

**City of Carson City
Agenda Report**

Date Submitted: December 6, 2011

Agenda Date Requested: December 15, 2011

Time Requested: 5 minutes

To: Mayor and Board of Supervisors

From: Public Works - Planning Division

Subject Title: For Possible Action: To approve a Master Plan Amendment application to change the Master Plan Land Use Map designation of a property owned by Carson City located in the vicinity of the southwest quadrant of Carson City, changing the Master Plan designation of APN 007-051-07 (40 acres) from Conservation Reserve (Private) to Open Space. (MPA-11-128) (Lee Plemel)

Summary: The subject property is currently owned by the Carson City Open Space program. The proposed amendment would make the Master Plan land use designation consistent with the actual public ownership and intended long-term use of the property for open space.

Type of Action Requested:

- ☐ Resolution
☒ Formal Action/Motion

- ☐ Ordinance
☐ Other (Specify)

Does This Action Require A Business Impact Statement: () Yes (X) No

Planning Commission Action: Recommended approval on November 30, 2011 by a vote of 7 ayes and 0 nays.

Recommended Board Action: I move to approve a Master Plan Amendment application to change the Land Use Map designation of APN 007-051-07 from Conservation Reserve (Private) to Open Space, based on the findings contained in the staff report.

Explanation for Recommended Board Action: The Board of Supervisors is required to take final action on all Master Plan Amendments. See the attached staff report to the Planning Commission for further information.

Applicable Statute, Code, Policy, Rule or Regulation: CCMC 18.02.070 (Master Plan).

Fiscal Impact: N/A

Explanation of Impact: N/A

Funding Source: N/A

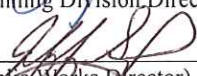
Alternatives: 1) Deny the application, or
2) Refer the matter back to Planning Commission for further review.

Supporting Material:

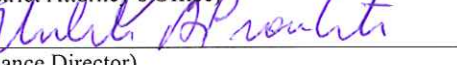
- 1) Resolution 2011-PC-3
- 2) Case Record
- 3) Staff report

Prepared By: Janice Brod, Grants Program Coordinator

Reviewed By:


(Planning Division Director)

(Public Works Director)

(City Manager)

(District Attorney's Office)

(Finance Director)

Date: 12-6-11

Date: 12/6/11

Date: 12/6/11

Date: 12/6/11

Date: 12/6/11

Board Action Taken:

Motion: _____

- 1) _____
- 2) _____

Aye/Nay

(Vote Recorded By)

RESOLUTION 2011-PC-3

A RESOLUTION RECOMMENDING TO THE BOARD OF SUPERVISORS APPROVAL OF MPA-11-128, A MASTER PLAN AMENDMENT TO CHANGE THE LAND USE MAP DESIGNATION FOR A PROPERTY OWNED BY CARSON CITY LOCATED IN THE VICINITY OF THE SOUTHWEST QUADRANT OF CARSON CITY, CHANGING APN 007-051-07 (40 ACRES), FROM CONSERVATION RESERVE (PRIVATE) TO OPEN SPACE.

WHEREAS, NRS 278.210 requires that any adoption of a master plan amendment shall be by resolution of the Planning Commission; and

WHEREAS, the Planning Commission has given proper notice of the proposed amendment in accordance with the provisions of NRS and CCMC 18.02.070, and is in conformance with City and State legal requirements; and

WHEREAS, on November 30, 2011, the Planning Commission obtained public testimony and duly considered recommendations and findings for the proposed master plan amendment and approved Master Plan Amendment MPA-11-128 by an affirmative vote of a two-thirds majority of the Commission, at least five members of the seven-member Commission, pursuant to NRS 278.210, based on four findings of fact; and

WHEREAS, Carson City has acquired these properties for open space purposes to expand the opportunities for the visitors and residents of Carson City and maintain a high quality of life in conformance with the goals and policies of the Master Plan.

NOW, THEREFORE, the Carson City Planning Commission hereby recommends to the Board of Supervisors approval of the Master Plan Amendment to change the Land Use Map designation for a specific property owned by Carson City located in and around the vicinity of the southwest quadrant of Carson City, changing APN 007-051-07 (40 acres) from Conservation Reserve (Private) to Open Space, as illustrated in the attached Exhibit A.

