

RESOLUTION NO. 17-26

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, CALLING A SPECIAL ELECTION FOR THE PURPOSE OF REFERRING CONDITIONAL USE PERMIT 17-01 TO THE QUALIFIED ELECTORS OF THE CITY OF MARICOPA AT AN ELECTION TO BE HELD ON NOVEMBER 7, 2017.

WHEREAS, on April 18, 2017 City Council approved Conditional Use Permit 17-01 allowing a motorsports facility at a 280 acre site at the northwest corner of Ralston Road and State Route 238; and

WHEREAS, referendum petitions, under the serial number REF 17-01 were filed in the Office of the City Clerk for the purpose of referring CUP 17-01 to a vote of the qualified electors of the City of Maricopa; and

WHEREAS, the referendum petitions for REF 17-01 may be certified pursuant to A.R.S. §19-121.04(B) to have met the signature requirements to be placed on the ballot; and

WHEREAS, pursuant to Section 2-62 of the City Code, Council may call for a special election for a referendum in accordance with A.R.S. Titles 16 and 19 and amendments thereto and the Arizona State Constitution; and

WHEREAS, a Special Election must be held on one of the consolidated election dates allowed by Arizona law.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, AS FOLLOWS:

SECTION 1. Pursuant to A.R.S. §16-204(B)(1) the Special Election will be held on November 7, 2017 in the City of Maricopa, Arizona.

SECTION 2. The purpose of this Special Election is to submit to the qualified electors of the City, CUP 17-01, a conditional use permit to allow a motorsports facility at a 280 acre site at the northwest corner of Ralston Road and State Route 238.

SECTION 3. In accordance with A.R.S. §9-416.06, that the following ballot measure regarding the referral of CUP 17-01 be placed on the general election ballot for November 7, 2017:

REF 17-01: A REFERENDUM ORDERED BY PETITION OF THE PEOPLE RELATING TO THE CITY COUNCIL'S APPROVAL OF CUP 17-01 WHICH ALLOWS A MOTORSPORTS FACILITY AT A 280 ACRE SITE AT THE

NORTHWEST CORNER OF RALSTON ROAD AND STATE ROUTE 238.

A YES vote shall have the effect of upholding the City Council's action and approving CUP 17-01, as adopted by the City Council, and it shall become effective as provided by law.

A NO vote shall have the effect of overturning the City Council's action and denying CUP 17-01.

SECTION 4. Pinal County registration and voting lists of City voters will be used for the Special Election. In order to qualify to vote in the Special Election, City voters must be registered to vote 29 days before the election.

PASSED AND ADOPTED by the Mayor and City Council of the City of Maricopa, Arizona, on this 15th day of August, 2017.

Mayor

ATTEST:

APPROVED AS TO FORM:

City Clerk

City Attorney