RESOLUTION 07-1121

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, APPROVING A MAJOR AMENDMENT TO THE GOODYEAR GENERAL PLAN 2003–2013 TO DESIGNATE A MIX OF LOW DENSITY RESIDENTIAL, LOW-MEDIUM DENSITY RESIDENTIAL, MEDIUM DENSITY RESIDENTIAL, MEDIUM-HIGH DENSITY RESIDENTIAL, COMMUNITY COMMERCIAL AND OPEN SPACE LAND USES ON APPROXIMATELY 999 ACRES IN THE RAINBOW VALLEY MASTER PLANNED COMMUNITY, GENERALLY LOCATED BETWEEN WILLIS ROAD ON THE NORTH, RAINBOW VALLEY ROAD ON THE EAST, QUEEN CREEK ROAD ON THE SOUTH AND PERRYVILLE ROAD ON THE WEST, AS SHOWN ON EXHIBIT ENTITLED "RAINBOW VALLEY GENERAL PLAN AMENDMENT" DATED JUNE 2006; 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, Mike Curley of Earl, Curley & Lagarde, P.C., on behalf of Triple Siete L.L.C., has requested approval of a Major Amendment to the General Plan to designate a mix of low density residential, low-medium density residential, medium density residential, medium-high density residential, community commercial and open space land uses on approximately 999 acres in the Rainbow Valley Master Planned Community, generally located between Willis Road on the north, Rainbow Valley Road on the east, Queen Creek Road on the south and Perryville Road on the west, as shown on exhibit entitled "Rainbow Valley General Plan Amendment" dated June 2006; and

WHEREAS, the Goodyear Planning and Zoning Commission conducted the required public hearings on this Major General Plan Amendment on November 15, 2005, November 29, 2006, and January 17, 2007; and,

WHEREAS, due and proper notice of such public hearings before the City of Goodyear Planning and Zoning Commission was given in the time, form, substance and manner provided by law, and,

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

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

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

WHEREAS, the City of Goodyear City Council conducted the required public hearings on this Major General Plan Amendment on December 18, 2006 and February 12, 2007 in the manner provided for by law; and,

WHEREAS, due and proper notice of the public hearings 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 Major General Plan Amendment for the Rainbow Valley properties 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 the Goodyear General Plan 2003 – 2013 be amended to designate a mix of low density residential, low-medium density residential, medium density residential, medium-high density residential, community commercial and open space land uses on approximately 999 acres in the Rainbow Valley Master Planned Community, generally located between Willis Road on the north, Rainbow Valley Road on the east, Queen Creek Road on the south and Perryville Road on the west, as shown on exhibit entitled "Rainbow Valley General Plan Amendment" dated June 2006; and

Section 2. That it is in the best interests of the City of Goodyear that this Major General Plan Amendment for the Rainbow Valley property be approved.

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

Section 3. That this Resolution shall become effective as provided by law.

PASSED AND ADOPTED this 12 day of Feb. 2007.

James M. Cavanaugh, Mayor

2-13-2007
Date

ATTEST:

Dee Cockrum, City Clerk

APPROVED AS TO FORM:

Roric Massey, City Attorney

CERTIFICATION OF RECORDING OFFICER

STATE OF ARIZONA)

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 07-1121, passed and adopted at a City Council Meeting of the Council of the City of Goodyear, Maricopa County, Arizona held on the 12 day of Feb., 2007, at which a quorum was present and, by a 5-0 vote, voted in favor of said Resolution.

Given under my hand and seal, this 13 day of Feb., 2007.

Seal

CITY OF GOODYEAR INCORPORATED 1946 GOODYEAR, ARIZONA

City Clerk