

**ORDINANCE NO. 1301**

**An Ordinance to amend the Official Zoning Map for a tract of land from a Commercial Highway Zoning District to Residential B-2 Zoning District for a tract of land described as: A tract of land situated in the NE1/4 NE1/4, Section 35, T. 17S., R. 14W., N.M.P.M., Grant County, New Mexico, being described more particularly as follows: Beginning at the corner No. 1, from whence the Southwest Corner of the NE1/4 NE1/4 bears S. 43°33'44"W., 733.12 ft. distant; Thence N.80°01'24"., 323.76 ft to Corner No. 2; Thence N.13°46'14"E., 168.18 ft to Corner No. 3; Thence S.85°12'37"E., 326.71 ft. to Corner No. 4; Thence S. 13°46'14"W., 134.76 ft. to Corner No. 5; Thence S. 13°27'14"., 63.00 ft. to the point and place of beginning. Containing 1.357 acres more or less. The Applicant is Daniel Casaus and the property is addressed as 2888 Pinos Altos Road, Silver City NM.**

**WHEREAS**, on December 18, 2020, the applicant, Daniel Casaus, filed an application requesting a Map Amendment/Zone Change which would rezone that area from Commercial Highway 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 February 2, 2021, the Planning and Zoning Commission of the Town of Silver City heard a request to rezone the parcel of land described above from Commercial Highway 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 Residential B-2 Zoning District with the findings that the proposed amendment is in substantial compliance with the Town's Comprehensive Plan, the proposed amendment will not adversely affect the implementation of the goals and policies of the Town's Comprehensive Plan; 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 Commercial Highway 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 23rd day of February 2021.



  
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Ken Ladner, Mayor

Attest:

  
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Ann L. Mackie, Town Clerk