

When recorded,  
return to:  
Marian Sheppard, BOS  
(9/21/10 #3D)

2010-013683 RESL Page: 1 of 3  
12/10/2010 10:10:45 AM Receipt #: 10-6855  
Rec Fee: \$0 Gila County Board Of Supervisors  
Gila County, Az, Sadie Tomerlin Dalton, Recorder



**RESOLUTION NO. 10-08-02**

CASE NO. CUP-10-02

**A RESOLUTION OF THE  
GILA COUNTY BOARD OF SUPERVISORS  
TO ALLOW A CONDITIONAL USE PERMIT ON  
GILA COUNTY TAX ASSESSOR'S PARCEL 204-06-005E**

**WHEREAS**, the Gila County Planning and Zoning Commission, at a duly noticed public hearing held on August 19<sup>th</sup>, 2010, has recommended to the Board of Supervisors of Gila County, Arizona, that a zoning 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 Gila County Board of Supervisors 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 zoning request set forth in the attached Exhibit "A."

**PASSED AND ADOPTED** this 21<sup>st</sup> day of September 2010 .

**ATTEST:**

**GILA COUNTY BOARD OF SUPERVISORS**

Marian Sheppard, Chief Deputy Clerk

Michael A. Pastor, Chairman of the Board

**Approved as to form:**

Bryan Chambers, Chief Deputy County Attorney





EXHIBIT "A"  
GILA COUNTY PLANNING AND ZONING CASE #CUP-10-02  
REQUEST: CONDITIONAL USE PERMIT  
Applicant: Salado Properties  
Owner: Jennifer King

Approval of a conditional use permit to allow construction of a restaurant, Lake House Grill, to be located at 18808 N. Hwy 188 in Roosevelt (across from the currently open Lake House Grill), Gila County Tax Assessor's Parcel 204-06-005E, Sec. 15, T3N, R13E.

LEGAL DESCRIPTION: A PARCEL OF LAND ALONG A CHORD OF SAID SPIRAL THAT IS IN CONCENTRIC ALIGNMENT TO SAID CENTERLINE OF STATE ROUTE 88 SPIRAL CURVE NORTH 28 DEGREES 13 MINUTES 02 SECONDS WEST, A DISTANCE OF 68.59 FEET;

THENCE SOUTH 48 DEGREES 50 MINUTES 43 SECONDS WEST, A DISTANCE OF 86.90 FEET;

THENCE SOUTH 05 DEGREES 55 MINUTES 37 SECONDS WEST, A DISTANCE OF 1,180.07 FEET;

THENCE SOUTH 25 DEGREES EAST, A DISTANCE OF 39.24 FEET;

THENCE SOUTH 09 DEGREES WEST, A DISTANCE OF 90.74 FEET;

THENCE SOUTH 64 DEGREES 24 MINUTES 39 SECONDS EAST 644.67 TO THE TRUE POINT OF BEGINNING.

Approved by the Board of Supervisors with the following conditions:

Because the proposed use provides a needed service and because the proposed use 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, staff suggests:

That the Planning and Zoning Commission recommend to the Board of Supervisors approval of application CUP-10-02. That the 17 acre property shall be allowed the restaurant use, if and when the following conditions are met:

1. Building permits shall be obtained.
2. Sanitary facilities for the use shall be designed, constructed and approved by the Wastewater Department.



3. All parking must meet county standards and be accommodated on the site.
4. 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.
5. All outdoor lighting shall be appropriately shielded in accordance with county regulations.
6. A development must be submitted per the county Zoning Ordinance.
7. Outside dining tables will be permitted and must be shown on the development plan.
8. Violations of any of the seven previous conditions shall be grounds for suspension or revocation of this Conditional Use Permit.