

MARANA ORDINANCE NO. 2021.004

RELATING TO LAND DEVELOPMENT; REVISING MARANA TOWN CODE TITLE 17 (LAND DEVELOPMENT), CHAPTER 17-2 (ADMINISTRATIVE BODIES AND OFFICERS) BY DELETING EXISTING SECTION 17-2-3 (PLANNING DIRECTOR) AND REPLACING IT WITH NEW SECTION 17-2-3 (PLANNING DEPARTMENT AND PLANNING MANAGER); DELETING SECTION 17-2-4 (CULTURAL RESOURCES PRESERVATION BOARD); PROVIDING THAT THE PLANNING MANAGER SHALL BE PRIMARILY RESPONSIBLE FOR THE ADMINISTRATION OF TITLE 17 INSTEAD OF THE PLANNING DIRECTOR AND MAKING CORRESPONDING CHANGES THROUGHOUT TITLE 17; AND DECLARING AN EMERGENCY

WHEREAS the revisions adopted by this ordinance were the subject of a March 31, 2021 Marana Planning Commission public hearing and received a recommendation of approval by a vote of 7 in favor and 0 opposed; and

WHEREAS the Mayor and Council of the Town of Marana find that the revisions adopted by this ordinance are in the best interest of the Town of Marana and the general public.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF MARANA, as follows:

SECTION 1. Marana Town Code Title 17 (Land Development), chapter 17-2 (Administrative bodies and officers) is hereby amended by deleting existing section 17-2-3 (Planning director) and replacing it with new section 17-2-3 (Planning department and planning manager) as follows:

17-2-3 Planning department and planning manager

- A. Pursuant to A.R.S. §9-461.03, the planning department of the town of Marana is hereby established, and here and after referred to as the development services department. The development services department shall perform the planning functions for the town and shall provide technical support and guidance for action on all plan and ordinance amendments and on applications for development approval and shall perform such other functions as may be requested by the town council or the planning commission as authorized by this code.
- B. Pursuant to A.R.S. §9-462.05(C), the position of planning manager is hereby established. The planning manager is the person designated by the town

manager as being primarily responsible for the administration of this title, regardless of that person's job title. The planning manager is the "zoning administrator" for purposes of title 9, article 6.1, A.R.S. (A.R.S. § 9-462 *et seq.*)

SECTION 2. Marana Town Code Title 17 (Land Development), chapter 17-2 (Administrative bodies and officers) is hereby amended by deleting existing section 17-2-4 (Cultural resources preservation board).

SECTION 3. Marana Town Code Title 17 (Land Development) is hereby amended by replacing the term "planning director," in all instances, with the term "planning manager" in Town Code sections: 17-1-4(A)(119), 17-2-2(D)(2), 17-2-4(G), 17-3-1(A), (B), and (B)(5), 17-3-2(B), (B)(4), (G)(1), (I), (J), and (K), 17-3-3(B)(2), (B)(4), (C)(1), (D), and (D)(3)(i), 17-3-7(A) and (C), 17-4-19(D)(1), (D)(2), (D)(3), (D)(4), (D)(5), and (E)(3), 17-4-20(B), (B)(1), (C)(1)(a), and (C)(2), 17-4-22(C), 17-5-2(A)(3)(b), (C)(4)(c)(i), (D)(1)(b), (D)(2)(b), (D)(2)(h)(iii)(c), (D)(3)(d), (D)(3)(e), and (D)(3)(g)(i), 17-5-3(B)(9)(e)(i) and (C)(6), 17-5-5(C)(12), 17-5-6(A)(2)(c), (D)(2)(a), (D)(2)(b), (E)(2)(d)(xv)(b), (E)(3)(b), (E)(3)(b)(i)(a), (E)(3)(b)(ii), (E)(3)(b)(iii)(a), (E)(3)(b)(iii)(b), (H)(1), and (H)(3), 17-6-6(A), 17-6-10(E), 17-6-13(C)(2), (C)(3), and (C)(4), 17-6-14(H)(3), 17-9-2(A)(2)(b)(i) and (A)(2)(c)(i), 17-10-3(A)(17)(a)(vi), 17-10-4(H), 17-10-7(D), 17-10-10(A)(3), 17-10-14(A) and (B), 17-10-37(A) and (F)(6), 17-18-2(C), 17-18-4(A) and (C), 17-18-5(B)(10), (C), (E), (E)(2), and (E)(3), 17-18-8(B), 17-18-9(B),(C), (C)(1), and (C)(2), 17-18-10(D), (L), and (L)(2), 17-18-11(C) and (D), 17-18-12(C), 17-18-13(B), 17-18-14(A), (A)(1), (A)(2), (B), and (C), 17-18-17(A), (B), (B)(5), and (C),

SECTION 4. The various town officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this ordinance.

SECTION 5. All ordinances, resolutions, or motions and parts of ordinances, resolutions, or motions of the Council in conflict with the provisions of this ordinance are hereby repealed, effective as of the effective date of this ordinance.

SECTION 6. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, the decision shall not affect the validity of the remaining portions of this ordinance.

SECTION 7. Since it is necessary for the preservation of the peace, health and safety of the Town of Marana that this ordinance become immediately effective, an emergency is hereby declared to exist, and this ordinance shall be effective immediately upon its passage and adoption.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE TOWN OF MARANA,
Arizona, this 6th day of April, 2021.



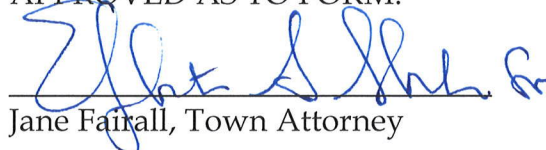
Mayor Ed Honea

ATTEST:



Cherry L. Lawson, Town Clerk

APPROVED AS TO FORM:



Jane Fairall, Town Attorney

