

ORDINANCE NO. 2015-03

AN ORDINANCE OF THE COUNCIL OF THE CITY OF FLAGSTAFF, ARIZONA, AMENDING THE FLAGSTAFF CITY CODE, TITLE 10, ZONING CODE, DIVISION 10-40.30, NON-TRANSECT ZONES, SECTION 10-40.30.050, INDUSTRIAL ZONES, TABLE B. ALLOWED USES, AND DIVISION 10-80.20, DEFINITION OF SPECIALIZED TERMS, PHRASES, AND BUILDING FUNCTIONS, SECTIONS 10-80.20.060 DEFINITIONS, "F." AND 10-80.20.200 DEFINITIONS, "T.", PROVIDING FOR SEVERABILITY AND AUTHORITY FOR CLERICAL CORRECTIONS, AND ESTABLISHING AN EFFECTIVE DATE.

RECITALS:

WHEREAS, the City Council has determined that amendments to Section 10-40.30.050, Industrial Zones, of the City of Flagstaff Zoning Code are required to reinstate the freight and trucking facility land use type; and

WHEREAS, the City Council intends, by adopting the proposed amendments, to protect and promote the public health, safety, convenience, and general welfare of the citizens of the City of Flagstaff; to provide for the orderly growth and development of the City; and

WHEREAS, the City Council finds that the City has complied with the notice requirements of Arizona Revised Statutes § 9-462.04;

ENACTMENTS:

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:

SECTION 1. That Section 10-40.30.050, INDUSTRIAL ZONES, TABLE B., ALLOWED USES, is hereby amended as follows (new text is shown in underline, and text proposed to be deleted is shown as ~~strikeout~~):

Industrial, Manufacturing, Processing, & Wholesaling					
	RD	LI	LI-O	HI	HI-O
Transportation or Trucking Yards	--	P	P	P	P
<u>Freight or Trucking Facility</u>	<u>P³</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>

SECTION 2. That Sections 10-80.20.060, DEFINITIONS, "F." and 10-80.20.200, DEFINITIONS, "T.", are hereby amended as follows (new text is shown in underline, and text proposed to be deleted is shown as ~~strikeout~~):

Section 10-80.20.060 Definitions, "F."

Insert a new definition as follows:

Freight or Trucking Facility: A facility for the receipt, transfer, short-term storage, and dispatch of goods transported by truck. Includes express and other mail and package distribution facilities.

Section 10-80.20.200 Definitions, "T."

Amend the definition as follows:

Transportation or Trucking Yards: Facilities for the storage and servicing of transportation vehicles. ~~Includes trucking terminals.~~

SECTION 3. 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. Clerical Corrections.

The City Clerk is hereby authorized to correct typographical and grammatical errors, as well as errors of wording and punctuation, as necessary related to this ordinance as amended herein, and to make formatting changes needed for purposes of clarity and form, or consistency, within thirty (30) days following adoption by the City Council.

SECTION 5. Effective Date.

This ordinance shall become effective thirty (30) days following adoption by the City Council.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this _____ day of _____, 2015.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY