

**TOWN COUNCIL OF DEWEY-HUMBOLDT
REGULAR MEETING NOTICE**

Tuesday, February 19, 2013, 6:30 P.M.

**COUNCIL REGULAR MEETING
2735 S. HWY 69**

**COUNCIL CHAMBERS, TOWN HALL
DEWEY-HUMBOLDT, ARIZONA**

AGENDA

The issues that come before the Town Council are often challenging and potentially divisive. In order to make sure we benefit from the diverse views to be presented, the Council believes that the meeting be a safe place for people to speak. With this in mind, the Council asks that everyone refrain from clapping, heckling and any other expressions of approval or disapproval. Council may vote to go into Executive Session for legal advice regarding any matter on the open agenda pursuant to A.R.S. 38-431.03 (A) (3), which will be held immediately after the vote and will not be open to the public. Upon completion of Executive Session, the Council may resume the meeting, open to the public, to address the remaining items on the agenda. Agenda items may be taken out of order. Please turn off all cell phones. The Council meeting may be broadcast via live streaming video on the internet in both audio and visual formats. One or more members of the Council may attend either in person or by telephone, video or internet conferencing. **NOTICE TO PARENTS:** Parents and legal guardians have the right to consent before the Town of Dewey-Humboldt makes a video or voice recording of a minor child. A.R.S. § 1-602.A.9. Dewey-Humboldt Council Meetings are recorded and may be viewed on the Dewey-Humboldt website. If you permit your child to participate in the Council Meeting, a recording will be made. You may exercise your right not to consent by not permitting your child to participate or by submitting your request to the Town Clerk that your child not be recorded.

1. Call To Order.

2. Opening Ceremonies.

2.1. Pledge of Allegiance.

2.2. Invocation.

3. Roll Call. Town Council Members Arlene Alen, David Hiles, Mark McBrady, Denise Rogers, Nancy Wright; Vice Mayor Dennis Repan; and Mayor Terry Nolan.

4. Announcements Regarding Current Events, Guests, Appointments, and Proclamations.

Announcements of items brought to the attention of the Mayor not requiring legal action by the Council. Guest Presentations, Appointments, and Proclamations may require Council discussion and action.

4.1. Discussion with Jerome Police Chief Muma on the costs, challenges and any other pertinent information with regard to having our own police dept. As Council & Staff start into the budget process they need information to make an informed decision on the cost comparison between starting our own police department and continuing with the Yavapai County inter-government agreement for services. [CAARF CM Wright]

5. Town Manager's Report. Update on Current Events.

5.1. HB 2657 TPT Simplification and its potential impact on future budgets.

5.2. CYMPO Metropolitan Transportation Improvement Plan meeting.

6. Consent Agenda.

6.1. Minutes. Minutes from the February 5, 2013 Regular Meeting.

7. Comments from the Public (on non-agendized items only). The Council wishes to hear from Citizens at each meeting. Those wishing to address the Council need not request permission or give notice in advance. For the official record, individuals are asked to state their name. Public comments may appear on any video or audio record of this meeting. Please direct your comments to the Council. Individuals may address the Council on any issue within its jurisdiction. At the

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conclusion of Comments from the Public, Council members may respond to criticism made by those who have addressed the public body, may ask Town staff to review a matter, or may ask that a matter be put on a future agenda; however, Council members are forbidden by law from discussing or taking legal action on matters raised during the Comments from the Public unless the matters are properly noticed for discussion and legal action. A 3 minute per speaker limit may be imposed. The audience is asked to please be courteous and silent while others are speaking.

Page 8. **Public Hearing Agenda.**

13 **8.1. Public Hearing on Text Amendment to Town Code § 153.125-138 (Sign Code).** Public Hearing, discussion and possible action on amended Sign Code Amendments.

9. **Discussion Agenda – Unfinished Business.** Discussion and Possible Action on any issue which was not concluded, was postponed, or was tabled during a prior meeting.

31 **9.1. Ordinance 13-96 Sign Code Amendments repealing 153.125 through 153.128 and adopting 153.125 through 153.138 inclusive.**

10. **Discussion Agenda – New Business.** Discussion and Possible Action on matters not previously presented to the Council.

35 **10.1. Planning and Zoning Commission Activity update.**

THIS CONCLUDES THE LEGAL ACTION PORTION OF THE AGENDA.

11. **Comments from the Public.** The Council wishes to hear from Citizens at each meeting. Those wishing to address the Council need not request permission or give notice in advance. For the official record, individuals are asked to state their name. Public comments may appear on any video or audio record of this meeting. Please direct your comments to the Council. Individuals may address the Council on any issue within its jurisdiction. At the conclusion of Comments from the Public, Council members may respond to criticism made by those who have addressed the public body, may ask Town staff to review a matter, or may ask that a matter be put on a future agenda; however, Council members are forbidden by law from discussing or taking legal action on matters raised during the Comments from the Public unless the matters are properly noticed for discussion and legal action. The total time for Public Comment is 3 minutes per person. The audience is asked to please be courteous and silent while others are speaking.

12. Adjourn.

For Your Information:

Next Town Council Meeting: Tuesday, March 5, 2013, at 6:30 p.m.

Next Planning & Zoning Meeting: Thursday, March 7, 2013, at 6:00 p.m.

Next Town Council Work Session: Tuesday, March 12, 2013, at 2:00 p.m.

If you would like to receive Town Council agendas via email, please sign up at AgendaList@dhaz.gov and type Subscribe in the subject line, or call 928-632-7362 and speak with Judy Morgan, Town Clerk.

Certification of Posting

The undersigned hereby certifies that a copy of the attached notice was duly posted at the following locations: Dewey-Humboldt Town Hall, 2735 South Highway 69, Humboldt, Arizona, Chevron Station, 2735 South Highway 69, Humboldt, Arizona, Blue Ridge Market, Highway 69 and Kachina Drive, Dewey, Arizona, on the ____ day of _____, 2013, at ____ p.m. in accordance with the statement filed by the Town of Dewey-Humboldt with the Town Clerk, Town of Dewey-Humboldt. By: _____, Town Clerk's Office.

Persons with a disability may request reasonable accommodations by contacting the Town Hall at 632-7362 at least 24 hours in advance of the meeting.



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-8562 • Fax 928-632-7365

COUNCIL AGENDA ACTION REQUEST FORM

Meeting Type: Regular Special Work Session

Meeting Date: February 12, 2013

Date of Request: November 12, 2012

Type of Action: Routine/Consent Regular

Requesting: Action Report Only

Agenda Item Text (a brief description for placement on the agenda; please be exact):
Discussion with Jerome Police Chief Muma on the costs, challenges and
any other pertinent information with regard to having our own police dept.

