



SMARA
TOWN OF MARANA
PICKUP

MARANA ORDINANCE NO. 2021.016

RELATING TO DEVELOPMENT; APPROVING A REZONING OF APPROXIMATELY 49 ACRES OF LAND LOCATED APPROXIMATELY ONE-QUARTER MILE SOUTH OF INA ROAD, WEST OF SILVERBELL ROAD, FROM R-16 (RESIDENTIAL) TO R-6 (RESIDENTIAL)

WHEREAS C & C Construction Co., Inc., (the "Property Owner") owns 49 acres of land located approximately one-quarter mile south of Ina Road, west of Silverbell Road within Section 2, Township 13 South, and Range 12 East, described on Exhibit "E" attached to and incorporated in this ordinance by this reference (the "Rezoning Area"); and

WHEREAS the Property Owner has authorized The Planning Center to submit an application to rezone the Rezoning Area from R-16 (Residential) to R-6 (Residential); and

WHEREAS the Marana Planning Commission held a public hearing on this Rezoning on July 28, 2021, and voted five to zero (with two Commissioners absent) to recommend that the Town Council approve this Rezoning, subject to the recommended conditions; and

WHEREAS the Marana Mayor and Town Council held a public hearing on August 17, 2021 and determined that the application for rezoning should be approved; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Marana, Arizona, as follows:

Section 1. The zoning of the Rezoning Area is hereby changed from R-16 (Residential) to R-6 (Residential).

Section 2. This Rezoning is subject to the following conditions, the violation of which shall be treated in the same manner as a violation of the Town of Marana Land Development Code (but which shall not cause a reversion of this Rezoning), and which shall be binding on the Property Owner and their successors in interest (all of whom are collectively included in the term "Property Owners" in the following conditions):

1. Compliance with all applicable provisions of the Town's Codes and Ordinances current at the time of any subsequent development including, but not limited to, requirements for public improvements and payment of application fees and applicable development impact fees.
2. Any preliminary plat or development plan for any portion of the Rezoning Area shall be in substantial conformance with the tentative development plan (shown

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as "Exhibit A" attached to and incorporated by this reference in this ordinance) presented to and approved by the Town Council as part of this Rezoning.

3. A master drainage study must be submitted by the Property Owners and accepted by the Town Engineer prior to Town approval of a preliminary plat or development plan for any portion of the Rezoning Area.
4. The Property Owners shall design and construct a continuous left-turn lane along the entire frontage of the Rezoning Area. The design shall be subject to approval by the Town Engineer.
5. A water infrastructure and phasing plan (WIP) must be submitted by the Property Owners and accepted by the water provider prior to approval of a preliminary plat for any portion of the Rezoning Area. The WIP shall identify all on-site and off-site water facilities needed to serve the proposed development. The WIP shall include all information required by the water provider, such as (but not limited to) analysis of water use and fire flow requirements, and well source, reservoir, and booster station infrastructure needed to serve the proposed development. If the water provider requires a water service agreement as a condition of service to the proposed development, the Property Owners must enter into a water service agreement with the water provider consistent with the accepted WIP.
6. A master sewer plan must be submitted by the Property Owners and accepted by Pima County Regional Wastewater Reclamation Department (the "wastewater utility") prior to the approval of any final plat or development plan for the Rezoning Area. The master sewer plan shall identify all on-site and off-site wastewater facilities needed to serve the proposed development, and shall include all information required by the wastewater utility. If the wastewater utility requires a sewer service agreement as a condition of service to the proposed development, the Property Owners must enter into a sewer service agreement with the wastewater utility consistent with the accepted master sewer plan.
7. The Property Owners must design and construct any roadway, drainage, water, and wastewater improvements, and dedicate or acquire any property rights associated with those improvements, that the Town requires based on the data and findings of the accepted traffic impact analysis, the accepted master drainage study, the accepted WIP, the accepted master sewer plan, and other studies approved in connection with the approval of a preliminary plat or development plan for any portion of the Rezoning Area.
8. The final design of all streets and circulation facilities, including any gated or emergency access, must be accepted by the Northwest Fire District prior to Town Council consideration of a final plat for any portion of the Rezoning Area.
9. The Rezoning Area shall be limited to a maximum of 57 lots, laid out in substantial conformance with the tentative development plan attached as Exhibit A. Site disturbance in the 49-acre Rezoning Area shall not exceed 34% or 725,710 square feet.

10. No approval, permit or authorization by the Town of Marana authorizes violation of any Federal or State law or regulation or relieves the Property Owners from responsibility to ensure compliance with all applicable federal and state laws and regulations, including the Endangered Species Act and the Clean Water Act. The Property Owners should retain appropriate experts and consult appropriate Federal and State agencies to determine any action necessary to assure compliance with applicable laws and regulations.
11. The Property Owners shall transfer to Marana, by the appropriate Arizona Department of Water Resources form, those water rights being IGR, Type I or Type II for the Town providing designation of assured water supply and water service to the Rezoning Area. If Type I or Type II is needed on the Rezoning Area, the Town and the Property Owners shall arrive at an agreeable solution to the use of those water rights appurtenant to the affected portion of the Rezoning Area.
12. Prior to the issuance of any grading permits, the Property Owners shall submit evidence to the Town that all federal permit requirements have been met through the Army Corps of Engineers and the State Historic Preservation Office, if federal permits are required for the development of the Rezoning Area.
13. The Property Owners shall not cause any lot split of any kind without the written consent of the Town of Marana.
14. The Property Owners shall provide the necessary authorization and documentation from the Western Area Power Administration (WAPA) with the subsequent plat submittal.
15. All open space easements and wildlife corridors shall be left entirely undisturbed and in their natural desert state, except for necessary utility installations, which shall be revegetated. All such easements and corridors shall be dedicated to the appropriate entity, acceptable to the Town and at a time acceptable to the Town. All utilities shall be underground, and all utility trenches shall be revegetated to be identical with the surrounding desert with the exception of the overhead electric WAPA easement which shall be to WAPA specifications.
16. Lots 18-57 as designated on Exhibit A are restricted to one story and a maximum height of 20 feet. Two story homes are permitted on Lots 1-17 as designated on Exhibit A.
17. The preliminary plat for the Rezoning Area shall establish a minimum lot size of 6,000 square feet and the rezoning parcel will be mass graded.
18. There shall be no connectivity between Waycross Road, Martingale Lane, Bridle Way, or Abington Lane and any access point, right of way, road, or lot within the Rezoning Area.
19. There shall be a 120 - foot "No Disturbance" bufferyard along the southern boundary of the Rezoning Area (as identified on Exhibit A).
20. There shall be a 100 - foot "No Disturbance" bufferyard along the western boundary of the Rezoning Area (as identified on Exhibit A).

