



TOWN OF PRESCOTT VALLEY MEETING NOTICE



Kell Palguta, Mayor
Matt Zurcher, Vice Mayor
Kendall Schumacher, Councilmember
Michael Greer, Councilmember
Kenneth Freund, Councilmember
Janell Kiehl, Councilmember
Kymberli Lopez, Councilmember

SPECIAL TOWN COUNCIL MEETING **AMENDED AGENDA** **AUGUST 6, 2026**

Council Chambers/Library Auditorium, 7401 E Skoog Blvd. Prescott Valley, AZ.
Doors open at 2:30pm for the 3:00pm meeting.

MEETING INFORMATION: Pursuant to A.R.S. §38-431.02; Town Code §2-04-010, notice is hereby given to the general public that the Prescott Valley Town Council will hold a meeting open to the public on August 6, 2026, at 3:00pm located in the Council Chambers/Library Building, 7401 E Skoog Blvd. Prescott Valley, Arizona. Action may be taken by the Council on any item listed on this Agenda. Copies of the Agenda and supplementary materials are available on the Town's website at www.prescottvalley-az.gov or the Office of the Town Clerk, 7501 E Skoog Blvd.

NOTICE OF OPTION TO RECESS INTO EXECUTIVE SESSION: Pursuant to A.R.S. §§38-431.02(I) and 38-431.03(A)(3); Town Code §2-04-030, notice is hereby given to the members of the Town Council and the general public that at this Regular meeting, the Town Council may vote at any time during the Council meeting to go into Executive Session, which will not be open to the public, for legal advice and

discussion with the Town Attorney on any item listed on the attached agenda.

VIEWING AND PARTICIPATION: This meeting may be viewed on [Channel 56](#), [Facebook Live](#), [YouTube](#), or on the [Town's website](#). It is strongly encouraged that anyone wishing to address the Council register their name with the Town Clerk and follow the instructions given by the Clerk before the meeting. When recognized, use the podium/microphone, and state your name. Comments are limited to three (3) minutes unless additional time is granted by the Mayor [A.R.S. §§9-462.04(A) & 38-431.01(A)&(H); Town Code §2-02-040(B)].

MEETING PROTOCOL: The Mayor or other presiding officer at the meeting may change the order of Agenda items and/or take items on the Agenda in an order they determine is appropriate [A.R.S. §38-431.02(H); Town Code §§2-02-040(B) & 2-04-060].

EMAIL: By 5pm the day before the Town Council meeting, email comments to clerk@prescottvalley-az.gov. All emails received by this deadline will be distributed to the members of the Town Council for their review and consideration but will not be read aloud at the meeting. In the email, please identify your name and your comment pertaining to the agenda item [A.R.S. §38-431.01(C)(4)].

Forms to request accommodations pursuant to Section 504/ADA guidelines are available from the Office of the Town Clerk at the location listed above, or by calling (928)759-3028. Such requests must be submitted twenty-four (24) hours prior to the meeting.



Service Excellence | Integrity | Respect | Teamwork | Fun

SPECIAL TOWN COUNCIL MEETING

AMENDED AGENDA

1. **CALL TO ORDER AND ROLL CALL**
2. **SCHEDULED ANNOUNCEMENTS & PRESENTATIONS**
 - 2.a. Battle of the Badges Blood Drive Presentation [Jim Gilloon, Vitalant and Councilmember Kym Lopez] - **Added 8/4/26**
3. **CALL TO THE PUBLIC** At this time members of the public may comment on matters listed on the agenda or solely on matters within the jurisdiction of the Town. Any persons wishing to address the Council must register their name with the Town Clerk prior to the commencement of the meeting. At the conclusion of Call to the Public, the Council may respond to criticism, ask staff to review a matter commented upon, or ask that a matter be put on a future agenda. Such remarks shall be limited to three (3) minutes unless additional time is granted by the Mayor.
4. **NEW BUSINESS (FOR CONSIDERATION & POSSIBLE ACTION)**
 - 4.a. Resolution No. 2026-2459, Policy Regarding Use of Town Marks (Logo and Seal) - Consideration & Possible Action (Authorize Signature) [Ivan Legler, Town Attorney]
Vision 2024 Focus Area(s): 
 - 4.b. Ordinance No. 2026-981, Town Code Restrictions re Pedestrian Presence in Town Medians - Consideration & Possible Action (**1st Reading**) [Ivan Legler, Town Attorney]
Vision 2024 Focus Area(s): 
 - 4.c. Opioid Settlement Fund Checks in the amount of \$15,290.03 and \$3,403.36 from Yavapai County Community Health Services - Consideration & Possible Action (Approve) [Robert L. Ticer, Police Chief]
Vision 2024 Focus Area(s): 
 - 4.d. Ordinance No. 2026-980, ICC & Related Codes Update/Town Code Chapter 7 Amendments - Consideration & Possible Action (**1st Reading**) [Woody Lewis, Chief Building Official, and Russ Harsh, Senior Plan Examiner]
Vision 2024 Focus Area(s): 
 - 4.e. Review Selected Vacant Town-Owned Properties Possible Sale - **Discussion Only** [Traci Lira, Neighborhood Services Director]
Vision 2024 Focus Area(s): 
 - 4.f. Wastewater Treatment Plant Master Plan and Expansion Update - **Discussion Only** [Neil Wadsworth, Utilities Director - Retired]
Vision 2024 Focus Area(s): 
 - 4.g. Type II Water Right Lease Agreement with VPN Development LLC - Consideration & Possible Action (Authorize Signature) [Tracy Lund, Water Resources Advisor]
Vision 2024 Focus Area(s): 

- 4.h.** Requested Series 9 Liquor Store License for Roberts Marketplace located at 6640 N. Viewpoint Drive - Consideration & Possible Action (**Public Hearing, Approval**) [Marissa Greenwood, Deputy Town Clerk]

Vision 2024 Focus Area(s): 

- 4.i.** Resolution 2026-2457, Official Canvass Town of Prescott Valley Primary Election, July 21, 2026 - Consideration & Possible Action (Authorize Signature) [Fatima Fernandez, Town Clerk]

Vision 2024 Focus Area(s):    

- 4.j.** Town Councilmember Kymberli Lopez Service Recognition - **Discussion Only** [Town Council]

Vision 2024 Focus Area(s):    

5. ADJOURNMENT



TOWN OF PRESCOTT VALLEY
STAFF REPORT

DATE: 08/06/2026

TO: Mayor & Town Council

THROUGH: Gilbert Davidson, Town Manager

FROM: Ivan Legler, Town Attorney

DEPARTMENT: Legal

AGENDA TYPE: New Business

SUBJECT: Resolution No. 2026-2459, Policy Regarding Use of Town Marks (Logo and Seal) - Consideration & Possible Action (Authorize Signature) [Ivan Legler, Town Attorney]

VISION 2024 FOCUS AREA:

High Performing Team - How we conduct our business and ourselves through our culture, diversity, communication, delivery, outreach, processes, and values. What we do, how we do it, and who we do it for.

SUMMARY/BACKGROUND:

Article XXII, Section 10 of the Arizona Constitution provides for adoption of a “seal” by each municipality in the state. Prescott Valley was incorporated as a municipality (Town) by order of the Yavapai County Board of Supervisors on August 28, 1978. It adopted a seal shortly thereafter. Town Code 3-02-020(A)(9) assigns the Town Clerk to be the custodian of the seal (to affix to all ordinances, contracts, agreements, and other official documents attested to by the Clerk).

Early in its history, the Town developed a non-professional logo it used on letterhead and for other official purposes. In May 1995, the Town acquired rights from an artist who created a new, professional logo. It was used extensively for multiple uses.

In late 2021, the Town began the process of updating its professional Town logo. After considerable work with a new artist (and considerable public outreach), the Town Council adopted the new logo by Resolution No. 2022-2242 (March 24, 2022). Said Resolution authorized staff to register the logo for exclusive Town use. On June 23, 2022, the Council adopted Resolution No. 2022-2261 incorporating the new logo into a new official seal. And, on June 27, 2022, the Town trademarked the new logo with the Arizona Secretary of State (Registration No. 9284133).

Early this year, Town staff began receiving complaints about various uses of the Town logo in private social media posts (particularly posts involving discussion of Town issues). In some cases, it was argued in response that the use was incidental (and, therefore, protected under the 1st Amendment). Because the Town had no written policy to help delineate true incidental use of the logo, staff began a review of policies adopted by other communities. Staff also acquired the services of a trademark attorney to assist in determining the appropriate subjects to cover in any such policy (and to otherwise help ensure the trademark would not be diluted by unauthorized private use).

It is now proposed that the Town Council consider formal adoption of the attached draft Administrative Policy 1-12 “Use of Town Marks” as an additional step to protect the Town seal and logo from unauthorized use (and thereby prevent fraud, deception, misrepresentation, and/or abuse). Attorney Brooke Katz from the firm of Denton Peterson Dunn will be available online to answer any questions about the purpose and intent of the various provisions in the draft Policy.

Council input is sought re the draft Policy. If the Policy as discussed ultimately appears to be appropriate for adoption, Resolution No. 2026-2459 has been prepared for that purpose.

RECOMMENDED MOTION:

Motion to authorize signature of Resolution No. 2026-2459 adopting Administrative Policy No. 1-12 “Use of Town Marks” as part of the Prescott Valley Policy and Procedures Manual. **VOTE.**

STAFF RECOMMENDATION:

Town staff recommends consideration and adoption of Policy No. 1-12 “Use of Town Marks” by Resolution No. 2026-2459.

FISCAL ANALYSIS:

It is understood that a well-designed and administered seal and logo can have considerable positive impact on all aspects of a municipal corporation (including branding of governmental and proprietary activities). In turn, this can have an impact on things like tourism and other aspects related to public revenue and finance. Avoiding any dilution of the Prescott Valley Town Marks is, therefore, worth the time, effort, and cost required.

Attachments

Resolution No. 2026-2459

Policy No. 1-12 "Use of Town Marks" w Town Logo and Town Seal

RESOLUTION NO. 2026-2459

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, A MUNICIPAL CORPORATION OF ARIZONA, ADOPTING AND ADDING A NEW ADMINISTRATIVE POLICY “USE OF TOWN MARKS” (NO. 1-12) TO THE PRESCOTT VALLEY POLICY AND PROCEDURES MANUAL; AND PROVIDING THAT THIS RESOLUTION SHALL BE EFFECTIVE AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

WHEREAS, Article XXII, Section 10 of the Arizona Constitution provides for adoption of a “seal” by each municipality; and

WHEREAS, the Town of Prescott Valley was incorporated by order of the Yavapai County Board of Supervisors on August 28, 1978; and

WHEREAS, Town Code 3-02-020(A)(9) assigns the Town Clerk to be custodian of the Town seal and to affix the same to all ordinances, contracts, agreements, and other official documents which are attested to by the Clerk; and

WHEREAS, in May 1995, the Town acquired the rights from the artist to use a new Town logo (and subsequently adopted the same for multiple uses); and

WHEREAS, in late 2021, the Town began the process of updating the Town logo; and

WHEREAS, on March 24, 2022, Town Council adopted a new, updated Town logo by Resolution No. 2022-2242. Said Resolution authorized staff to register the logo for the Town’s exclusive use; and

WHEREAS, on June 23, 2022, the Council adopted Resolution No. 2022-2261 incorporating the new logo into a new official seal for the Town; and

WHEREAS, on June 27, 2022, the Town trademarked the new logo with the Arizona Secretary of State under Registration No. 9284133; and

WHEREAS, the Town desires now to take additional steps to protect its official seal and official logo (“Town Marks”) from unauthorized use (and thereby prevent fraud, deception, misrepresentation, and/or abuse) by formal adoption of Policy 1-12; and

WHEREAS, the Council finds that adoption of Policy 1-12 “Use of Town Marks” provides for the health, safety and welfare of the community;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, ARIZONA, AS FOLLOWS:

Section One: That Administrative Policy No. 1-12 “Use of Town Marks” be hereby adopted and added to the Prescott Valley Policies and Procedures Manual. [Note that said policy is attached hereto as Exhibit “A” and expressly made a part hereof].

Section Two: That this Resolution shall be effective after its passage and approval according to law.

RESOLVED by the Mayor of the Town of Prescott Valley, Arizona, this 6th day of August, 2026.

Kell Palguta, Mayor

ATTEST:

Fatima Fernandez, Town Clerk

APPROVED AS TO FORM:

Ivan Legler, Town Attorney

EXHIBIT “A”

Town Policy 1-12 “Use of Town Marks”

TOWN OF PRESCOTT VALLEY
POLICIES AND PROCEDURES

ADMINISTRATIVE POLICIES

USE OF TOWN MARKS

Administrative

Resolution No. 2026-2459; Number 1-12

1-12-1 PURPOSE

The Prescott Valley Town Seal, Town Logos, and Related Branding Materials (collectively, the “Town Marks”) are valuable assets of the Town of Prescott Valley and are the exclusive property of the Town. The Town Marks serve as visual identifiers of the Town and are often the primary means by which residents, businesses, visitors, and other stakeholders recognize and form impressions of the Town, its services, programs, initiatives, and community.

The Town Seal and Town Logos serve distinct but complementary purposes. The Town Seal serves as the Town's official symbol of governmental authority and authenticity and is used to authenticate official Town documents and actions carrying legal significance. The Town Logos and Related Branding Materials serve as the Town's primary branding and communications identifiers and promote consistent recognition of Town programs, services, initiatives, and communications.

A. Improved Communication

Consistent use of the Town Logos and Related Branding Materials promotes clear and effective communication by providing a recognizable visual identity across official Town communications and public-facing materials. A consistent visual identity helps residents, businesses, visitors, and other stakeholders readily identify information originating from the Town.

B. Enhanced Recognition and Awareness

The Town Logos and Related Branding Materials create a distinct and recognizable identity that increases public awareness of Town programs, services, facilities, events, and community initiatives and helps distinguish official Town communications from unofficial or unauthorized communications.

C. Trust, Goodwill, and Brand Equity

The Town Marks reflect the reputation, goodwill, and public trust developed through the Town's service to the community. Consistent and appropriate use of the Town Marks helps preserve the value, credibility, and integrity associated with the Town and reinforces public confidence in the Town and its official communications.

TOWN OF PRESCOTT VALLEY POLICIES AND PROCEDURES

D. Professionalism and Consistency

Adherence to established branding standards helps ensure that public-facing communications utilizing the Town Logos and Related Branding Materials are professional, accurate, and consistent in appearance and message. Consistent presentation of the Town's branding assets reinforces the Town's commitment to accountability, transparency, and high-quality public service

E. Governmental Authority and Authenticity

The Town Seal serves as the Town's official symbol of governmental authority and authenticity. Restricting use of the Town Seal helps preserve its legal significance, prevents misuse of official governmental insignia, and ensures that official Town documents, certifications, and governmental actions can be readily distinguished from unofficial communications or unauthorized uses.

F. Town Intellectual Property Rights

The Town Marks also function as source-identifying trademarks that allow residents, businesses, visitors, and other stakeholders to identify goods, services, programs, communications, events, and activities originating from or authorized by the Town. Consistent control over the use of the Town Marks is necessary to prevent likelihood of confusion regarding Town sponsorship, endorsement, affiliation, authorization, participation, or official support, to protect the goodwill associated with the Town Marks, and to preserve the Town's intellectual property rights.

This Policy is intended to provide for appropriate use of the Town marks as authorized by the Town manager (and/or designee) in order to protect the Town's intellectual property rights and brand identity and to ensure consistent and professional representation of the Town.

This Policy may be amended from time to time to reflect changes in the Town's branding strategy and to address new branding material.

1-12-2 REFERENCE

Town of Prescott Valley New Trademark (Logo) Registration No. 9284133 (June 27, 2022)
[Exhibit A]

Town of Prescott Valley Town Seal [Exhibit B]

1-12-3 DEFINITIONS

For purposes of this Policy:

TOWN OF PRESCOTT VALLEY POLICIES AND PROCEDURES

- A. "Town Seal" means the official seal of the Town of Prescott Valley, as adopted by the Town and maintained by the Town Clerk pursuant to Town Code 3-02-020.
- B. "Town Logos" means the Town's registered trademark logo and any other official logos, emblems, or graphic marks adopted by the Town or designated by the Town Manager (or designee) as official Town Logos.
- C. "Related Branding Materials" means any graphic elements, stylized text, slogans, taglines, symbols, color schemes, design elements, or derivative works associated with or derived from the Town Seal or Town Logos that serve to identify the Town of Prescott Valley or its programs, services, or operations.
- D. "Official Town Business" means activities, functions, communications, and transactions conducted by the Town, its officers, employees, agents, or designees in furtherance of the Town's governmental purposes, including but not limited to legislative, administrative, regulatory, enforcement, service-delivery, and community-engagement functions.
- E. "Town-Sanctioned Event" means an event organized, sponsored, hosted, or officially endorsed by the Town.
- F. "Incidental Use" means use of the Town Seal, Town Logo, or Related Branding Materials that occurs incidentally, such as in photographs, news reporting, commentary, or other circumstances where the Town Marks are not being used for branding purposes.
- G. "Likelihood of Confusion" means a likelihood that members of the public may mistakenly believe that a person, organization, product, service, communication, event, or activity is sponsored by, endorsed by, affiliated with, authorized by, or otherwise connected to the Town when no such relationship exists.

1-12-4 APPLICATION

This Policy applies to all Town of Prescott Valley staff, Council and Board Members, elected officials, official Town partnerships (including third-party organizations), and other persons (including residents, community organizations, media outlets, business owners who wish to use the Town Marks for commercial, educational, or promotional purposes).

This Policy applies to all uses of the Town Marks regardless of where such use occurs.

1-12-5 POLICY

The Town Marks are official trademarks and branding assets of the Town of Prescott Valley and represent the Town's distinctive brand and public identity.

TOWN OF PRESCOTT VALLEY POLICIES AND PROCEDURES

The Town has a legitimate interest in preventing uses of the Town Marks that create or are reasonably likely to create a Likelihood of Confusion regarding the source, sponsorship, endorsement, affiliation, authorization, participation, or official status of persons, organizations, products, services, events, communications, or activities. The Town retains all right, title, and interest in and to the Town Marks, including all associated intellectual property rights, trademark rights, and goodwill.

Nothing in this Policy (and no approval granted under this Policy) transfers, conveys, or grants any ownership interest, trademark rights, intellectual property rights, or other proprietary rights in the Town Marks to any third party.

Any approval granted pursuant to this Policy constitutes only a limited, non-exclusive, non-transferable, revocable permission to use the Town Marks solely in the manner and for the purposes expressly approved by the Town.

No implied license, ownership interest, right of use, or other permission shall arise from prior approvals, prior use, acquiescence, or any course of conduct. All rights not expressly granted are reserved by the Town.

1-12-6 USE OF THE TOWN MARKS

Any use of the Town Marks not expressly authorized by this Policy is prohibited unless otherwise required or authorized by law.

A. Official Use of the Town Seal.

Pursuant to Town Code Section 3-02-020, the Town Clerk is the custodian of the Town Seal. The Town Seal serves as the Town's official symbol of governmental authority and authenticity and may be used only by the Town Clerk or authorized personnel within the Town Clerk's Office in connection with the authentication, attestation, certification, or formal authorization of ordinances, resolutions, contracts, agreements, deeds, certifications, attestations, and other official Town documents and actions.

The Town Seal shall not be used for any purpose other than those expressly authorized by this Policy or otherwise required by law.

B. Official Use of Town Logos and Related Branding Materials.

The Town Logos and Related Branding Materials may be used by Town employees in connection with their performance of Official Town Business or Town Sanctioned Events. Official uses include (but are not limited to) display of the Town Logos and Related Branding Materials on official Town communication materials such as:

1. Town websites;

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2. Social media accounts operated by the Town;
3. Letterhead, business cards, and other official Town stationery;
4. Brochures, handouts, outreach materials, and promotional materials;
5. Signage;
6. Town vehicles, equipment, and vehicle decals;
7. Flags and banners;
8. Presentations, reports, and other official Town publications;
9. Uniforms and other apparel worn by Town employees; and
10. Promotional items distributed by the Town.

C. Authorized Third-Party Uses of Town Logos and Related Branding Materials.

The Prescott Valley Chamber of Commerce may use the Town Logos and Related Branding Materials in its marketing materials, on its website, and in its printed materials for marketing efforts related to businesses, attractions, and development (subject to any limitations that may be established from time to time by contract with the Chamber).

Reproduction of the Town Logos and Related Branding Materials for illustrative purposes by the news media is allowed if the reproduction in the news media is incidental to any publication or broadcast. Prior approval is not required. This provision applies to bona fide journalistic use by media outlets for purposes of reporting news, commentary, or editorial content.

D. Permissible Use with Approval.

The Town Logos and Related Branding Materials may be used for specific events benefiting the Town or events in which the Town is the host or sponsor of the event. Organizations involved in those events may submit written requests to the Town Manager (or designee) for permission to use the Town Logos and/or Related Branding Materials that include: (i) the identity of the requesting individual or organization, and (ii) an explanation of the proposed use, how the Town Logos and/or Related Branding Materials will appear, the nature of the event, the proposed duration of the use, and the proposed scope of distribution. The Town Manager (or designee) may request additional information reasonably necessary to evaluate the request.

TOWN OF PRESCOTT VALLEY POLICIES AND PROCEDURES

Requests shall be submitted to the Town Manager (or designee) at least 10 working days prior to the proposed use (unless exigent circumstances justify a shorter period).

The Town Manager (or designee) may approve, approve with conditions, or deny a request. The Town reserves the right to deny any requested use of the Town Logos and Related Branding Materials to any individual, business, or entity based upon the criteria set forth in this Policy. In evaluating requests, the Town Manager (or designee) shall consider:

1. Whether the proposed use creates or is reasonably likely to create a Likelihood of Confusion regarding Town sponsorship, endorsement, affiliation, authorization, participation, or official support;
2. Whether the proposed use may impair, dilute, or otherwise adversely affect the Town's intellectual property rights or goodwill associated with the Town Logos and Related Branding Materials; or
3. Whether the proposed use complies with applicable law and Town policies.

The Town Manager (or designee) may require disclaimer language as a condition of approval when reasonably necessary to avoid public confusion regarding Town sponsorship, endorsement, or affiliation. Such a disclaimer may include:

“Permission to use the Town of Prescott Valley Logo and Related Branding Materials does not constitute Town sponsorship, endorsement, or affiliation with any statement, viewpoint, product, service, organization, or activity associated with the use.”

Approvals, approvals with conditions, and denials shall be communicated in writing. The Town will endeavor to respond to requests within 10 working days of receipt of a complete application (but this timeline is not binding and does not create any enforceable right).

Unless otherwise specified in the approval, approval is non-transferable, limited to the specific use requested and approved, and expires upon completion of the approved activity or expiration of the approved period. Any continued, expanded, different, or subsequent use requires a new request and written approval.

The Town may revoke permission at any time if:

1. The use violates this Policy;
2. The use materially differs from the approved use;
3. Conditions of approval are violated;

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POLICIES AND PROCEDURES

4. Continued use is likely to create a Likelihood of Confusion regarding Town sponsorship, endorsement, affiliation, authorization, participation, or official support; or
5. Continued use may impair, dilute, or otherwise adversely affect the Town's intellectual property rights or goodwill associated with the Town Marks.

Upon expiration, termination, or revocation of permission, all authorized use shall immediately cease and the user shall remove or discontinue use of the Town Logos and Related Branding Materials within the timeframe specified by the Town.

If approval to use the Town Logos and Related Branding Materials is granted, no alterations or modifications to the same (including, but not limited to, design, color, font, typeface, or proportions) are permitted.

Improper use and/or modifications to the Town Logos and Related Branding Materials will result in immediate termination of the approval and denial of future use requests. The Town reserves the right to pursue any remedies available at law or in equity to protect the Town Marks, including injunctive relief and any other relief authorized by applicable law.

C. Incidental and Protected Use.

1. Incidental Use

Certain use of the Town Marks may occur incidentally when photographs, videos, or other images happen to depict Town facilities, vehicles, signage, uniforms, event materials, or other locations or objects displaying the Town Marks. Such incidental appearances do not require prior approval (provided the Town Marks are not being used as branding, source-identifying material, or to suggest Town sponsorship, endorsement, affiliation, authorization, participation, or official support).

Examples of incidental use include photographs or videos taken at Town facilities, Town-sponsored events, public meetings, community gatherings, or other locations where the Town Marks may naturally appear in the background or as part of the scene being depicted.

2. Protected Use

Nothing in this Policy is intended to prohibit or restrict speech, expression, reporting, commentary, criticism, parody, academic discussion, or other activity protected by the United States Constitution, Arizona Constitution, or applicable law. Thus, protected uses of the Town Marks may include (but are not limited to):

- News reporting, commentary, or criticism;

TOWN OF PRESCOTT VALLEY POLICIES AND PROCEDURES

- Artistic, literary, or expressive works (including parody and satire);
- Academic, educational, or research uses;
- Discussion, commentary, criticism, or debate regarding matters of public concern relating to the Town, its officials, policies, programs, services, or activities that includes references to or depictions of the Town Marks (where the Town Marks themselves are the subject of, or are used to illustrate, the discussion, commentary, criticism, reporting, or debate); and
- Discussion, commentary, criticism, or debate regarding matters of public concern relating to the Town, its officials, policies, programs, services, or activities (including references to or depictions of the Town Marks) for purposes of discussing the Town or the matters at issue (and not for purposes of identifying, branding, or promoting the speaker, campaign, account, organization, or message).

Protected activity concerning the Town, its officials, policies, programs, services, or matters of public concern does not (by itself) authorize use of the Town Marks in a manner that creates or is reasonably likely to create a Likelihood of Confusion regarding Town sponsorship, endorsement, affiliation, authorization, participation, official status, or support.

Nothing in this subsection shall be construed to authorize use of the Town Marks as a source identifier, logo, branding element, account identifier, profile image, banner, campaign identifier, advertisement, or similar designation in a manner that creates or is reasonably likely to create a Likelihood of Confusion.

1-12-7 PROHIBITED USES OF THE TOWN MARKS

Except as expressly permitted in Subsection 1-12-6(C) (Incidental and Protected Use) above, the following are prohibited uses of the Town Marks.

- A. No person may use the Town Marks in connection with any political campaign, political committee, ballot measure, recall effort, fundraising activity, or election-related communication in a manner that creates or is reasonably likely to create a Likelihood of Confusion regarding Town sponsorship, endorsement, affiliation, participation, authorization, or official support. This includes (but is not limited to) use on any writing distributed for purposes of influencing the action of the electorate (or any part thereof).
- B. No person may use the Town Marks on personal, campaign, commercial, or non-Town-operated social media sites (including, but not limited to, profile images, banners, account identifiers, usernames, branding elements, or within posts, stories, graphics, videos, or other content) in a manner that creates or is reasonably likely to create a Likelihood of

TOWN OF PRESCOTT VALLEY
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Confusion regarding Town sponsorship, endorsement, affiliation, authorization, participation, or official status.

- C. No person may use the Town Marks to promote pornography, obscenity, indecency, or other material offensive to prevailing community standards or persons of ordinary sensibilities.
- D. No person may use the Town Marks to promote adult-oriented businesses.
- E. No person may use the Town Marks to promote, advertise, market, endorse, or otherwise suggest Town sponsorship, endorsement, affiliation, or approval of any product, service, business, organization, event, or commercial activity without authorization under this Policy.
- F. No person may use the Town Marks to obtain personal benefits such as discounts, gifts, or other favorable treatment.
- G. No person may use the Town Marks in a manner that is reasonably likely to dilute, impair, or otherwise adversely affect the Town's intellectual property rights or goodwill associated with the Town Marks.
- H. No person may use the Town Marks in connection with any activity that violates applicable federal, state, or local law.

1-12-7 ENFORCEMENT

- A. Any person, organization or entity who violates this Policy may be subject to any remedies available under applicable law. The Town reserves the right to take appropriate enforcement action in response to violations of this Policy. Such actions may include (but are not limited to):
 - 1. Issuance of a written notice requiring immediate cessation of unauthorized use;
 - 2. Revocation of previously granted permissions;
 - 3. Removal of unauthorized materials at the violator's expense;
 - 4. Denial of future requests to use the Town Logos and Related Branding Materials; and
 - 5. Pursuit of legal remedies as permitted under applicable law (including injunctive relief and other appropriate relief).
- B. Failure to comply with a cease-and-desist notice within the timeframe specified by the Town may result in further enforcement action (including referral to legal counsel).

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- C. The Town Manager (or designee), at its sole discretion (and in consultation with legal counsel), may determine on behalf of the Town whether a use constitutes a violation of this Policy and the appropriate course of action to address such violation.
- D. The Town's failure to enforce any provision of this Policy in a particular instance shall not constitute a waiver of its right to enforce this Policy in the future.

TOWN OF PRESCOTT VALLEY
POLICIES AND PROCEDURES

EXHIBIT A

“Town of Prescott Valley Town Logo”



TOWN OF PRESCOTT VALLEY
POLICIES AND PROCEDURES

EXHIBIT B

“Town of Prescott Valley Town Seal”





TOWN OF PRESCOTT VALLEY
STAFF REPORT

DATE: 08/06/2026

TO: Mayor & Town Council

THROUGH: Gilbert Davidson, Town Manager

FROM: Ivan Legler, Town Attorney

DEPARTMENT: Legal

AGENDA TYPE: New Business

SUBJECT: Ordinance No. 2026-981, Town Code Restrictions re Pedestrian Presence in Town Medians - Consideration & Possible Action (**1st Reading**) [Ivan Legler, Town Attorney]

VISION 2024 FOCUS AREA:

Quality of Life - Enhancing the health of neighborhoods by promoting well-being for all through safety, infrastructure, housing, connectivity, recreational space, and community engagement.

SUMMARY/BACKGROUND:

In 2013, the US District Court for Arizona found Arizona's longstanding anti-begging provision (ARS 13-2905(a)(3)) unconstitutional as violating free-speech rights under the US and Arizona constitutions. In response, the Arizona Legislature adopted SB1094 (2015 Ariz. Legis. Serv. Ch. 146) removing the provision and replacing it with an "aggressive solicitation" prohibition in ARS 13-2914 that applied to a broad range of

public areas (including “alleys, bridges, buildings, driveways, parking lots, parks, playgrounds, plazas, sidewalks and streets open to the general public, and the doorways and entrances to buildings and dwellings and the grounds enclosing them.”). In 2015, the US Supreme Court issued its decision in *Reed v. Town of Gilbert* that became the “new standard for content-neutrality determinations” under the 1st Amendment (including with regard to panhandling restrictions).

Since then, Arizona municipalities have been considering what restrictions might be applied to solicitation by persons of the occupants in motor vehicles on streets. In some cases, communities have prohibited all solicitation of such occupants (whether vehicles are moving or stopped). This has been based on concern for the safety of both those soliciting and the vehicle occupants (due to proximity to operational vehicles that are moving...or may move at any moment), as well as being based on the potential for impeding flow of traffic due to unexpected stops for reasons other than traffic control devices. Of course, competing interests of the right to expression under the 1st Amendment have continued to require consideration in adoption of any such restrictions.

It has been noted that the Town’s traffic medians are designed to serve as unoccupied buffers between opposing lanes of vehicular traffic, and as a place of temporary refuge for pedestrians while lawfully crossing a street. If pedestrians regularly occupy those medians for purposes other than lawful crossing of a street at a crosswalk, it can create a danger of physical injury to both the pedestrians and occupants of vehicles. It can also interrupt traffic flow and increase traffic delays by distracting and disrupting vehicular traffic.

ARS 28-791 authorizes Arizona cities and towns to require by ordinance that pedestrians strictly comply with directions of official traffic control signals. Also, ARS 28-646(B) prohibits pedestrians from loitering or unduly delaying crossing the roadway after traffic has stopped to give the right-of-way. Therefore, after consideration of the current status of 1st Amendment jurisprudence, staff is proposing that the Town Council consider modifying current restrictions regarding solicitation of occupants in vehicles by focusing on regulations prohibiting use of traffic medians by pedestrians for any purpose other than lawful crossing of a street.

Ordinance No. 2026-981 has been prepared for Council consideration in adopting such regulations. If it chooses to do so, the Council may vote to read the Ordinance by title only on two separate occasions (then place the same on final passage). The Ordinance would then receive its first reading by the Town Clerk. At a subsequent meeting, the Clerk would read the Ordinance by title only for the second reading. Thereupon the Council would vote on whether to adopt Ordinance No. 2026-981.

RECOMMENDED MOTION:

Motion to read Ordinance No. 2026-981 adopting regulations related to pedestrians loitering in traffic medians by title only on two separate occasions, then place the same on final passage. **VOTE.**

[if the motion is to read the Ordinance, the Mayor instructs the Town Clerk to read Ordinance No. 2026-981 by title only for the 1st reading.]

STAFF RECOMMENDATION:

Town staff recommends reading and ultimately approving Ordinance No. 2026-981 adopting regulations related to pedestrians loitering in traffic medians.

FISCAL ANALYSIS:

It is anticipated that there will be no public finance or revenue issues related to this proposed Town Council action.

Attachments

Ordinance No. 2026-981

Ordinance No. 2026-981

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, A MUNICIPAL CORPORATION OF ARIZONA, AMENDING CHAPTER 11 "TRAFFIC" TO PROHIBIT OCCUPATION OF CERTAIN TRAFFIC MEDIANS FOR ANY PURPOSE OTHER THAN THE LAWFUL CROSSING OF A STREET AND CHAPTER 10 "OFFENSES" TO MAKE CONFORMING CHANGES; PROVIDING THAT ALL OTHER CHAPTERS, ARTICLES, AND SECTIONS OF THE TOWN CODE, NOT HEREIN AMENDED, SHALL REMAIN IN FULL FORCE AND EFFECT; AND PROVIDING THAT THIS ORDINANCE TO BE EFFECTIVE THIRTY (30) DAYS AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

WHEREAS, the Council is committed to improving traffic safety in the Town for all users of the Town's roadways, including vehicle traffic, cyclists, and pedestrians; and

WHEREAS, the Town's traffic medians have been designed to serve as unoccupied buffers between opposing lanes of vehicular traffic and as a place of temporary refuge for pedestrians while lawfully crossing a street; and

WHEREAS, it has been reported that pedestrians regularly occupy Town medians for purposes other than the lawful crossing of a street at a crosswalk;

WHEREAS, the Council finds the practice of pedestrians occupying traffic medians for any purpose other than as a place of temporary refuge while lawfully crossing a street creates the danger of physical injury to both the pedestrian and the occupants of vehicles, interrupts traffic flow, and increases traffic delays; and

WHEREAS, the Council further finds persons on medians and roadways who interact with motorists distract and disrupt vehicular traffic and create safety risks; and

WHEREAS, ARS §28-791 authorizes cities and towns to require by ordinance that pedestrians strictly comply with directions of an official traffic control signal; and

WHEREAS, ARS §28-646(B) prohibits pedestrians from loitering or unduly delaying crossing the roadway after traffic has stopped to give the right-of-way; and

WHEREAS, the Council desires to adopt regulations prohibiting the use of traffic medians by pedestrians for any purpose other than the lawful crossing of a street;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, ARIZONA, AS FOLLOWS:

SECTION ONE. That Section 11-02-180 "Reserved" in ARTICLE 11-02 "TRAFFIC CONTROL" in CHAPTER 11 "TRAFFIC" of the Town Code of the Town of Prescott Valley, Arizona, be hereby renamed "Traffic Medians" and amended to read as follows:

11-02-180 Traffic Medians.

A. Prohibited conduct; definitions; exemptions.

No person shall stand upon or otherwise occupy or remain upon a traffic median on any roadway where the posted speed limit is twenty-five miles per hour (25 mph) or greater, except that a

pedestrian may, for no more than one traffic signal cycle length, occupy such a median at a signalized intersection as a temporary refuge when lawfully crossing a street in a crosswalk in accordance with applicable traffic and safety laws. Stopping, standing, or otherwise occupying a traffic median through two consecutive opportunities to cross in accordance with applicable traffic and safety laws is prima facie evidence of a violation of this Section.

B. Definition.

For purposes of this Section, *traffic median* means any area separating traffic lanes on a roadway. A traffic median includes, but is not limited to, any paved or unpaved, marked or unmarked, landscaped or non-landscaped, portions of a roadway which exists between lanes of traffic.

C. Exemptions.

Nothing in this Section shall prohibit the following:

1. Law enforcement, fire and rescue, or other government employees or contractors acting within the scope of their lawful authority.
2. A person lawfully conducting inspection, construction, maintenance, repair, survey, or other similarly authorized services.

D. Classification and penalty.

Violation of this Section shall constitute a misdemeanor punishable by fines up to two hundred and fifty dollars (\$250.00), or by imprisonment not to exceed twenty-four (24) hours, or by both such fine and imprisonment.

(Ord. No. 853, Enacted, 12/20/18; Ord. No. 891, Repealed, 06/10/21; Ord. No. 2026-981; Ren&Amd, 08/13/26)

SECTION TWO. That Section 10-01-170 “Prohibited Solicitation” in ARTICLE 10-01 “OFFENSES” in CHAPTER 10 “OFFENSES” of the Town Code be hereby amended to read as follows:

10-01-170 Prohibited Solicitation.

- A. It shall be unlawful for any person to solicit money or other items of value, or to solicit the sale of goods or services:

...

- ~~f. From any operator of a motor vehicle that is in traffic on a public street or stopped for a traffic control device or stop sign on a public street, regardless of whether in exchange for cleaning the vehicle's windows, or for blocking, occupying, or reserving a public parking space, or directing the occupant to a public parking space or even if no services are received in exchange for responding to the solicitation; provided, however, that this paragraph shall not apply to services rendered in connection with emergency repairs requested by the operator or passenger of such vehicle.~~

...

(Ord. No. 2024-944, Enacted, 10/24/24; Ord. No. 2026-981; Amended, 08/13/26)

SECTION THREE. That all other Chapters, Articles, and Sections of the Town Code, not herein amended, shall remain in full force and effect.

SECTION FOUR. That, if any provision in this Ordinance is held invalid by a Court of competent jurisdiction, the remaining provisions shall not be affected but shall continue in full force and effect.

SECTION FIVE. That this Ordinance shall be effective thirty (30) days after its passage and approval according to law.

PASSED AND APPROVED by the Mayor and Common Council of the Town of Prescott Valley, Arizona, this 13th day of August, 2026.

Kell Palguta, Mayor

ATTEST:

Fatima Fernandez, Town Clerk

APPROVED AS TO FORM:

Ivan Legler, Town Attorney



TOWN OF PRESCOTT VALLEY
STAFF REPORT

DATE: 08/06/2026

TO: Mayor & Town Council

THROUGH: Gilbert Davidson, Town Manager

FROM: Robert Ticer, Police Chief

DEPARTMENT: Police Department

AGENDA TYPE: New Business

SUBJECT: Opioid Settlement Fund Checks in the amount of \$15,290.03 and \$3,403.36 from Yavapai County Community Health Services - Consideration & Possible Action (Approve) [Robert L. Ticer, Police Chief]

VISION 2024 FOCUS AREA:

Quality of Life - Enhancing the health of neighborhoods by promoting well-being for all through safety, infrastructure, housing, connectivity, recreational space, and community engagement.

SUMMARY/BACKGROUND:

The Town of Prescott Valley receives from time-to-time allocations of funds from Yavapai County Community Health Services ("YCCHS") related to the nationwide opioid settlement based on the Arizona Agreement with other cities, towns, and counties. The Town has received two additional checks in the amount of \$15,290.03 and \$3,403.36 for a total of \$18,693.39 (Attached).

Under the Agreement, settlement funds must be spent for purposes related to combating opioid addiction. In particular, such funds may be used for:

- Current and future law enforcement expenditures relating to the opioid epidemic.
- Educating law enforcement or other first responders regarding appropriate practices and precautions when dealing with fentanyl or other drugs.

Prior settlement funds have been used to help fund the Partners Against Narcotics Trafficking Taskforce ("PANT") and parts of the Prescott Valley Police Department ("PVPD") operations. In each case the Town Council is asked to formally vote on the allocation for the particular check received.

Allocation of amounts received to date are as follows:

2023:

\$98,624.53 – Total given to PANT

2024:

\$169,781.95 – \$62,500 given to PANT

\$55,688.37 – Retained at PVPD

\$34,806.35 – Retained at PVPD

\$59,064.67 – Retained at PVPD

\$14,994.25 – Retained at PVPD

\$14,547.88 – Retained at PVPD

2025:

Budget Transfer/Reallocation \$92,785 PVPD Canine Vehicle

\$7,258.05 – Retained at PVPD

\$55,187.70 – Retained at PVPD

2026:

\$69,461.91 – Retained at PVPD

It is now proposed that the Town Council vote to allocate these latest checks (in the amount of \$18,693.39) for PVPD education and purchase of necessary equipment (including software)

RECOMMENDED MOTION:

Motion to approve applying recently allocated opioid settlement funds (in the amount of \$18,693.39) for PVPD education and purchase of necessary equipment and software for enforcement related to the opioid epidemic **AND** to authorize the Finance

Department to adjust budget authority within the designated accounts for appropriation of these settlement funds. **VOTE.**

STAFF RECOMMENDATION:

Staff recommends approval of keeping the recent opioid settlement checks (in the amount of \$18,693.39) and depositing them in the Opioid Settlement Fund and allocating the funds to operating, capital, and budget authority as identified in the Fiscal Analysis section.

FISCAL ANALYSIS:

Total Cost this Request: \$18,693.39 (two checks)

Funding Source: Yavapai County Community Health Services (YCCHS) Nationwide Opioid Settlement

Budget Impact: Staff is requesting that budget authority be transferred from the Miscellaneous Grant Fund – Capital Outlay / Improvements GL Acct# 290-9500-700.73-00 to the Opioid Settlement Fund GL Acct# 214-6000-621.61-01 General Supplies in the amount of \$18,693.39. Staff is also requesting that the PD have the whole balance available for expenditures. Finally, staff is requesting that the budget authority in 214-6000-621.61-01 be increased to \$40,000.

Purchasing Method and Results: Procurement will be made in accordance with Administrative Policy – Purchasing Procedure #6-01 as an informal vs. formal purchase, as appropriate.

Attachments

Check #95326

Check #94857

CHIP DAVIS - YAVAPAI COUNTY TREASURER
CO. ADM. BLDG., 1015 FAIR STREET
PRESCOTT, ARIZONA 86305

CHECK NO.

95326

Control # 10055057 Operator: NONE

CHECK NUMBER 95326 Issue Date 6/25/2026

Authorized: C10703

Control Total: 3,403.36

Opioid Settlement - Janssen 6th Payment

CHECK TOTAL: 3,403.36

CHIP DAVIS
YAVAPAI COUNTY TREASURER
C/O. ADM. BLDG., 1015 FAIR STREET
PRESCOTT, ARIZONA 86305

JPMORGAN CHASE BANK, N.A.
PRESCOTT, AZ
91-2/1221

Fraud Protected
by Positive Pay

DATE

06/25/2026

CHECK NUMBER

95326

VOID AFTER 1 YEAR FROM DATE OF ISSUANCE

AMOUNT

*****3,403 Dollars and 36 Cents

*****\$3,403.36

PAY TOWN OF PRESCOTT VALLEY
TO THE 8501 E SKOOG BLVD
ORDER PRESCOTT VALLEY, AZ 86314
OF



CHIP DAVIS, COUNTY TREASURER



STORMY GORMLEY, PROPERTY TAX SUPERVISOR

⑈095326⑈ ⑆122100024⑆

020658264⑈

CHIP DAVIS - YAVAPAI COUNTY TREASURERCO. ADM. BLDG., 1015 FAIR STREET
PRESCOTT, ARIZONA 86305

CHECK NO.

94857

Control # 10054174 Operator: NONE

CHECK NUMBER 94857 Issue Date 5/11/2026
Authorized: C10703Control Total: 15,290.03
Opioid Settlement 4/30/26**CHECK TOTAL: 15,290.03****CHIP DAVIS
YAVAPAI COUNTY TREASURER**C/O. ADM. BLDG., 1015 FAIR STREET
PRESCOTT, ARIZONA 86305JPMORGAN CHASE BANK, N.A.
PRESCOTT, AZ
91-2/1221Fraud Protected
by Positive Pay

DATE

05/11/2026

CHECK NUMBER

94857

VOID AFTER 1 YEAR FROM DATE OF ISSUANCE

AMOUNT

*****15,290 Dollars and 03 Cents

*****\$15,290.03

PAY TOWN OF PRESCOTT VALLEY
TO THE 8501 E SKOOG BLVD
ORDER PRESCOTT VALLEY, AZ 86314
OF

CHIP DAVIS, COUNTY TREASURER

WILL WITT, CHIEF DEPUTY

Security features. Details on back.



⑈094857⑈ ⑆122100024⑆

020658264⑈



TOWN OF PRESCOTT VALLEY
STAFF REPORT

DATE: 08/06/2026

TO: Mayor & Town Council

THROUGH: Gilbert Davidson, Town Manager

FROM: Stacey Bristow, Development Services Director

DEPARTMENT: Development Services

AGENDA TYPE: New Business

SUBJECT: Ordinance No. 2026-980, ICC & Related Codes Update/Town Code Chapter 7 Amendments - Consideration & Possible Action (**1st Reading**) [Woody Lewis, Chief Building Official, and Russ Harsh, Senior Plan Examiner]

VISION 2024 FOCUS AREA:

Quality of Life - Enhancing the health of neighborhoods by promoting well-being for all through safety, infrastructure, housing, connectivity, recreational space, and community engagement.

SUMMARY/BACKGROUND:

The International Codes, published by the International Code Council (ICC), are the world's leading model building codes and standards. In addition to developing model codes, the ICC provides building safety solutions through product evaluation, accreditation, technology, training, and certification. The ICC's codes, standards, and services help ensure safe, affordable, and sustainable buildings and communities

around the world. Municipalities throughout the United States adopt these (and other) standard codes, then modify them as needed for local circumstances. The Town of Prescott Valley is among them.

The ICC publishes new editions of the International Codes on a three-year cycle. Because adopting new code editions requires a significant investment of staff time, training, and financial resources, the Town has over the years elected to adopt new editions every six years. This approach aligns with other jurisdictions throughout Yavapai County (and helps provide consistency for the development community). Of course, staff continues to monitor interim code updates and, if significant life-safety improvements are identified, may recommend adopting specific provisions before the next full codes adoption cycle.

The Town's history with building codes dates back to July 1, 1979, when it adopted the 1979 Uniform Building Code (the first Town building code). Over the following years, the Town adopted several editions of the Uniform Codes before transitioning to the International Code Council's codes series with adoption of 2003 International Codes on March 1, 2004. The Town subsequently adopted 2006 editions (2008), 2012 editions (2014), and 2018 editions (2019).

In late 2024, Town staff began participating in monthly meetings hosted by Yavapai County to coordinate adoption of 2024 International Codes (as well as related codes that are not ICC codes). Throughout the process, staff worked collaboratively with Yavapai County, the City of Prescott, the Town of Chino Valley, and other jurisdictions to maintain consistency wherever possible. Several local amendments in prior codes adoptions have been carried forward in the proposals being made to the Town Council today. Proposed amendments were presented to the Yavapai County Contractors Association (YCCA) for review and comment, as well as to the Town's Building Board of Appeals.

Ordinance No. 2026-980 has now been prepared for Town Council consideration to adopt the proposed ICC and related codes updates (as amended). If the Council concludes that the codes with their amendments should be adopted, it may vote to read the Ordinance by title only on two separate occasions, then place it on final passage. The Ordinance would then be read by the Town Clerk by title only for the 1st reading. At a subsequent Town Council meeting, Ordinance No. 2026-980 would be read by the Clerk by title only for the second reading, then the Council would vote to determine whether to adopt the same. The codes adopted (with amendments) would become effective thirty days thereafter.

RECOMMENDED MOTION:

Motion to read Ordinance No. 2026-980 by title only on two separate occasions (then place for final passage), repealing prior codes (and adopting the following new codes, with amendments) in Chapter 7 of the Prescott Valley Town Code: Prescott Valley

Administrative Code; 2024 International Building Code (IBC); 2024 International Residential Code (IRC); 2024 International Mechanical Code (IMC); 2024 International Plumbing Code (IPC); 2023 National Electrical Code (NEC); 2024 International Property Maintenance Code (IPMC); 2024 International Fuel Gas Code (IFGC); 2024 International Swimming Pool and Spa Code; and 2012 International Energy Conservation Code. **VOTE.**

[if the motion is to read the Ordinance, the Town Clerk shall read Ordinance No. 2026-980 by title only for the 1st reading]

STAFF RECOMMENDATION:

Staff recommends reading and eventually approving Ordinance No. 2026-980 repealing prior codes (and adopting of the following new codes, with amendments) in Chapter 7 of the Prescott Valley Town Code: Prescott Valley Administrative Code; 2024 International Building Code (IBC); 2024 International Residential Code (IRC); 2024 International Mechanical Code (IMC); 2024 International Plumbing Code (IPC); 2023 National Electrical Code (NEC); 2024 International Property Maintenance Code (IPMC); 2024 International Fuel Gas Code (IFGC); 2024 International Swimming Pool and Spa Code; and 2012 International Energy Conservation Code.

FISCAL ANALYSIS:

Having up-to-date building codes is a key aspect of providing for public safety and welfare, as well as ensuring economic vitality in a municipality. Repealing current codes and adopting new ICC and related codes for building purposes is expected to help ensure public safety and welfare, as well as help ensure economic vitality in the community.

Attachments

Ord No. 2026-980
Attached Exhibits A thru J

Ordinance No. 2026-980

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, A MUNICIPAL CORPORATION OF ARIZONA, **AMENDING** ARTICLE 7-01 "THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE; **REPEALING** ARTICLES 7-02, 7-03, 7-04, 7-05, 7-06, 7-07, 7-08, AND 7-09 IN CHAPTER 7 "BUILDING", WHICH ARTICLES ADOPTED AND AMENDED THE 2018 INTERNATIONAL BUILDING AND TECHNICAL CODES AND THE 2011 NATIONAL ELECTRICAL CODE; **ENACTING** NEW ARTICLES 7-02, 7-03, 7-04, 7-05, 7-06, 7-07, 7-08, 7-09, AND 7-09a IN CHAPTER 7 "BUILDING" OF THE TOWN CODE TO ADOPT AND AMEND THE 2024 INTERNATIONAL BUILDING CODE (IBC), 2024 INTERNATIONAL RESIDENTIAL CODE FOR ONE- AND TWO-FAMILY DWELLINGS (IRC), 2024 INTERNATIONAL MECHANICAL CODE (IMC), 2024 INTERNATIONAL PLUMBING CODE (IPC), 2024 INTERNATIONAL PROPERTY MAINTENANCE CODE (IPMC), 2024 INTERNATIONAL FUEL GAS CODE (IFGC), 2012 INTERNATIONAL ENERGY CONSERVATION CODE (IECC); 2024 INTERNATIONAL SWIMMING POOL AND SPA CODE (ISPSC) AND THE 2023 NATIONAL ELECTRICAL CODE (NEC) AND SETTING FORTH IN FULL THE VARIOUS PENALTY CLAUSES ADOPTED BY REFERENCE, PER ARS §9-803; PROVIDING A SAVINGS CLAUSE; PROVIDING THAT ALL OTHER ARTICLES, SECTIONS, AND SUBSECTIONS IN CHAPTER 7, NOT HEREIN REPEALED OR AMENDED, SHALL REMAIN IN FULL FORCE AND EFFECT; PROVIDING THAT, IF ANY PROVISION IN THIS ORDINANCE IS HELD INVALID BY A COURT OF COMPETENT JURISDICTION, THE REMAINING PROVISIONS SHALL NOT BE AFFECTED BUT SHALL CONTINUE IN FULL FORCE AND EFFECT; AND PROVIDING THAT THIS ORDINANCE SHALL BE EFFECTIVE THIRTY (30) DAYS AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

WHEREAS, on May 26, 1988, Council approved and adopted Ordinance No. 178 enacting a new Town Code, which included Chapter 7 "Building" adopting and amending (among other things) the 1985 Uniform building and technical codes; and

WHEREAS, in 2000, the International Code Council ("ICC") developed and released model international codes; and

WHEREAS, the Council adopted Ordinance No. 576 on January 22, 2004, adopting a new Administrative Code in Article 7-01 and adopting and amending the 2003 international building and technical codes and the 2002 National Electrical Code ("NEC") promulgated by the National Fire Protection Association ("NFPA"); and

WHEREAS, the ICC and NFPA periodically updated and amended the model codes, and the Council passed various ordinances to adopt and amend some of those updated codes; and

WHEREAS, on May 23, 2019, Council adopted Ordinance No. 861 adopting and amending most of the 2018 ICC building and technical codes, the 2006 International Energy Conservation Code (IECC), and the 2017 NEC; and

WHEREAS, Town staff has researched the advisability of adopting most of the 2024 ICC building and technical codes, the 2023 NEC, and the 2012 IECC and has coordinated with the other jurisdictions in Central Yavapai County to adopt, to the extent possible, the same building and technical code versions with similar amendments; and

WHEREAS, staff has taken the revised 2024 International Building Code (IBC), 2024 International Residential Code (IRC), 2024 International Mechanical Code (IMC), 2024 International

Plumbing Code (IPC), 2024 International Property Maintenance Code (IPMC), 2024 International Fuel Gas Code (IFGC), 2024 International Swimming Pool and Spa Code (ISPSC), 2012 International Energy Conservation Code (IECC) and the 2023 National Electrical Code (NEC) to the Prescott Valley Building Board of Appeals on July 15, 2026, which voted to recommend adoption of the updated codes without further revision; and

WHEREAS, the Council now finds that adoption of the updated codes (as revised) and the amendments to Article 7-01 are in the best interests of the community and meet the health, safety and welfare needs thereof; and

WHEREAS, the Council further finds that adoption of the updated codes (as revised) and the amendments to Article 7-01 are authorized by ARS §9-462.01(A); and

WHEREAS, ARS §9-802 provides for adoption by reference of particularly lengthy ordinances;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, ARIZONA AS FOLLOWS:

SECTION ONE. That Articles 7-02 “Adoption of the International Building Code (IBC)”, 7-03 “Adoption of the International Residential Code for One- and Two-family Dwellings (IRC)”, 7-04 “Adoption of the International Mechanical Code (IMC)”, 7-05 “Adoption of the National Electrical Code (NEC)”, 7-06 “Adoption of the International Plumbing code (IPC)”, 7-07 “Adoption of the International Property Maintenance Code (IPMC)”, 7-08 “Adoption of the International Fuel Gas Code (IFGC)”, and 7-09 “Adoption of the International Energy Conservation Code (IECC)” in Chapter 7 “Building” of the Town Code of the Town of Prescott Valley, Arizona, be hereby repealed in their entirety.

SECTION TWO. That those certain documents entitled “Amendments to Article 7-01 ‘The Town of Prescott Valley Administrative Code’”, “2024 International Building Code (IBC)”, “2024 International Residential Code for One- and Two-Family Dwellings (IRC)”, “2024 International Mechanical Code (IMC)”, “2023 National Electrical Code (NEC)”, “2024 International Plumbing Code (IPC)”, “2024 International Property Maintenance Code (IPMC)”, “2024 International Fuel Gas Code (IFGC)”, “2012 International Energy Conservation Code (IECC)”, “2024 International Swimming Pool And Spa Code (ISPSC), attached hereto as Exhibits A, B, C, D, E, F, G, H, I, and J, respectively¹, be declared to be public records and be hereby adopted as if fully set forth herein in accordance with ARS §9-802.

SECTION THREE. That the following penalty clause is included in the amendment to Section 7-01-100 “Unsafe Buildings, Structures, or Building Service Equipment” in Article 7-01 “The Town of Prescott Valley Administrative Code” in Chapter 7 “Building” of the Town Code:

7-01-100 Unsafe Buildings, Structures or Building Service Equipment.

...

- E. Unsafe buildings, structures or appendages and building service equipment are declared to be public nuisances and shall be abated by repair, rehabilitation, demolition or removal in accordance with the procedures set forth in the ~~International~~ Property Maintenance Code (as hereinafter adopted and amended by Chapter 7 of the Prescott Valley Town Code). As an alternative, the building official or other Town employee or official, as designated by Council, may institute other appropriate action to prevent, restrain, correct or abate the violation.

¹ Exhibits on file in the office of the Town Clerk for public review.

(Ord. No. 576, Enacted, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 2026-980, Amended, 08/13/26)

SECTION FOUR. That all other Articles, Sections, and Subsections of Chapter 7 “BUILDING” of the Town Code, not herein repealed, replaced, or amended, shall remain in full force and effect.

SECTION FIVE. That if any provision in this Ordinance is held invalid by a Court of competent jurisdiction, the remaining provisions shall not be affected but shall continue in full force and effect.

SECTION SIX. That this Ordinance shall be effective thirty (30) days after its passage and approval according to law.

PASSED AND APPROVED by the Mayor and Common Council of the Town of Prescott Valley, Arizona, 13th day of August 2026.

Kell Palguta, Mayor

ATTEST:

Fatima Fernandez, Town Clerk

APPROVED AS TO FORM:

Ivan Legler, Town Attorney

ATTACHED EXHIBITS

Exhibit “A”

Amendments to Article 7-01 “The Town of Prescott Valley Administrative Code” of the Town Code

SECTION ONE. That Section 7-01-030 “Application to Existing Buildings and Building Service Equipment” in ARTICLE 7-01 “THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE” in CHAPTER 7 “BUILDING” of the Town Code of the Town of Prescott Valley, Arizona, be hereby amended to read as follows:

7-01-030 Application to Existing Buildings and Building Service Equipment.

...

G. Temporary Structures and Uses:

...

5. Historic Buildings. Repairs, alterations and additions necessary for the preservation, restoration, rehabilitation or continued use of a building, structure, or its building service equipment may be made without conforming to the requirements of the technical codes when authorized by the building official, provided:

- a. Buildings designated by the Arizona State Historic Preservation Office as having special historical or architectural significances shall be in accordance with ~~State~~Arizona Administrative Code R12-8-306.

...

(Ord. No. 8, Enacted, 06/28/79; Ord. No. 17, Enacted, 12/13/79; Ord. No. 29, Amended, 06/12/80; Ord. No. 41, Amended, 10/07/80; Ord. No. 90, Renumbered, 12/15/83, 7-06; Ord. No. 90, Renumbered, 12/15/83, 7-01-020; Ord. No. 90, Ren&Amd, 12/15/83, 7-06; Ord. No. 90, Rep&ReEn, 12/15/83; Ord. No. 154, Ren&Amd, 08/27/87, 7-03-020; Ord. No. 154, Ren&Amd, 08/27/87, 7-03-010; Ord. No. 154, Ren&Amd, 08/27/87, 7-03-020; Ord. No. 154, Ren&Amd, 08/27/87, 7-04-030; Ord. No. 178, Rep&ReEn, 05/26/88; Ord. No. 178, Ren&Amd, 05/26/88, 7-03-020, 7-03-030; Ord. No. 178, Ren&Amd, 05/26/88, 7-03-015; Ord. No. 178, Ren&Amd, 05/26/88, 7-04-040; Ord. No. 237, Ren&Amd, 09/13/90, 7-03-010; Ord. No. 237, Ren&Amd, 09/13/90, 7-03-020; Ord. No. 237, Ren&Amd, 09/13/90, 7-04; Ord. No. 237, Ren&Amd, 09/13/90, 7-06; Ord. No. 254, Amended, 03/11/91; Ord. No. 268, Amended, 12/12/91; Ord. No. 282, Amended, 10/22/92; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 485, Amended, 05/25/00; Ord. No. 498, Amended, 04/12/01; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Amended, 04/24/14; Ord. No. 861, Amended, 05/23/19; Ord. No. 2026-980, Amended, 08/13/26)

SECTION TWO. That Section 7-01-040 “Definitions” in ARTICLE 7-01 “THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE” in CHAPTER 7 “BUILDING” of the Town Code be hereby amended to read as follows:

7-01-040 Definitions.

...

B. The following definitions apply:

...

6. Building Code: The 2024 International Building Code promulgated by the International Code Council, as adopted and amended by the Town of Prescott Valley.

...

8. Building Official: The officer charged with the administration and enforcement of this administrative code and the technical codes, his designee or duly authorized representative. Also referred to as the Code Official.

...

12. Electrical Code: The 2023 National Electrical Code promulgated by the National Fire Protection Association, Inc. as adopted and amended by the Town of Prescott Valley.

13. Fuel Gas Code: The 2024 International Fuel Gas Code promulgated by the International Code Council, as adopted and amended by the Town of Prescott Valley.

...

16. Master Plan: A single set of pre-approved construction ~~blueprints~~plans and related documents for a specific structure to be built repeatedly on different lots. These plans include different elevations and options. ~~Master Plans will only be allowed for residential projects of detached single-family dwellings and their accessory attached/detached related service equipment systems.~~ A Master Plan is only valid for the current adopted technical codes under which such was approved.

...

18. Mechanical Code: The 2024 International Mechanical Code promulgated by the International Code Council, as adopted and amended by the Town of Prescott Valley.

...

23. Plumbing Code: The 2024 International Plumbing Code promulgated by the International Code Council, as adopted and amended by the Town of Prescott Valley.

24. Private Sewage Disposal Code: The 2024 International Private Sewage Disposal Code promulgated by the International Code Council, as adopted and amended by ~~Town of Prescott Valley~~the Board of Supervisors of Yavapai County.

25. Property Maintenance Code: The 2024 International Property Maintenance Code

promulgated by the International Code Council, as adopted and amended by the Town of Prescott Valley.

. . .

27. Residential Code: The 2024 International Residential Code for One-And Two-Family Dwellings promulgated by the International Code Council, as adopted and amended by the Town of Prescott Valley.

. . .

30. Swimming Pool and Spa Code: The 2024 International Swimming Pool and Spa Code promulgated by the International Code Council, as adopted and amended by the Town of Prescott Valley.

- ~~30~~31. Technical Codes: Those codes adopted by the Town of Prescott Valley containing the provisions for design, construction, alteration, movement, enlargement, replacement, repair, equipment, use and occupancy, location, maintenance, removal and demolition of buildings and structures and building service equipment within the Town of Prescott Valley.

- ~~34~~32. Trailer (**Park Model**): A park trailer built on a single chassis, mounted on wheels and designed to be connected to utilities necessary for operation of installed fixtures and appliances and has a gross trailer area on not less than three hundred twenty (320) square feet and not more than four hundred (400) square feet when it is set up. Manufactured to comply with ANSI A119.5 standards, except that it does not include recreational vehicles, travel trailers, campers or fifth wheel trailers.

- ~~32~~33. Valuation/Value: As applied to a building and its building service equipment, the terms "valuation" and "value" shall be the estimated cost to replace the building and its service equipment in kind, based on current replacement costs.

(Ord. No. 576, Enacted, 01/22/04; Ord. No. 601, Amended, 08/12/2004; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Amended, 04/24/14; Ord. No. 861, Amended, 05/23/19; Ord. No. 880, Amended, 11/12/20; Ord. No. 894, Amended, 01/13/22; Ord. No. 2026-980, Amended, 08/13/26)

SECTION THREE. That Section 7-01-050 "Conflicting Provisions" in ARTICLE 7-01 "THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE" in CHAPTER 7 "BUILDING" of the Town Code be hereby amended to read as follows:

7-01-050 Conflicting Provisions.

. . .

The ~~National~~ Electrical Code ~~2017~~, Handbook, as copyrighted and published by the National Fire Protection Association, Inc. may be used as a guide in interpreting the intent and application of the technical codes, including this administrative code, adopted in Chapter 7 of the Prescott Valley Town Code. [NOTE: other ~~handbooks~~code & commentary, which pertain to

specific technical codes as published by the International Code Council, when available in the future may also be used after review by the building official and the Town Attorney].

(Ord. No. 576, Enacted, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Amended, 04/24/14; Ord. No. 861, Amended, 05/23/19; Ord. No. 2026-980, Amended, 08/13/26)

SECTION FOUR. That Section 7-01-100 “Unsafe Buildings, Structures or Building Service Equipment” in ARTICLE 7-01 “THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE” in CHAPTER 7 “BUILDING” of the Town Code be hereby amended to read as follows:

7-01-100 Unsafe Buildings, Structures or Building Service Equipment.

...

- E. Unsafe buildings, structures or appendages and building service equipment are declared to be public nuisances and shall be abated by repair, rehabilitation, demolition or removal in accordance with the procedures set forth in the ~~International~~ Property Maintenance Code (as hereinafter adopted and amended by Chapter 7 of the Prescott Valley Town Code). As an alternative, the building official or other Town employee or official, as designated by Council, may institute other appropriate action to prevent, restrain, correct or abate the violation.

(Ord. No. 576, Enacted, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 2026-980, Amended, 08/13/26)

SECTION FIVE. That Section 7-01-140 “Permits and Inspections” in ARTICLE 7-01 “THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE” in CHAPTER 7 “BUILDING” of the Town Code be hereby amended to read as follows:

7-01-140 Permits and Inspections.

- A. **Permits Required.** Except as specified in subparagraph B of this Section, no building, structure or building service equipment regulated by the technical codes, including this administrative code, shall be erected, constructed, reconstructed, enlarged, altered, repaired, moved, improved, removed, converted or demolished unless a separate appropriate permit for each building, structure or building service equipment has first been obtained from the building official. This requirement includes, but is expressly not limited to, obtaining an appropriate permit for construction, installation or alteration of all fences, retaining walls, fireplaces, wood stoves, and other gas, electric, or solid fuel burning appliances and equipment. This requirement is also in addition to any zoning, subdivision and/or engineering approvals and permits required in the technical codes or elsewhere in this Code.

Prior to issuance of each such building permit, the building official may require that engineering be provided by the applicant, including off-site engineering. No building permit shall be issued prior to the building official receiving, reviewing, and approving a Sewer Connection Plan which shows the location and depth of any present or proposed adjacent public sewer on the property, the proposed location of the building sewer on the property, the ability to connect by gravity flow or otherwise to any present or proposed public sewer, and which otherwise complies with CHAPTER 7, SANITARY

DRAINAGE, of the ~~International~~ Plumbing Code (as hereinafter adopted and amended by Chapter 7 of the Prescott Valley Town Code).

Furthermore, at the time of application for a building permit involving the construction of any new building or installation of any mobile home, manufactured home, or factory-built (modular) building in any zoning district within the Town, the applicant shall show the proposed location of culverts for all driveway accesses across roadside bar ditches. Upon approval, ~~the Town Engineer~~ Development Services shall issue a culvert installation permit indicating the required size of culverts based on ditch elevation and expected water flow. Culvert installations shall be inspected at the time of excavation or foundation, and no excavation or foundation approval for any new building, mobile home, manufactured home, or factory-built (modular) building shall be issued by the building official unless culvert installations conform to these requirements.

- B. Work Exempt from Permit. A building permit shall not be required for the types of work in each of the separate classes of permit listed below. Exemption from building permit requirements shall not be deemed to be an exemption from zoning or engineering permit requirements, nor shall it be deemed to grant authorization for any work to be done in violation of the provisions of the technical codes or any other provisions of the Town Code. Unless otherwise exempted, separate plumbing, electrical, and mechanical permits shall be required for these exempted classes where applicable.

1. Building:

- a. Other than *storm shelters*, one-story detached *accessory structures*, provided that the floor area does not exceed 200 square feet (18.58 m²), including (without limitation) those used as tool and storage sheds, playhouses and similar uses.
- b. Fences, other than swimming pool barriers, not over 6 feet (1829 mm) high.
- c. *Retaining walls* that are not over 4 feet (1219 mm) in height measured from the bottom of the footing to the top of the wall, unless supporting a surcharge or impounding Class I, II, or IIIA liquids.
- d. Water tanks supported directly upon *grade* if the capacity does not exceed 5,000 gallons (18 927 L) and the ratio of height to diameter or width does not exceed 2 to 1.
- e. Sidewalks and driveways not more than 30 inches (762 mm) above adjacent grade, and not over any basement or story below and are not part of an accessible route.
- f. Painting, papering, tiling, carpeting, cabinets, counter tops and similar finish work.
- g. Prefabricated swimming pools that are less than 24 inches (610 mm) deep, are not greater than 5,000 gallons (18925 L), and are installed entirely above ground.

- h. Swings and other playground equipment.
- i. Window awnings supported by an exterior wall that do not project more than 54 inches (1372 mm) from the exterior wall and do not require additional support.
- j. Decks not exceeding 200 square feet (18.58 m²) in area, that are not more than 30 inches (762 mm) above *grade* at any point, are not attached to a *dwelling* or *townhouse* and do not serve the exit door required by Section R318.4.
- k. Partitions not over 5 feet 9 inches (1753 mm) in height.
- l. Oil derricks.
- m. Temporary motion picture, television, and theater stage sets and scenery.
- n. Shade cloth *structures* constructed for nursery or agricultural purposes, not including service systems.
- o. Nonfixed and movable fixtures, cases, racks, counters and partitions not over 5 feet 9 inches (1753 mm) in height.

2. Electrical:

- a. *Listed* cord-and-plug connected temporary decorative lighting.
- b. Reinstallation of attachment plug receptacles but not the outlets therefor.
- c. Replacement of branch circuit overcurrent devices of the required capacity in the same location.
- d. Electrical wiring, devices, *appliances*, apparatus or *equipment* operating at less than 25 volts and not capable of supplying more than 50 watts of energy.
- e. Minor *repair* work, including the replacement of lamps or the connection of *approved* portable electrical equipment to *approved* permanently installed receptacles.
- f. Electrical equipment used for radio and television transmissions EXCEPT a permit shall be obtained for equipment and wiring for a power supply and the installations of towers and antennas.
- g. Installation of any temporary system required for the testing or servicing of electrical equipment or apparatus.

3. Gas:

- a. Portable heating, cooking or clothes drying *appliances*.
- b. Replacement of any minor part that does not alter approval of *equipment* or make such *equipment* unsafe.
- c. Portable-fuel-cell *appliances* that are not connected to a fixed piping system and are not interconnected to a power grid.
- d. Portable fuel cell appliances that are not connected to a fixed piping system and are not interconnected to a power grid.
- e. Emergency repairs. Where equipment replacements and repairs (that otherwise require permits) must be performed in an emergency situation, the permit application shall be submitted within the next working business day to the building official.
- f. Public Service agencies. A permit shall not be required for the installation, alteration, or repair of generation, transmission, distribution, or metering or other related equipment that is under the ownership and control of public service agencies by established right.

4. Mechanical:

- a. Portable heating *appliances*.
- b. Portable ventilation *appliances*.
- c. Portable cooling units.
- d. Steam, hot- or chilled-water piping within any heating or cooling *equipment* regulated by this code.
- e. Replacement of any minor part that does not alter approval of *equipment* or make such *equipment* unsafe.
- f. Portable evaporative coolers.
- g. Self-contained refrigeration systems containing 10 pounds (4.54 kg) or less of refrigerant or that are actuated by motors of 1 horsepower (0.75 kW) or less.
- h. Portable-fuel-cell *appliances* that are not connected to a fixed piping system and are not interconnected to a power grid.

5. Plumbing:

- a. The stopping of leaks in drains, water, soil, waste or vent pipe; provided, however, that if any concealed trap, drainpipe, water, soil, waste or vent

pipe becomes defective and it becomes necessary to remove and replace the same with new material, such work shall be considered as new work and a permit shall be obtained and inspection made as provided in this code.

- b. The clearing of stoppages or the repairing of leaks in pipes, valves or fixtures, and the removal and reinstallation of water closets, provided such repairs do not involve or require the replacement or rearrangement of valves, pipes or fixtures.

~~C. Building Permits. A building permit shall not be required for the following:~~

- ~~1. One-story detached accessory buildings used in conjunction with one and two family dwellings only as tool and storage sheds, playhouses and similar uses, provided the projected roof area does not exceed one hundred forty-four (144) two hundred (200) square feet, and provided such accessory buildings comply with the applicable zoning requirements. Such accessory buildings are still subject to inspection by the building official for compliance with the technical codes.~~
- ~~2. Masonry or concrete fences not over four (4) feet in height and wood fences or other material fences not over six (6) feet in height. A zoning permit is required.~~
- ~~3. Oil derricks.~~
- ~~4. Non-fixed and Movable cases, counters and partitions not over five (5) feet nine (9) inches high.~~
- ~~5. Retaining walls which are not over thirty-two (32) inches in height, measured from the top of the footing to the top of the wall, unless supporting a surcharge or impounding class I,II or III- 3A flammable liquids.~~
- ~~6. Water tanks supported directly on grade if the capacity does not exceed five thousand (5,000) gallons and the ratio of height to diameter or width does not exceed two to one (2:1).~~
- ~~7. Platforms, decks, walks, driveways and outside non-structural paving and flat work not being covered by a structure and not exceeding 400 square feet in area, which are not more than thirty (30) inches above grade, not over any basement or story below, not affecting Town right-of-way, and not part of an accessible route.~~
- ~~8. Painting, papering, installation of floor covering, cabinet work, and similar finish work.~~
- ~~9. Temporary motion picture, television and theater stage sets and scenery.~~
- ~~10. Window awnings supported by an exterior wall of Group R Division 3, and Group U Occupancies when projecting not more than fifty-four (54) inches.~~

- ~~11. Prefabricated swimming pools accessory to a Group R, Division 3 Occupancy, in which the pool walls are entirely above the adjacent grade and the pool capacity does not exceed five thousand (5000) gallons; and fish ponds, reflective pools, or other decorative water containers with a wet surface area of one hundred (100) square feet or less and a maximum depth of eighteen (18) inches to the flood rim.~~
 - ~~12. Repairs which involve only replacement of component parts of existing work with similar materials for the purpose of maintenance, and which do not total over five hundred dollars (\$500.00) in value in any twelve (12) month period, and do not affect any electrical, plumbing, or mechanical installations. Repairs include any addition, change, or modification in construction, exit facilities, permanent fixtures or equipment.~~
 - ~~13. Swings and other playground equipment accessory to detached one- and two-family dwellings.~~
 - ~~14. Shade cloth structures constructed for residential uses, not including service systems and not exceeding 200 square feet.~~
- ~~D. Sign Permits. A sign permit shall not be required for the following signs as defined in Article 13-23 of the Prescott Valley Town Code:~~
- ~~1. A name plate sign.~~
 - ~~2. Temporary signs (except for banners and inflatable objects pursuant to Section 13-23-040(C)).~~
 - ~~3. Copy changes on reader panels.~~
 - ~~4. Minor repairs or repainting of any permitted sign.~~
- ~~E. Plumbing Permits. A plumbing permit shall not be required for the following:~~
- ~~1. The stopping of leaks in drains, soil, waste or vent pipe, provided, however, that should any concealed trap, drain pipe, soil, waste or vent pipe become defective and it becomes necessary to remove and replace the same with new material, the same shall be considered as new work and a permit shall be procured and inspection made as provided in this administrative code.~~
 - ~~2. The clearing of stoppages, the repairing of leaks in pipes, valves or fixtures, and the removal and reinstallation of water closets, provided such repairs do not involve or require the replacement or rearrangement of valves, pipes or fixtures.~~
- ~~F. Electrical Permits. An electrical permit shall not be required for the following:~~
- ~~1. Portable motors or other portable appliances energized by means of a cord or cable having an attachment plug end to be connected to an approved receptacle when that cord or cable is permitted by the Electrical Code.~~

- ~~2. Repair or replacement of fixed motors, transformers or fixed approved appliances of the same type and rating in the same location.~~
- ~~3. Listed cord and plug connecting temporary decorative lighting.~~
- ~~4. Repair or replacement of current-carrying parts of any switch, contactor or control device.~~
- ~~5. Reinstallation of attachment plug receptacles, but not the outlets thereof.~~
- ~~6. Repair or replacement of any overcurrent device of the required capacity in the same location.~~
- ~~7. Temporary wiring for experimental purposes in suitable experimental laboratories.~~
- ~~8. The wiring for temporary theater, motion picture or television stage sets.~~
- ~~9. Electrical wiring, devices, appliances, apparatus or equipment operating at less than 25 volts and not capable of supplying more than 50 watts of energy.~~
- ~~10. Installation, alteration or repair of electrical wiring, apparatus or equipment or the generation, transmission, distribution or metering of electrical energy or in the operation of signals or the transmission of intelligence by a public or private utility in the exercise of its function as a serving utility.~~

~~G. Mechanical Permits. A mechanical permit shall not be required for the following:~~

- ~~1. Portable heating appliances.~~
- ~~2. Portable ventilating appliances and equipment.~~
- ~~3. A portable cooling unit.~~
- ~~4. Steam, hot water or chilled water piping within any heating or cooling equipment or appliances regulated by the International Mechanical Code (as hereinafter adopted and amended by Chapter 7 of the Prescott Valley Town Code).~~
- ~~5. The replacement of any minor part that does not alter the approval of equipment or an appliance or make such equipment or appliance unsafe.~~
- ~~6. A portable evaporative cooler.~~
- ~~7. Self-contained refrigeration systems containing 10 pounds (4.5 kg) or less of refrigerant or actuated by motors of 1 horsepower (0.75 kW) or less.~~
- ~~8. Portable fuel-cell appliances that are not connected to a fixed piping system and are not interconnected to a power grid.~~

~~H. Fuel Gas Permits. A fuel gas permit shall not be required for the following:~~

1. ~~Any portable heating, cooking, or clothes-drying appliances.~~
2. ~~Replacement of any minor part of equipment that does not alter approval of such equipment or make such equipment unsafe.~~

(Ord. No. 576, Enacted, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Amended, 04/24/14; Ord. No. 801, Amended, 02/12/15; Ord. No. 816, Amended, 05/26/16; Ord No, 861, Amended, 05/23/19; Ord. No. 2026-980, Amended, 08/13/26)

SECTION SIX. That Section 7-01-150 “Application for Permit” in ARTICLE 7-01 “THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE” in CHAPTER 7 “BUILDING” of the Town Code be hereby amended to read as follows:

7-01-150 Application for Permit.

- A. Application. To obtain a permit, the applicant shall first file an completed application therefore in writing on a form furnished by the building official for that purpose. Every such application shall:

...
...

- C. Time Limitation of Application. An application for a permit for any proposed work shall be deemed to have been abandoned 180 days after the date of filing, unless such application has been pursued in good faith or a permit has been issued. The building official is authorized to grant one extension of time not exceeding 180 days. The extension shall be requested in writing on a completed form provided by the Development Services Department and justifiable cause demonstrated.

...

- E. Information on Plans and Specifications. Plans and specifications shall be drawn to scale ~~on substantial paper or cloth~~upon suitable material and shall be of sufficient clarity to indicate the location, nature and extent of the work proposed and show in detail that it will conform to the provisions of this administrative code, the technical codes and all relevant laws, ordinances, rules and regulations.

Plans for buildings of other than Residential Group R-3, ~~Division 3~~ and Utility and Miscellaneous Group U Occupancies shall indicate how required structural and fire-resistive integrity will be maintained where penetrations will be made for electrical, mechanical, plumbing and communication conduits, pipes and similar systems.

The construction documents shall show in sufficient detail the location, construction, size, exit path, and character of all portions of the means of egress in compliance with the provisions of the technical codes. In all occupancies except Residential Groups R-2, R-3, and Utility and Miscellaneous Group U, the plans and specifications shall designate the number of occupants to be accommodated on every floor and in all rooms and spaces.

...

- G. Examination of Documents. The building official shall examine or cause to be examined the accompanying construction documents and shall ascertain by such examination whether the construction indicated and described is in accordance with the requirements of this administrative code, the technical codes and pertinent laws or ordinances. Such plans may be reviewed and approved by other departments of the Town of Prescott Valley and other agencies with jurisdiction in the area of public health and safety prior to permit issuance. An application will expire after 180 days of inactivity.
- H. Review of Construction Documents. When the building official issues a permit, the construction documents shall be designated "Reviewed for code compliance" by stamp or in writing. One set of the reviewed construction documents shall be retained by the building official. The other set shall be returned to the applicant, and a printed copy shall be kept at the project site and shall be open to inspection by the building official.