Upon motion by Commissioner Malkiat Dhami, seconded by Commissioner William Vance, the foregoing resolution was passed and adopted this 30th day of November, 2011, by the following vote:

AYES: Commissioner Malkiat Dhami
Commissioner William Vance
Commissioner Paul Esswein
Commissioner Mark Sattler
Commissioner Jim Shirk
Commissioner George Wendell
Chairperson Mark Kimbrough

NAYS: None

ABSENT: None

RESOLUTION NO. 2011-PC-3

ABSTAIN: None



Mark Kimbrough, Chairman

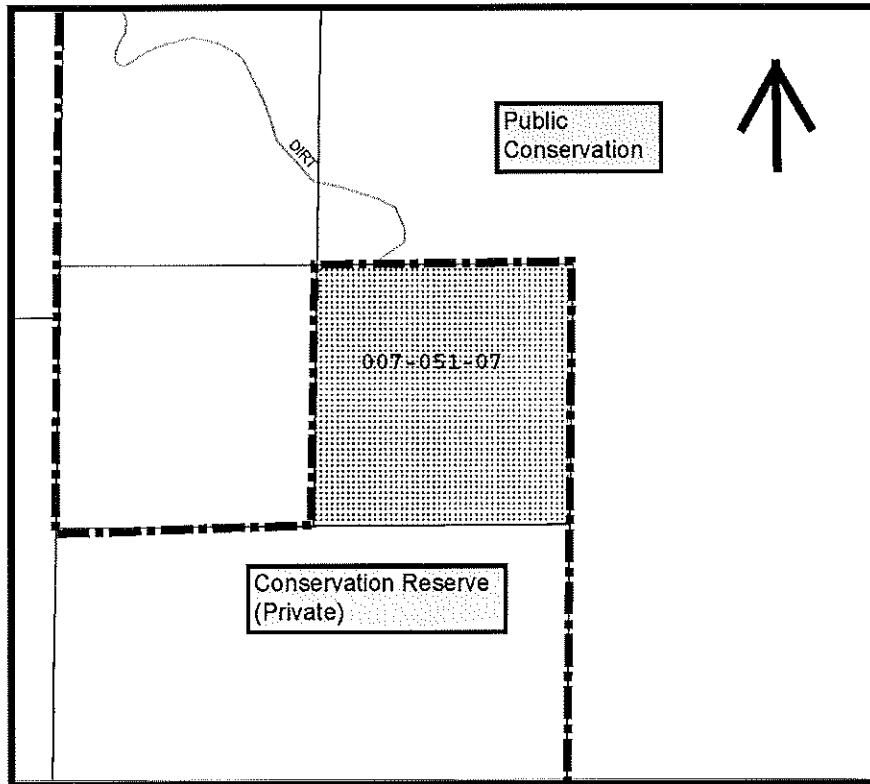
ATTEST:



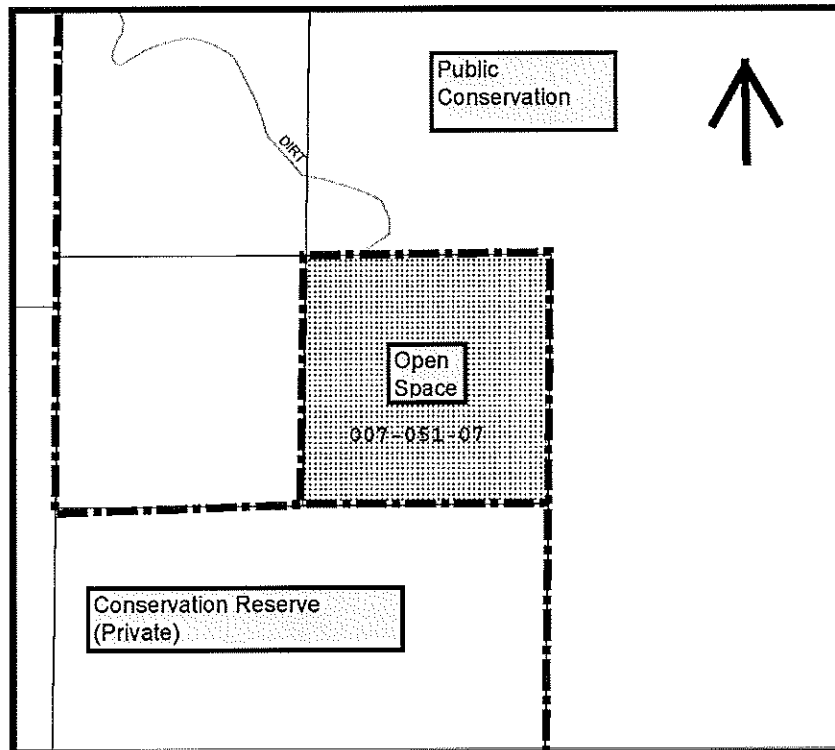
LEE PLEMEL, AICP
Planning Director

EXHIBIT A

Existing Master Plan



Proposed Master Plan



CARSON CITY PLANNING COMMISSION

CASE RECORD

MEETING DATE: November 30, 2011

AGENDA ITEM NO.: H-4(A)

APPLICANT(s) NAME: Carson City
PROPERTY OWNER(s): Carson City

FILE NO. MPA-11-128

ASSESSOR PARCEL NO(s): 007-051-07 (40 acres)

APPLICANT'S REQUEST: For Possible Action: To adopt a Resolution making a recommendation to the Board of Supervisors regarding a Master Plan Amendment to change the Land Use Map designation of a property owned by Carson City located in the vicinity of the southwest quadrant of Carson City, changing the Master Plan designation of APN 007-051-07 (40 acres) from Conservation Reserve (Private) to Open Space. (Jennifer Pruitt)

COMMISSIONERS PRESENT: ☒ KIMBROUGH ☒ MULLET ☒ HEATH
 ☒ DHAMI ☒ SHIRK ☒ VANCE ☒ WENDELL

STAFF REPORT PRESENTED BY: Jennifer Pruitt
STAFF RECOMMENDATION: ☒ APPROVAL
APPLICANT REPRESENTED BY: Jennifer Pruitt

☐ REPORT ATTACHED
☐ DENIAL

☒ APPLICANT/AGENT
PRESENT

☒ APPLICANT/AGENT
SPOKE

☐ APPLICANT/AGENT
NOT PRESENT

☐ APPLICANT/AGENT
DID NOT SPEAK

APPLICANT/AGENT INDICATED THAT HE/SHE HAS READ THE STAFF REPORT, AGREES AND UNDERSTANDS THE FINDINGS, RECOMMENDATIONS, AND CONDITIONS, AND AGREES TO CONFORM TO THE REQUIREMENTS THEREOF.

0 PERSONS SPOKE IN FAVOR OF THE PROPOSAL

0 PERSONS SPOKE IN OPPOSITION OF THE PROPOSAL

DISCUSSION, NOTES, COMMENTS FOR THE RECORD: N/A

MOTION WAS MADE TO ADOPT RESOLUTION WITH THE FINDINGS AS ENUMERATED ON THE STAFF REPORT.

MOVED: DHAMI SECOND: VANCE PASSED: 7/AYE 0/NO 0/ABSTAIN 0/ABSENT

SCHEDULED FOR THE BOARD OF SUPERVISORS

DATE: December 15, 2011

STAFF REPORT FOR PLANNING COMMISSION MEETING OF NOVEMBER 30, 2011

FILE: MPA-11-128

AGENDA ITEM: H-4(A)

