

ORDINANCE NO. 866

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING PAYSON TOWN CODE SECTION 154-14-009 OF THE UNIFIED DEVELOPMENT CODE RELATING TO RELIEF FROM THE PROHIBITIONS ON HOME OCCUPATIONS.

WHEREAS, the Town of Payson regulates businesses, land use, and residential zoning for Payson the benefit of Town of Payson; and

WHEREAS, in 2010, the Mayor and Council approved Ordinance 791 and Resolution 2577 amending the Unified Development Code to give residents greater opportunities to utilize their residences for certain Home Occupations; and

WHEREAS, Section 154-14-009 provided for conditional use permits to expand the circumstances in which residents could operate Home Occupations and the Council finds that it is in the interest of the Town of Payson to expand the grounds for the conditional use permits; and

WHEREAS, the Town Council held Public Hearings on March 19, 2015 and April 2, 2015 on the amendments to Section 154-14-009; and

WHEREAS, the Town desires to enact the amendments to Section 154-14-009.

NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY ORDAIN AS FOLLOWS:

SECTION 1: That the amendments to Payson Town Code Section 154-14-009 of the Unified Development Code set forth as Exhibit A to Resolution 2838 were declared to be a public record, and that the amendments are hereby referred to and adopted by this Ordinance as though all of the provisions thereof were set forth in full in this Ordinance.

SECTION 2: All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference are hereby repealed.

SECTION 3: If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, 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 thereof.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Payson, Arizona, this _____ day of _____, 2015, by the following vote:

Second Public Hearing APR 02 2015 A, 4, B

AYES: _____ NAYES: _____ ABSENT: _____ ABSTAINED: _____

Kenny J. Evans, Mayor

ATTEST:

APPROVED AS TO FORM:

Silvia Smith, Town Clerk

Hector M. Figueroa, Town Attorney

I, SILVIA SMITH, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. _____ ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA ON THE ____ DAY OF _____, 2015, WAS POSTED IN THREE PLACES ON THE ____ DAY OF _____, 2015.

Silvia Smith, Town Clerk