



# City of Yuma

## Legislation Text

File #: O2024-026, Version: 1

<p><b>DEPARTMENT:</b> Planning &amp; Neighborhood Svc</p> <p><b>DIVISION:</b> Community Planning</p>	<p><b>STRATEGIC OUTCOMES</b></p> <p><input checked="" type="checkbox"/> Safe &amp; Prosperous</p> <p><input type="checkbox"/> Active &amp; Appealing</p> <p><input checked="" type="checkbox"/> Respected &amp; Responsible</p> <p><input type="checkbox"/> Connected &amp; Engaged</p> <p><input type="checkbox"/> Unique &amp; Creative</p>	<p><b>ACTION</b></p> <p><input type="checkbox"/> Motion</p> <p><input type="checkbox"/> Resolution</p> <p><input type="checkbox"/> Ordinance - Introduction</p> <p><input checked="" type="checkbox"/> Ordinance - Adoption</p> <p><input type="checkbox"/> Public Hearing</p>
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**TITLE:**  
Rezoning of Property: 1712 S. Maple Avenue

**SUMMARY RECOMMENDATION:**  
Approve the rezoning of an approximately 6,690 square foot lot from the Light Industrial/Infill Overlay (L-I/IO) District to the Low Density Residential/Infill Overlay (R-1-6/IO) District, for the property located at 1712 S. Maple Avenue, Yuma, AZ (ZONE-42472-2024) (Planning and Neighborhood Services/Community Planning) (Alyssa Linville)

**STRATEGIC OUTCOME:**  
The rezoning of the subject property will support residential development that will be responsibly constructed, meeting all codes and requirements. This rezone assists in furthering the City Council’s strategic outcomes as it relates to Safe and Prosperous, and Respected and Responsible.

**REPORT:**  
The property presently has a single-family home built in 1955, with an older accessory building in the back yard. This property has no driveway on Maple Avenue with vehicular access via the alley to the west. The property owner is requesting this rezoning “for the purpose of possibly resale.”

Further specified in the Yuma City Code § 154-05.04, the following are some of the development standards required of a development in the Low Density Residential (R-1-6) District:

1. The minimum lot size is 6,000 sq. ft.;
2. The maximum lot coverage shall not exceed 50% of the lot area;
3. A minimum front yard setback of 20 feet for all buildings, including accessory structures;
4. A minimum side yard setback of 5 feet\*;
5. A minimum rear yard setback of 10 feet; and
6. A maximum building height of 40 feet.

\*Infill Overlay Incentive.

The request to rezone the property from the Light Industrial/Infill Overlay (L-I/IO) District to the Low Density Residential/Infill Overlay (R-1-6/IO) District is in conformance with the Low Density Residential Land Use

Category in the General Plan.

Three similar rezoning requests were approved in 2007 and 2023: Z2007-005, ZONE-41390-2023 and ZONE-41869-2023. These properties all have single-family homes.

On May 13, 2024, The Planning and Zoning Commission voted to recommend **APPROVAL** of the rezoning from the Light Industrial/Infill Overlay (L-I/IO) District to the Low Density Residential/Infill Overlay (R-1-6/IO) District, subject to the following conditions:

1. The conditions listed below are in addition to City codes, rules, fees and regulations that are applicable to this action.
2. The Owner's signature on the application for this land use action shall constitute a waiver of any claims for diminution in value pursuant to A.R.S. § 12-1134.
3. Each of the conditions listed above shall be completed within two (2) years of the effective date of the rezoning ordinance or prior to the issuance of a Building Permit, Certificate of Occupancy or City of Yuma Business License for this site, whichever occurs first. If the conditions of approval are not completed within the above timeframe then the rezone shall be subject to ARS § 9-462.01.

**Public Comments- Excerpt from Planning and Zoning Commission Meeting Minutes:**

**Robert Blevins, Principal Planner, summarized the staff report and recommended APPROVAL.**

**QUESTIONS FOR STAFF**

None

**APPLICANT/APPLICANT'S REPRESENTATIVE**

None

**"Motion by Joshua Scott, Planning Commissioner, second by Gregory Counts, Planning Commissioner to APPROVE ZONE-42472-204 as presented.**

**"Motion carried (6-0)"**

**Planning Commission Staff Report- Attached**

**FISCAL REQUIREMENTS:**

CITY FUNDS:	\$ 0.00	BUDGETED:	\$ 0.00
STATE FUNDS:	\$ 0.00	AVAILABLE TO TRANSFER:	\$ 0.00
FEDERAL FUNDS:	\$ 0.00	IN CONTINGENCY:	\$ 0.00
OTHER SOURCES:	\$ 0.00	FUNDING: ACCOUNT/FUND #/CIP	

TOTAL \$ 0.00

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To total; right click number & choose "Update Field"		

**FISCAL IMPACT STATEMENT:**

NONE

**ADDITIONAL INFORMATION:**

SUPPORTING DOCUMENTS NOT ATTACHED TO THE CITY COUNCIL ACTION FORM THAT ARE ON FILE IN THE OFFICE OF THE CITY CLERK:

NONE

IF CITY COUNCIL ACTION INCLUDES A CONTRACT, LEASE OR AGREEMENT, WHO WILL BE RESPONSIBLE FOR ROUTING THE DOCUMENT FOR SIGNATURE AFTER CITY COUNCIL APPROVAL?

- Department
- City Clerk's Office
- Document to be recorded
- Document to be codified

Acting City Administrator: John D. Simonton	Date: 6/18/2024
Reviewed by City Attorney: Richard W. Files	Date: 6/17/2024