STAFF AUTHOR: Jennifer Pruitt, Principal Planner

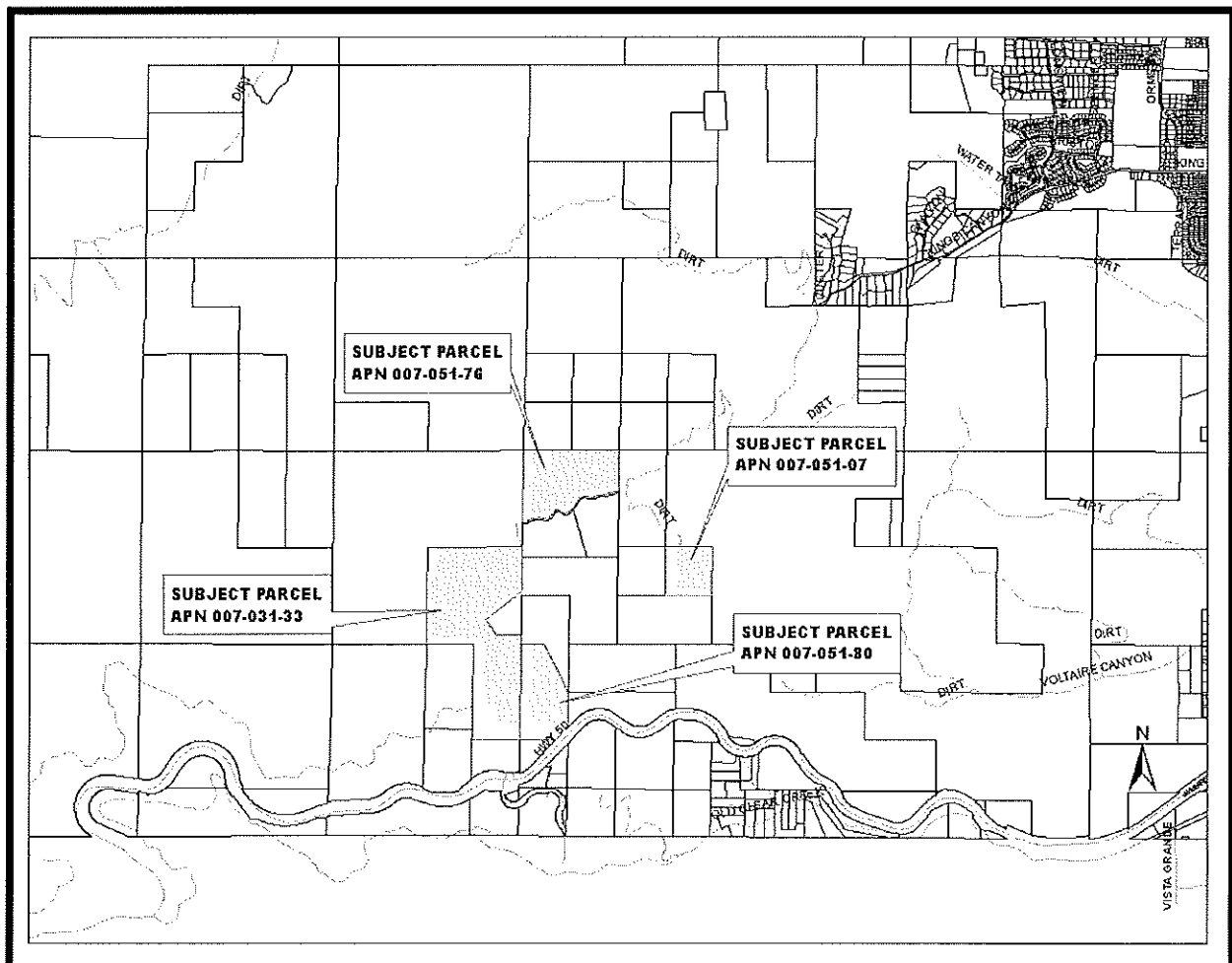
REQUEST: A Master Plan Amendment to change the Land Use Map designation of property located in and around the vicinity of the southwest quadrant of Carson City, changing the Master Plan designation of APN 007-051-07 (40 acres) from Conservation Reserve (Private) to Open Space.

