

ORDINANCE 2010- ____

AN ORDINANCE OF THE PIMA COUNTY BOARD OF SUPERVISORS RELATING TO ZONING; AMENDING THE PIMA COUNTY ZONING CODE TITLE 18 BY AMENDING CHAPTERS 18.01 (GENERAL PROVISIONS), 18.07 (GENERAL REGULATIONS AND EXCEPTIONS), 18.09 (GENERAL RESIDENTIAL AND RURAL ZONING PROVISIONS), 18.69 (SUBDIVISION STANDARDS) AND 18.79 (SIGN STANDARDS) TO DELETE SPECIFIC FEE AMOUNTS; AMENDING CHAPTERS 18.07 (GENERAL REGULATIONS AND EXCEPTIONS), 18.09 (GENERAL RESIDENTIAL AND RURAL ZONING PROVISIONS), 18.13 (RURAL HOMESTEAD ZONE), 18.14 (RURAL RESIDENTIAL ZONE), 18.17 (SUBURBAN RANCH ZONE), 18.19 (SH ZONE), 18.39 (GENERAL COMMERCIAL STANDARDS), 18.43 (LOCAL BUSINESS ZONE), 18.45 (GENERAL BUSINESS ZONE), 18.49 (CAMPUS PARK INDUSTRIAL ZONE), 18.61 (HILLSIDE DEVELOPMENT OVERLAY ZONE), 18.63 (HISTORIC ZONE), 18.67 (BUFFER OVERLAY), 18.75 (OFF-STREET PARKING AND LOADING STANDARDS), 18.81 (GRADING STANDARDS) TO DEFER THE LIGHTING REQUIREMENTS TO THE COUNTY OUTDOOR LIGHTING CODE REQUIREMENTS; AMENDING CHAPTER 18.03 (GENERAL DEFINITIONS) TO ADD A DEFINITION FOR A CARPORT, TO FURTHER DESCRIBE A GUEST HOUSE AND TO REVISE THE CHARTER SCHOOL DEFINITION; AMENDING CHAPTER 18.07 TO ALLOW MODIFICATION OF THE FRONT YARD SETBACK THRU THE MODIFICATION OF SETBACK REQUIREMENTS; AMENDING CHAPTER 18.09 TO ADD CHARTER SCHOOLS AS AN OUTRIGHT PERMITTED USE, TO DELETE THE REFERENCE TO ADDITIONAL FEES FOR THE SECONDARY DWELLING APPEAL; AMENDING CHAPTERS 18.12 (INSTITUTIONAL RESERVE ZONE), 18.13 AND CHAPTER 18.17 TO CORRECT INACCURATE CITATIONS; AMENDING CHAPTERS 18.37 (MULTIPLE USE ZONE) AND 18.43 TO ADD CHARTER SCHOOLS AS AN OUTRIGHT PERMITTED USE; AMENDING CHAPTER 18.81 (GRADING STANDARDS) TO REVISE THE TYPE I PERMIT REQUIREMENT; AMENDING CHAPTER 18.91 (REZONING PROCEDURES) TO REVISE NOTIFICATION REQUIREMENTS TO CONFORM WITH STATE STATUTES; AMENDING CHAPTER 18.97 (CONDITIONAL USE PROCEDURES) BY REVISING TIME LIMITS AND TIME EXTENSIONS. (ALL DISTRICTS)

WHEREAS, the Planning and Zoning Commission, at its _____, 2010 meeting, initiated and authorized staff to make amendments to the Pima County Code;

WHEREAS, the amendments in this ordinance clarify, correct errors, reduce redundancy and streamline certain processes; and

WHEREAS, this ordinance does not create new restrictions on the use of property, and this ordinance is not intended to, nor should it be construed to reduce any existing rights to use, divide, sell or possess private real property.

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF PIMA COUNTY AS FOLLOWS:

SECTION 1. That Chapter 18.01 of the Pima County Zoning Code is hereby amended by amending Section 18.01.070 Code Amendment Procedures as follows:

**Chapter 18.01
GENERAL PROVISIONS**

* * *

Section 18.01.070 Code Amendment Procedures

* * * *

C. Planning and Zoning Commission Review.

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2. Commission public hearing:

a.

* * * *

2) By publishing a "display ad" covering not less than one-eighth of a full page in a newspaper of general circulation in the county. The county shall

also send notice by first class mail to persons who register their names and addresses with the county as being interested in receiving such notice. The county shall charge a fee of ~~five dollars per year~~ in accordance with the Development Service fee schedule.

