

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

CC: 10R
Amend No. _____

Date prepared: February 1, 2010

Council Meeting Date: March 2, 2010

TO: Carl Swenson, City Manager

FROM: Susan J. Daluddung, AICP, Deputy City Manager 

THROUGH: Glen Van Nimwegen, AICP, Planning & Community Development Director 

THROUGH: Chris Jacques, AICP, Planning Manager 

PREPARED BY: Adam Pruett, AICP, Senior Planner

SUBJECT: City of Peoria General Plan 2010 – A request for the City Council to recognize and approve the General Plan in its final form prior to the City Council's action to place the General Plan on the August 2010 ballot for voter ratification in accordance with Arizona's Growing Smarter legislation.

SUMMARY:

In May of 2001, the City of Peoria electorate passed its first General Plan in accordance with the Growing Smarter and Growing Smarter Plus legislation. Since that time, the City has adopted numerous General Plan Amendments, many of which were proposed by the City. Over the past several months, the City has been preparing to adopt a new, updated General Plan as required by this legislation to be presented to the electorate for ratification in August 2010.

2009 Major General Plan Update & Council Action

In October and November 2009, the Planning Commission held two public hearings then recommended approval of the new, updated General Plan to the City Council as required by Title 9, Arizona Revised Statutes. On December 1, 2009, the City Council approved this new General Plan which took a comprehensive approach in amending each element of the Plan by coordinating with all City Departments to ensure the accuracy and consistency of the information provided throughout the document. This approval updated the Plan and consolidated 10 years of major and minor amendments and resulted in the new, updated General Plan document being considered this evening. A request to place this Plan on the August 2010 ballot will be brought before City Council later on this same agenda. If approved by our residents in August, this

CITY CLERK USE ONLY:

Consent Agenda
 Carry Over to Date: _____
 Approved
 Unfinished Business (Date heard previous: _____)
 New Business

ORD. # _____ RES. # 2010-19
LCON# _____ LIC. # _____
Action Date: _____

Plan will be in effect for up to 10 years.

Request

The City Council is being asked to formally accept the General Plan as the City's official General Plan. This action will allow the City Council to place the General Plan on the August 2010 ballot for voter ratification and staff to continue working on the necessary steps involved in the voter ratification process as mandated by the Growing Smarter legislation.

Recommendation:

The Mayor and Council approve and adopt the attached resolution that formally acknowledges and accepts the General Plan in advance of the City Council's action to place the Plan on the August 2010 ballot.

Attachments:

- Resolution
- Proposed General Plan (routed via CD, under separate cover)
 - NOTE: *Hard copies are available upon request.*

RESOLUTION NO. 2010-19

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA ADOPTING THE GENERAL PLAN ENTITLED 'CITY OF PEORIA GENERAL PLAN 2010' DATED JANUARY, 2001, DEVELOPED UNDER THE GROWING SMARTER AND GROWING SMARTER 'PLUS' LEGISLATION; AND FORMALLY PLACING THE SAID FINAL DRAFT BEFORE THE PEORIA ELECTORATE IN THE AUGUST, 2010 BALLOT PROCEEDINGS.

WHEREAS, the City of Peoria is required to update its General Plan in accordance with the goals and content requirements contained in chapter 9-461 of the Arizona Revised Statutes; and

WHEREAS, the City of Peoria's General Plan must consist of a map(s) and descriptive text covering the objectives, principals and standards used to develop the essential elements of the Plan; and

WHEREAS, the General Plan is a dynamic tool updated to adequately respond to changing shifts in market conditions, community goals and values and evolving transportation and land use conditions; and

WHEREAS, the Plan results from broad public input and reflects community vision. The Plan expresses the community desire to shape a desirable living environment and encompasses the general health, safety, and welfare of the entire City and its planning area, consistent with the requirement under the Arizona State Statutes; and

WHEREAS, the Plan provides a framework of goals, objectives, and policies for development of regulations to implement the Plan. The Plan provides a balance of land uses that will preserve and enhance neighborhoods, promote economic development, encourage redevelopment at appropriate locations, properly control land development and protect natural resources; and

WHEREAS, the Plan provides sufficient availability and variety of opportunities for safe, decent and affordable housing in strong, cohesive neighborhoods to meet the current and future residents of Peoria; and

WHEREAS, the Plan promotes a multi-modal transportation system that will serve the community and region in a safe and efficient manner while minimizing adverse impacts to neighborhood, businesses and the natural environment; and,

WHEREAS, the Plan provides Capital Facilities to properly serve the community in a manner that enhances the quality of life and economic opportunities and provides for future needs; and

WHEREAS, the Plan provides a balanced, quality system of parks and recreational opportunities, open space and conservation measures and trails with internal and regional connectivity to serve the current and future residents and visitors of Peoria; and

WHEREAS, copies of the City's proposed General Plan is required to be and has been submitted to the Arizona State Department of Commerce and other affected entities pursuant to chapter 9-461.06 of the Arizona Revised Statutes at least sixty days prior to action by the City Council; and

WHEREAS, the provisions of Sections 9-461, Arizona Revised Statutes, and amendments thereto, have been fully observed.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the document consisting of the text, maps, and supporting materials encompassing the Final Draft General Plan 2010 is hereby adopted by the City Council of the City of Peoria for placement on the August 2010 ballot; and

BE IT FURTHER RESOLVED, the goals, objectives and policies contained in the Final Draft General Plan 2010 be implemented as policy, subject to an affirmative vote of the Peoria electorate; and

BE IT FURTHER RESOLVED, the General Plan, as approved by an affirmative vote of the Peoria electorate, may need to be periodically amended to reflect changing community needs and conditions; and

BE IT FURTHER RESOLVED, the General Plan, as approved by an affirmative vote of the Peoria electorate, shall be comprehensively updated on a ten-year cycle, or as deemed necessary by the City Council; and

BE IT FURTHER RESOLVED, all matters affecting the rezoning or physical development of lands, shall be in general conformance to the General Plan, as approved by an affirmative vote of the Peoria electorate.

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SECTION 1. Separability.

In the event any part, portion or paragraph of this Resolution is found to be invalid by any court of competent jurisdiction, the invalidity of such part, portion, or paragraph shall not affect any other valid part, portion, or paragraph of this Resolution and effectiveness thereof;

SECTION 2. This Resolution shall become effective in the manner provided by law.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Maricopa County, Arizona this 2nd day of March, 2010.

Bob Barrett, Mayor

Date Signed _____

ATTEST:

Mary Jo Waddell, City Clerk

APPROVED AS TO FORM:

Stephen M. Kemp, City Attorney