

ORDINANCE NUMBER 06-18

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, ADOPTING THE "CITY OF MARICOPA SUBDIVISION ORDINANCE" BY REFERENCE AS CHAPTER 14 OF THE MARICOPA CITY CODE AND PROVIDING FOR SEVERABILITY AND THE EFFECTIVE DATE THEREOF.

WHEREAS, that certain document known as the City of Maricopa Subdivision Ordinance was adopted as a public record by Resolution No. 06-42 on November 30, 2006;

WHEREAS, the City of Maricopa has the authority pursuant to A.R.S. §9-461, et seq. to regulate the subdivision of land within the City of Maricopa, and deems it necessary for the health, safety and *general welfare of the citizens* of the City to regulate such matters;

WHEREAS, on June 1, 2004, the City of Maricopa adopted the Pinal County Subdivision Regulations as its Subdivision Code and amended said regulations from time to time;

WHEREAS, duly noticed public hearings have been conducted to review and discuss the City of Maricopa Subdivision Ordinance;

WHEREAS, the Mayor and City Council of the City of Maricopa believe, after consultation with its staff and upon public hearing, that adopting the Subdivision Ordinance of the *City of Maricopa* would be in the best interest of the City of Maricopa; and

WHEREAS, A.R.S. §9-802 allows a City to adopt a public record by Ordinance as a means to reduce publication costs while ensuring that the public gets fair notice and opportunity to review its operative provisions;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, AS FOLLOWS:

SECTION 1. Pursuant to Arizona Revised Statutes Section 9-802, that certain document known as the "CITY OF MARICOPA SUBDIVISION ORDINANCE - November 30, 2006," three copies of which are on file in the office of the City Clerk of the City of Maricopa, Arizona, which document was made a public record by Resolution No.06-42 of the City of Maricopa, Arizona, is hereby referred to, adopted and made a part hereof as if fully set out in this Ordinance.

SECTION 2. Chapter 14 of the Maricopa City Code, entitled Subdivision Regulations, and all amendments thereto are hereby repealed in its entirety and replaced with the "CITY OF MARICOPA SUBDIVISION ORDINANCE - November 30, 2006," which was made a public record by Resolution No.06-42 of the City of Maricopa, Arizona.

SECTION 3. All complete subdivision applications or complete submittals for

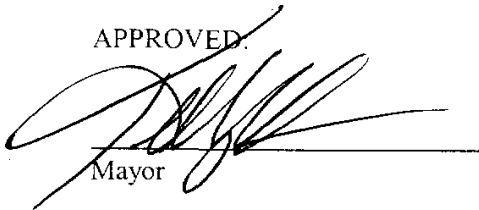
MPD or PAD within the city limits of Maricopa that are currently under review with the City on the effective date of this ordinance shall be reviewed under City subdivision regulations existing at the time of application except that the "City of Maricopa Subdivision Ordinance – November 30, 2006" will apply if the first parcels or Phase 1 of a multiphase PAD within the submitted PAD are not submitted to the City within two (2) years from the effective date of this ordinance, or if during plat review any approvals lapse or processing deadline expire, unless said deadlines are extended by the City Council. Any subdivision not associated with a PAD that is not submitted to the City or with a lapsed approval after the effective date will fall under the new "City of Maricopa Subdivision Ordinance – November 30, 2006."

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 thereof.

SECTION 5. This Ordinance shall become effective thirty (30) days after its adoption.


PASSED AND ADOPTED by the Mayor and Council of the City of Maricopa, Arizona, this 30th day of November, 2006.

APPROVED:



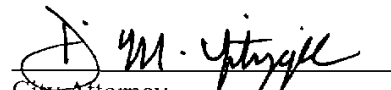
Mayor

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney