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MEMORANDUM Planning Division – CC Memo No. 17-064

DATE: MAY 22, 2017
TO: MAYOR AND COUNCIL
THRU: MARSHA REED, CITY MANAGER [initials]
NACHIE MARQUEZ, ASSISTANT CITY MANAGER [initials]
JEFF KURTZ, PLANNING ADMINISTRATOR [initials]
KEVIN MAYO, PLANNING MANAGER [initials]
FROM: DAVID DE LA TORRE, AICP, PRINCIPAL PLANNER [initials]
SUBJECT: ZCA16-0002 CITY OF CHANDLER / SIGN CODE AMENDMENT
Introduction and Tentative Adoption of Ordinance No. 4750

Request: City initiative to amend Chapter 46 (Encroachments and Other Uses in the Public Right-of-Way) of the Chandler City Code by allowing temporary signs in the right-of-way as provided for in Chapter 39

Applicant: City of Chandler

BACKGROUND

This request accompanies the proposed amendments to Chapter 39 (Sign Code) of the Chandler City Code. The revisions proposed in Ordinance No. 4750 are necessary to allow temporary signs in the public right-of-way as proposed in Ordinance No. 4729.

RECOMMENDED ACTION

Planning Staff recommends City Council adopt Ordinance No. 4750 amending Chapter 46 (Encroachments and Other Uses in the Public Right-of-Way) of the Chandler City Code by allowing temporary signs in the right-of-way as provided for in Chapter 39.

PROPOSED MOTIONS

Move City Council introduce and tentatively adopt Ordinance No. 4750, amending Chapter 46 (Encroachments and Other Uses in the Public Right-of-Way) of the Chandler City Code by allowing temporary signs in the right-of-way as provided for in Chapter 39 as recommended by Planning Staff.

Attachments

- 1. Ordinance No. 4750

ORDINANCE NO. 4750

AN ORDINANCE OF THE CITY OF CHANDLER, ARIZONA, AMENDING CHAPTER 46, ENCROACHMENTS AND OTHER USES IN THE PUBLIC RIGHT-OF-WAY, OF THE CODE OF THE CITY OF CHANDLER.

WHEREAS, in accordance with A.R.S. 9-462, the legislative body may adopt by ordinance, any change or amendment to the regulations and provisions set forth in the Chandler City Code; and,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

SECTION I. Section 46-2.1, Exceptions to permit requirement, of Chapter 46 of the Chandler City Code is hereby amended by adding the following subsection:

F. The placement of temporary signs as provided for in Chapter 39 of the City Code does not require a permit, however, no temporary sign that penetrates that ground shall be installed without first determining that no underground facilities will be encountered as required by 40-360.22 et seq., also known as the Arizona Blue Stake Law. Any person installing a temporary sign that penetrates the ground and causes damage to underground facilities shall be liable for the cost of repairing said damage.

SECTION II. Section 46-4.2(A), Special terms and conditions for the permit described in this section, of Chapter 46 of the Chandler City Code is hereby amended as follows:

A. Business signs on sidewalks and colonnades are subject to the provisions and restrictions of Chapter 39 (Sign Code). ~~A frame signs are prohibited in the public right-of-way, and on private property if readily visible from the public right-of-way.~~ Merchandise display within sidewalks and colonnades are prohibited other than for special events, as provided for in Chapter 32.

INTRODUCED AND TENTATIVELY APPROVED by the City Council of the City of Chandler, Maricopa County, Arizona, this _____ day of _____, 2017.

ATTEST:

CITY CLERK

MAYOR

PASSED AND ADOPTED by the City Council of the City of Chandler, Arizona this _____ day of _____, 2017.

ATTEST:

CITY CLERK

MAYOR

CERTIFICATION

I, HEREBY CERTIFY, that the above and foregoing Ordinance No. 4750 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the _____ day of _____, 2017, and that a quorum was present thereat.

CITY CLERK

APPROVED AS TO FORM:



CITY ATTORNEY

PUBLISHED: