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2009-001935 RESL Page: 1 of 2
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RESOLUTION NO. 09-02-01

CASE NO. CUP-08-06

**A RESOLUTION OF THE
GILA COUNTY BOARD OF SUPERVISORS
TO ALLOW A CONDITIONAL USE PERMIT (CUP-08-06)
ON GILA COUNTY TAX ASSESSOR'S PARCEL 301-34-007A**

WHEREAS, the Gila County Planning and Zoning Commission, at a duly noticed public hearing held on January 15, 2009, has recommended to the Board of Supervisors of Gila County, Arizona, that a Conditional Use Permit request, set forth in the attached Exhibit "A", be adopted as provided in Section 11-829, Arizona Revised Statutes; and

WHEREAS, after holding a public hearing as provided by law, the Board of Supervisors of Gila County, Arizona, is of the opinion that the adoption of such recommendation would be in the best interest of Gila County;

NOW, THEREFORE, BE IT RESOLVED that the Gila County Board of Supervisors, at a regularly scheduled and duly noticed public hearing did approve the request set forth in the attached Exhibit "A" and that said request will become effective March 12, 2009.

Passed and Adopted this 10th day of February 2009.

ATTEST:

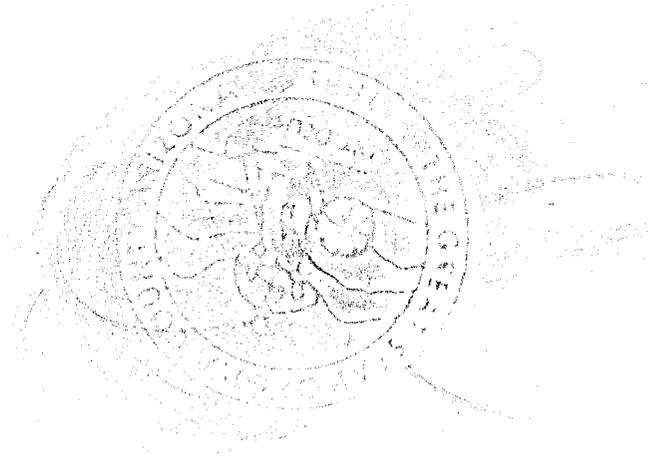
Gila County Board of Supervisors

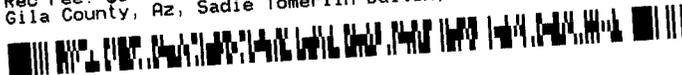
By: Steven L. Besich
Steven L. Besich, Clerk of the Board

By: Shirley Dawson
Shirley Dawson, Chairman

Approved as to form:

Bryan Chambers
Bryan Chambers, Chief Deputy County Attorney



**EXHIBIT "A"****CASE NO. CUP-08-06**

Applicant/Owner: Kimberly Teri-Savage

Applicant is requesting a Conditional Use Permit to expand a three bedroom Bed and Breakfast use to five bedrooms. Property is located in the unincorporated community of Pine that is approximately 15 miles north of Payson; located on Tract 38 of Section 20 in Township 11 ½ North and Range 9 East of Gila County and is currently zoned R1L-D12 (Residence One District Limited).

Because Bed and Breakfast businesses provide a needed service and because the proposed B & B expansion could be compatible with the surrounding land uses and topography, and because the use is allowed by the Zoning Ordinance through the Conditional Use Permit process, the 1.43 acre property at 6160 W. Bradshaw Drive in Pine, Arizona, currently recognized as tax parcel 301-34-007A, shall be allowed the five bedroom Bed and Breakfast 'lodging' use, if and when the following conditions are met:

1. Building permits shall be obtained and the conversion of the garage into habitable rooms shall be inspected and approved by the Building Department.
2. Sanitary facilities for the habitable 'garage' rooms shall be designed, constructed and approved by the Wastewater Department.
3. After the above conditions have been met, the three bedroom B & B lodging use can be increased to a maximum of five bedrooms. However, the following requirements shall continue to be in effect.
4. The maximum duration of stay of any one guest shall be ten (10) days.
5. All parking must be accommodated on the site.
6. All meals or snacks provided to guests shall be served in a common dining area.
7. Any applicable State and County Health Department regulations shall be complied with, and all required permits must be obtained and remain valid so long as the use is in operation.
8. Violations of any of the seven previous conditions shall be grounds for suspension or revocation of this Conditional Use Permit.
9. Applicant is required to live on the premises.