



# AGENDA MATERIAL

DATE 9/15/20 ITEM NO. RA, 23

Date: September 11, 2020

To: Honorable Pima County Board of Supervisors

From: Mark Holden, AICP, Principal Planner

RE: **P20CR00001 CUMMINGS ET AL - E. REX MOLLY ROAD PLAN AMENDMENT AND REZONING - BOARD OF SUPERVISORS SUPERMAJORITY PROTEST CALCULATIONS**

The above referenced case is scheduled for the September 15, 2020 public hearing of the Board of Supervisors (Regular Agenda Item # 23). Per the Pima County Zoning Code, staff has calculated the number of property owner protests to trigger the required three-fourths (i.e. supermajority) vote of the board for the case (Section 18.91.080.B). The code requires a three-fourths vote *...if written protest submitted to the supervisors two business days prior to the public hearing totals at least twenty percent of the owners of property, by area and number, within three hundred feet of the rezoning.*

Staff has calculated that eight letters of protest were received from Rancho del Lago neighbors within three hundred feet of the rezoning, which equals approx. 29% of owners by number, exceeding the threshold by number of owners. However, those eight owners represent only 0.81 acres of property area, or approx. 6% of the required 13.68 acres of area. As such, the requirement for a supermajority vote by the board **has not been met**.

Map showing the protest area and location of property owners opposing the rezoning is attached.

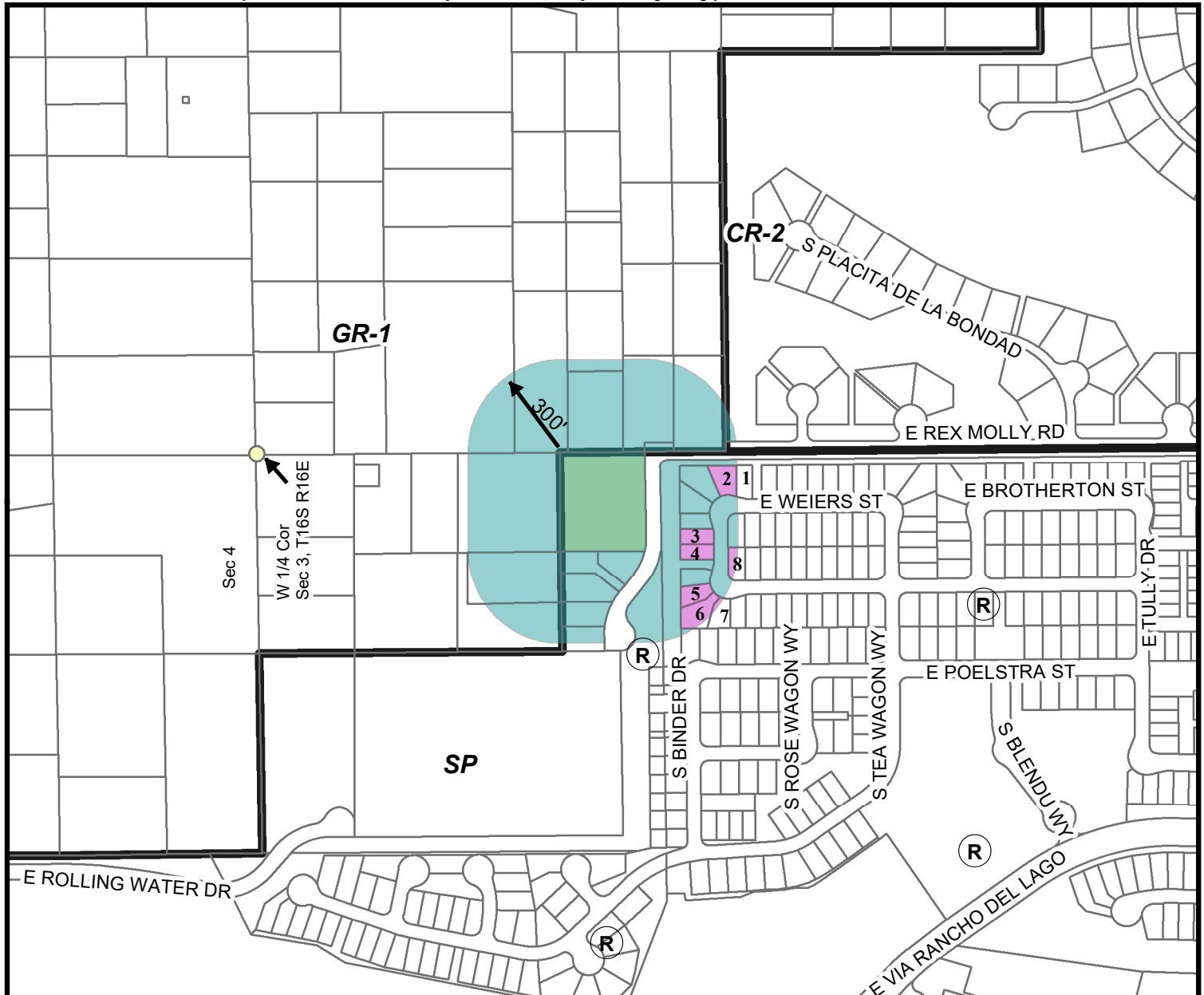
SEP 15 2020 3:30 PM 071 035

**P20CR00001 CUMMINGS, ET AL - E. REX MOLLY ROAD  
CONCURRENT PLAN AMENDMENT & REZONING**

**Protest Calcs within 300'**

**Protest by Area:** 5.92% or 0.81 acres  
(2.73 of 13.68 acres required for super majority)

**Protest by Owner:** 28.57% or 8 owners  
(6 of 28 owners required for super majority)



0 220 440 880 Feet

 Protest

**PIMA COUNTY DEVELOPMENT SERVICES DEPARTMENT  
PLANNING DIVISION**



Notes:

**Tax Code(s): 305-05-0690**

**PIMA COUNTY COMPREHENSIVE PLAN CO7-13-10**

Map Scale: 1:6,000

Map Date: 7/28/2020 - ds

