

ORDINANCE NO. 4711

AN ORDINANCE OF THE CITY OF CHANDLER, ARIZONA, AMENDING THE ZONING CODE AND MAP ATTACHED THERETO, BY REZONING A PARCEL FROM PAD FOR COMMUNITY COMMERCIAL (C-2) TO PAD FOR COMMUNITY COMMERCIAL (C-2) AND GAS SERVICE IN CASE DVR15-0042 SANTAN CROSSING PLAZA/VALERO-CORNER STORE 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 for Community Commercial (C-2) to PAD for Community Commercial (C-2) and gas service, subject to the following conditions:

1. Development shall be in substantial conformance with the Development Booklet, entitled "SANTAN CROSSING PLAZA/VALERO-CORNER STORE" and kept on file in the City of Chandler Planning Division, in File No. DVR15-0042, modified by such conditions included at the time the Booklet was approved by the Chandler City Council and/or as thereafter amended, modified or supplemented by the Chandler City Council.
2. Right-of-way dedications to achieve full half-widths, including turn lanes and deceleration lanes, per the standards of the Chandler Transportation Plan.
3. Undergrounding of all overhead electric (less than 69kv), communication, and television lines and any open irrigation ditches or canals located on the site or within adjacent right-of-ways and/or easements. Any 69kv or larger electric lines that must stay overhead shall be located in accordance with the City's adopted design and engineering standards. The aboveground utility poles, boxes, cabinets, or similar appurtenances shall be located outside of the ultimate right-of-way and within a specific utility easement.

4. Future median openings shall be located and designed in compliance with City adopted design standards (Technical Design Manual #4).
5. Completion of the construction of all required off-site street improvements including but not limited to paving, landscaping, curb, gutter and sidewalks, median improvements and street lighting to achieve conformance with City codes, standard details, and design manuals.
6. The developer shall be required to install landscaping in the arterial street median(s) adjoining this project. In the event that the landscaping already exists within such median(s), the developer shall be required to upgrade such landscaping to meet current City standards.
7. Construction shall commence above foundation walls within three (3) years of the effective date of the ordinance granting this rezoning or the City shall schedule a public hearing to take administrative action to extend, remove or determine compliance with the schedule for development or take legislative action to cause the property to revert to its former zoning classification.

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 Division 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.

INTRODUCED AND TENTATIVELY APPROVED by the City Council of the City of Chandler, Arizona, this 25th day of July 2016.

ATTEST:


CITY CLERK

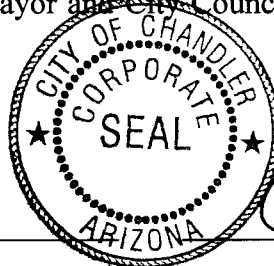



MAYOR

PASSED AND ADOPTED by the Mayor and City Council of the City of Chandler, Arizona, this 8th day of August 2016.

ATTEST:


CITY CLERK



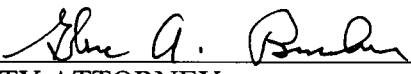

MAYOR

CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 4711 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the 8th day of August 2016, and that a quorum was present thereat.


CITY CLERK

APPROVED AS TO FORM:


CITY ATTORNEY

PUBLISHED in the Arizona Republic on August 19, and August 26, 2016.

LEGAL DESCRIPTION

Attachment 'A'
Ordinance No. 4711
DVR 15-0042

A PORTION OF THE NORTHWEST QUARTER OF SECTION 1, TOWNSHIP 2 SOUTH,
RANGE 6 EAST OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY,
ARIZONA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND 3" CITY OF CHANDLER BRASS CAP IN HANDHOLE
ACCEPTED AS THE NORTHWEST CORNER OF SAID SECTION 1 FROM WHICH A FOUND
3" CITY OF CHANDLER BRASS CAP IN HANDHOLE ACCEPTED AS THE WEST QUARTER
CORNER THEREOF BEARS SOUTH 00°27'02" EAST, 2694.91 FEET;

THENCE SOUTH 00°27'02" EAST, 95.67 FEET ALONG THE WEST LINE OF THE
NORTHWEST QUARTER;

THENCE LEAVING SAID WEST LINE, NORTH 89°32'58" EAST, 75.00 FEET TO THE
EASTERLY RIGHT OF WAY LINE OF COOPER ROAD AND TO THE POINT OF BEGINNING;

THENCE ALONG SAID RIGHT OF WAY LINE, NORTH 44°28'10" EAST, 29.38 FEET TO THE
SOUTHERLY RIGHT OF WAY LINE OF PECOS ROAD;

THENCE ALONG SAID SOUTHERLY RIGHT OF WAY LINE, NORTH 89°28'10" EAST, 247.65
FEET;

THENCE SOUTH 00°00'00" EAST, 346.48 FEET;

THENCE SOUTH 89°32'58" WEST, 275.67 FEET TO SAID EASTERLY RIGHT OF WAY LINE;

THENCE ALONG SAID EASTERLY RIGHT OF WAY LINE, NORTH 00°27'02" WEST, 20.69
FEET;

THENCE CONTINUING ALONG SAID EASTERLY RIGHT OF WAY LINE,
NORTH 89°32'58" EAST, 10.00 FEET;

THENCE CONTINUING ALONG SAID EASTERLY RIGHT OF WAY LINE,
NORTH 00°27'02" WEST, 304.73 FEET TO THE POINT OF BEGINNING.