

RESOLUTION NO. 2026-2462

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 2035* (GPA26-001) PURSUANT TO ARS §9-461.06; AMENDING THE LAND USE PLAN (EXHIBIT LU-5) IN CHAPTER 6 "LAND USE ELEMENT" OF THE GENERAL PLAN TO CHANGE THE DESIGNATION OF A PORTION OF APN 103-61-004C FROM "COMMUNITY COMMERCIAL" TO "LOW DENSITY 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, on January 17, 2002, the Town Council adopted the "Prescott Valley General Plan 2020" by Resolution No. 1066, and the same was subsequently ratified by the voters on March 12, 2002; and

WHEREAS, state law had required that towns update such community plans every ten (10) years, but in 2010 the Arizona Legislature approved HB 2145, amending Section 11-804 of Arizona Revised Statutes to allow towns to extend any readoption until July 1, 2015; and

WHEREAS, during a strategic budget planning retreat in January 2011 the Mayor and Council identified updating the General Plan 2020 as a priority and, on January 20, 2011, approved timelines for updating to a General Plan 2025 that would be presented to the voters for ratification at the election in March 2013; and

WHEREAS, on August 9, 2012, the Council adopted the "Prescott Valley General Plan 2025" by Resolution No. 1802, and the same was subsequently ratified by the voters on March 12, 2013; and

WHEREAS, on May 12, 2022, the Town Council adopted the "Prescott Valley General Plan 2035" by Resolution No. 2022-2250, and the same was subsequently ratified by the voters on November 8, 2022; and

WHEREAS, Pinnacle Consulting, agent, has now requested a minor General Plan Amendment (GPA26-001) to change the designation of a portion of property at APN 103-61-004C, approximately 0.30 acres, from "Community Commercial" to "Low Density Residential" to accommodate a cell tower; and

WHEREAS, the criteria for determining whether a proposed amendment to General Plan 2035 is a major or minor amendment is set forth in General Plan 2035 Section 2.3 (in accordance with ARS §9-461.06); and

WHEREAS, in accordance with the requirements for minor General Plan Amendments, the Planning and Zoning Commission held a public hearing on GPA26-001 at its regular meeting on September 14, 2026, and voted to forward the same to the Town Council with a recommendation of approval; and

WHEREAS, and the Council subsequently held a public hearing on the application at its regular meeting on October 8, 2026;

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

SECTION 1. That the Prescott Valley General Plan 2035 be hereby amended as follows:

The Land Use Plan (Exhibit LU-5) in Chapter 6 "LAND USE ELEMENT" shall be amended to change the designation of a portion of APN 103-61-004C, from "Community Commercial" to "Low Density Residential" to as shown in "Exhibit A" attached hereto and expressly made a part hereof.

SECTION 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 8th day of October, 2026.

KELL PALGUTA, Mayor

ATTEST:

Fatima Fernandez, Town Clerk

APPROVED AS TO FORM:

Ivan Legler, Town Attorney