

ORDINANCE NUMBER O20-007

AN ORDINANCE OF THE CITY OF SAFFORD, GRAHAM COUNTY, ARIZONA AMENDING TITLE 17, ZONING, CHAPTER 17.48 C-1 GENERAL COMMERCIAL DISTRICT OF THE CITY OF SAFFORD MUNICIPAL CODE RELATING TO WAREHOUSE AS A PERMITTED USE AND GENERAL HOUSEKEEPING.

WHEREAS, *Arizona Revised Statute §9-462.01* provides that the legislative body of any municipality by ordinance may in order to conserve and promote the public health, safety, and general welfare regulate the use of buildings, structures and land as between agriculture, residence, industry, business and other purposes; and,

WHEREAS, *Arizona Revised Statute §9-462.01* provides that the legislative body of any municipality by ordinance may in order to conserve and promote the public health, safety, and general welfare regulate the location, height, bulk, number of stories and size of buildings and structures, the size and use of lots, yards, courts and other open spaces, the percentage of a lot that may be occupied by a building or structure, access to incident solar energy and the intensity of land use; and,

WHEREAS, The City of Safford has adopted Title 17, Zoning for the above stated purpose; and,

WHEREAS, the Planning & Zoning Commission held a public hearing on March 19, 2020 and voted unanimously to recommend City Council approve the following text amendments; and,

WHEREAS, the City Council desires to amend Title 17, Zoning to allow warehouse in the C-1 General Commercial District; and,

WHEREAS, the effective date of the amendment, dated April 27, 2020 shall be May 27, 2020, or upon completion of publication and posting as provided by law, whichever is later.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Safford, Graham County, Arizona, that:

Resolution Number R20-008 of the City of Safford and each and all of the provisions therein, including certain chapters of Title 17 of the *City of Safford Municipal Code*, is hereby declared to be a public record, and all the provisions therein are hereby adopted by this reference as though all the provisions therein were set forth in full in this Ordinance Number O20-007 be amended as shown in the attached thereto and incorporated herein by reference, to be public record pursuant to Arizona Revised Statute §9-802,

PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL of the City of Safford this 27th day of April, 2020, with an effective date of May 27th, 2020.

APPROVED

Jason Kouts, Mayor
City of Safford

ATTEST

APPROVED AS TO FORM:

Tamara Webster, CMC
City Clerk

William J. Sims, III
City Attorney

CERTIFICATION

STATE OF ARIZONA)
) ss
County of Graham)

I HEREBY CERTIFY, that the foregoing Ordinance Number O20-007 was duly passed and adopted by the Mayor and City Council of the City of Safford, Graham County, Arizona, at a regular council meeting held April 27, 2020 with an effective date of May 27, 2020. A quorum of the Council was present at the meeting.

Tamara Webster, CMC
City Clerk

Date:

NOT ADOPTED

**RESOLUTION NUMBER R20-008
ADOPTION BY REFERENCE
(Declaring Document a Public Record)**

**AN RESOLUTION OF THE CITY OF SAFFORD, GRAHAM COUNTY, ARIZONA
AMENDING TITLE 17, ZONING, OF THE CITY OF SAFFORD MUNICIPAL CODE, FOR
ADOPTION BY REFERENCE, AS AMENDED, EFFECTIVE MAY 27, 2020 TO BE A PUBLIC
RECORD**

WHEREAS, *Arizona Revised Statute §9-802* permits the enactment and publication by reference of a code or public record, including statute, rule or regulation of the municipality, in the interest of economy; and,

WHEREAS, amending Title 17, Zoning, of the *City of Safford Municipal Code* is a lengthy recodification of prior ordinances and resolutions enacted by the City, together with additions and amendments, to be adopted by Ordinance Number O20-007 and would qualify for enactment by reference by law; and,

WHEREAS, the City Council desires to amend Title 17, Zoning to allow warehouse as a permitted use in the C-1 General Commercial District.

