

ORDINANCE NO. 23-17

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, ADOPTING “2023 AMENDMENTS TO CHAPTER 18.135: COMMISSIONS, COMMITTEES, BOARDS & OFFICERS, CHAPTER 18.140: COMMON PROCEDURES, AND CHAPTER 18.155: DEVELOPMENT REVIEW PERMIT” BY REFERENCE TO AMEND CHAPTERS 18.135, 18.140 AND 18.155 OF THE MARICOPA CITY CODE AND PROVIDING FOR SEVERABILITY AND THE EFFECTIVE DATE THEREOF.

WHEREAS, that certain document known as the “2023 Amendments to Chapter 18.135: Commissions, Committees, Boards & Officers, Chapter 18.140: Common Procedures, and Chapter 18.155: Development Review Permits” was adopted as a public record by Resolution No. 23-19 on April 4, 2023;

WHEREAS, the City previously adopted Ordinances which established rules and regulations related to duties and powers of the Planning and Zoning Commission and the Zoning Administrator, development review permits and appeals of zoning decisions; and

WHEREAS, after review, City staff determined that the Maricopa City Code needed to be updated related to the duties and powers of the Planning and Zoning Commission and the Zoning Administrator, development review permits and appeals of zoning decisions; and

WHEREAS, the Mayor and City Council of the City of Maricopa believe, after consultation with its staff, that amending Chapters 18.135, 18.140 and 18.155 of the Zoning Code to update the rules and regulations related to duties and powers of the Planning and Zoning Commission and the Zoning Administrator, development review permits and appeals of zoning decisions would be in the best interest of the City of Maricopa; 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 ORDAINED 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 “2023 Amendments to Chapter 18.135: Commissions, Committees, Boards & Officers, Chapter 18.140: Common Procedures, and Chapter 18.155: Development Review Permits” of the Maricopa City Code, electronic copies of which are 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. 23-19 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. Chapters 18.135, 18.140 and 18.155 of the Maricopa City Code are

hereby amended as set forth in “2023 Amendments to Chapter 18.135: Commissions, Committees, Boards & Officers, Chapter 18.140: Common Procedures, and Chapter 18.155: Development Review Permits” which was made a public record by Resolution No. 23-19 of the City of Maricopa, Arizona.

SECTION 3. 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 4. 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 5. 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 4th day of April, 2023.

APPROVED:

Nancy Smith
Mayor

ATTEST:

Vanessa Bueras, MMC
City Clerk

APPROVED AS TO FORM:

Denis Fitzgibbons
City Attorney