

**ORDINANCE NUMBER 20-11**

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, ADOPTING “2020 AMENDMENT – SUBDIVISION AND ZONING CODE” BY REFERENCE WHICH REPEALS AND REPLACES CHAPTER 17 AND SECTIONS 18.60 AND 18.180 OF CHAPTER 18 OF THE MARICOPA CITY CODE AND PROVIDING FOR THE SEVERABILITY AND THE EFFECTIVE DATE THEREOF.**

**WHEREAS**, that certain document known as “2020 Amendment – Subdivision and Zoning Code” was adopted as a public record by Resolution No. 20-31; and

**WHEREAS**, the City Council previously adopted Ordinances which established laws and regulations related to subdivisions within the City of Maricopa; and

**WHEREAS**, on July 13, 2020 the Planning and Zoning Commission recommended approval of Text Amendment case # 20-02 subject to certain conditions of approval; and

**WHEREAS**, A.R.S. §9-802 allows a City to adopt a public record by Ordinance as a means to reduce publication costs while ensuring that the public gets fair notice and opportunity to review its operative provisions.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Maricopa, Arizona as follows:

**SECTION 1.** Pursuant to Arizona Revised Statutes Section 9-802, that certain document known as "2020 Amendment – Subdivision and Zoning Code” of the Maricopa City Code, electronic copies of which is on file in the office of the City Clerk of the City of Maricopa, Arizona, which document was made a public record by Resolution No. 20-31 of the City of Maricopa, Arizona, is hereby referred to, adopted and made a part hereof as if fully set out in this Ordinance.

**SECTION 2.** Chapter 17 and Sections 18.60 and 18.180 of Chapter 18 of the Maricopa City Code are hereby replaced in its entirety with “2020 Amendment – Subdivision and Zoning Code” which was made public record by Resolution No. 20-31 of the City of Maricopa, Arizona.

**SECTION 3.** That certain document known as “2020 Amendment – Subdivision and Zoning Code” shall be modified to reflect the correct heading, sub-heading, and formatting structure of the current city code prior to the Effective Date of this Ordinance.

**SECTION 4.** The following penalty provision is included in that certain document known as “2020 Amendment – Subdivision and Zoning Code”:

**510.08 Failure to Comply with Conditions**

Failure to comply with any PAD permit condition or development schedule is a violation

of this Article and subject to Article 512, Enforcement. The Planning & Zoning Commission or City Council may suspend the applicant's permit until such time as the applicant conforms to the conditions thereof.

**SECTION 5.** To the extent of any conflict between other City Ordinances and this Ordinance, this Ordinance shall be deemed to be controlling; provided, however, that this Ordinance is not intended to amend or repeal any existing City Ordinance, Resolution or regulation except as expressly set forth herein.

**SECTION 6.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance 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 7.** This Ordinance shall become effective thirty (30) days from the date of adoption by the City Council for the City of Maricopa.

**PASSED AND ADOPTED** by the Mayor and Council of the City of Maricopa, Arizona, this 21<sup>st</sup> day of July, 2020.

APPROVED:

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Christian Price  
Mayor

ATTEST:

APPROVED AS TO FORM:

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Vanessa Bueras, CMC  
City Clerk

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Denis Fitzgibbons  
City Attorney