

ORDINANCE NO. 13-778

AN ORDINANCE OF THE COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, AMENDING THE UNIFIED DEVELOPMENT ORDINANCE OF THE TOWN OF CHINO VALLEY, ARIZONA, CHAPTER 4: GENERAL REGULATIONS, SECTION 4.21 SIGN REGULATIONS, BY AMENDING SUBSECTION 4.21.7: TEMPORARY SIGNS, RELATED TO PERMITTING POLITICAL SIGNS IN TOWN RIGHTS-OF-WAY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING PENALTIES

WHEREAS, the Town of Chino Valley regulations of political signs are in conflict with the provisions of ARS § 16-1019; and

WHEREAS, the Chino Valley Town Council desires to resolve the conflict with State law,

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the Town of Chino Valley, Arizona, as follows:

Section 1. In General.

The Town Chino Valley, Arizona, Unified Development Ordinance, Chapter 4 General Regulations, Section 4.21 Sign Regulations, Subsection 4.21.7 Temporary Signs is hereby amended to read as follows (additions shown in ALL CAPS; deletions shown in ~~strikeout~~):

4.21.7 Temporary Signs

* * *

C. Political signs:

1. ~~Signs pertaining to an election~~POLITICAL SIGNS shall not be displayed earlier than sixty (60) days prior to an election and shall be removed within ~~ten (10)~~FIFTEEN (15) days after the specific election to which they refer. The Town may impose a bond requirement for political signSage to help insure the prompt removal of all political signaS as required by this Ordinance.

2. POLITICAL Signs shall not be placed in any portion of the public right-of-way, EXCEPT DURING THAT PERIOD OF TIME COMMENCING SIXTY DAYS BEFORE A PRIMARY ELECTION AND ENDING FIFTEEN DAYS AFTER THE GENERAL ELECTION. A SIGN FOR A CANDIDATE IN A PRIMARY ELECTION WHO DOES NOT ADVANCE TO THE GENERAL ELECTION, SHALL BE REMOVED FROM TOWN RIGHT-OF-WAY FIFTEEN DAYS AFTER THE PRIMARY ELECTION.

3. Prior to installation OF A POLITICAL SIGN, approval shall be obtained from the owner of the property on which ~~political~~THE signs will be placed.

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Section 2. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

Section 3. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, 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. Providing for Penalties

Any person found responsible for violating any provision of this Ordinance section shall be subject to the civil sanctions and habitual offender provisions set forth in Sections 1.10 and 1.11 of the Unified Development Ordinance of the Town of Chino Valley, Arizona.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Chino Valley, Arizona this 12th day of November, 2013 by the following vote:

AYES:	<u>7</u>	ABSENT:	<u>0</u>
NAYES:	<u>0</u>	ABSTAINED:	<u>0</u>
EXCUSED:	<u>0</u>		

Chris Marley, Mayor

ATTEST:

APPROVED AS TO FORM:

Jami C. Lewis, Town Clerk

Curtis, Goodwin, Sullivan, Udall &
Schwab, PLC, Town Attorneys
By: Phyllis Smiley

I, JAMI C. LEWIS, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 13-778 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF CHINO VALLEY ON THE 12TH DAY OF NOVEMBER, 2013, WAS POSTED IN THREE PLACES ON THE 13TH DAY OF NOVEMBER, 2013.

Jami Lewis, Town Clerk