

ORDINANCE NO. 1287

An Ordinance to amend the Official Zoning Map from a Residential B Zoning District to Mixed Use Zoning District for a tract of land described as: Part of Lots 7 and 9, Block 275, Fraser's Survey of the Town of Silver City, Grant County, New Mexico, containing .303 acres more or less. The property address is 716 E 16th Street and the owner is Philipp Merillat.

WHEREAS, on September 10, 2019, the applicant, Philipp Merillat, filed an application requesting a Map Amendment/Zone Change which would rezone that area from Residential B to Mixed Use 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 November 6, 2019 the Planning and Zoning Commission of the Town of Silver City heard a request to rezone the parcel of land described above from Residential B Zoning District to Mixed Use 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 Mixed Use Zoning District with the findings that The proposed amendment is in substantial compliance (or not in substantial compliance) with the Town's Comprehensive Plan, 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 that The Town Council approves the application to re-zone the subject properties as described above, from Residential B to Mixed Use 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 November, 2019.

(Seal)

/s/ _____
Ken Ladner, Mayor

Attest:

/s/ _____
Ann L. Mackie, Town Clerk