...

(Ord. No. 576, Enacted, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 2025-973; Amended, 12/11/25; Ord. No. 2026-980, Amended, 08/13/26)

SECTION SEVEN. That Section 7-01-170 "Fees" in ARTICLE 7-01 "THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE" in CHAPTER 7 "BUILDING" of the Town Code be hereby amended to read as follows:

7-01-170 Fees.

...

- B. Permit Fees. The fee for each permit shall be based upon valuation as set forth in "Table 1 - Valuation Schedule" (hereinafter "Table 1"). However, the building official has discretion to accept the valuation supplied by the applicant in place of the "Valuation Schedule." There shall be no exemption from fees other than that listed in subparagraph 5 below. Furthermore, with regard to fees:
1. Permit fees for factory-built buildings and manufactured homes approved by the State of Arizona shall be as authorized and amended from time to time by the ~~appropriate State agency~~ Arizona Department of Housing, Office of Manufactured Housing. A schedule of said fees shall be kept on file by the building official and made available to the public upon request.

...

...

(Ord. No. 576, Enacted, 01/22/04; Ord. No. 601, Amended, 08/12/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Amended, 04/24/14; Ord. No. 2023-928, Amended, 09/28/23; Ord. No. 2026-980, Amended, 08/13/26)

SECTION EIGHT. That Section 7-01-180 "Inspections" in ARTICLE 7-01 "THE TOWN OF

PRESCOTT VALLEY ADMINISTRATIVE CODE” in CHAPTER 7 “BUILDING” of the Town Code be hereby amended to read as follows:

7-01-180 Inspections.

. . .

- B. Inspection Requests. It shall be the duty of the person doing the work authorized by a permit to notify the building official that such work is ready for inspection. The building official may require that every request for inspection be filed at least one working day before such inspection is desired. Such request may be made in writing, by telephone, or online using the ~~Selectron Inspection Request~~Interactive Voice Response System or by another method approved by the building official.

It shall be the duty of the person requesting any inspections required either by this administrative code or the technical codes to provide access to and means for inspection of the work.

. . .

- D. Required Building Inspections. Reinforcing steel or structural framework of a part of a building or structure shall not be covered or concealed without approval of the building official. Protection of joints and penetrations in fire-resistant assemblies shall not be concealed from view until inspected and approved by the building official.

Upon notice, the building official shall make the following inspections:

1. **Footing** - Footing inspection shall be made after excavations for footings are complete and any required reinforcing steel is in place and supported. For concrete footings, any required forms shall be in place prior to inspection. All footings shall extend thru clay layer or engineering will be required. As required for Commercial Projects by ACI Standards, all vertical steel shall be tied in place at time of inspection.

. . .

3. **Floodplain Inspections** - For construction in areas prone to flooding, as determined by the ~~Engineering~~Public Works Department, upon placement of the lowest floor, including the basement, and prior to further vertical construction, the Building Official shall require submission of documentation, prepared and sealed by a registered design professional, of the elevation of the lowest floor, including the basement.
4. **Under-slab Plumbing/Water, Sewer Yardlines** - Drain, waste and vent piping installed with proper slope and test. All piping must have proper bedding and shading material, and all utility trenches shall be compacted. Water distribution lines installed and hot water piping insulated. Water yardline installed with

proper tracer wire and burial depth, connected to meter set per Town standards. Sewer yardline installed with proper slope, cleanouts, backwater valve and tracer wire. Connection to sewer tap by approved methods. All items to be inspected prior to backfilling.

Exception: Back-filling of ground-source heat pump loop systems tested in accordance with Section M2105.28 prior to inspection shall be permitted as per the ~~2018 International~~ Residential Code.

. . .

11. **Special Inspections** - For special inspections, see Section 1704 of the ~~2012 International Building Code~~.

. . .

E. Required Building Service Equipment Inspections.

. . .

4. Reinspections. A reinspection fee may be assessed for each inspection or reinspection when such portion of work for which inspection is called is not complete or when corrections called for are not made.

This section is not to be interpreted as requiring reinspection fees the first time a job is rejected for failure to comply with the requirements of the technical codes, but as controlling the practice of calling for inspections before the job is ready for such inspection or reinspection.

Reinspection fees may be assessed when the permit card is not posted on the work site, the approved plans are not readily available to the inspector, for failure to provide access on the date for which inspection is requested, ~~or for deviating from plans requiring the approval of the building official, or for not completing all correction items listed in a previous inspection or for two or more reinspections to verify if correction items have been completed.~~

To obtain a reinspection, the applicant shall pay the reinspection fee in accordance with the Comprehensive Fee Schedule.

(Ord. No. 576, Enacted, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Amended, 04/24/14; Ord. No. 861, Amended, 05/23/19; Ord. No. 2023-928, Amended, 09/28/23; Ord. No. 2026-980, Amended, 08/13/26)

SECTION NINE. That Section 7-01-200 “Valuation Schedule” in ARTICLE 7-01 “THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE” in CHAPTER 7 “BUILDING” of the Town Code be hereby amended to read as follows:

7-01-200 Valuation Schedule.

- A. Valuation. Valuations shall be determined as set forth in that certain document called “Building Valuation Data,” published in February of each year in the May edition of Building Safety Journal published by and posted on the International Code Council’s website. Valuations per square foot shall be based upon the regional modifier for the State of Arizona in said document. Valuations per square foot shall be rounded up to the next whole dollar.

The annual publication of “Building Valuation Data” as ~~published by the Building Safety Journal~~ posted online shall automatically be adopted, effective July 1 following publication, absent specific action to the contrary by the Town Council. The same modifier and rounding described above shall be applied to the new valuations per square foot in each subsequent publication. A copy of the most current “Building Valuation Data” shall be kept on file by the building official (as well as by the Town Clerk) for public inspection.

Valuation for categories of construction not specifically covered by the applicable “Building Valuation Data” shall be established by the building official in a separate listing (kept on file at the Development Services Department and also filed with the Town Clerk for public inspection), and are expressly adopted herein and made a part hereof. The building official shall annually review such valuations and make adjustments based on the valuations in the publication of “Building Valuation Data” ~~contained in the May edition of the Building Safety Journal.~~

TABLE NO. 1 - VALUATION SCHEDULE

ADDITIONAL SPECIFIC VALUATION DATA

1. **Agricultural Buildings:**
Barns/Greenhouses - Wood..... \$ 11.00/square foot
Barns/Greenhouses - Masonry..... \$ 13.00/square foot
2. **Awnings or Canopy Supported by Building:**
Canvas..... \$ 7.50/square foot
Fiberglass..... \$ 7.50/square foot
Metal..... \$ 7.50/square foot
Wood..... \$ 7.50/square foot
3. **Factory Built Buildings per State of Arizona Office of Manufactured Housing:**

Per current allowable fee schedule of the Arizona Department of ~~Fire, Building and Life Safety~~ Housing (Office of Manufactured Housing).
4. **Fence/Freestanding Wall/Retaining Wall:**
Concrete/Masonry..... \$ 12.00/lineal foot over 6 feet high
Iron/Wood/Chain-Link..... \$ 7.00/lineal foot over 6 feet high
Retaining Walls..... \$ 13.00/lineal foot over 32 inches high

* If less than four (4) feet high for concrete or masonry and less than six (6) feet high for all other fence types, only a Zoning Permit is required.

* If four (4) feet or more in height for concrete or masonry and six (6) feet or more in height for all other fence types, a building permit is required.

5. **Foundations:**

Pilings - CIP Cone.....	\$ 11.00/lineal foot
Pilings - Steel.....	\$ 16.50/lineal foot
Footings.....	\$ 13.00/lineal foot

6. **Garage/Carport (Private):**

Garage - Wood Frame.....	\$ 46.00/square foot
Garage - Masonry.....	\$ 46.00/square foot
Open Carports.....	\$ 46.00/square foot
Metal Garages.....	\$ 46.00/square foot

7. **Manufactured Homes per State of Arizona Office of Manufactured Housing:**

Per current allowable fee schedule of the Arizona Department of ~~Fire, Building and Life Safety~~Housing (Office of Manufactured Housing).

8. **Patio/Deck/Shed/Porch:**

AZ Room.....	\$ 31.50/square foot
Covered Patio, wood.....	\$ 46.00/square foot
Covered Deck.....	\$ 31.50/square foot
Open Deck.....	\$ 7.50/square foot
Open Patio, wood.....	\$ 7.50/square foot
Screened -in Porch.....	\$ 13.00/square foot
Pre-Fab Metal Awning.....	\$ 7.50/square foot
Gazebo.....	\$ 7.50/square foot
Ramada.....	\$ 11.00/square foot
Ramada over Concrete.....	\$ 13.00/square foot

9. **Remodeling/Additions:**

Unfinished Basements.....	\$ 21.00/square foot
Exterior siding.....	\$ 3.50/lineal foot
Interior Partitions.....	\$ 26.00/lineal foot
Exterior Plastering.....	\$ 3.50/lineal foot
Interior Plastering.....	\$ 3.50/lineal foot
Stone/Brick Veneer.....	\$ 5.50/lineal foot
Windows/Sliding Doors.....	\$ 6.50/lineal foot
Stairs Exterior or Interior.....	\$ 7.50/lineal foot

10. **Re-Roof:**

Asphalt.....	\$ 3.50/square foot
Fiberglass.....	\$ 3.50/square foot
Wood Shakes.....	\$ 3.50/square foot
Concrete or Clay tile.....	\$ 4.00/square foot
Rolled Roofing.....	\$ 2.50/square foot

11. Shell-Only Buildings:

The valuation for shell-only buildings shall be taken as 80% of the valuation for the completed building when the ultimate use is specified.

DEFINITION: A “shell-only” building is defined as a building for which HVAC, lighting, suspended ceilings, plumbing and electrical systems, partition layouts and interior finishes are not shown on the plans, and for which an application for a permit and plans for separate tenant improvements will be submitted at a later date showing these items. A “shell-only” building may include fire-extinguishing systems as needed for fire protection and minimal electrical for lighting along with a slab floor. “Shell-only” buildings that require or include fire sprinkler systems may also have minimal heating equipment installed in order to prevent system freezing. Warehouses and industrial buildings shall not be considered “shell-only” buildings unless they meet the definition provided herein.

12. Storage Buildings (Non-Commercial):

Greater than ~~444~~200 sq. ft.

Metal/Engineered	\$ 9.00/square foot
Wood.....	\$ 18.50/square foot

Greater than 400 sq. ft.

Wood.....	\$ 17.50/square foot
Masonry.....	\$ 19.50/square foot
Metal/Engineered.....	\$ 10.00/square foot

13. Tenant Improvements (Commercial):

The valuation of the tenant improvement shall be \$43.00 per sq. ft., (which includes plumbing, mechanical and electrical or the actual construction cost estimate as determined by the building official).

(Ord. No. 576, Enacted, 01/22/04; Ord. No. 601, Amended, 08/12/04; Ord. No. 620, Amended, 04/28/05; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Amended, 04/24/14; Ord. No. 837, Amended, 11/16/17; Ord. No. 861, Amended, 05/23/19; Ord. No. 894, Amended, 01/13/22; Ord. No. 2023-928, Amended, 09/28/23; Ord. No. 2026-980, Amended, 08/13/26)

Exhibit “B”

**2024 INTERNATIONAL BUILDING CODE (IBC)
(Art. 7-02)**

7-02-010 Adoption of the International Building Code.

The International Building Code, 2024 Edition, along with Appendices C, F, H, I and J, all as copyrighted by the International Code Council, with amendments contained in this document, are hereby adopted by reference as though fully set forth herein, as one of the technical codes of the Town of Prescott Valley. One paper copy and one electronic copy of the IBC and local amendments shall be filed in the office of the Town Clerk and made available for public use and inspection.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 8, Enacted, 06/28/79; Ord. No. 90, Ren&Amd, 12/15/83, 7-04; Ord. No. 154, Rep&ReEn, 08/27/87; Ord. No. 174, Amended, 02/25/88; Ord. No. 178, Rep&ReEn, 05/26/88; Ord. No. 237, Ren&Amd, 09/13/90, 7-01-020; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 375, Renumbered, 12/28/95, 7-03; Ord. No. 485, Amended, 05/25/00; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

7-02-020 Preface

All references in this Code to fire prevention and suppression, the International Fire Code, and Chapter 9 Fire-Protection and Life Safety Systems of this code, shall be amended to read as follows:

1. For International Fire Code, read “the International Fire Code as amended and adopted by the Central Arizona Fire and Medical Authority (CAFMA)”
2. For the following, read “as required permitted, installed, inspected, and approved per CAFMA.
 - a. automatic or manual fire detective systems,
 - b. automatic smoke detection systems,
 - c. fire alarm systems, automatic fire extinguishing system,
 - d. automatic water mist system,
 - e. fire suppression system, or
 - f. automatic sprinkler system.
3. All reference to Chapter 9 of this code shall read, “as required by CAFMA”.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 237, Enacted, 09/13/90; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

7-02-030 Amendments to the 2024 International Building Code.

The International Building Code, as adopted, is hereby modified as follows:

CHAPTER 1 – SCOPE AND ADMINISTRATION

PART I – SCOPE AND APPLICATION

SECTION 101 – SCOPE AND GENERAL REQUIREMENTS

101.1 Title is hereby amended to insert the words “Town of Prescott Valley” as the name of the jurisdiction.

A new section **101.5 Administration of the International Building Code** is hereby added to read as follows:

101.5 Administration of International Building Code. This code shall be administered pursuant to Article 7-01, THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE, in Chapter 7, BUILDING, of the Prescott Valley Town Code.

PART 2—ADMINISTRATION AND ENFORCEMENT

SECTION 102 APPLICABILITY is hereby deleted in its entirety.

SECTION 103 CODE COMPLIANCE AGENCY is hereby deleted in its entirety.

SECTION 104 DUTIES AND POWERS OF BUILDING OFFICIAL is hereby deleted in its entirety.

SECTION 105 PERMITS is hereby deleted in its entirety.

SECTION 107 CONSTRUCTION DOCUMENTS is hereby deleted in its entirety.

SECTION 108 TEMPORARY STRUCTURES, EQUIPMENT AND SYSTEMS is hereby deleted in its entirety.

SECTION 109 PERMITS is hereby deleted in its entirety.

SECTION 110 INSPECTIONS is hereby deleted in its entirety.

SECTION 111 CERTIFICATE OF OCCUPANCY is hereby deleted in its entirety.

SECTION 112 SERVICE UTILITIES is hereby deleted in its entirety.

SECTION 113 MEANS OF APPEALS is hereby deleted in its entirety.

SECTION 114 VIOLATIONS is hereby deleted in its entirety.

SECTION 115 STOP WORK ORDER is hereby deleted in its entirety.

SECTION 116 UNSAFE STRUCTURES AND EQUIPMENT is hereby deleted in its entirety.

CHAPTER 3 - OCCUPANCY CLASSIFICATION AND USE

SECTION 305 – EDUCATIONAL GROUP E

305.2 Group E, Day Care Facilities is hereby amended to add the following Exception:

Exception: A child day care facility complying with the requirements of ARS §36-897 *et seq.* and providing child care for less than 24 hours per day for not less than five (5)

children but no more than ten (10) children through the age of twelve years shall be classified as Group R-3, provided that all child care rooms are located on the level of exit discharge and each child care room has an exit door directly to the exterior.

SECTION 308, INSTITUTIONAL GROUP I

308.5 Institutional Group I-4, day care facilities, is hereby amended to add the following Exception:

Exception: A child care facility complying with the requirements of ARS §36-897 *et seq.* and providing child care for less than 24 hours per day for not less than five (5) children but no more than ten (10) children through the age of twelve years shall be classified as Group R-3, provided that child care rooms are located on the level of exit discharge and each child care room has an exit door directly to the exterior.

SECTION 310 - RESIDENTIAL GROUP R

310.4, Residential Group R-3, is hereby amended to add an additional Group R-3 occupancy to the list of Residential Group R-3 occupancies as follows:

...

Child care group homes with not less than five but no more than ten children through the age of twelve years

CHAPTER 5 - GENERAL BUILDING HEIGHTS AND AREAS

SECTION 502 - BUILDING ADDRESS

502.1 Address Identification is hereby renamed and amended in its entirety to read as follows:

502.1 New and Existing Address Identification. New or replacement address numbers shall be displayed on all buildings, without regard to the actual occupancy (with the exception of accessory buildings as defined from time to time in the Zoning code). Said address numbers shall be a minimum height of six (6) inches for all buildings, shall have a stroke not less than one-half inch (1/2") wide, shall contrast with their background in direct light, and shall either be located near a light source on the building (so as to be capable of being indirectly illuminated) or shall be reflective. Where required by the fire code official, address identification shall be provided in additional *approved* locations to facilitate emergency response. Where access is by means of a private road and the *building* address cannot be viewed from the *public way*, a monument, pole or other *approved* sign or means shall be used to identify the *structure*. Address identification shall be maintained.

CHAPTER 11 - ACCESSIBILITY

SECTION 1101 - GENERAL

1101.1 Scope is hereby amended to read as follows:

1101.1 Scope. The provisions of this chapter and the Arizona Revised Statutes (ARS §41-1492 through §41-1492.12) shall control the design and construction of facilities for accessibility for individuals with disabilities.

1102.1 Design is hereby amended in its entirety to read as follows:

1102.1 Design. *Buildings and facilities* shall be designed and constructed to the more restrictive of the following adopted regulations and technical codes:

1. The 2010 Standards for State and Local Government Facilities, which consist of Title II regulations of 28 CFR 35.15 and 2004 ADAAG of 36 CFR part 1191, appendices B and D;
2. The 2010 Standards for Public Accommodations and Commercial Facilities, which consist of the Title III regulations of 28 CFR 36 subpart D and the 2004 ADAAG of 36 CFR part 1191, Appendices B and D; and
3. 2017 ICC A117.1-17 Standards for Accessible and Usable Buildings and Facilities.

CHAPTER 15 - ROOF ASSEMBLIES AND ROOFTOP STRUCTURES

SECTION 1507 - REQUIREMENTS FOR ROOF COVERINGS

1507.3.1 Deck Requirements, is hereby amended to read as follows:

1507.3.1, Deck Requirements. Concrete and Clay tile shall be installed over solid sheeted roof deck.

1507.3.1 Deck Requirements, Exception, is hereby deleted in its entirety.

1507.4.1 Deck Requirements, is hereby amended in its entirety to read as follows:

1507.4.1, Deck Requirements. *Metal roof panels roof coverings* shall be applied to a solid deck.

1507.5.1 Deck Requirements, is hereby amended in its entirety to read as follows:

1507.5.1, Deck Requirements. Metal roof shingles shall be applied to a solid deck.

1507.8.1 Deck Requirements, is hereby amended in its entirety to read as follows:

1507.8.1, Deck Requirements. Wood shingles shall be installed on solid sheathing.

1507.9.1 Deck Requirements, is hereby amended in its entirety to read as follows:

1507.9.1, Deck Requirements. Wood shakes shall only be used on solid sheathing.

SECTION 1511 – ROOFTOP STRUCTURES

A new subsection **1511.5.3 Obsolete Roof Equipment**, is hereby adopted to read as follows:

1511.5.3 Obsolete Roof Equipment. Mechanical and other equipment, including piping and ducts, which is located on the roof a building and is no longer in use shall be removed from said roof and disposed of in a manner consistent with the requirements of the Prescott Valley Town Code.

CHAPTER 16 - STRUCTURAL DESIGN

SECTION 1607 - LIVE LOADS

Table 1607.1 Minimum Uniformly Distributed Live Loads, L_o , and Minimum Concentrated Live Loads, is hereby amended to read as follows:

TABLE 1607.1—MINIMUM UNIFORMLY DISTRIBUTED LIVE LOADS, L_o , AND MINIMUM CONCENTRATED LIVE LOADS					
OCCUPANCY OR USE			UNIFORM (psf)	CONCENTRATED (pounds)	ALSO SEE SECTION
1.	Apartments (see residential)		—	—	—
...	...	...	...	...	...
27.	Residential	One- and two-family dwellings:		—	Section 1607.21
		Uninhabitable attics without storage	10		
		Uninhabitable attics with storage	20		
		Habitable attics and sleeping areas.	40		
...	...	...	...	...	...

SECTION 1608 - SNOW LOADS

1608.1 General, is hereby amended in its entirety to read as follows:

1608.1 General. Design snow loads are 30 psf for ground and roof with no reduction allowed. But the design roof load at no time can be less than that determined by Section 1601, Table 1607.1 plus the 30 psf snow load.

1608.2 Ground Snow Loads, is hereby deleted in its entirety.

Table 1608.2 – Ground Snow Loads, p_g , For Alaskan Locations, is hereby deleted in its entirety.

1608.3 Ponding instability, is hereby deleted in its entirety.

CHAPTER 18 – SOILS AND FOUNDATIONS

SECTION 1808 – FOUNDATIONS

1808.1 General, is hereby amended to add the following paragraph:

1808.1 General.

...

Footings and foundation, unless otherwise specifically provided, shall be constructed of masonry, concrete or treated wood in conformance with this Chapter, and in all cases shall extend below the frost line. Foots of concrete and all masonry shall be of solid material. Foundation stem walls shall extend at least 13 inches above the existing grade, and 7 inches above the adjacent finished grade. Footings shall have a minimum depth below finished grade as indicated in 1809.5 of the International Building Code, unless another depth is recommended based on a foundation investigation.

1808.2 Design for Capacity and Settlement, is hereby amended to add the following paragraph:

1808.2 Design for Capacity and Settlement.

...

For stud bearing walls, the minimum footing reinforcement is two #4 horizontal bars placed 3 inches from the footing bottom, with spacing between bars equal to the thickness of the stem wall. Additional steel may be required at the option of the building official if soil, structural, or other conditions so require. Bearing walls shall be supported on masonry, concrete foundations, piles, or another approved foundation system, which shall be of sufficient size to support all loads. Stem walls supporting wood stud framing shall be reinforced as follows:

1. For non-retaining stem walls less than 24 inches in height, a bond beam composed of one #4 rebar is required at the top of the wall and one #4 vertical rebar is required every 48 inches on center.
2. For stem walls 24 inches in height, a bond beam composed of two #4 rebar or one # 5 is required at the top of the wall, with one #4 vertical rebar 48 inches on center.
3. For stem walls over 48 inches in height or retaining 2 or more feet of earth, engineering may be required to determine footing size, wall thickness, materials, steel placement and size (depending on soil conditions), height, surcharge loading, or other requirements at the option of the building official. Minimum stem wall height shall be 13 inches above the existing grade at the existing grade high elevation corner of the structure or the finished grade of the building pad. Where a design is not provided, the minimum foundation requirements for stud bearing walls shall be as set forth in Table No. 1809.7 of the International Building Code.

1808.7.4 Foundation Elevation, is hereby amended by adding the following paragraph:

1808.7.4 Foundation Elevation.

...

No modification of any existing road ditch causing a decrease in the capacity of the ditch is permitted. An approved road ditch culvert installation shall be completed prior to receipt

of any approval for excavation or foundation work. Provisions shall be made for the control and drainage of surface water around buildings and structures. [See also Appendix J of this code].

SECTION 1809 - SHALLOW FOUNDATIONS

Table 1809.7 Prescriptive Footings Supporting Walls of Light-Frame Construction, is hereby amended in its entirety to read as follows:

TABLE 1809.7-PRESCRIPTIVE FOOTINGS SUPPORTING WALLS OF LIGHT-FRAME CONSTRUCTION a, b, c, d, e, h, i and j		
NUMBER OF FLOORS SUPPORTED BY FOOTING^f	WIDTH OF FOOTING (inches)	THICKNESS OF FOOTING (inches)
1	12	6
2	15	6
3	18	8 ^g

For SI: 1 inch = 25.4 mm, 1 foot = 304.8 mm

a. Depth of footings shall be in accordance with Section 1809.4

b. The ground under the floor shall be permitted to be excavated to the elevation of the top of the footing.

c. Interior stud-bearing walls shall be permitted to be supported by isolated footings. The footing width and length shall be twice the width shown in this table, and footings shall be placed not more than 6 feet on center.

d. See Section 1905 for additional requirements for concrete footings of structures assigned to Seismic Design Category C, D, E or F.

e. For thickness of foundation walls, see Section 1807.1.6.

f. Footings shall be permitted to support a roof in addition to the stipulated number of floors. Footings supporting roof only shall be as required for supporting one floor.

g. Plain concrete footings for Group R-3 occupancies shall be permitted to be 6 inches thick.

h. Where frost conditions or other unusual conditions are found, footings and foundations shall be as required in Subsection 1809.5 of the International Building Code.

i. The ground under the floor may be excavated to the elevation of the top of the footing.

j. Measurements for minimum footing and foundation depths shall be from the top of existing undisturbed natural grade, top of the building Pad grade, top of certified engineered Pad grade or as determined by an individually provided, lot specific engineered soils report and recommendations.

CHAPTER 19 - CONCRETE

SECTION 1907 - SLABS-ON-GROUND, is hereby deleted in its entirety.

SECTION 1908 - SHOTCRETE

1908.1 General, is hereby amended to read as follows:

1908.1 General. Shotcrete shall be in accordance with the requirements of ACI 318.

CHAPTER 23 - WOOD

SECTION 2308 - CONVENTIONAL LIGHT-FRAME CONSTRUCTION

Table 2308.10.3(1) Bracing Methods, is hereby amended by deleting the following Methods/ Materials and all provisions related thereto:

“LIB Let-in-bracing”
 “DWB Diagonal wood boards”
 “SFB Structural fiber-board sheathing”

CHAPTER 29 - PLUMBING SYSTEMS

SECTION 2901 – GENERAL

(P) 2901.1 Scope, is hereby amended to read as follows:

(P) 2901.1 Scope. The provisions of this chapter and the International Plumbing Code shall govern the design, construction, erection and installation of plumbing components, appliances, equipment and systems used in buildings and structures covered by this code. Toilet and bathing rooms shall be constructed in accordance with Section 1210. Private sewage disposal systems shall conform to the requirements of the Yavapai County Environmental Services Department, the International Fire Code as amended and adopted by CAFMA, the International Property Maintenance Code, and the International Plumbing Code, governing the use and maintenance of plumbing components, appliances, equipment and systems. The International Existing Building Code and the International Plumbing Code shall govern the alteration, repair, relocation, replacement and addition of plumbing components, appliances, equipment and systems.

SECTION 2902 – MINIMUM PLUMBING FACILITIES

Table 2902.1 Minimum Number of Requires Plumbing Fixtures, is hereby amended by adding footnotes (g) through (j) for Table 2902.1, to read as follows:

Table 2902.1

Minimum Number of Required Plumbing Fixtures ^a

(See Sections 2902.2 and 2902.3)

- g. Water coolers, goose neck spigots at a provided non-restroom utility sink, or bottled water dispensers may be substituted for drinking fountains in B, M, and S occupancies with 15 or fewer occupants. Such water shall be free of charge and accessible to the public.
- h. Goose neck faucets on lavatory or a hose bib located within a restroom may be substituted for the required utility sink in B, M, and S occupancies with 15 or fewer occupants. Hose bibs shall comply with Section 608.16.4.2 of the International Plumbing Code.
- i. Toilet facilities designed as Family or assisted-use and bath fixture restrooms shall apply toward 2-male/ 2- female minimum number requirements.
- j. Family or assisted-use toilet and bath fixtures restrooms shall consist of a minimum A117.1-2019 compliant water closet, urinal, lavatory sink and wall affixed baby changing table with accommodating accessible clearances per A117.1-2019.

CHAPTER 30 – ELEVATORS AND CONVEYING SYSTEMS

SECTION 3001 - GENERAL

3001.1 Scope is hereby amended to read as follows:

3001.1 Scope. This chapter governs the design, construction, installation, alteration and repair of elevators an conveying systems and their components. Arizona Revised Statutes, Title 23, Article 12, §§23-491 through 23-491.16 (as enforced by the State of Arizona Industrial Commission) shall also apply.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 237, Enacted, 09/13/90; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 485, Amended, 05/25/00; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

Exhibit “C”

**2024 INTERNATIONAL RESIDENTIAL CODE FOR ONE- AND
TWO-FAMILY DWELLINGS (IRC)
(Art. 7-03)**

7-03-010 Adoption of the 2024 International Residential Code for One- and Two-Family Dwellings.

The International Residential Code for One- and Two-Family Dwellings (International Residential Code), 2024 Edition, together with all Appendices (**EXCEPT** Appendices AA, BA, CG, and CH) and supplements thereto, published by the International Code Council, Inc., are hereby referred to, adopted, and made part of this Code as if fully set forth herein, excepting such provisions as hereinafter deleted or amended. One paper copy and one electronic copy of the aforesaid IRC and local amendments shall be filed in the office of the Town Clerk and made available for public use and inspection.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 8, Enacted, 06/28/79; Ord. No. 90, Ren&Amd, 12/15/83, 7-04; Ord. No. 154, Rep&ReEn, 08/27/87; Ord. No. 174, Amended, 02/25/88; Ord. No. 178, Rep&ReEn, 05/26/88; Ord. No. 237, Ren&Amd, 09/13/90, 7-01-020; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 375, Renumbered, 12/28/95, 7-03; Ord. No. 485, Amended, 05/25/00; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14)

7-03-020 Amendments to the 2024 International Residential Code for One- and Two-Family Dwellings.

The International Residential Code, as adopted, is hereby modified as follows:

PART I - ADMINISTRATIVE

CHAPTER 1 – SCOPE AND ADMINISTRATION

SECTION R101 – SCOPE AND GENERAL REQUIREMENTS

R101.1 Title is hereby amended to insert the words “Town of Prescott Valley” as the name of the jurisdiction.

R101.4 Administration of International Residential Code for One- and Two- Family Dwellings is hereby amended to add the following subsection:

R101.4 Administration of International Residential Code for One- and Two- Family Dwellings. This code shall be administered pursuant to Article 7- 01, THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE, in Chapter 7, BUILDING, of the Prescott Valley Town Code.

SECTION R102 APPLICABILITY is hereby deleted in its entirety.

SECTION R103 CODE COMPLIANCE AGENCY is hereby deleted in its entirety.

SECTION R104 DUTIES AND POWERS OF THE BUILDING OFFICIAL is hereby deleted in its entirety.

SECTION R105 PERMITS is hereby deleted in its entirety.

SECTION R106 CONSTRUCTION DOCUMENTS is hereby deleted in its entirety.

SECTION R107 TEMPORARY STRUCTURES AND USES is hereby deleted in its entirety.

SECTION R108 FEES is hereby deleted in its entirety.

SECTION R109 INSPECTIONS is hereby deleted in its entirety.

SECTION R110 CERTIFICATE OF OCCUPANCY is hereby deleted in its entirety.

SECTION R111 SERVICE UTILITIES is hereby deleted in its entirety.

SECTION R112 MEANS OF APPEALS is hereby deleted in its entirety.

SECTION R113 VIOLATIONS is hereby deleted in its entirety.

SECTION R114 STOP WORK ORDER is hereby deleted in its entirety.

PART II – DEFINITIONS

CHAPTER 2 – DEFINITIONS

SECTION R201 - GENERAL

R201.4 Terms not defined is hereby amended to read as follows:

R201.4 Terms not defined. Where terms are not defined through the methods authorized by this section, such terms shall have ordinarily accepted meanings such as the context implies. Webster's Third New International Dictionary of the English Language, Unabridged, shall be considered as providing ordinarily accepted meanings.

SECTION R202 DEFINITIONS

R202 DEFINITIONS is hereby amended to add the following defined term:

ALLEY. Any public way, thoroughfare, or easement that has been dedicated or deeded to the public for public use as a secondary means of access to abutting properties.

PART III – BUILDING PLANNING AND CONSTRUCTION

CHAPTER 3 – BUILDING PLANNING

SECTION R301 DESIGN CRITERIA

Table R301.2 – Climatic and Geographic Design Criteria is hereby amended to read as follows:

TABLE R301.2
CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA

Roof & Ground Snow Load No Reduction	WIND DESIGN				SEISMIC DESIGN CATEGORY ^r	SUBJECT TO DAMAGE FROM			ICE BARRIER UNDERLAYMENT REQUIRED ^h	FLOOD HAZARDS ^g	AIR FREEZING INDEX ⁱ	MEAN ANNUAL TEMP ^j
	Speed ^d (mph)	Topographic effects ^k	Special wind region ^l	Windborne debris zone ^m		Weathering ^a	Frost line depth ^b	Termite ^c				
30PSF	105	C	No	B	B	Negligible	18"	Moderate to Heavy	No	01/24/80	124	53°F
MANUAL J DESIGN CRITERIAⁿ May use current adopted ACCA Manual J Table 1a or 1b, or may use ASHRAE current adopted tables for Prescott Regional Airport. For SI: 1 pound per square foot = 0.0479 kPa, 1 mile per hour = 0.447 m/s. a. Where weathering requires a higher strength concrete or grade of masonry than necessary to satisfy the structural requirements of this code, the frost line depth strength required for weathering shall govern. The weathering column shall be filled in with the weathering index, "negligible," "moderate" or "severe" for concrete as determined from Figure R301.2(1). The grade of masonry units shall be determined from ASTM C34, ASTM C55, ASTM C62, ASTM C73, ASTM C90, ASTM C129, ASTM C145, ASTM C216 or ASTM C652. b. Where the frost line depth requires deeper footings than indicated in Figure R403.1(1), the frost line depth strength required for weathering shall govern. The jurisdiction shall fill in the frost line depth column with the minimum depth of footing below finish grade. c. The jurisdiction shall fill in this part of the table to indicate the need for protection depending on whether there has been a history of local subterranean termite damage. d. The jurisdiction shall fill in this part of the table with the wind speed from the ultimate design wind speeds map [Figure R301.2(2)]. Wind exposure category shall be determined on a site-specific basis in accordance with Section R301.2.1.4. e. The jurisdiction shall fill in this section of the table to establish the design criteria using Table 10A from ACCA Manual J or established criteria determined by the jurisdiction. f. The jurisdiction shall fill in this part of the table with the seismic design category determined from Section R301.2.2.1. g. The jurisdiction shall fill in this part of the table with: the date of the jurisdiction's entry into the National Flood Insurance Program (date of adoption of the first code or ordinance for management of flood hazard areas); and the title and date of the currently effective Flood Insurance Study or other flood hazard study and maps adopted by the authority having jurisdiction, as amended. h. In accordance with Sections R905.1.2, R905.4.3.1, R905.5.3.1, R905.6.3.1, R905.7.3.1 and R905.8.3.1, where there has been a history of local damage from the effects of ice damming, the jurisdiction shall fill in this part of the table with "YES." Otherwise, the jurisdiction shall fill in this part of the table with "NO." i. The jurisdiction shall fill in this part of the table with the 100-year return period air freezing index (BF-days) from Figure R403.3(2) or from the 100-year (99 percent) value on the National Climatic Data Center data table "Air Freezing Index-USA Method (Base 32°F)." j. The jurisdiction shall fill in this part of the table with the mean annual temperature from the National Climatic Data Center data table "Air Freezing Index-USA Method (Base 32°F)." k. In accordance with Section R301.2.1.5, where there is local historical data documenting structural damage to buildings due to topographic wind speed-up effects, the jurisdiction shall fill in this part of the table with "YES." Otherwise, the jurisdiction shall indicate "NO" in this part of the table. l. In accordance with Figure R301.2(2), where there is local historical data documenting unusual wind conditions, the jurisdiction shall fill in this part of the table with "YES" and identify any specific requirements. Otherwise, the jurisdiction shall indicate "NO" in this part of the table. m. In accordance with Section R301.2.1.2 the jurisdiction shall indicate the wind-borne debris wind zone(s). Otherwise, the jurisdiction shall indicate "NO" in this part of the table. n. The jurisdiction shall fill in these sections of the table to establish the design criteria using Table 1a or 1b from ACCA Manual J or established criteria determined by the jurisdiction. o. The jurisdiction shall fill in this section of the allowable stress design table using the Ground Snow Loads in Figure R301.2(3). Copyright © 2024 ICC. ALL RIGHTS RESERVED. Acc												

Table R301.5 – Minimum Uniformly Distributed Live Loads (in pounds per square foot) is hereby amended to read as follows:

TABLE R301.5 – MINIMUM UNIFORMLY DISTRIBUTED LIVE LOADS (in pounds per square foot)		
USE	UNIFORM LOAD (psf)	CONCENTRATED LOAD (lb)
Uninhabitable attics without storage ^b	10	-
Uninhabitable attics with limited storage ^{b,g}	20	-
Habitable attics and attics served with fixed stairs	40	-
Balconies (exterior) and decks ^e	40	-
Fire escapes	40	-
Guards	-	200 ^{h,i}
Guard in-fill components ^f	-	50 ^h
Handrail ^d	-	200 ^h
Passenger vehicle garages	50	2,000 ^a
Areas other than sleeping areas	40	-
Sleeping areas	30	-
Stairs	40 ^c	300 ^c

For SI: 1 inch = 25.4 mm, 1 pound per square foot = 0.0479 kPa, 1 square inch = 645 mm², 1 pound = 4.45 N.

a. Elevated garage floors shall be capable of supporting the uniformly distributed live load or a 2,000-pound concentrated load applied on an area of 41/2 inches by 41/2 inches, whichever produces the greater stresses.

b. Uninhabitable attics without storage are those where the clear height between joists and rafters is not more than 42 inches, or where there are not two or more adjacent trusses with web configurations capable of accommodating an assumed rectangle 42 inches in height by 24 inches in width, or greater, within the plane of the trusses. This live load need not be assumed to act concurrently with any other live load requirements.

c. Individual stair treads shall be capable of supporting the uniformly distributed live load or a 300-pound concentrated load applied on an area of 2 inches by 2 inches, whichever produces the greater stresses.

d. A single concentrated load applied in any direction at any point along the top. For a guard not required to serve as a handrail, the load need not be applied to the top element of the guard in a direction parallel to such element.

e. See Section R507.1 for decks attached to exterior walls.

f. Guard in-fill components (all those except the handrail), balusters and panel fillers shall be designed to withstand a horizontally applied normal load of 50 pounds on an area equal to 1 square foot. This load need not be assumed to act concurrently with any other live load requirement.

g. Uninhabitable attics with limited storage are those where the clear height between joists and rafters is 42 inches or greater, or where there are two or more adjacent trusses with web configurations capable of accommodating an assumed rectangle 42 inches in height by 24 inches in width, or greater, within the plane of the trusses.

 The live load need only be applied to those portions of the joists or truss bottom chords where all of the following conditions are met:

 1. The attic area is accessed from an opening not less than 20 inches in width by 30 inches in length that is located where the clear height in the attic is not less than 30 inches.

 2. The slopes of the joists or truss bottom chords are not greater than 2 units vertical in 12 units horizontal.

 3. Required insulation depth is less than the joist or truss bottom chord member depth.

 The remaining portions of the joists or truss bottom chords shall be designed for a uniformly distributed concurrent live load of not less than 10 pounds per square foot.

h. Glazing used in handrail assemblies and guards shall be designed with a load adjustment factor of 4. The load adjustment factor shall be applied to each of the concentrated loads applied to the top of the rail, and to the load on the in-fill components. These loads shall be determined independent of one another, and loads are assumed not to occur with any other live load.

i. Where the top of a guard system is not required to serve as a handrail, the single concentrated load shall be applied at any point along the top, in the vertical downward direction and in the horizontal direction away from the walking surface. Where the top of a guard is also serving as the handrail, a single concentrated load shall be applied in any direction at any point along the top. Concentrated loads shall not be applied concurrently.

SECTION R302 FIRE-RESISTANT CONSTRUCTION

R302.1 Exterior Walls is hereby amended to replace the words “Section P2904” with the words “the IFC (as enforced by CAFMA)”.

R302.2.2 Common walls is hereby amended to replace the words “Section P2904” with the words “the IFC (as enforced by CAFMA)”.

R302.2.6(6) Structural independence is hereby amended to replace the words “Section P2904” with the words “the IFC (as enforced by CAFMA)”.

