

1 When recorded, return to:
2 Paradise Valley Town Attorney
3 6401 East Lincoln Drive
4 Paradise Valley, Arizona 85253
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7 **RESOLUTION NUMBER 2021-06**
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10 **A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE**
11 **TOWN OF PARADISE VALLEY, ARIZONA, EXTENDING THE**
12 **AUTHORIZATION OF TEMPORARY RESCISSION AND**
13 **AMENDMENTS TO CERTAIN ZONING ORDINANCE PROVISIONS**
14 **IN RESPONSE TO THE COVID-19 PANDEMIC AND RELATED TOWN**
15 **PRACTICES TO STOP THE SPREAD OF COVID-19**
16

17 **NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF**
18 **THE TOWN OF PARADISE VALLEY, ARIZONA AS FOLLOWS:**

19 WHEREAS, on May 14, 2020, the Paradise Valley Town Council approved
20 Resolution 2020-15 to make, amend, and rescind certain regulations in response to the
21 COVID-19 pandemic; and

22 WHEREAS, social distancing and other measures to help stop the spread of COVID-
23 19 continue to be recommended by government and health care organizations; and

24 WHEREAS, the provisions implemented by Resolution 2020-15 continue to be
25 important to facilitate efforts to help stop the spread of COVID-19; and

26 WHEREAS, the Council of the Town of Paradise Valley seeks to extend the provisions
27 implemented in Resolution 2020-15 as set forth herein; and

28 WHEREAS, given continuing public health concerns this Resolution should take
29 effect immediately upon its adoption.

30 NOW, THEREFORE, BE IT RESOLVED by the Town Council that:

31 1. Pursuant to Town Code Section 3-7-4, the Town Council hereby amends the
32 provisions of Town Zoning Ordinance Sections 2510(7) and 1104 *et seq.* as follows:

33 a. From March 17, 2020, until the earlier to occur of (i) the Town Council

1 rescinding or modifying the terms of this Resolution, or (ii) April 1, 2022
2 (the “Pandemic Period”), the use of banner signs at Special Use Permit
3 properties is hereby modified and amended as follows: (1) banner signs
4 installed and used during the Pandemic Period shall not be counted towards
5 the limitation in Zoning Ordinance Section 2510(7) of sixty (60) days of
6 banner sign usage for SUP properties; (2) the requirement in Zoning
7 Ordinance Section 2510(7) that a banner sign that is displayed for more
8 than seven (7) consecutive days “not be displayed until 14 days have
9 elapsed” shall not be enforced during the Pandemic Period; and (3) the
10 limitation on banner signs per SUP property in Section 2510(5) “to no
11 more than one at a time” shall be modified to now allow up to two banner
12 signs; provided, however, that all other Zoning Ordinance provisions
13 related to banner signs shall remain in effect during the Pandemic Period.

14 b. During the Pandemic Period, notwithstanding any provision in the Town
15 Code or Zoning Ordinance, the use of On-Site Signage at SUP properties
16 shall be permitted with approval by the Community Development Director,
17 provided that the On-Site Signage is limited to only those signs necessary
18 to direct members, guests, students and patrons regarding social distancing
19 policies and processes for directing, parking, creating spacing in lines or
20 check-in points, and other related advisory signage.

21 c. During the Pandemic Period the installation of temporary storage
22 containers at SUP properties shall be permitted as an additional temporary
23 use under Sections 1104 and 1104.3, provided such containers are used to
24 store furniture and equipment so that classrooms, cafeterias, restaurants,
25 lobbies, meeting rooms, or office space can be arranged with appropriate

1 spacing consistent with the CDC recommendations; and further provided
2 that the usage of temporary storage containers shall be limited to the
3 minimum needed in order to temporarily store necessary furniture. The
4 location of the temporary storage containers shall first be approved by the
5 Town Manager and located such that their impacts on adjoining residential
6 properties are objectively minimized, with respect to setback, height,
7 visibility from the right-of-way or adjoining residential homes, color of the
8 storage container, screening, etc.

9 d. During the Pandemic Period the installation of temporary tents on any SUP
10 property required to better promote social distancing shall be permitted as
11 an additional temporary use under Sections 1104 and 1104.3, provided that
12 such temporary tent uses are limited to a showing that the temporary tents
13 and/or other temporary facilities are needed to promote social distancing
14 regulations, facilitate the operation of existing businesses that desire to
15 meet social distancing regulations by serving customers outside, are
16 limited to the minimum needed in order to address the impacts of social
17 distancing, and are first approved by the Town Manager and located such
18 that their impacts on adjoining residential properties are minimized.

19 2. The Town Manager is hereby authorized to waive the temporary use permit
20 application fees for temporary storage containers, temporary tents and other temporary
21 facilities as needed during the Pandemic Period. The Town Manager shall notify the
22 Council of each temporary approval made hereunder.

23 3. The regulations amended pursuant to this Resolution are consistent with regulations
24 promulgated by the Governor, are necessary for civil preparedness, and shall have the
25 full effect of an Ordinance when a copy of this Resolution is filed in the office of the

1 Town Clerk and posted by the Town Clerk.

2 4. In the event that this Resolution is rescinded or modified, those SUP properties that
3 have erected banners, temporary on-site signage, temporary storage containers, tents
4 or other temporary facilities shall have thirty (30) days after the effective date of the
5 rescission or modification to bring their properties into compliance.

6 5. An emergency is hereby declared to exist such that this Resolution shall take effect
7 immediately upon its adoption and filing.

8 PASSED AND ADOPTED by the Mayor and Council of the Town of Paradise Valley,
9 Arizona, this ___ day of _____, 2021.

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13 _____
14 Jerry Bien-Willner, Mayor

15 ATTEST:

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18 _____
19 Duncan Miller, Town Clerk

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24 APPROVED AS TO FORM:

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28 _____
29 Andrew J. McGuire, Town Attorney