

PROPOSED AMENDMENTS TO THE ZONING ORDINANCE: PAD ZONE

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SECTION 424. "PAD" ZONE, PLANNED AREA DEVELOPMENT

A. PURPOSE.

The Planned Area Development (PAD) zoning district is intended to provide an alternative to the conventional zoning and development processes in the City of Cottonwood, Arizona (City), in order to achieve the following purposes:

1. To ensure orderly planning and review procedures that will result in superior design, with variety in architectural and site design using techniques including, but not limited to, variations in building styles, setbacks, lot arrangements, and site planning;
2. To promote economical, innovative, and efficient land use, with emphasis on utilizing existing infrastructure, improving amenities, with appropriate and harmonious variety, creative design, and sensitivity to the surrounding land uses and the natural environment;
3. To provide for a zoning district that encompasses a broad range of land uses including, but not limited to single-family and multi-family residential, professional and administrative offices, retail, service, hotel and resort, light industrial or employment, recreational, and any public or semi public use or combination of uses through the adoption of a Master Development Plan (MDP) which sets forth land-use relationships, development standards, and goals consistent with the Cottonwood General Plan;
4. To encourage a more creative approach to land utilization by creating efficient, aesthetic, and desirable developments, which may be characterized by incorporating special features of the geography, topography, size, uses, or shape of a particular property into its site planning;
5. To permit flexibility in design standards so that a PAD produces a choice in the type of environment, living units, commercial installations, and other facilities available to the public while maximizing efficient, aesthetic, and desirable use of open space;
6. To promote a unique yet compatible development that is in harmony with the surrounding land uses and the goals of the City of Cottonwood General Plan;
7. To provide a device for averaging residential density over an entire parcel and placing no restrictions on lot size or dwelling types, as long as the total density does not exceed the maximum approved in the MDP; and
8. **To provide standards to ensure that PAD projects are developed with high-quality, integrated site design, complimentary building architecture, efficient and safe traffic circulation, appropriate landscaping, preservation of significant natural features, and attractive site amenities.**

B. GENERAL REQUIREMENTS AND STANDARDS.

1. The land uses and design of the proposed PAD shall be consistent with the **goals, objectives and policies as described in the Cottonwood General Plan.**

- ~~2. Submittal of an MDP is required as part of the PAD approval process. All PAD rezoning applications are subject to the provisions of Section 301, of the Zoning Ordinance, with the exception of Subsection D.1.b., which shall be replaced with the requirement for the submission of a (MDP). All PADs are subject to the provisions of Sections 303, 304, 305, and 306 of the City of Cottonwood Zoning Ordinance, the Subdivision Ordinance, and Ordinance Number 144, pertaining to off site improvements and any other applicable regulations.~~
- 2. The provisions of the City of Cottonwood Zoning Ordinance, Article III – Procedures, Section 301, Amendments or Zone Changes. Subsection D.1.b., which requires a Tentative Development Plan to be submitted for a PAD rezoning, shall be replaced with the requirement for the submission of a Master Development Plan (MDP) as described in this section.**
- ~~3. The approved PAD and MDP, not the prior underlying zoning district, shall determine uses within the PAD. Each PAD shall be limited by the approved MDP to a maximum number of dwelling units and/or gross commercial/industrial square footage, or FAR.~~
- 3. The uses allowed within each PAD shall be limited to those listed in the approved MDP for that development. The number of dwelling units and/or gross commercial/industrial square footage shall also be limited by the approved MDP.**
- ~~4. Residential development in a PAD may provide for a variety of housing types and permitted uses. In general, a variety of housing types shall be encouraged for residential Planned Area Developments, so as to provide for the diverse needs of the community. Parcel densities within the PAD may be flexible as long as the maximum number of dwelling units established for the entire PAD established by the MDP is not exceeded.~~
- 5. Generally smaller, infill-type PADs, which include only one housing type, such as all detached or all attached units, or one type of commercial use, shall not be considered inconsistent with the stated purposes and objectives of this section and shall not be the sole basis for denial or approval of the PAD. The overall quality of the development and compatibility with surrounding development shall be considered in the evaluation of an infill PAD.**
- ~~6. Commercial development in a PAD may provide for a variety of commercial and/or industrial/employment uses. The total square footage or FAR for commercial/industrial uses may be flexible from parcel to parcel within the maximum allowable number of square feet or FAR of commercial/industrial usage for the entire PAD as established by the MDP.~~
- 7. Development which includes a mix of residential and commercial and/or other non-residential uses shall include specific standards in the MDP to address the manner in which compatibility of uses is established.**
- ~~8. Section 404, General Provisions, of the Zoning Ordinance shall apply for any general development standards not specifically a part of the PAD approval.~~

~~D. PROPERTY DEVELOPMENT STANDARDS.~~

~~The following development standards shall apply to all development and construction permitted within a PAD.~~

