

**ORDINANCE NO. 2024-1875**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PRESCOTT, YAVAPAI COUNTY, ARIZONA, AMENDING TITLE III, CHAPTER 3-14 (“DEVELOPMENT FEES”); ADOPTING DEVELOPMENT FEES; ADDING A SEVERANCE CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE**

**WHEREAS**, the City of Prescott wishes to update Title III, Chapter 3-14 (“DEVELOPMENT FEES”), by deleting the existing Chapter 3-14 in its entirety and replacing Chapter 3-14 (“Development Fees”); and,

**WHEREAS**, A.R.S. §9-463.05, allows municipalities to impose development fees; and,

**WHEREAS**, the Prescott City Council has given the required notice of intent to assess new or increased development fees and held the required Public Hearings to impose development fees and all procedural requirements of law have been met; and,

**WHEREAS**, amending Title III, Chapter 3-14 (“DEVELOPMENT FEES”), which, in part, will establish new development fees for fire, police, streets, water resource systems, water impacts and sewer, is in the best interests of the health, safety and welfare of the City of Prescott; and,

**WHEREAS**, the City declared that document entitled “Chapter 3-14: Development Fees”, which contains the amendments to Title III, Chapter 3-14, listed above, to be a public record through City of Prescott Resolution No. 2024-1906.

**NOW, THEREFORE**, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PRESCOTT AS FOLLOWS:

**ENACTMENTS:**

**SECTION 1.** Upon the effective date of this Ordinance, the document entitled “Chapter 3-14: Development Fees”, which was made a public record by Resolution No. 2024-1906, is hereby adopted by reference and supersedes and replaces all previous versions of Title III, Chapter 3-14 (“Development Fees”), is updated by deleting the existing Chapter 3-14 in its entirety and replacing same with a new Chapter 3-14 (“Development Fees”).

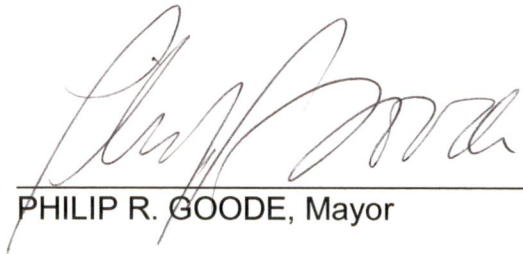
**SECTION 2. SEVERANCE CLAUSE:** THAT the provisions of this Ordinance and the Code and Code Amendments it incorporates are hereby declared to be severable; and, if any section, sentence, clause or phrase of this Ordinance, or any Code and Code Amendments that it incorporates shall, for any reason, be held to be invalid or unconstitutional, such decisions shall not affect the validity of the remaining sections, sentences, clauses and phrases of this Ordinance and the Code and Code Amendments it incorporates, but they shall remain in effect, it being the legislative intent

that this Ordinance and the Code and Code Amendments it incorporates shall stand, notwithstanding the invalidity of any part thereof.


**SECTION 3.** THAT pursuant to A.R.S. §9-463.05(F) a new development fee or an increased portion of a modified development fee shall not be assessed against a development for twenty-four months after the date that the City issues the final approval for a commercial, industrial or multifamily development or the date that the first building permit is issued for a residential development pursuant to an approved site plan of subdivision plat, provided that no subsequent changes are made to the approved site plan or subdivision plat that would increase the number of service units. If the number of service units increases, the new or increased portion of a modified development fee shall be limited to the amount attributable to the additional service units. The twenty-four month period shall not be extended by a renewal or amendment of the site plan or the final subdivision plat that was the subject of the final approval.

**SECTION 4. EFFECTIVE DATE.** The provisions of this Ordinance shall become effective on January 1, 2025.

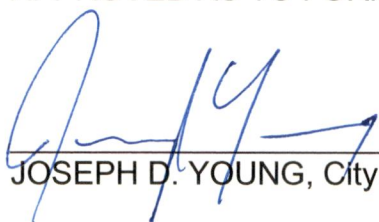
PASSED AND ADOPTED by the Council of the City of Prescott, Arizona, on this 8<sup>th</sup> day of October, 2024.

  
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PHILIP R. GOODE, Mayor

ATTEST:

  
\_\_\_\_\_  
SARAH SIEP, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
JOSEPH D. YOUNG, City Attorney

**CERTIFICATION OF RECORDING OFFICER**

STATE OF ARIZONA )

County of Yavapai ) ss.

I, the undersigned Sarah M. Siep, being the duly appointed, qualified City Clerk of the City of Prescott, Yavapai County, Arizona, certify that the foregoing Ordinance No. 2024-1875 is a true, correct and accurate copy of Ordinance No. 2024-1875 passed and adopted at a Voting Meeting of the Council of the City of Prescott, Yavapai County, Arizona, held on the 8 day of October, 2024, at which a quorum was present and, by a 7-0 vote, 7 voted in favor of said resolution.

Given under my hand and sealed this 10 day of October, 2024.



[Signature] for:  
City Clerk