

ORDINANCE NO. 1299

An Ordinance to amend the Official Zoning Map from an Industrial Zoning District to Residential B-2 Zoning District for tracts of land described as: All of Lots 2,4,6,8,10,12,14 and 16, of Block 149 and the East 40 feet of Silver Street (vacated) lying adjacent to said Lots, All of Lots 1,3,5,7,9,11,13 and 15, of Block 148. All of Lots 2,4,6,8,10,12,14,16, of Block 148. Of the Fraser's Survey of the Townsite of Silver City, Grant County, New Mexico. The applicant is SPIN acting as representative for Twana Sparks.

WHEREAS, on October 20, 2020, the applicant, SPIN, filed an application requesting a Map Amendment/Zone Change which would rezone that area from Industrial Zoning District to Residential B-2 Zoning District. Said application was deemed complete by the Community Development Department and forwarded to the Planning and Zoning Commission for action thereon; and

WHEREAS, the property owners in and around the affected area were contacted by mail to elicit public comment and concerns about the proposed zone change; and

WHEREAS, on December 1, 2020, the Planning and Zoning Commission of the Town of Silver City heard a request to rezone the parcels of land described above from Industrial Zoning District to Residential B-2 Zoning District; and

WHEREAS, the Planning and Zoning Commission of the Town of Silver City recommended approval of the application; and

WHEREAS, the Planning and Zoning Commission recommends approving the rezoning of the requested area to Residential B-2 Zoning District with the findings that the proposed amendment is in substantial compliance (or not in substantial compliance) with the Town's Comprehensive Plan, and the proposed amendment provides additional flexibility in meeting the objectives of this Land Use Code without lowering the standards of the Land Use Code; and

WHEREAS, the Town Council of the Town of Silver City, after the public hearing and an opportunity to review the record in its entirety, accepts such recommendation from the Planning and Zoning Commission 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 and recommendation of the Planning and Zoning Commission in their entirety and the Town Council approves the application to re-zone the subject properties as described above, Industrial Zoning District to Residential B-2 Zoning District.

PASSED, ADOPTED, AND APPROVED by vote of the Council of the Town of Silver City, Grant County, New Mexico, this 26th day of January 2021.

(Seal)

Ken Ladner, Mayor

Attest:

Ann L. Mackie, Town Clerk