

**ORDINANCE NO. 2010-06-09-01**

AN ORDINANCE OF THE TOWN OF TUSAYAN, ARIZONA, RELATING TO ENACTMENT OF ZONING AND AREA PLAN; ADOPTING THE COCONINO COUNTY ZONING ORDINANCE AND THE TUSAYAN AREA PLAN AND DESIGN REVIEW OVERLAY FOR THE TOWN OF TUSAYAN BY REFERENCE; ESTABLISHING AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY AND PROVIDING FOR PENALTIES FOR VIOLATIONS.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF TUSAYAN, ARIZONA:

Section 1: Those certain documents known as the Coconino County Zoning Ordinance and the Tusayan Area Plan and Design Review Overlay for the Town of Tusayan by reference, three (3) copies of which are on file in the office of the Town Clerk of the Town of Tusayan, Arizona, which documents were made a public record by Resolution No. 2010-06-09-01 of the Town of Tusayan, Arizona, are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance.

Section 2: Any person found guilty of violating any provision of the Coconino County Zoning Ordinance or the Tusayan Area Plan and Design Review Overlay for the Town of Tusayan shall be guilty of a class two misdemeanor. Each day that a violation continues shall be a separate offense punishable as herein described.

Section 3: If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the Coconino County Zoning Ordinance or the Tusayan Area Plan and Design Review Overlay for the Town of Tusayan 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: The provisions of the ordinance shall be effective from and after July 1, 2010.

Section 5: Whereas the immediate operation of the provisions of this Ordinance is necessary for the preservation of public peace, health and safety of the Town of Tusayan, Arizona, and an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage, adoption and approval by the Town Council of Tusayan.

**PASSED AND ADOPTED** by the Mayor and Town Council of the Town of Tusayan, Arizona, this 9 day of June, 2010.


**APPROVED** this 9<sup>th</sup> day of June, 2010 by the affirmative vote of three-fourths of the members of the Town Council of the Town of Tusayan, Arizona.

**APPROVED:**



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Pete Shearer, Mayor

ATTEST:

  
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Teresa Weigel, Town Clerk

APPROVED AS TO FORM:

  
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Russell A. Kolsrud, Town Attorney