RESOLUTION 07-1164

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, APPROVING A MINOR AMENDMENT TO THE GOODYEAR GENERAL PLAN TO AMEND THE LAND USE DEFINITION IN THE GENERAL PLAN FOR THE LUKE COMPATIBLE LAND USE AREA (LCLUA) TO PERMIT COMMERCIAL OFFICE DEVELOPMENTS AND/OR COMPLEXES, AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED, by the Mayor and Council of the City of Goodyear, Maricopa County, Arizona, as follows:

WHEREAS, Jay Ellingson of SunCor Development Company has requested approval of a Minor Amendment to the Goodyear General Plan to amend the land use definition in the General Plan for the Luke Compatible Land Use Area (LCLUA) to permit commercial office developments and/or complexes; and,

WHEREAS, the Goodyear Planning and Zoning Commission conducted the required public hearing on this Minor General Plan Amendment on May 16, 2007; and,

WHEREAS, due and proper notice of such public hearing before the City of Goodyear Planning and Zoning Commission was given in the time, form, substance and manner provided by law, including publication of such notice in THE WEST VALLEY VIEW on May 1, 2007; and,

WHEREAS, the proposed Minor General Plan Amendment provides consistency and achievement of the stated goals and objectives of the Goodyear General Plan; and,

WHEREAS, the proposed Minor Amendment to the General Plan satisfies the required standards and criteria for approval of a Minor Amendment as specified in the General Plan; and,

WHEREAS, the Goodyear Planning and Zoning Commission has found that this Minor General Plan Amendment is in the best interests of the City and general public and has recommended that such Minor General Plan Amendment be approved; and,

WHEREAS, the City of Goodyear City Council conducted the required public hearing on this Minor General Plan Amendment on June 25, 2007 in the manner provided for by law; and,

WHEREAS, due and proper notice of the public hearing held before the City of Goodyear City Council was given in the time, form, substance and manner provided by law, and,

WHEREAS, the City of Goodyear City Council does find that it would be in the best interests of the city and general public that this Minor General Plan Amendment be approved, as recommended by the Planning and Zoning Commission.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Goodyear, Maricopa County, Arizona, as follows:

Section 1. That Section 2.3.1 of the Goodyear General Plan 2003 – 2013 is hereby amended as follows, with the language being proposed underlined and the language being deleted ~~stricken~~:

Section 2.3.1 Luke Compatible Land Use Area (LCLUA)

Denotes areas contained within the 65 DNL and higher noise contours proximate to Luke Air Force Base. The LCLUA allows for the location of Community Commercial, Light Industrial, ~~(excluding commercial office developments and/or complexes),~~ Prison, and Open Space uses that comply with adopted State legislation.

Section 2. That it is in the best interests of the City of Goodyear that this Minor General Plan Amendment be approved.

BE IT FURTHER RESOLVED, by the Mayor and City Council of the City of Goodyear, Maricopa County, Arizona, as follows:

Section II. That this Resolution shall become effective as provided by law.

PASSED AND ADOPTED this 25 day of June 2007.

James M. Cavanaugh, Mayor

June 26, 2005
Date

ATTEST:

Lyn Truelhall for
Dee Cockrum, City Clerk

APPROVED AS TO FORM:

Roric Massey, City Attorney

CERTIFICATION OF RECORDING OFFICER

STATE OF ARIZONA)
) ss.
County of Maricopa)

I, the undersigned Dee Cockrum, being the duly appointed, acting qualified City Clerk of the City of Goodyear, Arizona, certify that the foregoing Resolution 07-1164, passed and adopted at a City Council Meeting of the Council of the City of Goodyear, Maricopa County, Arizona held on the 25 day of June, 2007, at which a quorum was present and, by a 6-0 vote, voted in favor of said Resolution.

Given under my hand and seal, this 26 day of June, 2007.

Seal

City Clerk