

ORDINANCE NO. 2019-22

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, COCONINO COUNTY, ARIZONA, AMENDING THE FLAGSTAFF CITY CODE , TITLE 10, FLAGSTAFF ZONING CODE (ORDINANCE NO. 2011-20), CHAPTERS 10-20, 10-40, 10-50, 10-60, AND 10-80, AS PROVIDED IN THAT CERTAIN DOCUMENT ENTITLED “2019 ZONING CODE AMENDMENTS INDUSTRIAL ZONES AND MISCELLANEOUS REVISIONS (PZ-19-00087 AND PZ-19-00093)” DECLARED TO BE A PUBLIC RECORD BY RESOLUTION NO. 2019-31; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE

RECITALS:

WHEREAS, The City of Flagstaff wishes to amend Title 10 of the Flagstaff City Code, Chapters 10-20, 10-40, 10-50, 10-60, and 10-80, to ensure, among other things, that known errors are corrected, ease of use through simplified standards, consistency in interpretation and application of standards and procedures, greater predictability in the application of the Zoning Code, and to add the use Seasonal Amusement/Entertainment and Sales, Indoor to the Light Industrial (LI) and related provisions; and

WHEREAS, the Mayor and Council have, by resolution prior to the adoption of this Ordinance, previously declared that certain document entitled “2019 Zoning Code Amendments Industrial Zones and Miscellaneous Revisions (PZ-19-00087 and PZ-19-00093),” (“Proposed Zoning Code Text Amendments”) to be a public record by Resolution No. 2019-31 of the City of Flagstaff; and

WHEREAS, A citizen review session was held at the Planning Commission work session on May 22, 2019, to discuss the Proposed Zoning Code Text Amendments in accordance with Section 10-20.50.040 of the Flagstaff Zoning Code; and

WHEREAS, the Planning and Zoning Commission held a public meeting on June 12, 2019, and provided a recommendation to City Council on Proposed Zoning Code Text Amendments; and

WHEREAS, the Council has determined that the subject Proposed Zoning Code Text Amendments are in conformance with the General Plan, and the findings of Section 10-20.50.040 of the Flagstaff Zoning Code have been met; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:

SECTION 1. The foregoing recitals are incorporated as if fully set forth herein; and

SECTION 2. That the Flagstaff Zoning Code is hereby amended as specified in that certain document entitled “2019 Zoning Code Amendments Industrial Zones and Miscellaneous Revisions (PZ-19-00087 and PZ-19-00093),” declared to be a public record by Resolution No. 2019-31 of the City of Flagstaff, and hereby referred to, adopted and made a part hereof as if fully set out in this Ordinance; and

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code 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; and

SECTION 4: Effective Date. This ordinance shall be effective thirty (30) days after adoption.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 2nd day of July, 2019.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY