

## RESOLUTION NO. 1930

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, A MUNICIPAL CORPORATION OF ARIZONA, ADOPTING A MINOR AMENDMENT TO THE TOWN'S *GENERAL PLAN 2025* (GPA15-002) PURSUANT TO ARS §9-461.06; AMENDING THE TOWN CENTER PLAN (EXHIBIT LU-4) IN CHAPTER 4 "LAND USE ELEMENT" OF THE GENERAL PLAN TO CHANGE THE DESIGNATION OF AN APPROXIMATELY NINE (9) ACRE PARCEL FROM "MIXED USE LOW INTENSITY" TO "RESIDENTIAL"; AND PROVIDING THAT THIS RESOLUTION SHALL BE EFFECTIVE AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

WHEREAS, the Prescott Valley Town Council first adopted a "Comprehensive Plan" for the Town by Resolution No. 69 on September 25, 1980; and

WHEREAS, the Council adopted a new "Prescott Valley General Plan and Implementation Guide" by Resolution No. 529 on January 27, 1994; and

WHEREAS, through adoption of the "Growing Smarter Act" (1998 Ariz. Sess. Laws, Chap. 204, §21) as amended by 1999 Ariz. Sess. Laws, Chap. 222, §2, the Arizona Legislature required the Town to amend its General Plan in accordance with the Act (as amended by "Growing Smarter Plus", 2000 Ariz. Sess. Laws Chap. 1) by December 31, 2002; and

WHEREAS, after an extensive public process, a draft "Prescott Valley *General Plan 2020*" was considered by the Prescott Valley Planning and Zoning Commission at public hearings held December 10, 2001 and December 11, 2001, resulting in a vote by the Commission to recommend adoption of the same by the Town Council; and

WHEREAS, the Town Council considered the "Prescott Valley *General Plan 2020*" at a public hearing held January 17, 2002, and adopted the same by Resolution No. 1066 [subject to ratification by the voters per ARS §9-461.06(L)]; and

WHEREAS, on March 12, 2002, the Prescott Valley *General Plan 2020* was ratified by the voters; and

WHEREAS, in 2010 the Arizona Legislature approved HB 2145 amending Section 11-804 of Arizona Revised Statutes allowing cities and towns to not readopt an existing general plan or adopt a new general plan until July 1, 2015; and

WHEREAS, on January 20, 2011 the Town Council approved timelines for updating Prescott Valley's *General Plan 2020* and presenting it for formal approval by Town residents in March of 2013 as part of the scheduled General election; and

WHEREAS, after an extensive public process, a draft "Prescott Valley *General Plan 2025*" was considered in public hearings before the Planning and Zoning Commission on July 9,

2012 at two separate times and locations, and was unanimously approved by the Commission that same day; and

WHEREAS, the Town Council considered the "*Prescott Valley General Plan 2025*" at a public hearing on August 9, 2012 and adopted the same by Resolution No. 1802 [subject to ratification] by the voters per ARS §9-461.06(L); and

WHEREAS, on March 12, 2013, the Prescott Valley *General Plan 2025* was ratified by the voters; and

WHEREAS, in July of 2015 the Fain Signature Group requested an amendment to General Plan 2025 (GPA15-002) changing the land use designation of an approximate nine (9) acre parcel in the downtown area known as the Entertainment District from Town Center "Mixed Use Low Intensity" to "Residential"; and

WHEREAS, the criteria for determining whether a proposed amendment to the *General Plan 2025* is a major or minor amendment is set forth in Sections 11.2.1 and 11.2.2 of the *General Plan 2025*, in accordance with ARS §9-461.06; and

WHEREAS, the Community Development Director has made the determination that this requested amendment is a minor amendment in accordance with Section 11.2.1; and

WHEREAS, the Planning and Zoning Commission held a public hearing on said application (GPA15-002) at its regular meeting on August 10, 2015 and voted to forward the same to the Town Council with a recommendation of approval; and

WHEREAS, the Council has subsequently held a public hearing on the application at its regular meeting on September 10, 2015; and

WHEREAS, the Town Council finds that this minor General Plan Amendment will result in an acceptable means of mitigating impacts through a subsequent re-zoning action, so as not to adversely impact the community as a whole or a portion of the community, and the Amendment is otherwise consistent with the Vision, Guiding Principles, Goals and Policies of the *General Plan 2025*;

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

1. That the Prescott Valley *General Plan 2025* be hereby amended as follows:

The Town Center Plan (Exhibit LU-4) in Chapter 4 "LAND USE ELEMENT" shall be amended to change the designation of an approximate nine (9) acre parcel in the downtown area known as the Entertainment District from Town Center "Mixed Use Low Intensity" to Town Center "Residential" as shown in "Exhibit A" attached hereto and expressly made a part hereof.

2. 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 10<sup>th</sup> day of September, 2015.

---

HARVEY C. SKOOG, Mayor

ATTEST:

---

Diane Russell, Town Clerk

APPROVED AS TO FORM:

---

Ivan Legler, Town Attorney

**Exhibit "A"**

