

ORDINANCE NO. 14-07

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS, ARIZONA, AMENDING THE TOWN OF FOUNTAIN HILLS ZONING ORDINANCE, CHAPTER 6, SIGN REGULATIONS, RELATING TO A-FRAME SIGNS AND BANNERS.

WHEREAS, the Mayor and Council of the Town of Fountain Hills (the “Town Council”) adopted Ordinance No. 93-22, which established the Zoning Ordinance for the Town of Fountain Hills (the “Zoning Ordinance”); and

WHEREAS, the Town Council desires to amend the Zoning Ordinance to revise Chapter 6 (Sign Regulations) to (i) extend the time period during which A-frame signs are allowed until December 31, 2015, and (ii) extend the time period during which banners, balloons and pennants are permitted for certain events until December 31, 2015; and

WHEREAS, in accordance with the Zoning Ordinance and pursuant to ARIZ. REV. STAT. § 9-462.04, as amended, public hearings regarding this Ordinance were advertised in the October 29, 2014, edition of the *Fountain Hills Times*; and

WHEREAS, public hearings were held by the Fountain Hills Planning and Zoning Commission (the “Commission”) on November 13, 2014, and by the Town Council on December 18, 2014; and

WHEREAS, the Commission recommended approval of this Ordinance, but recommended that further extensions be denied if the rate of compliance with the adopted regulations does not improve to 80% by December 1, 2015.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS as follows:

SECTION 1. The recitals above are hereby incorporated as if fully set forth herein.

SECTION 2. The Zoning Ordinance, Chapter 6 (Sign Regulations), Subsection 6.08(B)(13), is hereby amended as follows:

. . . .

13. No A-frame sign is permitted anywhere within the Town of Fountain Hills after December 31, ~~2014~~ 2015.

SECTION 3. The Zoning Ordinance, Chapter 6 (Sign Regulations), Subsection 6.08(D)(3), is hereby amended as follows:

. . . .

3. Banners, balloons and pennants are permitted for events such as special sales events with advance notification to the Town for not more than sixty (60) consecutive hours per month. The provisions of this subsection 6.08(D)(3) shall expire on December 31, ~~2014~~ 2015.

SECTION 4. If any section, subsection, sentence, clause, phrase 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.

SECTION 5. The Mayor, the Town Manager, the Town Clerk and the Town Attorney are hereby authorized and directed to execute all documents and take all steps necessary to carry out the purpose and intent of this Ordinance.

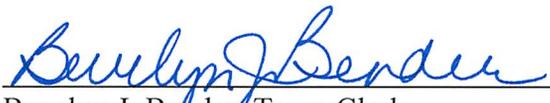
PASSED AND ADOPTED BY the Mayor and Council of the Town of Fountain Hills, December 18, 2014.

FOR THE TOWN OF FOUNTAIN HILLS:

ATTESTED TO:



Linda M. Kavanagh, Mayor



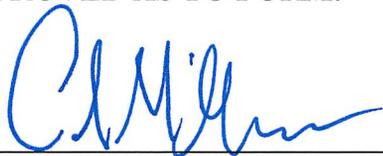
Bevelyn J. Bender, Town Clerk

REVIEWED BY:

APPROVED AS TO FORM:



Ken Buchanan, Town Manager



Andrew J. McGuire, Town Attorney