

ORDINANCE NO. (O)12-03

AN ORDINANCE OF THE TOWN OF ORO VALLEY, ARIZONA AMENDING CHAPTER 13, DEVELOPMENT FEES, ARTICLE 13-2, ADOPTION AND ADMINISTRATION OF DEVELOPMENT FEES, SECTION 13-2-4, COLLECTION OF FEES, OF THE ORO VALLEY TOWN CODE; AND REPEALING ALL RESOLUTIONS, ORDINANCES AND RULES OF THE TOWN OF ORO VALLEY IN CONFLICT THEREWITH

WHEREAS, the Town of Oro Valley is a political subdivision of the State of Arizona vested with all associated rights, privileges and benefits and is entitled to the immunities and exemptions granted municipalities and political subdivisions under the Constitution and laws of the State of Arizona and the United States; and

WHEREAS, on June 5, 2008, the Town Council adopted Ordinance No. (O)08-10 that updated the Town's Development Fees code; and

WHEREAS, the Mayor and Council desire to amend the Oro Valley Town Code, Chapter 13, Development Fees, Article 13-2, Adoption and Administration of Development Fees, Section 13-2-4, Collection of Fees in order to change the timing of payment of development impact fees.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Oro Valley, Arizona that the certain document known as "Oro Valley Town Code, Chapter 13, Development Fees, Article 13-2, Adoption and Administration of Development Fees, Section 13-2-4, Collection of Fees" is amended as follows:

SECTION 1. Section 13-2-4 is amended to read as follows, with additions being shown in ALL CAPS and deletions being shown in ~~strikethrough text~~:

Chapter 13 Development Fees

...

Article 13-2 Adoption and Administration of Development Fees

...

Section 13-2-4 Collection of Fees

Development fees shall be collected by the building official who shall be charged with the administration thereof. **POTABLE WATER AND ALTERNATIVE WATER RESOURCE DEVELOPMENT IMPACT FEES SHALL BE COLLECTED AT THE TIME OF PURCHASE OF A WATER METER.** The building official shall not issue any ~~requested permit or other approval to construct~~ **CERTIFICATE OF OCCUPANCY FOR COMMERCIAL AND MULTI FAMILY RESIDENTIAL BUILDINGS OR PERMIT FINAL SIGN-OFF FOR SINGLE FAMILY RESIDENCES** until all **OTHER** applicable development impact fees have been paid.

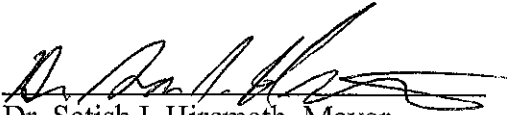
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SECTION 2. All Oro Valley Ordinances, Resolutions, or Motions and parts of Ordinances, Resolutions or Motions of the Council in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

PASSED AND ADOPTED by Mayor and Town Council, the Town of Oro Valley, Arizona, this 18th day of January, 2012.

TOWN OF ORO VALLEY


Dr. Satish I. Hiremath, Mayor

ATTEST:


Julie K. Bower, Town Clerk

Date: 1/19/12

APPROVED AS TO FORM:


Tobin Rosen, Town Attorney

Date: 1/18/12