

ORDINANCE NO. 818

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTIONS 15-07, 15-08, 15-09-008, AND 15-09-010 (ALL RELATING TO THE TOWN'S SUBDIVISION REQUIREMENTS) OF THE UNIFIED DEVELOPMENT CODE OF THE TOWN OF PAYSON.

WHEREAS, pursuant to Article 6.2 of Chapter 4, Title 9 of the Arizona Revised Statutes, the Town is authorized to regulate the subdivision of land within its corporate boundaries; and

WHEREAS, the Town has enacted current portions of the Unified Development Code which regulate subdivision of land within the Town; and

WHEREAS, the Town has prepared amendments to certain portions of such subdivision regulations ("the Amendments"); and

WHEREAS, on November 14, 2011, the Town's Planning and Zoning Commission held a Public Hearing and made recommendation on the Amendments; and

WHEREAS, on December 8, 2011 and January 5, 2012, the Town Council held Public Hearings on the Amendments; and

WHEREAS, the Town of Payson now desires to adopt the Amendments,

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

- Section 1. Amendments to Section 15-07 of the Unified Development Code set forth in Resolution 2646 were heretofore declared to be a public record, and the provisions thereof are hereby referred to and adopted by this reference as though all the provisions thereof were set forth in full in this Ordinance.
- Section 2. Amendments to Section 15-08 of the Unified Development Code set forth in Resolution 2646 were heretofore declared to be a public record, and the provisions thereof are hereby referred to and adopted by this reference as though all the provisions thereof were set forth in full in this Ordinance.
- Section 3. Amendments to Section 15-09-008 of the Unified Development Code set forth in Resolution 2646 were heretofore declared to be a public record, and the provisions thereof are hereby referred to and adopted by this reference as though all the provisions thereof were set forth in full in this Ordinance.

See Res# 2646

FIRST READING AND PUBLIC HEARING

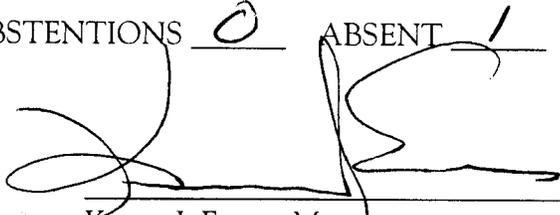
SECOND READING AND PUBLIC HEARING

cc Pub 1562 x
post 3 places
PC # 180459
1/20/12 - 1/27/12
DEC 08 2011
Community Dev
Commission
1/12/12
JAN 05 2012 G.2.B.

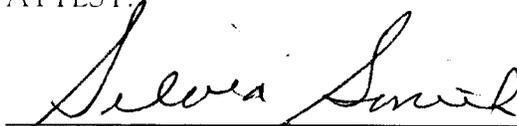
- Section 4. Amendments to Section 15-09-010 of the Unified Development Code set forth in Resolution 2646 were heretofore declared to be a public record, and the provisions thereof are hereby referred to and adopted by this reference as though all the provisions thereof were set forth in full in this Ordinance.
- Section 5. At least three copies of the amendments adopted by Sections 1 through 4 above, shall be filed in the Office of the Town Clerk of the Town of Payson and the same shall be maintained and kept available for public use and inspection.
- Section 6. If any section, subsection, or portion of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Mayor and Common Council of the Town of Payson declares that it would have adopted this Ordinance and each section, subsection, or portion thereof despite the fact that any one or more sections, subsections, or portions would be declared invalid or unconstitutional.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON this 5th day of January 2012, by the following vote:

AYES 4 NOES 2 ABSTENTIONS 0 ABSENT 1



 Kenny J. Evans, Mayor

ATTEST:


 Silvia Smith, Town Clerk

APPROVED AS TO FORM:


 Timothy M. Wright, Town Attorney

Ordinance 818/Resolution 2646 (Amendments to Subdivision Code)

Ordinance 818/Resolution 2646 make numerous minor changes to the submittal and review process. The major substantive change is summarized below.

Current	Proposed	Proposed 10 or Fewer Lots
↓ ∨	↓ ∨	↓ ∨
Citizen's Participation Meeting	Citizen's Participation Meeting	Citizen's Participation Meeting
↓ ∨	↓ ∨	↓ ∨
Prelim. Plat Application	Prelim. Plat Application	Prelim. Plat Application
P&Z reviews/recommends Prelim. Plat	P&Z reviews/approves Prelim. Plat	Staff reviews/approves Prelim. Plat
Council reviews/approves Prelim. Plat		
↓ ∨	↓ ∨	↓ ∨
Council reviews/approves Final Plat	Council reviews/approves Final Plat	Council reviews/approves Final Plat

Planning and Zoning Commission reviewed the proposed changes and recommended approval by a vote of 4-0 of the proposed changes, with the exception of the 10 or fewer lot provisions.

Council Options on Ordinance 818/Resolution 2646 -

- 1) Approve proposed amendments as presented (Motion - I move to approve Resolution 2646 and Ordinance 818.)

- 2) Approve as recommended by P&Z, without the 10 or fewer lots provisions (Motion - I move to approve Resolution 2646 and Ordinance 818 with the removal of the provisions allowing Town staff to review subdivisions of 10 or fewer lots.)

- 3) Approve proposed amendments, without the 10 or fewer lots provisions and returning the Council to the Preliminary Plat approval process (Motion - I move to approve Resolution 2646 and Ordinance 818 with the removal of the provisions allowing Town staff to review subdivisions of 10 or fewer lots and adding back in the requirement that the Council approve all preliminary plats.)

- 4) Disapprove the proposed amendments (no motion necessary)