

**ORDINANCE NO. 10-11**

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, ADOPTING "CHAPTER 17 DEVELOPMENT FEES" BY REFERENCE AS SECTIONS 17-1 THROUGH 17-26 OF THE MARICOPA CITY CODE AND REPEALING ARTICLES 17-1 THROUGH 17-11 OF THE MARICOPA CITY CODE AND PROVIDING FOR SEVERABILITY AND THE EFFECTIVE DATE THEREOF.**

**WHEREAS**, that certain document known as the "Chapter 17 Development Fees" was adopted as a public record by Resolution No. 10-54 on November 16, 2010;

**WHEREAS**, on September 27, 2005, the City of Maricopa adopted Chapter 17 Development Fees as part of the City Code;

**WHEREAS**, on October 5, 2010, The Maricopa City Council by Resolution 10-51 formally adopted the new and modified Development Fees and set an effective date thereof as required by Arizona Revised Statute 9-463.05;

**WHEREAS**, the Mayor and City Council of Maricopa believe, after consultation with its staff, that amending Chapter 17 by repealing articles 17-1 through 17-11 and adopting Sections 17-1 through 17-26 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 "CHAPTER 17 DEVELOPMENT FEES" of the Maricopa City Code, 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. 10-54 of the City of Maricopa, Arizona, is hereby referred to, adopted and made a part hereof as if fully set out in this Ordinance.

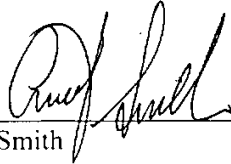
**SECTION 2.** Chapter 17 of the Maricopa City Code and all amendments thereto are hereby repealed in their entirety and replaced with Chapter 17 Development Fees which was made public record by Resolution No. 10-54 of the City of Maricopa, Arizona.

**SECTION 3.** 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 4.** This Ordinance shall become effective for new or increased development fees contained in Chapter 17, on July 1, 2012, and the effective date for decreased or unchanged development fees contained in Chapter 17 on December 20, 2010.

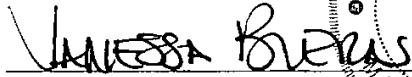
**PASSED AND ADOPTED** by the Mayor and City Council of the City of Maricopa, Arizona, this 16th day of November, 2010.

APPROVED:



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Anthony Smith  
Mayor

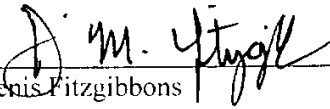
ATTEST:



\_\_\_\_\_  
Vanessa Bueras, CMC  
City Clerk



APPROVED AS TO FORM:



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Denis Fitzgibbons  
City Attorney