



ORDINANCE NO. 2011-11-02-02

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE TOWN OF TUSAYAN, BY AMENDING SECTION 4.B, THE ZONING MAP OF THE TOWN OF TUSAYAN, BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE ANNEXED PARCEL DESCRIBED HEREIN (ANNEXATION NO. 2011-A AND ZONE CHANGE CASE NO. Z2011-09-21-004) FROM COCONINO COUNTY G (GENERAL ZONE) TO TOWN OF TUSAYAN G (GENERAL ZONE)

WHEREAS, on November 2, 2011, via Ordinance No. 2011-11-02-01, the Town of Tusayan annexed approximately 5,637.5 acres located in a portion of Townships 29 and 30 North, Range 3 East, Gila and Salt River Meridian, Coconino County, Arizona, as described more specifically in Attachment "A" and incorporated herein by this reference; and,

WHEREAS, as required by A.R.S. § 9-471.L, the Town of Tusayan is required to adopt zoning districts on the subject parcel to permit uses and densities no greater than those allowed by the prior County zoning district; and,

WHEREAS, immediately prior to annexation the zoning applicable to this territory was Coconino County's G (General Zone) zoning district; and,

WHEREAS, the Town of Tusayan's G (General Zone) zoning district is equivalent to Coconino County's G (General Zone) zoning district; and,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF TUSAYAN, as follows:

SECTION 1. The approximate 5,637.5 acres located in a portion of Townships 29 and 30 North, Range 3 East, Gila and Salt River Meridian, Coconino County, Arizona, which is described in Attachment "A" and depicted in Attachment "B", has been annexed to the Town of Tusayan, and the present corporate limits of the Town have been extended and increased to include such property; and,

SECTION 2. Pursuant to A.R.S. § 9-471.L, the property depicted in Attachment "B" is hereby removed from Coconino County's G (General Zone) zoning district and placed into the Town's G (General Zone) zoning district; and,

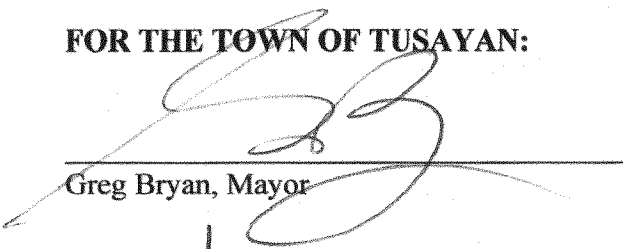
SECTION 3. The Town Clerk shall cause a copy of this Ordinance, together with Attachments "A" and "B" to be filed and recorded in the Records of the Office of the Coconino County Recorder; and,

SECTION 4. The Town Manager is instructed to modify The Zoning Map of the Town of Tusayan to reflect this use district classification change as shown in Attachment "B"; and,

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED AND ADOPTED BY the Mayor and Council of the Town of Tusayan, November 2, 2011.

FOR THE TOWN OF TUSAYAN:



Greg Bryan, Mayor

REVIEWED BY:



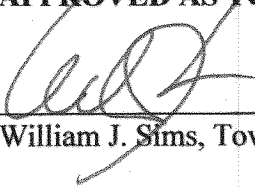
Enrique Medina Ochoa, Town Manager

ATTESTED TO:



Bill Sutton, Clerk

APPROVED AS TO FORM:



William J. Sims, Town Attorney

Attachments:

A – Legal Description

B – Ordinance Location Map

ATTACHMENT A

LEGAL DESCRIPTION
FOR

ANNEXATION NO. 2011-A AND ZONE CHANGE CASE NO. Z2011-09-21-004

The Northeast quarter of Section 4, and the Northwest quarter and the West half of the Northeast quarter of Section 3, Township 29 North, Range 3 East, Gila and Salt River Meridian, Coconino County, Arizona;

TOGETHER with Section 36 (excluding the A.D.O.T. right of way for State Highway 64), the East half of Section 25 and the Southeast quarter of Section 35, Township 30 North, Range 2 East, Gila and Salt River Meridian, Coconino County, Arizona;

TOGETHER with Sections 19, 30, 31, 32 and 33, Township 30 North, Range 3 East, Gila and Salt River Meridian, Coconino County, Arizona;

TOGETHER with the South half of the Southwest quarter, the Northwest quarter of the Southwest quarter, the South half of the South half of the Northeast quarter of the Southwest quarter, the South half of the Southwest quarter of the Northwest quarter, the West half of the Southwest quarter of the Southeast quarter, the West half of the East half of the Southwest quarter of the Southeast quarter, the South half of the Southwest quarter of the Northwest quarter of the Southeast quarter and the Southwest quarter of the Southeast quarter of the Northwest quarter of the Southeast quarter of Section 28, Township 30 North, Range 3 East, Gila and Salt River Meridian, Coconino County, Arizona;

TOGETHER with the South half, the South half of the Northwest quarter, the Northwest quarter of the Northwest quarter, the West half of the West half of the Northeast quarter of the Northwest quarter and the South half of the South half of the Northeast quarter of Section 29, Township 30 North, Range 3 East, Gila and Salt River Meridian, Coconino County, Arizona;

TOGETHER with the Southwest quarter and the West half of the Southeast quarter of Section 34, Township 30 North, Range 3 East, Gila and Salt River Meridian, Coconino County, Arizona.

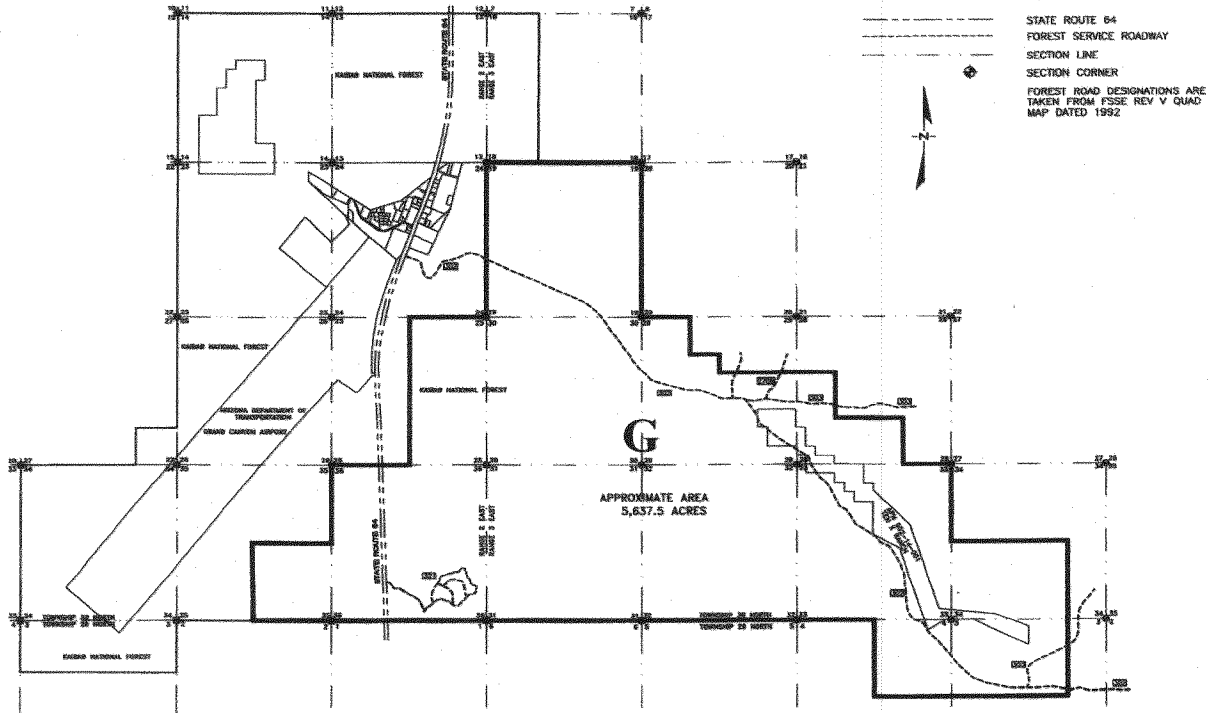
Containing approximately 5,637.5 acres more or less.

Subject to easements, agreements, reservations, and restrictions of record

ATTACHMENT B

ORDINANCE LOCATION MAP

ZONE CHANGE CASE NO. Z2011-09-21-004



□ SUBJECT AREA
G GENERAL ZONE

CERTIFIED COPY

State of Arizona
County of Coconino
Town of Tusayan

On this 12th day of October, 2012, I, Melissa A. Malone, as Town Clerk for the Town of Tusayan, certify that the attached document is a true and correct copy of the original dated November 2, 2011.



Town Clerk