre of real property located in Section 2, 13N R1E, G&SRB&M; and was a portion of a larger annexation to The Town of Prescott Valley made effective upon adoption of Ordinance 585 on April 29, 2004; and

WHEREAS, said property had a zoning classification of M1-PAD (Industrial; General Limited Planned Area Development) upon annexation to the Town, and;

WHEREAS, on December 7, 2012 a Final Development Plan was submitted for an area of approximately one (1) acre within the Antelope Meadows Business Park Planned Area Development for a 7,295 square foot building to house a veterinarian hospital; and

WHEREAS, the Town Council finds that this Final Development Plan for Kachina Animal Hospital meets or will meet the requirements for commercial Planned Area Developments (PAD's) under the Town Code [particularly the requirements under Town Code §§13—19-060(K) (L) and (M), 14-020-050(F), and 14-04-080] upon compliance with certain conditions set forth herein;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Town of Prescott Valley, Arizona, as follows:

1. That that certain Final Development Plan (Final Plat) for the proposed Kachina Animal Hospital submitted on December 7, 2012 by Michael Taylor of Michael Taylor Architects, agent for Kachina Animal Hospital (said Plan being attached hereto and made a part hereof), is hereby approved and adopted as conditioned hereinafter.

2. That said approval is based upon the following findings and conclusion of the Town Council:

- (A) This commercial development is consistent with the purpose and intent of the adopted General Plan and Zoning Code of the Town in promoting the health, safety, morals and general welfare of the public;
- (B) This commercial development appears to be designed to produce an environment of stable and desirable character and the property adjacent to this proposed development will not be adversely affected thereby, particularly with regard to property values;
- (C) Every structure does have adequate access to public streets; and
- (D) The average density, excluding open areas occupied by streets, is the density required by the underlying zoning district regulations otherwise applicable to the site.

3. That, pursuant to Town Code §§13-19-060(L), this approval is conditioned upon the following:

- (A) All plans shall comply with all applicable Town Code requirements.
- (B) Phantom parking for future expansion is indicated on plan. Any subsequent use that is not a Veterinary Clinic with boarding facility will require an amended parking plan.

4. That the Town Clerk is hereby directed to (a) transcribe a certificate of approval upon this Final Development Plan (Final Plat) pursuant to Town Code §14-02-050(F) (2), (b) ensure that all other required certifications are on said Plan (Plat), and (c) file the same as an official Plan of the Town in the offices of the Town Clerk and Community Development Director [See Town Code §13-19-060(O)].

5. That the Mayor (or in his absence the Vice-Mayor) is hereby authorized to sign any and all agreements and other documents necessary to ensure that the developers provide all needed financial and other assurances as to construction of required improvements.

6. That this Resolution shall be effective after its passage and approval according to law.

RESOLVED by the Mayor and Common Council of the Town of Prescott Valley, Arizona, this 10th day of January, 2013.

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Harvey Skoog, Mayor

ATTEST:

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Diane Russell, Town Clerk

APPROVED AS TO FORM:

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Ivan Legler, Town Attorney