* * * *

SECTION 2. That Chapter 18.03 of the Pima County Zoning Code is hereby amended by amending Section 18.03.020 General Definitions as follows:

**Chapter 18.03
GENERAL DEFINITIONS**

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18.03.020 Definitions.

* * * *

C. Definitions "C"

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- 2. Cargo container: A standardized, reusable vessel. . .
- 3. Carport: A roofed structure, permanently open on at least two sides, designed for the parking of one or more motor vehicles.
- ~~3.~~4. Child care center: A facility providing compensated nonresidential care . . .

* * * *

G. Definitions "G".

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- 6. Group home: A licensed home . . .
- 7. Guest house: A detached structure having no kitchen, used primarily by members of the family occupying the main dwelling and their nonpaying guests. An accessory structure intended or designed for the use as a guest house regardless of the number of rooms, shall be subject to the guest house requirements.

8. Guest room: Living quarters. . .

* * * *

S. Definitions "S".

* * * *

2. School, charter: A public school established by contract with a school district governing board, the state board of education or the state board for charter schools pursuant to A.R.S. § 15-181 et seq. Charter Schools are classified as public schools for the purpose of zoning and the assessment of zoning fees, site plan fees and development fees pursuant to A.R.S. § 15.189 et seq.

* * * *

SECTION 3. That Chapter 18.07 of the Pima County Zoning Code is hereby amended by amending Sections 18.07.030, 18.07.040 and 18.07.070 General Regulations and Exceptions as follows:

Chapter 18.07

GENERAL REGULATIONS AND EXCEPTIONS

* * * *

18.07.030 Land Use Regulations

* * * *

C. Swimming Pools.

* * * *

1. Private Swimming Pools....

* * * *

b. Outdoor lighting shall be ~~hooded and controlled so that the source of the light shall not be visible from any adjoining residential zone beyond the boundary of the site~~ in accordance with the county outdoor lighting code (Title 15).

2. Public, semi-public and commercial swimming pools...

* * * *

- b. Outdoor lighting shall be ~~hooded and controlled so that the source of the light shall not be visible from any adjoining residential zone beyond the boundary of the site~~ in accordance with the county outdoor lighting code (Title 15).

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18.07.040 Land Use Regulations

* * * *

B. Public Utilities Permitted. Except as provided in Chapter 18.57:

* * * *

- 5. Power substations with an input voltage of one hundred fifteen kilovolts or greater shall be subject to the following requirements:

* * * *

- g. Power substation permit issued by the supervisors after a public hearing:

* * * *

- 2) An applicant for a permit shall pay a ~~two hundred dollar~~ fee in accordance with the Development Services fee schedule.

* * * *

18.07.070 Modification of Setback Requirements or Lot Coverage Limits

* * * *

- A. Applicability. Front yard when the setback is not reduced to less than twenty feet, ~~S~~side and rear yard setbacks, distances between structures or buildings, or lot coverage limits by accessory structures or accessory buildings required by this code may be modified by the zoning inspector in accordance with the provisions below. The approval of a modification under this section shall not waive or modify building code or fire code regulations.

* * * *

G. Fee. The fee shall be in accordance with the standard fee for variances as specified in ~~Table 3: Zoning Permits, Section 6, the~~ Board of Adjustment Filing Fee of the ~~Planning and Development Services Fee Schedule (Ordinance 1987-213)~~. ~~No additional fee is required for any application forwarded as a variance to the board of adjustment.~~

* * * *

SECTION 4. That Chapter 18.09 of the Pima County Zoning Code is hereby amended by amending Section 18.09.020 and 18.09.040 General Residential and Rural Zoning Provisions as follows:

Chapter 18.09

GENERAL RESIDENTIAL AND RURAL PROVISIONS

* * * *

18.09.020 General requirements and exceptions.

A. Uses Permitted in All Rural and Residential Zones.

1. The following uses shall be permitted in all rural and residential zones (except as noted in subsection (A)(2) of this section), subject to the requirements of the zone and any special conditions, as may be noted:
 - a. Single detached or one-family dwelling;
 - b. Accessory building or use;
 - c. Church, providing the minimum off-street parking requirements, as set forth in Chapter 18.75 (Off-street Parking and Loading Standards), are met;
 - d. Home occupation (refer also to Section 18.09.030);
 - e. Public park;
 - f. Public school;
 - g. Parochial, and private, ~~and charter~~ schools are permitted subject to the following development standards:
 - 1) Conditional use permit:

Parochial and private schools	Type I permit
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h. Charter Schools:

1) On vacant lots or on lots with a single family residence greater than one acre or larger.

2) Charter Schools on lots less than one acre with a single family residence shall require a Type I conditional use permit.

* * * *

8) All outdoor lighting used in conjunction with the school use shall be ~~located and directed to eliminate light trespass on adjacent streets and residential properties.~~ in accordance with the county outdoor lighting code (Title 15).

* * * *

J. Secondary Dwelling.

* * * *

7. Fee: The fee shall be in accordance with the standard fee for variances as specified in ~~Table 3: Zoning Permits, Section 6,~~ the board of adjustment filing fee of the planning and development services fee schedule (Ordinance 1987-213). ~~No additional fee is required for an application forwarded as a variance to the board of adjustment.~~

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18.09.040 Cluster Development Option

* * * *

E. Development Standards

* * * *

14. Exterior lighting: Any lights used to illuminate parking spaces, drives and recreation facilities shall be ~~of a design and so arranged to shield and reflect~~

~~light away from residential lots~~ in accordance with the county outdoor lighting code (Title 15).

* * * *

SECTION 5. That Chapter 18.12 of the Pima County Zoning Code is hereby amended by amending Section 18.12.060 Institutional Reserve as follows:

Chapter 18.12
INSTITUTIONAL RESERVE ZONE

* * * *

18.12.060 Institutional Reserve Exceptions

* * * *

B. Nonconforming Parcels. Parcels of less than thirty-six acres, recorded prior to the adoption of this chapter (November 5, 1985) which conformed to Pima County minimum lot size requirements at the date of recording, shall be treated as if they contained an area of thirty-six acres. However, any parcel or use created under Section 18.12.060B must adhere to all the requirements of Chapter 18.13 (RH Rural Homestead Zone).

* * * *

SECTION 6. That Chapter 18.13 of the Pima County Zoning Code is hereby amended by amending Section 18.13.030 Rural Homestead Zone as follows:

Chapter 18.13
RURAL HOMESTEAD ZONE

* * * *

18.13.030 Conditional Uses.

* * * *

B. Uses conditionally permitted:

* * * *

28. Telephone or telegraph distribution installation or electrical receiving or distribution station (with or without a building): In accordance with Section 18.12.030B4817 (IR Institutional Reserve Zone);

* * * *

31. Nursery with restricted retail sales:

k. ~~The light source of Any outdoor lighting shall fixture shall not be visible from adjoining residential properties. Additionally, all outdoor lighting used in conjunction with the use shall be located and directed so as to eliminate glare towards streets and adjacent properties~~ be in accordance with the county outdoor lighting code (Title 15).

* * * *

SECTION 7. That Chapter 18.14 of the Pima County Zoning Code is hereby amended by amending Section 18.14.030 Rural Residential Zone as follows:

Chapter 18.14

RURAL RESIDENTIAL ZONE

* * * *

18.14.030 Conditional Uses

* * * *

B. Uses Conditionally permitted:

* * * *

18. Nursery with restricted retail sales:

k. ~~The light source of Any outdoor lighting shall fixture shall not be visible from adjoining residential properties. Additionally, all outdoor lighting used in conjunction with the use shall be located and directed so as to eliminate glare towards streets and adjacent properties~~ be in accordance with the county outdoor lighting code (Title 15).

* * * *

SECTION 8. That Chapter 18.17 of the Pima County Zoning Code is hereby amended by amending Section 18.17.030 Suburban Ranch Zone as follows:

**CHAPTER 18.17
SUBURBAN RANCH ZONE**

* * * *

18.17.030 Conditional uses

* * * *

B. Uses conditionally permitted (Type I Procedure)

1. Library:

- e. All outdoor lighting shall be ~~arranged to eliminate glare towards streets and adjoining properties, and shall meet all conditions of the~~ in accordance with the county Light Pollution outdoor lighting Code (Title 15 of ~~this code~~);

* * * *

C. Uses conditionally permitted (Type II Procedure):

1. Commercial riding stable or school:

* * * *

- e. All outdoor lighting shall be ~~arranged to eliminate glare towards streets and adjoining properties, and shall meet all conditions of the~~ in accordance with the county Light Pollution outdoor lighting Code (Title 15 of ~~this code~~);

* * * *

2. Club or lodge (private, athletic, sport or recreation):

* * * *

- c. All outdoor lighting shall be ~~arranged to eliminate glare towards streets and adjoining properties, and shall meet all conditions of the~~ in

accordance with the county Light Pollution outdoor lighting Code (Title 15 of this code);

* * * *

4. Community Stable:

* * * *

- g. All outdoor lighting shall be ~~arranged to eliminate glare towards streets and adjoining properties,~~ and shall meet all conditions of the in accordance with the county Light Pollution outdoor lighting Code (Title 15 of this code);

* * * *

6. College or governmental structure: ~~In accordance with Section 18.17.030D3;~~

- a. Minimum site area: Ten acres,
- b. Maximum site coverage: Thirty percent,
- c. Minimum setback for playground or athletic field: One hundred feet,
- d. All driveways and parking areas shall be maintained with a dust-proof material which will minimize the generation of dust and shall be approved by the Department of Transportation.
- e. Screening: In accordance with Chapter 18.73 (Landscape, Buffering and Screening Standards), and
- f. All outdoor lighting shall be in accordance with the county outdoor lighting code (Title 15).

7. Community service agency: ~~In accordance with Section 18.17.030D3;~~

- a. Minimum site area: Ten acres,
- b. Maximum site coverage: Thirty percent,
- c. Minimum setback for playground or athletic field: One hundred feet,
- d. All driveways and parking areas shall be maintained with a dust-proof material which will minimize the generation of dust and shall be approved by the Department of Transportation.

e. Screening: In accordance with Chapter 18.73 (Landscape, Buffering and Screening Standards), and

f. All outdoor lighting shall be in accordance with the county outdoor lighting code (Title 15).

* * * *

10. Nursery with restricted retail sales:

* * * *

j. ~~The All outdoor lighting source of any outdoor lighting fixture shall not be visible from adjoining residential properties. Additionally, all outdoor lighting used in conjunction with the use shall be located and directed so as to eliminate glare towards streets and adjacent properties~~ shall be in accordance with the county outdoor lighting code (Title 15).

* * * *

D. Uses Conditionally Permitted (Type III Procedure).

1. Museum:

~~a. In accordance with Section 18.17.030D3 (subsections a, b, d, e and f),~~

a. Minimum site area: Ten acres,

b. Maximum site coverage: Thirty percent,

c. All driveways and parking areas shall be maintained with a dust-proof material which will minimize the generation of dust and shall be approved by the Department of Transportation.

d. Screening: In accordance with Chapter 18.73 (Landscape, Buffering and Screening Standards), and

e. All outdoor lighting shall be in accordance with the county outdoor lighting code (Title 15).

bf. Minimum natural or revegetated buffer setback: One hundred feet from any property line, and

eg. Notification area: Six hundred feet;

* * * *

SECTION 9. That Chapter 18.37 of the Pima County Zoning Code is hereby amended by amending Section 18.37.010 Multiple Use Zone as follows:

**CHAPTER 18.37
MU MULTIPLE USE ZONE**

18.37.010 Permitted uses.

A. Uses permitted:

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11. Private, and parochial, ~~and charter~~ school in accordance with Section 18.09.020A1g;

* * * *

SECTION 10. That Chapter 18.39 of the Pima County Zoning Code is hereby amended by amending Section 18.39.030 General Commercial Standards as follows:

**CHAPTER 18.39
GENERAL COMMERCIAL STANDARDS**

* * * *

18.39.030 Large Scale Retail Establishment.

* * * *

C. Development Standards.

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7. Light: ~~A light trespass plan must be prepared and implemented in conformance~~
All outdoor lighting shall be in accordance with the Pima County outdoor lighting
code, Chapter (Title15) .42, and shall avoid
~~lighting encroachment onto adjacent residences. The lighting plan shall be~~
~~prepared in compliance with the commercial design manual.~~

* * * *

SECTION 11. That Chapter 18.43 of the Pima County Zoning Code is hereby amended by amending Section 18.43.030 Local Business Zone as follows:

**CHAPTER 18.43
CB-1 LOCAL BUSINESS ZONE**

* * * *

18.43.030 Permitted uses.

* * * *

B. The following uses, as restricted in Section 18.43.020A:

* * * *

84. ~~School, private, parochial and charter. As required by state statute, A.R.S. § 15-189.01, an application for a charter school shall receive a final determination from the county within 90 days of the beginning of the process.~~

* * * *

J. Self-storage facility:

* * * *

8. ~~The light source of any outdoor security Lighting shall not be visible from adjoining residential properties~~ be in accordance with the county outdoor lighting code (Title 15);

* * * *

SECTION 12. That Chapter 18.45 of the Pima County Zoning Code is hereby amended by amending Section 18.45.030 General Business Zone as follows:

**CHAPTER 18.45
GENERAL BUSINESS ZONE**

* * * *

Section 18.45.030 Permitted Uses.