Purpose and Background Information (Detail of requested action). As Council & Staff
start into the budget process they need information to make an informed
decision on the cost comparison between starting our own police department and
continuing with the Yavapai County inter-government agreement for services.

Staff Recommendation(s): _____

Budgeted Amount: _____

List All Attachments: _____

Type of Presentation: _____

Special Equipment needed: Laptop Remote Microphone
 Overhead Projector Other: _____

Contact Person: _____

Note: Per Town Code §30.105(D): Any new item will be placed under "New Business" for the council to determine its disposition. It can be acted upon at that meeting, sent to staff for more work, sent to the appropriate board or commission, set for a work session or tabled for a future date, etc.

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Media Contact:

Ken Strobeck, Executive Director
League of Arizona Cities and Towns
602-258-5786
kstrobeck@azleague.org

FOR IMMEDIATE RELEASE

**League Statement: Tax Simplification Must Not Come at the Expense of
Arizona Cities and Towns**

PHOENIX (Feb. 11, 2013) - The League of Arizona Cities and Towns joins Gov. Brewer in supporting changes to the state TPT (transaction privilege tax) system to make it simpler and more efficient for business taxpayers. The League was an active member of the TPT Simplification Task Force that met for several months last year. We are pleased to support a majority of the recommendations of the task force, but we strongly oppose others including the elimination of the construction sales tax, which we believe would be devastating to cities and towns, as well as to the state.

Proposal to Eliminate Local Construction Taxes Devastates Local Revenue

The issue of elimination of construction sales taxes is a major change in policy that goes far beyond simplification. It breaks a decades-old policy of having construction taxes go to communities where growth is occurring and singles out a particular industry for an immediate tax break. Assumed future revenue projections are based on highly questionable data from a study conducted 13 years ago.

The proposal would immediately zero out local construction sales taxes, and base the new retail tax on only the materials used, which represents a major tax reduction. Other manufactured products are taxed on their total sales value, not just the cost of raw materials.

Proponents of the change say there will be increased state shared revenue due to the tax on the retail sale of materials, but they fail to show how much building material is bought in-state and

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2-2-2/ Tax Simplification Must Not Come at Expense of Arizona Cities and Towns

where those sales take place. Also, because revenue sharing is distributed on a population basis, it will not necessarily be going to those communities most impacted by construction, particularly since local taxes on construction activity -- approximately \$168 million per year -- are proposed to go to \$0. Nearly all cities and towns in the state are expected to lose substantial amounts of revenue due to this change --for information, you can link to: [TPT Collections on Prime Contracting](#).

It is unwise to make major changes in public policy without current and complete information. We call on Gov. Brewer and the Legislature to make an appropriation to do an up-to-date, professional study that will provide accurate information on the rate of non-compliance, where materials are purchased, how much revenue would be generated by a retail tax on materials, and other important information. We believe solid, scientific data should drive any major policy change of this type.

Online Portal Provides Simplification

Concerns about complying with taxes in different cities and towns will be resolved by the new online portal, created as a result of HB2466 from last year. Under this new system, businesses will be able to file taxes in different jurisdictions by simply entering their amount of total sales in each city or town. The software of the portal takes care of the calculations and distribution.

The project is currently in development and will be fully operational by January 2015. When fully implemented by the Arizona Department of Administration, it can be expanded from the 18 self-collecting cities and towns to include all municipalities in the state. This technological innovation makes compliance easier for businesses and eliminates the need to have all tax administration go through the Arizona Department of Revenue.

Cities Support Changes Necessary to Collect Internet Sales Taxes

Arizona cities and towns strongly agree that we should be prepared to collect taxes on online sales once federal authorizing legislation is passed. But, this issue should not be blended with other

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proposals that have nothing to do with online sales. We are in a position to comply with federal authorizing legislation that will make complying with online taxes easy for businesses and consumers, and make the entire tax system fairer for existing brick-and-mortar retail centers.

Proposed Audit Changes Reduce Tax Compliance

Cities and towns audit businesses located in their own communities to assure a level playing field for all business owners. We believe it is unwise to eliminate that local audit function by having the state the sole auditor. As a matter of course, 28 of the municipalities currently served by the Arizona Department of Revenue have chosen to engage in supplemental auditing, demonstrating a legitimate need for local auditors. The League believes eliminating these local auditing programs will reduce compliance efforts, opening the door to errors in reporting and application of the tax code with some failing to pay entirely, giving those businesses an unfair advantage over other businesses that are lawfully paying their taxes.

A process already exists to perform a single audit through a process known as MJAC (Multi-Jurisdictional Audit Coordinator). There is no need to dismantle a system that works now for both the state and local communities.

The League and all its members are prepared to work with Gov. Brewer, Representative Lesko, legislative leaders and the business community to develop legislation that will accomplish the goal of tax simplification without doing harm to state and local revenues.

About the League:

The League of Arizona Cities and Towns is a voluntary association of all the 91 incorporated cities and towns in the state of Arizona. It provides policy and legislative advocacy, information and inquiry services, along with publications and educational programs to strengthen the quality and efficiency of municipal government. It was founded in 1937 to serve the interests of cities and towns and to preserve the principles of home rule and local determination. For more information, visit www.azleague.org.

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**TOWN OF DEWEY-HUMBOLDT
TOWN COUNCIL
REGULAR MEETING MINUTES
TUESDAY, FEBRUARY 5, 2013, 6:30PM**

A REGULAR SESSION OF THE DEWEY-HUMBOLDT TOWN COUNCIL WAS HELD ON TUESDAY, FEBRUARY 5, 2013, AT TOWN HALL AT 2735 S. HIGHWAY 69, DEWEY-HUMBOLDT, ARIZONA. MAYOR TERRY NOLAN PRESIDED.

1. **Call To Order.** The meeting was called to order at 6:33 p.m. Mayor Nolan presided.
2. **Opening Ceremonies.**
 - 2.1. **Pledge of Allegiance.** Led by Dee Parker.
 - 2.2. **Invocation.** Given by Councilmember Nancy Wright.
3. **Roll Call.** Town Council Members Arlene Alen, David Hiles, Mark McBrady, Denise Rogers, Nancy Wright; Vice Mayor Dennis Repan; and Mayor Terry Nolan were present.
4. **Announcements Regarding Current Events, Guests, Appointments, and Proclamations.** Announcements of items brought to the attention of the Mayor not requiring legal action by the Council. Guest Presentations, Appointments, and Proclamations may require Council discussion and action.

Mayor Nolan announced two special fundraiser bowling events asking Council to participate: Big Brother, Big Sister and Horses with Heart.

- 4.1. **Plaque presentation by CYMPO.** CYMPO representative to present plaque to CM McBrady for his participation with the organization.

Director, Chris Bridges with CYMPO presented Councilmember McBrady with a certificate of appreciation for his time spent and contributions with the organization as the Town's representative.

