

**TOWN OF TUSAYAN, ARIZONA
ORDINANCE 2012-04**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF TUSAYAN,
COCONINO COUNTY, ARIZONA, ADOPTING BY REFERENCE THE ESTABLISHMENT OF
THE PLANNING AND ZONING ORDINANCE OF THE TOWN OF TUSAYAN, REPEALING
ORDINANCE 2010-06-09-01 AND ALL AMENDMENTS THERETO, AND PROSCRIBING
PENALTIES FOR VIOLATIONS THEREOF**

WHEREAS, the Council adopted the Planning and Zoning Ordinance of Coconino County at the time of incorporation on June 9, 2010 in Ordinance 2010-06-09-01, and

WHEREAS, the Council now desires to amend the 2010 Planning and Zoning Ordinance to conform to the requirements and needs of municipal government, and

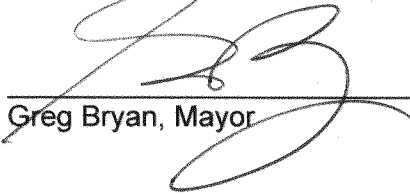
WHEREAS, the proposed Planning and Zoning Ordinance of the Town of Tusayan shall serve as the first comprehensive rewrite of the Town zoning regulations,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Tusayan Arizona, as follows:

1. Adoption by Reference. Pursuant to A.R.S. Section 9-802 the Town hereby adopts for application and enforcement the Planning and Zoning Ordinance of Tusayan, dated December 5, 2012 ("**Tusayan Zoning Code**") that is declared a public record pursuant to **Resolution 2012-14** and attached thereto.
2. Effective Date. The effective date of the Tusayan Zoning Code shall be December 5, 2012, or upon completion of publication and posting as penal ordinance as provided by law, whichever date is later.
3. Repeal. Upon adoption of this ordinance, any part of the 2010 Planning and Zoning Ordinance as originally adopted via Ordinance 2010-06-09-01 and amendments thereto shall be deemed repealed, with the exception that applications, plans and properties already having hearings or approvals pending shall continue to be governed by the prior regulations.
4. Copies of the Planning and Zoning Ordinance. At least three (3) copies of the Planning and Zoning Ordinance of the Town of Tusayan, dated December 5, 2012, and any future amendments or revisions, shall be kept on file in the office of the Town Clerk for public access. Additional copies may be purchased by the public at nominal cost for material and reproduction. Copies placed for public access shall be readily available for public inspection during normal working hours.
5. Penalty. Any person who fails to comply with any provision of the Planning and Zoning Ordinance, dated December 5, 2012 (as may be amended), or uses property in violation of any provision of said ordinance, or a permit issued therein, shall be guilty of a Class 2 misdemeanor, punishable as provided by law, with each day the property or activity is in violation constituting a separate offense. "Person" includes the property owner, occupant, agent, or any person having control over the use of the property. Enforcement of the Ordinance may also be through injunction or abatement as set forth in A.R.S. Section 9-462.05, as amended from time to time.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the Town of Tusayan, Coconino County, Arizona, this 5th day of December, 2012.

APPROVED:



Greg Bryan, Mayor

Date: 12/5/12

ATTESTED:



Melissa Malone, Town Clerk

Approved as to form:



William J. Sims III, Town Attorney