APPLICANT: Carson City Planning Division

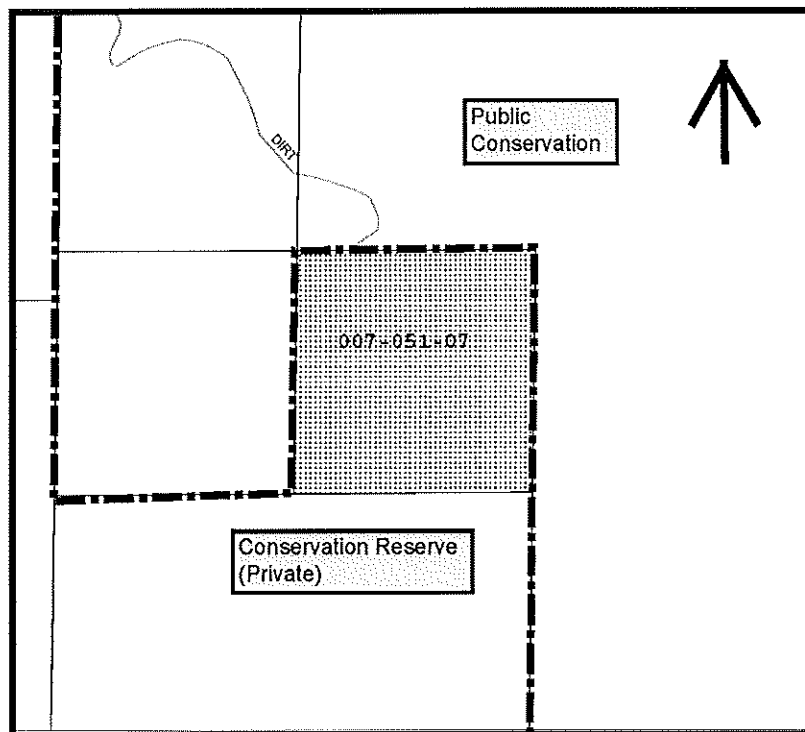
OWNER: Carson City

LOCATION: Southwest quadrant of Carson City (see map below)

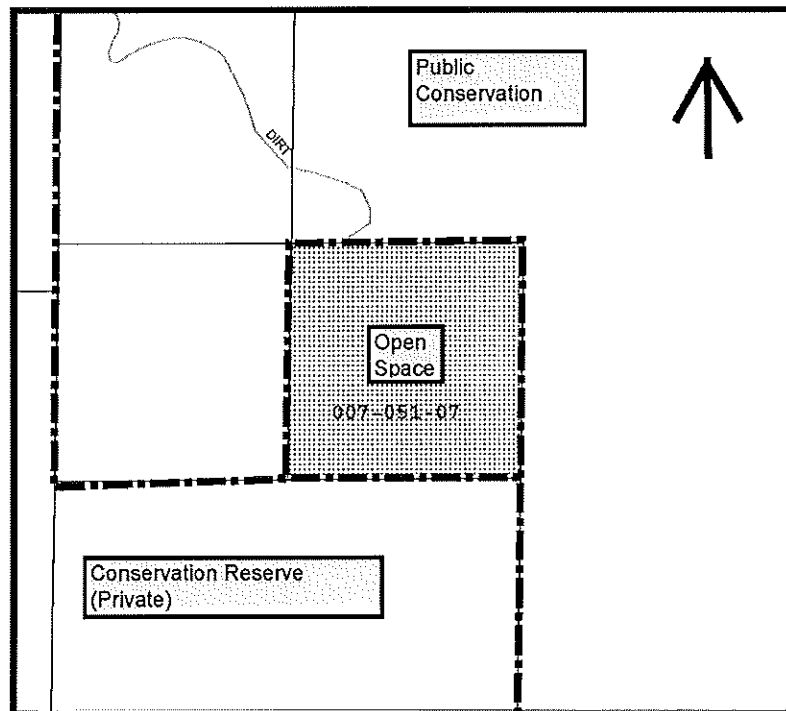
RECOMMENDED MOTION: "I move to adopt Resolution 2011-PC-03 recommending to the Board of Supervisors approval of MPA-11-128, a Master Plan Amendment to change the Land Use designation of APN 007-051-07 from Conservation Reserve (Private) to Open Space, based on the findings contained in the staff report."



EXISTING MASTER PLAN



PROPOSED MASTER PLAN



LEGAL REQUIREMENTS: CCMC 18.02.050 (Review); 18.02.070 (Master Plan).

DISCUSSION:

The subject property is currently owned by Carson City. The subject parcel APN 007-051-07 was acquired by Carson City in 2006 from the Hutchinson Family Trust for Open Space purposes through the Carson City Open Space program. The current and proposed Master Plan maps are attached to this staff report with the draft Master Plan Amendment resolution.

