

ORDINANCE 2017 - 02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, REZONING PROPERTY (13.4 acres) FROM M-1 LIGHT INDUSTRIAL TO B-2, GENERAL COMMERCIAL FOR DENNIS QUESINBERRY PROPERTY

WHEREAS, Dennis Quesinberry, has submitted an application for change of zone classification for one parcel (Yakima County Assessor's Parcel Number 231030-42001, which is 13.4 acres in size, situated within the corporate limits of the City of Sunnyside, generally located on the south side of Edison ave near the intersection of E Edison and Barnard Blvd, legally described as:

E1/2 NW1/4 SE1/4 EX N 30 FT TO CO.FOR
RW & EX W 205 FT, records of Yakima County, Washington.

and as shown on the map attached hereto jointly as Exhibit "A" and incorporated herein by this reference; and

WHEREAS, the subject property is currently zoned M-1 Light Industrial pursuant to Title 17 of the Sunnyside Municipal Code; and

WHEREAS, the Applicant is requesting that the zone classification for the subject property be changed from M-1 Light Industrial zoning to B-2. General Commercial zoning, as set forth in Chapter 17.44 of the Sunnyside Municipal Code; and

WHEREAS, the Planning Commission conducted a public hearing on November 8, 2016, pursuant to notice duly published, to receive public testimony and evidence concerning such requested rezone, and, having received and considered all testimony and evidence presented, and made recommendation for denial; and

WHEREAS, the City Council has received the recommendation of the Planning Commission, and has held an open record hearing on November 28, 2016 to consider legislative action to effect a zoning district amendment to change the zoning designation of the subject property pursuant to such recommendation and record herein; and

WHEREAS, the City Council remanded the application back to the Planning Commission for reconsideration; and

WHEREAS, the Planning Commission conducted a public hearing on December 13, 2016, pursuant to notice duly published, to receive public testimony and evidence concerning such requested rezone, and, having received and considered all testimony and evidence presented, and made recommendation for approval; and

WHEREAS, the City Council received and reviewed the record of the hearing before the Planning Commission and recommendation therein; and

WHEREAS, the City Council concurs with the findings, conclusions and recommendation of the Planning Commission herein, and;

WHEREAS, the City Council finds and determines that such requested rezone should be approved, and that such approval is in the best interests of residents of the City of Sunnyside and will promote the general health, safety and welfare.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, as follows:

Section 1. The zone classification of the subject property, consisting of 13.4 acres currently described as Yakima County Assessor's Parcel Number

231030-42001 located within and upon the property near the intersection of E Edison Ave and Barnard Blvd, Sunnyside, Washington, all as shown on the map attached hereto as Exhibit "A" and incorporated herein, is hereby changed from M-1, Light Industrial to B-2, General Commercial, all subject to Chapter 17.44 of the Sunnyside Municipal Code.

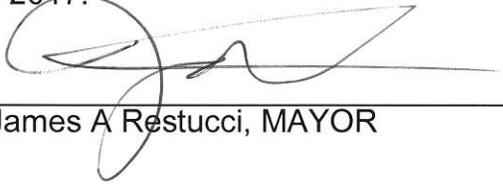
Section 2. The official zoning map of the City of Sunnyside is hereby amended in conformity with this Ordinance, and the Comprehensive Plan of the City of Sunnyside is hereby deemed amended as necessary or appropriate to accomplish the purposes of this Ordinance.

Section 3. Except as amended herein the zoning designations and Comprehensive Plan of the City of Sunnyside shall remain unchanged.

Section 4. Copies of this Ordinance will be provided to all appropriate state and county agencies as required by law.

Section 5. This Ordinance shall be in full force and effect five (5) days after passage, approval and publication as required by law.

PASSED this 27th day of February, 2017.



James A Restucci, MAYOR

ATTEST:



Deborah Estrada, City Clerk

APPROVED AS TO FORM:



Kerr Law Group
Attorneys for the City of Sunnyside