R302.3.2 Fire-resistant rating is hereby amended to replace the words “Section P2904” with the words “the IFC (as enforced by CAFMA)”.

R302.3.5 Vertically stacked dwelling units is hereby amended to replace the words “Section P2904” with the words “the IFC (as enforced by CAFMA)”.

R302.13(1) Fire protection of floors is hereby amended to replace the words “Section P2904” with the words “the IFC (as enforced by CAFMA)”.

R302.14 Combustible insulation clearance is hereby amended to replace the words “Section N1102.5.4 of this code” with the words “2012 IECC Section 402.4.4”.

SECTION R309 AUTOMATIC SPRINKLER SYSTEMS

R309.1.1 Design and installation is hereby amended to replace the words “Section P2904” with the words “the IFC (as enforced by CAFMA)”.

R309.2.1 Design and installation is hereby amended to replace the words “Section P2904” with the words “the IFC (as enforced by CAFMA)”.

SECTION R316 HABITABLE ATTICS

R316.3(1) Story above grade plan is hereby amended to replace the words “Section P2904” with the words “the IFC (as enforced by CAFMA)”.

R316.3(4) Story above grade plan is hereby amended to replace the words “Section P2904” with the words “the IFC (as enforced by CAFMA)”.

SECTION R317 GARAGES AND CARPORTS

R317.2 Carports, Exception, is hereby amended to read as follows:

Exceptions:

1. Asphalt surfaces shall be permitted at ground level in carports.
2. Gravel surfaces shall be permitted at ground level in carports with a minimum separation of 3 ft. from any structure.

R317.5 Fire sprinklers is hereby amended to replace the words “Section P2904” with the words “the IFC (as enforced by CAFMA)”.

SECTION R319 EMERGENCY ESCAPE AND RESCUE OPENINGS

R319.1 Emergency escape and rescue opening required, Exception 3, is hereby amended to read as follows:

Exception 3. Where the dwelling unit or townhouse unit is equipped with an automatic sprinkler system permitted, installed, inspected, and approved by CAFMA, sleeping rooms in basements shall not be required to have emergency escape and rescue openings provided that the basement has one of the following:

1. One means of egress complying with Section R318 and one emergency escape and rescue opening.
2. Two means of egress complying with Section R318.

R319.1.2 Adopting rooms is hereby amended to add the following subsubsection:

R319.1.2 Adopting rooms. For the purpose of determining emergency escape and rescue opening requirements for adjoining rooms, rooms separated by a common wall or partition shall be considered to be a portion of an adjoining room, where the opening is not less than one-half of the length of the common wall, is unobstructed to a minimum height of seven (7) feet, and not less than thirty-six (36) inches wide.

SECTION R323 ELEVATORS AND PLATFORM LIFTS

R323.1 Elevators is hereby amended in its entirety to read as follows:

R323.1 Elevators. Where provided, passenger elevators, limited-use and limited-application elevators or private residence elevators shall comply with ASME A17.1/CSA B44, and be inspected and approved by all other agencies having jurisdiction.

R323.1.1 Private residence elevators. The design, construction and installation of private residence elevators installed within a residential unit or providing access to one individual dwelling unit shall conform to ASME A17.1/CSA B44, Section 5.3, and be inspected and approved by all other agencies having jurisdiction.

R323.1.1.1 Hoistway enclosures. Hoistway enclosures for private residence elevators shall comply with ASME A17.1/CSA B44, Requirement 5.3.1.1, and be inspected and approved by all other agencies having jurisdiction.

R323.1.1.2 Hoistway opening protection. Hoistway landing doors for private residence elevators shall comply with ASME A17.1/CSA B44, Requirements 5.3.1.8.1 through 5.3.1.8.3, and be inspected and approved by all other agencies having jurisdiction.

R323.2 Platform lifts. Where provided, platform lifts shall comply with ASME A18.1 and be inspected and approved by all other agencies having jurisdiction.

SECTION R324 GLAZING

R324.4.5 Glazing and wet surfaces is hereby amended in its entirety to read as follows:

R324.4.5. Glazing and wet surfaces. Glazing in walls, enclosures or fences containing or adjacent to hot tubs, spas, whirlpools, saunas, steam rooms, bathtubs, showers and indoor or outdoor swimming pools where the bottom exposed edge of the glazing is less than 56 inches (1372 mm) measured vertically above any standing or walking surface shall be considered to be a hazardous location as defined in ARS §36-1631. This shall apply to single glazing and each pane in multiple glazing.

Exception: Glazing that is more than 60 inches (1524 mm), measured horizontally, from the water's edge of a bathtub, hot tub, spa, whirlpool or swimming pool or from the edge of a shower, sauna or steam room.

SECTION R325 LIGHT, VENTILATION AND HEATING

R325.3 Mechanical ventilation is hereby amended to read as follows:

R325.3 Mechanical ventilation. Buildings and dwelling units complying with 2012 IECC, Chapter 4, as amended, shall be provided with mechanical ventilation in accordance with Section M1505, or with other approved means of ventilation.

SECTION R326 SANITATION

R326.1.1 Toilet facilities for workers is hereby amended to add the following subsubsection:

R326.1.1 Toilet facilities for workers. Toilet facilities shall be provided for construction workers, and such facilities shall be maintained in a sanitary condition. Construction worker toilet facilities of the non-sewered type shall conform to PSIA Z4.3 or to IAPMO/ISO 30500.

SECTION R328 SWIMMING POOLS, SPAS AND HOT TUBS

R328.1 General is hereby amended to read as follows:

R328.1 General. The design and construction of pools and spas shall comply with ARS §36-1681, as amended.

SECTION R329 SOLAR ENERGY SYSTEMS

R329.6.2.1 Alternative setback at ridge is hereby amended to read as follows:

R329.6.2.1 Alternative setback at ridge. here an automatic sprinkler system is installed within the dwelling or townhouse in accordance with the IFC as enforced by CAFMA, setbacks at ridges shall comply with one of the following:

1. For photovoltaic arrays occupying not more than 66 percent of the plan view total roof area, not less than an 18-inch (457 mm) clear setback is required on both sides of a horizontal ridge.
2. For photovoltaic arrays occupying more than 66 percent of the plan view total roof area, not less than a 36-inch (914 mm) clear setback is required on both sides of a horizontal ridge.

SECTION R330 ENERGY STORAGE SYSTEMS

R330.1 General is hereby amended in its entirety to read as follows:

R330.1 General. Energy storage systems (ESS) shall comply with the provisions of this section.

R330.2 Equipment listings is hereby deleted in its entirety.

R330.3 Installation is hereby deleted in its entirety.

R330.4 Locations is hereby deleted in its entirety.

R330.5 Energy ratings is hereby amended to read as follows:

R330.5 Energy ratings. Individual *ESS* units shall have a maximum rating of 20 kWh. The aggregate rating of the *ESS* shall not exceed:

1. 40 kWh within utility *closets*, *basements* and storage or utility spaces.
2. 80 kWh in attached or detached garages and detached *accessory structures*.
3. 80 kWh on exterior walls.
4. 80 kWh outdoors on the ground.

ESS installations exceeding the permitted individual or aggregate ratings shall be installed in accordance with Section 1207 of the *International Fire Code* as enforced by CAFMA.

SECTION R332 STATIONARY FUEL CELL POWER SYSTEMS

R332.1 General is hereby amended to read as follows:

R332.1 General. *Stationary fuel cell power systems* in new and *existing buildings* and structures shall comply with Section 1206 of the *International Fire Code* as enforced by CAFMA.

CHAPTER 4 – FOUNDATIONS

SECTION R401 GENERAL

R401.3 Drainage is hereby amended in its entirety to read as follows;

R401.3 Drainage. Drainage shall be provided in accordance with the provisions of Appendix J of the International Building Code, incorporated by this reference as if fully set forth herein.

SECTION 403 FOOTINGS

R403.1.2 Continuous footing in Seismic Design Categories D0, D1 and D2 is hereby deleted in its entirety.

R403.1.3.1 Concrete Stem Walls with Concrete Footings is hereby amended in its entirety to read as follows:

R403.1.3.1 Concrete Stem Walls with Concrete Footings. Concrete Stem Walls with Concrete Footings. Foundations with stemwalls shall be provided with the following steel reinforcement or an equivalent approved by the building official, unless an engineered design is provided:

- 1) For non-retaining stem walls less than 24 inches in height, a bond beam composed of one horizontal #4 rebar is required at the top of the wall and one #4 vertical rebar is required at 48 inches on center. The vertical reinforcement shall extend into the footing with a minimum 4 inch bent hook having at least a 90 bend.
- 2) For stem walls 24 inches to 48 inches in height, a bond beam composed of two horizontal #4 rebar is required at the top of the wall and one #4 vertical rebar is required at 48 inches on center. The vertical reinforcement shall extend into the footing with a minimum 4 inch bent hook having at least a 90 bend.
- 3) For stem walls over 48 inches in height or retaining 2 or more feet of earth, engineering may be required to determine footing size, wall thickness, materials, steel placement and size (depending on soil conditions), height, surcharge loading or other requirements at the option of the building official.

Minimum stemwall height shall be 13 inches above the natural grade at the high elevation corner of the structure or 13 inches above the finished grade of an approved, graded building pad.

R403.1.3.2 Masonry Stem Walls with Concrete Footings is hereby amended in its entirety to read as follows:

R403.1.3.2 Masonry Stem Walls with Concrete Footings. Footings shall be provided with the following steel reinforcement or an equivalent approved by the building official, unless an engineered design is provided:

- 1) Continuous spread footing - shall be reinforced with two #4 horizontal bars placed 3 inches from the footing bottom, with spacing between bars equal to the thickness of the stem wall.
- 2) Monolithic interior and exterior concrete footings shall be reinforced with at least two #4 horizontal bars located 3 inches from the bottom of the footing and one #4 horizontal bar located 3 inches from the top of the slab.
- 3) Pier and column footings shall be reinforced with #4 horizontal bars spaced no more than 12 inches on center in each direction and located 3 inches from the bottom of the footing.

Tables 403.1.2, 403.1.3, 403.1.3.1, 403.1.3.2, 403.1.3.3, and 403.1.3.4 are hereby deleted in their entirety.

SECTION 404 FOUNDATION AND RETAINING WALLS

R404.1.1 Design Required is hereby amended in its entirety to read as follows:

R404.1.1 Design Required. Concrete masonry foundation walls shall be constructed as set forth in Tables R404.1.1(2), R404.1.1(3) and R404.1.1(4) of the International Residential Code for the most restrictive design soil class, provided that the minimum vertical reinforcement is #4 bar spaced no more than 48 inches on center, and shall also comply with the provisions of this section and the applicable provisions of Sections R606, R607 and R608 of the International Residential Code. In Seismic Design Category D1 and D2, as established in Figure R301.2(2) of the International Residential Code, concrete masonry foundation walls shall comply with Section R404.1.4 of the International Residential Code. Rubble stone masonry walls shall not be used in Seismic Design Category C, D1 or D2, as established in Figure R301.2(2) of the International Residential Code.

R404.1.2 Design of masonry foundation walls is hereby amended in its entirety to read as follows:

R404.1.2 Design of Masonry Foundation Walls. Concrete foundation walls shall be constructed as set forth in Tables R404.1.1(2), R404.1.1(3) and R404.1.1(4) of the International Residential Code for the most restrictive design soil class, provided that the minimum vertical reinforcement is #4 bar spaced no more than 48 inches on center, and shall also comply with the provisions of this section and the applicable provisions of Sections R402.2 and R612 of the International Residential Code. In Seismic Category D1 and D2, as established in Figure R301.2(2) of the International Residential Code, concrete foundation walls shall comply with Section R404.1.4 of the International Residential Code.

A new subsection **R404.6 Insulating Concrete Form Foundation Walls** is hereby added to read as follows:

R404.6 Insulating Concrete Form Foundation Walls. When Tables R404.4(1) through R404.4(5) of the International Residential Code are utilized for concrete foundation walls,

reinforcement shall be as required for Soil Group III, as established by Table R405.1 of the International Residential Code, provided that the minimum vertical reinforcement is #4 bar spaced no more than 48 inches on center. Where Tables R404.4(1) through R404.4(5) of the International Residential Code indicate "N/R" for vertical reinforcement size and spacing or where the Tables do not indicate the maximum height of unbalanced backfill for various heights, vertical reinforcement and spacing shall be provided as follows:

Maximum Unbalanced Backfill Height (ft.)	Minimum Vertical Reinforcement Size and Spacing
4' and less	#4 @ 48"
5	#4 @ 32" or #5 @ 48"
6	#4 @ 20" or #5 @ 32"
7	#4 @ 12" or #5 @ 20"

CHAPTER 5 – FLOORS

SECTION 502 WOOD FLOOR FRAMING

The first paragraph of R502.12.4 Truss design drawings is hereby amended to read as follows:

R502.12.4 Truss design drawings. Truss design drawings, prepared in compliance with Section R502.12.1, shall be submitted and approved at the time of permit submittal. Truss design drawings shall be provided with the shipment of trusses delivered to the job site. Truss design drawings shall include, at a minimum, the information specified as follows:

...

SECTION 506 – CONCRETE FLOORS ON GROUND

R506.3.3 is hereby deleted in its entirety.

CHAPTER 6 – WALL CONSTRUCTION

SECTION R602 WOOD WALL FRAMING

Table R602.10.4 Bracing methods is hereby amended by deleting “LIB Let-in bracing”, “DWB Diagonal wood board”, and “SFB Structural fiber board sheathing together with all provisions related thereto.”

CHAPTER 7 – WALL COVERING

SECTION 702 INTERIOR COVERING

R702.7 Vapor retarders is hereby deleted in its entirety.

R702.7.1 Spray foam plastic insulation for moisture control with Class II and III vapor retarders is hereby deleted in its entirety.

R702.7.2 Vapor retarder installation is hereby deleted in its entirety.

Tables R702.7(1) - Vapor Retarder Materials And Classes, R702.7(2) - Vapor Retarder Options, R702.7(3) - Class III Vapor Retarders, R702.7(4) - Continuous Insulation With Class I Or II Responsive Vapor Retarder, R702.7(5) - Continuous Insulation On Walls Without A Class I, II Or III Interior Vapor Retarder are hereby deleted in their entirety.

SECTION R703 EXTERIOR WALL COVERING

R703.2 Water-resistive barrier is hereby amended to replace the reference to “Section N1102.5.1.1” with the reference “Section R402.4 of the 2012 IECC”.

R703.7.3.1 Dry climates is hereby amended to replace the reference to “Figure N1101.7” with the reference “Table R301.1 of the 2012 IECC”.

A new Subsection R703.7.6 Certification of installation is hereby adopted to read as follows:

R703.7.6 Certification of installation. Certification of installation of exterior plaster per the manufacturer’s installation instructions shall be provided to the Building Official prior to the building’s final inspection.

CHAPTER 8 – ROOF-CEILING CONSTRUCTION

SECTION R806 ATTIC ACCESS

Footnote “a.” to Table R806.5 Insulation For Condensation Control is hereby amended to replace the reference to “Section N1102” with the reference “Section R402.4 of the 2012 IECC”.

CHAPTER 9 – ROOF ASSEMBLIES

SECTION R905 REQUIREMENTS FOR ROOF COVERINGS

R905.3.1 Sheathing requirements is hereby amended to read as follows:

R905.3.1 Sheathing requirements. Concrete and clay tile shall be installed over wood structural panels or solid lumber sheathing.

Exception: Spaced lumber sheathing in accordance with Section R803.1 shall be permitted for attached covered patios and installation must comply with manufacturer’s installation requirements.

R905.4.1 Sheathing requirements is hereby amended to read as follows:

R905.4.1 Sheathing requirements. Metal roof shingles shall be fastened to wood structural panels or solid lumber sheathing.

R905.4.4.1 Wind resistance of metal roof shingles is hereby amended to read as follows:

R905.4.4.1 Wind resistance of metal roof shingles. Metal roof shingles fastened to wood structural panels or solid lumber sheathing shall be tested in accordance with ASTM D3161, FM 4474, UL 580 or UL 1897. Metal roof shingles tested in accordance with ASTM D3161 shall meet the classification requirements of Table R905.4.4.1 for the appropriate maximum basic wind speed and the metal shingle packaging shall bear a label to indicate compliance with ASTM D3161 and the required classification in Table R905.2.4.1.

R905.7.1 Sheathing requirements is hereby amended to read as follows:

R905.7.1 Sheathing requirements. Wood shingles shall be fastened to wood structural panels or solid lumber sheathing.

R905.7.1.1 Solid sheathing required is hereby deleted in its entirety.

R905.8.1 Sheathing requirements is hereby amended to read as follows:

R905.8.1 Sheathing requirements. Wood shakes shall be fastened to wood structural panels or solid lumber sheathing.

R905.8.1.1 Solid sheathing required is hereby deleted in its entirety.

R905.10.1 Sheathing requirements is hereby amended to read as follows:

R905.10.1 Sheathing requirements. Metal roof panel roof coverings shall be fastened to wood structural panels or solid lumber sheathing or spaced lumber sheathing.

Exception: Spaced lumber sheathing is permitted for attached covered patios. Installation must comply with manufacturer's installation requirements.

R905.15.1 Sheathing requirements is hereby amended to read as follows:

R905.15.1 Sheathing requirements. BIPV shingles shall be fastened to wood structural panels or solid lumber sheathing.

R905.16.1 Sheathing requirements is hereby amended to read as follows:

R905.16.1 Sheathing requirements. BIPV roof panels shall be fastened to wood structural panels or solid lumber sheathing.

CHAPTER 10 – CHIMNEYS AND FIREPLACES

SECTION R1003 MASONRY CHIMNEYS

The first paragraph of R1003.9.2 Spark arrestors is hereby amended to read as follows:

R1003.9.2 Spark arrestors. Spark arrestors are required to be installed on all masonry chimneys. The spark arrestor shall meet all of the following requirements:

...

SECTION R1004 FACTORY-BUILT FIREPLACES

R1004.1 General is hereby amended to read as follows:

R1004.1 General. Factory-built fireplaces shall be listed and labeled and shall be installed in accordance with the conditions of the listing. Factory-built fireplaces shall be tested in accordance with UL 127. Factory-built fireplaces shall comply with the clean burning standards established by ARS §11-875, which prohibits the installation of a solid-fuel-burning appliance unless it is one of the following:

1. A fireplace that has a permanently installed gas or electric log insert.
2. A fireplace, wood stove or any other solid-fuel-burning appliance that is any of the following:
 - a. Certified by the United States Environmental Protection Agency as in accordance with 40 Code of Federal Regulations part 60, subpart AAA in effect on July 1, 1990.
 - b. A wood stove tested and listed by a national recognized testing agency to meet performance standards equivalent to those in 40 Code of Federal Regulations party 60, subpart AAA in effect July 1, 1990.
3. A fireplace that has a permanently installed wood stove insert that complies with paragraph 2, subdivision (a) or (b) of this section.

SECTION R1005 FACTORY-BUILT CHIMNEYS

A new subsection **R1005.3.1 Spark arrestor** is hereby adopted to read as follows:

R1005.3.1 Spark arrestor. A UL-listed spark arrestor must be installed on all solid-fuel factory-built chimneys.

PART IV – ENERGY CONSERVATION

CHAPTER 11 – ENERGY EFFICIENCY

CHAPTER 11 ENERGY EFFICIENCY is hereby deleted in its entirety, with the **exception** of **Section N1101.6 (R202) Defined terms**, and replaced with the provisions of the 2012 International Energy Conservation Code (IECC) as amended and adopted in this Ordinance.

PART V – MECHANICAL

CHAPTER 13 - GENERAL MECHANICAL SYSTEM REQUIREMENTS

SECTION M1307 APPLIANCE INSTALLATION

M1307.3 Elevation of ignition source, Exceptions, is hereby amended to read as follows:

Exceptions:

1. Elevation of the ignition source is not required for appliances that are listed as flammable-vapor-ignition resistant.
2. This section shall not apply to clothes dryers.

M1307.3.1 Protection from impact is hereby amended to read as follows:

M1307.3.1 Protection from impact. Appliances shall not be installed in a location subject to vehicle damage except where protected by approved barriers. See Figure R330.8.1 for areas that are subject to vehicle damage from impact.

CHAPTER 14 - HEATING AND COOLING EQUIPMENT AND APPLIANCES

SECTION M1411 HEATING AND COOLING EQUIPMENT

M1411.12.1 Refrigerant line insulation protection is hereby amended to read as follows:

M1411.12.1 Refrigerant line insulation protection. Refrigerant piping insulation shall be protected in accordance with the 2012 IECC as amended.

CHAPTER 16 - DUCT SYSTEMS

SECTION M1601 DUCT CONSTRUCTION

M1601.1.2 Underground duct systems is hereby amended to read as follows:

M1601.1.2 Underground duct systems. Underground duct systems shall be constructed of approved concrete, clay, metal or plastic. The maximum design temperature for systems utilizing plastic duct and fittings shall be 150°F (66°C). Metal ducts shall be protected from corrosion in an approved manner or shall be completely encased in concrete not less than 2 inches (51 mm) thick. Nonmetallic ducts shall be installed in accordance with the manufacturer's instructions. Plastic pipe and fitting materials shall conform to cell classification 12454-B of ASTM D1248 or ASTM D1784 and external loading properties of ASTM D2412. Ducts shall slope to a drainage point that has access. Ducts shall be sealed, secured and tested prior to encasing the ducts in concrete or direct burial. Duct tightness shall be verified as required by the 2012 IECC as amended. Metallic ducts having an approved protective coating and nonmetallic ducts shall be installed in accordance with the manufacturer's instructions.

CHAPTER 19 - SPECIAL APPLIANCES, EQUIPMENT AND SYSTEMS

SECTION M1904 GASEOUS HYDROGEN SYSTEMS

M1904.1 Installation is hereby amended to read as follows:

M1904.1 Installation. Gaseous hydrogen systems shall be installed in accordance with the applicable requirements of Sections M1307.4 and M1903.1, the International Building Code, the International Fire Code, as adopted by CAFMA, and the International Fuel Gas Code.

CHAPTER 21 - HYDRONIC PIPING

SECTION M2103 FLOOR HEATING SYSTEMS

M2103.2 Thermal barrier required is hereby amended to read as follows:

M2103.2 Thermal barrier required. Radiant floor heating systems shall have a thermal barrier in accordance with Sections M2103.2.1 and M2103.2.2. Insulation *R*-values for slab-on-grade and suspended floor installations shall be in accordance with the 2012 IECC as amended.

Exception: Insulation shall not be required in engineered systems where it can be demonstrated that the insulation will decrease the efficiency or have a negative effect on the installation.

CHAPTER 23 - SOLAR THERMAL ENERGY SYSTEMS

SECTION M2301 SOLAR THERMAL ENERGY SYSTEMS

The first paragraph of **M2301.2.5 Piping insulation** is hereby amended to read as follows:

M2301.2.5 Piping insulation. Piping shall be insulated in accordance with the requirements of the 2012 IECC as amended. Exterior insulation shall be protected from ultraviolet degradation. The entire solar loop shall be insulated. Where split-style insulation is used, the seam shall be sealed. Fittings shall be fully insulated.

PART VI— FUEL GAS

CHAPTER 24 – FUEL GAS

SECTION G2402 (201) GENERAL

G2402.3 (201.3) Terms defined in other codes is hereby amended to read as follows:

G2402.3 (201.3) Terms defined in other codes. Where terms are not defined in this code and are defined in the International Building Code, International Fire Code, as adopted by CAFMA, International Mechanical Code, International Fuel Gas Code or International Plumbing Code, such terms shall have meanings ascribed to them as in those codes.

SECTION G2406 (303) APPLIANCE LOCATION

A new subsection **G2406.2.1 Hazardous locations** is hereby adopted to read as follows:

G2406.2.1 Hazardous locations. Unless adequate means of removal of unburned gases is provided, liquefied petroleum gas piping shall not serve any gas-fired appliance or

equipment in a pit or basement where heavier-than-air gases may collect to form a flammable mixture.

SECTION G2412 (401) GENERAL

G2412.2 (401.2) Liquefied petroleum gas storage is hereby amended to read as follows:

G2412.2 (401.2) Liquefied petroleum gas storage. The storage system for liquefied petroleum gas shall be designed and installed in accordance with the International Fire Code, as adopted by CAFMA, and NFPA 58.

SECTION G2415 (404) PIPING SYSTEM INSTALLATION

G2415.12 (404.12) Minimum burial depth is hereby amended to read as follows:

G2415.12 (404.12) Minimum burial depth. Underground piping systems shall be installed a minimum depth of twelve (12) inches (305 mm) below grade for metal piping, Plastic type piping shall be eighteen (18) inches (457 mm) below finished grade or twenty-four (24) inches (610 mm) if under a driveway. Underground ferrous gas piping shall be electrically isolated from the rest of the gas system with listed or approved isolation fittings installed a minimum six (6) inches (152 mm) above grade.

G2415.12.1 (404.12.1) Individual outdoor appliances is hereby amended to read as follows:

G2415.12.1 (404.12.1) Individual outdoor appliances. All plastic type gas piping shall be a minimum of twelve (12) inches (305 mm) below finished grade.

SECTION G2417 (406) INSPECTION, TESTING AND PURGING

G2417.1.2 (406.1.2) Repairs and additions is hereby amended to read as follows:

G2417.1.2 (406.1.2) Repairs and additions. In the event repairs or additions are made after the initial pressure test, the affected piping shall be tested and inspected.

Minor repairs and additions shall not be required to be pressure tested provided that the work is inspected and connections are tested with a noncorrosive leak-detecting fluid or other approved leak-detecting methods.

SECTION G2420 (409) SHUTOFF VALVES

G2420.2 (409.2) Meter valve is hereby renamed **Building shutoff valve** and is hereby amended in its entirety to read as follows:

G2420.2 (409.2) Building shutoff valve. All buildings shall be equipped with a shutoff valve located on the supply side of the meter or supply vessel. Each shutoff valve shall be manually operated, installed above grade on the supply piping, located directly outside the building it supplies, and shall be readily accessible at all times. Where a meter is more than 20 ft. from the structure it serves, a shutoff valve is required at the structure.

G2420.3 (409.3.2) Individual buildings is hereby amended to read as follows:

G2420.3 (409.3.2) Individual buildings. In a common system serving more than one building, shutoff valves shall be installed outdoors at each building in accordance with Section G2420.2.

SECTION G2427 (503) VENTING OF APPLIANCES

Item #1 of **G2427.6.4 (503.6.5) Gas vent terminations** is hereby amended to read as follows;

G2427.6.4 (503.6.5) Gas vent terminations. A gas vent shall terminate in accordance with one of the following:

1. Gas vents that are 12 inches (305 mm) or less in size and located not less than 8 feet (2438 mm) from a vertical wall or similar obstruction shall terminate a minimum of 1.5 ft. above the roof in accordance with Figure G2427.6.4.

...

The first 2 items listed in the chart of **Figure G2427.6.4 (503.6.5) Termination locations for gas vents with listed caps 12 inches or less in size not less than 8 feet from a vertical wall** are hereby amended as follows:

ROOF SLOPE	H (minimum) ft
Flat to $\frac{6}{12}$	1.5
Over $\frac{6}{12}$ to $\frac{7}{12}$	1.5
...	...

PART VII - PLUMBING

CHAPTER 25 - PLUMBING ADMINISTRATION

SECTION P2503 INSPECTION AND TESTS

P2503.4 Building sewer testing is hereby renamed **Building Sanitary System** and amended in its entirety to read as follows:

P2503.4 Building Sanitary System. The Building Sanitary System shall be tested by insertion of a test plug at the point of the building backwater device, filling the Building Sanitary System with water and pressurizing the Building Sanitary System to not less than a 10-foot (3048 mm) head of water. The test pressure shall not decrease during a period of not less than 15 minutes. The Building Sanitary System shall be watertight at all points.

A forced sewer test shall consist of pressurizing the piping to a pressure of not less than 5 psi (34.5kPa) greater than the pump rating and maintaining such pressure for not less than 15 minutes. The forced sewer shall be watertight at all points.

P2503.6 Shower liner test is hereby deleted in its entirety.

P2503.8.1 Inspections is hereby amended in its entirety to read as follows:

P2503.8.1 Inspections. Inspections by a certified third-party entity shall be made of backflow prevention assemblies to determine whether they are operable. Third-party certified inspection reports shall be submitted to the building department.

P2503.8.2 Testing is hereby amended in its entirety to read as follows:

P2503.8.2 Testing. Reduced pressure principle, double check, double check detector, and pressure vacuum breaker backflow preventer assemblies shall be tested by a certified third-party entity at the time of installation, immediately after repairs or relocation, and every year thereafter. Third-party certified inspection reports shall be submitted to the building department. Yearly testing reports shall be submitted to the water district having authority.

CHAPTER 26 - GENERAL PLUMBING REQUIREMENTS

SECTION P2603 STRUCTURAL AND PIPING PROTECTION

P2603.4 Pipes through foundation walls is hereby amended to read as follows:

P2603.4 Pipes through foundation walls. A pipe that passes through a foundation wall shall be provided with a pipe sleeve built into the foundation wall. The sleeve shall be one minimum pipe size greater than the pipe passing through the wall. Seal void with non-shrinking grout.

P2603.5 Freezing is hereby amended in its entirety to read as follows:

P2603.5 Freezing. Water service piping shall not be installed outside a building, in exterior walls, in attics or crawl spaces, or any other place subjected to freezing temperature unless adequate provision is made to protect it from freezing by insulation, or heat, or both. Water service pipe shall be installed not less than 24" deep and with blue 14 AWG insulated tracer wire suitable for direct burial which terminates above grade at each end or is connected to the existing water tracer wire with a connector rated for direct burial.

P2603.5.1 Sewer depth is hereby amended in its entirety to read as follows:

P2603.5.1 Sewer depth. Water service pipe shall be installed not less than 24" deep and with green 14 AWG insulated tracer wire suitable for direct burial which terminates above grade at each end or is connected to the existing sewer tracer wire with a connector rated for direct burial.

CHAPTER 27 - PLUMBING FIXTURES

SECTION P2709 SHOWER RECEPTORS

P2709.3 Installation is hereby amended to read as follows:

P2709.3 Installation. Lining materials shall be sloped 1/4 unit vertical in 12 units horizontal (2-percent slope) to weep holes in the subdrain by means of a smooth, solidly

formed subbase, shall be properly recessed and fastened to *approved* backing so as not to occupy the space required for the wall covering, and shall not be nailed or perforated at any point less than 1 inch (25.4 mm) above the finished threshold.

CHAPTER 28 - WATER HEATERS

SECTION P2804 RELIEF VALVES

Item #10 of **P2804.6.1 Requirements for discharge pipe** is hereby amended to read as follows:

P2804.6.1 Requirements for discharge pipe. The discharge piping serving a pressure relief valve, temperature relief valve or combination valve shall:

- ...
10. Terminate not more than 6 inches (152 mm) and not less than two times the discharge pipe diameter above the floor or waste receptor flood level rim, or finished grade at the exterior.
- ...

CHAPTER 29 - WATER SUPPLY AND DISTRIBUTION

SECTION P2902 PROTECTION OF POTABLE WATER SUPPLY

The Exception to **P2902.5.4 Connections to automatic sprinkler systems** is hereby amended to read as follows:

P2902.5.4 Connections to automatic sprinkler systems.

...

Exception: Where an automatic sprinkler systems is installed in accordance with Section P2904.1 and the International Fire Code, as adopted by CAFMA, backflow protection for the water supply system shall not be required.

SECTION P2903 WATER SUPPLY SYSTEM

P2903.12 Drain water heat recovery units is hereby amended to read as follows:

P2903.12 Drain water heat recovery units. Drain water heat recovery units shall be in accordance with the 2012 IECC.

SECTION P2905 HEATED WATER DISTRIBUTION SYSTEMS

P2905.1 Heated water circulation systems and heat trace systems is hereby amended to read as follows:

P2905.1 Heated water circulation systems and heat trace systems. Circulation systems and heat trace systems that are installed to bring heated water in close proximity to one or more fixtures shall meet the requirements of the 2012 IECC.

P2905.2 Demand recirculation systems is hereby amended to read as follows:

P2905.2 Demand recirculation systems. Demand recirculation water systems shall be in accordance with the 2012 IECC.

CHAPTER 30 - SANITARY DRAINAGE

SECTION P3008 BACKWATER VALVES

P3008.1 Where Required is hereby deleted in its entirety and reenacted to read as follows:

P3008.1 Sewage backflow. All structures, where plumbing fixtures are installed and connected to a private or public sewer system shall be protected by an approved backwater valve. The backwater valve shall be installed in the building drain and be accessible.

P3008.2 Allowable Installations is hereby deleted in its entirety.

SECTION P3010 REPLACEMENT OF UNDERGROUND BUILDING SEWERS AND BUILDING DRAINS BY PIPE BURSTING METHODS

P3010.7 Post-installation inspection is hereby amended to read as follows:

P3010.7 Post-installation inspection. The completed replacement piping section shall be inspected internally by a recorded video camera survey. The video survey shall be reviewed and approved by a qualified third-party entity and submitted to the building official prior to pressure testing of the replacement piping system.

SECTION P3011 RELINING OF BUILDING SEWERS AND BUILDING DRAINS

P3011.4 Permitting is hereby amended in its entirety to read as follows:

P3011.4 Permitting. Prior to permit issuance, the preinstallation recorded video camera survey, conducted and approved by a qualified third-party entity to determine if the piping system is able to be relined in accordance with the proposed lining system manufacturer's installation requirements and applicable referenced standards, shall be submitted to the building official.

P3011.8 Post-installation recorded video camera survey is hereby amended to read as follows:

P3011.8 Post-installation recorded video camera survey. The completed relined piping system shall be inspected internally by a recorded video camera survey after the system has been flushed and flow-tested with water. The video survey shall be submitted to the building official prior to finalization of the permit. The video survey shall be reviewed, evaluated, and approved by a qualified third-party entity to provide verification that no defects exist. Any defects identified shall be repaired and replaced in accordance with this code. The video survey shall be submitted to the building official prior to finalization of the permit.

CHAPTER 31 – VENTS

SECTION P3103 VENT TERMINALS

P3103.1.1 Roof extension is hereby amended to read as follows:

P3103.1.1 Roof extension. Open vent pipes that extend through a roof that do not meet the conditions of Section P3103.1.2 or P3103.1.3 shall terminate not less than 12 inches (300 mm) above the roof or 6 inches (150 mm) above the anticipated snow accumulation, whichever is greater.

PART VIII— ELECTRICAL

CHAPTER 34 - GENERAL REQUIREMENTS

SECTION E3401 GENERAL

E3401.2 Scope is hereby amended to add the following Exception:

E3401.2 Scope.

...

Exception: Residential stand-alone electrical systems must comply with Article 710 of the 2023 National Electrical Code (NFPA 70), as amended and adopted by the Town of Prescott Valley.

CHAPTER 39 - POWER AND LIGHTING DISTRIBUTION

SECTION E3901 RECEPTACLE OUTLETS

E3901.4.2 Island and peninsular countertops and work surfaces is hereby amended to read as follows:

E3901.4.2 Island and peninsular countertops and work surfaces. Not less than one receptacle outlet shall be installed to serve an island or peninsular countertop or work surface with a long dimension of twenty-four inches (24”) or greater and a short dimension of twelve inches (12”) or greater.

E3901.4.3 Receptacle outlet location is hereby amended to read as follows:

E3901.4.3 Receptacle outlet location. Receptacle outlets rendered not readily accessible by appliances fastened in place, appliance garages, sinks within cabinet drawers, or rangetops as covered in the exception to Section E3901.4.1, or appliances occupying assigned spaces shall not be considered as these required outlets. Required receptacle outlets shall be located in one or more of the following:

1. On or above, but not more than 20 inches (508 mm) above, the countertop or work surface.
2. In a countertop using receptacle outlet assemblies listed for the use in countertops.
3. In a work surface using receptacle outlet assemblies listed for use in work surfaces or listed for use in countertops. [210.52(C)(3)]
4. Receptacle outlets located below the countertop of an island or peninsula shall only be installed where the countertop overhang is no more than one

and a half inches (1½”) and is located within twelve (12”) inches of the top of the work surface.

SECTION E3902—GROUND-FAULT AND ARC-FAULT CIRCUIT-INTERRUPTER PROTECTION

E3902.2 Garage and accessory building receptacles is hereby amended to add the following Exception:

E3902.2 Garage and accessory building receptacles.

...

Exception: A dedicated 15 to 20-amp Simplex receptacle serving a refrigerator or freezer is not required to be GFCI protected.

SECTION E3907 CABINETS AND PANELBOARDS

E3907.8 Cables is hereby amended in its entirety to read as follows:

E3907.8 Cables. Where cables are used, each cable shall be secured to the cabinet, panelboard, cutout box or meter socket enclosure. [312.5(C)]

Exceptions:

1. Cables with entirely nonmetallic sheaths shall be permitted to enter the top of a surface-mounted enclosure through one or more sections of rigid raceway not less than 18 inches (457 mm) nor more than 10 feet (3048 mm) in length, provided all the following conditions are met:
 - a. Each cable is fastened within 12 inches (305 mm), measured along the sheath, of the outer end of the raceway.
 - b. The raceway extends directly above the enclosure and does not penetrate a structural ceiling.
 - c. A fitting is provided on each end of the raceway to protect the cable(s) from abrasion and the fittings remain accessible after installation.
 - d. The raceway is sealed or plugged at the outer end using *approved* means so as to prevent *access to* the enclosure through the raceway.
 - e. The cable sheath is continuous through the raceway and extends into the enclosure beyond the fitting not less than ¼ inch (6.4 mm).
 - f. The raceway is fastened at its outer end and at other points in accordance with Section E3802.1.
 - g. The allowable cable fill for conduit or tubing shall not exceed that permitted by Table E3907.8 and shall be considered as a complete conduit or tubing system. A multiconductor cable having two or

more conductors shall be treated as a single conductor for calculating the percentage of conduit fill area. For cables that have elliptical cross sections, the crosssectional area calculation shall be based on the major diameter of the ellipse as a circle diameter. [312.5(C) Exception]

2. Cables with entirely nonmetallic sheaths shall be permitted to enter the back of a surface-mounted main service entrance enclosure through one or more sections, provided that each section consists of an approved male fitting with a locknut and bushings, and the wires are properly secured within 8 inches of entering the section. The total amount of wires shall not exceed the allowable fill as appropriate for the conduit size.

CHAPTER 40 – DEVICES AND LUMINAIRES

SECTION E4002 RECEPTACLES

E4002.14 Tamper-resistant receptacles is hereby deleted in its entirety.

APPENDIX BB – TINY HOUSES

SECTION BB 106 Energy Conservation is hereby deleted in its entirety.

APPENDIX BI – LIGHT STRAW-CLAY CONSTRUCTION

SECTION BI 104.1 Thermal Characteristics is hereby amended to read as follows:

BI 104.1 Thermal Characteristics. Walls with light straw-clay infill of densities greater than or equal to 20 pounds per cubic foot (480.6 kg/m³) shall be classified as mass walls in accordance with **the 2012 IECC as adopted and amended by the Town** and shall meet the R-value requirements for mass walls in Table R402.1.1. Walls with light straw-clay infill of densities less than 20 pounds per cubic foot (480.6 kg/m³) shall meet the R-value requirements for wood frame walls in **Table R402.1.1**.

APPENDIX BK – COB CONSTRUCTION (MONOLITHIC ADOBE)

SECTION BK 109.1 Thermal Characteristics is hereby amended to read as follows:

BK 109.1 Thermal Characteristics. Cob walls shall be classified as mass walls in accordance with **the 2012 IECC as adopted and amended by the Town** and shall meet the R-value requirements for mass walls in **Table R402.1.1**.

APPENDIX BL – HEMP-LIME (HEMPCRETE) CONSTRUCTION

SECTION BL 106.1 Mass Walls is hereby amended to read as follows:

BL 106.1 Mass Walls. Walls with hemp-lime infill shall be classified as mass walls in accordance with the **2012 IECC as adopted and amended by the Town** and shall meet the R-value requirements for mass walls in **Table R402.1.1** when their heat capacity (C) is greater than or equal to $6 \text{ Btu/ft}^2 \times ^\circ\text{F}$ ($123 \text{ kJ/m}^2 \times \text{K}$) in Equation BL-1.

