

ORDINANCE NO. 834

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTION 15-02-003(B)(9) OF THE UNIFIED DEVELOPMENT CODE RELATING TO PARKING OF TRAILERS AND RECREATIONAL VEHICLES IN RESIDENTIAL DISTRICTS, AMENDING THE DEFINITION OF 'RECREATIONAL VEHICLE,' AND ADDING AN ILLUSTRATION TO THE DEFINITION OF 'STREET.'

WHEREAS, the Town of Payson regulates the parking and use of trailers and recreational vehicles in residential zoning districts; and

WHEREAS, on March 7, 2013, the Town Council directed Town Staff to work with the Planning and Zoning Commission to explore options for amending the Town's restrictions related to the parking and use of trailers and recreational vehicles in residential zoning districts, including restrictions on parking in the unimproved portion of the Town's right of way; and

WHEREAS, the Planning and Zoning Commission held Public Hearings on May 13, 2013 and April 15, 2013 concerning options for amending the Town's restrictions related to the parking of trailers and recreational vehicles in residential districts; and

WHEREAS, on April 15, 2013, the Planning and Zoning Commission recommended that the Town Council amend Section 15-02-003(B)(9) of the Unified Development Code relating to trailers and recreational vehicles in residential districts, the definition of recreational vehicles, and the addition of an illustration under the definition of Street (the "Recommended Amendments"); and

WHEREAS, the Town Council held Public Hearings on June 6, 2013 and June 20, 2013 on the Recommended Amendments; and

WHEREAS, the Town desires to enact the recommended amendments,

NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY ORDAIN AS FOLLOWS:

- Section 1. That the amendments to Section 15-02-003(B)(9) (relating to trailers and recreational vehicles in residential districts) of the Unified Development Code of the Town of Payson set forth in Exhibit A to Resolution 2723 were declared to be a public record, and that the amendments are hereby referred to and adopted by this reference as though all the provisions thereof were set forth in full in this Ordinance.
- Section 2. That the amendment to Section 15-11 (Definitions) of the Unified Development Code of the Town of Payson amending the definition of 'Recreational Vehicle,' set

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forth in Resolution 2734 was declared to be a public record, and is hereby referred to and adopted by this reference as though all the provisions thereof were set forth in full in this Ordinance.

Section 3. That the amendment to Section 15-11 (Definitions) of the Unified Development Code of the Town of Payson adding an illustration to the definition of 'Street,' set forth in Exhibit B to Resolution 2734 was declared to be a public record, and is hereby referred to and adopted by this reference as though all the provisions thereof were set forth in full in this Ordinance.

Section 4. If any section, subsection, or portion 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 of this Ordinance.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON this ____ day of _____, 2013, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

Kenny J. Evans, Mayor

ATTEST:

APPROVED AS TO FORM:


Silvia Smith, Town Clerk

Timothy M. Wright, Town Attorney

**RESOLUTION 2723 IS
PROVIDED FOR INFORMATION
ONLY AT THE JUNE 6, 2013
COUNCIL MEETING.**

**RESOLUTION 2723 WILL
BE AGENDIZED AS AN ACTION ITEM
AT THE JUNE 20, 2013 COUNCIL
MEETING.**