

ORDINANCE NO. 727

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTION 15-05 OF CHAPTER 154 (THE UNIFIED DEVELOPMENT CODE) OF THE CODE OF THE TOWN OF PAYSON. (REGULATING TEMPORARY SIGNS)

WHEREAS, the Town of Payson regulates the type and placement of temporary signs to assure safety on its roadways and to protect the public's health and safety; and

WHEREAS, the Town additionally regulates the type and placement of temporary signs to maintain the aesthetic quality of the Town and to maintain and increase property values of the citizens of the Town; and

WHEREAS, the Town is permitted to place reasonable time, place, manner restrictions on temporary signs; and

WHEREAS, the Town has an interest in the type of signs placed upon its right of way and on any property owned by the Town; and

WHEREAS, Sections 15-05 of the Town's Unified Development Code regulate temporary signs within the Town of Payson; and

WHEREAS, the Town desires to amend its temporary sign regulations in order to assure roadway safety, protect the public's health and safety, to ensure an aesthetically pleasing Town, and to maintain and increase property values; and

WHEREAS, the Town finds that the regulations adopted by this Ordinance 727 are reasonable time, place, and manner regulations and do not regulate the content of any sign,

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 15.05 (Signs) of Chapter 154 (the Unified Development Code) of the Code of the Town of Payson set forth in Resolution 2333 were heretofore declared to be a public record by such Resolution, and all the Amendments and provisions thereof are hereby referred to and adopted by this reference as though all the provisions thereof were set forth in full in this Ordinance Number 727.

Section 2. That at least three copies of the Amendments to Section 15.05 of Chapter 154, as adopted by this Ordinance Number 727 shall be filed in the Office of the Town Clerk of the Town of Payson and the same shall be maintained and kept available for public use and inspection.

Prepared by Town of Payson Legal Department

1st Reading & Public Hearing OCT 18 2007 G.L.B.
2nd Reading & Public Hearing NOV 01 2007 G.S.

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- Section 3. By January 1, 2008, the Design Review Board, in coordination with the Community Development Director or his/her designee shall establish Design Review Criteria for Temporary Portable Signs and Temporary Directional Signs.
- Section 4. Between the effective date of this Ordinance and the establishment of the Design Review Criteria for Temporary Portable Signs and Temporary Directional Signs, any design review applications shall be reviewed in accordance with as many of the Development Standards as may be applicable as listed in Section 15-02-014 of the Unified Development Code.
- Section 5. Section 15-02-013(F)(7)(f)(8)(d) of the Unified Development Code (temporary signs within the Green Valley Redevelopment Area) is deleted.
- Section 6. All ordinances and parts of ordinances in conflict with the provisions of this Ordinance Number 727 are hereby repealed to the extent of such conflict.
- Section 7. If any section, subsection, sentence, clause, phrase or portion of this Ordinance Number 727 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 Number 727. The Mayor and Common Council of the Town of Payson declares that it would have adopted this Ordinance Number 277 and each section, subsection, sentence, clause, phrase or portion thereof despite the fact that any one or more sections, subsections, sentences, clauses, phrases or portions would be declared invalid or unconstitutional.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON this 1st day of November, 2007, by the following vote:

AYES 5 NOES 0 ABSTENTIONS 0 ABSENT 2



F. Robert Edwards, Mayor

ATTEST:



Silvia Smith, Town Clerk

APPROVED AS TO FORM:



Samuel I. Streichman, Town Attorney