APPENDIX BO – EXISTING BUILDINGS AND STRUCTURES

A new **SECTION BO 102.1.1 Evaluation of Existing Buildings** is hereby adopted to read as follows:

BO 102.1.1 Evaluation of Existing Buildings. The building official shall have the authority to require an existing building to be investigated and evaluated by a registered design professional in the case of proposed reconstruction of any portion of a building. The evaluation shall determine the existence of any potential nonconformities to these provisions and shall provide a basis for determining the impact of the proposed changes on the performance of the building. The evaluation shall use the following sources of information, as applicable:

1. Available documentation of existing building.
2. Field Surveys
3. Tests (nondestructive and destructive)
4. Laboratory analysis

SECTION BO 107.1 General is hereby amended to add condition #4 to read as follows:

BO107.1 General. Residential buildings or structures moved into or within the *jurisdiction* are not required to comply with the requirements for new construction under this code, provided they comply with all of the following conditions:

- ...
4. Must comply with the requirements of Section B0102.1.1 of this code.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 237, Enacted, 09/13/90; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

Exhibit “D”

**2024 INTERNATIONAL MECHANICAL CODE (IMC)
(Art. 7-04)**

7-04-005 Adoption of the International Mechanical Code.

The International Mechanical Code (IMC), 2024 Edition, along with Appendices A, D, and E as copyrighted by the International Code Council, with amendments contained in this document, are hereby adopted by reference as though fully set forth herein, as one of the technical codes of the Town of Prescott Valley. One paper copy and one electronic copy of the aforesaid IMC and local amendments shall be filed in the office of the Town Clerk and made available for public use and inspection.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 8, Enacted, 06/28/79; Ord. No. 90, Ren&Amd, 12/15/83, 7-03; Ord. No. 154, Rep&ReEn, 08/27/87; Ord. No. 178, Rep&ReEn, 05/26/88; Ord. No. 237, Ren&Amd, 09/13/90, 7-01-040; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 375, Renumbered, 12/28/95, 7-04; Ord. No. 485, Amended, 05/25/00; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

7-04-010 Amendments to the 2024 International Mechanical Code.

The International Mechanical Code, as adopted, is hereby modified as follows:

Chapter 1 - SCOPE AND ADMINISTRATION

SECTION 101—SCOPE AND GENERAL REQUIREMENTS

101.1 Title is hereby amended to insert the words “Town of Prescott Valley” as the name of the jurisdiction.

A new section **101.5 Administration of Mechanical Code** is hereby added to read as follows:

101.5 Administration of Mechanical Code. This code shall be administered pursuant to Article 7-01, THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE, in Chapter 7, BUILDING, of the Prescott Valley Town Code.

SECTION 102 APPLICABILITY is hereby deleted in its entirety.

SECTION 103 CODE COMPLIANCE AGENCY is hereby deleted in its entirety.

SECTION 104 DUTIES AND POWERS OF BUILDING OFFICIAL is hereby deleted in its entirety.

SECTION 105 PERMITS is hereby deleted in its entirety.

SECTION 106 CONSTRUCTION DOCUMENTS is hereby deleted in its entirety.

SECTION 107 NOTICE OF APPROVAL is hereby deleted in its entirety.

SECTION 108 FEES is hereby deleted in its entirety.

SECTION 109 SERVICE UTILITIES is hereby deleted in its entirety.

SECTION 110 TEMPORARY USES, EQUIPMENT AND SYSTEMS is hereby deleted in its entirety.

SECTION 111 INSPECTIONS AND TESTING is hereby deleted in its entirety.

SECTION 112 MEANS OF APPEALS is hereby deleted in its entirety.

SECTION 113 BOARD OF APPEALS is hereby deleted in its entirety.

SECTION 114 VIOLATIONS is hereby deleted in its entirety.

SECTION 115 STOP WORK ORDER is hereby deleted in its entirety.

CHAPTER 2 – DEFINITIONS

SECTION 202 – GENERAL DEFINITIONS

The following term under **202 General Definitions** is hereby amended to read as follows:

[A] **CODE OFFICIAL.** The officer or other designated authority charged with the administration and enforcement of this code, or a duly authorized representative. Also referred to as the Building Official.

CHAPTER 3 – GENERAL REGULATIONS

SECTION 303 – EQUIPMENT AND APPLIANCE LOCATION

303.2 Harzardous Locations is hereby amended to read as follows:

303.2 Harzardous Locations. Unless adequate means of removal of unburned gases are provided, liquefied petroleum gas piping shall not serve any gas-fired appliance or equipment located in a pit or basement where heavier-than-air gas might collect to form a flammable mixture.

303.7 Pit Locations is hereby amended to add the sentence “Liquefied petroleum gas piping must comply with the provisions of Section 303.2 of this code.”

CHAPTER 5 – EXHAUST SYSTEMS

SECTION 506 – COMMERCIAL KITCHEN HOOD VENTILATION SYSTEM DUCTS AND EXHAUST EQUIPMENT

506.3.2.5 Grease Duct Test is hereby amended to read as follows:

506.3.2.5 Grease Duct Test. A field test shall be performed by a qualified third-party prior to the use or concealment of any portion of a grease duct system. Grease ducts shall be considered to be concealed where installed in shafts or covered by coatings or wraps that

prevent the grease ducts from being visually inspected on all sides. The permit holder shall be responsible to provide the necessary equipment and perform the grease duct leakage test. A light test shall be performed to determine that all welded and brazed joints are liquid tight. A test shall be performed for the entire grease duct system, including the hood-to-duct connection. The grease duct system shall be permitted to be tested in sections, provided that every joint is tested. For listed factory-built grease ducts, this test shall be limited to duct joints assembled in the field and shall exclude factory welds. The test shall be performed in accordance with either Section 506.3.2.5.1 or 506.3.2.5.2. Test reports shall be submitted to the building official.

A new subsection **506.3.2.5.3 Positive Pressure Smoke Test** is hereby added to read as follows:

506.3.2.5.3 Positive Pressure Smoke Test. A duct test shall be performed by a qualified third-party by sealing the entire duct system from the hood exhaust opening(s) to the duct termination. Thick penetrating smoke shall be produced by one or more smoke machines or smoke bombs and introduced into the duct system. The sealed duct shall then be pressurized to a minimum pressure of 1.0-inch water column but shall not exceed the positive pressure capability of the system and components under test. If the test shows any evidence of leakage or other defects, such defects shall be corrected, and the test shall be repeated until there is no visible smoke observed. Materials or chemicals used for smoke testing should not be corrosive to the duct. Smoke generating equipment containing chlorine or chlorinated chemicals must not be used. Test reports shall be submitted to the building official.

506.3.11 Grease Duct Enclosures is hereby amended to add the sentence “Grease duct enclosures shall be inspected by a qualified third-party entity, and inspection reports shall be submitted to the building official.”

506.5.2 Pollution-control Units is hereby deleted in its entirety.

SECTION 507 – COMMERCIAL KITCHEN HOODS

A new subsection **507.1.7 Performance Test** is hereby added to read as follows:

507.1.7 Performance Test. A performance test shall be conducted upon completion and before final approval of the installation of a ventilation system serving commercial cooking appliances. The test shall verify the rate of exhaust airflow required by Section 507.2.10 or 507.3.4, makeup airflow required by Section 508 and proper operation as specified in this chapter. The permit holder shall furnish the necessary test equipment and devices required to perform the tests. Testing shall be done by a qualified third-party entity. Inspection reports shall be submitted to the building official.

A new subsection **507.1.7.1 Capture and Containment Test** is hereby added to read as follows:

507.1.7.1 Capture and Containment Test. The permit holder shall verify capture and containment performance of the exhaust system. This field test shall be conducted with all appliances under the hood at operating temperatures, with all sources of outdoor air providing makeup air for the hood operating and with all sources of recirculated air

providing conditioning for the space in which the hood is located operating. Capture and containment shall be verified visually by observing smoke or steam produced by actual or simulated cooking, such as that provided by smoke generators. Testing shall be done by a qualified third-party entity. Inspection reports shall be submitted to the building official.

CHAPTER 6 – DUCT SYSTEMS

SECTION 607 – DUCT AND TRANSFER OPENINGS

607.3.3 Damper Actuation is hereby amended to read as follows:

607.3.3 Damper Actuation. Damper actuation shall be in accordance with Sections 607.3.3.1 through 607.3.3.5 as applicable and shall be tested by a qualified third-party entity. Testing reports shall be submitted to the building official.

SECTION 608 – BALANCING

608.1 Balancing is hereby amended to read as follows:

608.1 Balancing. Air distribution, ventilation and exhaust systems shall be provided with means to adjust the system to achieve the design airflow rates and shall be balanced by an approved method. Ventilation air distribution shall be balanced by an approved method, and such balancing shall verify that the air distribution system is capable of supplying and exhausting the airflow rates required by Chapter 4. All testing shall be conducted by a qualified third-party entity, and reports shall be submitted to the engineer of record for review and approval. The engineer of record shall approve and submit the final inspection reports to the building official.

CHAPTER 8 - CHIMNEYS AND VENTS

SECTION 801 – GENERAL

A new subsection **801.7.1 Spark Arrestor** is hereby added to read as follows:

801.7.1 Spark Arrestor. A UL-listed spark arrestor must be installed on all solid fuel appliance flues.

SECTION 805 – FACTORY-BUILT CHIMNEYS

A new subsection **805.3.1 Spark Arrestor** is hereby added to read as follows:

805.3.1 Spark Arrestor. A UL-listed spark arrestor must be installed on all solid fuel factory-built chimneys.

CHAPTER 9 – SPECIFIC APPLIANCES, FIREPLACES AND

SOLID FUEL-BURNING EQUIPMENT

SECTION 901 – GENERAL

901.2 General is hereby amended in its entirety to read as follows:

901.2 General. The requirements of this chapter shall apply to the mechanical equipment and appliances regulated by this chapter, in addition to the other requirements of this code. Fireplaces and solid-fuel-burning appliances to be installed in Town of Prescott Valley shall comply with the clean burning standards established by ARS §11-875 which shall prohibit the installation of a solid-fuel-burning appliance unless it is one of the following:

1. A fireplace that has a permanently installed gas or electric log insert.
2. A fireplace, a wood stove or any other solid fuel burning appliance that is any of the following:
 - a. Certified by the United States Environmental Protection Agency as in compliance with 40 Code of Federal Regulations part 60, subpart AAA in effect on July 1, 1990.
 - b. A wood stove tested and listed by a nationally recognized testing agency to meet performance standards equivalent to those in 40 Code of Federal Regulations part 60, subpart AAA in effect July 1, 1990.
3. A fireplace that has a permanently installed wood stove insert that complies with paragraph 2, subdivision (a) or (b) of this section.

SECTION 903 – FACTORY-BUILT FIREPLACES

A new subsection **903.1.1 Spark Arrestor** is hereby added to read as follows:

903.1.1 Spark Arrestor. A UL-listed spark arrestor must be installed on all solid fuel factory-built chimneys.

SECTION 905 – FIREPLACE STOVES AND ROOM HEATERS

905.2 Connection to Fireplace is hereby amended to read as follows:

905.2 Connection to Fireplace. The connection of solid fuel appliances to chimney flues serving fireplaces shall comply with Sections 801.7, 801.7.1, and 801.10.

CHAPTER 10 – BOILERS, WATER HEATERS AND PRESSURE VESSELS

SECTION 1006 – SAFETY AND PRESSURE RELIEF VALVES AND CONTROLS

Item # 10 of 1006.6 Safety and Relief Valve Discharge is hereby amended to read as follows:

1006.6 Safety and Relief Valve Discharge.

...

10. Terminate not more than 6 inches (152 mm) and not less than two times the discharge pipe diameter above the floor waste receptor flood level rim or finished outside grade.

...

SECTION 1011 – TESTS

1011.1 Tests is hereby amended to read as follows:

1011.1 Tests. Upon completion of the assembly and installation of boilers and pressure vessels, acceptance tests shall be conducted by a qualified third-party entity in accordance with the requirements of the ASME Boiler and Pressure Vessel Code or the manufacturer's requirements, and such tests shall be approved. A copy of all test documents along with all manufacturer's data reports required by the ASME Boiler and Pressure Vessel Code shall be submitted to the code official.

CHAPTER 13 – FUEL OIL PIPING AND STORAGE

SECTION 1301 – GENERAL

1301.5 Tanks Abandoned or Removed is hereby amended to read as follows:

1301.5 Tanks Abandoned or Removed. All exterior above-grade fill piping shall be removed when tanks are abandoned or removed. Tank abandonment and removal shall be in accordance with Section 5704.2.13 of the International Fire Code, as adopted by CAFMA.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 237, Enacted, 09/13/90; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 485, Amended, 05/25/00; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

Exhibit “E”

**2023 NATIONAL ELECTRICAL CODE (NEC)
(Art. 7-05)**

7-05-005 Adoption of the National Electrical Code.

The National Electrical Code (NEC), 2023 Edition, as copyrighted by the National Fire Protection Association, Inc., with amendments contained in this document, is hereby adopted by reference as though fully set forth herein, as one of the technical codes of the Town of Prescott Valley. One paper copy and one electronic copy of the aforesaid NEC and local amendments shall be filed in the office of the Town Clerk and made available for public use and inspection.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 8, Enacted, 06/28/79; Ord. No. 55, Rep&ReEn, 07/09/81; Ord. No. 90, Renumbered, 12/15/83, 7-02; Ord. No. 91, Amended, 12/15/83; Ord. No. 154, Rep&ReEn, 08/27/87; Ord. No. 178, Rep&ReEn, 05/26/88; Ord. No. 237, Ren&Amd, 09/13/90, 7-01-030; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 375, Renumbered, 12/28/95, 7-05; Ord. No. 485, Amended, 05/25/00; Ord. No. 576, Amended, 1/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

7-05-010 Amendments to the 2023 National Electrical Code.

The National Electrical Code, as adopted, is hereby modified as follows:

ARTICLE 90 – INTRODUCTION

Article 90 Introduction is hereby amended to add the following new subsection to read as follows:

90.1(A) Title. Any and all electrical work for light, heat, power or any other purposes shall be installed in conformity with the rules and regulations as set forth in this Code, titled the National Electrical Code, 2023 Edition, and in conformity with the rules and regulations as set forth by the Building Official of the Town of Prescott Valley as the authority having jurisdiction.

Section 90.4 Enforcement is hereby amended in its entirety to read as follows:

90.4 Enforcement.

- (A) **Administration and Enforcement.** The provisions of chapter one of the 2024 International Residential Code and chapter one of the 2024 International Building Code, as amended and adopted by separate ordinances, establishes the administrative procedure for issuance of permits and collection of fees therefore, enforcement of violations, and providing for severability and each and all conditions and terms of this code.
- (B) **Application.** This Code is intended to be suitable for mandatory application by governmental bodies that exercise legal jurisdiction over electrical installations, including signaling and communications systems, and for use by insurance inspectors.
- (C) **Interpretations.** The authority having jurisdiction for enforcement of the Code has the responsibility for making interpretations of the rules, for deciding on the approval of equipment and materials, and for granting the special permission contemplated in a number of the rules.
- (D) **Specific Requirements and Alternative Methods.** By special permission, the

authority having jurisdiction may waive specific requirements in this Code or permit alternative methods where it is assured that equivalent objectives can be achieved by establishing and maintaining effective safety.

- (E) **New Products, Constructions, or Materials.** This Code may require new products, constructions, or materials that may not yet be available at the time the Code is adopted. In such event, the authority having jurisdiction may permit the use of the products, constructions, or materials that comply with the most recent previous edition of this Code adopted by the jurisdiction.
- (F) **Electrical Special Inspections.** The types of equipment of installations noted below shall be tested or inspected by a special inspector or licensed design professional as required by Section 1705 of the 2024 International Building Code, as amended and adopted by the Town of Prescott Valley.
 - 1. Ground-fault protection performance tests for equipment provided with ground-fault protection as required in Section 230.95(C) of the National Electric Code.
 - 2. Switchboards, panelboards, motor control centers, and other equipment rated at 1,000 amperes or more, or over 600 volts.
 - 3. Transformers rated 100 kVA or more, single phase; or 300 kVA or more, three phase.
 - 4. Conductors that supply equipment rated at 1,000 amperes or more, or over 600 volts.
 - 5. Emergency and legally required standby power systems, including switchboards, panelboards, distribution boards, transfer equipment, power source, conductors, fire pumps, and exhaust and ventilation fans.
 - 6. Selective Coordination - This includes verification of the installation in accordance with the required selective coordination study.
 - 7. Installation or alteration of that portion of health care facility electrical systems that fall within the scope of Article 517 of the National Electrical Code, including such systems installed in facilities where outpatient surgical procedures are performed.
 - 8. Installation or alteration of electrical systems within locations classified as hazardous by provisions of the National Electrical Code, except for gasoline-dispensing installations and systems located within storage garages, repair garages or lubritoriums.
 - 9. Work which, in the opinion of the building official, involves unusual hazards or conditions.

ARTICLE 210 – BRANCH CIRCUITS NOT OVER 1000 VOLTS ac, 1500 VOLTS dc, NOMINAL

Section 210.8(A) Dwelling Units is hereby amended to add Exception No. 5 to read as follows:

...

Exception No. 5: For garages and non-habitable accessory buildings, a dedicated 15 to 20-amp Simplex receptacle serving a refrigerator or freezer is not required to be GFCI protected.

Section 210.52(C)(2) Island and Peninsular Countertops and Work Surfaces is hereby amended to read as follows:

210.52(C)(2) Island and Peninsular Countertops and Work Surfaces. Not less than one receptacle outlet shall be installed to serve an island or peninsular countertop or work surface in accordance with 210.52(C)(3).

Section 210.52(C)(3) Receptacle Outlet Location is hereby amended to add **Item # 4** to read as follows:

210.52(C)(3) Receptacle Outlet Location. Receptacle outlets shall be located in one or more of the following:

...

4. Receptacle outlets located below the countertop of an island or peninsula shall only be installed where the countertop overhang is no more than one and a half inches (1 ½") and is located within twelve (12") inches of the top of the work surface.

...

ARTICLE 312 – CABINETS, CUTOUT BOXES, AND METER SOCKET ENCLOSURES

Section 312.5(C)(3) Cables is hereby amended to add Exception No. 3 to read as follows:

...

Exception No. 3: Cables with entirely nonmetallic sheaths shall be permitted to enter the back of a surface-mounted main service entrance enclosure through one or more sections, provided that each section consists of an approved male fitting with a locknut and bushings, and the wires are properly secured within 8 inches of entering the section. The total amount of wires shall not exceed the allowable fill as appropriate for the conduit size.

ARTICLE 406 – RECEPTACLES, CORD CONNECTORS, AND ATTACHMENT PLUGS (CAPS)

Section 406.12 Tamper Resistant Receptacles is hereby amended to read as follows;

406.12 Tamper Resistant Receptacles. All 15- and 20-ampere 125- and 250-volt nonlocking-type receptacles in the following locations shall be listed tamper-resistant receptacles:

- (1) Guest rooms and guest suites of hotels, motels, and their common areas
- (2) Child Care facilities
- (3) Preschools and educational facilities
- (4) Within clinics, medical and dental offices, and outpatient facilities, the following spaces:
 - a. Business offices accessible to the general public
 - b. Lobbies and waiting areas
 - c. Spaces of nursing homes and limited care facilities covered in 517.10(B0(2)
- (5) Places of awaiting transportation, gymnasiums, skating rinks, fitness centers, and auditoriums
- (6) Dormitory Units
- (7) Residential care/assisted living facilities, social and substance abuse rehabilitation facilities, and group homes
- (8) Foster care facilities, nursing homes, and psychiatric hospitals
- (9) Areas of agricultural buildings accessible to the general public and any common areas.

Exceptions to (1) through (9): Receptacles in the following locations shall not be required to be tamper resistant:

...

ARTICLE 710 – STAND-ALONE SYSTEMS

Article 710 Stand-Alone Systems is hereby amended to add the following new section to read as follows:

710.2 Engineered Design. All stand-alone electrical systems shall be designed and sealed by an Arizona-registered electrical engineer.

Section 710.15 General is hereby amended to add an Exception to read as follows:

...

Exception. Stand-alone electrical systems serving residential one- and two-family dwellings must comply with Sections E3602 and E3704 of the 2024 International Residential Code, as amended and adopted by the Town of Prescott Valley.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 237, Enacted, 09/13/90; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 485, Amended, 05/25/00; Ord. No. 576, Amended, 1/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

Exhibit “F”

**2024 INTERNATIONAL PLUMBING CODE (IPC)
(Art. 7-06)**

7-06-005 Adoption of the International Plumbing Code.

The International Plumbing Code (IPC), 2024 Edition, along with Appendices B, C, D, and E, as copyrighted by the International Code Council, with amendments contained in this document, are hereby adopted by reference as though fully set forth herein, as one of the technical codes of the Town of Prescott Valley. One paper copy and one electronic copy of the aforesaid IPC and local amendments shall be filed in the office of the Town Clerk and made available for public use and inspection.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 237, Enacted, 09/13/90; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 375, Renumbered, 12/28/95, 7-06; Ord. No. 485, Amended, 05/25/00; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

7-06-010 Amendments to the 2024 International Plumbing Code.

The International Plumbing Code, as adopted, is hereby modified as follows:

CHAPTER 1 – SCOPE AND ADMINISTRATION

PART 1 -SCOPE AND APPLICATION

SECTION 101 SCOPE AND GENERAL REQUIREMENTS

101.1 Plumbing is hereby amended to insert the words “Town of Prescott Valley” as the name of the jurisdiction.

A new section **101.5 Administration of the International Plumbing Code** is hereby added to read as follows:

101.5 Administration of International Plumbing Code. This code shall be administered pursuant to Article 7-01, THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE, in Chapter 7, BUILDING, of the Prescott Valley Town Code.

SECTION 102 APPLICABILITY is hereby deleted in its entirety.

PART 2—ADMINISTRATION AND ENFORCEMENT

SECTION 103 CODE COMPLIANCE AGENCY is hereby deleted in its entirety.

SECTION 104 DUTIES AND POWERS OF THE CODE OFFICIAL is hereby deleted in its entirety.

SECTION 105 PERMITS is hereby deleted in its entirety.

SECTION 106 CONSTRUCTION DOCUMENTS is hereby deleted in its entirety.

SECTION 107 NOTICE OF APPROVAL is hereby deleted in its entirety.

SECTION 108 FEES is hereby deleted in its entirety.

SECTION 109 SERVICE UTILITIES is hereby deleted in its entirety.

SECTION 110 TEMPORARY USES, EQUIPMENT AND SYSTEMS is hereby deleted in its entirety.

SECTION 111 INSPECTIONS AND TESTING is hereby deleted in its entirety.

SECTION 112 MEANS OF APPEALS is hereby deleted in its entirety.

SECTION 113 BOARD OF APPEALS is hereby deleted in its entirety.

SECTION 114 VIOLATIONS is hereby deleted in its entirety.

SECTION 115 STOP WORK ORDER is hereby deleted in its entirety.

CHAPTER 2 – DEFINITIONS

SECTION 202 – GENERAL DEFINITIONS

Section 202 General Definitions is hereby amended to add the following sentence to the paragraph defining the term “[A] Code Official”:

Also referred to as the Building Official.

CHAPTER 3 – GENERAL REGULATIONS

SECTION 305 – PROTECTION OF PIPES AND PLUMBING SYSTEM COMPONENTS

A new subsection **305.3.1 Pipes Through Footings** is hereby adopted to read as follows:

305.3.1 Pipes Through Footings. Pipes shall not be located in any footings running parallel with the footing.

SECTION 306 – TRENCHING, EXCAVATION AND BACKFILL

306.1 Support of Piping is hereby amended in its entirety to read as follows:

306.1 Support of Piping. Buried Piping in the ground shall be laid on a firm bed for its entire length, except where support is otherwise provided.

306.2.4 Tracer Wire is hereby amended to read as follows:

306.2.4 Tracer wire. For plastic sewer, gas and water piping, an insulated copper tracer wire or other approved conductor shall be installed adjacent to and over the full length of the piping. The tracer wire over water and gas piping shall terminate above grade on each end. For sewer, the tracer wire shall terminate at the cleanout between the building drain and building sewer. The tracer wire size shall be not less than 14 American Wire Gauge (2.5 mm²), yellow for gas, green for sewer and blue for water, and the insulation type shall be listed for direct burial.

SECTION 312 – Tests and Inspections

312.1 Required Tests is hereby amended to read as follows:

312.1 Required Tests. The owner or the owner's authorized agent, other than the contractor, shall make the applicable tests prescribed in Sections 312.2 through 312.11 to determine compliance with the provisions of this code. The owner or the owner's authorized agent, other than the contractor, shall give reasonable advance notice to the code official when the plumbing work is ready for tests. The equipment, material, power and labor necessary for the inspection and test shall be furnished by the owner or the owner's authorized agent, other than the contractor, shall and he or she shall be responsible for determining that the work will withstand the test pressure prescribed in the following tests. Plumbing system piping shall be tested with either water or, for piping systems other than plastic, by air. After the plumbing fixtures have been set and their traps filled with water, the entire drainage system shall be submitted to final tests. The code official shall require the removal of any cleanouts if necessary to ascertain whether the pressure has reached all parts of the system.

312.3 Drainage and Vent Air Test is hereby amended to read as follows:

312.3 Drainage and Vent Air Test. An air test shall be made by forcing air into the system until there is a uniform gauge pressure of 5 psi (34.5 kPa) or sufficient to balance a 10-inch (254 mm) column of mercury. This pressure shall be held for a test period of not less than 15 minutes. Any adjustments to the test pressure required because of changes in ambient temperatures or the seating of gaskets shall be made prior to the beginning of the test period.

312.11 Inspection and Testing of Backflow Prevention Assemblies is hereby amended to read as follows:

312.11 Inspection and Testing of Backflow Prevention Assemblies. Inspection and testing shall comply with Sections 312.11.1 and 312.11.2. Inspections by a certified third-party entity shall be made of backflow prevention assemblies to determine whether they are operable. Third-party certified inspection reports shall be submitted to the building department.

312.11.1 Inspections is hereby amended to read as follows:

312.11.1 Inspections. Annual inspections by a certified third-party entity shall be made of all backflow prevention assemblies and air gaps to determine whether the assemblies are operable and air gaps exist. Annual testing reports shall be submitted to the building department.

312.11.2 Testing is hereby amended to read as follows:

312.11.2 Testing. Reduced pressure principle, double check, pressure vacuum breaker, reduced pressure detector fire protection, double check detector fire protection, and spill-resistant vacuum breaker backflow preventer assemblies and hose connection backflow

preventers shall be tested by a certified third-party entity at the time of installation, immediately after repairs or relocation and at least annually. The testing procedure shall be performed in accordance with one of the following standards ASSE 5013, ASSE 5015, ASSE 5020, ASSE 5047, ASSE 5048, ASSE 5052, ASSE 5056, CSA B64.10 or CSA B64.10.1. Test gauges shall comply with ASSE 1064. Third-party certified inspection reports shall be submitted to the building department. Annual testing reports shall be submitted to the water district having authority.

SECTION 316 – Alternative Engineered Design

316.1.4 Construction Documents is hereby amended to read as follows:

316.1.4 Construction Documents. The registered design professional shall submit to the code official signed and sealed construction documents for the alternative engineered design in PDF format. The construction documents shall include floor plans and a riser diagram of the work. Where appropriate, the construction documents shall indicate the direction of flow, all pipe sizes, grade of horizontal piping, loading and location of fixtures and appliances.

CHAPTER 4 – FIXTURE, FAUCETS AND FIXTURE FITTINGS

SECTION 410 – DRINKING FOUNTAINS

410.4 Substitution is hereby amended to read as follows:

410.4 Substitution. Where restaurants provide drinking water in a container free of charge, drinking fountains shall not be required in those restaurants. In other occupancies where three or more drinking fountains are required, water dispensers shall be permitted to be substituted for not more than 50 percent of the required number of drinking fountains. Water coolers or bottled water dispensers may be substituted for drinking fountains in B, M, and S occupancies with twenty-five (25) or fewer occupants, and such water shall be free of charge to the public.

SECTION 421 – SHOWERS

421.5.2 Shower Lining is hereby amended to delete “The completed liner shall be tested in accordance with Section 312.10” from the paragraph.

CHAPTER 5 – WATER HEATERS

SECTION 504 – SAFETY DEVICES

Item #10 of **504.6 Requirements for Discharge Piping** is hereby amended to read as follows:

...

10. Terminate not more than 6 inches (152 mm) and not less than two times the discharge pipe diameter above the floor or flood level rim of the waste receptor, or the finished outside grade.

...

CHAPTER 6 – WATER SUPPLY AND DISTRIBUTION

SECTION 607 – HOT WATER SUPPLY SYSTEM

607.2.1 Commercial Energy Provisions is hereby deleted in its entirety.

607.2.2 Circulation Systems and Heat Trace Systems for Maintaining Heated Water Temperature in Distribution Systems is hereby amended to read as follows:

607.2.2 Circulation Systems and Heat Trace Systems for Maintaining Heated Water Temperature in Distribution Systems. For Group R2, R3 and R4 occupancies that are three stories or less in height above grade plane, the installation of heated water circulation and temperature maintenance systems shall be in accordance with Section R403.4 of the 2012 International Energy Conservation Code as amended and adopted by the Town of Prescott Valley. For other than Group R2, R3 and R4 occupancies that are three stories or less in height above grade plane, the installation of heated water circulation and heat trace systems shall be in accordance with Section C404 of the International Energy Conservation Code as amended and adopted by the Town of Prescott Valley.

607.5 Insulation of Piping is hereby amended to read as follows:

607.5 Insulation of Piping. For other than Group R2, R3 and R4 occupancies that are three stories or less in height above grade plane, piping to the inlet of a water heater and piping conveying water heated by a water heater shall be insulated in accordance with Section C404.5 of the 2012 International Energy Conservation Code as amended and adopted by the Town of Prescott Valley. For Group R2, R3 and R4 occupancies that are three stories or less in height above grade plane, piping to the inlet of a water heater and piping conveying water heated by a water heater shall be insulated in accordance with Section R403.5 4.2 of the International Energy Conservation Code as amended and adopted by the Town of Prescott Valley.

SECTION 608 – PROTECTION OF POTABLE WATER SUPPLY

608.17.4 Connections to Automatic Sprinkler Systems and Standpipe Systems is hereby amended to add “unless otherwise required by CAFMA” to the end of the paragraph.

CHAPTER 7 – SANITARY DRAINAGE

SECTION 701 – GENERAL

The Exception to **701.2 Connection to Sewer Required** is hereby amended to read as follows:

701.2 Connection to Sewer Required

...

Exception: Sanitary drainage piping and systems that convey only the discharge from bathtubs, showers, lavatories, clothes washers and laundry trays shall not be required to connect to a public sewer or to a private sewage disposal system provided that the piping or systems are connected to a system in accordance with Chapter 13 and as regulated by the Town of Prescott Valley and AAC R18-9-A902.

SECTION 704 – DRAINAGE PIPING INSTALLATION

704.4 Future Fixtures is hereby amended to read as follows:

704.4 Future Fixtures. Drainage piping for future fixtures, as approved by the building official, shall terminate with an approved cap or plug.

SECTION 714 – BACKWATER VALVES

714.1 Sewage Backflow is hereby amended in its entirety to read as follows:

714.1 Sewage Backflow. All structures, where plumbing fixtures are installed and connected to a private or public sewer system, shall be protected by an approved backwater valve. The backwater valve shall be installed in the building drain and be accessible.

SECTION 716 – REPLACEMENT OF UNDERGROUND BUILDING SEWERS AND BUILDING DRAINS BY PIPE-BURSTING METHODS

716.7 Post-installation Inspection is hereby amended to read as follows:

716.7 Post-installation Inspection. The completed replacement piping section shall be inspected internally by a recorded video camera survey. The video survey shall be reviewed and approved by a qualified third-party entity and submitted to the building official prior to pressure testing of the replacement piping system.

SECTION 717 – Relining Building Sewers and Building Drains

717.4 Permitting is hereby amended to read as follows:

717.4 Permitting. Prior to permit issuance, the preinstallation recorded video camera survey, conducted and approved by a qualified third-party entity to determine if the piping system can be relined in accordance with the proposed lining system manufacturer's installation requirements and applicable referenced standards, shall be submitted to the building official.

717.8 Post-installation Recorded Video Camera Survey is hereby amended to read as follows:

717.8 Post-installation Recorded Video Camera Survey. The completed, relined piping system shall be inspected internally by a recorded video camera survey after the system has been flushed and flow-tested with water. The video survey shall be submitted to the code official prior to finalization of the permit. The video survey shall be reviewed,

evaluated , and approved by a qualified third-party entity to provide verification that no defects exist. Any defects identified shall be repaired and replaced in accordance with this code. The video survey shall be submitted to the code official prior to finalization of the permit.

CHAPTER 9 – VENTS

SECTION 903 – VENT TERMINALS

903.1.1 Roof Extension is hereby amended to read as follows:

903.1.1 Roof Extension. Open vent pipes that extend through a roof shall be terminated not less than twelve inches 12” (305mm) above the roof, or 6” above the anticipated snow accumulation, whichever is greater.

CHAPTER 12 – SPECIAL PIPING AND STORAGE SYSTEMS

SECTION 1201 – GENERAL

1201.1 is hereby amended to read as follows:

1201.1 Scope. The provisions of this chapter shall govern the design and installation of piping and storage systems for nonflammable medical gas systems and nonmedical oxygen systems. All maintenance and operations of such systems shall be in accordance with the International Fire Code as amended and adopted by CAFMA. All required inspections shall be conducted by qualified third-party entities, and such reports shall be submitted to the building official.

CHAPTER 13 – NONPOTABLE WATER SYSTEMS

SECTION 1303 – NONPOTABLE RAINWATER COLLECTION DISTRIBUTION SYSTEMS

1303.1.1 Fire Protection Systems is hereby amended to read as follows:

1303.1.1 Fire Protection Systems. The storage, treatment and distribution of nonpotable water to be used for fire protection systems shall be in accordance with the International Fire Code as amended and adopted by CAFMA.

1303.15.1 Roof Gutter Inspection and Test is hereby deleted in its entirety.

CHAPTER 14 – SUBSURFACE GRAYWATER SOIL ABSORPTION SYSTEMS is hereby deleted in its entirety.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 237, Enacted, 09/13/90; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 485, Amended, 05/25/00; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

Exhibit “G”

**2024 INTERNATIONAL PROPERTY MAINTENANCE CODE
(IPMC) (Art. 7-07)**

7-07-005 Adoption of the International Property Maintenance Code.

The International Property Maintenance Code (IPMC), 2024 Edition, as copyrighted by the International Code Council, with amendments contained in this document, is hereby adopted by reference as though fully set forth herein, as one of the technical codes of the Town of Prescott Valley. One paper copy and one electronic copy of the aforesaid IPMC and local amendments shall be filed in the office of the Town Clerk and made available for public use and inspection.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 237, Enacted, 09/13/90; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 375, Renumbered, 12/28/95, 7-07; Ord. No. 485, Amended, 05/25/00; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

7-07-010 Amendments to the 2024 International Property Maintenance Code.

The International Property Maintenance Code, as adopted, is hereby modified as follows:

CHAPTER 1 – SCOPE AND ADMINISTRATION

PART 1 – SCOPE AND APPLICATION

SECTION 101—SCOPE AND GENERAL REQUIREMENTS

101.1 Title is hereby amended to insert the words “Town of Prescott Valley” as the name of the jurisdiction.

A new section **101.5 Administration of the International Property Maintenance Code** is hereby added to read as follows:

101.5 Administration of International Property Maintenance Code. This code shall be administered pursuant to Article 7-01, THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE, in Chapter 7, BUILDING, of the Prescott Valley Town Code.

PART 2—ADMINISTRATION AND ENFORCEMENT

SECTION 102 APPLICABILITY is hereby deleted in its entirety.

SECTION 103 CODE COMPLIANCE AGENCY is hereby deleted in its entirety.

SECTION 104 FEES is hereby deleted in its entirety.

SECTION 105 DUTIES AND POWERS OF CODE OFFICIAL is hereby deleted in its entirety.

SECTION 106 MEANS OF APPEALS is hereby deleted in its entirety.

SECTION 107 VIOLATIONS is hereby deleted in its entirety.

SECTION 108 STOP WORK ORDER is hereby deleted in its entirety.

SECTION 109 UNSAFE STRUCTURES AND EQUIPMENT

109.1 Unsafe Conditions is hereby amended to add the sentence “This section also applies to vehicles or trailers with limited living facilities intended or designed for human habitation or occupancy.”

CHAPTER 3 – GENERAL REQUIREMENTS

SECTION 303 – SWIMMING POOLS, SPAS, AND HOT TUBS

303.2 Enclosures is hereby deleted in its entirety.

SECTION 304 – EXTERIOR STRUCTURE

304.2 Protective Treatment is hereby amended in its entirety to read as follows:

304.2 Protective Treatment Exterior surfaces, including but not limited to, doors, door and window frames, cornices, porches, trim, balconies, decks and fences, shall be maintained in good condition. Siding and masonry joints, as well as those between the building envelope and the perimeter of windows, doors and skylights, shall be maintained weather resistant and watertight.

304.3 Premises Identification is hereby amended to read as follows:

304.3 Premises Identification. Buildings shall have approved address numbers placed in a position to be plainly legible and visible from the street or road fronting the property. These numbers shall contrast with their background. Address numbers shall be Arabic numerals or alphabet letters. Numbers shall be not less than 4 inches (102 mm) in height with a minimum stroke width of 0.5 inch (12.7 mm), or as required by the CAFMA.

304.7 Roofs and Drainage is hereby amended to read as follows:

304.7 Roofs and Drainage. The roof and flashing shall be sound, tight and not have defects that admit rain. Roof drainage shall be adequate to prevent dampness or deterioration in the walls or interior portion of the structure. Roof drains, gutters and downspouts shall be maintained in good repair and free from obstructions.

304.9 Overhang Extensions is hereby amended to read as follows:

304.9 Overhang Extensions. Overhang extensions including, but not limited to, canopies, marquees, signs, metal awnings, fire escapes, standpipes and exhaust ducts shall be maintained in good repair and be properly anchored so as to be kept in a sound condition. anchored so as to be kept in a sound condition.

304.11 Chimneys and Towers is hereby amended to read as follows:

304.11 Chimneys and Towers. Chimneys, cooling towers, smoke stacks, and similar appurtenances shall be maintained structurally safe and sound, and in good repair.

304.14 Insect Screens is hereby deleted in its entirety.

SECTION 305 – INTERIOR STRUCTURE

305.3 Interior Surfaces is hereby amended to read as follows:

305.3 Interior Surfaces. Interior surfaces, including windows and doors, shall be maintained in good, clean and sanitary condition.

SECTION 307 – HANDRAILS AND GUARDRAILS

307.1.1 Height is hereby amended to read as follows:

307.1.1 Height. Handrails shall be as required by the International Building Code or the International Residential Code, as amended and adopted by the Town of Prescott Valley.

307.2.1 Height is hereby amended to read as follows:

307.2.1 Height. Guards shall be as required by the International Building Code or the International Residential Code, as amended and adopted by the Town of Prescott Valley.

SECTION 308 – RUBBISH AND GARBAGE

308.3.1 Garbage Facilities is hereby amended to read as follows:

308.3.1 Garbage Facilities. The owner of every dwelling shall supply an approved incinerator unit in the structure available to the occupants in each dwelling unit; or an approved leakproof, covered, outside garbage container.

SECTION 309 – PEST ELIMINATION

309.1 Infestation is hereby amended to read as follows:

309.1 Infestation. Structures shall be kept free from insect and rodent infestation. Insects or rodents found in structures shall be promptly exterminated by approved processes that will not be injurious to human health. After pest elimination, proper precautions shall be taken to prevent reinfestation.