4. 9. There is no minimum size for a proposed PAD site, however, if proposed for an in-fill or redevelopment site, the size of a PAD will be reviewed in the context of the property's location and surrounding uses.
- ~~2. Minimum building setbacks from all boundary property lines which form the perimeter of the PAD shall be equal to the abutting City zoning district, or when abutting a County zoning district as established by the approved MDP.~~
10. There shall be no minimum lot size requirement for individual lots ~~or dwelling units~~, **however, proposed lot sizes will be reviewed in the context of the General Plan goals and objectives for that property, as well as the overall site plan, building layout and design quality for the development.**
11. **Proposed standards shall be reviewed and approved based upon compatibility with adjacent land uses, the placement of buildings within the parcel, and conformance with building codes and fire safety requirements;**
3. 12. Land uses on the perimeter of the PAD shall be designed and developed to be compatible with and complementary to the existing and planned development reflected on the General Plan in the immediate vicinity of the proposed PAD.
13. **PADs located on the perimeter of the city boundary or abutting National Forest lands or designated open space shall provide an appropriate approach for transition and/or buffering between abutting land uses so as to ensure appropriate compatibility of uses. Such transition may addressed by stepping down the density of residential development, providing additional development setbacks and/or additional open space and landscape buffering between the PAD development and abutting land uses.**
14. **PADs located adjacent to National Forest lands, public parks or designated open space shall be evaluated to identify opportunities for providing non-motorized trail access from within the development to abutting public lands. Locations for any such trail routes or access points shown on the PAD site plan shall be coordinated with the abutting land management agency to ensure appropriate planning and approval for their development.**
15. **All PADs shall be subject to the applicable provisions of the City of Cottonwood Zoning Ordinance, the Subdivision Ordinance, and Ordinance Number 144, pertaining to off-site improvements and all other applicable codes, ordinances and regulations, unless exceptions are specifically granted through the PAD rezoning process.**

C. PERMITTED USES.

1. All uses designated in the approved MDP together with permitted accessory uses.
2. Uses Subject to a Conditional Use Permit designated in the approved MDP and in accordance with Section 302 of this Ordinance.

D. MASTER DEVELOPMENT PLAN SUBMITTAL REQUIREMENTS

1. **An application for PAD Zoning shall be submitted in the form of a Master Development Plan (MDP). The MDP shall be a separate document that includes a detailed project narrative, supporting exhibits describing the proposed uses, development standards, design guidelines, project phasing data, maintenance responsibilities and other supporting documentation, as well as detailed graphic exhibits, including proposed site plan, landscape plan, building designs, and other project elements, as required.**

2. **The MDP shall be submitted in an 8 1/2" by 11" ring binder format with the following information included:**
 - a. **Title page indicating the project name, location, applicant/s and master developer/s contact information and date of submittal.**
 - b. **Table of Contents.**
 - ~~e. The PAD application and shall include the following as well as a narrative report:~~
 - c. **Project Narrative. A project narrative summarizing the proposed development and identifying the objectives and rationale for the proposal shall include at a minimum the following information:**
 - (1) Proposed name of development;
 - (2) **Name, address, phone numbers and contact information for applicants and property owners;**
 - (3) **Description of the location of the proposed project, including parcel numbers, addresses, if available, and closest streets;**
 - (4) ~~Description~~ **Summary** of the proposed land use areas and the development standards for each use and/or parcel within the PAD, including:
 - a) Proposed **number of dwelling units**, dwelling unit type/s, total land area, ~~and maximum~~ **gross density of project area and net densities of residential use sub-areas;**
 - b) Proposed uses other than residential, total land area, and maximum square footages/floor area ratios associated with commercial/ industrial uses;
 - c) A preliminary parcel data table **to include parcel numbers, size of parcels, existing zoning, existing uses and proposed uses;**
 - d) Proposed public streetscape and open space improvements and their relationships to the overall development;
 - e) **Summary of proposed property development standards, including building heights, minimum lot areas, yard setbacks, and all other development standards;**
 - f) A conceptual description of architectural theme, colors, and exterior building materials proposed for use in the PAD;
 - g) A conceptual description of the landscaping treatment, plant materials, fences, walls, and other open space improvements;
 - h) Proposed location of arterial, collector, or local streets, whether public or private, within a preliminary master circulation plan;
 - i) Proposed location and use of all lands proposed to be dedicated for public purposes including parks, stormwater retention areas, and school sites; and
 - j) Preliminary master water, sewer, and drainage reports.

