ORDINANCE NO. 2025-007

AN ORDINANCE OF THE TOWN OF SPRINGERVILLE, APACHE COUNTY ARIZONA, AMENDING THE TOWN CODE TITLE 17 ZONING CHAPTER 17.28 GENERAL PROVISIONS, SECTION 17.28.190 "STORAGE", PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Mayor and Council of the Town of Springerville desire to promote the public health, safety and general welfare of the citizens of Springerville; and,

WHEREAS, pursuant to Arizona Revised Statutes Section 9-462.01 the Town is authorized to regulate zoning; and,

WHEREAS, regulating storage will help promote the public health, safety and general welfare of the Town; and,

WHEREAS, this Ordinance shall become effective thirty (30) days after its passage and adoption; and,

WHEREAS, all ordinances or parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

NOW, THEREFORE BE IT ORDAINED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF SPRINGERVILLE AS FOLLOWS:

<u>Section 1</u>: The current Title 17 Chapter 17.28 Section 17.28.190 is deleted in its entirety and is hereby replaced by the following Section:

"17.28.190 Storage

- A. Manufactured homes, truck toppers, mobile homes, truck trailers, utility trailers, commercial trailers, boxcars, refurbished sea cargo/ocean-going or freight containers (mobile storage or similar cargo carrying devices) or any other similar vehicles, devices or structures shall not be attached to or placed on any lot, and are not allowed to be stored or utilized for storage purposes, except as allowed in this section.
- B. Commercial trailers and sea cargo or freight containers may be utilized subject to the following regulations:
 - Containers may be used in Agricultural General (AG), Light Industrial (L-1), and Industrial (I-1) zones without a conditional use permit.
 - Containers may be used in the C-1, General Commercial zone, without a conditional use permit with a maximum allowance of a total of 640-square feet of containers/commercial trailers.
 - 3. Containers in all Residential zones require a conditional use permit.
 - 4. Containers may be utilized as building material in any zone with an approved building permit reflecting such use.
 - Such containers/commercial trailers must meet all development standards for the applicable zoning classification where they will be used, including lot coverage, height, and setback requirements.

- 6. Such containers/commercial trailers shall be painted and maintained the primary structure color, or another neutral color taking into account the surroundings so they blend in and are not a visual nuisance.
- 7. Such containers/commercial trailers must be located in the side or rear yard of any Residential zoned property and not on any public street or thoroughfare in any zone.
- 8. Such containers/commercial trailers must be permitted and installed in accordance with all applicable municipal building codes.
- C. Not more than one travel trailer, motor home, recreational vehicle, boat, boat trailer, utility trailer or other similar vehicle of a non-commercial nature owned by a party other than the present owner or tenant of the property shall be stored on a residential lot. All such vehicles and trailers shall be operable and/or registered in accordance with the junk vehicle regulations set forth in Chapter 8.12 of this code.
- D. No manufactured home, truck topper, mobile home, truck trailer, utility trailer, travel trailer, motor home, recreational vehicle, boat, or other similar vehicles shall be used for storage on any lot.
- E. Appliances, including, but not limited to, washers, dryers, refrigerators, freezers, ranges, stoves, furnaces, hot water heaters, and air conditioners, may not be stored outdoors or in a manner visible from the street or adjacent properties unless said appliance is operable and hooked up for on-site use."

<u>Section 2:</u> Providing for Repeal of Conflicting Ordinances. All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

<u>Section 3:</u> Zoning Considerations. In accordance with Article II, Sections 1 and 2, Constitution of Arizona, the Town Council has considered the individual property rights and personal liberties of the residents of the Town before adopting this ordinance.

<u>Section 4:</u> Effective Date. This ordinance shall be effective thirty (30) days after its passage and adoption.

PASSED AND ADOPTED by the Mayor and Town Council of the Town of Springerville, Arizona, this <u>29</u> day of <u>July</u>. 2025.

Shelly Reidhead, Mayor

ATTEST:	APPROVED AS TO FORM:
Kelsi Miller, Town Clerk	Town Attorney Mangum, Walf, Stoops & Warden PLLC, Attorneys
I, KELSI MILLER, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO 2025 007 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF SPRINGERVILLE, ARIZONA, ON THE 29 DAY OF July 2025, WAS POSTED IN THREE PLACES ON THEDAY OF August, 2025.	
Kelsi Miller, Town Clerk	