- 4.2. **Yavapai County Sheriff's Office Quarterly Report.** Presentation by Lt. Newnum on statistics report and follow-up on dog barking report.

Lt. Newnum gave the quarterly report PowerPoint presentation and answered questions.

Sgt. Dean spoke on the procedure for documenting Excessive Barking. Councilmember Wright asked about the procedure and talked about creating a procedure specific for Dewey-Humboldt. Judge Kelley spoke on how a complaint can come through the prosecutor to determine whether there is adequate evidence.

Public comment was taken on this item.

Jack Hamilton spoke on having a town procedure to give to people complaining about dogs explaining the options available.

Jerry Brady spoke on the reasons for the current procedure in order to be successful with prosecution.

Bob Greene spoke on whether this was agendized.

5. **Town Manager's Report.** Update on Current Events.

Town Manager Kimball spoke on the unveiling of monuments on Statehood Day, February 14th at Noon and 1:30; Sign Code Public hearing for P&Z on February 7th and for Council on February 19th; one nomination for volunteer of the year received; Open Meeting Law training being held for all public body members and staff on March 15th at 1:00 at town hall.

6. Consent Agenda.

6.1. Minutes. Minutes from the January 8, 2013 Special Study Session and January 15, 2013 Regular Council Meeting.

Councilmember Wright made a motion to approve the minutes from January 8, 2013 and January 15, 2013 as presented, seconded by Vice Mayor Repan. It was approved unanimously.

7. Comments from the Public (on non-agendized items only).

Jerry Brady spoke on records requests; public notice; publication of new ordinances, order of publication.

8. Discussion Agenda – Unfinished Business. Discussion and Possible Action on any issue which was not concluded, was postponed, or was tabled during a prior meeting.

8.1. Possible Budget retreat/meeting details. Discussion and possible direction.

Town Manager Kimball spoke on holding a retreat or special meeting with Council to hear their thoughts and wish lists for the budget. There was discussion on whether to hold a special meeting for this or to add it to a scheduled work session.

Vice Mayor Repan made a motion to put it on the first work session in March, seconded by Councilmember Hiles.

Public comment was taken on this item.

Jack Hamilton spoke against having a special meeting; just have Council Members submit their ideas in advance of the tentative budget.

Sandra Goodwin offered the Library as a location for a retreat meeting.

The motion passed by a 6-1 vote in favor, Mayor Nolan voting against.

9. Discussion Agenda – New Business. Discussion and Possible Action on matters not previously presented to the Council.

9.1. Private road transition to public road for Gone Fishin' Lane. Staff report and recommendation.

Public Works Supervisor, Ed Hanks gave an overview on the property owners' request to transition Gone Fishin' Road into the Town's roads. There was discussion on drainage and roadway requirements.

Public comment was taken on this item.

Earl Goodwin spoke on the history of this policy and requirements to bring road into the Town's maintenance program.

David Nystrom spoke on the Town's regulations under the Arizona Gift Clause.

Jerry Brady spoke on floodplain designation under FEMA and fuel tax funding.

Vice Mayor Repan made a motion to allow the property owners to move forward with a dirt road adhering to requirements as recommended under "Improvements A", seconded by Councilmember Rogers.

Town Manager Kimball explained staff was recommending paving rather than dirt standard. There was discussion.

The motion passed by a vote of 6-1 in favor, Councilmember McBrady voting against.

9.2. Mayor and Council Term Length in light of Consolidated Elections Law and consideration of changing Mayor's term length to 4-years. Discussion and possible action. [CAARF-Mayor Nolan]

Mayor Nolan gave an overview on both the term length adjustment for consolidated elections and the mayor's term length. There was discussion.

Councilmember Wright made a motion to keep the mayor's term as is (2-year), and shorten the terms ending spring 2015 and spring 2017 by 6 months to adjust for consolidated Fall Even-Year elections, and direct staff to bring back an ordinance on this, seconded by Councilmember Rogers.

Public comment was taken on this item.

Jack Hamilton spoke in support of keeping the Mayor's term at 2 years rather than 4 years.

Jerry Brady spoke on duties, authority and limitations being defined in a City Charter.

Bob Greene spoke on the process to change the Mayor's term length.

David Nystrom spoke in support of the motion and keeping the Mayor's term at 2 years.

Town Attorney Phyllis Smiley was called into the meeting by teleconference.

Councilmember McBrady asked about those Council terms already elected for a specific term and how the consolidated elections can change those terms, specifically shortening them.

Ms. Smiley responded that she was not sure about the legality of shortening those terms for those already elected. If it is determined that it is not legal to shorten those terms the Attorney will come back to the town with other options.

The motion passed by a 6-1 vote in favor, Councilmember McBrady voting against.

9.3. Granicus Use Policy. To set a policy to allow non-commercial, non-political and non-partisan groups to use Granicus to broadcast information to the public via the Town's website. [CAARF- CM Wright]

Councilmember Wright gave an overview on her agenda item stating they needed to establish a policy for the use of Granicus by other non-town agencies. This came up as the result of wanting to hold a candidate forum at town hall and provide live streaming of it to those who are unable to attend in person.

Attorney Smiley responded they have concerns with using Town resources for a candidate forum. She listed some requirements to include in a policy: must include all candidates; non-partisan, non-political, include a disclaimer about the views expressed do not reflect the Town's views; policy on the town retaining control over website and Granicus use.

There was discussion.

Public comment was taken on this item.

Sandra Goodwin spoke on her history with the League of Women Voters and their policy for serving as moderators for these forums.

David Nystrom spoke in support of having a policy and allowing the use of the A/V equipment.

Jerry Brady spoke on issues with Granicus.

Zona Hays spoke against outside agencies using Granicus, only having Town staff running the equipment and concerns for the extra hours required to do so.

Councilmember Wright made a motion to ask the Town Attorney to come up with a Granicus Use Policy. The motion failed for lack of a second.

10. Public Hearing Agenda. None.

11. Comments from the Public.

Jerry Brady spoke on laws regarding elected officials; needing more property owners on Gone Fishin' Rd. to do the transition legally.

Sandra Goodwin announced the next mayoral forum being held on February 18th at 6:00 p.m. at the Activity Center, with uncontested candidates given 2 minutes to speak if they wish. This forum is being sponsored by the Highway 69 Chamber of Commerce and Tom Thurman, and being moderated by the League of Women Voters.

12. Adjourn.

The meeting was adjourned at 9:52 p.m.

Terry Nolan, Mayor

ATTEST:

Judy Morgan, Town Clerk



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-8562 • Fax 928-632-7365

TOWN COUNCIL REGULAR MEETING

February 19, 2013 6:30 p.m. Town Council Meeting Chambers

Agenda Item #8.1 Public hearing on Text Amendment to Town Code § 153.125-138 (Sign Code).

