

# **TOWN OF PARADISE VALLEY**

**SUP Managerial Amendment Process**

**Town Council Study Session**

**March 28, 2019**



# KEY QUESTION

Q: Prior to the April 11, 2019 public hearing, does the Town Council see any changes that it believes need to be made to the draft ordinance recommended by the Planning Commission regarding changes to the process for the approval of applications for managerial SUP amendments?



# CURRENT ZONING ORDINANCE PROCESS FOR MANAGERIAL SUP AMENDMENTS

Zoning Ordinance §1102.8 .A :

1. The applicant must first complete the pre-application review process in accordance with Section 2-5-2(E) of the Town Code. A formal application can then be made to the Town in accordance with Section 1102.3 of this Article. The Town Manager or his designee will then review and either approve or deny the application, or reclassify the application to a different category of Special Use Permit amendment.
2. The Town Manager (or the Town Manager's designee) will be required to report all decisions on Managerial Amendments to the Town Council (for informational purposes only).



# RECOMMENDED CHANGES TO PROCESS FOR MANAGERIAL SUP AMENDMENTS

Planning Commission concurred with the Council direction that four basic changes be made to the provisions in §1102.8(A):

1. To have the Town manager transmit all determinations approving a Managerial Amendment to the Town Council within two (2) business days of making the determination (see §1102.8(A)(2))
2. The Town Manager's decision be final unless within seven (7) calendar days after the Town Manager's written determination at least three (3) members of the Town Council submit a written request to the Town Manager to appeal the determination approving the Managerial Amendment application (see §1102.8(A)(3))



# COUNCIL'S RECOMMENDED CHANGES TO PROCESS FOR MANAGERIAL SUP AMENDMENTS

(Commission Concurrence CONT'D):

3. The Town Council would then have the authority to decide appeals from Town Manager's approval of a Managerial Amendment application and first affirm whether the Town Manager's decision meets the criteria for a Managerial Amendment; and if so, then there shall be no further appeal and the Managerial Amendment is final (see §1102.8(A)(4))
4. However, if the Town Council decides that the criteria have not been met, the Town Council may, by a majority vote, deny the Managerial Amendment, in whole or in part, or reclassify the application to a different category of Special Use Permit amendment (see §1102.8(A)(4))



# NEXT STEPS

- Receive final comments Draft Ordinance 2019-04
- Schedule Draft Ordinance 2019-04 for a public hearing on 4/11/19



# QUESTIONS