21. The Property Owners, through the Town of Marana's normal notification process, shall notify the impacted parties, as specified in Exhibit B attached to and incorporated by this reference in this ordinance, if any request is made to modify, eliminate, or add to the conditions listed in this ordinance.
22. The minimum width of the two designated wildlife corridors shall be 230 feet and, where possible, revegetation shall occur in disturbed areas beyond the 230-foot minimum width. Reseeding with a native Mohave, Chihuahua and/or Sonoran arid/adapted mix of groundcovers, mid-story shrubs and canopy trees, including hackberry (*Cletis pallida*), is preferable for areas where it is impossible to reliably deliver water.
23. This Rezoning is subject to the Residential Design Standards found in the Marana Land Development Code as amended from time to time.
24. The Property Owners agree to enter into a finance contract establishing their contribution for schools. The Property Owners shall provide written documentation that an agreement with the Marana Unified School District is completed prior to the issuance of the first single-family residential building permit for the Rezoning Area. A receipt of payment shall be provided with each individual residential building permit.
25. No view fencing shall be allowed on lots facing the two wildlife corridors.
26. All outdoor lighting shall be down-lit and shall adhere to "dark sky-friendly" lighting design, and such language shall be placed in the Conditions, Covenants and Restrictions.
27. All Natural Undisturbed Open Space set-asides shall be protected in perpetuity, by either a Restrictive Covenant or Conservation Easement and such language shall be placed in the Conditions, Covenants and Restrictions. Prior to or upon requesting a building permit for any lot in the Rezoning Area, the Property Owners shall record a covenant, to run with the land, memorializing the terms of this condition.
28. Free-ranging domestic animals shall be prohibited in the subdivision and such language shall be placed in the Conditions, Covenants and Restrictions.
29. No side or backyard gates shall be constructed leading to undisturbed open space areas on each lot or within the two onsite wash corridors and such language shall be placed in the Conditions, Covenants and Restrictions.
30. Upon the effective date of this Ordinance, the Property Owners shall have a continuing responsibility to remove from the Rezoning Area invasive non-native species, including those listed in Exhibit C attached to and incorporated by this reference in this ordinance. Acceptable methods of removal include chemical treatment, physical removal, or other known effective means of removal. Property Owners and future owners of individual lots in the Rezoning Area shall keep private lots, including enclosed yards, free of invasive non-native plant species detailed in Exhibit C. Prior to or upon requesting a building permit for any lot in

the Rezoning Area, the Property Owners shall record a covenant, to run with the land, memorializing the terms of this condition.

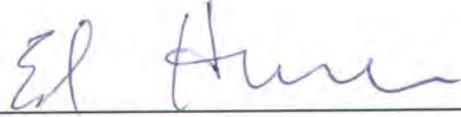
31. The Property Owners shall place "no trespassing" signs along the south boundary of the Rezoning Area and signs directing people to stay out of the washes.
32. The Property Owners shall landscape the area near the emergency access roadway with a continuous row of shrubs at the time of the emergency roadway construction, as depicted on Exhibit A, the Tentative Development Plan.
33. The Property Owners shall incorporate Low Impact Development techniques to accommodate drainage such as rock-lined channels with sandy bottoms and one and two rock dams.
34. The Property Owners shall install a non-asphalt, stabilized all weather surface for the emergency access road.
35. The Property Owners shall construct a 6-foot decorative masonry wall along the back of lots 33-43 located along the south boundary to reduce noise and light impacts as depicted on Exhibit A, the Tentative Development Plan.
36. The Property Owners shall install wildlife-friendly fencing in one of two locations identified on Exhibit A, the Tentative Development Plan, prior to building permit approval of lot 44 to discourage the creation of unauthorized trails and ATV roads to access the Waycross neighborhood.
37. Property owners shall secure a license from WAPA, and provide evidence of, for the areas on Street A that encroach into the WAPA/TEP easement prior to approval of the preliminary plat.
38. Property owners shall secure, and provide evidence of, a license from WAPA for pedestrian access from the cul-de-sac on Street A to the recreation area for the residents of Lots 18-48 prior to approval of the preliminary plat.
39. The two wildlife corridors located on Town owned A.P.N. 214-04-1150 and identified on Exhibit A, the Tentative Development Plan, shall be preserved in perpetuity to ensure continued wildlife passage. The corridors will be subject to a restrictive covenant or conservation easement and protected with fencing and flagging during construction.
40. The Property Owners shall enter into an open space covenant with a reputable conservation entity to ensure that the open space areas approved within the Rezoning Area remain open space in perpetuity.
41. The Property Owners and future owners of individual lots in the Rezoning Area shall use the attached redlined Town of Marana Regulatory Plant List, Exhibit D, to vegetate all developable landscape areas in the Silverbell Ridge Rezoning area.

Section 3. All ordinances, resolutions and motions and parts of ordinances, resolutions, and motions of the Marana Town Council in conflict with the provisions of this ordinance are hereby repealed, effective as of the effective date of this ordinance.

Section 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any

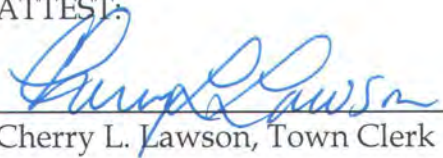
court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

PASSED AND ADOPTED by the Mayor and Council of the Town of Marana, Arizona, this 17th day of August, 2021.



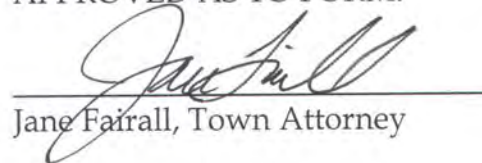
Mayor Ed Honea

ATTEST:



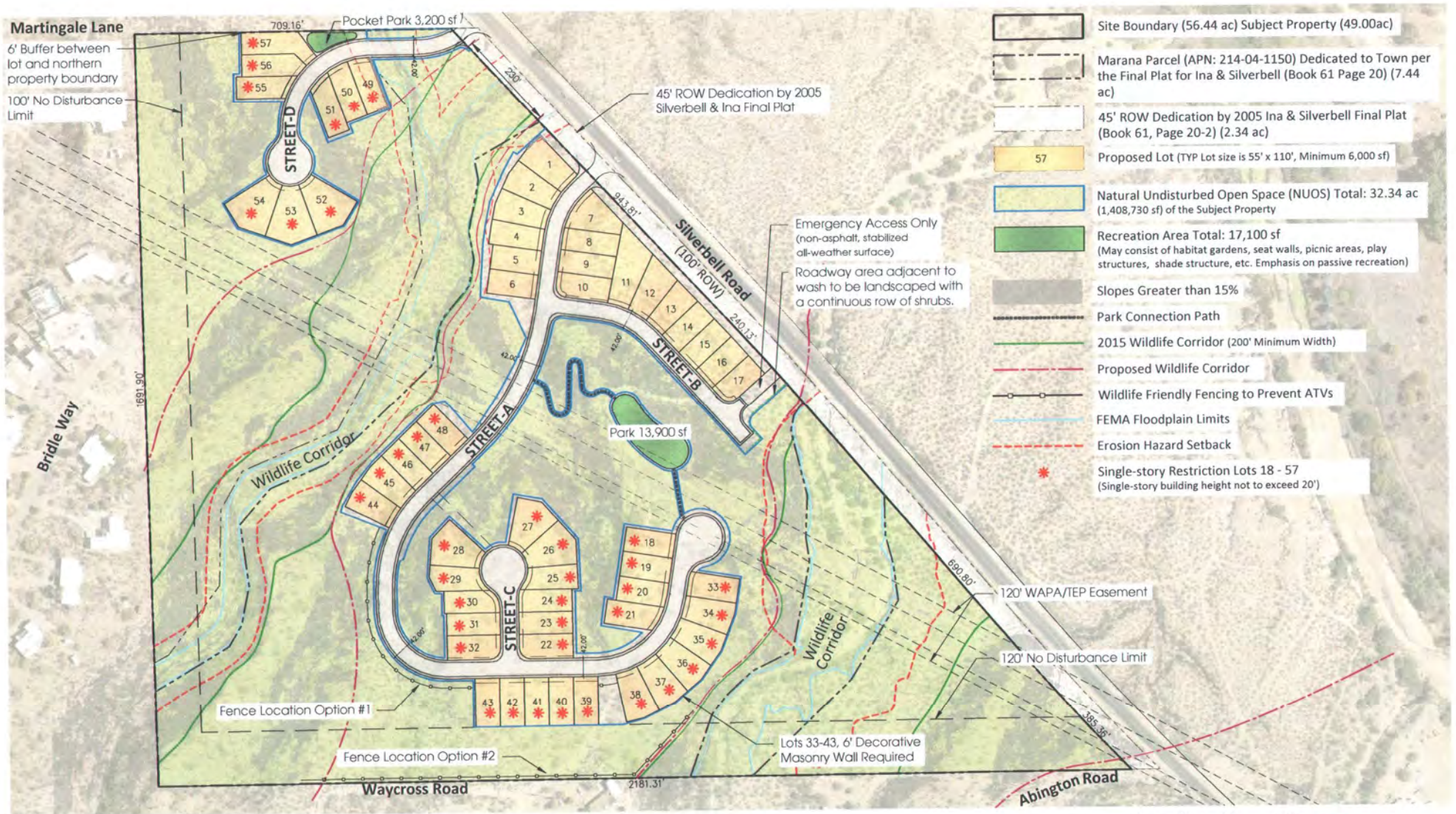
Cherry L. Lawson, Town Clerk

APPROVED AS TO FORM:



Jane Fairall, Town Attorney

TENTATIVE DEVELOPMENT PLAN



Silverbell Ridge Estates



LEGEND
 Subject Property
 Impacted Parties

EXHIBIT "B" IMPACTED PARTIES

FILE NAME: ImpactedParties_6x8_CAC-06.mxd
 SOURCE: Pima County GIS, 2021

Exhibit C

Invasive Non-Native Plant Species Subject to Control

Scientific Name	Common Name
<i>Ailanthus altissima</i>	<i>Tree of Heaven</i>
<i>Alhagi pseudalhagi</i>	<i>Camelthorn</i>
<i>Arundo donax</i>	<i>Giant reed</i>
<i>Baccharis sarothroides</i>	<i>Desert Broom</i>
<i>Brassica tournefortii</i>	<i>Sahara mustard</i>
<i>Bromus rubens</i>	<i>Red brome</i>
<i>Bromus tectorum</i>	<i>Cheatgrass</i>
<i>Centaurea melitensis</i>	<i>Malta starthistle</i>
<i>Centaurea solstitialis</i>	<i>Yellow starthistle</i>
<i>Cynodon dactylon</i>	<i>Bermuda grass (exclude sod hybrid)</i>
<i>Digitaria spp.</i>	<i>Crabgrass</i>
<i>Elaeagnus angustifolia</i>	<i>Russian olive</i>
<i>Eragrostis spp.</i>	<i>Lovegrass (exclude E. intermedia, plains lovegrass)</i>
<i>Melinis repens</i>	<i>Natal grass</i>
<i>Mesembryanthemum spp.</i>	<i>Iceplant</i>
<i>Oncosiphon piluliferum</i>	<i>Globe Chamomile aka Stinknet</i>
<i>Peganum harmala</i>	<i>African rue</i>
<i>Pennisetum ciliare</i>	<i>Buffelgrass</i>
<i>Pennisetum setaceum</i>	<i>Fountain grass</i>
<i>Rhus lancea</i>	<i>African sumac</i>
<i>Salsola spp.</i>	<i>Russian thistle</i>
<i>Schinus spp.</i>	<i>Pepper tree</i>
<i>Schismus arabicus</i>	<i>Arabian grass</i>
<i>Schismus barbatus</i>	<i>Mediterranean grass</i>
<i>Sorghum halepense</i>	<i>Johnson grass</i>
<i>Tamarix spp.</i>	<i>Tamarisk</i>

Exhibit D

Town of Marana

*Redlined Town of Marana Regulatory Plant List OFFICIAL REGULATORY PLANT LIST

(*Acceptable Silverbell Ridge subdivision vegetation as determined and redlined by Coalition for Sonoran Desert Protection on 7/12/21)

LOW WATER USE / DROUGHT TOLERANT PLANT LIST

The plants on this list can be grown with moderate to no supplemental irrigation once they are established. Occasionally, for good appearance, supplemental irrigation may be applied during the growing season. In addition to the cacti on this list, any cacti salvaged and tagged in compliance with state agricultural and horticultural regulations may be used.

All of the plants on the Plant List meet the Arizona Department of Water Resources (ADWR) standard for low consumption.

Some plants on the list may fall under more than one plant type category (e.g. *Acacia constricta* can be grown as a tree or a shrub depending upon the growth habit that is preferred).

Applications for additions, deletions or exceptions to the list may be submitted to the Zoning Administrator.

Key to symbols:

A - Accent Plant

***** - Toxic; may be harmful if eaten. (For more information call Arizona Poison Control Center at (520) 626-6016.)

C - Cactus

Gc - Groundcover

I - Invasive -- may spread and intrude into natural areas.

Gr - Ornamental Grass

sh - Semi-hardy -- some dieback in a hard frost

S - Shrub

(t) - Tender (may be severely damaged or killed in a hard frost)

Sc - Succulent (other than cacti)

- Exceptions to the nomenclature in Hortus III.

