

ORDINANCE 2014 - 17



AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUNNYSIDE, WASHINGTON, REZONING PROPERTY (2.84 acres) FROM R-2 MEDIUM DENSITY RESIDENTIAL TO PUD, PLANNED UNIT DEVELOPMENT FOR RESHAM SINGH PROPERTY

WHEREAS, Resham Singh, property owner, has submitted an application for change of zone classification for one parcel (Yakima County Assessor's Parcel Number 221036-11495, which is approximately 2.85 acres in size, situated within the corporate limits of the City of Sunnyside, generally located on the north side of South Street at the intersection of 15th Street, legally described as:

Short Plat 93-83 Lot 2 Records of Yakima County, WA, 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 R-2 Medium Density Residential 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 R-2 Medium Density Residential zoning to PUD Planned Unit Development zoning, as set forth in Chapter 17.12 of the Sunnyside Municipal Code; and

WHEREAS, the Planning Commission conducted a public hearing on July 8, 2014, pursuant to notice duly published, to receive public testimony and evidence concerning such requested rezone, and, having received and

First Reading: July 28, 2014

Second Reading: November 24, 2014

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 July 28, 2014 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 referred the application back to the owner/developer to provide additional information as required per Sunnyside Municipal Code 17.52.070

WHEREAS, the City Council has received and reviewed the written information provided by the applicant in response to the request for additional information required by SMC 17.52.070

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.

First Reading: July 28, 2014

Second Reading: November 24, 2014

WHEREAS, the City Council requires a final development plan shall be filed within one year or within extended periods if any. If a plan is not filed the Planning Commission and City Council shall hold appropriate hearings and rezone the parcel to a zone designation in consideration of the comprehensive plan.

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 2.85 acres in one parcel currently described as Yakima County Assessor's Parcel Number 221036-11495 located within and upon the property near the intersection of South Street and S. 15th Street, Sunnyside, Washington, all as shown on the map attached hereto as Exhibit "A" and incorporated herein, is hereby changed from R-2 Medium Density Residential, to PUD Planned Unit Development, 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 24th day of November, 2014.



JAMES A. RESTUCCI, MAYOR

ATTEST:

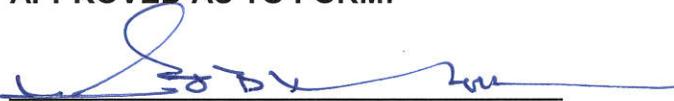


DELILAH SAENZ, CMC, CITY CLERK

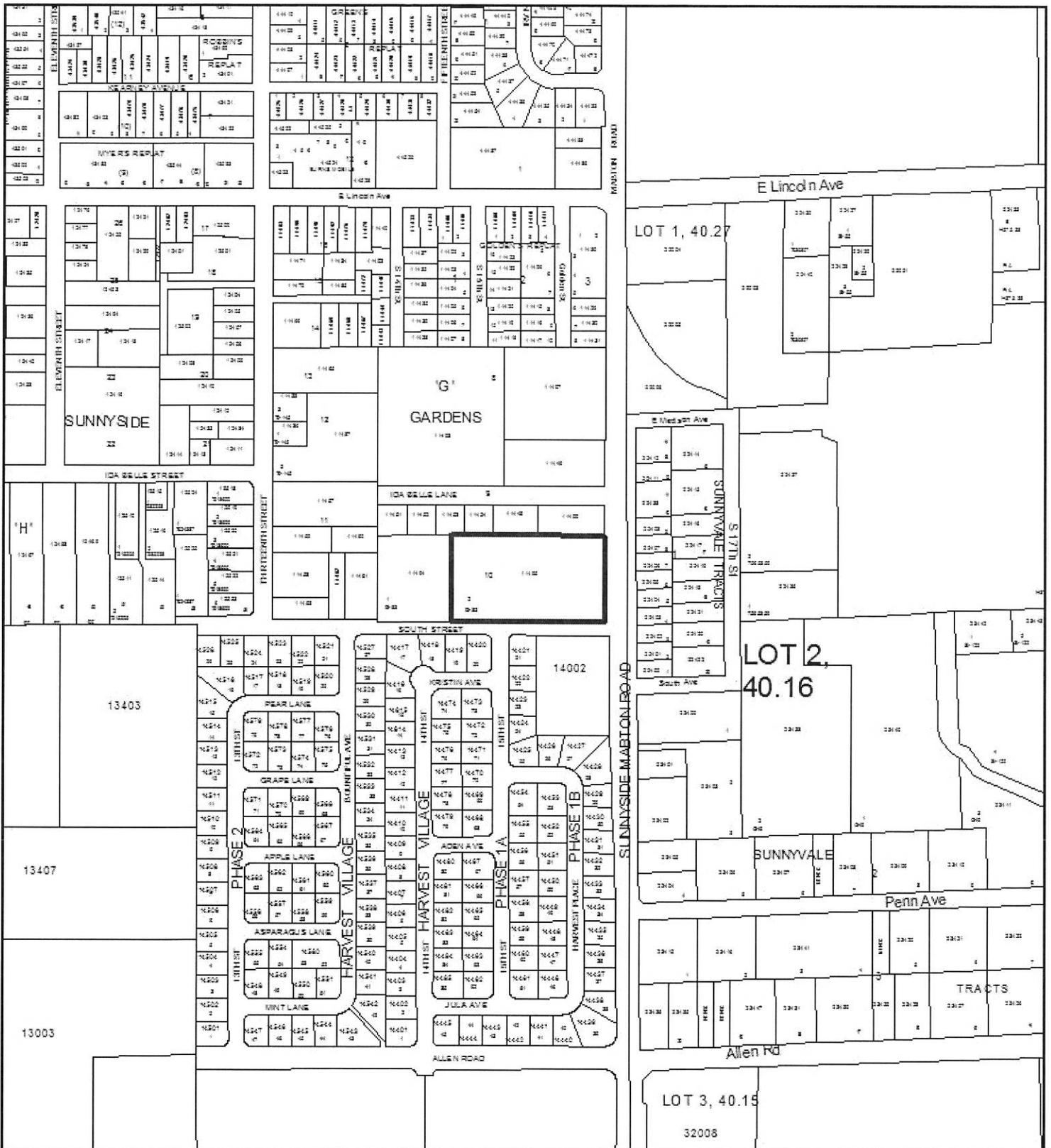
First Reading: July 28, 2014

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APPROVED AS TO FORM:

A handwritten signature in blue ink, consisting of a large loop at the top and several horizontal strokes below, positioned above a horizontal line.

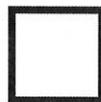
KERR LAW GROUP, PLLC
Attorneys for the City of Sunnyside



FILE: Rezone
NAME: Singh

Parcel #: 221036-11495

SP 9383: LOT 2



Subject Parcels

Exhibit 'A'



Mapscale: 1" = 200'
 November 19, 2014

SUNNYSIDE