SECTION 404 – Occupancy Limitations

404.7 Food Preparation is hereby amended to read as follows:

404.7 Food Preparation. Spaces to be occupied for food preparation purposes shall contain suitable space and equipment to store, prepare and serve foods in a sanitary manner. There shall be adequate facilities and services for the sanitary disposal of food wastes and refuse, including facilities for temporary storage. For commercial structures, these spaces must comply with the Yavapai County Health Department requirements.

CHAPTER 6 – MECHANICAL AND ELECTRICAL REQUIREMENTS

SECTION 602 – HEATING FACILITIES

602.3 Heat Supply is hereby amended in its entirety to read as follows:

602.3 Heat Supply. Every owner and operator of any building who rents, leases or lets one or more dwelling units or sleeping units on terms, either expressed or implied, shall furnish heat to the occupants thereof. Heat shall be supplied from an approved permanent source able to maintain a minimum temperature of 68°F (20°C) in all habitable rooms, bathrooms and toilet rooms.

602.4 Occupiable Work Spaces is hereby amended to read as follows:

602.4 Occupiable Work Spaces. Indoor occupiable work spaces shall be supplied with heat to maintain a minimum temperature of 65°F (18°C) during the period the spaces are occupied.

Exceptions:

1. Processing, storage and operation areas that require cooling or special temperature conditions.
2. Areas in which persons are primarily engaged in vigorous physical activities.

SECTION 604 – ELECTRICAL FACILITIES

The **Exception to 604.3.1.1 Electrical Equipment** is hereby amended to read as follows:

604.3.1.1 Electrical Equipment.

...

Exception: The following equipment shall be allowed to be repaired where an inspection report from the equipment manufacturer or approved manufacturer's representative indicates that the equipment has not sustained damage that requires replacement, and the report shall be submitted for review at time of permit application:

...

CHAPTER 7 – FIRE SAFETY REQUIREMENTS

SECTION 705 – CARBON MONOXIDE ALARMS AND DETECTION

705.1 General is hereby amended to read as follows:

705.1 General. Carbon monoxide alarms shall be installed in dwellings in accordance with Section 1103.9 of the International Fire Code, as adopted by CAFMA, except that alarms in dwellings covered by the International Residential Code shall be installed in accordance with Section R311 of that code.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 237, Enacted, 09/13/90; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 485, Rep&ReEn, 05/25/00; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 620, Amended, 04/28/05; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

Exhibit “H”

**2024 INTERNATIONAL FUEL GAS CODE (IFGC)
(Art. 7-08)**

7-08-005 Adoption of the International Fuel Gas Code.

The International Fuel Gas Code (IFGC), 2024 Edition, along with Appendices A, B, and C as copyrighted by the International Code Council, with amendments contained in this document, are hereby adopted by reference as though fully set forth herein, as one of the technical codes of the Town of Prescott Valley. One paper copy and one electronic copy of the IFGC and local amendments shall be filed in the office of the Town Clerk and made available for public use and inspection.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 237, Enacted, 09/13/90; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 375, Renumbered, 12/28/95, 7-08; Ord. No. 485, Amended, 05/25/00; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

7-08-010 Amendments to the 2024 International Fuel Gas Code.

The International Fuel Gas Code, as adopted, is hereby modified as follows:

CHAPTER 1 – SCOPE AND ADMINISTRATION

PART 1 – SCOPE AND APPLICATION

SECTION 101 (IFGC)—SCOPE AND GENERAL REQUIREMENTS

101.1 Title is hereby amended to insert the words “Town of Prescott Valley” as the name of the jurisdiction.

A new section **101.5 Administration of the International Fuel Gas Code** is hereby added to read as follows:

101.5 Administration of International Fuel Gas Code. This code shall be administered pursuant to Article 7-01, THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE, in Chapter 7, BUILDING, of the Prescott Valley Town Code.

SECTION 102 APPLICABILITY is hereby deleted in its entirety.

PART 2—ADMINISTRATION AND ENFORCEMENT

SECTION 103 CODE COMPLIANCE AGENCY is hereby deleted in its entirety.

SECTION 104 DUTIES AND POWERS OF CODE OFFICIAL is hereby deleted in its entirety.

SECTION 105 PERMITS is hereby deleted in its entirety.

SECTION 106 CONSTRUCTION DOCUMENTS is hereby deleted in its entirety.

SECTION 107 NOTICE OF APPROVAL is hereby deleted in its entirety.

SECTION 108 FEES is hereby deleted in its entirety.

SECTION 109 SERVICE UTILITIES is hereby deleted in its entirety.

SECTION 110 TEMPORARY USES, EQUIPMENT AND SYSTEMS is hereby deleted in its entirety.

SECTION 111 INSPECTIONS AND TESTING is hereby deleted in its entirety.

SECTION 112 MEANS OF APPEALS is hereby deleted in its entirety.

SECTION 113 VIOLATIONS is hereby deleted in its entirety.

SECTION 114 STOP WORK ORDER is hereby deleted in its entirety.

CHAPTER 2 – DEFINITIONS

SECTION 202 (IFGC) – GENERAL DEFINITIONS

202 General Definitions is hereby amended to add the following sentence to the paragraph defining the term “[A] Code Official”:

Also referred to as the Building Official.

CHAPTER 3 – GENERAL REGULATIONS

SECTION 303 (IFGC) – APPLIANCE LOCATION

303.2 Hazardous Locations is hereby amended to read as follows:

303.2 Hazardous Locations. Appliances shall not be located in a hazardous location unless listed and approved for the specific location. Unless adequate means of removal of unburned gases is provided, liquefied petroleum gas piping shall not serve any gas-fired appliance or equipment in a pit or basement where heavier than-air gas may collect to form a flammable mixture.

CHAPTER 4 – GAS PIPING INSTALLATIONS

SECTION 404 (IFGC) – PIPING SYSTEM INSTALLATION

404.12 Minimum Burial Depth is hereby amended to read as follows:

404.12 Minimum Burial Depth. Underground piping systems of metallic pipe or metallic tubing shall be installed a minimum depth of 12 inches (305mm) below grade. Underground piping systems of plastic pipe shall be installed at a minimum of 18 inches (457mm) below grade with a yellow 14 AWG (2.5mm²) insulated tracer wire.

404.12.1 Individual Outdoor Appliances is hereby deleted in its entirety.

SECTION 406 (IFGC) – INSPECTION, TESTING AND PURGING

406.1.2 Repairs and Additions is hereby amended to read as follows:

406.1.2 Repairs and Additions. In the event repairs or additions are made after the pressure test, the affected piping shall be tested and inspected.

SECTION 409 (IFGC) – SHUTOFF VALVES

409.2 Meter Valve is hereby renamed and amended to read as follows:

409.2 Building Shutoff Valve. All buildings shall be equipped with a shutoff valve located on the supply side of the meter or supply vessel. Each shutoff valve shall be manually operated, installed above grade on the supply piping, located directly outside the building it supplies, and shall be readily accessible at all times.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 237, Enacted, 09/13/90; Ord. No. 296, Rep&ReEn, 07/22/93; Ord. No. 485, Rep&ReEn, 05/25/00; Ord. No. 576, Rep&ReEn, 01/22/04; Ord. No. 713, Rep&ReEn, 03/13/08; Ord. No. 788, Rep&ReEn, 04/24/14; Ord. No. 861, Rep&ReEn, 05/23/19)

Exhibit “I”

**2012 INTERNATIONAL ENERGY CONSERVATION CODE
(IECC) (Art. 7-09)**

7-09-005 Adoption of the International Energy Conservation Code.

The International Energy Conservation Code, 2012 Edition, as copyrighted by the International Code Council and with amendments contained in this document, is hereby adopted by reference as though fully set forth herein, as one of the technical codes of the Town of Prescott Valley. One paper copy and one electronic copy of the IBC and local amendments shall be filed in the office of the Town Clerk and made available for public use and inspection.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 738, Enacted, 12/17/09)

7-09-010 Amendments to the 2012 International Energy Conservation Code.

The International Energy Conservation Code, as adopted, is hereby modified as follows:

CHAPTER 1[CE] – SCOPE AND ADMINISTRATION

PART 1 – SCOPE AND APPLICATION

SECTION C101 SCOPE AND GENERAL REQUIREMENTS

C101.1 Title is hereby amended to insert the words “Town of Prescott Valley” as the name of the jurisdiction.

A new section **C101.6 Administration of the International Energy Conservation Code** is hereby added to read as follows:

C101.6 Administration of International Energy Conservation Code. This code shall be administered pursuant to Article 7-01, THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE, in Chapter 7, BUILDING, of the Prescott Valley Town Code.

SECTION C102 ALTERNATE MATERIALS – METHOD OF CONSTRUCTION, DESIGN OR INSULATING SYSTEMS is hereby deleted in its entirety.

PART 2 – ADMINISTRATION AND ENFORCEMENT

SECTION C103 CONSTRUCTION DOCUMENTS is hereby deleted in its entirety.

SECTION C104 INSPECTIONS is hereby deleted in its entirety.

SECTION C105 VALIDITY is hereby deleted in its entirety.

SECTION C107 FEES is hereby deleted in its entirety.

SECTION C108 STOP WORK ORDER is hereby deleted in its entirety.

SECTION C109 BOARD OF APPEALS is hereby deleted in its entirety.

CHAPTER 2[CE] - DEFINITIONS

SECTION C202 – GENERAL DEFINITIONS

The following term under **C202 General Definitions** is hereby amended to read as follows:

[A] **CODE OFFICIAL.** The officer or other designated authority charged with the administration and enforcement of this code, or a duly authorized representative. Also referred to as the Building Official.

CHAPTER 4[CE] - COMMERCIAL ENERGY EFFICIENCY

SECTION 402 – BUILDING ENVELOPE REQUIREMENTS

C402.4.1.2.3 Building Test is hereby amended to read as follows:

C402.4.1.2.3 Building Test. The completed building shall be tested by a qualified third-party entity and the air leakage rate of the building envelope shall not exceed 0.40 cfm/ft² at a pressure differential of 0.3 inches water gauge (2.0 L/s · m² at 75 Pa) in accordance with ASTM E 779 or an equivalent method approved by the building official. Test reports shall be submitted to the building official and approved prior to the final inspection.

CHAPTER 1[RE] – SCOPE AND ADMINISTRATION

PART 1 – SCOPE AND APPLICATION

SECTION R101 SCOPE AND GENERAL REQUIREMENTS

R101.1 Title is hereby amended to insert the words “Town of Prescott Valley” as the name of the jurisdiction.

A new section **R101.6 Administration of the International Energy Conservation Code** is hereby added to read as follows:

R101.6 Administration of International Energy Conservation Code. This code shall be administered pursuant to Article 7-01, THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE, in Chapter 7, BUILDING, of the Prescott Valley Town Code.

SECTION R102 ALTERNATE MATERIALS – METHOD OF CONSTRUCTION, DESIGN OR INSULATING SYSTEMS is hereby deleted in its entirety.

PART 2 – ADMINISTRATION AND ENFORCEMENT

SECTION R103 CONSTRUCTION DOCUMENTS is hereby deleted in its entirety.

SECTION R104 INSPECTIONS is hereby deleted in its entirety.

SECTION R105 VALIDITY is hereby deleted in its entirety.

SECTION R107 FEES is hereby deleted in its entirety.

SECTION R108 STOP WORK ORDER is hereby deleted in its entirety.

SECTION C109 BOARD OF APPEALS is hereby deleted in its entirety.

CHAPTER 2[RE] – DEFINITIONS

SECTION R202 – GENERAL DEFINITIONS

The following term under **R202 General Definitions** is hereby amended to read as follows:

[A] **CODE OFFICIAL.** The officer or other designated authority charged with the administration and enforcement of this code, or a duly authorized representative. Also referred to as the Building Official.

CHAPTER 4[RE] – RESIDENTIAL ENERGY EFFICIENCY

SECTION R401 – GENERAL

R401.3 Certificate (Mandatory) is hereby deleted in its entirety.

SECTION R402 – BUILDING THERMAL ENVELOPE

R402.4.1.2 Testing is hereby deleted in its entirety.

The **Exception to R402.4.3 Fenestration Air Leakage** is hereby deleted in its entirety.

SECTION 403 – SYSTEMS

R403.2.2 Sealing (Mandatory) is hereby deleted in its entirety.

R403.4.1 Circulating Hot Water Systems (Mandatory) is hereby amended by adding an **Exception** to read as follows:

R403.4.1 Circulating Hot Water Systems (Mandatory). Circulating hot water systems shall be provided with an automatic or readily accessible manual switch that can turn off the hot-water circulating pump when the system is not in use.

Exception: Non-habitable detached accessory structures.

SECTION R404 – ELECTRICAL POWER AND LIGHTING SYSTEMS (MANDATORY)

R404.1 Lighting Equipment (Mandatory) is hereby deleted in its entirety.

(Repealed and Re-Enacted by Ord. No. 2026-980, 08/13/26. Prior history: Ord. No. 237, Enacted, 09/13/90; Ord. No. 276, Rep&ReEn, 06/11/92; Ord. No. 521, Rep&ReEn, 05-09-02; Ord. No. 738, Rep&ReEn, 12/17/09)

Exhibit “J”

**2024 INTERNATIONAL SWIMMING POOL AND SPA CODE
(ISPSC) (Art. 7-09a)**

7-09a-010 Adoption of the International Swimming Pool And Spa Code.

The International Swimming Pool and Spa Code (ISPSC), 2024 Edition, as copyrighted by the International Code Council, with amendments contained in this document, are hereby adopted by reference as though fully set forth herein, as one of the technical codes of the Town of Prescott Valley. One paper copy and one electronic copy of the ISPSC and local amendments shall be filed in the office of the Town Clerk and made available for public use and inspection.

(Ord. No. 2026-980, Enacted, 08/13/26)

7-09a-020 Amendments to the 2024 International Swimming Pool and Spa Code.

The International Swimming Pool and Spa Code, as adopted, is hereby modified as follows:

CHAPTER 1 – SCOPE AND ADMINISTRATION

PART 1 -SCOPE AND APPLICATION

SECTION 101 – SCOPE AND GENERAL REQUIREMENTS

101.1 Title is hereby amended to insert the words “Town of Prescott Valley” as the name of the jurisdiction.

A new subsection **101.2.3 Exemptions** is hereby adopted to read as follows:

101.2.3 Exemptions. The provisions of this code shall not apply to:

1. A system of sumps, irrigation canals, irrigation, flood control or drainage works constructed or operated for the purpose of storing, delivering, distributing, or conveying water.
2. Stock ponds, storage tanks, livestock operations, livestock watering troughs or other structures used in normal agricultural practices.
3. Residential fish ponds or decorative fountains.

A new section **101.5 Administration of the International Swimming Pool and Spa Code** is hereby added to read as follows:

101.5 Administration of the International Swimming Pool and Spa Code. This code shall be administered pursuant to Article 7-01, THE TOWN OF PRESCOTT VALLEY ADMINISTRATIVE CODE, in Chapter 7, BUILDING, of the Prescott Valley Town Code.

SECTION 102 APPLICABILITY is hereby deleted in its entirety.

PART 2—ADMINISTRATION AND ENFORCEMENT

SECTION 103 CODE COMPLIANCE AGENCY is hereby deleted in its entirety.

SECTION 104 DUTIES AND POWERS OF CODE OFFICIAL is hereby deleted in its entirety.

SECTION 105 PERMITS is hereby deleted in its entirety.

SECTION 106 TEMPORARY STRUCTURES, EQUIPMENT AND SYSTEMS is hereby deleted in its entirety.

SECTION 107 CONSTRUCTION DOCUMENTS is hereby deleted in its entirety.

SECTION 108 NOTICE OF APPROVAL is hereby deleted in its entirety.

SECTION 109 FEES is hereby deleted in its entirety.

SECTION 110 SERVICE UTILITIES is hereby deleted in its entirety.

SECTION 111 INSPECTIONS is hereby deleted in its entirety.

SECTION 112 MEANS OF APPEALS is hereby deleted in its entirety.

SECTION 113 VIOLATIONS is hereby deleted in its entirety.

SECTION 114 STOP WORK ORDER is hereby deleted in its entirety.

CHAPTER 3 – GENERAL COMPLIANCE

SECTION 305 – BARRIER REQUIREMENTS

A new subsection **301.2 Safety Education** is hereby adopted to read as follows:

301.2 Safety Education. Upon entering into an agreement to build a swimming pool or contained body of water or to sell, rent or lease a dwelling with a swimming pool or contained body of water, a person shall give the buyer, lessee, or renter a notice explaining safety education and responsibilities of pool ownership as approved by the Arizona Department of Health Services.

305.1 General is hereby amended to read as follows:

305.1 General. The provisions of this section shall apply to the design of barriers for restricting entry into areas having pools and spas. Where spas or hot tubs are equipped with a lockable safety cover complying with ASTM F1346 and swimming pools are equipped with a powered safety cover that complies with ASTM F1346 which requires the operation of a key switch which meets the ASTM emergency standards 13-89 and which does not require manual operation other than use of a key switch, and the areas where those spas, hot tubs or pools are located shall not be required to comply with Sections 305.2 through 305.7 (A.R.S. §36-1681(C)).

305.1.1 Construction Fencing Required is hereby amended to read as follows:

305.1.1 Construction Fencing Required. The construction sites for in-ground swimming pools and spas shall be provided with construction fencing to surround the site from the time that any excavation occurs up to the time that the permanent barrier is completed. The fencing shall be not less than five (5') feet (1524 mm) in height.

305.2.1 Barrier Height and Clearances is hereby amended to read as follows:

305.2.1 Barrier Height and Clearances. Barrier heights and clearances shall be in accordance with all of the following:

1. Be entirely enclosed by at least a 60 inch (5 feet) wall, fence or other barrier as measured on the exterior side of the wall, fence or barrier (A.R.S. §36-1681(B)(1)). The wall, fence, or barrier shall have no openings through which a spherical object four inches in diameter can pass. The horizontal components of any wall, fence or barrier shall be spaced not less than 45 inches apart measured vertically. Such height shall exist around the entire perimeter of the barrier and for a distance of 3 feet (914 mm) measured horizontally from the outside of the required barrier.
2. The vertical clearance between grade and the bottom of the barrier shall not exceed 2 inches (51 mm) for grade surfaces that are not solid, such as grass or gravel, where measured on the side of the barrier that faces away from the pool or spa.
3. The vertical clearance between a surface below the barrier to a solid surface, such as concrete, and the bottom of the required barrier shall not exceed 4 inches (102 mm) where measured on the side of the required barrier that faces away from the pool or spa.
4. Where the top of the pool or spa structure is above grade, the barrier shall be installed on grade or shall be mounted on top of the pool or spa structure. Where the barrier is mounted on the top of the pool or spa structure. Where the barrier is mounted on the top of the pool or spa, the vertical clearance between the top of the pool or spa and the bottom of the barrier shall not exceed 4 inches (102 mm).
5. The wall, fence or barrier shall not contain openings, handholds or footholds accessible from the exterior side of the enclosure that can be used to climb the wall, fence or barrier (A.R.S. §36-1681(B)(4)).

305.2.5 Mesh Fence as a Barrier is hereby amended to read as follows;

305.2.5 Mesh Fence as a Barrier. Mesh fences, other than chain link fences in accordance with Section 305.2.8, shall be installed in accordance with the manufacturer's instructions and shall comply with ASTM F2286 and the following:

1. The bottom of the mesh fence shall be not more than 1 inch (25 mm) above the deck or installed surface or grade.

2. The maximum vertical clearance from the bottom of the mesh fence and the solid surface shall not permit the fence to be lifted more than 4 inches (102 mm) from grade or decking.
3. The fence shall be designed and constructed so that it does not allow passage of a 4-inch (102 mm) sphere under any mesh panel. The maximum vertical clearance from the bottom of the mesh fence and the solid surface shall be not greater than 4 inches (102 mm) from grade or decking.
4. An attachment device shall attach each barrier section at a height not lower than 45 inches (1143 mm) above grade. Common attachment devices include, but are not limited to, devices that provide the security equal to or greater than that of a hook-and-eye type latch incorporating a spring-actuated retaining lever such as a safety gate hook.
5. Where a hinged gate is used with a mesh fence, the gate shall comply with Section 305.3.
6. Patio deck sleeves such as vertical post receptacles that are placed inside the patio surface shall be of a nonconductive material.
7. Mesh fences shall not be installed on top of on-ground residential pools.
8. Wire mesh or chain link fences shall have a maximum mesh size of one and three-quarters inches, measured horizontally

305.2.11 Poolside Barrier Setbacks is hereby enacted to read as follows:

305.2.11 Poolside Barrier Setbacks. The pool or spa side of the required barrier shall be not less than 20 inches (508 mm) from the water's edge, except where allowed by Section 305.2.1 #4 of this code.

305.3.2 Double or Multiple Doors and Gates is hereby amended to read as follows:

305.3.2 Double or Multiple Doors and Gates. Double gates or multiple gates shall have not fewer than one leaf secured in place and the adjacent leaf shall be secured with a self-latching device. The gate and barrier shall not have openings larger than 1/2 inch (12.7 mm) within 24 inches (610 mm) of the latch release mechanism (A.R.S. §36-1681(B)(3)(a)). The self-latching device shall comply with the requirements of Section 305.3.3.

Item #3 under **305.3.3 Latch Release** is hereby amended to read as follows:

305.3.3 Latch Release. For doors and gates in barriers, the door and gate latch release mechanisms shall be in accordance with the following:

...

3. At private pools, where the only latch release mechanism of a self-latching device for a gate is located on the pool and spa side of the barrier, the

release mechanism shall be located at a point that is at least 5 inches (127 mm) below the top of the gate (A.R.S. §36-1681(B)(3)(a)).

305.3.4 Barriers Adjacent to Latch Release Mechanisms is hereby amended to read as follows:

305.3.4 Barriers Adjacent to Latch Release Mechanisms. Where a latch release mechanism is located on the inside of a barrier, openings in the door, gate and barrier within 24 inches (610 mm) of the latch shall not be greater than 1/2 inch (12.7 mm) in any dimension.

305.4 Structure Wall as a Barrier is hereby amended to read as follows:

305.4 Structure Wall as a Barrier. Where a wall of a dwelling or structure serves as part of the barrier and where doors or windows provide direct access to the pool or spa through that wall, one of the following shall be required:

1. All ground-level doors or other doors with direct access to the swimming pool or other contained body of water shall be equipped with a self-latching device. Emergency escape or rescue windows from sleeping rooms with access to the swimming pool or other contained body of water shall be equipped with a latching device not less than 54 inches above the floor. All other openable dwelling unit or guest room windows with similar access shall be equipped with a screwed-in-place wire mesh screen, or a keyed lock that prevents opening the window more than four inches, or a latching device located not less than 54 inches above the floor.

...

7. All ground level doors or other doors with direct access to the swimming pool or other contained body of water shall be equipped with a self-latching device which meets the requirements of 305.3.3 amended. Emergency escape or rescue windows from sleeping rooms with access to the swimming pool or other contained body of water shall be equipped with a latching device not less than 54 inches (1372 mm) above the floor. All other openable dwelling unit or guest room windows with similar access shall be equipped with a screwed in place wire mesh screen, or a keyed lock that prevents opening the window more than 4 inches (102 mm), or a latching device located not less than 54 inches (1372 mm) above the floor (A.R.S. §36-1681(C)(3)).
8. If the residence cannot constitute part of required enclosure, then a minimum 54-inch wall, fence, or barrier to the pool area which meets all of the requirements of Section 305.2.1, shall be constructed between the swimming pool or other contained body of water and the residence or living area.

CHAPTER 4 – PUBLIC SWIMMING POOLS

SECTION 401 – GENERAL

401.3 Chapter 3 Compliance Required is hereby renamed and amended to read as follows:

401.3 Compliance. In addition to the requirements of this chapter, public swimming pools shall comply with the requirements of Chapter 3 and the Arizona Department of Environmental Quality.

CHAPTER 5 – PUBLIC SPAS AND PUBLIC EXERCISE SPAS

SECTION 501 – GENERAL

501.2 General is hereby amended to read as follows:

501.2 General. In addition to the requirements of this chapter, public spas and public exercise spas shall comply with the requirements of Chapter 3 and the Arizona Department of Environmental Quality.

CHAPTER 6 – AQUATIC RECREATION FACILITIES

SECTION 601 – GENERAL

601.3 General is hereby amended to read as follows:

601.3 General. In addition to the requirements of this chapter, aquatic recreation facilities shall comply with the requirements of Chapter 3 and the Arizona Department of Environmental Quality.

(Ord. No. 2026-980, Enacted, 08/13/26)



TOWN OF PRESCOTT VALLEY
STAFF REPORT

DATE: 08/06/2026

TO: Mayor & Town Council

THROUGH: Gilbert Davidson, Town Manager

FROM: Traci Lira, Neighborhood Services Director

DEPARTMENT: Neighborhood Services

AGENDA TYPE: New Business

SUBJECT: Review Selected Vacant Town-Owned Properties Possible Sale - **Discussion Only** [Traci Lira, Neighborhood Services Director]

VISION 2024 FOCUS AREA:

Quality of Life - Enhancing the health of neighborhoods by promoting well-being for all through safety, infrastructure, housing, connectivity, recreational space, and community engagement.

SUMMARY/BACKGROUND:

The Town owns a variety of vacant properties acquired over the years through processes (purchases, dedications, gifts, etc.). As part of ongoing efforts to maximize the value of Town-owned assets, staff initiated a comprehensive review of all such properties to determine whether they continue to serve a municipal purpose. If any did not, it was thought they might be considered for sale in order to obtain revenue for other Town Council priorities. Also, as part of the Town's Affordable Housing Plan it was

thought that such a review might identify any Town-owned land that could be used for attainable housing opportunities through partnerships. And proceeds from the sale of surplus properties might provide an opportunity to capitalize on the Town's Housing Policy Fund (and thereby support future housing initiatives).

The review involved a step-by-step process. Properties that did not meet basic criteria (i.e., those with existing buildings, public uses, floodway restrictions, or zoning limitations) were removed from consideration. The remaining parcels were then reviewed for any physical constraints. They were also discussed with Public Works, Utilities, Parks & Recreation, and Economic Development to ensure other current and future Town needs for those parcels were considered. This narrowed the list to 12 parcels for detailed evaluation. After that detailed evaluation, 6 parcels were identified for further consideration for sale, lease, or development.

Properties for Consideration

Parcel Number	Address	Zoning	Opportunity
103-35-177	7589 E. Addis Ave	CG-PD	Commercial Development
103-35-178	7587 E. Addis Ave	CG-PD	Commercial Development
103-25-092A	8785 E. Spouse Dr.	CN-3	Neighborhood Commercial
402-22-489	4234 N. Saratoga Dr.	RL-10	Residential Development
402-21-236	4789 N. Ocotillo Dr.	MF-8	Residential / Affordable Housing Opportunity
402-21-235	4767 N. Ocotillo Dr.	MF-8	Residential / Affordable Housing Opportunity

Based on input from the Economic Development Department, the commercial parcels might accommodate neighborhood-serving businesses and small commercial businesses. Potential uses include:

- Mobile fleet services
- Specialty automotive services
- Off-road and powersports customization
- Agricultural equipment services
- Pet grooming
- Corner market
- Community café or coffee shop
- Child care center
- Community kitchen supporting cottage food entrepreneurs

These examples illustrate uses compatible with the parcels' zoning and location and are intended to demonstrate future development potential (not limit prospective uses).

Staff notes that the residential parcels might present opportunities to advance implementation of the Affordable Housing Plan. Strategies might include:

- Partnering with nonprofit and private developers to construct attainable homeownership opportunities
- Developing affordable rental housing
- Leveraging the land to reduce development costs
- Otherwise supporting workforce housing initiatives

In particular, the Ocotillo Drive parcels might present an opportunity for a future partnership with Habitat for Humanity to develop attainable starter homes. While no formal proposal or commitment exists at this time, staff believes the parcels warrant additional exploration should Council express interest in pursuing this concept.

RECOMMENDED MOTION:

N/A Discussion only; No Action Requested

STAFF RECOMMENDATION:

N/A Discussion only; No Action Requested

FISCAL ANALYSIS:

Future sale or lease of selected surplus properties has the potential to generate revenue for the Town while returning underutilized assets to productive use. Subject to future Council direction, proceeds from the sale of appropriate parcels could be deposited into the Housing Policy Fund to assist with implementation of the Affordable Housing Plan and other Council-approved housing initiatives. Other parcels may provide long-term economic development opportunities or support future public-private partnerships without requiring direct Town investment.

Attachments

Vacant Town-Owned Properties

August 6, 2026



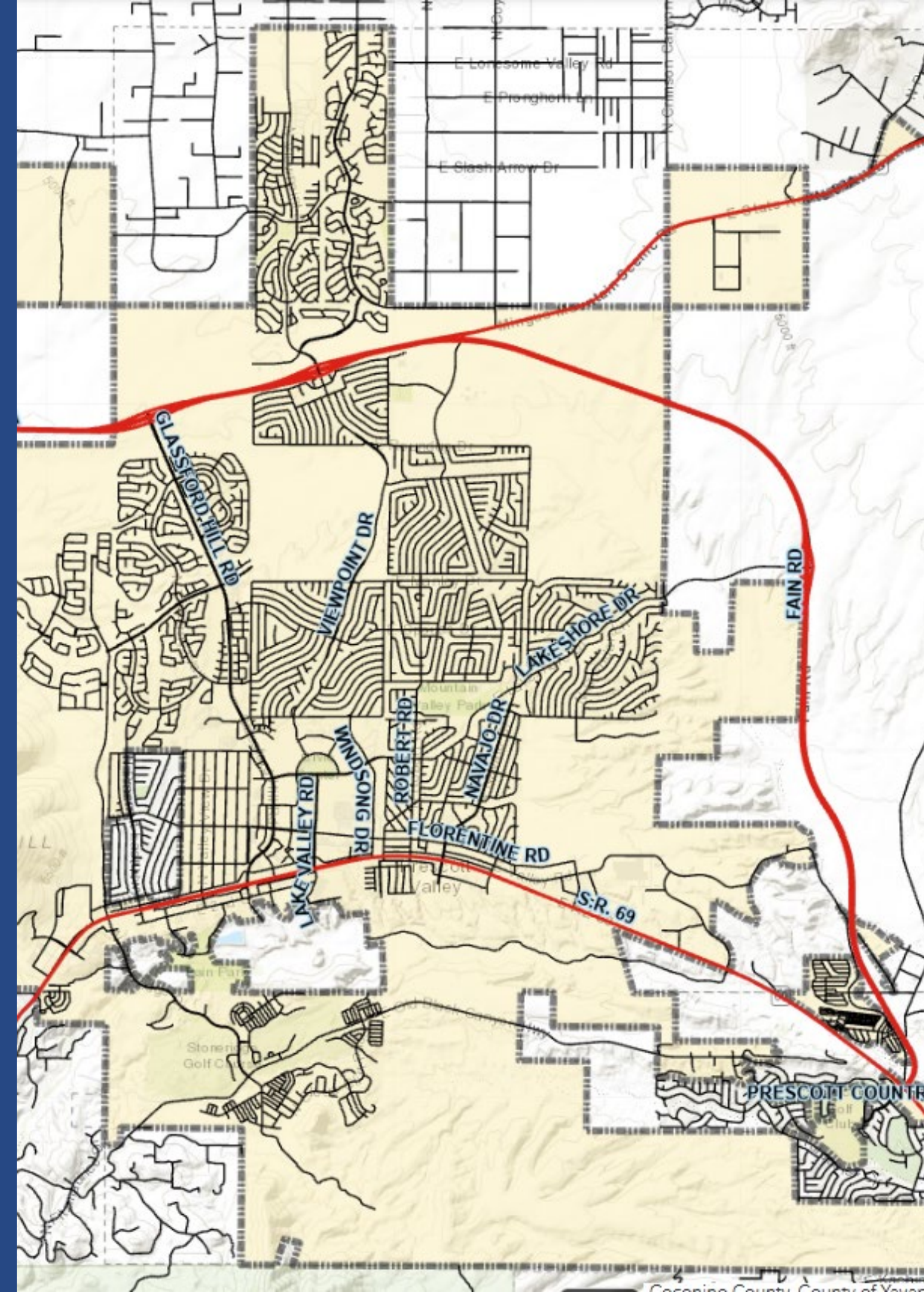
Strategic Review of Vacant Town-Owned Properties

OUR PURPOSE

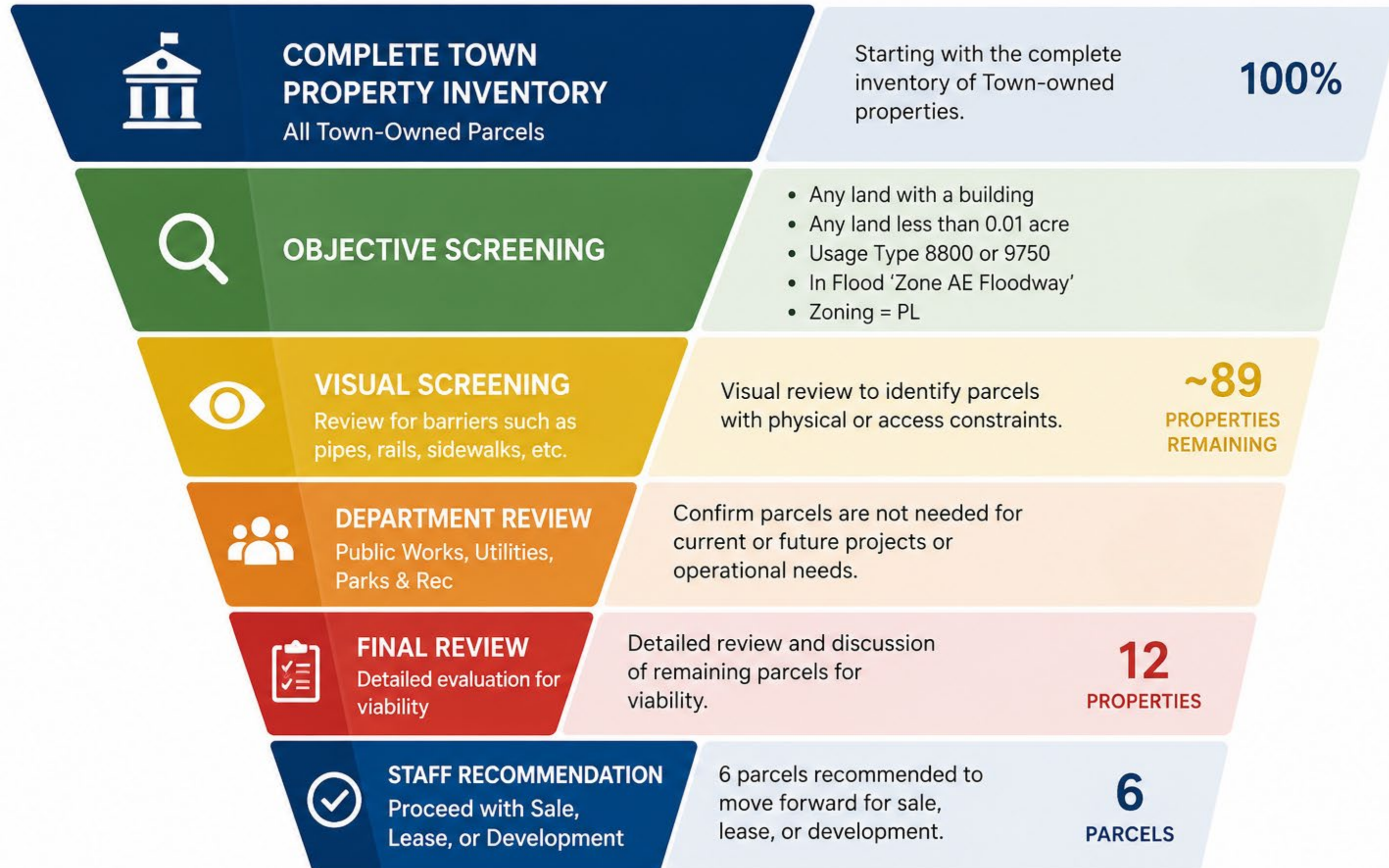
Strategically evaluate vacant Town-owned properties to determine opportunities to:

- Support implementation of the Town's Affordable Housing Plan
- Generate revenue for the Housing Policy Fund through the sale of surplus properties
- Identify parcels suitable for future housing, economic development, or other community priorities
- Ensure land needed for current and future municipal operations is retained

Not all properties are recommended for sale. Each parcel has been evaluated to determine whether it is best suited for retention, lease, development, or sale based on the Town's long-term needs.

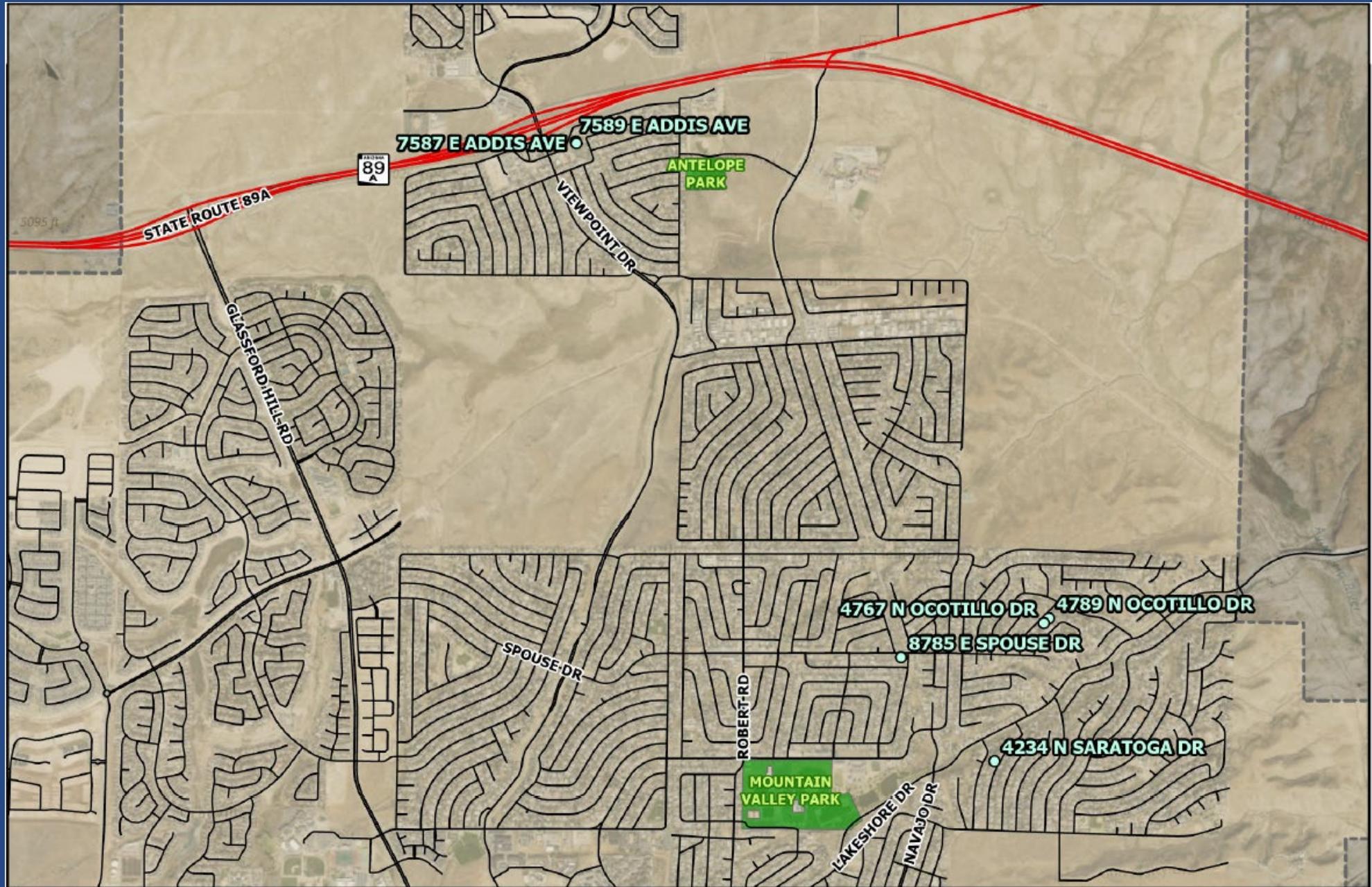


Vacant Town-Owned Property Review Process



STAFF RECOMMENDATION

Proceed with Sale, Lease, or Development



Legend

- Address Points
- Highways
- Roads
- Parks
- - - Town Limits

This map is designed to provide information about the Town of Prescott Valley. Every effort has been made to make this map as complete and accurate as possible. However, no warranty of fitness is implied. This map is for reference only, and is not a legal document. The Town of Prescott Valley shall have neither liability nor responsibility to any person or entity with respect to any loss or damage in connection with or arising from the information contained on this map.