T - Tree

an - Annual

V - Vine

p - Perennial

cl - Seasonal Color (showy flowers, fall color or berries).

CD - Chihuahuan Desert Region - (broadly interpreted to include a large area of north central and northwest Mexico, southwest Texas, southern New Mexico and extreme southeast Arizona.)

SD - Sonoran Desert Region - (broadly interpreted to include the arid and semi-arid areas of northwest Mexico, southeast California and most of Arizona south of the Mogollon Rim.)

(Note: Chihuahuan and Sonoran Desert Regions annotated by Matt Johnson, Native Plant Society.)

Approximate Watering Needs (depending on soil and climate conditions)

1 - No supplemental irrigation once established.

2 - Once a month during the growing season once established.

3 - Twice a month during the growing season once established.

4 - Once a week during the growing season once established.

TOWN OF MARANA, ARIZONA
LAND DEVELOPMENT CODE

TABLE 7-2
Town of Marana
OFFICIAL REGULATORY PLANT LIST

BOTANICAL NAME	COMMON NAME	STATUS	ORIGIN	NEEDS	HARDY
<i>Abronia villosa</i>	Sand verbena	Gc, an	SD	1	
<i>Acacia abyssinica</i>	Abyssinian Acacia	ƒ	Africa	3	(sh)
<i>Acacia aneura</i>	Mulga	ƒ	Australia	2	(sh)
<i>Acacia angustissima</i>	White Ball Acacia	S	SD	2	(sh)
<i>Acacia berlandieri</i>	Guajillo	S,T	CD	3	
<i>Acacia constricta</i>	Whitethorn Acacia, Mescat	T,S*	SD, CD	1	
<i>Acacia crasspedocarpa</i>	Waxleaf Acacia	ƒ,S	Australia	4	
<i>Acacia cultriformis</i>	Knife Leaf Acacia	ƒ,S	Australia	2	(sh)
<i>Acacia greggii</i>	Cat's Claw Acacia	T,S	SD, CD	1	
<i>Acacia minuta (smallii)</i>	Southwestern Sweet Acacia	T,S,cl	SD, CD	2	
<i>Acacia notabilis</i>	Acacia	S	Australia	2	
<i>Acacia redolens</i>	Prostrate Acacia	S,Ge	Australia	2	
<i>Acacia rigidula</i>	Black Brush Acacia	S,T	CD	3	
<i>Acacia salicina</i>	Weeping Wattle	ƒ,el	Australia	2	(sh)
<i>Acacia saligna</i>	Wattle Tree	ƒ	Australia	4-2	(sh)
<i>Acacia schaffneri</i>	Twisted Acacia	T	CD	1-2	
<i>Acacia stenophylla</i>	Pencilleaf Acacia	ƒ	Australia	4-2	
<i>Acacia willardiana</i>	Palo Blanco	T	SD	1-2	(sh)
<i>Agave americana</i>	Century Plant	Sc	CD	1-2	
<i>Agave colorata</i>	Agave	Sc	SD	1	
<i>Agave filifera</i>	Agave	Sc	CD	1-2	
<i>Agave huachucensis</i>	Huachuca Agave	Sc	SD	1-2	
<i>Agave lophantha (univittata)</i>	Agave	Sc	CD	2	
<i>Agave ocahui</i>	Ocahui Agave	Sc	SD	1-2	
<i>Agave palmeri</i>	Palmer Agave	Sc	SD	1	
<i>Agave victoriae-reginae</i>	Victoria Regina Agave	Sc	CD	1-2	
<i>Agave vilmoriniana</i>	Octopus Agave	Sc	SD	1-2	(sh)
<i>Aloe barbadensis</i>	Barbados Aloe	Se,el	Africa	2-3	(sh)
<i>Aloe ferax</i>	(sh) Cape Aloe	Se,el	Africa	2-3	
<i>Aloe saponaria</i>	Mediterranean Aloe	Se,el	Africa	2-3	(sh)
<i>Aloysia gratissimma</i>	Fragrant Bush, Bee Brush	S	SD, CD	2	
<i>Aloysia wrightii</i>	Wright's Oregano, Lemon Verbena	S	SD, CD	2	
<i>Ambrosia (Franseria)</i>	Triangle-leaf	S	SD		

TOWN OF MARANA, ARIZONA
LAND DEVELOPMENT CODE

BOTANICAL NAME	COMMON NAME	STATUS	ORIGIN	NEEDS	HARDY
deltoidea	Bursage				
Ambrosia (Franseria) dumosa	White Bursage	S	SD	1	
Anisacanthus thurberi	Desert Honeysuckle	S	SD	2	
Antigonon leptopus	Queen's Wreath	V,cl	SD	2-3	(t)
Aristida purpurea	Purple Three-Awn	Gr,cl	SD, CD	1	
Asclepias linaria	Pine-Leaf Milkweed	S	SD, CD	2	
Asclepias subulata	Desert Milkweed	A	SD	2	(sh)
Aster bigelovii	Aster	an	SD	1	(t)
Aster tanacetifolius	Aster	an	SD, CD	1	(t)
Atriplex canescens	Four-Wing Saltbush	S	SD, CD	1	
Atriplex lentiformis	Quail Bush	S	SD	1	
Atriplex lentiformis breweri	Brewer Saltbush	S	SD	1-2	
Atriplex nummularia	Old Man Saltbush	S	Australia	4	
Atriplex polycarpa	Desert Saltbush	S	SD	1	
Atriplex semibaccata	Australian Saltbush	S	Australia	2	
Baccharis sarothroides (male plants only)	Desert Broom	S,t	SD	4-2	
Baccharis sarothroides 'Centennial'	Centennial	S,Ge	SD	2-3	
Bahia absinthifolia	Desert Daisy	p,cl	SD	2	
Baileya multiradiata	Desert Marigold	p,cl*	SD, CD	1-2	
Berberis harrisoniana	Barberry	S	SD	3	
Berberis trifoliata	Agritos	S	SD	3	
Bothriochloa barbinodis	Cane Beardgrass	Gr,cl	SD, CD	1	
Bougainvillea spp.	Bougainvillea	V,S,cl	Brazil	3	(t)
Bouteloua chondrosioides	Sprucetop Grama	Gr	SD, CD	2	
Bouteloua curtipendula	Sideoats Grama	Gr,cl	SD, CD	2	
Bouteloua eriopoda	Black Grama	Gr,cl	SD	3	
Bouteloua gracilis	Blue Grama	Gr	SD, CD	2	
Bouteloua hirsuta	Hairy Grama	Gr	SD	2	
Bouteloua rothrockii	Rothrock Grama	Gr	SD, CD	1	
Brachychiton populneus	Bottle Tree	T	Australia	2-3	
Brahea (Erythea) armata	Mexican Blue Palm	T	SD	2-3	
Buchloe dactyloides	Buffalo Grass	Gr	CD	2-3	
Buddleia marrubifolia	Wooly Butterfly Bush	S,cl	CD	2-3	
Caesalpinia (Poinciana) mexicana,	Mexican Bird of Paradise (yellow)	S,cl*	CD	2	

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BOTANICAL NAME	COMMON NAME	STATUS	ORIGIN	NEEDS	HARDY
Caesalpinia (Poinciana) gilliesii	Yellow Bird-of Paradise	S,cl*	Argentina	4-2	
Caesalpinia pulcherrima	Red Bird-of Paradise	S,cl*	Caribbean	3	(sh)
Calliandra californica	Red Fairy Duster, Baja Fairy Duster	S,cl	SD	2-3	
Calliandra eriophylla	Fairy Duster, False Mesquite	S,cl	SD	1	
Calliandra peninsularis	Red Calliandra, Baja Fairy Duster	S,cl	SD	2-3	(sh)
Gallistemon citrinus	Lemon Bottlebrush	T,S,cl	Australia	3	(sh)
Calylophus hartwegii	Calylophus	Gc,cl	CD	3	
Campsis radicans	Common Trumpet Creeper	V,cl	SD, CD	2-3	
Carnegiea gigantea	Saguaro	C	SD	1	
Carpobrotus edulis	Ice Plant	Ge,Se,cl,	Africa	3	(t)
Cassia artemisioides	Wormwood Senna, Feathery Cassia	S,cl	Australia	2-3	(sh)
Cassia nemophila (eremophila)	Green Cassia	S,cl	Australia	2	
Cassia phyllodinea	Silvery Cassia	S,cl	Australia	2-3	
Casuarina cunninghamiana	Australian Pine	T	Australia	3	
Casuarina stricta	Coast Beefwood	T	Australia	2-3	
Cathostecum erectum	False Grama	Gr,cl	SD	1	
Celtis pallida	Spiny or Desert Hackberry	S	SD, CD	1-2	
Celtis reticulata	Netleaf or Western Hackberry	T	SD, CD	2	
Centaurea cineraria	Dusty Miller	p,cl	Mediterranean	3	
Cephalophyllum 'Red Spike'	Red Spike Ice Plant	Gc,Sc,cl		2	
Geratonia siliqua	Carob, St. John's Bread Tree	T	Mediterranean	3	(sh)
Cercidium floridum	Blue Palo Verde	T,cl	SD	2-3	
Cercidium microphyllum	Littleleaf or Foothill Palo Verde	T,cl	SD	1	
Cercidium praecox	Palo Brea	T,cl	SD	2	(sh)
Cercidium sonorae	Sonoran Palo Verde	T,cl	SD	1-2	
Cercis canadensis var. mexicana	Mexican Redbud	T,S	CD	3	
Cereus peruvianus 'Monstrosus'	Peruvian Cereus	G	South America	4-2	(sh)
Chamaerops humilis	Mediterranean Fan Palm	T	Spain	2-3	
Chilopsis linearis	Desert Willow	T,S,cl	SD, CD	2-3	

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BOTANICAL NAME	COMMON NAME	STATUS	ORIGIN	NEEDS	HARDY
<i>Cissus incisa</i>	Desert Grape Ivy	V,I	GD	4-2	
<i>Cissus trifoliata</i>	Desert Grape Ivy	V	SD	1-2	
<i>Condalia warnockii</i> var. <i>kearneyana</i>	Condalia	S	SD, CD	1	
<i>Convolvulus encorum</i>	Bush Morning Glory	S,Gc,cl*	Mediterranean	4-2	
<i>Convolvulus mauritanicus</i>	Ground Morning Glory	Gc,cl	Africa	3	(sh)
<i>Cordia boissieri</i>	Anacahuita, Texas Olive	T,S,cl	CD	2-3	(sh)
<i>Cordia parvifolia</i>	Littleleaf Cordia	S,cl	SD, CD	1-2	
<i>Cortaderia selloana</i>	Pampas Grass	Gr	Argentina	3	
<i>Cupressus arizonica</i>	Arizona Cypress	T	SD, CD	2	
<i>Cupressus glabra</i>	Smooth Bark Cypress	T	SD	2-3	
<i>Dalbergia sissoo</i>	Rosewood	T	India	3	(sh)
<i>Dalea bicolor</i> var. <i>argyrea</i>	Silver Dalea	S	SD	2-3	
<i>Dalea frutescens</i>	Black Dalea	S,cl	CD	2-3	
<i>Dalea greggii</i>	Trailing Indigo Bush	Gc	CD	2-3	
<i>Dalea pulchra</i>	Indigo Bush	S,cl	SD	2-3	
<i>Dalea versicolor</i> var. <i>sessilis</i>	Indigo Bush, Dalea	S,cl	SD	3	
<i>Dasyliion acrotriche</i>	Green Desert Spoon	A	CD	1	
<i>Dasyliion wheeleri</i>	Sotol, Desert Spoon	A	SD, CD	1	
<i>Datura wrightii</i>	Sacred Datura	Gc,p,cl*	SD	3	(sh)
<i>Digitaria californica</i>	Arizona Cottontop	Gr	SD, CD	4	
<i>Dimorphotheca sinuata</i>	African Daisy, Cape Marigold	an,cl	South Africa	4	
<i>Dodonaea viscosa</i>	Hopbush	S	SD, CD	1-2	(sh)
<i>Dyssodia acerosa</i>	Dogweed	Gc,p,cl,S D,CD	SD, CD	2-3	
<i>Dyssodia pentachaeta</i>	Dyssodia	Gc,an,p,e †	SD,CD	2-3	
<i>Echinocactus grusonii</i>	Golden Barrel	C,cl	SD	1-2	
<i>Echinocereus</i> spp.	Hedgehog, Rainbow Cactus	C,cl	SD, CD	1	
<i>Echinopsis</i> spp.	Easter Lily, Sea Urchin Cactus	G,cl	So. America	4	
<i>Encelia californica</i>	California Brittlebush (green)	S,cl	SD	1-2	(sh)
<i>Encelia farinosa</i>	Brittlebush	S,cl	SD	1-2	(sh)
<i>Ephedra nevadensis</i>	Ephedra	S	SD	3	
<i>Eragrostis intermedia</i>	Plains Lovegrass	Gr	SD, CD	4	
<i>Eremophila decipiens</i>	Emu Bush	S,cl	Australia	4	

