

RESOLUTION NO. 25-31

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE CITY CLERK AND TITLED "2025 AMENDMENTS TO THE APACHE JUNCTION CITY CODE, VOLUME II, LAND DEVELOPMENT CODE, CHAPTER 2: SUBDIVISION AND MINOR LAND DIVISION REGULATIONS"; REPEALING ANY CONFLICTING PROVISIONS; AND PROVIDING FOR SEVERABILITY.

WHEREAS, in 2023, the Arizona State Legislature passed and approved Senate Bill 1103, which amended Arizona Revised Statutes ("A.R.S.") § 9-500.49 to allow municipalities to authorize administrative staff to review and be the approval authority of site plans, development plans, land divisions, lot line adjustments, lot ties, preliminary plats, final plats and plat amendments; and

WHEREAS, in 2025, the Arizona legislature passed and approved House Bill 2447 to modify A.R.S. § 9-500.49 requiring municipalities to take the action noted above; and

WHEREAS, A.R.S § 9-802 permits municipalities to enact the provisions of a code or public record in existence without setting forth such provisions in full text as long as the adopting ordinance is published in full text, and one paper copy is filed with the city clerk and an electronic copy is accessible on the city's website, with both made available for public use and inspection; and

WHEREAS, city staff has identified such provisions herein, from the subdivision code, and it is the intent of the city to declare such documents and compilations as public records, on file in the office of the city clerk.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA AS FOLLOWS:

SECTION I            IN GENERAL

That certain document titled "2025 Amendments to the Apache Junction City Code, Volume II, Land Development Code, Chapter 2: Subdivision and Minor Land Division Regulations", of which at least one paper copy is on file with the city clerk and one electronic

copy of which is accessible on the city's website ([www.apachejunctionaz.gov](http://www.apachejunctionaz.gov)), is hereby declared to be a public record, and shall be made available for public use and inspection.

SECTION II      REPEALING ANY CONFLICTING PROVISIONS

All resolutions and parts of resolutions in conflict with the provisions of this resolution or any part of the codes adopted herein, are hereby repealed.

SECTION III      PROVIDING FOR SEVERABILITY

If any section, subsection, sentence, phrase, clause or portion of this resolution or any part of the codes or regulations adopted herein 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 THE MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2025.

SIGNED AND ATTESTED TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2025.

\_\_\_\_\_  
WALTER "CHIP" WILSON  
Mayor

ATTEST:

\_\_\_\_\_  
EVIE MCKINNEY  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
RICHARD JOEL STERN  
City Attorney