

LEGAL NOTICE

ORDINANCE NO. 1193

**AN ORDINANCE AMENDING THE TOWN'S OFFICIAL ZONING MAP BY
REZONING FROM COMMERCIAL TO MIXED USE LOT 7 OF BLOCK 227 OF THE
FRASER SURVEY (1113 BENNETT STREET).**

PASSED, ADOPTED, AND APPROVED by vote of the Council of the Town of Silver City,
Grant County, New Mexico, 10th day of January, 2012.

/s/ James R. Marshall, Mayor

/s/ Ann L. Mackie, Town Clerk

Jan. 10, 2012

The complete ordinance is posted on the Town's website at www.townofsilvercity.org. Copies
are available at City Hall, 101 W. Broadway.

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AN ORDINANCE AMENDING THE TOWN'S OFFICIAL ZONING MAP BY REZONING FROM COMMERCIAL TO MIXED USE LOT 7 OF BLOCK 227 OF THE FRASER SURVEY (1113 BENNETT STREET).

WHEREAS, ON October 25, 2011, applicant David Horcasitas filed an application requesting a Map Amendment/Zone Change which would rezone his property at 1113 N. Bennett Street, Silver City, New Mexico, from Commercial to Mixed Use. Said application was deemed complete by the Community Development Department and forwarded to the Planning and Zoning Commission for action thereon; and

WHEREAS, on December 6, 2011, the Planning and Zoning Commission of the Town of Silver City heard the request to rezone the tract of land described above from Commercial to Mixed Use; and

WHEREAS, the Planning and Zoning Commission recommends approving the rezoning of the request area to Mixed Use with the findings that the proposed amendment will not adversely impact the public health, safety or general welfare, will not affect the implementation of the goals and policies of the Town's Comprehensive Plan, 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, and provides additional flexibility in meeting the objectives of the Land Use Code without lowering the standards of the Land Use Code. These findings fulfill the requirements stated in Section 6.3.2 of the Land Use and Zoning Code of 2010; and

WHEREAS, the Town Council of the Town of Silver City, after public hearing and opportunity to review the record in its entirety, accepts such recommendation and adopts the findings made therein;

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

The Town Council adopts the findings of the Planning and Zoning Commission in its entirety, and

A 0.169± acre tract of land in the Town of Silver City, Grant County, New Mexico, being described more particularly as follows:

Lot 7, Block 227, Fraser Survey of Silver City, Grant County, New Mexico

is hereby rezoned Mixed Use according to the provisions of the Land Use and Zoning Code of 2010, Section 6.3.2.

PASSED, ADOPTED, AND APPROVED by vote of the Council of the Town of Silver City, Grant County, New Mexico, this 10th day of January, 2012.

/s/

James R. Marshall, Mayor

Attest:

/s/ _____
Ann L. Mackie, Town Clerk