



Legislation Text

File #: 18-131, **Version:** 1

TO: Mayor Collins and Town Council Members

FROM: Kevin Burke, Town Manager
Andrew M. Miller, Town Attorney

DATE: March 22, 2018

DEPARTMENT: Town Attorney

AGENDA TITLE:

Adoption of Ordinance No. 2018-02; Amending Article 6-2 of the Town Code and §6-9-7 of the Town Code - Procedures for Plats - Maps; and adoption of Resolution No. 2018-09 modifying the Council Rules of Procedure as they relate to procedures for Plats and Lot Splits

Town Value(s):

- ☐ Primarily one-acre, residential community
- ☒ Limited government
- ☐ Creating a sense of community
- ☐ Partnerships with existing schools and resorts to enhance recreational opportunities
- ☐ Improving aesthetics/creating a brand
- ☐ Preserving natural open space

The Town of Paradise Valley makes every effort to enhance the community's unique character for its residents and people from around the world.

Council Goals or Statutory Requirements:

RECOMMENDATION:

Adopt Ordinance No. 2018-02 and Resolution No. 2018-09

SUMMARY STATEMENT:

During the Town Council's March 8th Study Session, it was suggested that the procedures for processing lot splits be modified such that lot splits would not be treated the same as plats and require no approval for the Town Council. However, the Council preferred to have Lot Splits come to the Council for final approval, but would allow for such approval to be placed on the Council's consent agenda if the recommendation for approval from the Planning Commission was unanimous, the Town staff supports the approval, and there is no known neighbor or other objection to the lot split. With this direction no changes are needed to the current Town Ordinance provisions regarding lot splits, but a change to the Council Rules and Procedures was needed to implement this approach.

With regard to plats, the staff's March 8th Study Session direction was to not remove any steps in the preliminary plat and final plat process, but to instead modify the Council Rules and Procedures to allow for final plats to be placed on a consent agenda for approval if the recommendation for approval from the Planning Commission was unanimous, the Town staff supports the approval, and there is no known neighbor or other objection to the final plat. Presumably this would also mean that if these same conditions are met the final plat would not require a study session review the meeting before the consideration of the final plat. For preliminary plats, the Council wanted a more stringent review, thus preliminary plats will still require a study session before being considered by the Council and will not be placed on a consent agenda.

Resolution 2018-09 provides for the changes to the Council's Rules and Procedures needed to effectuate the changes to the plat and lot split review process noted above. Additionally, Ordinance 2018-02 makes some minor changes to the platting provisions to clarify that both preliminary and final plats require Council approval.

Council feedback at the Study Session on March 8th recommends these changes in the Town Code and Council Rules. It is respectfully recommended that the Town Council adopt Ordinance 2018-02 and Resolution 2018-09.

BUDGETARY IMPACT:

None.

ATTACHMENT(S):

A - Ordinance No. 2018-02

B - Resolution No. 2018-09