

ORDINANCE NO. 748

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, A MUNICIPAL CORPORATION OF ARIZONA, AMENDING SECTION 13-24-040 "DESIGN AND INSTALLATION OF PARKING FACILITIES" IN ARTICLE 13-24 "OFF STREET PARKING REQUIREMENTS" (ZOA10-001) IN CHAPTER 13 "ZONING" OF THE TOWN CODE TO REDEFINE DRIVEWAY WIDTHS; PROVIDING THAT ALL OTHER CHAPTERS, ARTICLES AND SECTIONS OF THE TOWN CODE, NOT HEREIN AMENDED, SHALL REMAIN IN FULL FORCE AND EFFECT; PROVIDING THAT, IF ANY PROVISION IN THIS ORDINANCE IS HELD INVALID BY A COURT OF COMPETENT JURISDICTION, THE REMAINING PROVISIONS SHALL NOT BE AFFECTED BUT SHALL CONTINUE IN FULL FORCE AND EFFECT; AND PROVIDING THAT THIS ORDINANCE SHALL BE EFFECTIVE THIRTY (30) DAYS AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

WHEREAS, Subsection 13-24-040(C) of the Town Code provides that the driveways in off-site parking lots shall be a minimum of ten (10) feet for one-way traffic and a minimum of twenty (20) feet for two-way travel; and

WHEREAS, parking design illustrations following Subsection 13-24-040(G) of the Town Code indicate that one-way drive lanes in off-site parking lots shall be a minimum of twelve (12) feet in width for a single drive lane and minimum of twenty-four (24) feet in width for a two-way drive lane and are inconsistent with Subsection 13-24-040(C); and

WHEREAS, Town staff recommends that Subsection 13-24-040(C) be amended to harmonize the minimum driveway requirements with the parking design illustrations included in Subsection 13-24-040(G); and

WHEREAS, the Prescott Valley Planning and Zoning Commission reviewed this proposed Ordinance amending the Town Code at its regular meeting held June 14, 2010, and recommended adoption to the Town Council; and

WHEREAS, the Town Council has considered this recommendation at its regular meeting held on _____; and

WHEREAS, the Town Council finds that the regulations in this Ordinance regarding off-site parking lot driveway widths will further the health, safety and welfare interests of the community as a whole;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, ARIZONA, AS FOLLOWS:

SECTION ONE. That Section 13-24-040 "Design and Installation of Parking Facilities" in Article 13-13 "OFF-STREET PARKING REQUIREMENTS" in Chapter

13 "ZONING" of the Town Code of the Town of Prescott Valley, Arizona, be hereby amended to read as follows:

13-24-040 Design and Installation of Parking Facilities.

Parking areas permitted (or required) under the provisions of this Chapter (except such parking accessory to dwelling units) shall adhere to the following provisions:

...

- C. All driveways shall be of sufficient width to permit access into spaces, but in no case less than ~~ten (10)~~ twelve (12) feet for one-way and ~~twenty (20)~~twenty-four (24) feet for two-way travel.

...

SECTION TWO. That all other Chapters, Articles, and Sections of the Town Code, of the Town of Prescott Valley, Arizona, not herein amended, shall remain in full force and effect.

SECTION THREE. That, if any provision in this Ordinance is held invalid by a Court of competent jurisdiction, the remaining provisions shall not be affected but shall continue in full force and effect.

SECTION FOUR. That this Ordinance shall be effective thirty (30) days after its passage and approval according to law.

PASSED AND APPROVED by the Mayor and Common Council of the Town of Prescott Valley, Arizona, this _____ day of _____ 2010.

Harvey C. Skoog, Mayor

ATTEST:

Diane Russell, Town Clerk

APPROVED AS TO FORM:

Ivan Legler, Town Attorney