NOW THEREFORE BE IT RESOLVED, by the Mayor and City Council of the City of Safford, Graham County, Arizona, that Title 17, Zoning, of the *City of Safford Municipal Code*, be amended as shown in Exhibit A attached hereto and incorporated herein by reference, to be public record pursuant to Arizona Revised Statute §9-802, to be enacted by **Ordinance Number O20-007**, and that three (3) copies of the ordinance, together with the amendments or additions which are adopted, be permanently filed in the office of Planning and Community Development and available for public inspection.

PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL of the City of Safford this 27th day of April, 2020, with an effective date of May 27th, 2020.

APPROVED

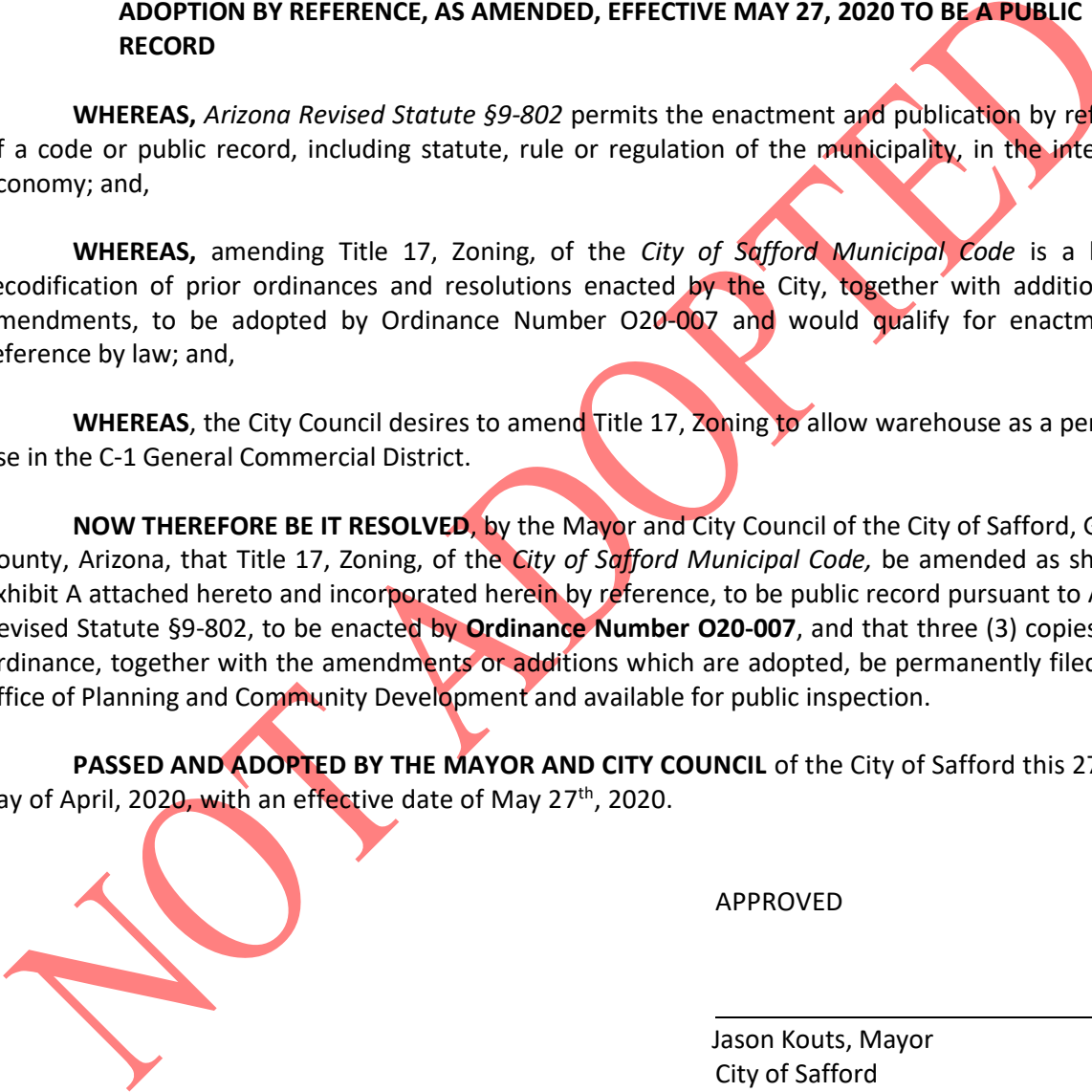
Jason Kouts, Mayor
City of Safford

APPROVED AS TO FORM:

William J. Sims, III
City Attorney

ATTEST

Tamara Webster, CMC
City Clerk



CERTIFICATION

STATE OF ARIZONA)
) ss
County of Graham)

I HEREBY CERTIFY, that the foregoing Resolution Number R20-008 was duly passed and adopted by the Mayor and City Council of the City of Safford, Graham County, Arizona, at a regular council meeting held April 27, 2020 with an effective date of May 27, 2020. A quorum of the Council was present at the meeting.

Tamara Webster, CMC
City Clerk

Date:

NOT ADOPTED

EXHIBIT A

Zoning Ordinance Chapter 17-48 – C-1 General Commercial District, Section 17-48.020 – Use requirements - Permitted Uses is hereby amended to add the following as a permitted use:

WAREHOUSE

Zoning Ordinance Chapter 17-48 – C-1 General Commercial District, Section 17-48.020 – Use requirements - Permitted Uses is hereby amended as follows:

17.48.020 - Use requirements—Permitted uses.

Permitted uses include:

- ~~A. Retail stores;~~
- ~~B. Antique stores;~~
- ~~C. Commercial art galleries;~~
- ~~D. Restaurants and bars;~~
- ~~E. Bakeries;~~
- ~~F. Banks;~~
- ~~G. Clothing and costume rental;~~
- ~~H. Barber and beauty shops;~~
- ~~I. Tailor and cleaning-pressing establishments;~~
- ~~J. Key and gun shops;~~
- ~~K. Photographic shops;~~
- ~~L. Fix-it shops—home appliances, saws, mowers;~~
- ~~M. Repair shops—Clock radio, television, optical, precision, musical instruments;~~
- ~~N. Dancing, art, music and business schools;~~
- ~~O. Enclosed theaters;~~
- ~~P. Other like businesses when approved by the zoning administrator. The zoning administrators decision may be appealed to the board of adjustment;~~
- ~~Q. Accessory buildings;~~
- ~~R. Nursery schools;~~
- ~~S. Clubs, private;~~
- ~~T. Office for medical, financial, real estate, religious, legal, construction, and business professional or semi-professional;~~
- ~~U. Churches.~~

- A. ACCESSORY BUILDINGS;**
- B. ANTIQUE STORES;**
- C. BAKERIES;**
- D. BANKS;**
- E. BARBER AND BEAUTY SHOPS;**

- F. CHURCHES;
- G. CLOTHING AND COSTUME RENTAL;
- H. CLUBS, PRIVATE;
- I. COMMERCIAL ART GALLERIES;
- J. DANCING, ART, MUSIC AND BUSINESS SCHOOLS;
- K. ENCLOSED THEATERS;
- L. FIX-IT SHOPS—HOME APPLIANCES, SAWS, MOWERS;
- M. KEY AND GUN SHOPS;
- N. NURSERY SCHOOLS;
- O. OFFICE FOR MEDICAL, FINANCIAL, REAL ESTATE, RELIGIOUS, LEGAL, CONSTRUCTION, AND BUSINESS PROFESSIONAL OR SEMI-PROFESSIONAL;
- P. PHOTOGRAPHIC SHOPS;
- Q. REPAIR SHOPS—CLOCK RADIO, TELEVISION, OPTICAL, PRECISION, MUSICAL INSTRUMENTS;
- R. RESTAURANTS AND BARS;
- S. RETAIL STORES;
- T. TAILOR AND CLEANING-PRESSING ESTABLISHMENTS;
- U. WAREHOUSE;
- V. OTHER LIKE BUSINESSES WHEN APPROVED BY THE ZONING ADMINISTRATOR. THE ZONING ADMINISTRATORS DECISION MAY BE APPEALED TO THE BOARD OF ADJUSTMENT.

NOT ADOPTED