TOWN OF MARANA, ARIZONA
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BOTANICAL NAME	COMMON NAME	STATUS	ORIGIN	NEEDS	HARDY
<i>Erioneuron pulchellus</i>	Fluffgrass	Gr	SD, CD	1	
<i>Eschscholtzia californica</i>	California Poppy	an,cl	SD	2-3	
<i>Eschscholtzia mexicana</i>	Mexican Gold Poppy	an,cl	SD	3	
<i>Eucalyptus camaldulensis</i>	Red River Gum	†	Australia	2	
<i>Eucalyptus campaspe</i>	Silver Gimlet	†	Australia	2-3	(sh)
<i>Eucalyptus formanii</i>	Eucalyptus	†	Australia	2	
<i>Eucalyptus leucoxylo</i> (<i>rosea</i>)	White Iron Bark	†,cl	Australia	2	
<i>Eucalyptus microtheca</i>	Tiny Capsule Eucalyptus	†	Australia	4-2	
<i>Eucalyptus polyanthemos</i>	Silver Dollar Gum	†	Australia	2	
<i>Eucalyptus rudis</i>	Desert Gum	†	Australia	2	
<i>Eucalyptus spathulata</i>	Swamp Mallee	†	Australia	3	
<i>Euphorbia antisiphilitica</i>	Wax Plant, Candelilla	S	CD	1	
<i>Euphorbia myrsinites</i>	Euphorbia	Gc		2	
<i>Euphorbia rigida</i> (<i>biglandulosa</i>)	Gopher Plant	A,Se,cl* Africa	Africa	2	
<i>Feijoa sellowiana</i>	Pineapple Guava	†,S,cl	So. America	3	
<i>Ferocactus</i> spp.	Barrel Cactus	C,cl	SD, CD	1	
<i>Fouquieria splendens</i>	Ocotillo	A,cl	SD, CD	1	
<i>Gaillardia pulchella</i>	Fire Wheel, Blanket Flower	an,cl	CD	3	
<i>Gazania rigens</i> 'Copper King'	Copper King Gazania	Ge,cl	Africa	3-4	
<i>Gazania rigens</i>	Treasure Flower Gazania	Ge,cl	Africa	3-4	
<i>Gazania rigens leucolaena</i>	Trailing Gazania	Ge,cl	Africa	3-4	(t)
<i>Geoffreyia</i> (<i>Gourleia</i>) <i>decorticans</i>	Chilean Pale Verde	†,cl	So. America	4	
<i>Gossypium harknessii</i>	Gossypium	S,cl	SD	2	(t)
<i>Haplopappus</i> (<i>Ericameria</i>) <i>laricifolius</i>	Turpentine Bush	S,cl	SD, CD	1	
<i>Hesperaloe funifera</i>	Giant Hesperaloe	A	CD	1-2	
<i>Hesperaloe parviflora</i>	Red Yucca, Red Flowered Hesperaloe	A,cl	CD	1-2	
<i>Hetropogon contortus</i>	Tanglehead	Gr	SD	3	
<i>Hibiscus coulteri</i>	Yellow Hibiscus, Coulter's Hibiscus	S	SD, CD	2	
<i>Hilaria berlanderi</i>	Curly Mesquite	Gr	SD, CD	2	
<i>Hilaria mutica</i>	Tobosa Grass	Gr	SD, CD	1	
<i>Hilaria rigida</i>	Big Galleta Grass	Gr	SD, CD	2	

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BOTANICAL NAME	COMMON NAME	STATUS	ORIGIN	NEEDS	HARDY
<i>Hyptis emoryi</i>	Desert Lavendar	S	SD	3	(sh)
<i>Jatropha cardiophylla</i>	Limberbush	S	SD	1	
<i>Jatropha dioica</i>	Jatropha	S,cl	CD	1	(t)
<i>Juniperus chinensis</i>	Juniper (many cultivars)	T,S	Asia	3	
<i>Juniperus deppeana</i>	Alligator Bark Juniper	T	SD, CD	3	
<i>Juniperus sabina</i> 'Arcadia'	Arcadia Juniper	S		3	
<i>Justicia (Beloperone) californica</i>	Chuparosa	S,cl	SD	2-3	
<i>Justicia candicans</i>	Red Jacobinia	S,cl	SD	3	(sh)
<i>Justicia spicigera</i>	Mexican Honeysuckle, Firecracker Bush	S,cl	SD	3	(sh)
<i>Lantana camara</i>	Bush Lantana (many cultivars)	S,cl*	No. America	3-4	(t)
<i>Lantana montevidensis</i>	Trailing Lantana	Gc,cl* S. Am.	So. America	3-4	(t)
<i>Larrea tridentata (divaricata)</i>	Creosote Bush, Greasewood	S,cl	SD, CD	1	
<i>Leptochloa dubia</i>	Green Sprangle-Top	Gr	CD	3	
<i>Leucaena retusa</i>	Golden Leadball	T,S,cl	CD	1-2	
<i>Leucophyllum</i> spp.	Texas Ranger (all cultivars)	S,cl	CD	2	
<i>Linum grandiflorum</i> 'Rubrum'	Scarlet Flax	Gc,an,cl		3	
<i>Linum lewisii</i>	Blue Flax	an,cl	SD, CD	3	
<i>Lupinus arizonicus</i>	Lupine	an,cl	SD	1	
<i>Lupinus sparsiflorus</i>	Desert Lupine	an,cl	SD	1	
<i>Lupinus succulentus</i>	Arroyo Lupine	an,cl	SD	1	
<i>Lycium exsertum</i>	Lycium	S	SD	1	
<i>Lycium fremontii</i>	Wolfberry	S	SD	1	
<i>Lysiloma thornberi</i>	Feather Tree	T,S	SD	2-3	(sh)
<i>Macfadyena unguis-cati</i>	Cat's Claw Vine	V,cl	America	2-3	
<i>Malephora crecea</i>	Greeceum, Ice Plant	Gc,Sc,cl		2-3	
<i>Mamillaria</i> spp.	Mamillaria Cactus	C,cl	SD, CD	1-2	
<i>Mascagnia lilacina</i>	Lavender Orchid Vine	V,cl	CD	2-3	
<i>Mascagnia macroptera</i>	Yellow Orchid Vine	V,cl	SD, CD	2-3	(sh)
<i>Maytenus phyllanthoides</i>	Mangle Dulce	S	SD, CD	2	

