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SEP 10 2009

**ORDINANCE NO. 4179**

AN ORDINANCE OF THE CITY OF CHANDLER, ARIZONA, AMENDING THE ZONING CODE AND MAP ATTACHED THERETO, BY REZONING A PARCEL FROM PAD TO PAD AMENDED (DVR09-0008 PALOMA KYRENE BUSINESS COMMUNITY) 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 notice of such hearing was posted on the property at least seven (7) days prior to said 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 PAD to PAD amended, subject to the following conditions:

1. Compliance with original conditions adopted by the City Council as Ordinance No. 3729 in case DVR05-0002, except as modified by condition herein.
2. Development shall be in substantial conformance with the exhibits submitted (narrative, letter, site plan) kept on file in the City of Chandler Planning Services Division, in File No. DVR09-0008 Paloma Kyrene Business Community, except as modified by condition herein.
3. Instructional sports and athletic training facilities are defined as facilities that focus on the instruction, training, and related activities of a particular sport or field of sports. Examples



**CERTIFICATION**

I, HEREBY CERTIFY, that the above and foregoing Ordinance No. 4179 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2009, and that a quorum was present thereat.

\_\_\_\_\_  
CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY *GAB*

PUBLISHED:

**PALOMA KYRENE BUSINESS COMMUNITY  
PROPERTY OWNER LIST**

DOVE HOLDINGS LLC  
281 N ROOSEVELT AVE NO 3  
CHANDLER, AZ 85226 USA

UNITS: 1, 3, 4, 5, 9, 10, 12, 13

BDC PALOMINO INVESTMENTS LLC  
PO BOX 10392  
PHOENIX, AZ 85064 USA

UNITS: 6, 7, 8

ARIZONA ENTERPRISES LLC  
6209 GHEES MILL RD  
JEFFERSONVILLE, IN 47130 USA

UNIT: 14

OC BRIANITA LLC  
11608 S TONALEA DR  
PHOENIX, AZ 85044 USA

UNIT: 11

411 MCKEMY LLC  
116 N ROOSEVELT ST 124  
CHANDLER, AZ 85226 USA

UNIT: 2

VKAS 7.24.09 JMM

**DOVE HOLDINGS, LLC  
LEGAL DESCRIPTION**

Building M, Units 1, 3, 4, 5, 9, 10, 12 and 13, PALOMA KYRENE BUSINESS COMMUNITY, according to the Condominium Declaration recorded as Document No. 2007-0877436 and re-recorded as Document No. 2007-0919465 and as shown on the Plat recorded in Book 938 of Maps, page 50, Instrument No. 2007-0872078, records of Maricopa County, Arizona;

TOGETHER WITH an undivided percentage interest in the Common Elements as set forth in said Declaration and as shown on the Plat.

*via 7.24.09 AMN*

**BDC PALOMINO INVESTMENTS, LLC  
LEGAL DESCRIPTION**

Building M, Units 6, 7 and 8, PALOMA KYRENE BUSINESS COMMUNITY, according to the Condominium Declaration recorded as Document No. 2007-0877436 and re-recorded as Document No. 2007-0919465 and as shown on the Plat recorded in Book 938 of Maps, page 50, Instrument No. 2007-0872078, and Affidavit of Correction recorded in Instrument No. 2007-1265235 and re-recorded in Instrument No. 2008-0152383, records of Maricopa County, Arizona and Affidavit of Correct;

TOGETHER WITH an undivided percentage interest in the Common Elements as set forth in said Declaration and as shown on the Plat.

WLD 7-24-09 JLN

**411 MCKEMY, LLC  
LEGAL DESCRIPTION**

Building M, Unit 2, PALOMA KYRENE BUSINESS COMMUNITY, according to the Condominium Declaration recorded as Document No. 2007-0877436 and re-recorded as Document No. 2007-0919465 and as shown on the Plat recorded in Book 938 of Maps, page 50, Instrument No. 2007-0872078, records of Maricopa County, Arizona;

TOGETHER WITH an undivided percentage interest in the Common Elements as set forth in said Declaration and as shown on the Plat.

*WIKS 7-24-09 JLN*

**OC BRIANITA, LLC  
LEGAL DESCRIPTION**

Building M, Unit 11, PALOMA KYRENE BUSINESS COMMUNITY, according to the Condominium Declaration recorded as Document No. 2007-0877436 and re-recorded as Document No. 2007-0919465 and as shown on the Plat recorded in Book 938 of Maps, page 50, Instrument No. 2007-0872078, records of Maricopa County, Arizona;

TOGETHER WITH an undivided percentage interest in the Common Elements as set forth in said Declaration and as shown on the Plat.

**ARIZONA ENTERPRISES, LLC  
LEGAL DESCRIPTION**

Building M, Unit 14, PALOMA KYRENE BUSINESS COMMUNITY, according to the Condominium Declaration recorded as Document No. 2007-0877436 and re-recorded as Document No. 2007-0919465 and as shown on the Plat recorded in Book 938 of Maps, page 50, Instrument No. 2007-0872078, records of Maricopa County, Arizona;

TOGETHER WITH an undivided percentage interest in the Common Elements as set forth in said Declaration and as shown on the Plat.

*REVISED 7/24/09 JAL*