- (5) **Project Objectives.** A description of the objectives to be achieved by the development concept, including, but not limited to:
- a) The manner in which the proposed MDP meets or exceeds the intent of the PAD District;
 - b) The proposed overall design rationale, as well as architectural and site design concepts, including style, colors, type of materials, and rationale for placement of structures to maximize views and take advantage of the natural characteristics of the PAD site;
 - c) Specific concepts by which the proposed MDP will make an orderly transition from existing or planned adjacent development including varied setbacks and façade treatment, open space elements, screening of parking areas, and landscaping of the public or private open spaces and recreational facilities; and
 - d) A discussion of visual, traffic, or drainage impacts and compatibility with surrounding land uses and consistency with the General Plan.
 - e) **Provide analysis of proposed residential density, mixed use issues, neighborhood quality, and other qualitative issues. Include a comparison of the existing zoning regulations in relation to the proposed standards for the PAD, including density, setbacks, and permitted uses;**
- d. **General Plan Review.** The General Plan is established, as per state statutes, as a guide for the long-range growth and development of the community. A proposed change of zoning must be in conformance with the Land Use category as designated on the Land Use Map to be approved. Additional policy direction regarding growth and development is provided in each of the General Plan elements. Provide a brief review of how the proposed development conforms to the General Plan elements, as follows:
- (1) **Provide a statement indicating how the proposed development conforms to the Land Use Category or Categories indicated on the General Plan Land Use Map. Also provide a review of how the proposed development conforms to the narrative text and Local Strategies indicated in the applicable Land Use Planning Area for the proposed development. Indicate and discuss any Special Study Areas or other unique features within the applicable Plan Area map.**
 - (2) **Provide a statement indicating how the proposed PAD meets the intent of the General Plan goals, objectives and policies for each of the General Plan elements, including Community Vision, Housing, Economic Development, Circulation, Open Space, Growth Area, Environmental Planning and Water Resources.**
 - ~~(2) A statement describing the terms and conditions under which the PAD would be developed and maintained subsequent to development. Such statement shall include any conditions, performance standards, and other reasonable restrictions as may be necessary to insure the development and maintenance of the property in accordance with the approved MDP.~~

- e. Graphic Exhibits. Provide 8 1/2" x 11" reductions of the proposed site plan, landscape plan, building plans and elevations, and other exhibits necessary to describe the proposed development, including the following:**
- (1) A conceptual development site plan for the proposed PAD area, and showing existing and proposed parcel boundaries, building locations, pedestrian and vehicular circulation systems, parking areas, landscaped areas, right-of-way and open space areas.**
 - (2) A vicinity map adequately identifying the project location in relation to surrounding development and circulation systems. Indicate the zoning on surrounding parcels.**
 - (3) Aerial photo of the subject property with the subject property identified.**
 - (4) Photographic exhibits of the subject property displaying any existing development or natural features.**
 - (5) Other exhibits as necessary to describe the proposed project.**
- f. Property Development Standards. Flexibility with development standards may be considered where superior design quality is provided resulting in a more innovative, creative project. Provide a detailed summary of proposed development standards for the project, including the following:**
- (1) Minimum lot sizes, building setbacks, minimum yard standards, maximum height, maximum lot coverage and similar standards, as applicable.**
 - (2) Describe proposed standards for parking, lighting, signage, and landscaping.**
 - (3) Unique development standards, such as buffering and screening between uses, project entry features, or other requirements related to the physical development of the project.**
- g. Design Guidelines. The design guidelines section of the MDP shall describe both the overall development theme and specific design details for buildings and structures, site walls, signage, lighting, landscape features, paving, and similar project elements. It is the intent of the PAD standards that each project will be developed with an integrated design theme that defines the character of the development. The applicant shall develop and provide proposed design guidelines for the project to include the following:**
- (1) General Guidelines:**
 - (a) Describe the architectural theme for the development and provide graphic examples where necessary to illustrate how the design theme applies to various elements of the development.**
 - (b) Provide design details for buildings, site features, site walls, signage, lighting, landscaping, pavement and other project elements.**

- (c) For large-scale residential development, provide a variety of housing types (single-family, apartments, and townhouses), housing densities (lot width, depth and size), and home design (different floor plans, elevations and orientation). Residential planned development shall be encouraged to include a variety of housing types and designs; however, the actual project size where variety needs to be incorporated shall be evaluated based on the General Plan designation, existing conditions, surrounding context and other unique conditions.
- (d) Garage doors and carport openings need to be located at the same distance or farther back from the street frontage than the primary dwelling so as to avoid a neighborhood street environment dominated by garage doors or parking structures.
- (e) Provide graphic exhibits, as necessary, to describe specific details related to the design guidelines, including building design, paving, landscaping, site walls, sign structures, lighting or similar features.

(2) Site Features:

- (a) Provide details for project entry features, including decorative walls, landscaping, project identification signage and other design elements.
- (b) Provide details for perimeter site walls. Walls should be appropriately detailed to enhance the quality and character of the project. Incorporate treatments such as stucco finish, textured block, brick, decorative cap block, combination block/wrought iron, and integration with adjacent landscaping. Wrought iron, view-type fences should be utilized adjacent to retention basins, open space, and recreational amenities. Chain link fences and standard block walls shall be avoided where visible from streets or surrounding properties.
- (c) Design outdoor lighting to address safety and utility, as well as to enhance the character of the buildings, landscaping and site features.

(3) Building Design:

- (a) Provide a summary of the proposed materials and colors for the development. Describe exterior materials and colors of building components, including walls, windows, doors, and roofs. Reproductions of color samples may be included in the MDP for reference with a separate set of manufacturer's material and color samples provided for public hearing review.
- (b) Although it is the intent of this ordinance to encourage a coordinated design theme for the PAD, variety in the design of individual buildings and residences is strongly encouraged, including variety in building massing elements, roofing materials and exterior details.

