



ORDINANCE 2013 - OS

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, REZONING PROPERTY (7 acres) FROM URA URBAN RESIDENTIAL AGRICULTURE TO R-1, LOW DENSITY RESIDENTIAL FOR MENDEZ PROPERTY

WHEREAS, David Mendez, and Clair Johnson, property owners, have submitted an application for change of zone classification for four parcels (Yakima County Assessor's Parcel Number 221036-42437, -42436, 42430, and -42431), which is approximately 7 acres in size, situated within the corporate limits of the City of Sunnyside, generally located on the south side of Thornton Road and north of interstate 82, legally described as:

State Addition to the Town of Sunnyside No. 1 Lots 6, 7, and 8 except SR 82 Right-of-way, 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 URA Urban Residential Agriculture 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 URA Urban Residential Agriculture zoning to R-1 Low Density Residential zoning, as set forth in Chapter 17.12 of the Sunnyside Municipal Code; and

WHEREAS, the Planning Commission conducted a public hearing on December 11, 2012, 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, adopted Findings and Analysis and made recommendation for approval; and

WHEREAS, the City Council has received the recommendation of the Planning Commission, and has held an open record hearing on March 25, 2013 to consider legislative action to effect a zoning district to change the zoning designation of the subject property pursuant to such recommendation and record herein; and

WHEREAS, the City Council has 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 adopts such Findings and Analysis thereof; 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 7 acres in a four parcels currently described as Yakima County Assessor's Parcel Number 221036-42437, -42436, -42430, and -42431 located within and upon the property near the end of Thornton Road, Sunnyside, Washington, all as shown on the map attached hereto as Exhibit "A" and incorporated herein, is hereby changed from URA, Urban Residential Agriculture to R-1, Low Density Residential, all subject to Chapter 17.12 of the Sunnyside Municipal Code.

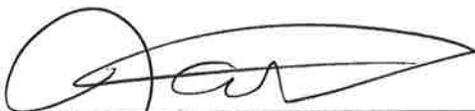
Section 2. The official zoning map of the City of Sunnyside is hereby amended in conformity with this Ordinance, and the Comprehensive Plan of the City of Sunnyside is hereby deemed amended as necessary or appropriate to accomplish the purposes of this Ordinance.

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 25th day of March, 2013.



JAMES A. RESTUCCI, MAYOR

ATTEST:



DELILAH SAENZ, CMC, CITY CLERK

APPROVED AS TO FORM:



KERR LAW GROUP, LLP
Attorneys for the City of Sunnyside

