

TOWN OF MARANA, ARIZONA
LAND DEVELOPMENT CODE

**TITLE 2
ADMINISTRATION**

Note to Marana Land Development Code users: As of January 15, 2016, Title 2 of the Marana Land Development Code has been recodified as Chapter 17-2 of the Marana Town Code. The following table provides derivation and deletion information concerning sections previously found in LDC Title 2:

OLD LDC NUMBER AND TITLE	LOCATION IN TOWN CODE TITLE 17
TITLE 2 ADMINISTRATION	CHAPTER 17-2 ADMINISTRATIVE BODIES AND OFFICERS
<i>02.01 Administration—In General</i>	<i>Deleted</i>
<i>02.01.01 Marana Mayor and Council</i>	<i>Deleted</i>
<i>02.01.02 Adoption of a General Plan</i>	<i>Deleted</i>
<i>02.01.03 Adoption of Zoning, Development, and Building Regulations</i>	<i>Deleted</i>
<i>02.01.04 Approval of Subdivisions and Large Scale Development Plans</i>	<i>Deleted</i>
<i>02.01.05 Set Fees and Manner of Charges</i>	<i>Deleted</i>
<i>02.01.06 Relation to Other Entities</i>	<i>Deleted</i>
<i>02.01.07 Amendments</i>	<i>Deleted</i>
<i>02.02 Planning Commission</i>	<i>17-2-1 Planning commission</i>
<i>02.03 Board of Adjustment</i>	<i>17-2-2 Board of adjustment</i>
<i>02.04 Planning Administrator</i>	<i>17-2-3 Planning director</i>
<i>02.04.01 [Planning Administrator] Powers and Duties</i>	<i>Deleted</i>
<i>02.04.02 [Planning Administrator] Relation to Other Entities</i>	<i>Deleted</i>
<i>02.05 Building Official/Inspector (including all subsections)</i>	<i>Deleted</i>
<i>02.06 Town Clerk (including all subsections)</i>	<i>Deleted</i>
<i>02.07 Town Engineer (including all subsections)</i>	<i>Deleted</i>
<i>02.08 Cultural Resources Preservation Board</i>	<i>17-2-4 Cultural resources preservation board</i>

SECTION NUMBER AND TITLE	REASONS FOR DELETION
<i>02.01 Administration—In General</i>	<i>This section had no substantive content</i>
<i>02.01.01 Marana Mayor and Council</i>	<i>The role of the Town Council in zoning matters is set forth in the Arizona Revised Statutes. This section oversimplified the Town Council's role.</i>
<i>02.01.02 Adoption of a General Plan</i>	<i>The general plan adoption procedures and implications are fully prescribed by and described in state law. In any event, the general plan is a planning document that does not have the force of law attributed to it in this section.</i>
<i>02.01.03 Adoption of Zoning, Development, and Building Regulations</i>	<i>The Town's zoning authority is set forth in the Arizona Revised Statutes. This section provided no substantive benefit, and by having wording different from state law could be used as a basis for a party to challenge regulations the town adopts that are inconsistent with this section. Building codes are now addressed in Title 7 of the Marana Town Code.</i>

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SECTION NUMBER AND TITLE	REASONS FOR DELETION
<i>02.01.04 Approval of Subdivisions and Large Scale Development Plans</i>	<i>The Town's authority over subdivisions is set forth in the Arizona Revised Statutes, and the Town's procedural requirements for subdivisions are found in a separate title of the current LDC (Title 6). The Town no longer uses the "large scale development plans" procedures. This section provided no substantive purpose.</i>
<i>02.01.05 Set Fees and Manner of Charges</i>	<i>By law, the Town Council sets all Town fees and charges. In recent years, all Town fees have been incorporated into the comprehensive fee schedule. Although there was nothing inaccurate about this section, it provided no substantive purpose and could create a conflict with general practice if the Council ever chooses to set fees and charges by ordinance.</i>
<i>02.01.06 Relation to Other Entities</i>	<i>This section was inconsistent with state law and normal Town practice, which provide for the Town Council to consider recommendations by the Planning Commission but do not require the consideration of other officials' recommendations.</i>
<i>02.01.07 Amendments</i>	<i>This section was an oversimplification and misstatement of the adoption process for regulations found in the LDC. The LDC includes regulations adopted under the Town's zoning, subdivision, floodplain, nuisance, and general municipal authority. The procedure applicable to a particular amendment depends on various factors and enabling laws.</i>
<i>02.04.01 [Planning Administrator] Powers and Duties</i>	<i>The duties of the planning director (referred to as the "planning administrator" in the current LDC and as the "zoning administrator" in state statutes) are prescribed by state law, and change from time to time. This section included various duties that have long ago been abandoned, including advising the Town Clerk concerning building permits and processing large scale developments. Although much of the language accurately described what the planning director does, spelling those activities out in the LDC served no useful purpose and could create conflicts if normal Town practice changes over time.</i>
<i>02.04.02 [Planning Administrator] Relation to Other Entities</i>	<i>This section restated the obvious.</i>
<i>02.05 Building Official/Inspector (including all subsections)</i>	<i>Building codes is now addressed in Marana Town Code Title 7. This section was an unnecessary duplication of Title 7 provisions.</i>
<i>02.06 Town Clerk (including all subsections)</i>	<i>The duties of the Town Clerk are addressed in § 3-2-4 of the Marana Town Code. This section was an unnecessary duplication of that section.</i>
<i>02.07 Town Engineer (including all subsections)</i>	<i>The duties of the Town Engineer are addressed in § 3-2-5 of the Marana Town Code. This section was an unnecessary duplication of that section.</i>