

RESOLUTION NO. 1865

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, A MUNICIPAL CORPORATION OF ARIZONA, DESIGNATING UNDER A.R.S. §4-207(C)(4), A CERTAIN ZONE DESIGNATED AS AN ENTERTAINMENT DISTRICT, TO PROVIDE EXEMPTION FROM THE 300 FOOT DISTANCE REQUIREMENTS IN RELATION TO CHURCHES AND SCHOOLS FOR VARIOUS LIQUOR ESTABLISHMENTS; AND PROVIDING THAT THIS RESOLUTION SHALL BE EFFECTIVE AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

WHEREAS, A.R.S. §4-207 establishes distance requirements in relation to churches and schools for various liquor establishments; and

WHEREAS, at the second regular session 2010, the Governor of Arizona signed into law H.B. 2596 which amended §ARS 4-207; and

WHEREAS, A.R.S. §4-207(C)(4) does provide an exemption to this requirement for municipalities with a population of less than two hundred thousand persons, providing for the municipality to designate one entertainment district within the town boundaries that consists of no more than one square mile, that is no less than one-eighth (660') of a mile in width and that contains a significant number of entertainment, artistic and cultural venues; and

WHEREAS, the Town Council realizes that the continued success of businesses focused on entertainment, artistic and cultural venues stimulate economic development and community vitalization and may include the sale or service of alcoholic beverages; and

WHEREAS, the Town Council finds that potential impediments to the development of entertainment, artistic and cultural venues may be detrimental to the economic vitality of the Town of Prescott Valley; and

WHEREAS, on January 13, 2014 the Town of Prescott Valley Planning and Zoning Commission recommended to the Town Council geographical boundaries for an Entertainment District including the Prescott Valley Town Center, Old Town and Prescott Valley Parkway; and

WHEREAS, the Town Council finds that the Town Center of Prescott Valley, Old Town and Prescott Valley Parkway has a predominance of entertainment, artistic and cultural venues; and

WHEREAS, the Entertainment District consists of an area no greater than one square mile; and

WHEREAS, the Entertainment District consists of no areas less than one-eighth of a mile in width; and

WHEREAS, the Town Council desires to designate an area including the Prescott Valley Town Center, Old Town and Prescott Valley Parkway as an Entertainment District in accordance with A.R.S. §4-207(C)(4);

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the Town of Prescott Valley, Arizona, that:

1. The area situated on Exhibit "A" attached hereto is hereby designated as an "Entertainment District".
2. This Resolution shall be effective after its passage and approval according to law.

RESOLVED by the Mayor and Common Council of the Town of Prescott Valley, Arizona, this 13th day of February, 2014.

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Harvey C. Skoog, Mayor

ATTEST:

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Diane Russell, Town Clerk

APPROVED AS TO FORM:

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Ivan Legler, Town Attorney

## Exhibit A