



# Ordinance

OFFICE OF THE  
MAYOR  
CITY OF SAN LUIS

NO. 351

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF SAN LUIS BY CHANGING THE ZONING CLASSIFICATION OF APPROXIMATELY 28.76 ACRES LOCATED SOUTH OF COUNTY 22<sup>ND</sup> STREET BETWEEN THE EAST MAIN CANAL AND LAS QUINTAS DE SAN LUIS SUBDIVISION FROM RURAL AREA RESIDENTIAL (RA-10) TO MEDIUM DENSITY RESIDENTIAL (R1-6); REPEALING ANY CONFLICTING PROVISIONS; AND PROVIDING FOR SEVERABILITY

**WHEREAS**, the Mayor and City Council of the City of San Luis desire to amend the City of San Luis Official Zoning District Map (the "Zoning Map") pursuant to A.R.S. §9-462.04 to change the zoning classification for approximately 28.76 acres of real property located on Assessor Parcel ID # 776-03-001 and Assessor Parcel ID # 776-11-001; and

**WHEREAS**, the aforementioned change in zoning classification is consistent with the General Plan of the City of San Luis; and

**WHEREAS**, all due and proper notices of public hearings on the Zoning Map Amendment have been given and proper public hearings have been held, and a recommendation has been given regarding the Zoning Map Amendment by the Planning and Zoning Commission of the City of San Luis recommending approval of the change in zoning classification with conditions; and

**WHEREAS**, the Planning and Zoning Commission recommended approval of the zoning conditioned upon the negotiation of development agreement between the applicant and the City; and

**WHEREAS**, the City of San Luis Staff created a proposed development agreement and the applicant agreed to all conditions; and

**WHEREAS**, A.R.S. § 9-462.01 grants power to a municipality to impose conditions upon a change of zoning;

**WHEREAS**, the development of the Property is the subject of a Development Agreement approved by the Mayor and City Council of the City of San Luis pursuant to Resolution No. 1145 as passed and adopted on \_\_\_\_\_, 2016.

**BE IT ORDAINED** by the Mayor and Council of the City of San Luis, Arizona, as follows:

**Section 1:** That the above recitals are hereby incorporated as though fully set forth herein.

**Section 2:** That the Official Zoning Map of the City of San Luis is hereby amended in by changing the zoning classification of the Property subject to the condition set for in the Development Agreement as approved in Resolution No. 1145 and hereby incorporated by this reference; and

**Section 3:** In the event of a conflict between the provisions of this ordinance and any other ordinance, resolution, regulation, or policy within the City of San Luis, the conflicting provisions are hereby repealed, superseded, and replaced, and the provisions of this ordinance shall govern.

**Section 4:** If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance or said reference regulations.

PASSED AND ADOPTED by the Mayor and Council of the City of San Luis, Arizona, this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Gerardo Sanchez, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Sonia Cornelio, City Clerk

\_\_\_\_\_  
Kay Marion Macuil, City Attorney