7/28/2026

0 1,000 2,000 4,000 Feet
0 0.2 0.4 0.8 Miles

Parcel	Zoning
7589 E. Addis Ave	CG-PD
7587 E. Addis Ave	CG-PD
8785 E. Spouse Dr.	CN-3
4234 N. Saratoga Dr.	RL-10
4789 N. Ocotillo Dr.	MF-8
4767 N. Ocotillo Dr.	MF-8

POTENTIAL DEVELOPMENT OPPORTUNITIES

Commercial Parcels

Addis Avenue (CG-PD)

-  Mobile Fleet Services
-  Specialty Auto Care
-  Off-Road & Powersports
-  Agricultural Equipment Services
-  Pet Grooming

Spouse Drive (CN-3)

-  Corner Market
-  Community Café
-  Child Care Center
-  Community Kitchen
-  Cottage Food Marketplace

These examples are intended to illustrate compatible uses based on the property's zoning and location and are not intended to limit future development proposals.

SUPPORTING THE PLAN FOR AFFORDABLE HOUSING

Residential Parcels with Housing Potential

Potential Community Benefits

- Increase attainable homeownership opportunities
- Support workforce housing
- Leverage Town-owned land to reduce development costs
- Partner with a nonprofit organization with a proven housing model
- Advance implementation of the Affordable Housing Plan

These parcels may be well-suited for a partnership with Habitat for Humanity to develop attainable starter homes that support the Town's Affordable Housing Plan.



Subject to Council direction and future partnership discussions, staff could explore the feasibility of a Habitat for Humanity starter home project on the Ocotillo parcels.

An aerial photograph of Prescott Valley, Arizona, taken at dusk. The image is overlaid with a semi-transparent blue filter. In the center, the words "PRESCOTT VALLEY" are written in a bold, white, sans-serif font. A thick orange horizontal line is positioned directly beneath the text. The background shows a sprawling suburban landscape with numerous houses, commercial buildings, and parking lots. In the distance, a range of mountains is visible against a sky filled with dark, dramatic clouds. A small body of water is visible in the lower-left corner of the frame.

PRESCOTT VALLEY



TOWN OF PRESCOTT VALLEY
STAFF REPORT

DATE: 08/06/2026

TO: Mayor & Town Council

THROUGH: Gilbert Davidson, Town Manager

FROM: Neil Wadsworth, Utilities Director

DEPARTMENT: Utilities

AGENDA TYPE: New Business

SUBJECT: Wastewater Treatment Plant Master Plan and Expansion Update -
Discussion Only [Neil Wadsworth, Utilities Director - Retired]

VISION 2024 FOCUS AREA:

Water and Land Stewardship - Responsible planning for sustainable water management and land conservation.

SUMMARY/BACKGROUND:

During the early 1990s, the Town of Prescott Valley created a centralized wastewater collection and treatment system. The Town was able to construct and complete Phase 1 of the wastewater treatment plant (WWTP) component in 1993 (allowing for an initial capacity of 1.25 million gallons per day, MGD). The WWTP incorporated advanced biological treatment and ultraviolet (UV) disinfection to produce high-quality reclaimed water. In 1995, the Town completed Phase 2 (doubling the WWTP capacity to approximately 2.5 MGD). In 2007, a third expansion was completed allowing the

WWTP capacity to increase to 3.75 MGD.

As the Town has grown, the capacity and infrastructure of the WWTP has required upgrades in order to provide proper wastewater treatment. Recently, Town staff has begun a Master Planning process intended to identify the next set of WWTP improvements that will be needed (e.g., increased capacity for both hydraulic and solid loadings).

As a path forward, the Town has contracted HDR to complete the WWTP Master Plan. Said Master Plan will provide a framework for addressing treatment capacity, needed improvements, space requirements/land acquisition, planning level cost estimates, and schedules. The Town and Jacobs (the WWTP operator) are working together to implement recommendations from an Aeration Study previously completed by Kimley Horn that could provide additional efficiencies to the WWTP process. Targeted evaluations and future studies will undoubtedly refine the recommendations of the Master Plan.

Town Staff and HDR will present initial findings and considerations as part of the WWTP Master Planning process for discussion by the Town Council.

RECOMMENDED MOTION:

N/A Discussion Only - No Action Requested

STAFF RECOMMENDATION:

N/A Discussion Only - No Action Requested

FISCAL ANALYSIS:

Budget was provided this fiscal year for planning and project management services related to the Wastewater Treatment Plant.

Wastewater Enterprise Fund	501-7010-700.73-01	\$1,500,000
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TOWN OF PRESCOTT VALLEY
STAFF REPORT

DATE: 08/06/2026

TO: Mayor & Town Council

THROUGH: Gilbert Davidson, Town Manager

FROM: Skyler Barton, Assistant to the Town Manager/Interim Utilities Director

DEPARTMENT: Utilities

AGENDA TYPE: New Business

SUBJECT: Type II Water Right Lease Agreement with VPN Development LLC - Consideration & Possible Action (Authorize Signature) [Tracy Lund, Water Resources Advisor]

VISION 2024 FOCUS AREA:

Water and Land Stewardship - Responsible planning for sustainable water management and land conservation.

SUMMARY/BACKGROUND:

The Town of Prescott Valley owns a Type II Non-Irrigation Grandfathered Groundwater Right (58-111699.0004) to withdraw up to 75 acre-feet of water per year from the Prescott AMA Groundwater Basin. This right is owned by the Town to provide operational flexibility for such things as establishing new service areas, developing wells, and other unusual circumstances.

In 2017, 2019, 2022, and 2024, the Town Council approved one-year lease agreements (that included an option to continue for an additional year on a monthly basis) to Arizona Eco Development, LLC for construction water (e.g., dust control and related incidental uses). Arizona Eco Development LLC has not asked to renew that lease in 2026. However, VPN Development LLC has indicated a desire to lease a portion of the Type II right for the same purposes as part of its work on Viewpoint North. The lease would be under the same terms as the leases previously entered into with Arizona Eco Development. Such use of this water right conforms to Arizona law and provides the Town an opportunity to exercise the right, reduce impacts to Town's Service Area water rights (that would otherwise be impacted by use for construction water), and recover costs for the original purchase of the Type II right.

The payment rate under these leases is based on the established market value for water specified in the Effluent Water Auction Agreement dated November 19, 2007 between the Town and Water Property Investors, plus 10% (as required by Section 12.15 of that Agreement). The market value was set at \$35,000 per acre-foot for a 100-year supply in previous resale agreements (or \$385.00 per acre-foot/year...\$350.00/acre-foot/year + 10%). Revenue under the lease for the initial term would be \$7,700.00.

RECOMMENDED MOTION:

Motion to authorize signature of this Lease of a portion of the Town Type II water right (per Town Code 2-02-040) between the Town and VPN Development, LLC. **VOTE.**

STAFF RECOMMENDATION:

Town staff recommends authorizing signature of this Type II water right Lease with VPN Development, LLC.

FISCAL ANALYSIS:

Revenue Impact: The Type II Water Right Lease Agreement will result in revenue during the initial (and any subsequent) term of \$7,700.00 per term.

Attachments

Type 2 Water Right Lease Agreement

TYPE 2 GROUNDWATER LEASE AGREEMENT

This Type 2 Groundwater Lease Agreement ("Agreement") between the TOWN OF PRESCOTT VALLEY, a municipal corporation of Arizona ("Town") and VPN Development LLC, an Arizona limited liability company ("Lessee");

WITNESSETH:

WHEREAS, the Town owns a Type 2 Non-Irrigation Grandfathered Groundwater Right in the Prescott Active Management Area in the amount of seventy-five (75) acre-feet, which Right is evidenced by a certificate issued by the Arizona Department of Water Resources ("ADWR"), Certificate No. 58-111699.0004 ("Type 2 Right"); and

WHEREAS, the Type 2 Right is owned by the Town to provide operational flexibility for such things as establishing new service areas, developing wells, and other unusual circumstances; and

WHEREAS, Lessee wishes to lease a portion of the Type 2 Right as construction water for the proposed Viewpoint North development; and

WHEREAS, the payment rate under this Agreement must be based on the requirement in Subsection 12.15 of the Effluent Water Auction Agreement (November 19, 2007) ("Auction Agreement") between the Town and Water Property Investors that any such water be transferred for market value plus 10%; and

WHEREAS, Resale Contracts have since been sold under the Auction Agreement (beginning in 2018) and provided a basis for determining a market rate of \$350 per acre-foot per year (to which an additional 10% would be added) for a previous lease of this Type 2 Right; and

WHEREAS, the price per acre-foot per year in the Resale Contracts between 2018 and 2025 has, in fact, varied from a low of \$250 to a high of \$500, but consideration of the number of acre-feet sold for each price (and the overall trend in prices) suggests that \$350 per acre-foot per year (to which \$35 would be added, for a total of \$385 per acre-foot per year) remains a viable payment rate for this Agreement; and

WHEREAS, the Town Council finds that such use of the Type 2 Right conforms to Arizona law and provides the Town an opportunity to exercise the right, reduce impacts to the Town's Service Area water rights (that would otherwise be impacted by use of construction water), and recover some costs for the purchase of this Type 2 Right;

NOW, THEREFORE, for and in consideration of the mutual promises and covenants contained herein, and other valuable consideration (the receipt and adequacy of which is acknowledged), the parties hereto agree as follows:

SECTION 1. Lease. The Town hereby leases exclusively to Lessee 20 acre-feet of its Type 2 Right annually for use as construction water ("Leased Rights") during the term hereof.

SECTION 2. Term. The term of this Agreement shall begin on the date signed by the Mayor of Prescott Valley as approved by Town Council and noted below ("Effective date"), shall be

retroactive back to August 1, 2026, and shall continue through March 31, 2027 (unless sooner terminated in accordance with the provisions hereof). Notwithstanding any such early termination, the provisions of Section 9 hereof shall run with the land consisting of the Property (defined below) and shall be perpetual.

If, on March 31, 2027, Lessee's planned construction is not complete, Lessee shall have the option to continue to receive construction water under this Agreement on a month-to-month basis for an additional term through December 31, 2027. Said option must be exercised in writing by Lessee no later than March 31, 2027.

SECTION 3. Payment. Lessee shall pay for the Leased Rights three hundred eighty-five dollars and 00 cents (\$385.00) per acre-foot, for a total of \$7,700 payable 30 days after the date invoiced by the Town. If this Agreement continues beyond March 31, 2027, Lessee shall pay the same amount per additional acre-feet needed to complete the construction, payable in advance. Lessee shall then have exclusive use of that additional portion of the Town's Type 2 Right as part of its Leased Rights hereunder.

SECTION 4. Withdrawal of Groundwater. Lessee may withdraw groundwater pursuant to the Leased Rights, subject only to the Town's rights specified below. Lessee may withdraw said groundwater from the well located on real property described in Exhibit "A" attached hereto and expressly made a part hereof ("Property"), or from any well(s) constructed to replace said well (collectively the "Wells") as Lessee shall select.

Lessee shall not withdraw groundwater pursuant to the Leased Rights beyond that set forth herein, apply said groundwater to any property other than the Property, or resell any part of the Leased Rights (or the groundwater withdrawn thereunder) to any other person or entity.

Lessee shall be responsible for drilling, operation, maintenance, or use (and all other costs associated with any) of the Wells (including both below-ground and above-ground facilities such as pumps and motors) used by Lessee to exercise the Leased Rights.

If any additional construction water is obtained by Lessee through the Town's Municipal Water System, Lessee's use of that water will be charged at the established rates and through established procedures.

SECTION 5. Indemnification by Lessee. To the extent permitted by law, Lessee hereby agrees to indemnify and hold the Town harmless for, from and against all reasonable demands, liabilities, losses, damages, expenses, costs of defense and attorney fees arising directly out of or connected with any groundwater withdrawals made by Lessee (or Lessee's agents) pursuant to the Leased Rights hereunder.

SECTION 6. Interference with Leased Rights. The Town shall make no withdrawals of groundwater pursuant to the Type 2 Right (from the Effective Date until the termination or expiration of this Agreement) that interfere with Lessee's Leased Rights under this Agreement. If Lessee is permanently restricted or prevented from using any portion of the Leased Rights by applicable law or regulation, then such portion of the Leased Rights shall permanently revert to the Town, free of any provisions of this Agreement. The Town will refund to Lessee the rent paid for the portion of the Leased Rights that revert to the Town pursuant to this Section 6.

SECTION 7. Title and Encumbrances. The Town warrants that it has title to the Type 2 Right, and that the Leased Rights have not been previously conveyed, leased or otherwise encumbered.

SECTION 8. Option to Obtain Ownership of Well(s). Lessee hereby grants to the Town an option to obtain title to any one or more Wells that constitute the Property at such time as may be determined by Lessee and the Town through a development agreement or other separate agreement. This ownership option includes any of Lessee's pumps and motors installed at such Wells, provided that: (a) exercise of the Town's rights hereunder shall not unreasonably interfere with Lessee's use of the Property and shall be exercised so as to minimize any such interference, and (b) exercise of the Town's rights shall not unreasonably interfere with Lessee's ability to withdraw groundwater pursuant to the Leased Rights. If the Town exercises its option, it shall do so in writing and it shall first pay any expense associated with installation or maintenance of any necessary Town equipment and shall thereafter pay any costs of the electric power or other utilities and other pumping costs associated with pumping groundwater from the Wells.

SECTION 9. Measuring Withdrawals; Access to Property; Additional Leased Rights; Record Keeping; Filings; Other Documents. Lessee agrees to install a water metering device to measure groundwater withdrawals from any Well(s) in compliance with Town specifications and ARS § 45-604. Town staff and/or its contractors shall have access to any Well(s) to read the meter during normal business hours and upon notification to Lessee. Lessee shall notify the Town of any other Leased Rights from other Parties that may be withdrawn from such Well(s).

Lessee and the Town shall each, respectively, keep all records regarding water withdrawn by each of them pursuant to the provisions of this Agreement as are necessary to comply with applicable Arizona groundwater regulations. The Town shall be responsible for filing annual withdrawal reports for water withdrawn pursuant to the Leased Rights and payment of any fees (including groundwater withdrawal fees), connected therewith as required by ARS § 45-632 (or any successor statute or applicable regulation) for the term of this Agreement. Each party shall furnish copies of any such filings to the other party.

The Town shall execute a Notification of Lease of All or a Portion of a Type 2 Non-Irrigation Grandfathered Right ("Notification") to be filed with ADWR for the purpose of giving notice of this Agreement. Provided, however, that it is understood that such Notification shall not result in a change of title to the Type 2 Right but shall only reflect this Agreement. Lessee shall pay any fees associated with such Notification.

The Town shall otherwise execute any necessary documents, provide any necessary information, and otherwise cooperate with Lessee's efforts to fulfill any statutory or regulatory requirements concerning the Leased Rights hereunder (or any withdrawals made pursuant thereto).

This Agreement may be recorded by either Lessee or the Town with the Yavapai County Recorder or filed with ADWR (or both).

SECTION 10. Default. In the event of any default under this Agreement that has not been cured within thirty (30) days after the Town has given Lessee written notice of the existence of such default specifying in detail the default claimed to exist, the Town may terminate this Agreement by giving Lessee written notice of such termination. Provided, however, that if such default is cured

before the giving of such notice of termination the Town shall not be entitled to terminate this Agreement by reason of such default.

SECTION 11. Duties upon Termination or Expiration. Upon termination or expiration of this Agreement, Lessee shall provide the Town with copies of all records kept (up to the date of termination or expiration) which are necessary for the Town to comply with applicable statutes and regulations. Lessee shall also execute any documents necessary to return the Leased Rights to their status prior to the execution of this Agreement.

SECTION 12. Amendment. Both parties agree to execute any amendment to this Agreement (other than amendments regarding the amount of payment hereunder) required by ADWR to give effect to this Agreement.

SECTION 13. Successors and Assigns. Notwithstanding Lessee's promise in Section 4 not to resell any part of the Leased Rights or the groundwater withdrawn thereunder to any other person or entity, this Agreement is binding upon and inures to the benefit of the successors and assigns of the parties hereto (and shall run with and burden the land consisting of the Property).

SECTION 14. Governing Law and Severability. This Agreement shall be governed by the laws of the State of Arizona. Any provision of this Agreement which is found to be invalid shall be severable and shall not invalidate the remainder of this Agreement.

SECTION 15. Notices. Any notice to be given or payment to be made hereunder shall have been properly given or made when received, or when deposited in the regular United States mail, postage prepaid, addressed as follows:

Lessee: VPN Development LLC
 3424 E Camelback Rd
 Phoenix, AZ 85018
 Attn: Duane Hunn

Town: Town of Prescott Valley
 7501 East Skoog Blvd
 Prescott Valley, AZ 86314
 Attn: Town Manager

or addressed to such other address as the party to receive such notice or payment shall have designated by another notice given as required by this Section.

SECTION 16. Captions. The captions used in this Agreement are for convenience only and do not modify or define any of the terms or conditions hereof.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first-above written.

TOWN OF PRESCOTT VALLEY, a municipal
corporation of Arizona

Kell Palguta, Mayor

Date

ATTEST:

Fatima Fernandez, Town Clerk

APPROVED AS TO FORM

Ivan Legler, Town Attorney

VPN DEVELOPMENT LLC, an Arizona limited liability
company

By: VPN DevCo, LLC, an Arizona limited liability
company

Its: Manager

By: DM Hunn DevCo, LLC, an Arizona
limited liability company

Its: Manager

By:



Duane M. Hunn

Its: Manager

EXHIBIT "A"

LOT 15, POQUITO VALLEY, ACCORDING TO THE RESULTS OF THE SURVEY RECORDED IN BOOK 7 OF LAND SURVEYS, PAGE 67, AND AMENDED IN BOOK 8 OF LAND SURVEYS, PAGE 4, LOCATED WITHIN SECTION 23, TOWNSHIP 15 NORTH, RANGE 1 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, YAVAPAI COUNTY, ARIZONA.



TOWN OF PRESCOTT VALLEY
STAFF REPORT

DATE: 08/06/2026

TO: Mayor & Town Council

THROUGH: Gilbert Davidson, Town Manager

FROM: Fatima Fernandez, Town Clerk

DEPARTMENT: Town Clerk

AGENDA TYPE: New Business

SUBJECT: Requested Series 9 Liquor Store License for Roberts Marketplace located at 6640 N. Viewpoint Drive - Consideration & Possible Action (**Public Hearing, Approval**) [Marissa Greenwood, Deputy Town Clerk]

VISION 2024 FOCUS AREA:

Prosperous Community - Creating an environment where our residents can thrive for a lifetime via job opportunities through a diversified and growing economy.

SUMMARY/BACKGROUND:

ARS §4-201(B) requires a person who files for a liquor license inside a municipality to file the application with the Director of the Arizona Department of Liquor License and Control ("ADLL&C"). The Director then forwards the application to the municipal Clerk who posts a copy for twenty (20) days in a conspicuous place on the front of the premises where the business will be conducted. The notice says anyone who is a bona fide resident residing or owning or leasing property within a one-mile radius of the

premises to be licensed (who is in favor of or opposed to issuing the license) shall file written arguments in favor of or opposed to the license with the Clerk no later than twenty (20) days after the posting date. After the time for filing arguments has passed, a hearing on the application is held before the local governing body (and that body either recommends approval or denial of the application to the ADLL&C).

Ryan Witner Anderson, Agent, filed a location / owner transfer application for a Series 9 (Liquor Store) Liquor License on behalf of Roberts Marketplace located at 6640 N. Viewpoint Drive. The Series 9 Liquor Store license is a transferable Arizona off-sale license that authorizes retail sale of beer, wine, and distilled spirits in their original, unopened containers for off-premises consumption. Commonly used by liquor and package stores, these licenses can be purchased from existing holders on the open market or obtained through the Arizona liquor license lottery when new or reverted licenses become available. The Affidavit of Posting for this application is attached. No arguments in favor of or opposed to issuance of the license were submitted

It is now proposed that the Town Council hold a public hearing on this application to consider any additional public comments. After any public comments, it is requested that the Council vote to recommend either approval or denial of the application to the ADLL&C.

RECOMMENDED MOTION:

Motion to recommend approval of the Series 9 Liquor Store License on behalf of Roberts Marketplace located at 6640 N. Viewpoint Drive, Prescott Valley, AZ 86315 to the Arizona Department of Liquor License and Control. **VOTE.**

STAFF RECOMMENDATION:

Town staff recommends that the Town Council recommend approval of the application for a Series 9 Liquor License for Roberts Marketplace located at 6640 N. Viewpoint Drive, Prescott Valley, AZ 86315.

FISCAL ANALYSIS:

Historically, the Town has anticipated collection of Transaction Privilege Taxes from the sale of products related to such licenses.

Attachments

Application #400657
Affidavit of Posting
Proof of Posting
Local Governing Body Recommendation

State of Arizona
Department of Liquor Licenses and Control

Created 06/09/2026 @ 04:55:00 PM

Local Governing Body Report

LICENSE

Number:	009130028028	Type:	009 LIQUOR STORE
Name:	ROBERTS MARKETPLACE		
State:	Pending		
Issue Date:		Expiration Date:	08/31/2026
Original Issue Date:	04/16/2024		
Location:	6640 N VIEWPOINT DRIVE PRESCOTT VALLEY, AZ 86315 USA		
Mailing Address:	1850 N CENTRAL AVENUE #1700 C/O BURCH & CRACCHIOLO P.A. PHOENIX, AZ 85004 USA		
Phone:	(602)234-8763		
Alt. Phone:			
Email:	BCLIQUOR@BCATTORNEYS.COM		

Currently, this license has pending applications.

AGENT

Name:	RYAN WITNER ANDERSON
Gender:	Male
Correspondence Address:	1850 N CENTRAL AVENUE #1700 C/O BURCH & CRACCHIOLO P.A. PHOENIX, AZ 85004 USA
Phone:	(602)234-8763
Alt. Phone:	(602)274-7611
Email:	BCLIQUOR@BCATTORNEYS.COM

OWNER

*100th day
08-08-2026*

Name: ROBERTS MARKET PLACE INC
Contact Name: RYAN WITNER ANDERSON
Type: CORPORATION
AZ CC File Number: 08896258 State of Incorporation: AZ
Incorporation Date: 09/29/1999
Correspondence Address: 1850 N CENTRAL AVENUE
#1700 C/O BURCH & CRACCHIOLO P.A.
PHOENIX, AZ 85004
USA
Phone: (602)234-8763
Alt. Phone:
Email: BCLIQUOR@BCATTORNEYS.COM

Officers / Stockholders

Name:	Title:	% Interest:
ROBERT NEIL HAMILL	President	100.00

ROBERTS MARKET PLACE INC - President

Name: ROBERT NEIL HAMILL
Gender: Male
Correspondence Address: 1850 N CENTRAL AVENUE
#1700 C/O BURCH & CRACCHIOLO P.A.
PHOENIX, AZ 85004
USA
Phone: (928)420-9213
Alt. Phone:
Email: ROBERT_PV@YAHOO.COM

APPLICATION INFORMATION

Application Number: 400657
Application Type: Location / Owner Transfer
Created Date: 05/22/2026

QUESTIONS & ANSWERS

009 Liquor Store

- 1) Are you applying for an Interim Permit (INP)?
No
- 3) Does the Business location address have a street address for a City or Town but is actually in the boundaries of another City, Town or Tribal Reservation?
No
- 11) Provide name, address, and distance of nearest school. (If less than one (1) mile note footage)
Pronghorn Ridge Middle School - 6411 N Robert Road, Prescott Valley AZ 86314
Approx 2.6 miles

- 12) Are you one of the following? Please indicate below.
 Property Tenant
 Subtenant
 Property Owner
 Property Purchaser
 Property Management Company
 Owner
- 13) Is there a penalty if lease is not fulfilled?
 No
- 14) What is the total money borrowed for the business not including the lease?
 Please list lenders/people owed money for the business.
 \$0
- 15) Is there a drive through window on the premises?
 No
- 16) If there is a patio please indicate contiguous or non-contiguous within 30 feet
 Yes, contiguous
- 17) Is your licensed premises now closed due to construction, renovation or redesign or rebuild?
 No
- 18) Total Price paid for Series 6 Bar, Series 7 Beer & Wine Bar or Series 9 Liquor Store (license only)
 400,000

DOCUMENTS

DOCUMENT TYPE	FILE NAME	UPLOADED DATE
MISCELLANEOUS	Cover Letter.pdf	05/22/2026
DIAGRAM/FLOOR PLAN	Diagram.pdf	05/22/2026
ORGANIZATIONAL DOCUMENTS	Org Chart.pdf	05/22/2026
QUESTIONNAIRE	Robert Hamill PQ, Statement & Training Certificates.pdf	05/22/2026
ALIEN STATUS	Ryan W Anderson Alien Status Form.pdf	05/22/2026
QUESTIONNAIRE	Ryan W Anderson PQ.pdf	05/22/2026
MISCELLANEOUS	Section 6 Signed.pdf	05/22/2026



POSTING

Job# _____

DLLC use only

Arizona Dept. of Liquor Licenses and Control
800 W. Washington St. 5th Floor Phoenix, AZ 85007
(602) 542-5141

Type or Print with Black Ink

Date of Posting: 06 / 17 / 26

Date of Posting Removal: 07 / 08 / 26

Applicant's Name: Anderson Ryan Witner
Last First Middle

Business Address: 6640 N Viewpoint Drive, Prescott Valley, AZ 86315
Street City Zip

I hereby certify that pursuant to A.R.S. 4-201, I posted notice in a conspicuous place on the premises proposed to be licensed by the above applicant and said notice was posted for at least twenty (20) days.

Marissa Greenwood Deputy Town Clerk (928)759-5512
Print Name of City/County Official Title Phone Number

 07/08/26
Signature Date Signed

Return this affidavit with your recommendations or any other related documents.
If you have any questions please call (602) 542-5141 and ask for the Licensing Division.



Local Governing Body Recommendation A.R.S. § 4-201(C)

Arizona Dept. of Liquor Licenses and Control
800 W. Washington St. 5th Floor Phoenix, AZ 85007
(602) 542-5141

Type or Print with **Black Ink**

City or Town of: Town of Prescott Valley Liquor License/Application #: 400657
(Circle one) (Arizona license/application #)
County of: Yavapai City/Town/County #: 13

Licensed establishment that will be operating within an "entertainment district" as described in A.R.S. § 4-207(D)(2),

(Name of entertainment district)

(Date of resolution to create the entertainment district)

A boundary map of entertainment district must be attached.

The Prescott Valley Town Council at a Regular meeting held
(Governing body) (Regular or special)
on the 06 of August, 2026 considered the application of Ryan Witner Anderson
(Day) (Month) (Year) (Name of applicant)

for a license to sell spirituous liquor at the premises described in the application as provided by A.R.S. § 4-201.

ORDER OF APPROVAL/DISAPPROVAL

IT IS THEREFORE ORDERED that the license APPLICATION OF Ryan Witner Anderson
(Name of applicant)
to sell spirituous liquor of the class and in the manner designated in the application, is hereby recommended
for _____.
(Approval, disapproval, or no recommendation)

TRANSMISSION OF ORDER TO STATE

IT IS FURTHER ORDERED that a certified copy of this order be immediately transmitted to the State
Department of Liquor, License Division, 800 W Washington, 5th Floor, Phoenix, Arizona 85007.

Dated at _____ on _____, _____, _____.
(Location) (Day) (Month) (Year)

(Printed name of city, town or county clerk)

(Signature of city, town or county clerk)



TOWN OF PRESCOTT VALLEY
STAFF REPORT

DATE: 08/06/2026

TO: Mayor & Town Council

THROUGH: Gilbert Davidson, Town Manager

FROM: Fatima Fernandez, Town Clerk

DEPARTMENT: Town Clerk

AGENDA TYPE: New Business

SUBJECT: Resolution 2026-2457, Official Canvass Town of Prescott Valley Primary Election, July 21, 2026 - Consideration & Possible Action (Authorize Signature) [Fatima Fernandez, Town Clerk]

VISION 2024 FOCUS AREA:

High Performing Team - How we conduct our business and ourselves through our culture, diversity, communication, delivery, outreach, processes, and values. What we do, how we do it, and who we do it for.

Water and Land Stewardship - Responsible planning for sustainable water management and land conservation.

Quality of Life - Enhancing the health of neighborhoods by promoting well-being for all through safety, infrastructure, housing, connectivity, recreational space, and community engagement.

Prosperous Community - Creating an environment where our residents can thrive for a lifetime via job opportunities through a diversified and growing economy.

SUMMARY/BACKGROUND:

The Town of Prescott Valley Primary Election was held on Tuesday, July 21, 2026. Said Election was held for the purpose of A) electing one (1) Mayor to a four-year term, B) electing two (2) Councilmembers to a four-year term, and C) electing one (1) Councilmember to a two-year term. The results of said Election are noted in the attached Resolution No. 2026-2457. The Voting Center election was administered by the Election Department of Yavapai County per contract with the Town. A total of 13,797 of the 33,354 registered voters cast ballots in said election, reflecting a 41.37 percent election participation level.

The Town Council is now required by Arizona law (Arizona Revised Statutes §9-821, and Title 16, Chapter 4, Article 11 to canvass the vote and formally declare the results. The required information for the canvass is also included in Resolution No. 2026-2457.

[Note: HB2080 was signed by the Governor during the 2024 legislative session to allow any candidate with the highest votes cast among those elected outright at a Primary Election to take office right after the canvassing of the Election (rather than wait until any other time established by Town Code) for any existing Council seat previously filled by appointment. Thus, candidate Jason Thornton (having received the highest vote among the candidates for the two-year term) will take office at the August 13, 2026 Regular Town Council meeting. The remaining candidates elected at the Primary Election will begin their new terms at the December 10, 2026 Regular Town Council meeting (as provided by Town Code).]

RECOMMENDED MOTION:

Motion to authorize signature of Resolution No. 2026-2457 canvassing, declaring, and adopting the results of the Town of Prescott Valley July 21, 2026, Primary Election. **VOTE.**

STAFF RECOMMENDATION:

Staff recommends authorizing signature of Resolution No. 2026-2457 to comply with Arizona law requiring a canvass of the July 21, 2026 Primary Election.

FISCAL ANALYSIS:

Total Cost this Request: The Town Clerk Department budgeted a total of \$174,00 for the Primary Election.

Funding Source: General Fund Account #101-1510-600.3240

Budget Impact: During the 2024 Primary Election, the Clerk's Office was invoiced a total of \$98,726.46. The cost per registered voter was \$3.13, based on 31,542 registered voters. The County applied a discount of \$0.25 per registered voter, resulting in a total savings of \$7,885.50. For the 2026 Primary Election, it is estimated that both the rate and discount will remain consistent. Based on 33,354 registered voters, the projected cost at \$3.13 per voter is \$104,398.02. After applying the estimated discount of \$8,338.50, the total projected cost is \$96,059.52.

Attachments

Resolution 2026-2457 Election Canvass
Yavapai County Canvass Results
2026 Primary Election Presentation Canvass

RESOLUTION NO. 2026-2457

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, A MUNICIPAL CORPORATION OF ARIZONA, DECLARING AND ADOPTING THE RESULTS OF THE PRIMARY ELECTION FOR THE TOWN HELD AS A VOTE CENTER ELECTION ON THE 21ST DAY OF JULY 2026.

WHEREAS, on February 6, 2026, Arizona Governor Katie Hobbs signed a bipartisan bill passed by the Arizona Legislature (HB2022) that permanently changed Arizona Primary Elections to the second-to-last Tuesdays in July from the first Tuesday in August (effective immediately); and

WHEREAS, the Town of Prescott Valley, Arizona, duly called and held its Primary Election pursuant to ARS §9-821.01(a) and Town Code §2-03-010; and

WHEREAS, said Primary Election was conducted on July 21, 2026 as a Voting Center Election; and

WHEREAS, said Primary Election was held for the purpose of: A) electing one (1) Mayor to a four-year term, B) electing two (2) Councilmembers to a four-year term, and C) electing one (1) Councilmember to a two-year term; and

WHEREAS, the qualified electors did cast a total of 13,797 ballots; and

WHEREAS, in accordance with ARS §§16-311(i)(1) and §16-408(d), the Town contracted with the Board of Supervisors and County Recorder of Yavapai County to provide election services for the Town; and

WHEREAS, the Official Final Results of the Primary Election have been reported to the Town Clerk from the Elections Department of the Yavapai County Recorder's Office; and

WHEREAS, in accordance with §9-821 and Article 11, Chapter 4, Title 16 of the ARS, it is required that the Mayor and Council canvass said election returns and enter the same as an official record of the Town;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Town of Prescott Valley, as follows:

Section 1. That it be hereby declared that the following named persons received the following number of votes:

Office of Mayor 4-Year Term:

Kell Palguta	7,172	54.37%
Lawrence Neigel	6,018	45.63%

Council member 4-Year Term:

Kendall Schumacher	6,574	33.79%
Michael Greer	6,524	33.54%
Charles Ables	6,356	32.67%

Council member 2-Year Term:

Jason Thornton	6,124	50.26%
Kymberli Lopez	6,060	49.74%

Section 2. That it be hereby declared that the following four (4) named persons were duly and regularly elected by the qualified electors of the Town of Prescott Valley, Arizona having received the majority of votes based on the majority vote formula and were the highest vote getters to the open seats at the Primary Election on July 21, 2026.

KELL PALGUTA	7,172
KENDALL SCHUMACHER	6,574
MICHAEL GREER	6,524
JASON THORNTON	6,124

Section 3. The OFFICIAL RESULTS from the Primary Election held on July 21, 2026, show the following number of rejected ballots:

Total Ballots Rejected: 430

Section 4. That 13,797 of the 33,354 registered voters cast ballots reflecting a 41.37 percent election participation level;

Section 5. That this Resolution shall be effective from and after its passage and approval according to law.

RESOLVED by the Mayor and Common Council of the Town of Prescott Valley,
Arizona, this 6th day of August 2026.

Kell Palguta, Mayor

ATTEST:

Fatima Fernandez, Town Clerk

APPROVED AS TO FORM:

Ivan Legler, Attorney



Yavapai County Elections
1015 Fair St. RM 228
Prescott AZ 86305
928-771-3248 Ext. 8
www.yavapaivotes.gov

Laurin L. Custis
Director of Elections

Stephanie Quinn
Assistant Director of Elections

July 29, 2026

Fatima Fernandez, CMC
Town Clerk
7501 Skoog Blvd
Prescott Valley, AZ 86314

Dear Ms. Fernandez,

Enclosed please find documents and reports required for your canvass: The Certification of Election Results, Statement of Votes Cast, Summary Results Report, and Reject Report. Please let my office know by e-mail at elections@yavapaiaz.gov once your canvass is complete.

Thank you and best regards,

Laurin L. Custis
Director of Elections

Enclosure



Yavapai County Elections,
Recorder,
& Voter Registration
1015 Fair St. RM 228
Prescott AZ 86305
928-771-3248 Ext. 8
www.yavapaivotes.gov

Laurin L. Custis
Director of Elections

Michelle M. Burchill
Recorder

CERTIFICATION OF ELECTION RESULTS

For the

TOWN OF PRESCOTT VALLEY

PRIMARY ELECTION

July 21, 2026

YAVAPAI COUNTY, ARIZONA

We, Laurin L. Custis, Yavapai County Director of Elections and Michelle M. Burchill, Yavapai County Recorder hereby certify that the attached foregoing vote results contain a full, true, and correct copy of the vote tabulations for the July 21, 2026, Primary Election.

Dated this 27th day of July 2026.

A handwritten signature in blue ink that reads "Laurin L. Custis".

Laurin L. Custis, Director of Elections

A handwritten signature in blue ink that reads "Michelle M. Burchill".

