

**ORDINANCE NO. 1151**

**AN ORDINANCE AMENDING THE TOWN'S OFFICIAL ZONING MAP  
BY REZONING FROM RURAL TO RESIDENTIAL B PART OF THE SE ¼ OF SECTION 15  
OF THE TOWN OF SILVER CITY BOUNDED BY RIDGE ROAD TO THE EAST, AND  
GENERALLY SOUTHEAST OF HIGHWAY 90.**

**WHEREAS**, on August 5, 2008, the Town of Silver City filed an application with the Community Development Department requesting a rezoning of its property from Rural to Residential B; and

**WHEREAS**, on September 2, 2008, the Planning and Zoning Commission of the Town of Silver City heard a request to rezone the tract of land described above from Rural to Residential B; and

**WHEREAS**, the Planning and Zoning Commission recommends approving the rezoning of the requested area to Residential B; and

**WHEREAS**, the Council accepts such recommendation;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF SILVER CITY, GRANT COUNTY, NEW MEXICO, THAT:**

A 1 acre tract of land being situated in Section 15, T.18S, R.14W, N.M.P.M., Grant County, New Mexico, being described more particularly as follows:

Beginning at the southwest corner , a point on an existing barbed wire fence which bears N21°15'33"E, 1572.90 feet from the South Quarter Corner of Section 15, thence N03°01'55"E, 150 feet; thence N83°49'19"E, 294.19 feet to a point on the west right of way of Ridge Road, thence S03°01'55"W along said right of way, 150 feet to an existing barbed wire fence corner; thence S83°49'19"W., 294.19 feet to the point of beginning and containing 1.00 acres more or less.

is hereby zoned Residential B according to the provisions of the 2005 Code of Ordinances of the Town of Silver City, Title XV, Chapter 151, Section 151.092 (B), based on at least one of the following Findings:

**Findings**

1. The proposed amendment is in substantial compliance with the Town's Comprehensive Plan;
2. The proposed amendment will not adversely affect the implementation of the goals and policies of the Town's Comprehensive Plan;
3. The proposed amendment is justified in order to correct a mistake in the Town's Comprehensive Plan;
4. The proposed amendment will not adversely impact the public health, safety or general welfare and will promote the original purposes of the Land Use Code;
5. The proposed amendment responds to changed conditions, such as changes in assumptions on capital investments, road locations, population trends, land committed to development, density, use or further studies that have been completed since adoption of the Land Use Code;

6. The proposed amendment is necessary in order to respond to State and/or Federal legislation;
7. The proposed amendment provides additional flexibility in meeting the objectives of this Land Use Code without lowering the standards of the Land Use Code.

**PASSED, ADOPTED, AND APPROVED** by vote of the Council of the Town of Silver City, Grant County, New Mexico, on this 14<sup>th</sup> day of October 2008.

(SEAL)

/s/

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James R. Marshall, Mayor

Attest:

/s/

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Yolanda C. Holguin, Acting Town Clerk