

Repl # 6

MAY 12 2011



MEMORANDUM **Transportation & Development – CC Memo No. 11-041b**

DATE: MAY 10, 2011

TO: MAYOR AND CITY COUNCIL

THRU: RICH DLUGAS, ACTING CITY MANAGER *RD*
 PATRICK MCDERMOTT, ASSISTANT CITY MANAGER
 R.J. ZEDER, TRANSPORTATION & DEVELOPMENT DIRECTOR
 JEFF KURTZ, PLANNING ADMINISTRATOR
 KEVIN MAYO, PLANNING MANAGER *KM*

FROM: BILL DERMODY, SENIOR CITY PLANNER *BD*

SUBJECT: FINAL ADOPTION OF ORDINANCE NO. 4299 (DVR11-0002 SITE 8
 PARKING)

An error was discovered in the legal description attached to Ordinance No. 4299, which was introduced and tentatively adopted by City Council on April 28, 2011 and scheduled for final adoption on May 12. The legal description described a different area than intended. Therefore, the final adoption of the ordinance must be continued to a later date for further action. A re-introduction of ordinance will follow according to appropriate legal procedure.

RECOMMENDATION

Staff recommends continuing the final adoption of Ordinance No. 4299 to the May 26, 2011 City Council meeting.

PROPOSED MOTION

Move to continue the final adoption of Ordinance No. 4299 to the May 26, 2011 City Council meeting as recommended by Staff.

#6

MAY 12 2011

ORDINANCE NO. 4299

AN ORDINANCE OF THE CITY OF CHANDLER, ARIZONA, AMENDING THE ZONING CODE AND MAP ATTACHED THERETO, BY REZONING THE PARCELS WITHIN "SITE 8" FROM COMMUNITY COMMERCIAL DISTRICT (C-2) TO C-2 WITH A PLANNED AREA DEVELOPMENT OVERLAY (C-2/PAD) (DVR11-0002 SITE 8 PARKING) LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY OF CHANDLER, ARIZONA.

WHEREAS, application for rezoning involving certain property within the corporate limits of Chandler, Arizona, has been filed in accordance with Article XXVI of the Chandler Zoning Code; and

WHEREAS, the application has been published in a local newspaper with general circulation in the City of Chandler, giving fifteen (15) days notice of time, place and date of public hearing; and

WHEREAS, a public hearing was held by the Planning and Zoning Commission as required by the Zoning Code

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

SECTION I. Legal Description of Property:

See Attachment 'A'.

Said parcel is hereby rezoned from Community Commercial District (C-2) to C-2 with a Planned Area Development overlay (C-2/PAD), subject to the following condition:

1. The PAD overlay shall adopt Paragraph F of City Code Chapter 35, Section 3204 (City Center District Site Development Standards) as the parking regulations for Site 8.

SECTION II. Except where provided, nothing contained herein shall be construed to be an abridgment of any other ordinance of the City of Chandler.

SECTION III. The Planning & Development Department of the City of Chandler is hereby directed to enter such changes and amendments as may be necessary upon the Zoning Map of said Zoning Code in compliance with this ordinance.

Attachment 'A'

LEGAL DESCRIPTION
FOR SITE 8

That portion of the Northeast quarter of Section 33, Township 1 South, Range 5 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, described as follows:

The East 410.00 feet of the South 621.27 feet of said Section 33.

Contains an area of 254,720.70 Square Feet or 5.84 Acres, more or less.