

ORDINANCE NO. 2015-02

AN ORDINANCE OF THE COMMON COUNCIL OF THE TOWN OF CAREFREE, MARICOPA COUNTY, ARIZONA, ADOPTING AMENDMENTS TO ARTICLE VII AND ARTICLE IX OF THE TOWN OF CAREFREE ZONING ORDINANCE AMENDED THROUGH NOVEMBER 5, 2013; PROVIDING FOR REPEAL OF CERTAIN PROVISIONS OF THE TOWN OF CAREFREE ZONING ORDINANCE; PROVIDING FOR SEPARABILITY; AND DECLARING THAT THE IMMEDIATE OPERATION OF THE PROVISION OF THIS ORDINANCE IS NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH AND SAFETY, THAT AN EMERGENCY EXISTS, AND THAT THIS ORDINANCE SHALL BE EFFECTIVE IMMEDIATELY AND IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, ADOPTION AND APPROVAL BY THE MAYOR AND COMMON COUNCIL OF THE TOWN AS REQUIRED BY LAW AND DIRECTING THE TOWN CLERK OF THE TOWN OF CAREFREE TO INCORPORATE THIS AMENDMENT INTO THE TOWN OF CAREFREE ZONING ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAREFREE, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

Section 1: The Mayor and Common Council deem it necessary, in order to conserve, promote, and protect the public health, safety and welfare, to amend that certain document known as the Town of Carefree Zoning Ordinance.

Section 2: All ordinances and portions of ordinances in conflict with the provisions of this Ordinance, or inconsistent with the regulations of this Ordinance, are hereby repealed to the extent necessary to give this Ordinance full force and effect.

Section 3: The Amendments are made to Article VII, Section 7.06 of the Town of Carefree Zoning Ordinance and Chapter IX, Article 9.10, Amended as follows (additions are shown in **BOLD**, and deleted language is ~~crossed out~~):

Section 7.06 Design Standards for Required Parking

(3) ~~Except for single family dwellings, all parking areas shall be paved with one of the following methods~~ **Parking, maneuvering, ingress and egress areas at developments other than residential buildings with four or fewer units shall be maintained with one or more of the following dustproof paving methods:**

- (A) Asphaltic concrete.
- (B) Cement concrete.

- (C) Stabilized decomposed granite.
 - (D) Paving blocks.
 - (E) Other paved surface as approved by the Development Review Board.
- (4) Parking, maneuvering, ingress and egress areas 3,000 square feet or more in size at residential buildings with four or fewer units shall be maintained with one or more of the following dustproof paving methods:
- (A) Asphaltic concrete.
 - (B) Cement concrete.
 - (C) Stabilized decomposed granite.
 - (D) Paving blocks.
 - (E) Other paved surface as approved by the Development Review Board.

Section 9.10 Grading and Drainage

- (2) During the construction period, the disturbed area shown on the approved site plan shall be cordoned off with a temporary chain link fence a minimum of six (6) feet in height.
- (A) All construction sites must make all reasonable efforts to prevent or control blowing dust and debris.
 - (B) In the case of site grading and other construction operations, all reasonable efforts shall be made to control blowing dust and debris onto adjacent properties.
 - (C) When grading operations involve the hauling of dirt from one site to another, maintain public and/or private streets in a clean condition and limit any spillage which would generate dust or other blowing debris.
 - (D) The approval of a dust prevention and control plan does not relieve the owner or contractors of the responsibility to implement whatever additional measures may be required to properly prevent and control dust.

Section 4: If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the amendments of this Ordinance 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.

Section 5: The immediate operation of the provision of this Ordinance is necessary for the immediate preservation of the public peace, health and safety; and emergency is hereby declared to exist; and this ordinance shall be effective immediately and in full force and effect from and after its passage, adoption and approval by the Mayor and the Common Council of the Town of Carefree as required by law.

Section 6: The Town Clerk of the Town of Carefree shall incorporate the Amendment set forth herein in to the Town of Carefree Zoning Ordinance, Carefree, Arizona.

PASSED, ADOPTED AND APPROVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAREFREE, ARIZONA, this 4th day of August, 2015.

Ayes 7 Noes 0 Abstentions 0 Absent 0

TOWN OF CAREFREE



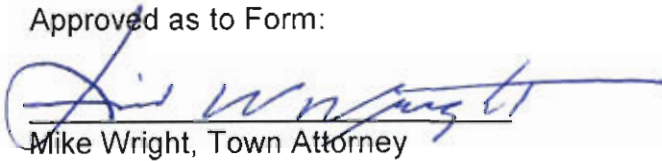
Les Peterson, Mayor

Attest:



Kandace French, Town Clerk

Approved as to Form:



Mike Wright, Town Attorney