

RESOLUTION NO. 1771

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, A MUNICIPAL CORPORATION OF ARIZONA, DESIGNATING UNDER A.R.S. §16-1019(F) CERTAIN ZONES WHERE RIGHTS-OF-WAY WILL BE TEMPORARY POLITICAL SIGN-FREE; AND PROVIDING THAT THIS RESOLUTION SHALL BE EFFECTIVE AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

WHEREAS, on April 28, 2011, the Governor of Arizona signed into law H.B. 2500 which substantially expanded the ability to place political signs within public rights-of-way; and

WHEREAS, A.R.S. §16-1019(C) specifically prohibits cities, towns or counties from removing, altering, defacing or covering any political signs within a specified time period if the signs conform to certain statutory requirements; and

WHEREAS, A.R.S. §16-1019(F) does provide an exception to this prohibition for limited areas designated by municipalities as commercial tourism, commercial resort and hotel “sign-free” zones; and

WHEREAS, the Town Council finds that, along and adjacent to that certain portion of State Route 89A (“Commercial Tourism Zone North”) and along and adjacent to that certain portion of State Route 69 (“Commercial Tourism Zone South”), as depicted in Exhibit “A” attached hereto, there is a predominance of commercial tourism, hotel and restaurant uses; and

WHEREAS, most tourists travel to Prescott Valley through Commercial Tourism Zone North and Commercial Tourism Zone South (“the Zones”); and

WHEREAS, the Town Council has determined, based on a predominance of commercial tourism, resort and hotel uses within the Zones, that the placement of temporary political signs in the public rights-of-way within the Zones would detract from the scenic and aesthetic appeal of the Zones and deter the Zones’ appeal to tourists; and

WHEREAS, the area of Commercial Tourism Zone North is contiguous; and

WHEREAS, the area of Commercial Tourism Zone South is contiguous; and

WHEREAS, the total area of the Zones does not exceed three (3) square miles; and

WHEREAS, the Town Council desires to designate Commercial Tourism Zone North and Commercial Tourism Zone South (and, specifically, the public rights-of-way within the Zones as temporary political “sign-free” zones in accordance with A.R.S. §16-1019(F);

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

1. All public rights-of-way situated within Commercial Tourism Zone North and Commercial Tourism Zone South are hereby designated temporary political “sign-free” zones.

2. The Zones are depicted on Exhibit “A” attached hereto.

3. 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 8th day of December, 2011.

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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