

PRESCOTT, ARIZONA

TO THE CLERK OF THE CITY OF PRESCOTT:

We, the undersigned, residents of the City of Prescott, Arizona, and duly qualified electors therein, do hereby submit and propose to you, for adoption, the following amendment to the Charter of the City of Prescott, and request that the same be forthwith submitted to a vote of the people:

OFFICIAL TITLE

THE REASONABLE GROWTH INITIATIVE.

AMENDING THE PRESCOTT CITY CHARTER TO ESTABLISH ADDITIONAL REQUIREMENTS FOR ANNEXATIONS.

TEXT OF PROPOSED AMENDMENT

Be it enacted by the people of the City of Prescott
The following amendment to the Prescott City Charter:

Section 1: Declaration of Policy:

The people of the City of Prescott believe it is in the best interest of the city to establish additional local requirements for annexation to ensure that any future expansion of the city's boundary does not undermine the city's efforts to attain safe-yield or otherwise threaten the water supply of City residents.

Section 2: Section 4 of the Charter of the City of Prescott shall be amended to read:

Section 4: Boundaries:

The boundaries of the city shall be the boundaries as established at the time this charter takes effect, or as such boundaries may be changed thereafter in the manner authorized by law, EXCEPT THAT ANY INCREASE IN THE CORPORATE LIMITS OF THE CITY OF PRESCOTT BY ANNEXATION THAT EQUALS OR EXCEEDS TWO HUNDRED FIFTY (250) ACRES SHALL: 1) REQUIRE A PUBLIC COMMENT PERIOD OF NO LESS THAN SIXTY (60) DAYS BEFORE A VOTE OF THE CITY COUNCIL TAKES PLACE, WHICH SHALL BEGIN AT THE TIME OF A FORMAL VOTE ON A MASTER PLAN BY THE PLANNING AND ZONING COMMISSION; 2) REQUIRE A PUBLIC PRESENTATION OF THE PUBLIC COMMENTS RECEIVED TO THE CITY COUNCIL BY CITY STAFF; 3) REQUIRE AN AFFIRMATIVE VOTE BY THREE FOURTHS OF THE CITY COUNCIL BY "AYES" AND "NAYS"; AND 4) INCLUDE A REQUIREMENT THAT ALL EFFLUENT GENERATED BY NEW DEVELOPMENT IN THE ANNEXED AREA BE USED FOR PERMANENT RECHARGE.

THE REQUIREMENTS OF THIS SECTION APPLY NOT ONLY TO SINGLE ANNEXATIONS OF 250 ACRES OR MORE, BUT ALSO TO MULTIPLE ANNEXATIONS OF SMALLER PARCELS THAT HAVE BEEN OWNED BY THE SAME PERSON OR ENTITY WITHIN TEN YEARS FROM THE DATE OF THE PROPOSED ANNEXATION.

Section 3: Severability:

If any provision of this measure is declared invalid by a court of competent jurisdiction, such invalidity does not affect other provisions that can be given effect without the invalid provision and to this end the provisions of this measure are declared to be severable.