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BOTANICAL NAME	COMMON NAME	STATUS	ORIGIN	NEEDS	HARDY
Melampodium leucanthum	Blackfoot Daisy	Gc,p,cl SD,CD	SD, CD	2	
Merremia aurea	Yellow Merremia	V,cl	SD	2-3	(t)
Mimosa dysocarpa	Velvetpod	S,cl	SD	2	
Muhlenbergia dumosa	Bush Muhlenbergia, Bamboo Muhly	Gr	SD	3-4	
Muhlenbergia emersleyi	Bullgrass	Gr,cl	SD	1	
Muhlenbergia porteri	Bush Muhly	Gr,cl	SD, CD	1	
Muhlenbergia rigens	Deer Grass	Gr	SD	3	
Muhlenbergia rigida	'Nashville' TM	Gr,cl	SD	3	
Myoporum parvifolium	Myoporum	Ge	Australia	3	
Myrtus communis	True Myrtle, Roman Myrtle	S	Mediterranean	3	
Myrtus communis 'Boetica'	Twisted Myrtle	S#	Mediterranean	3	
Myrtus communis 'Compact'	Dwarf Myrtle	S	Mediterranean	3	
Nandina domestica	Heavenly Bamboo (many cultivars)	S,cl		3	
Nerium oleander	Oleander (many cultivars)	S,cl*	Asia	2-3	
Nolina bigelovii	Beargrass	A	SD	1-2	
Nolina matapensis	Tree Beargrass	A,T	SD	1-2	
Nolina microcarpa	Beargrass	A	SD	1-2	
Nolina parryi	Parry's Beargrass	A	SD	1-2	
Oenothera berlandieri (speciosa childsii)	Mexican Evening Primrose	Gc,cl	CD	3	
Oenothera caespitosa	Tufted Evening Primrose	p,cl	SD	2-3	
Oenothera stubbei	Chihuahuan Primrose, Baja Primrose	Gc,cl	CD	2-3	
Olea europaea 'Swan Hill'	Swan Hill Olive	T	Mediterranean	3	
Olneya tesota	Desert Ironwood, Tesota	T	SD, CD	1	(sh)
Opuntia spp.	Prickly Pear, Cholla	C	SD, CD	1	
Oryzopsis hymenoides	Indian Ricegrass	Gr	SD, CD	3	
Osteospermum fruticosum	Trailing African Daisy	Ge,cl	Africa	3-4	(sh)
Pappophorum mucronulatum	Pappusgrass	Gr	SD	1	
Parkinsonia aculeata	Mexican Palo Verde	T,I,cl	SD, CD	1-2	

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BOTANICAL NAME	COMMON NAME	STATUS	ORIGIN	NEEDS	HARDY
<i>Passiflora foetida</i>	Passion Flower	V	SD	3	(sh)
<i>Pedilanthus macrocarpus</i>	Slipper Flower	A,Sc,cl*	SD	2	
<i>Pennisetum setaceum</i> <i>Cupreum</i>	Purple Fountain Grass	Gr	Africa	1-2	
<i>Penstemon baccharifolius</i>	Cutleaf Penstemon	p,cl	CD	1	
<i>Penstemon barbatus</i>	Beardtongue Penstemon	p,cl	SD, CD	1	
<i>Penstemon eatoni</i>	Eaton's Penstemon	p,cl	SD	1	
<i>Penstemon parryi</i>	Parry Penstemon	p,cl	SD	1	
<i>Penstemon pseudospectabilis</i>	Canyon Penstemon, Mohave Beardtongue	p,cl	SD	1	
<i>Penstemon superbus</i>	Superb Penstemon	p,cl	CD	1	
<i>Pentzia incana</i>	Karoo Bush	Ge	Africa	1-2	
<i>Phacelia campanularia</i>	Desert Canterbury Bells	an,cl	SD	2-3	
<i>Phacelia tanacetifolia</i>	Tansy Phacelia	an,cl	SD	2-3	
<i>Phoenix canariensis</i>	Canary Island Date Palm	‡		3	
<i>Phoenix dactylifera</i>	Date Palm	‡	Asia	3	
<i>Phyla nodiflora</i>	Lippia	Ge,cl		3-4	
<i>Pinus edulis</i>	Piñon Nut Pine	‡		2-3	
<i>Pinus eldarica</i>	Afghan Pine	‡#	Asia	2	
<i>Pinus halepensis</i>	Aleppo Pine	‡	Mediterranean	2	
<i>Pinus monophylla</i>	Singleleaf Piñon Pine	‡	Mojave	2	
<i>Pinus pinea</i>	Italian Stone Pine	‡	Mediterranean	2-3	
<i>Pinus roxburghii</i>	Chir Pine	‡	Asia	3	
<i>Pistacia atlantica</i>	Mt. Atlas Pistache	‡	Africa	2	
<i>Pistacia chinensis</i>	Chinese Pistache	‡,cl	Asia	3	
<i>Pistacia terebinthus x integerrima</i>	Pistache hybrid terebinthus x integerrima	‡,cl		3	
<i>Pistacia vera</i>	Pistachio	‡	Asia	2-3	
<i>Pithecellobium flexicaule</i>	Texas Ebony	T	CD	2	(sh)
<i>Pithecellobium mexicanum</i>	Mexican Ebony	T	SD	3	
<i>Pithecellobium pallens</i>	Tenaza	T	CD	2	(sh)
<i>Pittosporum phillyraeoides</i>	Willow Pittosporum	‡	Australia	2	
<i>Plantago spp.</i>	Indian Wheat	an	SD, CD	1-2	

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BOTANICAL NAME	COMMON NAME	STATUS	ORIGIN	NEEDS	HARDY
Prosopis (So. Am. hybrid)	Thornless Mesquite (So. Am. hybrid)	T#	So. America	2	
Prosopis alba	Argentine Mesquite	T#	So. America	2	
Prosopis chilensis	Chilean Mesquite	T#	So. America	2	
Prosopis glandulosa glandulosa	Honey or Texas Mesquite	T#	CD	2	
Prosopis pubescens	Screwbean Mesquite	T	SD, CD	2	
Prosopis velutina	Velvet Mesquite	T#	SD	2	
Psilostrophe cooperi	Paper Flower	p,cl	SD, CD	2	
Punica granatum	Pomegranate	S,T,cl	India	2-3	
Pyracantha (red-berried types)	Pyracantha (many cultivars)	S,cl		3	
Quercus arizonica	Arizona White Oak	T	SD, CD	3	
Quercus emoryi	Emory Oak	T	SD, CD	3	
Quercus ilex	Holly Oak	T		3	
Quercus suber	Cork Oak	T*	Mediterranean	2	
Quercus virginiana 'Heritage'	Heritage Live Oak	T	SE U.S.A.	3	
Rhus lancea	African Sumac	T,t	Africa	2	
Rhus microphylla	Littleleaf Sumac	S,cl	CD	2	
Rhus ovata	Sugar Bush, Sugar Sumac	S	SD	2	
Rhus virens	Evergreen Sumac	S,cl	CD	2	
Rosa banksiae	Lady Banks Rose, Tombstone Rose	S,Ge,V		3	
Rosmarinus officinalis	Bush Rosemary	S,cl	Mediterranean	2-3	
Rosmarinus officinalis 'Prostratus'	Dwarf or Trailing Rosemary	Ge,cl	Mediterranean	2-3	
Ruellia californica	Ruellia	S,cl	SD	3	(t)
Ruellia peninsularis	Ruellia	S,cl	SD	3	(t)
Ruschia uncinatus	Ruschia	Se,Ge		2	
Salvia chamaedryoides	Blue Sage	S,p,cl	CD	2-3	
Salvia clevelandii	Cleveland Sage	S,cl		3	
Salvia columbariae	Chia	an,cl	SD	3	
Salvia farinacea	Mealy Blue Sage	S,cl	CD	3-4	
Salvia greggii	Texas Red Salvia, Autumn Sage	S,cl	CD	2-3	
Salvia mohavensis	Mohave Sage	S,cl	SD	2	
Sambucus mexicana	Mexican Elderberry	T	SD, CD	2	
Santolina chamaecyparissus	Lavender Cotton	S,Ge	Mediterranean	2-3	