(4) Streetscape Design

- (a) Provide graphic details and descriptions of streetscape design for various types of streets, including local residential streets, commercial or mixed use streets, parkways and connector streets. Indicate pavement details, landscaping, site walls and unique signage to be incorporated in the typical streetscape design.**
- (b) Provide details of street landscaping, including proposed tree varieties. The landscaping shall be designed to enhance the aesthetic quality of the development and to integrate with the surrounding natural environment.**

(5) Neighborhood Design

- (a) Indicate how the plan provides a coherent system of neighborhood elements, including interconnected residential blocks, orientation of homes to the street, open space and parks, and safe, convenient and interconnected pedestrian connections.**
- (b) Provide adequate buffering and/or screening from less compatible neighborhood elements, such as arterial and collector streets, and adjacent non-residential uses.**

~~9. Circulation, General~~

h. Circulation Standards.

- (1) The arrangement, character, extent, grade, width, and location of all roadways, streets, bike paths, or trails shall conform to applicable City standards, unless adjusted for specific topographical or developmental conditions in accordance with an approved traffic engineering study.**
- (2) The need to conduct a Traffic Impact Study shall be based on the land use and size of the development. Residential development with 50 dwelling units or more in total and/or commercial development with 100,000 square feet in gross floor area or greater and/or industrial development with 200,000 square feet in gross floor area or greater, including all development approved for phased development, shall be subject to the requirements for conducting a Traffic Impact Study.**
- (3) The City Engineer shall review the Traffic Impact Study based on the following conditions:**
 - i) Existing traffic problems or congestion;**
 - ii) Public concerns regarding the development;**
 - iii) Negative impacts on adjacent developments;**
 - iv) The circulation conditions propose a deviation from City of Cottonwood standards; or**
 - v) Other local issues that may be present.**
- (4) Where the need for a Traffic Impact Study has been identified, this study should be completed and submitted to the City Engineer for review prior to the Planning and Zoning Commission hearing. The developer should estimate the numbers of trips generated by the development and confirm the Category of**

the study with the City Engineer before submitting the report. Traffic Impact Studies for the City of Cottonwood are classified into three categories:

- i) Category I - Developments that generate between 100 and 300 vehicle trips during any peak hour.**
- ii) Category II - Developments that generate between 300 and 750 vehicle trips during any peak hour.**
- iii) Category III - Developments that generate more than 750 vehicle trips during any peak hour.**

- (5) Where such is not shown on the General Plan, adopted transportation plan, specific area plan or preliminary plans, the arrangement of streets, ~~bike paths~~ **bicycle facilities** and trails shall provide continuation or appropriate projection of existing streets, ~~bike paths~~ **bicycle facilities** and trails in surrounding areas. Streets, ~~bike paths~~ **bicycle facilities** and trails shall be designed to make the best use of the land features and open space requirements of this Ordinance, in addition to meeting public safety issues.**
- (6) ~~Each parcel design~~ **Planned development** shall provide for adequate traffic circulation that incorporates the adopted City street functional classification system to handle the projected traffic volumes on the streets.**
- (7) Individual home lots should not front onto collector or arterial streets. Options include orienting the rear of lots to such streets, side orientation at local street intersections, and the creative use of open space, retention areas and screening techniques between the street and the rear of properties.**
- (8) Neighborhood streets should be designed to enhance neighborhood integrity and safety, encourage pedestrian activity, and provide logical connections to major activity centers (e.g. parks, schools, recreation facilities). The local street pattern should emphasize traffic calming techniques with short loops, cul-de-sacs, and gently curving streets.**
- (9) Streets and street systems within the proposed development need to be designed to provide interconnection with surrounding development and neighborhood streets. Linear streets that encourage cut-through traffic should be avoided unless they are specifically identified in the General Plan as collector or arterial streets.**
- (10) The minimum width of right-of-way, measured from lot line to lot line, shall be as established in the MDP **based on City standards**. Proposed streets shall extend or project existing streets at their same or greater width, but not at a width less than prescribed by established standards, unless it can be demonstrated that a narrower street will serve the function of efficient site planning and convenience for the residents/occupants and still satisfy public safety issues.**
- (11) Access to development fronting on state highways must be in compliance with ADOT standards, including the established access management plans for those routes. Documentation must be provided from ADOT to ensure compliance with standards and requirements.**

(12) **Traffic calming techniques shall be incorporated in the street layout for planned area developments where such calming of traffic is deemed desirable for supporting neighborhood values and improved quality of life. Effective traffic calming programs combine physical design concepts in the engineering of the street environment with traffic management programs that alter driver behavior, so as to reduce neighborhood traffic speeds and/or cut-through volumes in the interest of improving street safety and general neighborhood values. Traffic calming techniques shall include the following:**

- a) **The incorporation of traffic calming techniques shall be based on carefully considered engineering principles for the design, placement and spacing of such features, as described in standards and guidelines produced by the Federal Highway Administration (FHWA), the Institute for Transportation Engineers (ITE), or similarly recognized professional standards; and**
- b) **Traffic calming techniques shall include features such as intersection chokers, mid-block swellings, short block design, roadway deflections referred to as chicanes, traffic islands, center island refuges, textured pavement, speed tables, roundabouts, mini-circles and similar measures.**

~~5. Required open space~~

- a. ~~Open space shall not be less than 30 percent of the gross acreage, of the parcels within the PAD proposed for residential development excluding public and private road rights of way and not less than 10 percent of the gross acreage and 10 percent of the parking over 10 spaces of the parcels within the PAD proposed for commercial or industrial development excluding public and private road rights of way, unless off-setting community benefits are demonstrated and approved in the MDP. Specific parcel allocations of open space may be required as part of the 30 percent and 10 percent overall requirements.~~

i. Open Space Standards.

- (1) **Open space shall be designed as an integral part of the development. The designation of open space includes both undisturbed natural areas and developed landscape components. Open space should be designated to provide interconnection and continuity between undeveloped areas to the greatest extent possible so as to address the health of the environment, habitat protection and natural process. Additional objectives to be addressed by open space shall include buffering, screening, transition and similar design-based objectives.**
- (2) **Open space shall not be less than 30 percent of the gross acreage, of the parcels within the PAD proposed for residential and mixed-use development, excluding public and private road rights-of-way; and not less than 10 percent of the gross acreage and 10 percent of the parking over 10 spaces of the parcels within the PAD proposed for commercial or industrial development, excluding public and private road rights-of-way, unless off-setting community benefits are demonstrated and approved in the MDP. Specific parcel allocations of open space may be required as part of the 30 percent and 10 percent overall requirements.**

- (3) **Additional area for open space may be required as a condition of approval for PAD Zoning based on the need for additional buffering between uses or the need to address preservation of unique natural aspects of the site, including washes, hillsides and other features identified as significant. Specific standards for open space shall be as per Section 407, Landscape Requirements of this ordinance.**
- (4) Open space shall be conceptually depicted on the MDP as:
- a) Dedicated municipal use, public parks, and school sites;
 - b) Bike paths, equestrian, and/ or hiking trails;
 - c) Public or private park and recreation areas;
 - d) Floodway ~~or~~ **and** floodplain areas **designated as undeveloped areas**;
 - e) Retention basins required to comply with the one-hundred (100) year storm, per Ordinance number 172, shall be counted as open space when improved or landscaped to be a cohesive and integral element of the overall landscape plan;
 - f) ~~In residential areas of a PAD, landscaped front yards contributing to the overall streetscape design~~
Landscape yards that are adjacent to streets or common areas and that are designed as commonly-maintained and interconnected areas;
 - g) Development site enhancements, including landscapes and hardscaped areas, plazas, and courtyards; **and**
 - h) **Existing natural areas, including washes, drainage courses, riparian areas, hillsides, ridge lines, and other natural open space areas.**
- (5) Required open space **area** shall not include any of the following:
- a) Dedicated streets, alleys and other public rights-of-way, except that all landscaping within rights-of-way shall be included;
 - b) Vehicular driveways, parking, loading, and storage areas;
 - c) Reservation of municipal use, public park, or school sites which the governmental entity shall be required to purchase; only if such sites are dedicated shall they constitute open space as defined above;
 - d) Concrete **channels** or rock lined areas designed primarily as a drainage channel. **This does not include natural washes that may include some areas with rip rap treatment or minor rock lined features to augment erosion control;** and
 - e) ~~Back~~ Yards within residential areas of a PAD **that are not otherwise included as part of a commonly maintained, integrated landscape.**
- j. **Landscape Standards. Proposed landscape standards shall be in compliance with Section 407, Landscaping Requirements, of this ordinance. Any variation proposed for the PAD must clearly indicate an improvement to the adopted standards. In addition, the following is required:**

- (1) Provide a master plant list for the development indicating trees, shrubs, groundcovers and other plants. Indicate proposed varieties for street trees and parking lot trees.
 - (2) Describe techniques to ensure low water use landscaping will be provided, including xeriscape landscape treatment, greywater use and rainwater harvesting methods.
 - (3) In addition to a master landscape plan for the development, provide graphic details for typical landscape installations, including development entry features, parks or common areas, building landscaping, parking lots, pedestrian walkways, typical streetscape and similar applications.
- k. **Statement of Water Use.** For development that proposes to exceed the number of dwelling units allowed by the existing zoning classification, provide a statement comparing a likely range of water use for the proposed development in comparison to development under the current zoning. Contact the City of Cottonwood Utilities Department to obtain current data regarding average household water use for Cottonwood.
- l. **Water Conservation Program.** Dual drainage systems to accommodate gray water use are required for certain types of residential development, as per adopted amendments to the City of Cottonwood Plumbing Code. A Planned Area Development (PAD) may propose alternative water conservation systems, other than dual type plumbing systems, as part of its Master Development Plan. The City Council may waive the dual type plumbing system requirement as part of its approval of the PAD and/or development agreement upon finding that the project will incorporate superior water conservation, re-use and/or recharge features, including a reclaimed water system serving the PAD. Among the factors the City Council will evaluate include:
 - (1) The greater efficiency of a master planned community-wide application of water conservation, re-use and recharge features, demonstrating responsible use of reclaimed water as provided for in the approved Master Development Plan.
 - (2) The reclaimed water is not used for golf course irrigation, unless the course was previously approved and vested prior to the date of adoption of this Ordinance.
 - (3) That all City Council requirements be formalized in the PAD approval, Development Agreement approval and the community's Covenants, Conditions and Restrictions (CC&R'S).
 - (4) The installation of any re-use system or reclaimed water system is approved by and installed to all Federal, State, County and Municipal standards as they apply.

~~E. PHASING OF DEVELOPMENT.~~

- m. **Phasing Plan.** Describe proposed phasing of the development, if any, and indicate the phase lines on the site plan.
- (1) **Interconnected public streets, sidewalks, drainage features and infrastructure may be required to be installed with the initial phase of development so as to adequately address public safety access, coherent development and functionality of facilities. The proposed phasing plan needs to indicate how adequate, safe, convenient and efficient circulation and infrastructure needs will be addressed with the phasing plan.**
 - (2) A PAD plan may be constructed in phases and the PAD narrative shall specify the phases of development, locations and timing of on-site and off-site improvements for each phase, as well as, an estimated range of time for beginning and completion of each phase. ~~Each phase must comply with all provisions of this Section 424 of the Zoning Ordinance, or as otherwise approved in the phasing plan of the approved MDP.~~
 - (3) Requests for **minor** modifications to the phasing plan ~~approved as part of the MDP~~ shall be subject to ~~Zoning Administrator~~ approval **by the Director** with a right of appeal to the City Council.
 - (4) The applicant may enter into a development agreement with the City providing for the timing, sizing, and funding of phased infrastructure improvements required for the PAD or may use any alternative mechanism acceptable to the City.
 - (5) **Disturbed areas approved for future phased development shall include dust free surfacing and/or temporary landscaping. Additional site treatments may be required for future development areas located next to public streets or adjacent to existing development.**

~~F. OPERATING AND MAINTENANCE REQUIREMENTS FOR PLANNED AREA DEVELOPMENT.~~

- n. **Operations and Maintenance Responsibilities.** ~~The PAD narrative report shall~~ Identify the ownership and maintenance responsibilities for common areas and landscaping within rights-of-way and ~~shall provide for a~~ **identify the** homeowners association, a maintenance improvements district, or other mechanism to assure long-term maintenance of common areas and rights-of-way. ~~if needed, (as appropriate).~~
- (1) In the event that certain land areas or structures are provided within the PAD for private recreational use or as service facilities, the owner of such land and buildings shall establish an arrangement to assure a continued standard of maintenance consistent with the conditions of PAD approval.
 - (2) All utility lines, except electric utility lines 69KV or larger, shall be installed underground.
 - (3) Development within a PAD shall conform to all conditions and standards of PAD approval. The PAD applies to the subject property and change in ownership or successors in interest does not constitute a change in agreed upon standards and requirements. Section 404 General Provisions of the City of Cottonwood Zoning

Ordinance shall apply for any general development standards not specifically a part of the PAD approval.

- o. Other Information and Exhibits.** Any other documents, letters, photographs, or exhibits that provide information regarding the proposed PAD may be included with the MDP.
- p. Citizen Review and Participation.** Section 301. B. of the Zoning Ordinance regarding Amendments or Zone Changes includes public notification and citizen participation requirements that must be addressed prior to any public hearing on the matter. This includes conducting neighborhood meeting/s, posting public notice on the subject property and mailing notices to surrounding property owners. Include documentation of citizen input, neighborhood meetings, public notification, letters of support, and miscellaneous correspondence.

G. E. APPLICATION AND PROCEDURES.

~~1. Preapplication~~

~~The developer is required to meet with appropriate City staff in a pre-application meeting prior to making application for a PAD to discuss the development concept, the review and approval process, and the submittal requirements.~~

1. Pre-Application Meeting.

The applicant shall meet with the Community Development Director, or his/her designee, to discuss the development concept for the proposed PAD zoning. The Director shall advise the applicant of the specific objectives of this section and the specific procedures, standards, and review process regarding the application.

2. Code Review.

The Code Review Board shall review the preliminary proposal for the PAD. The submittal shall include a narrative description of the proposal and a preliminary site plan indicating use areas, building locations, open space areas, streets and circulation elements and any other major features. The Code Review Board will provide an opportunity to discuss the application process and submittal requirements with representatives of applicable city departments, as well as to discuss the general development concept and PAD criteria.

3. P&Z Commission Application Submittal.

~~a. The developer shall complete the necessary application forms from the Planning and Zoning Department and submit the required filing fee, along with ten (10) copies of the **Draft** MDP and narrative report.~~

a. Upon completion of the Pre-application and Code Review Board meetings, the Director shall provide the developer with the necessary application forms for the PAD submittal.

b. Provide required number of copies of the Draft MDP in a ring binder format, as described in this ordinance, along with the required filing fee, shall be submitted to the Director or his/her designee for distribution to various departments and agencies, and for Planning and Zoning Commission members.

c. **Additional application material.**

- (1) **Full size plans and digital files.** Provide the required number of complete sets of full size (24" x 36") copies of the site plan, landscape plan, color renderings and other graphics exhibits shall be submitted with the application. Digital files (10 megs max, png or PDF) shall also be submitted for the site plan, landscape plan, site photos and other requested graphics.
- (2) **Preliminary Traffic Impact Study, if applicable.**
- (3) **Preliminary Grading and Drainage Report.**
- (4) **Material and color samples.** Descriptions and photo copies of material and color samples shall be included in the MDP binder format. Any manufacturer's samples of building materials and/or colors boards should be submitted as a separate exhibit.

4. Review Process.

- a. Staff will circulate the **Draft MDP and narrative report** to the municipal departments and any other agency that may be affected by or have comments to the application.
- ~~b. Staff will schedule a Code Review Board meeting in which the MDP and narrative report shall be evaluated and discussed. Representatives from each municipal department and/or reviewing agency shall be invited to participate in the meeting, including the developer and their representatives.~~
- ~~c. At the Code Review Board Meeting, the developer shall receive input as to staff recommendations, compliance with the intent of the PAD Ordinance, and/or apparent constraints, prior to the finalization of submittal materials required as part of the PAD Review.~~
- d. **b.** Within fourteen (14) days following the Code Review Board meeting, of the submittal of the MDP, the developer shall be apprised if Staff will require additional studies, or broadened scope of studies, beyond those enumerated in the MDP application requirements, such as a Multi-modal Circulation Plan, Drainage Concept Plan, Soils Report, Traffic Impact Analysis, or any other studies that the City staff determines is reasonably necessary for the review and approval of the proposed PAD.
- e. **c.** Upon receipt of the comments, the Planning and Zoning Department shall compile the comments and respond to the developer or agents in writing in a reasonable time period as to how the proposed PAD relates to the following:
 - (1) Conformance to the General Plan;
 - (2) Suitability of the PAD for development and constraints or stipulations; and
 - (3) ~~Preliminary requests~~ **Any additional requirements** for improvements and major dedications required by the City **and/or requests for such based on City policies.**

- £ d. The developer shall conduct a neighborhood meeting for citizen review and participation in accordance with the provisions of Section 301 B. of the Zoning Ordinance prior to the public hearing presentation to the Planning and Zoning Commission. **A description of the citizen review and participation process, including a list of people contacted, along with documentation of the results of the citizen participation program, including any correspondence received, shall be included with the MDP.**

H. F. PLANNING AND ZONING COMMISSION REVIEW AND HEARING.

1. The application shall be filed, reviewed, noticed, and processed in accordance with Section 301 of the City Zoning Code. **Ordinance, pertaining to Procedures for Amendments or Zone Changes and Section 424, PAD Zone.**
2. Upon receipt of a complete PAD application, **Draft MDP, initial review comments and any additional materials requested**, Staff shall prepare a report and package for the Planning and Zoning Commission.
3. The Planning and Zoning Commission shall review the Staff report **and Draft MDP, along with** related maps, reports, and data, ~~as well as, and~~ conduct a public hearing, ~~which may include the staff report and presentation, a presentation and question and answer session with the developer and/or their representatives, and public comment.~~ **to consider the proposal.**
4. In considering applications for a PAD approval, the Commission may consider the following:
 - a. Conformance to the General Plan **Land Use Map designation for the subject property, as well as to the intent of the General Plan as expressed through the goals, objectives and policies for each of the Plan Elements and Community Vision section;**
 - b. The impact of the PAD on the existing and anticipated traffic and parking conditions;
 - c. **Adequacy of proposed design criteria and development standards for the PAD;**
 - d. Pedestrian and vehicular ingress and egress, including handicapped accessibility;
 - e. Conceptual landscaping proposal;
 - f. ~~Provisions for utilities;~~ **Adequacy of utility infrastructure, including water supply and sewer capacity.**
 - g. Site drainage and grading;
 - h. Open space and/or public land dedications; and
 - i. Non-motorized **and multi-modal** circulation.
5. The Commission shall ~~consider oral and/or written statements from the developer and their representatives, the public, City staff, and its own members.~~ **conduct a public hearing to consider the proposal.** The Commission may question the developer and approve, disapprove, carry over the discussion, request additional information, and/or recommend stipulations of PAD approval.
6. If the Commission determines that the proposed PAD will not be detrimental to the health, safety, or welfare of the community, and is in harmony with the purposes and intent of this

Ordinance, and the General Plan, the Commission may recommend to the City Council by motion that the PAD be approved. The recommendation may include any conditions and stipulations determined to be reasonably necessary for implementation of the PAD.

G. DEVELOPMENT REVIEW BOARD REVIEW AND HEARING.

- 1. Subsequent to the Planning and Zoning Commission review and recommendation and prior to the City Council hearing, the applicant shall submit the required number of copies of the Draft MDP for review and recommendation by the Development Review Board (DRB). No additional fees shall be required for preliminary DRB review of the Draft MDP.**
- 2. The Development Review Board shall conduct a preliminary review of the proposed design guidelines submitted in the Draft MDP and the preliminary grading plan so as to provide recommendations to the City Council regarding the quality of the design theme for the overall project, as well as a preliminary report describing the materials, colors and design theme for building architecture, landscaping, grading, signage, site walls, parks, parking lot design, amenities and similar features.**
- 3. The DRB shall review product design guidelines for all single-family residential development and provide recommendations to the City Council regarding the proposed design along with any recommended changes. Plans, elevations and color renderings for single-family residential development must be submitted with the MDP for review and recommendations by the DRB prior to the City Council hearing.**
- 4. The DRB shall review preliminary grading plans for the PAD and provide recommendations to the City Council regarding the aesthetic quality of the proposal, including preservation of natural slopes and hillsides.**
- 5. If there are substantial changes or modifications to any design guidelines, grading plans or residential product design prior to submittal of the Final MDP to the City Council, the Director may at his/her discretion require the developer to submit revised plans to the Development Review Board for their review and recommendations to the Council regarding such changes.**
- 6. The Development Review Board shall conduct a public hearing to consider all applicable aspects of the proposal and shall then provide the Council with a recommendation for approval, disapproval, or additional stipulations regarding the proposal.**
- 7. The preliminary review and recommendations by the DRB regarding the design theme and guidelines for the proposed PAD shall not take the place of the formal review and approval for individual buildings, structures and related features which is otherwise required through a separate application process subsequent to the approval of the PAD, unless such future development is specifically approved as part of the MDP or unless such development is otherwise exempt from the Development Review process.**
- ~~**8. The Development Review Board shall be responsible for approval of the design of buildings, structures within the proposed PAD, in accordance with Section 304 of the Zoning Ordinance.**~~

H. CITY COUNCIL CONSIDERATION AND HEARING.

- 1. At least fifteen (15) days prior to the City Council hearing the applicant shall submit the required number of copies of the Draft MDP as approved by the Planning and Zoning Commission with recommendations from the Development Review Board. The City**

Council, following the report and recommendations of the Planning and Zoning Commission **and Development Review Board**, shall consider the PAD request. The request shall be processed and considered as set forth in Section 301 F. Amendments or Zone Changes of the City of Cottonwood Zoning Ordinance.

2. ~~In its deliberations on the PAD, the Council shall consider oral and/or written statements from the developer, their representatives, City staff, the public, and its own members.~~ **The City Council shall conduct a public hearing to consider the proposal.** The Council's review shall encompass the same spectrum of considerations as did that of the Planning and Zoning Commission **and Development Review Board**. The City Council may approve, deny, carry over the request, or impose conditions and stipulations on the PAD approval. Approvals shall be for a specific development site, not a particular developer.

I. BUILDING PERMIT ISSUANCE.

No building permit will be issued for any portion of a PAD that has not received Development Review Board approval as required and that has not provided required financial assurances or dedications for such portion of the PAD, **as may be required**.

J. METHOD FOR WITHDRAWING AN APPLICATION FOR PAD APPROVAL.

Any application for a PAD may be withdrawn by the applicant in writing at any time prior to approval by the City Council.

K. AMENDMENTS TO PAD APPROVAL.

1. A request for an amendment to an approved PAD shall be processed as either a minor amendment or major amendment.
2. An application for a PAD amendment will be routed for review by all affected City departments or agencies and upon receipt of review comments, the Zoning Administrator will determine whether the requested change meets any one of the following criteria for a major amendment:
 - a. An increase in the total number of dwelling units of more than 5 percent above the original approval;
 - b. An increase in the gross leasable square feet ~~FAR~~ within a PAD of more than 10 percent above the original approval;
 - c. A reconfiguration in land use designation boundaries and/or parcel sizes that increases or decreases the size of any land use designation boundaries and/or parcel sizes by more than 20 percent; and
 - d. Any other change which could have a significant impact on areas adjoining the PAD, including a significant traffic impact on roadways adjacent or external to the PAD.
3. All major amendments to a PAD shall be reviewed and approved by the Planning and Zoning Commission, **Development Review Board** and City Council following the same procedure as prescribed for the original approval.

4. Any PAD Amendment application, including a rearrangement of parcels, **circulation systems and/or open space areas** within a PAD that does not meet any of the above criteria shall be processed as a minor amendment. A minor amendment shall be reviewed by all affected City departments and agencies and may be administratively approved by the Zoning Administrator.

L. DENIAL OF PAD REQUEST.

~~If an application for a PAD is denied, the Zoning Administrator shall have the authority to refuse to accept a new application for a PAD on the same site, or a portion of the site, within ninety days after the date of denial.~~

As per Section 301. G. Reconsideration of Denied Amendments, in the event the PAD application is denied by the Council, the Commission shall not reconsider the PAD application for the same property or any portion thereof, within a period of one (1) year from the date of denial, unless the conditions on which the original denial was based have substantially changed.