To: Mayor and Town Council Members

From: Warren Colvin, Community Development Coordinator

Date Submitted: February 12, 2013

Agenda Item: Public Hearing on Text Amendment to Town Code § 153.125-138 (Sign Code). Public Hearing, discussion and possible action on amended Sign Code Amendments.

Recommendation: Accept revised sign code as presented

Summary: On February 7, 2013 the Planning and Zoning Commission held a Public Hearing on the Final Draft of the Sign Code. After hearing public comments Planning and Zoning Commission approved the final revised sign code by a unanimous vote to be sent to Town Council for final approval and adoption.

Attachment: Final Draft of Sign Code, Public Hearing Notice



Town of Dewey-Humboldt

P.O. Box 69 / 2735 South Highway 69, Suite 10, Humboldt Station, Humboldt, AZ 86329

PUBLIC HEARINGS NOTICE

PURSUANT TO ARS Sections 39-204 & 9-462.04, NOTICE IS HEREBY GIVEN OF PUBLIC HEARING in the Town of Dewey-Humboldt, Arizona as follows:

**DEWEY-HUMBOLDT PLANNING AND ZONING COMMISSION
ON February 7, 2013 AT 6:00 PM**

**DEWEY-HUMBOLDT TOWN COUNCIL
ON February 19, 2013 AT 6:30 PM**

Hearings will be conducted at Town Hall, 2735 South Highway 69, Suite 10, Humboldt Station
Humboldt, and Arizona 86329

PUBLIC HEARING ITEMS:

ITEM: TEXT AMENDMENT TO TOWN CODE §153.125-138 (Sign Code)

Request: To repeal the Dewey-Humboldt Sign Code, (Sections 153.125 through 153.128) and adopt a new Sign Code, Town Code Sections 153.125 through 153.138, inclusive.

Applicant: Town of Dewey-Humboldt

General Description of Amendment: Section 153.125 Purpose: Amends the Purpose statement. Section 153.126 Definitions: Adds definitions of "Banner", "Billboard", "Changeable Copy", "Comprehensive Sign Plan", "Emblem", "Erect", "Flag", "Ground Level", "Logo", "PAD", "Poster", "Religious Symbols", "Sandwich Board", "Sign, Commemorative", "Sign, Construction", "Sign, Directional", "Sign, Governmental", "Sign, Informational", "Sign, Permanent", "Sign, Property", "Sign, Subdivision", "Sign Temporary", and "Standard"; Amends definitions of "Frontage", "Sign, Abandoned", "Sign, Directional", "Sign, Directory", "Sign, Freestanding", "Sign, Identification", "Sign, Illuminated", "Sign, Non-Conforming", "Sign, Number of Faces On", "Sign, Off-Premises", "Sign, On-Premises", "Sign, Political", "Sign, Portable", "Sign, Projecting", "Sign, Wall"; Deletes the definitions of "Commercial and/or Industrial Center", "Construction (beginning)", "Grade", "Interstate Freeway Interchange", "Lighting, Internal Reverse Print", "Mansard", "Marquee", "Parapet", "Reconstruction, substantial", "Roofline", "Sign, Canopy", "Sign, Height", "Sign, Roof", and "Sign, Under Canopy". Section 153.127 General Provisions: Prohibits audible signs, lighted beacons, searchlights or similar lights, signs encroaching on or overhanging adjacent property and public right-of-way, signs painted on natural objects, signs exceeding 30 feet in height, signs interfering with traffic signs or obstructing a driver's view, obscene signs; requires signs not permitted in residential zones to be at least 20 feet from a residential zone and requires new signs exceeding 8 square feet in area or 8 feet in height to obtain a permit; requires signs deemed dangerous, abandoned or in substantial violation to be removed in 30 days and excludes informational sign from sign area of identification wall signs under certain circumstances. Section 153.128 Exempt Signs: authorized official notices,

directory or informational signs; commemorative signs, emblems, posters, flags, religious symbols, sandwich boards, interior signs in commercial zones, political signs do not require permits but must comply with regulations set forth in this section. Section 153.129 Special Purpose Signs: Permit requirements are set forth for directory or informational signs, property signs, construction signs, and subdivision signs. Section 153.130 Off-Premise Signs: Sets forth regulations for Off-premise signs, permanent ground-mounted, temporary off-premise signs including Banners and other temporary means of advertising, and for Billboards. For each type of sign, this section sets forth number permitted, area and height restrictions, and whether lighting is allowed. Section 153.131 Sign Regulations for Use Districts (B)(C): Sets forth additional regulations for signs in residential districts, commercial, educational, religious, industrial districts, commercial complexes and planned area developments in the Town. Section 153.136 Sign Regulations, Mobile Home, Travel Trailer and Recreational Vehicle Parks: Sets forth regulations for entrance signs, signs within the park and signs identifying such parks. Section 153.138 Sign Permits: Sets forth the requirements for applications and issuance of sign permits.

NOTICE TO THE PUBLIC: The full text of the amendment may be viewed at Town Hall, Monday through Thursday from 8:00 am to 5:00 pm or on Friday from 8:00 am to 12:00 noon. Interested persons may submit letters in support or opposition of a Public Hearing Item by directing written correspondence to the Town of Dewey-Humboldt, PO Box 69, Humboldt, Arizona 86329. For more information, contact Dewey-Humboldt Town Clerk, Judy Morgan, at (928) 632-8562/ Fax 928-632-7365. The Planning and Zoning Commission may vote to recommend approval of the amendment to the Town Council. The Town Council may vote to approve, modify or deny the proposed amendment.

TOWN OF DEWEY-HUMBOLDT SIGN CODE

§153.125 PURPOSE.

- (A) The purpose of the Dewey-Humboldt Sign Code is to provide freedom and flexibility for the design, construction and maintenance of signs in harmony with the values and character of this country community, to preserve aesthetics, maintain property values, protect the general public from damage or injury caused by distractions/hazards/obstructions which result from improperly designed or located signs and to insure that the Constitutionally guaranteed right of free speech is protected.
- (B) The following subchapter shall be known and cited as the Town of Dewey-Humboldt Sign Code.

§153.126 DEFINITIONS.

AWNING: A shelter or cover projecting from and supported by an exterior wall of a building.

BANNER: A temporary sign composed of lightweight material, enclosed or not enclosed in a rigid frame, secured or mounted so as to allow movement of the sign.

BILLBOARD: An Off-Premise sign that is free-standing and ground-mounted.

CHANGEABLE COPY: A sign on which copy is changed electronically or manually.

COMPREHENSIVE SIGN PLAN: A coordinated program of all signs, including exempt and temporary signs for a business, or businesses if applicable, located on a development site. The sign program shall include, but not be limited to indications of the locations, dimensions, and sign types of all signs to be located on a site.

EMBLEM: A symbol representing any government, whether state, federal or local.

ERECT: To build, construct, alter, repair, display, relocate, attach, hand, place, suspend, affix, or maintain any sign including the painting of exterior wall signs.

FLAG: Any fabric or banner containing distinctive colors, patterns, or symbols used as a symbol of a government, whether state, federal or local.

FRONTAGE: The length of the property line of a premise along a public right-of-way.

GROUND LEVEL: The average ground elevation within 10 feet measured horizontally to the sign base.

LOGO: A symbol, graphic, trademark or emblem associated with or representing a specific entity, product or concept.

PAD: Planned Area Development as defined in section 153.048.

POSTER: A temporary bill or placard for advertising community events.

RELIGIOUS SYMBOLS: Works of art as signs which convey compelling ideas or ideals such as, but not limited to, a Christian cross, Star of David, Crescent and Star, fish (ICITHUS), or statuary depicting (for example) a nativity scene.

SANDWICH BOARD: A temporary sign which is of the A-frame type that sits on the ground.

SIGN: Any identification, description, illustration, symbol or device which is affixed directly or indirectly upon a building, vehicle, structure or land and which conveys information identifying or directing attention to or advertising a product, place, activity, person, institution or business.

SIGN, ABANDONED: A permanent sign which is no longer safe or no longer serves its intended purpose.

SIGN, COMMEMORATIVE: A symbol or plaque commemorating a person or event.

SIGN, CONSTRUCTION: A temporary sign identifying the persons, firms or businesses directly connected with a construction project

SIGN, DIRECTIONAL: A sign commonly associated with and limited to information and directions necessary and convenient for persons coming on the property, including sign marking entrances, parking areas, one-way drives, restrooms, pick-up and delivery areas and the like.

SIGN, DIRECTORY: Any sign listing the names, use or location of the businesses or activities conducted within a building or group of buildings.

SIGN, FREESTANDING: A sign which is erected on its own self-supporting permanent structure, not attached to a building.

SIGN, GOVERNMENTAL: A sign erected and maintained pursuant to and in discharge of any governmental function or required by a law or ordinance or governmental regulations.

SIGN, IDENTIFICATION: A sign identifying by name, message or symbol a business, residence, occupant activity, institution, establishment, operation, merchandise, product or service available at the property at which the sign is displayed.

SIGN, ILLUMINATED: A sign with an artificial light source incorporated internally or externally.

SIGN, INFORMATIONAL: A sign clearly intended for informational (instructional or warning) purposes and not advertising a product or service, other than an identification-sign.

SIGN, NONCONFORMING: Any sign which is not allowed under this Code but when first constructed was lawfully permitted, constructed and installed.

SIGN, NUMBER OF FACES ON:

- (1) **Single-faced:** If a sign has copy on one side-only.
- (2) **Double-face:**
 - (a) If the angle between the two sign faces is less than 45 degrees, the sign shall be considered double-faced; the sign area will be the area of one face only.

SIGN, OFF-PREMISES: A permanent sign advertising a business, place, activity, goods, services, entertainment or product which is not conducted, sold or offered on the property on which the sign is located or which does not pertain to the property upon which the sign is located.

SIGN, ON-PREMISES: A sign advertising a business, place, activity, goods, services or products on the same property on which the sign is located.

SIGN, PERMANENT: A sign constructed of durable materials, attached to the ground or a building and intended to remain in use for 6 months or more.

SIGN, POLITICAL: A temporary sign announcing or supporting or opposing political candidates or issues connected with any national, state or local election.

SIGN, PORTABLE: A sign designed or constructed in such a manner that it can be moved or relocated without involving any structural or support changes.

SIGN, PROJECTING: Any sign attached to a building or other structure and extending in whole or in part more than 12 inches beyond the building, shall be considered “freestanding” signs with reference to square footage allowances.

SIGN, PROPERTY: A sign pertaining to the sale or lease of the premises, or a portion of the premises on which the sign is located or for open houses for premises for sale or lease.

SIGN, SUBDIVISION: A sign advertising lots or units for sale or lease in a subdivision, apartment or condominium project.

SIGN, TEMPORARY: A sign intended to remain in use for less than 6 months.

SIGN, WALL: A sign fastened to or painted on the wall of a building in such a manner that the wall becomes the supporting structure for, or forms the background surface of the sign and which does not project more than 12 inches from the building.

STANDARD: A post embedded in the ground on which a sign is mounted.

§153.127 GENERAL PROVISIONS

Except as may be further restricted in specific zones, all signs shall be subject to the following:

- (A) No sign shall be audible.
- (B) Lighted beacons, searchlights or similar lights, are prohibited (see *Light Pollution*, Town Code Sections §150.150 – 150.153).
- (C) No sign may encroach on or overhang an adjacent property, public right-of-way, utility right-of-way or easement unless an Encroachment Permit or License has been issued and approved by the Town.
- (D) No sign shall be attached to a utility pole, light standard, bridge or other fixture in the public right-of-way.
- (E) No sign shall be painted directly on or affixed to any natural object in its natural location.
- (F) No sign shall exceed 30 feet in height.
- (G) No sign shall be located as to obstruct or interfere with any official traffic signs and/or devices or in such a manner as to obstruct a driver's view of any oncoming, merging or intersecting traffic.
- (H) No sign shall display any statement, symbol or picture of an obscene nature.
- (I) Signs may be painted directly onto vertical structural surfaces.
- (J) Signs that are not allowed in a residential zone shall not be placed closer than 20 feet of any residentially zoned lot.
- (K) New signs exceeding 8 sq. ft. in area or exceeding eight feet in height shall follow the permitting requirements specified in §153.138. Relocation or substantial reconstruction, i.e., costing more than 50% of the present value of a sign, shall be considered a new sign for building permit purposes.
- (L) All freestanding signs will comply with § 153.076 (i.e., one foot setback for each foot in height shall be required).
- (M) The square footage of a sign made up of letters, words, or symbols within a frame or border shall be determined from the outside edge of the frame or border itself. The square footage of a sign composed only of letters, words or symbols shall be determined from imaginary straight lines drawn around the entire copy or grouping of such letters words or symbols. Only those portions of the construction elements that are an integral part of the sign itself shall be considered in the allocation of square footage allowed.

- (N) Signs deemed dangerous, abandoned or in substantial violation of this Sign Code by the Zoning Administrator or designee, shall require correction within 30 days of official notification, or the Town may remove the sign in accordance with State Law A.R.S. § 9-462.02(C).
- (O) An informational sign shall not be included in the permitted sum of the sign area of identification wall signs, provided such sign is not larger than necessary to serve the intended instructional purpose, and such sign is not in a location, nor includes design characteristics that constitute or serve the purposes of an identification sign.
- (P) Sandwich Board signs shall be displayed only during times when the business being advertised is open for business.
- (Q) *NonConforming*. Legal nonconforming signs existing prior to the effective date of this subchapter, shall be permitted to continue subject to general provisions regarding the removal of dangerous or abandoned signs and off-premises signs of this code, regarding obsolescence and abandonment. Continuation shall include the right to repaint or change the message or copy on the sign, provided the size and height is not increased and provided the sign is not converted from on-premises to off-premises use. Changes of ownership and/or business name shall not in and of itself alter the right of continued use of a sign. If a nonconforming sign becomes a hazard to public safety, it shall be removed, in compliance with Arizona law and this Code.

§153.128 EXEMPT SIGNS* The following types of signs are exempt from permitting requirements, but shall be subject to the limitations and requirements set forth below:

Descriptions & Districts	Type	Number Permitted	Area & Height	Permit Required?
Official Notices Authorized by a court, public body or public safety official		No Limit	No Limit	N
Directory or Informational Signs Authorized by federal, state, county or municipal government	Wall or ground-mounted standard	No Limit	No Limit	N
Commemorative Signs	Wall or Monument	No Limit	Sec. 153.127(J)	N
Emblems and Posters		No Limit	Sec. 153.127(J)	N
Religious Symbols		No Limit	No Limit	N
Flags		No Limit	No Limit	N
Sandwich Boards		2 Per Frontage	10 SQ.FT	N

Descriptions & Districts	Type	Number Permitted	Area & Height	Permit Required?
Signs Located within Structures in commercial zoned district	Window Signs	No Limit	No Limit	N
Political Signs, Residential (not in right-of-way)	Wall, window or ground-mounted standard	No Limit. Remove within 15 days of last day of vote casting	16 Sq. Ft. Max.	N
Political Signs, Residential (in right-of-way)	Wall or ground-mounted standard	No Limit. Install 60 days prior to election. Remove within 15 days of last day of vote casting	16 Sq. Ft. Max.	N
Political Signs, Commercial / Industrial (not in right-of-way)	Wall or ground-mounted standard	No Limit. Install 60 days prior to election. Remove w/in 15 days of last day of vote casting	32 Sq. Ft. Max.	N
Political Signs, Commercial / Industrial (in right-of-way)	Wall or ground-mounted standard	No Limit. Install 60 days prior to election. Remove w/in 15 days of last day of vote casting	32 Sq. Ft. Max.	

*No more than two exempt signs shall be allowed per business.

§153.129 SPECIAL PURPOSE SIGNS

Descriptions & Districts	Type	Number Permitted	Area & Height	Lighting Allowed?	Permit Required?
<p>Directory or Informational Signs</p> <p>Permitted in all zoning districts.</p>	Wall or Ground-mounted standard which can be double-sided.	1 per sign for each building entrance and exit from a parking area.	Max. 32 sq. ft. Max. 20 ft. high	Yes – Refer to Dewey-Humboldt Light Pollution for restrictions	Y
<p>Property signs for all properties except those abutting highways</p> <p>Permitted in all zoning districts</p> <p>Shall not impede traffic and shall not be located in any public ROW</p> <p>Shall be removed w/in 30 days of sale or rental.</p>	Wall or Freestanding	1 each – on each street frontage.	Max. 18 sq. ft. Max. 8 ft. high	No	N
<p>Property Signs for Properties abutting Highways</p> <p>Only permitted adjacent to ROW at least 150 feet wide.</p> <p>Permitted in all zoning districts</p> <p>Unlighted</p>	Wall or Freestanding	1 sign per ROW frontage	32 sq. ft. and 8 ft. in height Property to be at least 2 acres.	No	Y

Shall be removed w/in 30 days of sale.					
Construction Signs Permitted in all zoning districts. Unlighted	Unspecified	1 each for each construction site.	Max. 24 sq. ft. Max. 8 ft. high	No	Y
Subdivision Signs 2-year duration. Requires a Use Permit thereafter.	Freestanding	Up to 5 signs	100 sq. ft. aggregate total. 12 ft. in height maximum	Yes – Refer to Dewey-Humboldt Light Pollution for restrictions	Y

§153.130 OFF-PREMISE SIGNS

Descriptions & Districts	Type	Number Permitted	Area, Height & Location	Lighting Allowed?	Permit Required
Off-Premise Signs*	Wall Signs	Max. 1 Off-Premise Wall Sign per parcel	Maximum of 200 sq. ft. in area and maximum 20 ft. in height	May be illuminated internally or by external source in compliance with Town Code Section 153.150 (Light Pollution Control).	Yes

	Billboards	<p>Shall be located at least 1500 feet from another billboard located on the same side of the highway.</p>	<p>Shall be located:</p> <ol style="list-style-type: none"> 1. Only in commercial or industrial zoning districts (C) and (M); and 2. Only on parcels contiguous to state highway right-of-way; and 3. At least 500 feet from the beginning or ending of pavement widening at the exit from or entrance to any portion of the highway. <p>Billboards located within 660 feet of the edge of a state highway or interstate right-of-way shall obtain ADOT approval prior to applying for a Town sign permit.</p> <p>Max. 300 square feet on each face with a maximum vertical face of 25 feet and a maximum horizontal face of 60 feet.</p> <p>Max. 30 feet high measured from grade (including all supporting structure)</p>	<p>Shall be illuminated only in compliance with Town Code Section 153.150 (Light Pollution Control);</p> <p>Shall not be intermittent, flashing, scintillating, animated or of varying intensity.</p> <p>If located in the same line of vision as a traffic control signal, no red, green or yellow illumination shall be used.</p> <p>Lighting source for billboard signs shall be so oriented or shielded so that it is not visible from the highway right-of-way</p>	
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				or from any residential use district.	
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Temporary Off-Premise Signs for Community Events, Festivals & Similar Public gatherings of a not-for-profit nature. Permitted only in C2, C3, M1 & M2	Banners or other temporary means of advertising	May be placed within or across a public right-of-way with the Town's authorization	Max. 48 sq. ft. Max. 8 ft. high	No	Yes
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* Off-Premise Signs shall not be closer than 200 ft from a residential zoning district boundary.

