ORDINANCE NO. 881

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING PAYSON TOWN CODE SECTION 154-02-003, UNIFIED DEVELOPMENT CODE, GENERAL DEVELOPMENT STANDARDS AND ZONING PROVISIONS.

WHEREAS, the Code of the Town of Payson ("Code") currently contains general development standards and zoning provisions; and

WHEREAS, the Town desires to amend section 154-02-003 of the Code of the Town of Payson to allow carports and similar open-sided structures exempt from the building code within front yard setbacks as established General Development Standards and Zoning Provisions through subsection (A)(6) *et seq.*; and

WHEREAS, on May 2nd, 2016, the Town Planning and Zoning Commission held a public hearing regarding proposed amendments to Section 154-02-003 and recommended approval to the Town Council of said amendments; and

WHEREAS, the Town Council held Public Hearings on May 19, 2016, and June 2, 2016 on the proposed amendments to Sections 154-02-003 and desires to enact said amendments to the Code; and

WHEREAS, amendments to UDC § 154-02-003 of the Code of the Town of Payson were declared to be a public record by Resolution 2919.

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

SECTION 1: The amendments to UDC § 154-02-003 set forth in Resolution 2919 were declared to be a public record by Resolution 2919, and are referred to and adopted by reference as though set forth in full in this Ordinance.

SECTION 2: At least three copies of the UDC amendments adopted by this Ordinance shall be filed in the Office of the Town Clerk and shall be kept available for public use and inspection.

SECTION 3: 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in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference are hereby repealed.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 4: If any portion of this Ordinance is held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance.

PASSED AND ADOPTED by the Mayor and Town Council of the Town of Payson, Arizona, this 2nd day of June, 2016, by the following vote:

AYES: _____ NOES: _____ ABSTENTIONS: _____ ABSENT: _____

_____
Kenny J. Evans, Mayor

ATTEST:

_____
Silvia Smith, Town Clerk

APPROVED AS TO FORM:

_____
Hector M. Figueroa, Town Attorney

Prepared by Town of Payson Legal Department
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