

ORDINANCE NO. 17- 841

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, AMENDING THE TOWN CODE OF THE TOWN OF CHINO VALLEY, ARIZONA, TITLE XV LAND USAGE, BY REPEALING CHAPTER 156 GENERAL PLAN AND SECTION 156.01 GENERAL PLAN ADOPTED BY REFERENCE; RELATED TO CORRECTING A CODIFICATION ERROR AND REMOVING THE GENERAL PLAN FROM THE TOWN CODE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY

WHEREAS, the Town of Chino Valley 2003 General Plan (the "2003 General Plan") was adopted by Resolution No. 677 in 2003, which was erroneously codified as Chapter 156, Section 156.01 of the Town Code; and

WHEREAS, on May 13, 2014, the Town of Chino Valley Town Council approved Resolution 14-1033, approving the Town of Chino Valley, Arizona General Plan 2014 (the "2014 General Plan");and

WHEREAS, the 2014 General Plan was ratified by the voters at the election on November 4, 2014; and

WHEREAS, Resolution No. 14-1044 provided for the repeal of the 2003 General Plan upon voter ratification of the 2014 General Plan; and

WHEREAS, Chapter 156 and Section 156.01 of the Town Code were not deleted from the Town Code and the Town Council desires to ensure that the Town Code is corrected;

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the Town of Chino Valley, Arizona, as follows:

Section 1. In General.

The Town Code of Chino Valley, Arizona, Title XV Land Use, Chapter 156 General Plan and Section 156.01 General Plan Adopted by Reference are hereby repealed in their entirety.

Section 2. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

Section 3. Providing for Severability.

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 14th day of November, 2017 by the following vote:

AYES: 5
NAYS: 0

ABSENT: 2
ABSTAINED: 0

APPROVED this 14th day of November, 2017.



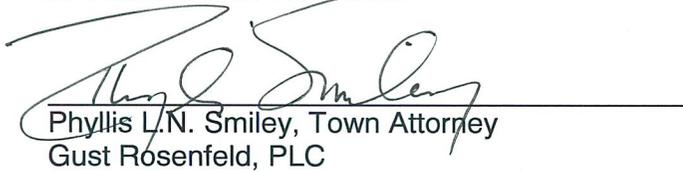
Darryl L. Croft, Mayor

ATTEST:



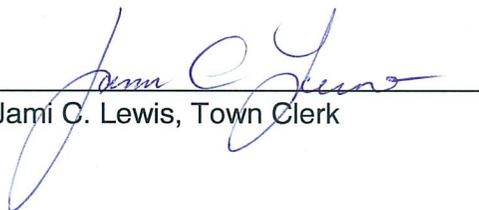
Jami C. Lewis, Town Clerk

APPROVED AS TO FORM:



Phyllis L.N. Smiley, Town Attorney
Gust Rosenfeld, PLC

I, JAMI C. LEWIS, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 17-841 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF CHINO VALLEY ON THE 14th DAY OF NOVEMBER, 2017, WAS POSTED IN THREE PLACES ON THE 4TH DAY OF December, 2017.



Jami C. Lewis, Town Clerk