

ORDINANCE NO. 11-738

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, COUNTY OF YAVAPAI, ARIZONA, ADOPTING “UNIFIED DEVELOPMENT ORDINANCE (UDO) – AMENDMENTS DATED JANUARY 11, 2011,” RELATING TO THE CHINO VALLEY UNIFIED DEVELOPMENT ORDINANCE, AND ADDING SUBPARAGRAPHS RELATING TO GREENHOUSES, AND AMENDING SUBSECTIONS 4.22.4: PARKING DESIGN STANDARDS AND 4.22.8, J: DETERMINATION OF REQUIRED SPACES (HANDICAPPED PARKING SPACES)

WHEREAS, on November 9, 2006, the Town Council of Chino Valley adopted Ordinance No. 06-678 adopting the Unified Development Ordinance; and

WHEREAS, currently there are only two references in the UDO relating to Greenhouses and these two references do not provide enough guidance to allow expansion of existing greenhouses nor construction of new greenhouses; and

WHEREAS, by adding additional subsections on greenhouses the Town of Chino Valley will be better able to assist with future greenhouse development as well as expansion of existing greenhouses; and

WHEREAS, the amendment to Subsection 4.22.8, J is needed to increase the overall number of Handicapped Parking Spaces (HC), link the number of HC spaces to the type of business and Establish “Universal Parking Space” dimensions; and

WHEREAS, on September 16, 2010, the Planning Commission (“Commission”) conducted a Public Hearing to discuss the amendments in this Ordinance, during which testimony was presented by Town staff; and

WHEREAS, subsequent to the Public Hearing and discussion the Commission elected by a 7-0 vote to forward the amendments to the Town Council with a recommendation for approval; and

WHEREAS, at the October 28, 2010 Town Council meeting, the Council requested that provisions be added to provide a ratio for handicapped parking spaces under Subsection 4.22.8, K; and

WHEREAS, at their regular meeting of January 11, 2011, the Town Council confirmed the recommendation of the Commission by electing to adopt this Ordinance and thereby approve the Unified Development Ordinance Amendments;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, COUNTY OF YAVAPAI, ARIZONA:

Section 1. That certain document known as the “Unified Development Ordinance – Amendments Dated January 11, 2011” of the Town of Chino Valley, three (3) copies of which are on file in the office of the Town Clerk of the Town of Chino Valley, Arizona, which document was made a Public Record by Resolution No. 10-942 of the Town of Chino Valley, Arizona, is hereby referred to, adopted, and made a part hereof, as if fully set out in this Ordinance.

Section 2. That this Ordinance repeals any prior enactment by the Town of Chino Valley that is inconsistent herewith.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Chino Valley, Arizona this 11th day of January, 2011.

Jim Bunker, Mayor

ATTEST:

APPROVED AS TO FORM:

Jami C. Lewis, Town Clerk

Musgrove Drutz & Kack, P.C.
Town Attorney