
18.80.030 Animal keeping.

Animal keeping is subject to the following standards:

A. *Aviaries and Apiaries.*

1. Buildings or hives for apiaries may not be closer than 75 feet to any neighboring residence.
2. Pens and structures for aviaries may not be closer than 40 feet to any neighboring residence.

B. *Poultry, Bird, and Egg Farms.* Poultry, bird, and egg farms are subject to the following standards:

1. Pens, buildings, and enclosures other than open pasture may not be located closer than 200 feet to any residential, commercial, or industrial district.

C. *Livestock.* Commercial breeding, raising, training, and grazing of horses, cattle, sheep, goats, ostriches, swine and other livestock are subject to the following standards:

1. Sites must be at least 10 acres in area.
2. Pens, buildings, corrals, and similar structures may not be closer than 200 feet to any residential, commercial, or industrial district.

D. *Urban Chickens.* The raising of chickens shall be subject to the following requirements, except in rural districts in which they do not apply:

1. No more than six hens may be kept on an individual lot.
2. Roosters shall be prohibited.
3. Fowl shall be kept in an enclosure located in the rear or side yard of the property at least twenty feet from a neighboring property and restrict the size of the enclosure to a maximum of two hundred square feet with a maximum height of eight feet.

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4. The enclosure shall be maintained, and manure picked up and disposed of or composted at least twice a week.
 5. Enclosures located in a residential community on a lot less than one acre in size shall be shorter than the fence line of the property.
 6. The composted manure shall be kept in a way that prevents the migration of insects.
 7. A water source with adequate overflow drainage is required for enclosures.
 8. Feed shall be stored in insect-proof and rodent-proof containers.
 9. Fowl shall be prohibited from running at large.
 10. These standards do not apply to an enclosure that was constructed on or before the effective date of this ordinance.
 11. For the purposes of this ordinance, "fowl" means a hen of the domestic chicken.

E. *Horses.* The keeping of horses is allowed on lots that are at least one acre in size. Up to three horses are allowed on one acre; an additional horse is permitted for each 3,000 square feet of lot area above one acre.

F. *Household Pets.* In all zoning districts except rural districts, a maximum of four dogs is allowed. These limitations do not apply to small animals kept within a residence, including cats, fish, small birds, rodents, and reptiles. Dogs confined in kennels shall not be kept closer than 20 feet from the nearest residential structure on an adjacent lot.

G. *Boarding and Training Kennels in the General Commercial Zoning District.* Boarding shall be limited to household pets; the commercial breeding of animals shall be prohibited. Hours of operation for outdoor areas shall be limited to between the hours of 6:00 a.m. and 7:00 p.m. All indoor facilities shall be completely enclosed. All outdoor dog runs or exercise areas associated with a boarding facility shall not be located within a required landscape setback or within 100 feet of any residential use or district, whichever is more restrictive. Outdoor runs and exercise

areas shall not be located within 25 feet of any building's primary entrance on an abutting lot or suite and shall be enclosed by a minimum six-foot wall or fence.

18.120.290 Charitable Donation Containers.

A. Permitted in Commercial and Industrial Zoning Districts within the City of Maricopa. The drop box containers are governed by the following requirements:

1. A Zoning Permit shall be required prior to placement of the container(s) within the City of Maricopa.
 2. Applicant shall obtain owner authorization from the property owner and provide documentation.
 3. The container is permitted only as an accessory use to a primary use on the property and shall be located on a paved surface.
 - 4.. The container shall not be permitted in a location that impacts required parking, vehicular circulation, site visibility triangles, loading zones, or landscaping.
 5. The container shall not be located within the minimum front and street side building yard setbacks.
 6. No more than two (2) donation containers shall be clustered together in any one location.
 7. The container shall be constructed of durable material and be maintained in a safe non blighted condition.
 8. The container shall be fully screened and landscaped if visible from a public roadway.
 9. The container shall be clearly marked to identify the specific items and materials requested to be left for donations. The name, telephone number, and email address of the container owner or operator shall be posted on the container.
 10. A notice shall also be posted on the container that items shall not be left outside the container and that no hazardous materials may be placed inside the containers.
 11. The container shall also list the name of the non-profit entity that benefits the donated item profits.
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12. The owner or operation of the container shall remove any material left in and around the container within 24 hours of receiving a written warning from the property owner, or the City of Maricopa.

13. The property owner shall control the permit, not the permittee, the property owner or authorized agent may rescind their authorization for the container at any time.

14. A Zoning Permit may be revoked by the City of Maricopa if approval was obtained by means of fraud or misrepresentation, the use in question has ceased to exist, failure to observe the terms of conditions of the approval or the use has been conducted in a manner detrimental to the public safety, health and welfare, or so as to be a nuisance. (Refer to Zoning Code Sec. 502.13 for further details).

15. Any Donation/Recycling Drop-Box (including its contents) which is determined to be unauthorized, unpermitted, or is otherwise in violation of this ordinance shall be deemed a public nuisance as defined in Section 18.20.040, Nuisances, of the Maricopa City Code and may be removed pursuant to those provisions.

18.140.040 Review of applications.

- A. *Review for Completeness.* The zoning administrator or his designee shall review all applications for completeness, in conformance with this section. The city will not schedule a meeting or hearing date or begin a substantive review until the application is complete.
- B. *Complete Application.* A complete application is one which fulfills the general requirements as described on official application forms available from the development services department. A determination of whether an application is administratively complete shall be made within fifteen days after receiving the application.
- C. *Incomplete Application.* The zoning administrator shall determine whether a resubmitted application is administratively complete within fifteen days after receiving the resubmitted application. After determining that the application is administratively complete, the city shall approve or deny the application within one hundred eighty days.
1. Notwithstanding subsection C of this section, the city may extend the time frame to approve or deny the request beyond one hundred eighty days for either of the following reasons:
 - a. For extenuating circumstances, the city may grant a onetime extension of not more than thirty days.
 - b. If an applicant requests an extension, the city may grant extensions of thirty days for each extension granted.
 2. This section does not apply to land that is designated as a district of historical significance pursuant to Section 9-462.01, Subsection A, Paragraph 10 or an area that is designated as historic on the National Register of Historic Places or Planned Area Developments.
- D. If an application is incomplete and the applicant fails to submit the missing information within 60 days of the first submittal, the zoning administrator may notify the applicant that the application cannot be accepted, and a new or correctly revised application and a new fee will be required for the proposed project, as determined by the zoning administrator. A decision by the zoning administrator requiring a reapplication shall be subject to administrative appeal and shall not be construed as denial of the application. A letter shall cite a list of all deficiencies in the application and provide references to the applicable regulation(s) or policy and inform the applicant that the city's mandatory time frame is suspended pending receipt of requested corrections or any missing information. If the city fails to provide this notice to the applicant the application is then deemed complete in accordance with the state's compliance policy. (A.R.S. §§ [9-835\(D\)](#), [9-835\(E\)](#), [9-835\(F\)](#)).
- E. If the city fails to provide a written or electronic notice of administrative completeness or deficiencies within the administrative completeness review time frame, the application is then deemed administratively complete in accordance with the state's compliance policy. (A.R.S. §§ [9-835\(O\)](#), [9-835\(E\)](#), [9835\(F\)](#)).

F. *Record Date for a Complete Application.* When an application is determined to be complete, a notation on the application shall make a record of that date. If required, a public hearing shall be scheduled after the first complete review and the applicant shall be notified of the date and time.