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**OFFICIAL RECORDS OF  
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VIRGINIA ROSS**

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FEE NUMBER: 2013-087915



**ORDINANCE NO. PZ-C-002-13**

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF PINAL COUNTY, ARIZONA, RELATING TO ZONING AND AMENDING THE PINAL COUNTY DEVELOPMENT SERVICES CODE, TITLE 2 (COUNTY ZONING ORDINANCE), CHAPTER 2.145 SIGNS, BILLBOARDS, NAME PLATES AND OTHER OUTDOOR ADVERTISING.**

**WHEREAS**, the Board of Supervisors on February 10, 2010, approved the codification of all Development Services ordinances, and the codification as the Pinal County Development Services Code ("PCDSC") became effective on March 13, 2010;

**WHEREAS**, Ordinance No. 61862, as amended, is the Pinal County Zoning Ordinance as codified in Title 2 of the Pinal County Development Services Code; and

**WHEREAS**, it is in the best interest of the public to allow A-frame signs under certain circumstances for churches and to establish criteria for these signs; and to modify the flexibility provisions by limiting staff authority, revising the staff review process and establishing the Board of Supervisors' hearing procedures.

**BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF PINAL COUNTY, ARIZONA:**

**SECTION 1. PCDSC 2.145 (Signs, Billboards, name Plates and Other Outdoor Advertising)** is amended by amending Section 2.145.030 (general provisions) to allow A-frame signs under certain circumstances for churches and establishing criteria for these signs; amending 2.145.150 (flexibility provisions) to add and delete words or phrases to subsections B and C for clarification; to delete language indicating there is no limit on the percentage by which a comprehensive sign package may allow a sign to exceed the permitted size in subsection D(3); to add language for submittal package requirements in subsection G; and to add a new subsection H, PCDSC 2.145 is amended to read as follows:

**2.145.010 through 2.145.020 [remain the same]**

**2.145.030 General provisions.**

Except as may be further restricted in designated zoning districts, all permitted signs shall be subject to the following:

A. through S. [remain the same]

T. A-frame signs shall not exceed four feet in height and six square feet per face. A-frame signs must be located within 15 feet of the building entrance of the business being advertised. One A-frame sign is allowed per business and shall not be included in the aggregate sign area allowances. Churches located in schools and churches located in multitenant shopping, office or industrial centers when they are not located next to a street, are allowed to place a maximum of 2 A-frame signs on private property next to the nearest street. Church A-frame signs can be placed in the allowed locations 24 hours before the start of worship and must be removed 3 hours after worship has concluded.

**2.145.040 through 2.145.140 [remain the same]**

**2.145.150 Flexibility provisions.**

This section sets forth a procedure which provides flexibility in the sign code for signs or sign packages not allowed in PCDS 2.145.010 through 2.145.140, or as the result of a stipulation to a zoning approval. The procedures include the use of design review to receive additional height and area for signs.

A. [remains the same]

B. Approval of a comprehensive sign package is intended to encourage a flexible procedure to allow signage which is not in strict compliance with the provisions of the zoning district regulations under this chapter, but which is appropriate to the character of the development, provides adequate identification and information, provides a good visual environment, promotes traffic safety and is regulated to the extent necessary to be consistent with the purpose and intent of this chapter as specified in PCDS 2.145.010.

C. Approval of the application may contain such conditions, requirements or standards that may be stipulated by the sign review committee, as approved by the director of planning and development services, to assure that signs covered by the use permit will not be detrimental to persons or property in the vicinity, or to the public welfare in general.

D. Comprehensive sign packages approved under this section shall be evaluated based upon the following criteria:

1. and 2. [remain the same]

3. Size. All signs shall be no larger than necessary for visibility and readability. Factors to be considered in determining appropriate size shall include topography, volume of traffic, speed of traffic, visibility range, proximity to adjacent uses, amount of sign copy, placement of display (location and height), lettering style and the presence of distractive influences.

4. through 6. [remain the same]

E. and F. [remain the same]

G. Submittal Package. A completed application shall be filed with the planning and development department together with an application fee; the application shall include the following:

1. though 3. [remain the same]

H. Review Process.

1. SRC Review. Upon the filing of the completed application, the SRC shall review the application and forward the application together with a recommendation to the director.

a. If the application is for a freestanding or wall sign that exceeds any ordinance maximum height standard by 50% or less, or exceeds any maximum area standard by 25% or less, or is for a directional sign that exceeds the area or height restrictions permitted on the site, the director shall make a decision of approval or denial.

b. If the application is for a freestanding or wall sign that will exceed any ordinance maximum height standard by more than 50%, or any ordinance maximum area standard by more than 25%, or that contain an electronic message device, except for "time and temperature," the director shall transmit the application, along with the SRC's recommendation and the director's recommendation to the board of supervisors.

2. Director's Decision. On applications reviewed by the director, notification of his/her decision shall be given in writing to the applicant. Said notice shall also inform applicant of applicant's right to request a review of the director's decision by the board of supervisors and the process for such a request.

3. Request to Review Director's Decision. Within 30 calendar days from the mailing date of the director's decision, applicant may file in writing with the clerk of the board of

supervisors a request for review of the director's decision by the supervisors. A public hearing shall be set for the supervisors to hear the request for review.

4. Board of Supervisors' Process.

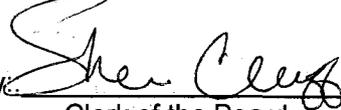
- a. Public Hearing. Applications transmitted to the supervisors for their consideration shall be set for a public hearing.
- b. Notices. Notice of the date and time of the public hearing shall be given by:
  - i. Publication. At least one publication in a newspaper of general circulation in the county seat at least 15 calendar days prior to the date of the public hearing.
  - ii. Posting. Posting the area of the site of the proposed location for the sign(s) at least 15 calendar days prior to the date of the public hearing. The posting shall be along perimeter public rights-of-way so that the notice is visible from the nearest public right-of-way. It shall not be the responsibility of the county to maintain such posting once erected.
  - iii. Mailings. By first class mail to each property owner, as shown on the assessment of the property, within 600 feet of the property where the sign(s) will be located.
- c. Notice Content. At a minimum, the notice shall include the date, time and place of the public hearing and a general explanation of the matter to be considered and how statements of support or opposition may be filed on the proposed action.
- d. Procedure. This is not a quasi-judicial procedure. Notice of the public hearing on the review request shall be by publication, posting and mailing as set forth in PCDSC 2.145.150.B.3.b above. The supervisors may uphold the director's decision, modify the decision or reject the decision and make a new decision.

**SECTION 2.** This ordinance shall take effect 31 days from and after the date of its adoption.

**PASSED AND ADOPTED** by the Board of Supervisors, Pinal County, Arizona, this **30th** day of **October, 2013**.

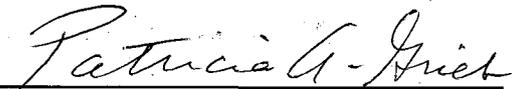
  
\_\_\_\_\_  
Stephen Q. Miller, Chairman of the Board

ATTEST:

By   
\_\_\_\_\_  
Clerk of the Board



APPROVED AS TO FORM:  
LANDO VOYLES, PINAL COUNTY ATTORNEY

By   
\_\_\_\_\_  
Deputy County Attorney