The subject parcel is located in the southwest quadrant of Carson City. The subject parcel is 40 acres in size.

The property is currently designated "Conservation Reserve (Private)" on the Master Plan Land Use Map and is proposed to be designated "Open Space" for consistency purposes.

As noted in the Carson City Master Plan, Carson City will continue to pursue opportunities to expand or enhance the community's open space network using a range of available tools (as specified in the Open Space Master Plan) to help implement the objectives of this Master Plan.

The Carson City Master Plan states that the primary purpose of the Open Space areas is primarily publicly-owned and accessible lands preserved by the City, other government agencies, or as part of a private development (e.g. planned unit development) for conservation, resource protection, or recreational use. These lands may also be preserved without public access to protect sensitive natural areas.

The Planning Division is proposing to concurrently rezone the subject parcel to Public Regional, along with three other parcels in the vicinity, whose Master Plan Designation is already Open Space. Further detailed discussion regarding the rezoning is included in the staff report for ZMA-11-129.

PUBLIC COMMENTS: Public notices were mailed to 30 adjacent property owners within 5,645 feet of the subject parcel in accordance with the provisions of NRS and CCMC 18.02.045. As of November 14, 2011, no written comments have been received either in support or opposition of this application. Any comments that are received after this report is completed will be submitted prior to or at the Planning Commission meeting, depending on their submittal date to the Planning Division.

OTHER CITY DEPARTMENT OR OUTSIDE AGENCY COMMENTS:

Engineering Division: No concerns with the request.

FINDINGS: Staff recommends the following findings for approval of the Master Plan Amendment pursuant to the Carson City Municipal Code Section 18.02.070, Master Plan.

1. ***The proposed amendment is in substantial compliance with the goals, policies and action programs of the Master Plan.***

Rationale: *The proposed amendment will be in substantial compliance with the following goals and policies of the Master Plan:*

Goal 1.3 – Promote the preservation of State and Federal lands as a community amenity.

Policy 1.3a – State and Federal Land Disposal – Continue to coordinate with the BLM to ensure that its Urban Interface Plan is consistent with the Land Use Plan.

Policy 1.3b – State and Federal Land Transfers – Monitor lands slated for potential disposal and identify opportunities for the transfer of such lands to City ownership, where lands are needed for public facilities, parks, trail access or similar functions, through the Federal Lands Bill and other programs, particularly within the urbanized area of the City.

Goal 4.3 –Expand the City's Open Space Network.

Policy 4.3a – Open Space Master Plan- Continue to review future development proposals for consistency with the City's Open Space Master Plan and continue to coordinate with the Open Space Advisory Committee and the Carson River Advisory Committee on Master Plan issues.

Policy 4.3b– Open Space Network- Continue to pursue opportunities to expand or enhance the community's open space network using a range of available tools (as specified in the Open Space Master Plan) to help implement the objectives of this Master Plan.

Rationale: The proposed Master Plan Amendment includes designating the parcels obtained by the Open Space program as Open Space in order to protect the area from future development and preserve views.

- 2. The proposed amendment will provide for land uses compatible with existing adjacent land uses and will not have detrimental impacts to other properties in the vicinity.**

Rationale: The proposed Open Space designation is consistent with the public uses that are already occurring on the properties. The use of the subject parcels is limited to open space because of their ownership by the Carson City Open Space program.

- 3. The proposed amendment is in response to changed conditions that have occurred since the plan was adopted and the requested amendment represents a more desirable use of land.**

Rationale: The subject property has been acquired by Carson City in 2006. The purpose of this application is to amend the Master Plan to properly reflect these publicly owned parcels for Open Space purposes.

4. ***The requested amendment will promote the desired pattern of orderly physical growth and guides development based on the projected population growth with the least amount of natural resource impairment and the efficient expenditure of funds for public services.***

Rationale: *The proposed amendment provides areas associated with Open Space uses to be properly designated and to promote the desired pattern of orderly physical growth in other areas identified in Carson City.*

Respectfully submitted,
PUBLIC WORKS, PLANNING DIVISION

Jennifer Pruitt

Jennifer Pruitt, AICP, LEED AP
Principal Planner

Attachments

Planning Commission Resolution 2011-PC-03 with Maps