



ORDINANCE NO. 19-08

AN ORDINANCE OF THE CITY OF SOUTH TUCSON, ARIZONA, ADOPTING "THE AUGUST 2019 AMENDMENTS TO CHAPTER 11 AND 4 OF THE SOUTH TUCSON CITY CODE", RELATING TO THE FEE SCHEDULE FOR SMALL CELL WIRELESS FACILITIES; AND REPEALING ALL RESOLUTIONS, ORDINANCES, RULES OF THE CITY OF SOUTH TUCSON IN CONFLICT THEREWITH AND DESIGNATING AN EFFECTIVE DATE;

WHEREAS, the South Tucson City Code has been adopted by the City Council, amended from time to time; and

WHEREAS, Chapter 11 of the South Tucson City Code contains the Business License Fee Schedule and Chapter 4 of the South Tucson City Code contains the Permit Fee Schedule; and

WHEREAS, the schedule undergoes review relative to the fees and the costs of providing services; and

WHEREAS, pursuant to A.R.S. § 9-499.15, on June 10, 2019, the Notice of City's Consideration to Assess New Fees, Increase Existing Fees, or Make Other Fee Changes was posted on the City's website notifying the public of possible fee increases; and

WHEREAS, on August 19, 2019, the City Council discussed and considered said fee increases, giving opportunity for public comment on the proposed changes; and

WHEREAS, the City Council has determined that adoption of "THE AUGUST 2019 AMENDMENTS TO CHAPTER 11 and 4 OF THE SOUTH TUCSON CITY CODE" is in the best interests of the City and its residents; and

BE IT ORDAINED by the Mayor and Council of the City of South Tucson, Arizona, as follows:

Section 1. Chapter 4 of the South Tucson City Code is hereby amended as indicated in "THE AUGUST 2019 AMENDMENTS TO CHAPTER 24 OF THE SOUTH TUCSON CITY CODE;" with deleted language shown by ~~strikeout~~, and with added language shown in **underlined bold text and numbers**.

Section 2. Any portions of Chapter 11 and 4 of the South Tucson City Code not specifically amended by this Ordinance shall remain unchanged.

Section 3. All tables of contents shall be modified to reflect the changes set forth in this Ordinance.

Section 4. The various city officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this Ordinance and sections of the City Code.

Section 5. All ordinances, resolutions, or motions and parts of ordinances, resolutions or motions of the council in conflict with the provisions of this Ordinance are hereby repealed, effective as of the date of this Ordinance. All internal reference within the city code to any affected provision are hereby updated.

Section 6. The provisions of this ordinance and the increase in tax rate provided herein shall become effective as follows:

Tax Rate changes

October 1, 2019

Section 7. Any person found guilty of violating any provision of these amendments to the tax code shall be guilty of a class one misdemeanor.

Section 8. If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of these amendments to the tax code adopted herein by reference 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.


Section 9. Three (3) copies of all documents and exhibits attached to Ordinance No. 19-08 shall be on file in the office of the City Clerk of the City of South Tucson as a public record, and adopted by reference, governing all general and miscellaneous regulations.

PASSED AND ADOPTED by the Mayor and Council of the City of South Tucson, Arizona, this 19th day of August 2019.



Mayor Bob Teso

APPROVED AS TO FORM



City Attorney

ATTEST:



Veronica Moreno, City Clerk

**AUGUST 2019 AMENDMENTS TO
CHAPTER 11 AND 4 OF THE
SOUTH TUCSON CITY CODE**

Chapter 11
LICENSES, TAXATION AND MISCELLANEOUS BUSINESS REGULATIONS

ARTICLE II.

BUSINESS PRIVILEGE LICENSES

DIVISION I.

(Sec. 11-16 through 11-35)

Sec. 11-36. Fee schedule.

The license taxes set out in the following schedule are established for businesses, occupations, trades, callings, and professions listed and shall be paid by all persons who practice, transact, carry on or engage in such businesses, occupations, trades, callings and professions:

(A – R)

S

Salesman, coupons, coupon books 150.00

Sanatorium, sanitarium, rest home:

8 and not more than 15 patients or beds 40.00

Over 15 and not more than 25 patients or beds 70.00

Over 25 and not more than 50 patients or beds 140.00

Over 50 patients or beds 180.00

Savings and loan association 150.00

School. See Private School.

Services 20.00

Sheet metal shop 70.00

Shoeshine stand, not in connection with other licensed business 20.00

Small Cell Wireless Facilities (SWF) as defined in A.R.S. § 9-592

Annual Base Use Fees:

Collocation Fee....\$50.00 per SWF

Pole Attachment Fee....\$50.00 per authority utility pole used

For Ordinance Permit Use Fees, Other Required Permit Fees and Unique Fees...(see City Code Section 4-56)

Social introductions. See Matrimonial Bureau, Etc.

Soda water manufacturing 70.00

Solicitor, canvasser, demonstrator, salesman (with bond) 88.00

Stable. See Livery Stable.

Stock and bond dealer and salesman 88.00

Stone cutting 40.00

Storage 40.00

Street ballyhoo or advertising, per day 40.00

Street merchant or faker, per day 40.00

Surgeon. See Physician.

Surveyor. See Engineer or Surveyor.

(T-Z)

(Secs. 11-37--11-50. Reserved)

Chapter 4
BUILDINGS AND BUILDING REGULATIONS*

ARTICLE II.

TECHNICAL CODES*

DIVISION 3.

INSPECTION FEES

(Secs. 4-16 through 4-55)

Sec. 4-56. Inspection fee schedule.

The inspection fees set out in the following schedule are established for all building related inspections.

Electrical Permit Fees

Unit Fees (electrical)
Receptacles, switches and light outlets

Lighting Fixtures

Residential Appliances

Services (each)

Mechanical Permit Fees

Incinerators

Plumbing Permit Fees

Fixtures and Vents

Sewers, Disposal Systems and Interceptors

Water Piping and Water Heaters

Gas Piping Systems

Lawn Sprinklers, Vacuum Breakers and Backflows

Swimming Pools

Grading Permit Fees

Manufactured Homes and Recreational Vehicles

Demolition Permit Fees

Installation and Removal Fees for Gasoline, Fuel or Other Tanks

Each Tank Installed or Removed

Building Permit Fees (Uniform Building Code - based on total valuation)

Other Inspections and Fees (Uniform Building Code)

Small Cell Wireless Facilities (SWF) in the Rights-of-Way (ROW)
as defined in A.R.S. § 9-592, 9-593 & 9-594

Annual Base Use Fees (see City Code Section 11-36)

Ordinary Permit Use Fees:

Collocation Application Fee (1st through 5th SWF per application)....\$100.00

Collocation Application Fee (6th through 25th SWF per application)....\$50.00

New, Replacement, or Modified Authority Utility Pole Application Fee....\$750.00 per site

New Monopoles, Utility Pole or Wireless Facilities....\$1,000.00 per site

Other Required Permit Fees:

Excavation Permit....\$75.00 (for 200 feet or less)

Barricading and Traffic Control Plan Review (Major Arterial)....\$125.00

Barricading and Traffic Control Plan Review (Non-Arterial)....\$45.00

Unique Fees:

Pole Reservation Fee....\$500.00

Allows reservation of specific pole or site (given appropriate information) for 90 days. If no application is filed within 90 days, pole is available to any Wireless Provider. Wireless Provider may reserve only one reservation per pole. Pole reservation does not guarantee approval of application or site