



Staff Report

Agenda Item: **ZONING CODE ORDINANCE AMENDMENT TO CHAPTER 11, SECTIONS 11-1 THROUGH 11-19; DESIGN REVIEW AND SITE PLAN REVIEW** – Discussion and consideration of adopting by reference a document entitled Zoning Code Ordinance Amendment to Chapter 11, Sections 11-1 Through 11-19; Design Review and Site Plan Review, on file as a public record with the Town Clerk as an Ordinance amending the Zoning Code Chapter 11, Sections 11-1 through 11-19; Design Review and Site Plan Review, of the Town Zoning Code of the Town of Clarkdale; Providing for Severability; and Repealing Conflicting Ordinances.

Staff Contact: Kathy Bainbridge, Town Clerk

Meeting Date: May 13, 2008

Background: Almost two years ago we reorganized the zoning code and the council approved the reorganized code. At that time we held the Site Plan Review chapter and continued to reorganizing the chapter to reflect the procedure. We are bringing that reorganized chapter to the council at this time with the proposed revisions and this should finish the housekeeping efforts to make our zoning code more user friendly.

This ordinance adopts the document made a public record by resolution # _____.

Recommendation: To adopt Ordinance #____, an Ordinance amending the Zoning Code Chapter 11, Sections 11-1 through 11-19; Design Review and Site Plan Review, of the Town Zoning Code of the Town of Clarkdale; Providing for Severability; and Repealing Conflicting Ordinances.

ORDINANCE # _____

AN ORDINANCE OF THE TOWN OF CLARKDALE, ARIZONA, MAKING CHANGES TO THE TOWN ZONING CODE BY ADOPTING BY REFERENCE THOSE CERTAIN DOCUMENTS ENTITLED “ZONING CODE AMENDMENT TO CHAPTER 11, SECTIONS 11-1 THROUGH 11-19; DESIGN REVIEW AND SITE PLAN REVIEW” AND REPEALING CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY.

BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CLARKDALE, ARIZONA:

- Section 1: That the certain documents known as “Zoning Code Amendment to Chapter 11, Sections 11-1 Through 11-19; Design Review and Site Plan Review”, three (3) copies of which are on file in the Office of the Town Clerk of the Town of Clarkdale, Arizona, which documents were made public record by Resolution # _____, are hereby referenced to, and made a part hereof as if fully set forth in this Ordinance; and
- Section 2: That the documents described in Section 1 above are hereby adopted by reference as Town of Clarkdale Zoning Code, Chapter 11, Article 11-1 through Article 11-19; and
- Section 3: That all Ordinances and parts of Ordinances in conflict with the provisions of this Ordinance or any part of this document adopted herein by reference are hereby repealed.
- Section 6: Any portion of the Town Zoning Code repealed by this Ordinance does not affect rights and duties that matured or penalties that were incurred, and proceedings that were begun before the effective date of the repeal.
- Section 7: If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of this document 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.
- Section 8: This ordinance shall take effect and be in force thirty days after passage by the Council and approval by the Mayor.

PASSED AND ADOPTED by the Mayor and Council of the Town of Clarkdale, Arizona, this 13th day of May, 2008.

Doug Von Gausig, Mayor

ATTEST:

APPROVED AS TO FORM:
Boyle, Pecharich, Cline & Whittington, P.L.L.C.
Town Attorneys

Kathy Bainbridge, Town Clerk

by Robert Pecharich, Town Attorney