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BOTANICAL NAME	COMMON NAME	STATUS	ORIGIN	NEEDS	HARDY
<i>Santolina-virens</i>	Green Santolina	Ge,S,cl Medit.	Mediterranean	3-4	
<i>Sapindus saponaria</i>	Soapberry	T*	SD, CD	3-4	
<i>Schinus molle</i>	California Pepper Tree	†	So. America	2-3	
<i>Senecio cineraria</i>	Dusty Miller, Silver Plant	p,cl*		3	
<i>Senna covesii</i>	Desert Senna	p,cl	SD	1-2	
<i>Senna lindheimeriana</i>	Senna	S	CD	4	(sh)
<i>Senna wislizenii</i>	Cassia, Shrubby Senna	S,p,cl	SD, CD	2	
<i>Sesuvium verrucosum</i>	Sea Purslane, Ice Plant	Ge	Africa	2	(†)
<i>Setaria macrostachya</i>	Plains Bristle Grass	Gr	SD, CD	3	
<i>Simmondsia chinensis</i>	Jobba, Goat Nut	S	SD	1-2	
<i>Sophora secundiflora</i>	Mescal Bean, Texas Mountain Laurel	S,T,cl*	CD	2-3	
<i>Sphaeralcea</i> spp.	Globe-Mallow	p,cl	SD, CD	1	
<i>Sporobolus airoides</i>	Alkali Sacaton	Gr	SD, CD	3	
<i>Sporobolus contractus</i>	Spike Dropseed	Gr	SD, CD	1	
<i>Sporobolus cryptandrus</i>	Sand Drops	Gr	SD, CD	3	
<i>Sporobolus flexuosus</i>	Mesa Dropseed	Gr	SD, CD	2	
<i>Sporobolus wrightii</i>	Sacaton	Gr	SD, CD	1	
<i>Stenocereus (Lemaireocereus) thurberi</i>	Organ Pipe Cactus	C	SD	1	
<i>Stipa neomexicana</i>	New Mexico Feathergrass	Gr	SD, CD	2	
<i>Tagetes lemmoni</i>	Mountain Marigold	p,cl	SD	3-4	
<i>Tamarix aphylla</i>	Athel Tree, Tamarisk	†	Asia	4	
<i>Tamarix parviflora or chinensis</i>	Spring Flowering Salt Cedar	†,S,†	Asia	2	
<i>Tecoma stans</i> var. <i>angustata</i>	Trumpet-Bush	S,cl	SD, CD	2-3	(sh)
<i>Tecomaria capensis</i>	Gape Honeysuckle	S,cl	Africa	4	(sh)
<i>Teucrium chamaedrys (prostratum)</i>	Prostrate Germander	Ge,p	Mediterranean	2-3	
<i>Teucrium fruticans</i>	Bush Germander	S		3	
<i>Trucklers crinita</i>	Two-feather Trichloris	Gr	SD, CD	2	
<i>Trichocereus</i> spp.	Trichocereus Cactus	C		1-2	
<i>Tridens muticus</i>	Slim Tridens	Gr	SD, CD	2	

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Ungradiad speciosa	Mexican Buckeye	T,cl	CD	3	
Vauquelinia californica	Arizona Rosewood	S,T#	SD	2	
Verbena gooddingii	Goodding Verbena	p,cl	SD	3-4	
Verbena peruviana	Peruvian Verbena	p,cl	So. America	4	
Verbena tenuiseeta (pulchella)	Moss Verbena, Fineleaf Verbena	p,cl	So. America	3	
Verbesina encelioides	Crown Beard	an,cl	SD, CD	2	
Viguiera deltoidea	Golden Eye	p,cl	SD	2	
Vitex agnus-castus	Chaste Tree, Monk's Pepper	T,S,cl		2	
Washingtonia filifera	California Fan Palm	T	SD	2	
Washingtonia robusta	Mexican Fan Palm	T	SD	2-3	(sh)
Xylosma congestum	Xylosma	T,S	China	3-4	
Yucca aloifolia	Spanish Bayonet Yucca	A	SD	1	
Yucca baccata	Banana Yucca	A	SD, CD	1	
Yucca brevifolia	Joshua Tree	A	CD	1	
Yucca carnerosana	Giant Dagger Yucca	A	CD	1	
Yucca elata	Soaptree Yucca	A	SD, CD	1	
Yucca glauca	Small Soapweed Yucca	Sc	U.S.A.	1	
Yucca recurvifolia (pendula)	Pendulous or Curveleaf Yucca	A	U.S.A.	2	
Yucca rigida	Blue Dagger Yucca	A,cl	CD	1	
Yucca rostrata	Beaked Yucca	A	CD	1	
Yucca schottii	Mountain Yucca	Sc	SD	1	
Yucca treculeana	Tree Yucca	A	CD	1	
Yucca whipplei	Our Lord's Candle	A	SD	1	
Zauschneria californica	Hummingbird Trumpet	Gc,cl	SD	3	
Zinnia acerosa	Desert Zinnia	p,cl	SD, CD	1	
Zinnia grandiflora	Rocky Mountain Zinnia	p,cl	CD	2	
Zizyphus jujuba	Chinese Date	T,I	Asia	2	

List Sorted Alphabetically by Botanical Name

EXHIBIT E
LEGAL DESCRIPTION

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE COUNTY OF PIMA, STATE OF ARIZONA,
AND IS DESCRIBED AS FOLLOWS:

Blocks 1, 2 and 3, SILVERBELL RIDGE ESTATES, according to plat recorded in Sequence No. 20182500098,
records of Pima County, Arizona.

APN: 214-04-1170, 214-04-1180 and 114-04-1190