

RESOLUTION NO. 2010 – 566

Resolution of the City Council for the City of Waitsburg approving a Site Specific Rezone Application submitted by the City of Waitsburg on behalf of Randy and Dana Moon

WHEREAS, A regular meeting of the Planning Commission was held on Monday, May 6, 2010, at 7:00 p.m., for the purpose of considering an application for a Site Specific Rezone. A quorum of the Planning Commission was present. The public hearing was conducted pursuant to law. Testimony was taken and recorded in the minutes of the meeting. On the basis of the application filed, written comments and the public hearing the Planning Commission make the following:

FINDINGS OF FACT

1. The application is complete in accordance with the the Waitsburg Municipal Code and applicable state regulations. It is adequate to describe the nature and purpose of the project.
2. Notice of the application for site specific rezone was given as required by law, and was adequate.
3. City Staff reviewed/prepared the application for Site Specific Rezone. City Staff approved it and recommended approval to the Planning Commission.
4. During the period for written comments the City received no written comments from the public regarding the application. This was known to the Planning Commission, and made part of the record.
5. At the public hearing, one (1) person testified. Their comments are noted in the minutes of the hearing. The Commissioners considered comments and reviewed all materials submitted.
6. Notice of the Planning Commission hearing was given as required by law.
7. The proposed rezone is consistent with the City's Comprehensive Plan and meets the requirements and intent of the Waitsburg Municipal Code.
8. The property in question is suitable to uses permitted under the proposed Zoning.
9. The proposed zone change and associated uses are compatible with neighboring land uses.
10. The proposal addresses a need which was improperly or inadequately addressed by the present ordinance text or map.

From the foregoing, the Planning Commission makes the following:

CONCLUSIONS

1. The proposed Site Specific Rezone is consistent with the policies and procedures of the City of Waitsburg and is consistent with the City's Comprehensive Plan and the Waitsburg Municipal Code.
2. The proposed rezone addresses a previous map and zoning error brought forth to the City's attention by the current property owner after updates to the City Historic Preservation Overlay Zoning Ordinance.

WHEREAS, the Planning Commission recommends to the City Council that it approve the application and issue the Site Specific Rezone without condition; removing the property at 323 W. 4th Street from the City's Historic Preservation Overlay Zone.

THEREFORE, the Waitsburg City Council concurs with the findings and conclusions of the Waitsburg Planning Commission and hereby issues the Site Specific Rezone without condition and intends to make all necessary changes to the City Comprehensive Plan during the next update period.

PASSED, ADOPTED AND APPROVED this 19th day of May, 2010.

APPROVED:

Mayor Walt Gobel

APPROVED AS TO FORM:

City Attorney Kristian E. Hedine

ATTEST:

City Clerk Randy Hinchliffe