§153.131 SIGN REGULATIONS FOR USE DISTRICTS (a)(b)

Descriptions & Districts	Type	Number Permitted	Area & Height	Lighting Allowed?	Permit Required
Residential	Name Plate ^(c) Historical Marker	1	Max. 15 sq. ft. Max. 16 ft. in clear height	Yes - Refer to Dewey-Humboldt Light Pollution Code for restrictions	N
Multi-family (for more than four units - for less than four units see residential above)	Wall or Freestanding	1 per street frontage	Max. 16 sq. ft. Max. 10 ft. in height	Yes - Refer to Dewey-Humboldt Light Pollution Code for restrictions	Y
Subdivision	Monument	2	Max. 120 sq. ft. Max. 6 ft. in height	Yes - Refer to Dewey-Humboldt Light	Y

				Pollution Code for restrictions	
Commercial, Education, Religious, Industrial ^(d)	Wall or Freestanding which can be dbl. sided	On Property less than 5 acres: 2 total - 1 wall & 1 freestanding.	Wall signs: Max. 100 sq. ft. No height restriction	Yes - Refer to Dewey-Humboldt Light Pollution Code for restrictions	Y
	Temporary Banners	On Property 5 acres or more: 3 total and if frontage on two roads, 2 freestanding signs are allowed. 3 each road frontage	Freestanding signs: Max. 80 sq. ft. Max. 10 ft. high Max. 64 Sq. ft.		
Commercial Complexes (for more than 3 Commercial use occupants joined together) ^(d)	Wall or Freestanding	1 per business on each road frontage	Max. 150 Sq. ft. Max. 30 ft. high	Yes - Refer to Dewey-Humboldt Light Pollution Code for restrictions	Y
	Temporary Banners	3 per business on each road frontage	Max 64 Sq. ft.		
PAD			Must submit a comprehensive sign plan.	Y	

Applicable Foot Notes:

- (a) Attached signs shall be on the occupants building only.
- (b) Awning signs shall only be allowed on the ground floor of a building.
- (c) A name plate sign identifying the occupant, occupant’s profession or title and the address of the dwelling.
- (d) Menu Boards for Drive-Thru Restaurants:
 1. One pre-order and one order board is allowed per business. Such signs may be free-standing or wall-mounted.

2. The maximum aggregate area for a menu board shall not exceed 45 square feet.
3. The maximum sign height shall not exceed six feet for free-standing signs.
4. The sign should be located so as to not be readable from the public right-of-way.

§153.132 Reserved.

§153.133 Reserved.

§153.134 Reserved.

§153.135 Reserved.

§ 153.136 SIGN REGULATIONS, MOBILE HOME, TRAVEL TRAILER AND RECREATIONAL VEHICLE PARKS.

- (A) Signs placed or maintained within any mobile home park are subject to all the regulations set forth under § 153.131.
 - (1) Permanent mobile home park entrance signs shall comply with the regulations set forth under § 153.131.
 - (2) Signs identifying travel trailer parks and recreational vehicle parks are subject to all the regulations set forth under § 153.131.

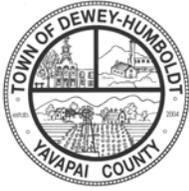
§153.137 Reserved:

§153.138 SIGN PERMITS

- (A) *Permit required.* A sign permit shall be secured from the Town Community Development Department prior to the erection, relocation, construction, installation or substantial reconstruction (including painting or enlarging a painted sign on the surface of a permitted structure) or any non-exempt sign exceeding eight (8) square feet in area, or higher than eight feet above grade at the sign, regardless of value.
- (B) *Fees.*
 - (1) The fees shall be as set forth in and amended from time to time, Appendix A, Fees, Town Code Chapter 153 Zoning Regulations.
 - (2) The sign permit fees established in division (B)(1) above shall be double in the event that the erection, relocation, construction, installation or substantial reconstruction of any sign is begun prior to the issuance of a sign permit.

- (C) *Sign permit application.* Each application for a sign permit shall be made at the Town Hall on the appropriate form(s) and shall contain at a minimum the following information:
- (1) Assessor's parcel number identifying the property;
 - (2) Street address, if any, legal description of the property, and dimensions thereof. In the case of a metes and bounds parcel (a parcel that is not part of a recorded subdivision), a copy of the recorded legal description must be submitted with the application;
 - (3) Nature of the proposed use of the sign and premises;
 - (4) Type of sign and materials used, methods of support, freestanding or other;
 - (5) Estimated true value of sign and associated structural supports;
 - (6) Dimensions of sign panel as well as bottom and top heights above grade;
 - (7) Type, placement and strength of illumination, if any;
 - (8) Number and orientations of faces of sign (aerial-view sketch, if necessary, to depict faces and orientation);
 - (9) A (signed) plot plan showing the following:
 - (a) Shape and dimensions of lot boundaries, adjacent street right-of-way, driveway, buildings (existing and proposed);
 - (b) North designation; and
 - (c) Location of sign (s) on property (indicate type).
 - (10) A (signed) elevation view, with dimensions and approximate copy ad design, of the sign(s) faces;
 - (11) Such other information as the Zoning Administrator may require for the purpose of determining whether the application complies with the subchapter requirements;
 - (12) Name, address and phone number of property owner and agent, if any; and
 - (13) Signature of applicant or agent.

- (D) *Signs not requiring permits.* Signs not requiring permits as set forth in Section 153.128 through 153.131 shall comply with all other applicable requirements and restrictions of this code.
- (E) *Temporary sign permits.* Signs with a limited duration of use, such as those provided in §§ 153.130 and 153.131, shall obtain a temporary sign permit. The requirements and criteria for such signs are as follows:
- (1) A temporary sign permit is specifically required for community special event banners and signs, signs advertising the forthcoming construction of a building, exceptions granted administratively for grand openings, and one-time events.
 - (2) Temporary sign permits shall be issued for no more than six months. An extension of a temporary sign permit may be obtained pursuant to the granting of a use permit.
 - (3) Temporary signs shall conform to all other requirements of this code.
 - (4) The fee for a temporary sign permit shall be the same as a permanent sign permit, except as otherwise noted.



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
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Phone 928-632-8562 ▪ Fax 928-632-7365

TOWN COUNCIL REGULAR MEETING
February 19, 2013, 6:30 Town Council Meeting Chambers

Agenda Item # 9.1

To: Mayor and Town Council Members
From: Yvonne Kimball, Town Manager

Date submitted: February 12, 2013

Agenda Item: Ordinance 13-96 Sign Code Amendments repealing 153.124 through 153.128 and adopting 153.125 through 153.138 inclusive.

Recommended action: Contingent upon Council approval of the revised sign code, approve Ordinance 13-96.

Summary:

Should the Council decide to accept the revised sign code as presented, this ordinance is to ratify that decision. Since the "sign code" is indeed part of the Town Code of Ordinance, in order to amend the existing sign code in the code book, an ordinance to ratify the revision is recommended. If the Council decides to reject the revised sign code as it presents, this item would become unnecessary.