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B. Additional uses:

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19. Drive-in theater, provided:

* * * *

- c. Any lights used to illuminate the theater site shall be ~~so arranged as to reflect the light away from adjoining property and streets~~ in accordance with county outdoor lighting code (Title 15),

* * * *

SECTION 13. That Chapter 18.49 of the Pima County Zoning Code is hereby amended by amending Section 18.49.040 Campus Park Industrial Zone as follows:

**CHAPTER 18.49
CAMPUS PARK INDUSTRIAL**

* * * *

Section 18.49.040 Development Standards – General.

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J. Exterior Illumination:

* * * *

- 2. Lighting shall be ~~arranged to eliminate glare towards streets and adjoining properties and shall meet all conditions of the~~ in accordance with the county Light Pollution outdoor lighting Ccode (Title 15).

* * * *

SECTION 14. That Chapter 18.61 of the Pima County Zoning Code is hereby amended by amending Section 18.61.041 Hillside Development Overlay Zone as follows:

**CHAPTER 18.61
HILLSIDE DEVELOPMENT OVERLAY ZONE**

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Section 18.61.041 Protected peaks and ridges designations.

* * * *

C. Level Two Protected Area Mitigation Standards. All development within the level two protected area shall be reviewed for a level two permit with the following standards:

* * * *

- 6. ~~Every outside light source shall be shielded and directed toward the center of the land parcel and away from the property lines~~ Lighting shall be in accordance with the county outdoor lighting code (Title 15); and

* * * *

SECTION 15. That Chapter 18.63 of the Pima County Zoning Code is hereby amended by amending Section 18.63.100 and 18.63.110 Historic Zone as follows:

**CHAPTER 18.63
HISTORIC ZONE**

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Section 18.63.100 Specific Regulations – San Xavier environs historic zone (H-1).

* * * *

C. Use Restrictions Zone A.

* * * *

- 3. Development Standards.

* * * *

- b. All outdoor lighting shall be ~~hooded and controlled so that the source of the light shall not be visible from adjoining properties~~ in accordance with the county outdoor lighting code (Title 15).

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Section 18.63.110 Specific Regulations – Fort Lowell historic district zone (H-2).

* * * *

G. Lighting shall be in accordance with the county outdoor lighting code (Title 15). ~~Any lights or illumination must be shaded to:~~

- ~~1. Light only the target area;~~
- ~~2. Prevent upward illumination; and~~
- ~~3. Protect adjacent properties and motorists from glare.~~

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SECTION 16. That Chapter 18.67 of the Pima County Zoning Code is hereby amended by amending Section 18.67.050 Buffer Overlay Zone as follows:

**CHAPTER 18.67
BUFFER OVERLAY ZONE**

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Section 18.67.050 Performance standards for issuance of permit.

* * * *

E. Lighting.

1. External lighting shall be limited to that necessary to provide the functional requirements of safety, security and identification, and shall be in accordance with the county outdoor lighting code (Title 15). ~~High-pressure sodium and mercury vapor lighting are prohibited.~~
2. Except for lighting that is attached to a building ~~and meets the requirements of subdivision 4 of this subsection~~, light standards for roads, parking lots, driveways and all other outdoor areas shall not exceed forty-two inches in height and shall ~~consist of bollard or other low-intensity, low-profile type of lighting:~~ Standards shall be spaced sufficiently to create isolated pools of light rather than a contiguous, saturated condition be in accordance the county outdoor lighting code (Title 15) .

3. Tennis court and horse corral exception: Lighting for tennis courts and horse corrals shall be exempt from the restrictions of subdivision 1 of this subsection, but shall be in accordance with the county outdoor pollution code (Title 15) conform to Chapter 15.12 (Outdoor Lighting Code) and shall be designed to minimize or eliminate the dispersal of refracted light: High-pressure sodium lighting may be used for tennis courts and horse corrals in Area B as defined in Chapter 15.12.
4. ~~All lighting sources shall be fully shielded to reduce dispersal of ambient light.~~

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SECTION 17. That Chapter 18.69 of the Pima County Zoning Code is hereby amended by amending Section 18.69.090 Subdivision Standards as follows:

**CHAPTER 18.69
SUBDIVISION STANDARDS**

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Section 18.69.090 Residential recreation areas.

