BOARD OF SUPERVISORS AGENDA ITEM REPORT

Requested Board Meeting Date: May 7, 2019

Title: P18RZ00004 LARSEN - N. TREASURE DRIVE REZONING (Ordinance)

Introduction/Background:

On December 4, 2018, the Board of Supervisors approved this rezoning subject to a condition as recommended by the Planning and Zoning Commission.

Discussion:

The rezoning was for 4.19 acres from the CR-1 (Single Residence) zone to the CR-1 (HL) (Single Residence - Historic Landmark) zone to provide preservation protections for the site's historic residence and orchard as requested by the property owner.

Conclusion:

The Ordinance reflects the Board of Supervisor's approval of the rezoning.

Recommendation:

Approval

Fiscal Impact:

N/A

Board of Supervisor District:

☒ 1 ☐ 2 ☐ 3 ☐ 4 ☐ 5 ☐ All

APR 24 '19 PM 01:07 PC CLK OF BD

Department: Development Services Department - Planning Telephone: 520-724-9000

Contact: David Petersen Telephone: 520-724-9000

Department Director Signature/Date: 4/10/19

Deputy County Administrator Signature/Date: 4/11/19

County Administrator Signature/Date: C. Duhelbeity 4/12/19

PIMA COUNTY
DEVELOPMENT SERVICES

FOR MAY 7, 2019 MEETING OF THE BOARD OF SUPERVISORS

TO: HONORABLE BOARD OF SUPERVISORS

FROM: Chris Poirier, Planning Official
Public Works-Development Services Department-Planning Division

DATE: April 9, 2019

ORDINANCE FOR ADOPTION

P18RZ00004 **LARSEN – N. TREASURE DRIVE REZONING**
Owners: Peter Larsen
(District 1)

If approved, adopt ORDINANCE NO. 2019 - _____

OWNERS: Peter Larsen
6441 N. Treasure Drive #B
Tucson, AZ 85704-5607

AGENT: Tucson Historic Preservation Foundation
% Demion Clinco
P.O. Box 40008
Tucson, AZ 85717

DISTRICT: 1

STAFF CONTACT: David Petersen

STAFF RECOMMENDATION: **APPROVAL.**

CP/DP/ar
Attachments

cc: P18RZ00004 File

ORDINANCE 2019-_____

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA RELATING TO ZONING; REZONING APPROXIMATELY 4.19 ACRES OF PROPERTY, LOCATED AT THE TERMINUS OF N. TREASURE DRIVE, APPROXIMATELY 500 FEET NORTH OF W. ORANGE GROVE ROAD AND APPROXIMATELY 650 FEET WEST OF N. ORACLE ROAD, FROM THE CR-1 (SINGLE RESIDENCE) ZONE TO THE CR-1 (HL) (SINGLE RESIDENCE – HISTORIC LANDMARK) ZONE, IN CASE P18RZ00004 LARSEN – N. TREASURE DRIVE REZONING, AND AMENDING PIMA COUNTY ZONING MAP NO. 77.

IT IS ORDAINED BY THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA:

Section 1. The 4.19 acres located at the terminus of N. Treasure Drive, approximately 500 feet north of W. Orange Grove Road and approximately 650 feet west of N. Oracle Road and illustrated by the shaded area on the attached rezoning ordinance map (Exhibit A), which amends Pima County Zoning Map No. 77, is rezoned from the CR-1 (Single Residence) zone to the CR-1 (HL) (Single Residence – Historic Landmark) zone subject to the condition in this ordinance.

Section 2. Rezoning Condition.

The property owner shall execute the following disclaimer regarding Proposition 207 rights: "Property Owner acknowledges that neither the rezoning of the Property nor the conditions of rezoning give Property Owner any rights, claims or causes of action under the Private Property Rights Protection Act (Arizona Revised Statutes Title 12, chapter 8, article 2.1). To the extent that the rezoning or conditions of rezoning may be construed to give Property Owner any rights or claims under the Private Property Rights Protection Act, Property Owner hereby waives any and all such rights and/or claims pursuant to A.R.S. § 12-1134.

Section 3. The rezoning condition of Section 2 may be amended or waived by resolution of the Board of Supervisors in accordance with Chapter 18.91 of the Pima County Zoning Code.

Section 4. The effective date of this Ordinance is the date the Chairman of the Board of Supervisors signs this Ordinance.

Passed and adopted by the Board of Supervisors of Pima County, Arizona, on this _____ day of _____, 2019.

