

RESOLUTION NO. 39-2004

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BENSON, ARIZONA, ADOPTING A MINOR AMENDMENT TO THE CITY'S GENERAL DEVELOPMENT PLAN PURSUANT TO ARIZONA REVISED STATUTES §9-461.06, AMENDING THE CIRCULATION PLAN AS SET FORTH IN SECTION I, "B", "PLAN ELEMENTS AND GOALS AND OBJECTIVES", ENTITLED "CIRCULATION", SUBSECTION V. "CIRCULATION PLAN" TO ADD THE EXTENSIONS OF JENNELLA DRIVE TO THE WEST OF HIGHWAY 90 AND THE EXTENSION OF HIGHWAY 90 TO THE BENSON MUNICIPAL AIRPORT; AND PROVIDING THAT THIS RESOLUTION SHALL BE EFFECTIVE AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

WHEREAS, through the adoption of the "Growing Smarter/Plus Legislation" as set forth in Arizona Revised Statutes, §9-461.05 et seq., as may be amended from time to time, the Arizona Legislature required the City to adopt a General Plan providing for the development of the municipality in accordance with the Act; and

WHEREAS, after extensive public participation in the adoption process, a draft of the "City of Benson General Development Plan" was considered by the City of Benson Planning and Zoning Commission at a public meeting on August 27, 2002, resulting in a vote by the Commission to recommend adoption of the same by the City Council; and

WHEREAS, after a public hearing held October 7, 2002, the City Council adopted the "City of Benson General Development Plan" by Resolution No. 2002-24 on October 21, 2002 and the same was ratified by the voters on March 11, 2003; and

WHEREAS, in July of 2004, the City of Benson self-initiated an amendment to the General Development Plan to add to the Circulation Plan the extension of Jennella Drive to the West of Highway 90 and the extension of Highway 90 to the Benson Municipal Airport, the addition of these road extensions the City Council feels will encourage future development furthering the Land Use Goals and Objective of the General Development Plan; and,

WHEREAS, the criteria for determining whether a proposed amendment to the General Development Plan is a major or minor amendment is set forth in Section II of the General Development Plan, in accordance with ARS 9-461.06; and

WHEREAS, in accordance with the criteria set forth for determining a minor or major amendment in Section II of the General Plan document, the City Manager has made the determination that the required amendment is a minor amendment; and

WHEREAS, in accordance with the requirements of Arizona Revised Statutes, §9-461.06, the Planning and Zoning Commission held a public hearing on said amendment at its regular meeting on October 27, 2004, and voted to forward the same to the City Council with a recommendation for approval, and the City Council held a public hearing on the amendment at its regular meeting on December 6, 2004; and,

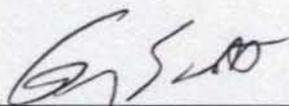
WHEREAS, the City Council finds that the minor amendment to the General Development Plan is for the good of the entire community and will enhance the land usage relationship with the surrounding properties and will encourage future development and is consistent with the Vision, Guiding Principles, Goals and Policies of the General Development Plan;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Benson, Arizona, as follows:

The Circulation Plan as set forth in the General Development Plan starting at page 27, et seq., is hereby amended to provide for the extension of Jennella Drive to the West of Highway 90 and the extension of Highway 90 to the Benson Municipal Airport as shown on Exhibit "A" attached hereto and be reference incorporated herein.

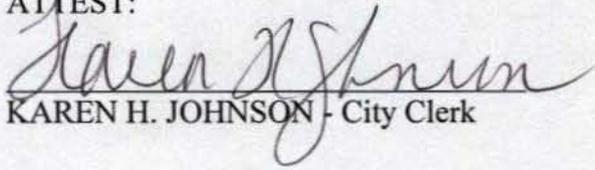
This Resolution shall be effective after its passage and approval according to law.

PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF BENSON, ARIZONA, this 20th day of December, 2004.



GEORGE SCOTT, Mayor

ATTEST:


KAREN H. JOHNSON - City Clerk

APPROVED AS TO FORM:

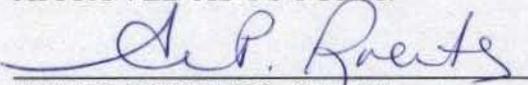

ANN P. ROBERTS, City Attorney

EXHIBIT "A"

ADDITIONS TO CIRCULATION PLAN OF EXTENSION OF
JENNELLA DRIVE TO THE WEST OF HIGHWAY 90 AND
HIGHWAY 90 TO THE BENSON MUNICIPAL AIRPORT

