

ORDINANCE NO. 13-770

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, COUNTY OF YAVAPAI, ARIZONA, APPROVING THE ISSUANCE OF A CONDITIONAL USE PERMIT FOR ASSESSOR'S PARCEL NUMBER 306-14-007E TO ALLOW A FREE STANDING MONUMENT SIGN WHICH INCLUDES A LIGHT EMITTING DIODE (LED) MESSAGE READER BOARD, SUBJECT TO CONDITIONS

WHEREAS, St. Catherine Laboure Catholic Church and Signs Plus have filed an application with the Town of Chino Valley requesting a Conditional Use Permit for Assessor's Parcel Number 306-14-007E to allow a free standing monument sign which includes a light emitting diode (LED) message reader board for the St. Catherine Laboure Catholic Church; and

WHEREAS, the Town Council has solicited and received public input regarding the proposed conditional use permit through notice and public hearings as required by law; and

WHEREAS, the Town Council has received a recommendation from the Town of Chino Valley Planning and Zoning Commission regarding the proposed conditional use permit ("Commission") conducted a Public Hearing on June 4, 2013, during which testimony was presented by Town staff, the property owner's agent and others; and

WHEREAS, the Town Council finds that authorizing the use permit will not be materially detrimental to persons residing or working in the vicinity adjacent to the property, the neighborhood, or to the public welfare and the proposed use is reasonably compatible with uses permitted in the surrounding area;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, COUNTY OF YAVAPAI, ARIZONA:

Section 1. That a Conditional Use Permit is hereby issued for that certain real property located at 2062 N. State Route 89, Chino Valley, Arizona 86323, also known as Yavapai County Assessor's Parcel Number 306-14-007E, to allow a free standing monument sign which includes a light emitting diode (LED) message reader board subject to the following conditions:

1. Prior to issuance of a Final Inspection, the luminous intensity of the LED reader board (NIT level) shall be reviewed by staff for day time and night time use.
2. The LED reader board will consist of a fixed digit display that does not scroll or flash but will remain constant for a period of not less than thirty (30) seconds.

Section 2. If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the UDO herein by reference is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, then this entire ordinance is invalid and this ordinance shall have no force or effect.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Chino Valley, Arizona this 25th day of June, 2013.

Chris Marley, Mayor

ATTEST:

APPROVED AS TO FORM:

Jami C. Lewis, Town Clerk

Curtis, Goodwin, Sullivan, Udall & Schwab, PLC, Town Attorney