

REFERENCE TITLE: county planning and zoning commissions

State of Arizona  
Senate  
Forty-eighth Legislature  
First Regular Session  
2007

## **SB 1082**

Introduced by  
Senator Flake; Representatives Brown, Konopnicki

AN ACT

AMENDING SECTION 11-803, ARIZONA REVISED STATUTES; RELATING TO COUNTY  
PLANNING AND ZONING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 11-803, Arizona Revised Statutes, is amended to  
3 read:

4 11-803. County planning and zoning commissions; membership;  
5 terms; advisory officers

6 A. In the counties having three supervisorial districts, ~~the~~ EACH  
7 county planning and zoning commission shall consist of nine members who shall  
8 be qualified electors of the county. Three members shall be appointed from  
9 each supervisorial district by the supervisor from that district, and not  
10 more than one of the three may be a resident of an incorporated municipality.  
11 Members of the commission shall serve without compensation except for  
12 reasonable travel expenses.

13 B. Except as provided in subsection C of this section, in the counties  
14 having five supervisorial districts, ~~the~~ EACH county planning and zoning  
15 commission shall consist of ten members who shall be qualified electors of  
16 the county. Two members shall be appointed from each supervisorial district  
17 by the supervisor from that district. ~~and, if the district contains at least~~  
18 ~~sixty per cent incorporated area, both members may be residents of the~~  
19 ~~incorporated area. If the district is less than sixty per cent incorporated,~~  
20 ~~one member may be a resident from the incorporated area but at least one~~  
21 ~~member shall be a resident of the unincorporated area.~~ MEMBERS SHALL BE  
22 RESIDENTS AND PROPERTY TAXPAYERS OF THE DISTRICT FROM WHICH THEY ARE  
23 APPOINTED. Members of the commission shall serve without compensation except  
24 for reasonable travel expenses.

25 C. If any supervisorial district is at least ninety per cent Indian  
26 reservation and at least ninety per cent of the district is not subject to  
27 county zoning regulations, the supervisor from the district may appoint some  
28 or all of the members to the commission from any supervisorial district in  
29 the county if there is no appointee who is willing to serve within the  
30 supervisorial district. These appointments are subject to the limitations on  
31 residency required by subsections A and B of this section. Members appointed  
32 to the commission pursuant to this subsection require the approval of the  
33 board.

34 D. AN ALTERNATE MEMBER MAY BE APPOINTED BY THE APPOINTING SUPERVISOR  
35 FOR EACH COMMISSION MEMBER APPOINTED PURSUANT TO SUBSECTIONS A, B AND C OF  
36 THIS SECTION TO SERVE IN THE ABSENCE OF THAT MEMBER. ALTERNATE MEMBERS MAY  
37 BE APPOINTED FROM ANY SUPERVISORIAL DISTRICT IN THE COUNTY. DURING ANY  
38 MEETING OF THE COMMISSION, IF THE REGULARLY APPOINTED MEMBER BECOMES  
39 AVAILABLE, THE ALTERNATE MEMBER SHALL CONCLUDE ANY ACTION ON THE AGENDA ITEM  
40 UNDER CONSIDERATION AND THE REGULARLY APPOINTED MEMBER SHALL BE SEATED FOR  
41 THE REMAINING ITEMS.

42 ~~D.~~ E. The terms of the members of the commissions shall be for four  
43 years except for those initially appointed. Of those members initially  
44 appointed pursuant to subsection A of this section, five members shall be  
45 appointed to a two year term and four members shall be appointed to a four

1 year term. Of those members initially appointed pursuant to subsection B of  
2 this section, five members shall be appointed to a two year term and five  
3 members shall be appointed to a four year term. Thereafter, each term shall  
4 be four years. If a vacancy occurs otherwise than by expiration of term, it  
5 shall be filled by appointment for the unexpired portion of the term.  
6 Members of the commission may be removed by the board for cause.

7 ~~E.~~ F. Upon a conversion from three to five supervisorial districts  
8 pursuant to section 11-212, the board of supervisors, upon expiration of the  
9 terms of members of the commission serving on the date of such conversion,  
10 shall make such appointments to fill such vacancies to conform to ~~the~~  
11 ~~provisions of~~ subsection B of this section as soon as is practicable.

12 ~~F.~~ G. The county assessor, county engineer, county health officer and  
13 county attorney shall serve in an advisory capacity to the commission and to  
14 the boards of adjustment.