

ORDINANCE No. 19-146

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, COUNTY OF YAVAPAI, ARIZONA, AMENDING THE TOWN OF DEWEY-HUMBOLDT, ARIZONA CODE OF ORDINANCES, TITLE XV LAND USAGE, CHAPTER 153 ZONING REGULATIONS, BY AMENDING § 153.042 C1 DISTRICT (COMMERCIAL; NEIGHBORHOOD SALES AND SERVICES) PARAGRAPH (B) TO ADD NEW PARAGRAPH (17) TO PERMIT MUSEUMS AS PERMITTED USES, WHICH WILL ALSO PERMIT MUSEUMS AS PERMITTED USES IN C2 DISTRICTS (COMMERCIAL; GENERAL SALES AND SERVICES) AND C3 DISTRICTS (COMMERCIAL AND MINOR INDUSTRIAL)

Whereas, the Town of Dewey-Humboldt Town Council desires to permit museums in C1 Districts (Commercial; Neighborhood Sales and Services) as well as in the less restrictive districts of C2 (Commercial; General Sales and Services) and C3 (Commercial and Minor Industrial) and believes it to be in the best interest of the Town and its residents to do so.

Now, Therefore, Be it ordained by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, as follows:

In General

The Town of Dewey-Humboldt, Arizona Code of Ordinances, Title XV Land Usage, Chapter 153 Zoning Regulations, Section 153.042 C1 District (Commercial; Neighborhood Sales and Services), is hereby amended to add a new permitted use to read as follows (additions in ALL CAPS; deletions in ~~strikeout~~):

153.042 C1 DISTRICT (COMMERCIAL; NEIGHBORHOOD SALES AND SERVICES).

Permitted uses for the C1 District (Commercial; Neighborhood Sales and Services) are as follows in this section.

(A) (1) Permitted uses and structures shall be compatible with the neighborhood development. Storage of materials and supplies, displays (other than signs) and other nonresidential uses are restricted to buildings closed on all sides (except as may otherwise be permitted). Intoxicating beverage sale restricted to that of off-site consumption only.

(2) Where no density district has been combined, then the provisions of Density District 2 shall prevail for dwelling units, hotels and motels (see § 153.069, most common ones shown in chart below).

(B) (1) All principal and accessory uses permitted in any more restrictive zoning district, except accessory dwelling units; and providing further that,

unless specifically provided to the contrary, the requirements for an administrative review (except for lots contiguous to residential districts) are waived;

(2) Mobile home courts, subject to administrative review with comment period;

(3) Retail sales, restricted to on-site sales only;

(4) Commercial art galleries;

(5) Restaurants and cafes, but prohibiting vending from openings in buildings (no drive-through windows);

(6) Business offices, banks and similar;

(7) Custom service and craft shops as follows, limited to 3,000 square feet of shop floor area: barber, beauty, massage, tailor and cleaning pickup, key and gun, photographic, fixit (home appliance, saw, mower, clock, radio, TV and similar) precision and musical instrument, optical;

(8) Laundrettes, limited to machines not exceeding 25 pounds capacity according to manufacturer's rating;

(9) Dancing, art, music and business schools (prohibiting public recitals, concerts or dances);

(10) Automotive service stations, see § 153.074;

(11) Parking facilities limited to no more than two trucks for any one commercial project;

(12) Signs, see §§ 153.125 through 153.130;

(13) Bed and breakfast country inns, as defined under § 153.005;

(14) Hotel/motel/resorts;

(15) Retail liquid propane dispensing stations on the premises and as an accessory to an allowed retail commercial use subject to design and siting approval and inspection by the Office of the Arizona State Fire Marshal and/or the applicable Fire District. See performance criteria in § 153.081; and

(16) Lodging and timeshares.; AND

(17) MUSEUMS

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Dewey-Humboldt, Arizona, this 3rd day of September, 2019, by the following vote:

AYES: Seven

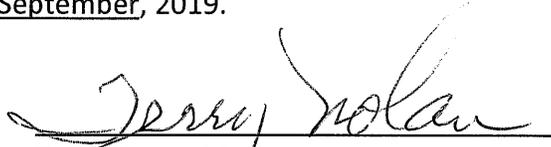
NAYES: Zero

ABSENT: Zero

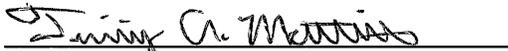
EXCUSED: Zero

ABSTAINED: Zero

APPROVED this 3rd day of September, 2019.


Terry Nolan, Mayor

ATTEST:


Timothy A. Mattix, Town Clerk

APPROVED AS TO FORM:


Bigelow Law Offices, PLLC
Town Attorney
By Kay Bigelow

I, TIMOTHY A. MATTIX, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 19-146 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF DEWEY-HUMBOLDT, ARIZONA ON THE 3rd DAY OF September, 2019, WAS POSTED IN THREE PLACES ON THE 4th DAY OF September, 2019.


Timothy A. Mattix, Town Clerk