_____
Chairman, Pima County Board of Supervisors

ATTEST:

_____
Clerk, Board of Supervisors

Approved As To Form:

3/25/19

Deputy County Attorney
Lesley M. Lukach

Approved:

Executive Secretary,
Planning and Zoning Commission

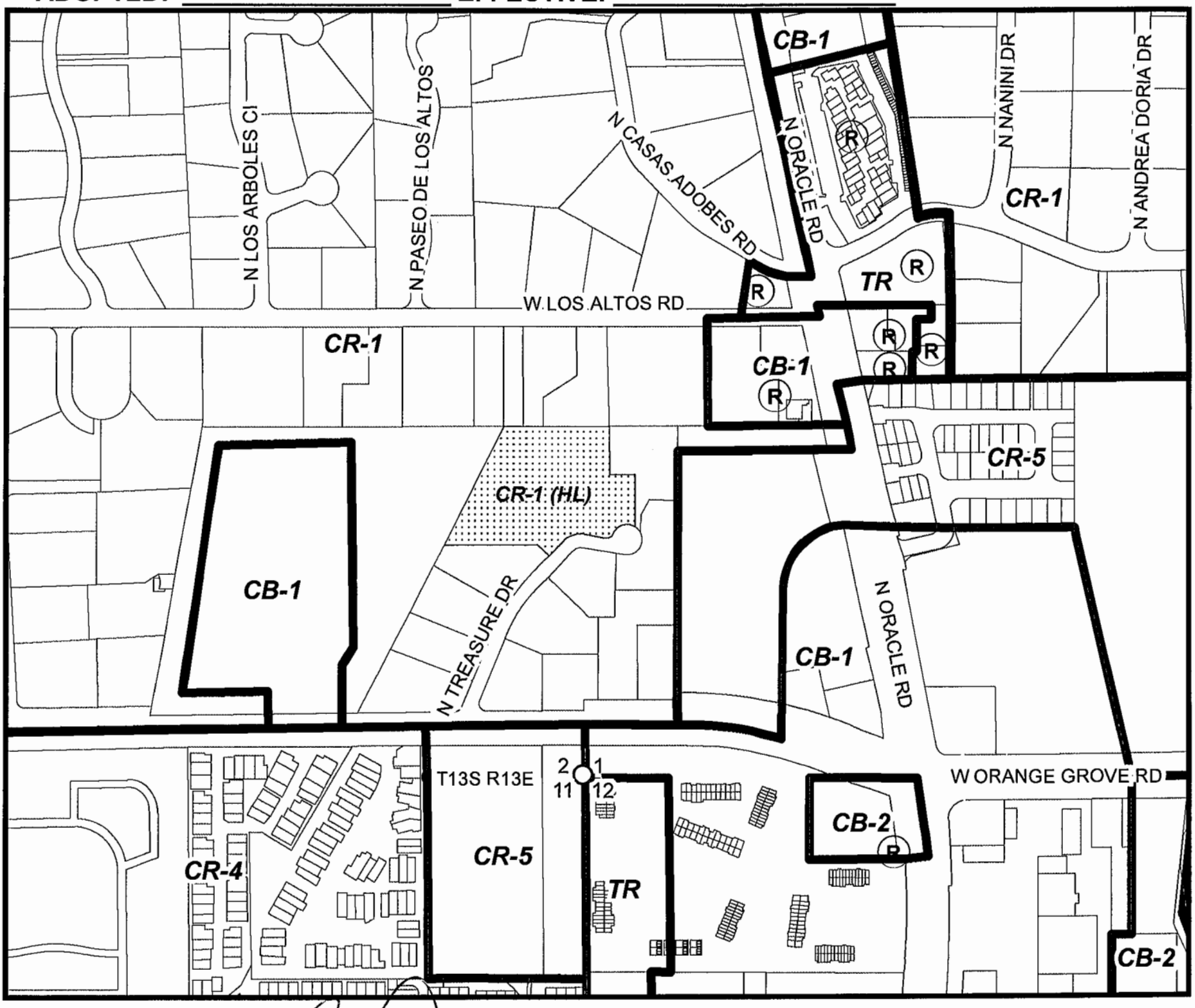
EXHIBIT A

AMENDMENT NO._____ BY ORDINANCE NO._____
TO PIMA COUNTY ZONING MAP NO. 77 TUCSON AZ. LOT 5 AND PORTIONS OF LOTS 4 AND 6 OF DESERT TREASURES ESTATES BEING A PART OF SECTIONS 1 AND 2 OF T13S R13E.

N W E S

0 125 250 500 Feet

ADOPTED: _____ EFFECTIVE: _____



EXECUTIVE SECRETARY PIMA COUNTY PLANNING AND ZONING COMMISSION

FROM CR-1 4.19 ac
ds-March 11, 2019

P18RZ00004
10207045C

PIMA COUNTY
DEVELOPMENT SERVICES