

**ORDINANCE NO. 10-732**

**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 ON ASSESSOR'S PARCEL NUMBER (APN) 102-01-213T TO ALLOW A FREE STANDING MONUMENT SIGN WHICH INCLUDES A LIGHT EMITTING DIODE (LED) MESSAGE READER BOARD FOR THE GRACE BAPTIST CHURCH**

WHEREAS, Bob Readhimer, representing Grace Baptist Church, filed an application with the Town of Chino Valley requesting a Conditional Use Permit (CUP) for APN 102-01-213T, to allow a free standing monument sign which includes a LED Message Reader Board for the Grace Baptist Church located at 2010 S. State Route 89; and

WHEREAS, the requested CUP was noticed in conformance with the applicable State and Local Statutes and Local Ordinance; and

WHEREAS, a "neighborhood meeting" was held in conformance with the requirement set forth in the Unified Development Ordinance (UDO); and

WHEREAS, the Planning and Zoning Commission ("Commission") conducted a Public Hearing on June 17, 2010, during which testimony was presented by Town staff and the property owner's agent and surrounding property owners; and

WHEREAS, subsequent to the Public Hearing and discussion, the Commission, elected by a 6-0 vote to forward the application to the Town Council with the recommendation for approval with certain Findings and Stipulations; and

WHEREAS, at their regular meeting of June 24, 2010, the Town Council confirmed the recommendation of the Commission by electing to adopt this Ordinance and thereby approve the requested CUP with the Findings and Conditions cited in Section 1 of this Ordinance;

**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 CUP is hereby issued to APN 102-01-213T located at 2010 S. State Route 89 with the following Findings and Conditions:

FINDINGS - Required by Section 1.9.3 of the UDO:

1. That the Citizen Participation protocols and Notice as prescribed by the UDO have been complied with; and
2. That as conditioned, the authorization of a CUP to allow the Grace Baptist Church to construct a freestanding monument sign on the SR 89 frontage that utilizes a LED Message Reader Board will not be materially detrimental to persons residing or working in the vicinity of the property or the motoring public; and
3. That the proposed CUP to allow a LED Message Reader Board is reasonably compatible with uses and other signs that have been permitted in the surrounding area.

CONDITIONS:

1. That the luminous intensity of the LED Message Reader Board shall not exceed that associated with an interior lit lexan faced can sign. Details to be approved by staff prior to issuance of a building permit.
2. That the LED Message 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.
3. That the monument sign shall be constructed as depicted in the rendering prepared by Signs Plus, dated February 8, 2010 (Exhibit "A").

Section 2. Should the use approved herein not be established as proposed within one (1) year, the Conditional Use Permit approval shall become null and void.

Section 3. This Ordinance repeals any prior enactment by the Town of Chino Valley which is inconsistent herewith.

Section 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Unified Development Ordinance 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.

**PASSED AND ADOPTED** by the Mayor and Common Council of the Town of Chino Valley, Arizona this 24<sup>th</sup> day of June, 2010.

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Jim Bunker, Mayor

ATTEST:

APPROVED AS TO FORM:

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Jami C. Lewis, Town Clerk

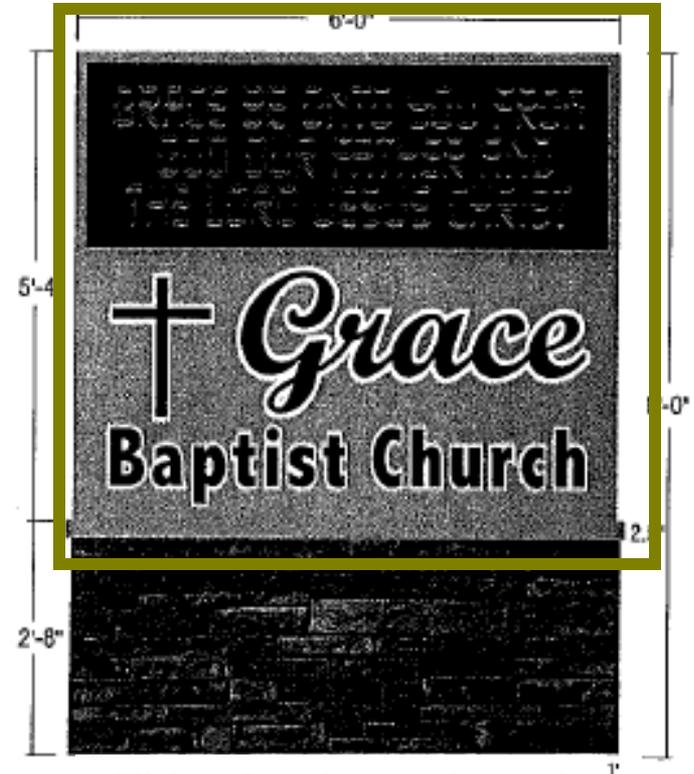
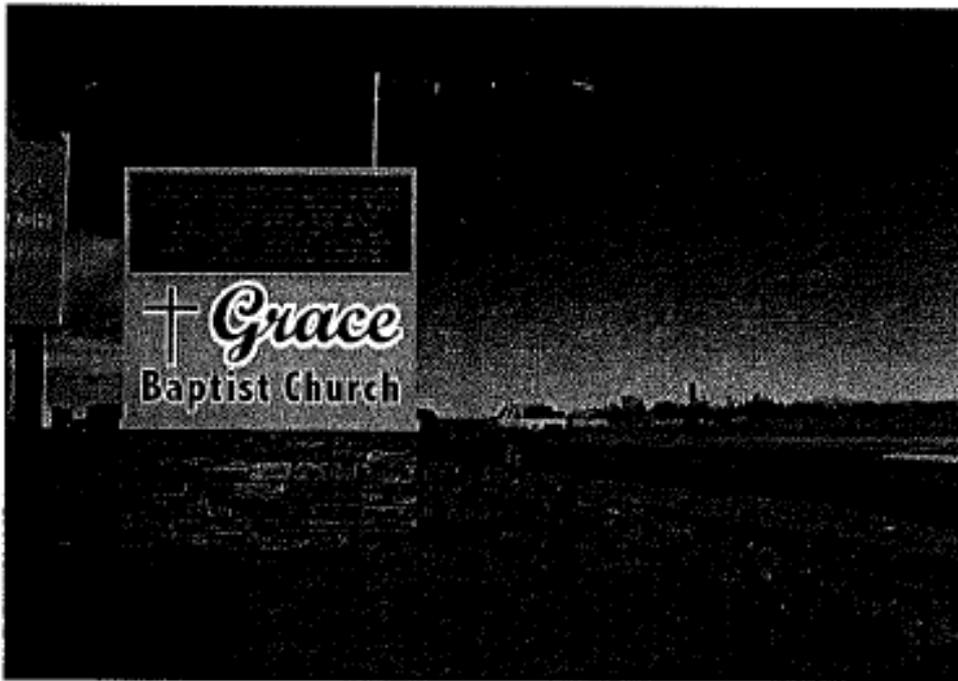
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Musgrove Drutz & Kack, P.C.  
Town Attorney

**GRACE BAPTIST CHURCH - 2010 S. Hwy 89, Chino Valley, AZ**

**MONUMENT SIGN -**

- Double-faced aluminum cabinet, 24" depth. Text-coated and painted with Matthews Acrylic Polyurethane.
- Routed faces backed up with white acrylic with translucent Blue vinyl overlays.
- Interior fluorescent lighting.
- (2) Optec LED displays (1 each side) capable of 3 lines of 5.5" text.
- Angle iron and plywood base with aluminum cap - Customer to finish with stone work.
- Flat-cut 8" aluminum address numbers, "2010" to be installed on side of cabinet facing highway.



This sign is equipped with a dimming device.

Approximately 30 s.f. of total sign area

**SIGNS PLUS**

9200 Valley Road  
Prescott Valley, AZ 86314  
800-257-5095

CUSTOMER: Grace Baptist Church  
LOCATION: Chino Valley, AZ  
DATE: 2/8/10  
SALES REP: Daryl Johnson

APPROVED BY \_\_\_\_\_

DATE \_\_\_\_\_

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