* * * *

C. General Standards.

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4. Subdivisions of 65 lots or fewer may utilize the full in-lieu fee option of ~~\$1,500.00 per lot.~~ in accordance with the Development Services fee schedule.

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SECTION 18. That Chapter 18.75 of the Pima County Zoning Code is hereby amended by amending Section 18.75.040 Off-Street Parking and Loading Standards as follows:

**CHAPTER 18.75
OFF-STREET PARKING AND LOADING STANDARDS**

* * * *

Section 18.75.040 Development Standards.

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B. Site Improvement Standards.

* * * *

5. Any lights used to illuminate parking spaces and drives shall be in accordance with the county outdoor lighting code (Title 15) of a design and shall be arranged to shield and reflect the light away from adjoining residential lots and zones.

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SECTION 19. That Chapter 18.79 of the Pima County Zoning Code is hereby amended by amending Section 18.79.070 Sign Standards as follows:

**CHAPTER 18.79
SIGN STANDARDS**

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Section 18.79.070 Permits and fees.

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B. Fees.

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2. Renewal Fee:

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- d. The application fee for a public hearing before the board of supervisors concerning a CB-2 zone billboard sign use permit shall be ~~twenty-five dollars~~ in accordance with the Development Services fee schedule.
- e. The application fee for a setback or landscape ratio waiver request and an appeal to the granting of a setback or landscape ratio waiver is ~~twenty-five dollars~~ shall be in accordance with the Development Services fee schedule.

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SECTION 20. That Chapter 18.81 of the Pima County Zoning Code is hereby amended by amending Section 18.81.020 and 18.81.080 Grading Standards as follows:

**CHAPTER 18.81
GRADING STANDARDS**

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Section 18.81.020 Applicability and exemptions.

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B. Type 1 (grading sketch) permit applicability: A Type 1 grading permit is required for:

* * * *

5. ~~New pavement of more than three thousand square feet.~~

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Section 18.81.080 Enforcement and penalties.

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D. Special Investigation and Special Investigation Fee; Work without a Permit.

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2. Special Investigation Fee. The development services department shall assess a special investigation fee in accordance with the Development Services fee schedule of \$1,000, in addition to the permit fee, whether or not a permit is then or subsequently issued. Payment of the special investigation fee is required within 15 working days after the assessment is mailed and prior to the issuance of a grading permit or any other permit for the property on which the special investigation fee is assessed. The payment of the special investigation fee shall not exempt the property on which the special investigation fee is assessed from compliance with all other provisions of this code nor from any penalty prescribed by law.

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SECTION 21: That Chapter 18.91 of the Pima County Zoning Code is hereby amended by amending Section 18.91.060 Rezoning Procedures as follows:

**CHAPTER 18.91
REZONING PROCEDURES**

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18.91.060 Public Review, Notice and Comment.

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B. Public Notice.

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1. Planning and zoning commission public hearing: A minimum of fifteen days prior to the hearing, the department shall provide notice by:

* * * *

- b. Posting of the property or area to be considered at the hearing, with a minimum of ~~four~~ two notices and, for rezonings, at least one notice each quarter mile of frontage along a public right-of-way, all such notices being at least seventeen by eleven inches in dimension; and

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SECTION 22: That Chapter 18.97 of the Pima County Zoning Code is hereby amended by amending Section 18.97.030 Conditional Use Procedures as follows:

**Chapter 18.97
CONDITIONAL USE PROCEDURES**

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18.97.030 Procedure and Requirements.

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J. Time Limits and Time Extensions.

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2. Extension of approval time limit: ~~A request for a single three month time extension of approval may be made in accordance with Section 18.91.100G (Rezoning);~~
- a. A property owner or the owner's authorized agent may request a single twelve-month time extension for a conditional use approval. A written time extension shall be submitted to the planning division on or before the expiration date of the time limit. A fee equivalent to 50% of conditional use permit application shall be paid in accordance with the Development Services fee schedule.
 - b. The planning division shall prepare a report on the conditional use permit time extension request in accordance with Chapter 18.97.
 - c. A noticed public hearing by the hearing administrator is required for time extensions. Notice shall be provided in accordance with Section 18.97.030.E.

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SECTION 24. That this ordinance is effective 31 days after its adoption.

PASSED AND ADOPTED by the Board of Supervisors of Pima County, Arizona,
this _____ day of _____, 2010.

Chairman, Board of Supervisors

ATTEST:

Clerk, Board of Supervisors

Date: _____

APPROVED AS TO FORM

Civil Deputy County Attorney

Executive Secretary, Pima County
Planning and Zoning Commission