Michelle M. Burchill, Recorder



Registered Voters 33,354 - Total Ballots 13,797 : 41.37%

PRESCOTT VALLEY MAYOR (4-YEAR TERM)
(NONPARTISAN)

Vote For 1		
Total Votes	13,190	
NEIGEL, LAWRENCE	6,018	45.63%
PALGUTA, KELL	7,172	54.37%
Undervote	595	
Overvote	12	

PRESCOTT VALLEY COUNCIL MEMBER (4-YEAR TERM)
(NONPARTISAN)

Vote For 2		
Total Votes	19,454	
ABLES, CHARLES	6,356	32.67%
GREER, MICHAEL	6,524	33.54%
SCHUMACHER, KENDALL	6,574	33.79%
Undervote	8,134	
Overvote	6	

PRESCOTT VALLEY COUNCIL MEMBER (2-YEAR TERM)
(NONPARTISAN)

Vote For 1		
Total Votes	12,184	
LOPEZ, KYMBERLI	6,060	49.74%
THORNTON, JASON	6,124	50.26%
Undervote	1,543	
Overvote	70	

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PRESCOTT VALLEY MAYOR (4-YEAR TERM)
(NONPARTISAN)

	Reg. Voters	Total Votes	NEIGEL, LAWRENCE		PALGUTA, KELL		Over votes	Under votes
Jurisdiction Wide								
AGUA (340.00)								
Election Day	3376	143	67	46.85%	76	53.15%	0	6
Early Voting	3376	1330	609	45.79%	721	54.21%	6	113
Provisional	3376	1	0	-	1	100.00%	0	0
LYNX (342.00)								
Election Day	1302	48	12	25.00%	36	75.00%	0	2
Early Voting	1302	456	138	30.26%	318	69.74%	1	27
Provisional	1302	1	0	-	1	100.00%	0	0
WATER (343.00)								
Election Day	0	0	0	-	0	-	0	0
Early Voting	0	0	0	-	0	-	0	1
Provisional	0	0	0	-	0	-	0	0
BUCK (344.00)								
Election Day	2268	91	51	56.04%	40	43.96%	0	5
Early Voting	2268	1128	560	49.65%	568	50.35%	2	37
Provisional	2268	0	0	-	0	-	0	0
BIGHORN (345.00)								
Election Day	6189	179	85	47.49%	94	52.51%	0	4
Early Voting	6189	1598	734	45.93%	864	54.07%	0	82
Provisional	6189	1	0	-	1	100.00%	0	0
BISON (346.00)								
Election Day	5991	212	88	41.51%	124	58.49%	0	9
Early Voting	5991	1763	745	42.26%	1018	57.74%	0	108
Provisional	5991	2	1	50.00%	1	50.00%	0	0
BEARS (347.00)								
Election Day	4830	180	71	39.44%	109	60.56%	0	3
Early Voting	4830	2087	851	40.78%	1236	59.22%	3	88
Provisional	4830	0	0	-	0	-	0	0
BURRO (348.00)								
Election Day	4034	126	48	38.10%	78	61.90%	0	1
Early Voting	4034	1094	465	42.50%	629	57.50%	0	34
Provisional	4034	2	0	-	2	100.00%	0	0
PRONGHORN (349.00)								
Election Day	4895	210	124	59.05%	86	40.95%	0	8
Early Voting	4895	2262	1218	53.85%	1044	46.15%	0	64
Provisional	4895	1	1	100.00%	0	-	0	0

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PRESCOTT VALLEY MAYOR (4-YEAR TERM)
(NONPARTISAN)

		Reg. Voters	Total Votes	NEIGEL, LAWRENCE		PALGUTA, KELL		Over votes	Under votes
COYOTE (350.00)									
Election Day		469	13	10	76.92%	3	23.08%	0	0
Early Voting		469	261	139	53.26%	122	46.74%	0	3
Provisional		469	1	1	100.00%	0	-	0	0
Total									
Election Day		33354	1202	556	46.26%	646	53.74%	0	38
Early Voting		33354	11979	5459	45.57%	6520	54.43%	12	557
Provisional		33354	9	3	33.33%	6	66.67%	0	0
Total		33354	13190	6018	45.63%	7172	54.37%	12	595

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PRESCOTT VALLEY COUNCIL MEMBER (2-YEAR TERM)
(NONPARTISAN)

	Reg. Voters	Total Votes	LOPEZ, KYMBERLI		THORNTON, JASON		Over votes	Under votes
Jurisdiction Wide								
AGUA (340.00)								
Election Day	3376	124	62	50.00%	62	50.00%	0	25
Early Voting	3376	1212	628	51.82%	584	48.18%	7	230
Provisional	3376	1	0	-	1	100.00%	0	0
LYNX (342.00)								
Election Day	1302	48	23	47.92%	25	52.08%	1	1
Early Voting	1302	408	213	52.21%	195	47.79%	4	72
Provisional	1302	1	0	-	1	100.00%	0	0
WATER (343.00)								
Election Day	0	0	0	-	0	-	0	0
Early Voting	0	0	0	-	0	-	0	1
Provisional	0	0	0	-	0	-	0	0
BUCK (344.00)								
Election Day	2268	86	28	32.56%	58	67.44%	0	10
Early Voting	2268	1033	467	45.21%	566	54.79%	5	129
Provisional	2268	0	0	-	0	-	0	0
BIGHORN (345.00)								
Election Day	6189	166	68	40.96%	98	59.04%	1	16
Early Voting	6189	1482	736	49.66%	746	50.34%	12	186
Provisional	6189	1	1	100.00%	0	-	0	0
BISON (346.00)								
Election Day	5991	193	87	45.08%	106	54.92%	0	28
Early Voting	5991	1633	833	51.01%	800	48.99%	11	227
Provisional	5991	2	2	100.00%	0	-	0	0
BEARS (347.00)								
Election Day	4830	169	77	45.56%	92	54.44%	0	14
Early Voting	4830	1903	1072	56.33%	831	43.67%	14	261
Provisional	4830	0	0	-	0	-	0	0
BURRO (348.00)								
Election Day	4034	120	47	39.17%	73	60.83%	0	7
Early Voting	4034	1020	506	49.61%	514	50.39%	7	101
Provisional	4034	2	2	100.00%	0	-	0	0
PRONGHORN (349.00)								
Election Day	4895	203	88	43.35%	115	56.65%	0	15
Early Voting	4895	2120	1005	47.41%	1115	52.59%	8	198
Provisional	4895	1	0	-	1	100.00%	0	0

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PRESCOTT VALLEY COUNCIL MEMBER (2-YEAR TERM)
(NONPARTISAN)

		Reg. Voters	Total Votes	LOPEZ, KYMBERLI		THORNTON, JASON		Over votes	Under votes
COYOTE (350.00)									
Election Day		469	12	1	8.33%	11	91.67%	0	1
Early Voting		469	244	114	46.72%	130	53.28%	0	20
Provisional		469	0	0	-	0	-	0	1
Total									
Election Day		33354	1121	481	42.91%	640	57.09%	2	117
Early Voting		33354	11055	5574	50.42%	5481	49.58%	68	1425
Provisional		33354	8	5	62.50%	3	37.50%	0	1
Total		33354	12184	6060	49.74%	6124	50.26%	70	1543

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PRESCOTT VALLEY COUNCIL MEMBER (4-YEAR TERM)
(NONPARTISAN)

	Reg. Voters	Total Votes	ABLES, CHARLES		GREER, MICHAEL		SCHUMACHER , KENDALL		Over votes	Under votes
Jurisdiction Wide										
AGUA (340.00)										
Election Day	3376	197	68	34.52%	68	34.52%	61	30.96%	0	101
Early Voting	3376	1962	577	29.41%	682	34.76%	703	35.83%	4	932
Provisional	3376	1	1	100.00%	0	-	0	-	0	1
LYNX (342.00)										
Election Day	1302	80	20	25.00%	31	38.75%	29	36.25%	0	20
Early Voting	1302	692	188	27.17%	249	35.98%	255	36.85%	0	276
Provisional	1302	1	0	-	0	-	1	100.00%	0	1
WATER (343.00)										
Election Day	0	0	0	-	0	-	0	-	0	0
Early Voting	0	0	0	-	0	-	0	-	0	2
Provisional	0	0	0	-	0	-	0	-	0	0
BUCK (344.00)										
Election Day	2268	132	44	33.33%	46	34.85%	42	31.82%	0	60
Early Voting	2268	1654	563	34.04%	544	32.89%	547	33.07%	0	680
Provisional	2268	0	0	-	0	-	0	-	0	0
BIGHORN (345.00)										
Election Day	6189	265	85	32.08%	87	32.83%	93	35.09%	0	101
Early Voting	6189	2396	823	34.35%	806	33.64%	767	32.01%	0	964
Provisional	6189	2	0	-	1	50.00%	1	50.00%	0	0
BISON (346.00)										
Election Day	5991	307	98	31.92%	106	34.53%	103	33.55%	0	135
Early Voting	5991	2630	852	32.40%	862	32.78%	916	34.83%	0	1112
Provisional	5991	3	0	-	1	33.33%	2	66.67%	0	1
BEARS (347.00)										
Election Day	4830	270	84	31.11%	98	36.30%	88	32.59%	0	96
Early Voting	4830	3113	900	28.91%	1086	34.89%	1127	36.20%	0	1243
Provisional	4830	0	0	-	0	-	0	-	0	0
BURRO (348.00)										
Election Day	4034	181	55	30.39%	68	37.57%	58	32.04%	0	73
Early Voting	4034	1595	528	33.10%	531	33.29%	536	33.61%	0	661
Provisional	4034	3	0	-	1	33.33%	2	66.67%	0	1
PRONGHORN (349.00)										
Election Day	4895	291	113	38.83%	92	31.62%	86	29.55%	0	145
Early Voting	4895	3281	1208	36.82%	1035	31.55%	1038	31.64%	2	1369
Provisional	4895	2	1	50.00%	1	50.00%	0	-	0	0

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PRESCOTT VALLEY COUNCIL MEMBER (4-YEAR TERM)
(NONPARTISAN)

		Reg. Voters	Total Votes	ABLES, CHARLES		GREER, MICHAEL		SCHUMACHER , KENDALL		Over votes	Under votes
COYOTE (350.00)											
Election Day		469	15	9	60.00%	6	40.00%	0	-	0	11
Early Voting		469	381	139	36.48%	123	32.28%	119	31.23%	0	147
Provisional		469	0	0	-	0	-	0	-	0	2
Total											
Election Day		33354	1738	576	33.14%	602	34.64%	560	32.22%	0	742
Early Voting		33354	17704	5778	32.64%	5918	33.43%	6008	33.94%	6	7386
Provisional		33354	12	2	16.67%	4	33.33%	6	50.00%	0	6
Total		33354	19454	6356	32.67%	6524	33.54%	6574	33.79%	6	8134

Registered Voters 33,354 - Total Ballots 13,797 : 41.37%

PRESCOTT VALLEY MAYOR (4-YEAR TERM) (NONPARTISAN)		
Vote For 1		
Total Votes	13,190	
NEIGEL, LAWRENCE	6,018	45.63%
PALGUTA, KELL	7,172	54.37%
Undervote	595	
Overvote	12	

PRESCOTT VALLEY COUNCIL MEMBER (4-YEAR TERM) (NONPARTISAN)		
Vote For 2		
Total Votes	19,454	
ABLES, CHARLES	6,356	32.67%
GREER, MICHAEL	6,524	33.54%
SCHUMACHER, KENDALL	6,574	33.79%
Undervote	8,134	
Overvote	6	

PRESCOTT VALLEY COUNCIL MEMBER (2-YEAR TERM) (NONPARTISAN)		
Vote For 1		
Total Votes	12,184	
LOPEZ, KYMBERLI	6,060	49.74%
THORNTON, JASON	6,124	50.26%
Undervote	1,543	
Overvote	70	

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PRESCOTT VALLEY MAYOR (4-YEAR TERM)
(NONPARTISAN)

	Reg. Voters	Total Votes	NEIGEL, LAWRENCE		PALGUTA, KELL		Over votes	Under votes
Jurisdiction Wide								
AGUA (340.00)								
Election Day	3376	143	67	46.85%	76	53.15%	0	6
Early Voting	3376	1330	609	45.79%	721	54.21%	6	113
Provisional	3376	1	0	-	1	100.00%	0	0
LYNX (342.00)								
Election Day	1302	48	12	25.00%	36	75.00%	0	2
Early Voting	1302	456	138	30.26%	318	69.74%	1	27
Provisional	1302	1	0	-	1	100.00%	0	0
WATER (343.00)								
Election Day	0	0	0	-	0	-	0	0
Early Voting	0	0	0	-	0	-	0	1
Provisional	0	0	0	-	0	-	0	0
BUCK (344.00)								
Election Day	2268	91	51	56.04%	40	43.96%	0	5
Early Voting	2268	1128	560	49.65%	568	50.35%	2	37
Provisional	2268	0	0	-	0	-	0	0
BIGHORN (345.00)								
Election Day	6189	179	85	47.49%	94	52.51%	0	4
Early Voting	6189	1598	734	45.93%	864	54.07%	0	82
Provisional	6189	1	0	-	1	100.00%	0	0
BISON (346.00)								
Election Day	5991	212	88	41.51%	124	58.49%	0	9
Early Voting	5991	1763	745	42.26%	1018	57.74%	0	108
Provisional	5991	2	1	50.00%	1	50.00%	0	0
BEARS (347.00)								
Election Day	4830	180	71	39.44%	109	60.56%	0	3
Early Voting	4830	2087	851	40.78%	1236	59.22%	3	88
Provisional	4830	0	0	-	0	-	0	0
BURRO (348.00)								
Election Day	4034	126	48	38.10%	78	61.90%	0	1
Early Voting	4034	1094	465	42.50%	629	57.50%	0	34
Provisional	4034	2	0	-	2	100.00%	0	0
PRONGHORN (349.00)								
Election Day	4895	210	124	59.05%	86	40.95%	0	8
Early Voting	4895	2262	1218	53.85%	1044	46.15%	0	64
Provisional	4895	1	1	100.00%	0	-	0	0

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STATE OF ARIZONA
Results
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PRESCOTT VALLEY MAYOR (4-YEAR TERM)
(NONPARTISAN)

		Reg. Voters	Total Votes	NEIGEL, LAWRENCE		PALGUTA, KELL		Over votes	Under votes
COYOTE (350.00)									
Election Day		469	13	10	76.92%	3	23.08%	0	0
Early Voting		469	261	139	53.26%	122	46.74%	0	3
Provisional		469	1	1	100.00%	0	-	0	0
Total									
Election Day		33354	1202	556	46.26%	646	53.74%	0	38
Early Voting		33354	11979	5459	45.57%	6520	54.43%	12	557
Provisional		33354	9	3	33.33%	6	66.67%	0	0
Total		33354	13190	6018	45.63%	7172	54.37%	12	595

Statement of Votes Cast
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PRESCOTT VALLEY COUNCIL MEMBER (2-YEAR TERM)
(NONPARTISAN)

	Reg. Voters	Total Votes	LOPEZ, KYMBERLI		THORNTON, JASON		Over votes	Under votes
Jurisdiction Wide								
AGUA (340.00)								
Election Day	3376	124	62	50.00%	62	50.00%	0	25
Early Voting	3376	1212	628	51.82%	584	48.18%	7	230
Provisional	3376	1	0	-	1	100.00%	0	0
LYNX (342.00)								
Election Day	1302	48	23	47.92%	25	52.08%	1	1
Early Voting	1302	408	213	52.21%	195	47.79%	4	72
Provisional	1302	1	0	-	1	100.00%	0	0
WATER (343.00)								
Election Day	0	0	0	-	0	-	0	0
Early Voting	0	0	0	-	0	-	0	1
Provisional	0	0	0	-	0	-	0	0
BUCK (344.00)								
Election Day	2268	86	28	32.56%	58	67.44%	0	10
Early Voting	2268	1033	467	45.21%	566	54.79%	5	129
Provisional	2268	0	0	-	0	-	0	0
BIGHORN (345.00)								
Election Day	6189	166	68	40.96%	98	59.04%	1	16
Early Voting	6189	1482	736	49.66%	746	50.34%	12	186
Provisional	6189	1	1	100.00%	0	-	0	0
BISON (346.00)								
Election Day	5991	193	87	45.08%	106	54.92%	0	28
Early Voting	5991	1633	833	51.01%	800	48.99%	11	227
Provisional	5991	2	2	100.00%	0	-	0	0
BEARS (347.00)								
Election Day	4830	169	77	45.56%	92	54.44%	0	14
Early Voting	4830	1903	1072	56.33%	831	43.67%	14	261
Provisional	4830	0	0	-	0	-	0	0
BURRO (348.00)								
Election Day	4034	120	47	39.17%	73	60.83%	0	7
Early Voting	4034	1020	506	49.61%	514	50.39%	7	101
Provisional	4034	2	2	100.00%	0	-	0	0
PRONGHORN (349.00)								
Election Day	4895	203	88	43.35%	115	56.65%	0	15
Early Voting	4895	2120	1005	47.41%	1115	52.59%	8	198
Provisional	4895	1	0	-	1	100.00%	0	0

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PRESCOTT VALLEY COUNCIL MEMBER (2-YEAR TERM)
(NONPARTISAN)

		Reg. Voters	Total Votes	LOPEZ, KYMBERLI		THORNTON, JASON		Over votes	Under votes
COYOTE (350.00)									
Election Day		469	12	1	8.33%	11	91.67%	0	1
Early Voting		469	244	114	46.72%	130	53.28%	0	20
Provisional		469	0	0	-	0	-	0	1
Total									
Election Day		33354	1121	481	42.91%	640	57.09%	2	117
Early Voting		33354	11055	5574	50.42%	5481	49.58%	68	1425
Provisional		33354	8	5	62.50%	3	37.50%	0	1
Total		33354	12184	6060	49.74%	6124	50.26%	70	1543

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PRESCOTT VALLEY COUNCIL MEMBER (4-YEAR TERM)
(NONPARTISAN)

	Reg. Voters	Total Votes	ABLES, CHARLES		GREER, MICHAEL		SCHUMACHER , KENDALL		Over votes	Under votes
Jurisdiction Wide										
AGUA (340.00)										
Election Day	3376	197	68	34.52%	68	34.52%	61	30.96%	0	101
Early Voting	3376	1962	577	29.41%	682	34.76%	703	35.83%	4	932
Provisional	3376	1	1	100.00%	0	-	0	-	0	1
LYNX (342.00)										
Election Day	1302	80	20	25.00%	31	38.75%	29	36.25%	0	20
Early Voting	1302	692	188	27.17%	249	35.98%	255	36.85%	0	276
Provisional	1302	1	0	-	0	-	1	100.00%	0	1
WATER (343.00)										
Election Day	0	0	0	-	0	-	0	-	0	0
Early Voting	0	0	0	-	0	-	0	-	0	2
Provisional	0	0	0	-	0	-	0	-	0	0
BUCK (344.00)										
Election Day	2268	132	44	33.33%	46	34.85%	42	31.82%	0	60
Early Voting	2268	1654	563	34.04%	544	32.89%	547	33.07%	0	680
Provisional	2268	0	0	-	0	-	0	-	0	0
BIGHORN (345.00)										
Election Day	6189	265	85	32.08%	87	32.83%	93	35.09%	0	101
Early Voting	6189	2396	823	34.35%	806	33.64%	767	32.01%	0	964
Provisional	6189	2	0	-	1	50.00%	1	50.00%	0	0
BISON (346.00)										
Election Day	5991	307	98	31.92%	106	34.53%	103	33.55%	0	135
Early Voting	5991	2630	852	32.40%	862	32.78%	916	34.83%	0	1112
Provisional	5991	3	0	-	1	33.33%	2	66.67%	0	1
BEARS (347.00)										
Election Day	4830	270	84	31.11%	98	36.30%	88	32.59%	0	96
Early Voting	4830	3113	900	28.91%	1086	34.89%	1127	36.20%	0	1243
Provisional	4830	0	0	-	0	-	0	-	0	0
BURRO (348.00)										
Election Day	4034	181	55	30.39%	68	37.57%	58	32.04%	0	73
Early Voting	4034	1595	528	33.10%	531	33.29%	536	33.61%	0	661
Provisional	4034	3	0	-	1	33.33%	2	66.67%	0	1
PRONGHORN (349.00)										
Election Day	4895	291	113	38.83%	92	31.62%	86	29.55%	0	145
Early Voting	4895	3281	1208	36.82%	1035	31.55%	1038	31.64%	2	1369
Provisional	4895	2	1	50.00%	1	50.00%	0	-	0	0

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PRESCOTT VALLEY COUNCIL MEMBER (4-YEAR TERM)
(NONPARTISAN)

		Reg. Voters	Total Votes	ABLES, CHARLES		GREER, MICHAEL		SCHUMACHER , KENDALL		Over votes	Under votes
COYOTE (350.00)											
Election Day		469	15	9	60.00%	6	40.00%	0	-	0	11
Early Voting		469	381	139	36.48%	123	32.28%	119	31.23%	0	147
Provisional		469	0	0	-	0	-	0	-	0	2
Total											
Election Day		33354	1738	576	33.14%	602	34.64%	560	32.22%	0	742
Early Voting		33354	17704	5778	32.64%	5918	33.43%	6008	33.94%	6	7386
Provisional		33354	12	2	16.67%	4	33.33%	6	50.00%	0	6
Total		33354	19454	6356	32.67%	6524	33.54%	6574	33.79%	6	8134

YAVAPAI COUNTY ELECTIONS DEPARTMENT

JULY 21, 2026 - PRIMARY ELECTION

EARLY BALLOT REJECT REPORT

PRECINCT SPLITS	Number of Early Ballots rejected	Already Voted	Non-matching signature	Missing Signature/ Multiple Ballots	No Affidavit	Received By Voter	Received Envelope	Missing/Incorrect Ballot	Spoiled	Switch Signatures	Undeliverable by USPS	Returned by USPS	Other	Total Early Ballots Rejected
GRANITE (301.01)	81	1	1	1			33			4	23	18		81
EAGLE (302.01/02/03)	51		1	2			19				17	12		51
COURT (303.01/02/03/04/05/06)	83			2			25				45	11		83
GOLF (304.01/02/03/04/05/06/07/08/09/10)	90		1	1			32				44	12		90
FAIR (305.01/02/03/04)	72		1	1			15			1	28	26		72
WILLOW (306.01/02/03/04)	77			3			32			6	26	10		77
WATSON (307.01/02/03)	57				1		22			2	24	8		57
RANCH (308.01/02/03/04/05/06/07/08)	69						34		2	2	18	13		69
SKULL (309.01)	3										2	1		3
KIRK (310.01/02/03/04)	15		2				10				1	2		15
HILL (311.01)	0													0
MINE (312.01/02/03)	14			1			2				11			14
MESQUITE (313.01/02/03/04/05/06/07)	60		2				14				5	39		60
YARN (314.01/02/03)	12						3			2	7			12
WICK (315.01)	114			1			7			1	15	90		114
CHAPS (316.01)	0													0
SPURS (317.01)	0													0
LASSO (318.01/02)	8										1	7		8
LASSO (318.03)	1											1		1
WALNUT (319.01/02/03)	5						1				4			5
TOWERS (320.01/02)	5						2					3		5
SPRINGS (321.01/02)	0													0
PLEASANT (322.01)	0													0
SUNSET (323.01/02/03/04/05)	41			1			4				21	15		41
BUG (324.01/02/03/04/05/06/07/08/09)	40						5	1			26	8		40

YAVAPAI COUNTY ELECTIONS DEPARTMENT

JULY 21, 2026 - PRIMARY ELECTION

EARLY BALLOT REJECT REPORT

PRECINCT SPLITS	Number of Early Ballots rejected	Already Voted	Non-matching signature	Missing Signature/ Multiple Ballots	No Affidavit Envelope	Received Ballot Late	Missing/Incorrect Ballot	Spoiled	Switch Signatures	Undeliverable by USPS	Returned by USPS-Temporarily Away	Other	Total Early Ballots Rejected
SALT (325.01/02/03)	2									2			2
RIM (326.01/02/03/04/05/06)	0												0
COWBOYS (327.01)	24	1	2	1		6		1	10	3			24
FORT (328.01/03/05/07/09)	47	2				11			30	4			47
FORT (328.02/04/06/08)	5					2		2	1				5
WELL (329.01/02/03)	33	2	1			7			13	10			33
SCARLET (330.01/03/04/05)	138		4	1		12		4	40	77			138
SCARLET (330.02)	7					1				6			7
RUBY (331.01/05)	88		1	1		17			28	41			88
RUBY (331.02/03/04)	16			1					4	11			16
BRIDGE (332.01/02/03)	1								1				1
BRIDGE (332.04)	0												0
WIND (333.01/02/03)	0												0
WIND (333.04/05)	0												0
WIND (333.06)	0												0
CREEK (334.01)	28			2		7			13	6			28
CREEK (334.02)	0												0
CREEK (334.03)	0												0
AZURE (335.01/04)	23					2			11	10			23
AZURE (335.02/03/05)	75			2		8		2	36	27			75
AZURE (335.06)	0												0
QUAIL (336.01/02)	5					2			1	2			5
QUAIL (336.03)	3									3			3
ONYX (337.01/05)	75					16		2	49	8			75
ONYX (337.02)	8					4			2	2			8

YAVAPAI COUNTY ELECTIONS DEPARTMENT

JULY 21, 2026 - PRIMARY ELECTION

EARLY BALLOT REJECT REPORT

PRECINCT SPLITS	Number of Early Ballots rejected	Already Voted	Non-matching signature	Missing Signature/ Multiple Ballots	No Affidavit Signed By Voter	Received Envelope	Missing/Incorrect Ballot	Spoiled	Switch Signatures	Undeliverable by USPS	Returned by USPS-Temporarily Away	Other	Total Early Ballots Rejected
ONYX (337.03/04)	10					3			3	4			10
GHOST (338.01)	4								2	2			4
GHOST (338.02/04/05)	0												0
GHOST (338.03/06)	41					9		2	22	8			41
GHOST (338.07)	0												0
SPIRIT (339.01/02/03)	3							2	1				3
SPIRIT (339.04)	0												0
AGUA (340.01/02/04)	10		1			4			4	1			10
AGUA (340.03)	55					11		2	30	12			55
AGUA (340.05)	2			1					1				2
IRON (341.01)	28		1			8			14	5			28
LYNX (342.01/03/05/06/07/09)	38					12	1		22	3			38
LYNX (342.04/08)	21					10			9	2			21
WATER (343.01/02/03)	56			1		28		1	21	5			56
WATER (343.07)	0												0
BUCK (344.01)	43		1	1		14		3	18	6			43
BUCK (344.02)	21		1			9			6	5			21
BIGHORN (345.01)	66			2		20	1	2	39	2			66
BISON (346.01)	69		3			17		1	40	8			69
BEARS (347.01)	56		1			18		4	23	10			56
BEARS (347.02)	13					1		1	11				13
BURRO (348.01)	71		1	3		19			47	1			71
PRONGHORN (349.01)	61			3		20		2	26	10			61
COYOTE (350.01)	5					2			3				5
COYOTE (350.02/03/04/05/07)	49					21		2	19	7			49

YAVAPAI COUNTY ELECTIONS DEPARTMENT

JULY 21, 2026 - PRIMARY ELECTION

EARLY BALLOT REJECT REPORT

PRECINCT SPLITS														
	Number of Early Ballots rejected	Already Voted	Non-matching signature	Missing Signature/ Multiple Ballots	No Affidavit	Received By Voter	Received Envelope	Missing/Incorrect Ballot	Spoiled	Switch Signatures	Undeliverable by USPS	Returned by USPS-Temporarily Away	Other	Total Early Ballots Rejected
COYOTE (350.06)	0													0
GRAZE (351.01)	50		3			9	1			26	11			50
COUGARS (352.01/02/04/05/06)	46		1			13				22	10			46
COUGARS (352.03/07)	1					1								1
BASIN (353.01/04)	39		2		1	17				16	3			39
ANTELOPE (354.01/02/03/06)	40		1	2		14				15	8			40
CAMP (355.01/02/03/04/05/06/07)	7					2				3	2			7
STONE (356.01/02/03)	11	1	1			1			1	7				11
CARS (357.01/02/03/04)	15			1		5				7	2			15
NON-YAVAPAI COUNTY VOTER	33									33				33
	2440	7	33	35	2	0	643	3	3	52	1047	615	0	2440

YAVAPAI COUNTY ELECTIONS DEPARTMENT

JULY 21, 2026 - PRIMARY ELECTION

PRECINCT	Reasons for Rejection*																								
	# of Registered Voters*	Regular Provisional Ballots Rec'd	Conditional Provisional Ballots Rec'd	Total Provisional Ballots Rec'd	Regular Provisional Ballots Tabulated	Conditional Provisional Ballots Tabulated	Total Provisional Ballots Tabulated	SUBTOTAL of Ballots NOT Tabulated	Administrative Error	Already Voted	Elector Challenged	Insufficient/Illegible Info	Missing Ballot	No ID Provided	No Signature	Non-Matching Signature	Not Registered	Wrong Jurisdiction	Wrong Party	Other	Regular Provisional Ballots Rejected	Conditional Provisional Ballots Rejected	Total Provisional Ballots Rejected		
GRANITE (301.01)	4912	3		3	2		2	1									1				1	0	1		
EAGLE (302.01/02/03)	3717	0		0			0	0													0	0	0		
COURT (303.01/02/03/04/05/06)	6462	2	2	4	2		2	2			1		1								0	2	2		
GOLF (304.01/02/03/04/05/06/07/08/09/10)	6925	1		1	1		1	0													0	0	0		
FAIR (305.01/02/03/04)	4892	1		1	1		1	0													0	0	0		
WILLOW (306.01/02/03/04)	5523	1		1			0	1								1					1	0	1		
WATSON (307.01/02/03)	4161	2		2			0	2			1					1					2	0	2		
RANCH (308.01/02/03/04/05/06/07/08)	5580	2	1	3	2	1	3	0													0	0	0		
SKULL (309.01)	388	1		1	1		1	0													0	0	0		
KIRK (310.01/02/03/04)	865	2		2	2		2	0													0	0	0		
HILL (311.01)	94	0		0			0	1	1												1	0	1		
MINE (312.01/02/03)	1036	0		0			0	0													0	0	0		
MESQUITE (313.01/02/03/04/05/06/07)	1559	1		1			0	0													0	0	0		
YARN (314.01/02/03)	978	1		1	1		1	0													0	0	0		
WICK (315.01)	1690	1		1	1		1	0													0	0	0		
CHAPS (316.01)	6	0		0			0	0													0	0	0		
SPURS (317.01)	0	0		0			0	0													0	0	0		
LASSO (318.01/02)	274	0		0			0	0													0	0	0		
LASSO (318.03)	10	0		0			0	0													0	0	0		
WALNUT (319.01/02/03)	65	0		0			0	0													0	0	0		
TOWERS (320.01/02)	120	0		0			0	0													0	0	0		
SPRINGS (321.01/02)	55	0		0			0	0													0	0	0		
PLEASANT (322.01)	0	0		0			0	0													0	0	0		
SUNSET (323.01/02/03/04/05)	2016	1		1			0	1								1					1	0	1		
BUG (324.01/02/03/04/05/06/07/08/09)	4154	4		4	2		2	2								2					2	0	2		

YAVAPAI COUNTY ELECTIONS DEPARTMENT

JULY 21, 2026 - PRIMARY ELECTION

PRECINCT									Reasons for Rejection*																		
	# of Registered Voters *	Regular Provisional Ballots Rec'd	Conditional Provisional Ballots Rec'd	Total Provisional Ballots Rec'd	Regular Provisional Ballots Tabulated	Conditional Provisional Ballots Tabulated	Total Provisional Ballots Tabulated	SUBTOTAL of Ballots Tabulated	Administrative Error	Already Voted	Elector Challenged	Insufficient/Illegible	Not Eligible	Missing Ballot	No ID Provided	No Signature	Non-Matching Signature	Not Registered	Wrong Jurisdiction	Wrong Party	Other	Regular	Conditional	Total Provisional Ballots Rejected			
SALT (325.01/02/03)	408	2		2			0	2										1		1		2	0	2			
RIM (326.01/02/03/04/05/06)	21	0		0			0	0													0	0	0				
COWBOYS (327.01)	2807	2		2	1		1	1			1										1	0	1				
FORT (328.01/03/05/07/09)	4715	3		3	1		1	2									2				2	0	2				
FORT (328.02/04/06/08)	167	0		0			0	0													0	0	0				
WELL (329.01/02/03)	3137	2	1	3	0	1	1	2									1			1	2	0	2				
SCARLET (330.01/03/04/05)	4852	1		1	1		1	0													0	0	0				
SCARLET (330.02)	142	0		0			0	0													0	0	0				
RUBY (331.01/05)	4876	6		6	2		2	4	1								1			2	4	0	4				
RUBY (331.02/03/04)	778	1		1	1		1	0													0	0	0				
BRIDGE (332.01/02/03)	69	1		1			0	1									1				1	0	1				
BRIDGE (332.04)	0	0		0			0	0													0	0	0				
WIND (333.01/02/03)	129	0		0			0	0													0	0	0				
WIND (333.04/05)	0	0		0			0	0													0	0	0				
WIND (333.06)	0	0		0			0	0													0	0	0				
CREEK (334.01)	2634	4		4	3		3	1										1			1	0	1				
CREEK (334.02)	6	0		0			0	0													0	0	0				
CREEK (334.03)	0	0		0			0	0													0	0	0				
AZURE (335.01/04)	1287	0		0			0	0													0	0	0				
AZURE (335.02/03/05)	6098	2		2	2		2	0													0	0	0				
AZURE (335.06)	0	0		0			0	0													0	0	0				
QUAIL (336.01/02)	385	1		1			0	1									1				1	0	1				
QUAIL (336.03)	43	0		0			0	0													0	0	0				
ONYX (337.01/05)	5845	5		5	1		1	4	2							1		1			4	0	4				
ONYX (337.02)	764	0		0			0	0													0	0	0				

YAVAPAI COUNTY ELECTIONS DEPARTMENT

JULY 21, 2026 - PRIMARY ELECTION

PRECINCT									Reasons for Rejection*																
	# of Registered Voters*	Regular	Conditional	Total	Regular	Conditional	Total	SUBTOTAL	Administrative Error	Already Voted	Elector Challenged	Insufficient/Illegal Info	Missing Ballot	No ID Provided	No Signature	Non-Matching Signature	Not Registered	Wrong Jurisdiction	Wrong Party	Other	Regular	Conditional	Total		
ONYX (337.03/04)	2102	0		0			0	0													0	0	0		
GHOST (338.01)	343	0		0			0	0													0	0	0		
GHOST (338.02/04/05)	11	0		0			0	0													0	0	0		
GHOST (338.03/06)	2591	2		2			0	2	2												2	0	2		
GHOST (338.07)	0	0		0			0	0													0	0	0		
SPIRIT (339.01/02/03)	58	0		0			0	0													0	0	0		
SPIRIT (339.04)	2	0		0			0	0													0	0	0		
AGUA (340.01/02/04)	1231	1		1	1		1	0													0	0	0		
AGUA (340.03)	3378	1		1	1		1	0													0	0	0		
AGUA (340.05)	53	0		0			0	0													0	0	0		
IRON (341.01)	3390	2		2	1		1	0													0	0	0		
LYNX (342.01/03/05/06/07/09)	2604	0		0			0	1								1					1	0	1		
LYNX (342.04/08)	1304	1		1	1		1	0													0	0	0		
WATER (343.01/02/03)	4072	0		0			0	0													0	0	0		
WATER (343.07)	0	0		0			0	0													0	0	0		
BUCK (344.01)	2431	3		3			0	3								2	1				3	0	3		
BUCK (344.02)	2271	0		0			0	0													0	0	0		
BIGHORN (345.01)	6192	1		1	1		1	0													0	0	0		
BISON (346.01)	5996	4	1	5	2		2	3			1		1		1						2	1	3		
BEARS (347.01)	4833	0		0			0	0													0	0	0		
BEARS (347.02)	1431	0		0			0	0													0	0	0		
BURRO (348.01)	4034	1	1	2	1	1	2	0													0	0	0		
PRONGHORN (349.01)	4896	3		3	1		1	2								2					2	0	2		
COYOTE (350.01)	469	1		1	1		1	0													0	0	0		
COYOTE (350.02/03/04/05/07)	4477	3		3	2		2	1								1					1	0	1		

YAVAPAI COUNTY ELECTIONS DEPARTMENT

JULY 21, 2026 - PRIMARY ELECTION

PRECINCT	Reasons for Rejection*																								
	# of Registered Voters*	Regular Provisional Ballots Rec'd	Conditional Provisional Ballots Rec'd	Total Provisional Ballots Rec'd	Regular Provisional Ballots Rec'd	Conditional Provisional Ballots Rec'd	Total Provisional Ballots Tabulated	SUBTOTAL of Ballots Tabulated	Administrative Error	Already Voted	Elector Challenged	Insufficient/Illegible Info	Not Eligible	Missing Ballot	No ID Provided	No Signature	Non-Matching Signature	Not Registered	Wrong Jurisdiction	Wrong Party	Wrong Precinct	Other	Regular Provisional Ballots Rejected	Conditional Provisional Ballots Rejected	Total Provisional Ballots Rejected
COYOTE (350.06)	0	0		0			0	0														0	0	0	
GRAZE (351.01)	6177	3	1	4	1		1	3							1		1	1				2	1	3	
COUGARS (352.01/02/04/05/06)	3314	0		0			0	0														0	0	0	
COUGARS (352.03/07)	17	0		0			0	0														0	0	0	
BASIN (353.01/04)	2804	0		0			0	0														0	0	0	
ANTELOPE (354.01/02/03/06)	5096	10		10	3		3	7									1	3	2	1		7	0	7	
CAMP (355.01/02/03/04/05/06/07)	780	0	1	1			0	1						1								0	1	1	
STONE (356.01/02/03)	740	1		1	1		1	0														0	0	0	
CARS (357.01/02/03/04)	1229	3		3	1		1	1									1					1	0	1	
	172971	93	8	101	45	3	48	52	0	6	0	4	0	0	4	0	0	19	9	5	5	0	47	5	52



Primary Election Results

July 21, 2026

Primary Election Results Comparison

	2020	2022	2024	2026
• Active Registered Voters	27,428	30,049	31,542	33,354
• Ballots Cast	14,166	15,327	14,550	13,797
• Early Ballots	12,945	13,413	13,022	12,548
• Rejected Ballots	168	330	203	425
• Participation Rate	51.65%	51.01%	46.13%	41.37%
	Yes Run-Off	No Run-Off	No Run-Off	No Run-Off

Majority Vote Formula

Number of votes ÷ Number of Council seats to be filled

Divided by 2

Rounded to the highest whole number = **Threshold**

Office of Mayor

$$\frac{13,190 \div 1}{2}$$

= **6,595**

Councilmember 4-Year Term

$$\frac{19,454 \div 2}{2}$$

= **4,864**

Councilmember 2-Year Term

$$\frac{12,184 \div 1}{2}$$

= **6,092**



Office of Mayor – Election Results

6,595

PRESCOTT VALLEY MAYOR (4-YEAR TERM)
(NONPARTISAN)

Vote For 1
Total Votes

13,190

NEIGEL, LAWRENCE

6,018

45.63%

PALGUTA, KELL

7,172

54.37%

Undervote

595

Overvote

12



Councilmember (4-Year Term) Election Results

4,864

PRESCOTT VALLEY COUNCIL MEMBER (4-YEAR TERM) (NONPARTISAN)

Vote For 2		
Total Votes	19,454	
ABLES, CHARLES	6,356	32.67%
GREER, MICHAEL	6,524	33.54%
SCHUMACHER, KENDALL	6,574	33.79%
Undervote	8,134	
Overvote	6	

ARS §9-821.01(H)

If no candidate receives a majority of the votes cast in the primary election, the number of candidates advancing to the general or runoff election shall be equal to twice the number of seats to be filled for that office, selected from among those who did not receive a majority.



**No Run-Off
Election Required**

Councilmember (2-Year Term) Election Results

6,092

PRESCOTT VALLEY COUNCIL MEMBER (2-YEAR TERM) (NONPARTISAN)

Vote For 1

Total Votes

12,184

LOPEZ, KYMBERLI

6,060

49.74%

THORNTON, JASON

6,124

50.26%

Undervote

1,543

Overvote

70



HB2080

Effective September 14, 2024

HB2080 (Hendrix v. Town of Gilbert) – allows candidates who are elected outright in a Primary election to take their Council seat right after the canvass (rather than the date set in the Town Code) if the person currently holding the seat was appointed (rather than elected).

In this scenario candidate Jason Thornton would take seat at the Regular Town Council meeting on August 13, 2026. The Oath of Office would be administered prior to the meeting.

Per 9-821.01 (D), the remainder of the Council-elect would take office during the regular meeting on December 10, 2026.



RECOUNT CLARIFICATION (THE MATH)

- Law changed in 2022 to reduce the margin of automatic recounts.
- SB1008: Requires an automatic recount if the margin between two candidates **is less than** or equal to one-half of one percent of the votes cast for both candidates.

PRESCOTT VALLEY COUNCIL MEMBER (2-YEAR TERM) (NONPARTISAN)			
Vote For 1			
Total Votes	12,184		
LOPEZ, KYMBERLI	6,060	49.74%	
THORNTON, JASON	6,124	50.26%	
Undervote	1,543		
Overvote	70		

Jason Thornton 6,124
Kymberli Lopez - 6,060

64 (Margin – Difference of votes cast)

Thornton 6,124
Lopez 6,060

12,184
X .005
60.92 (61) Half of one percent of votes cast

Margin of 64 is greater than 61
(1/2 of 1% of votes cast)

No Recount Required

An aerial photograph of Prescott Valley, Arizona, taken at dusk. The image is overlaid with a semi-transparent blue filter. In the center, the words "PRESCOTT VALLEY" are written in a bold, white, sans-serif font. A thick, solid orange horizontal line is positioned directly beneath the text. The background shows a sprawling suburban landscape with numerous houses, commercial buildings, and parking lots. In the distance, a range of mountains is visible against a sky filled with dark, dramatic clouds. A small body of water is visible in the lower-left corner of the frame.

PRESCOTT VALLEY



TOWN OF PRESCOTT VALLEY
STAFF REPORT

DATE: 08/06/2026

TO: Mayor & Town Council

THROUGH: Gilbert Davidson, Town Manager

FROM: Fatima Fernandez, Town Clerk

DEPARTMENT: Town Clerk

AGENDA TYPE: New Business

SUBJECT: Town Councilmember Kymberli Lopez Service Recognition - **Discussion Only**
[Town Council]

VISION 2024 FOCUS AREA:

High Performing Team - How we conduct our business and ourselves through our culture, diversity, communication, delivery, outreach, processes, and values. What we do, how we do it, and who we do it for.

Water and Land Stewardship - Responsible planning for sustainable water management and land conservation.

Quality of Life - Enhancing the health of neighborhoods by promoting well-being for all through safety, infrastructure, housing, connectivity, recreational space, and community engagement.

Prosperous Community - Creating an environment where our residents can thrive for a lifetime via job opportunities through a diversified and growing economy.

SUMMARY/BACKGROUND:

The Town Council and staff would like to take this opportunity to recognize her exemplary service to the community.

RECOMMENDED MOTION:

N/A Discussion Only; No Action Requested.

STAFF RECOMMENDATION:

N/A Discussion Only; No Action Requested.

FISCAL ANALYSIS:

N/A Discussion Only; No Action Requested.