Attachments: Final version of revised sign code, public hearing notice

ORDINANCE No. 13-96

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, COUNTY OF YAVAPAI, ARIZONA, REPEALING SECTIONS 153.125 THROUGH 153.138 OF THE TOWN OF DEWEY-HUMBOLDT CODE OF ORDINANCES; DECLARING THE DOCUMENT ENTITLED "TOWN OF DEWEY-HUMBOLDT SIGN CODE, DATED FEBRUARY 19, 2013" AS A PUBLIC RECORD; ADOPTING THE "TOWN OF DEWEY-HUMBOLDT SIGN CODE, DATED FEBRUARY 19, 2013" BY REFERENCE; AMENDING THE TOWN OF DEWEY-HUMBOLDT, ARIZONA CODE OF ORDINANCES, TITLE XV LAND USAGE, CHAPTER 153 ZONING REGULATIONS BY ADOPTING SECTION 153.125 PURPOSE TO EXPLAIN THE PURPOSE OF THE SIGN REGULATIONS, SECTION 153.126 DEFINITIONS TO DEFINE THE VARIOUS TYPES OF SIGNS AND SIGN-RELATED TERMS, SECTION 153.127 GENERAL PROVISIONS RELATED TO PROHIBITING CERTAIN TYPES, LOCATIONS AND SIZES OF SIGNS; SECTION 153.128 EXEMPT SIGNS DECLARING CERTAIN TYPES OF SIGNS TO BE EXEMPT FROM PERMITTING REQUIREMENTS BUT NOT FROM REGULATIONS; SECTION 153.129 SPECIAL PURPOSE SIGNS RELATED TO PROVIDING REGULATIONS FOR DIRECTORY OR INFORMATIONAL SIGNS, PROPERTY SIGNS, CONSTRUCTION SIGNS AND SUBDIVISION SIGNS; SECTION 153.130 OFF-PREMISE SIGNS REGULATING OFF-PREMISE SIGNS, INCLUDING WALL SIGNS, BILLBOARDS, AND TEMPORARY OFF-PREMISE SIGNS FOR COMMUNITY EVENTS, FESTIVALS AND SIMILAR PUBLIC GATHERINGS OF A NOT-FOR-PROFIT NATURE; SECTION 153.131 SIGN REGULATIONS FOR USE DISTRICTS PROVIDING ADDITIONAL REGULATIONS FOR SIGNS IN RESIDENTIAL, MULTI-FAMILY, SUBDIVISION, COMMERCIAL, EDUCATIONAL, RELIGIOUS, INDUSTRIAL ZONING DISTRICTS, COMMERCIAL COMPLEXES AND PLANNED AREA DEVELOPMENTS IN THE TOWN; SECTION 153.136 SIGN REGULATIONS, MOBILE HOME, TRAVEL TRAILER AND RECREATIONAL VEHICLE PARKS, SETTING FORTH REGULATIONS FOR ENTRANCE AND IN-PARK SIGNS; AND SECTION 153.138 SIGN PERMITS SETTING FORTH REQUIREMENTS FOR APPLICATIONS AND ISSUANCE OF SIGN PERMITS, AND RESERVING SECTIONS 153.132, 153.133, 153.134, 153.135 and 153.137; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING PENALTIES

Whereas, that certain document entitled "Town of Dewey-Humboldt Sign Code, dated February 19, 2013", three copies of which are on file in the office of the Town Clerk, is hereby declared to be a public record and said copies are hereby ordered to remain on file with the Town Clerk; and

Whereas, the Town Council has determined that the proposed amendments will enhance the aesthetics of the Town and provide clear and reasonable time, place and manner regulations for signs, and it is in the best interest of the public health, safety and general welfare of the Town to adopt the proposed amendments;

Now, Therefore, Be it ordained by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, as follows:

Section I. In General

The Town of Dewey-Humboldt, Arizona Code of Ordinances, Title XV Land Usage, Chapter 153 Zoning Regulations, Sections 153.125 through 153.138 are hereby repealed.

The Town of Dewey-Humboldt, Arizona Code of Ordinances, Title XV Land Usage, Chapter 153 Zoning Regulations is hereby amended by adopting Sections 153.125 Purpose, 153.126 Definitions, 153.127 General Provisions, 153.128 Exempt Signs, 153.129 Special Purpose Signs, 153.130 Off-Premise Signs, 153.131 Sign Regulations for Use Districts (B)(C), 153.136 Sign Regulations, Mobile Home, Travel Trailer and Recreational Vehicle Parks, and 153.138 Sign Permits, and reserving Sections 153.132, 153.133, 153.134, 153.135 and 153.137, all as set forth in that document entitled "Town of Dewey-Humboldt Sign Code, dated February 19, 2013", which document is hereby adopted and incorporated by reference.

Section II. Savings Clause

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance, as amended, 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 remainder of this Ordinance.

Section III. Repeal of Conflicting Ordinance

All other code provisions, ordinances, or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed as of the effective date hereof.

Section IV. Penalties

Any person found responsible for violating any provision of this Ordinance shall be subject to the civil sanctions and habitual offender provisions set forth in Section 10.99 of the Dewey-Humboldt Code of Ordinances

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, this ____ day of _____, 2013, by the following vote:

AYES: _____

NAYES: _____ ABSENT: _____

EXCUSED: _____ ABSTAINED: _____

APPROVED this ____ day of _____, 2013.

Terry Nolan, Mayor

ATTEST:

Judy Morgan, Town Clerk

APPROVED AS TO FORM:

Curtis, Goodwin, Sullivan, Udall & Schwab, P.L.C.
Town Attorneys
By Susan D. Goodwin

I, JUDY MORGAN, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. _____ ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, ARIZONA ON THE ____ DAY OF _____, 2013, WAS POSTED IN THREE PLACES ON THE ____ DAY OF _____, 2013.

Judy Morgan, Town Clerk



TOWN OF DEWEY-HUMBOLDT
P.O. BOX 69
HUMBOLDT, AZ 86329
Phone 928-632-8562 ▪ Fax 928-632-7365

TOWN COUNCIL REGULAR MEETING

February 19, 2013, 6:30 Town Council Meeting Chambers

Agenda Item # 10.1 Planning & Zoning Commission Activity Update

To: Mayor and Town Council Members

From: Warren Colvin, Community Development Coordinator

Date submitted: February 14, 2013

Agenda Item: Planning & Zoning Commission Activity Update

Recommended action: be advised of P&Z's recent activities, endorse P&Z's future plan.

Summary:

P&Z has been working diligently to complete the sign code revision. The final draft of the sign code has been sent to Council for final review, public hearing and adoption. Additionally, P&Z has appointed a new Chairperson Claire Clark at a recent meeting.

Chair Clark has put a goal in front of P&Z Commission to start tackling the priority list as established by Council in summer 2012. To wit, the top three topics are:

- 1). Illegal Lot Divisions
- 2). Accessory Dwelling Units
- 3). Historic Buildings

Chair Clark has asked that we address both these issues at the same time in order to work through the list at a faster pace than the sign code. I have high expectations for 2013, calling it the year P&Z gets things done.