

CITY COUNCIL REPORT



Meeting Date: May 5, 2015
 General Plan Element: *Community Involvement*
 General Plan Goal: *Seek early and ongoing involvement in policy-making discussions*

ACTION

Adopt **Resolution No 10100** (Attachment 1) to establish adoption procedures for Scottsdale General Plan 2035.

BACKGROUND

General Plan 2035 City Council Direction

In January 2013, City Council discussed and provided staff with direction on the public outreach, drafting and adoption/ratification timing associated with the process to update the Scottsdale General Plan. City Council unanimously directed staff to proceed with the establishment of a citizen task force to oversee the drafting of a new General Plan. In May 2013, the Scottsdale City Council adopted Resolution No. 9393 adopting procedures for the public participation, adoption and ratification processes associated with the General Plan update, and Resolution No. 9394 forming the General Plan Task Force.

In March 2014, the Scottsdale City Council held a public study session to provide direction on the preliminary draft General Plan, as created by the Task Force. Ultimately, unanimous council direction was to recommend that the Task Force review and provide a "robust public outreach program that includes extending the General Plan timeline into 2015", thus altering the adoption/ratification timing previously directed by Council.

In June 2014, the Scottsdale City Council held a public study session to provide direction regarding the General Plan process. The Council directed that:

- The Task Force continue the process of creating a draft General Plan for community, Planning Commission, and City Council consideration;
- The Task Force create and recommend a final draft Plan to the Planning Commission no later than November 10, 2014;
- Once adopted, state required voter ratification consideration of the General Plan should occur at the November 2016 election; and
- The Task Force by-laws be amended to dissolve the Task Force upon recommendation of a final draft General Plan to the Planning Commission.

As directed by Council, the General Plan Task Force continued working to draft a new General Plan through November 2014, at which time they released their final recommended draft General Plan 2035 to the Planning Commission. Upon the completion of their work, the Task Force ceased operating as a public body per the Council amended by-laws.

ANALYSIS & ASSESSMENT

General Plan 2035 Adoption Procedures

General Plan Process Adoption Procedures direct the city Planning Agency on effective, early and continuous public participation, adoption and ratification processes associated with the development of the City of Scottsdale's General Plan.

Incorporated as Exhibit 1 to Resolution # 10100 (Attachment 1), the Scottsdale General Plan 2035 Adoption Procedures, provides for the requirements and timing associated with the public outreach, adoption and ratification processes of Scottsdale General Plan 2035.

General Plan 2035 Adoption/Ratification Calendar

It is anticipated that the process for adopting Scottsdale General Plan 2035 will adhere to the following calendar:

April-June 2015

- Study sessions with the Planning Commission (Beginning April 22, 2015)
- Scottsdale City Council study session (June 23, 2015)
- Discussions with community members/groups

May-September 2015

- Review/discussions with city boards and commissions (dates vary)
- Community Open House (September 10, 2015)
- Continued discussions with community members/groups

October 2015

- Remote Planning Commission Hearing – meeting focus: to collect public testimony/input on the draft plan (October 7, 2015)
- Scottsdale City Council study session (October 13, 2015)
- Planning Commission Hearing – meeting focus: commission consideration of public testimony and action regarding plan recommendation to City Council (October 28, 2015)
- Continued discussions with community members/groups

December 2015

- City Council Adoption Hearing – meeting focus: Council consideration of public testimony and adoption consideration of General Plan 2035; and possible Council action to send the Scottsdale General Plan 2035 to the 2016 election for voter ratification consideration (December 1, 2015)

January 2016-October 2016

- Educational materials/presentations provided to community regarding Council Adopted General Plan 2035 should adoption occur in December 2015

November 2016

- Ratification of Scottsdale General Plan 2035 to be considered by the voters (November 1, 2016)

STAFF RECOMMENDATION

Recommended Approach

Based upon the Scottsdale City Council direction in June, 2014, staff recommends that the Council adopt **Resolution No 10100** (Attachment 1 and associated exhibits) to create updated, new Scottsdale General Plan 2035 Adoption Procedures.

Proposed Next Steps

- A series of public study sessions regarding General Plan 2035 with the Scottsdale Planning Commission
- A June 23, 2015 Scottsdale City Council public study session regarding General Plan 2035

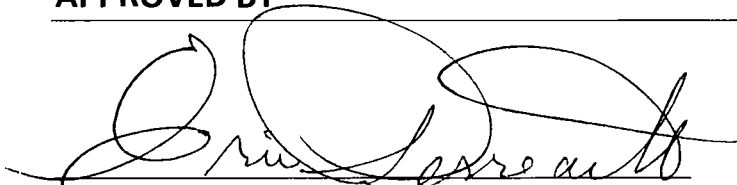
RESPONSIBLE DEPARTMENT(S)

Community & Economic Development Division
Planning and Development Services Department – Long Range Planning

STAFF CONTACTS (S)

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APPROVED BY


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04.16.2015
Date


Randy Grant, PNT Administrator
(480) 312-2664, rgrant@scottsdaleaz.gov

4/20/15
Date

ATTACHMENTS

1. Attachment 1: Resolution No. 10100 establishing updated, new adoption procedures for the Scottsdale General Plan 2035
 - Exhibit 1: New Scottsdale General Plan 2035 Adoption Procedures

RESOLUTION NO. 10100

A RESOLUTION OF THE CITY OF SCOTTSDALE, MARICOPA COUNTY, ARIZONA, REPEALING THE GENERAL PLAN PROCESS WRITTEN PROCEDURES ADOPTED BY RESOLUTION 9393 AND ADOPTING NEW SCOTTSDALE GENERAL PLAN 2035 ADOPTION PROCEDURES.

WHEREAS, pursuant to Article 1, Section 3 of the City Charter, the City of Scottsdale has the power to adopt a comprehensive General Plan as provided by Arizona law, regarding the future physical development of the city to serve as a guide to all future council action concerning land use regulations and expenditures for capital improvements; and

WHEREAS, pursuant to Arizona Revised Statutes Sections 9-461.05 through 9-461.06, the City of Scottsdale is required to adopt and ratify a comprehensive, long-range general plan every ten years; and

WHEREAS, the most recent attempt to update the 2001 Scottsdale General Plan in March 2012 was not ratified by the voters; and

WHEREAS, sound decisions concerning the City's General Plan can best be made with broad public participation in developing the General Plan; and

WHEREAS, the City Council approved Resolution No. 9393 to adopt written procedures to provide effective, early and continuous public participation in the development and adoption of the City's new General Plan; and

WHEREAS, the Process Notification and Public Participation procedures approved in Resolution No. 9393 to provide effective, early and continuous public participation in the development of the City's new General Plan have been completed, thus it is in the best interest of the city to repeal and adopt updated, new General Plan 2035 adoption procedures;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Scottsdale, Maricopa County, Arizona, as follows:

Section 1. That the City Council hereby repeals the General Plan Process Written Procedures adopted by Resolution 9393 and adopts procedures entitled New Scottsdale General Plan 2035 Adoption Procedures, as set forth in Exhibit 1, attached hereto and incorporated herein by reference.

Section 2. That the Planning Agency is directed to prepare a document entitled the General Plan Adoption Calendar as set forth in New Scottsdale General Plan 2035 Adoption Procedures.

Section 3. That copies of the New Scottsdale General Plan 2035 Adoption Procedures and the General Plan Adoption Calendar shall be kept up-to-date and on file in the Office of the Clerk, located at 3939 N Drinkwater Boulevard, Scottsdale, Arizona and posted on the City's website.

PASSED AND ADOPTED by the Council of the City of Scottsdale, Maricopa County, Arizona this _____ day of _____, 2015.

CITY OF SCOTTSDALE,
an Arizona municipal corporation

By: _____
Carolyn Jagger
City Clerk

By: _____
W.J. "Jim" Lane
Mayor

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

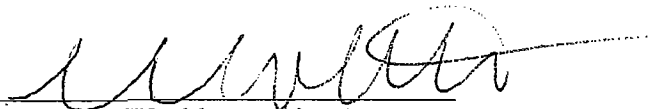
By: 
Bruce Washburn, City Attorney
By Sherry R. Scott, Deputy City Attorney

EXHIBIT 1

NEW SCOTTSDALE GENERAL PLAN 2035 ADOPTION PROCEDURES

In accordance with Arizona State Statute (9-461-06), Scottsdale's General Plan shall be adopted in accordance with the Scottsdale City Council's established General Plan Process Written Procedures as provided below.

General Plan Public Outreach

To provide effective, early and continuous public participation in the development of General Plans, the City's Planning Agency will provide the following:

- The broad dissemination of proposals and alternatives;
- The opportunity for written comments;
- Public hearings after effective notice;
- Open discussions, communications programs and information services; and
- Consideration of public comments.

A written summary report of citizen and stakeholder public participation input will be prepared for General Plan Task Force, Planning Commission and City Council consideration and will highlight the following:

- Suggestions/Comments received;
- Comment source (when available);
- General Plan content reference; and
- Actions on suggestions/comments

General Plan Adoption

When a draft General Plan has been prepared for Planning Commission consideration, the document shall be broadly distributed, including:

- Legal notice in the newspaper of record;
- Copies made available at the City Clerk and Long Range Planning offices;
- Placing the General Plan document on the city's website, social media, and other electronic public information outlets

At least sixty (60) days before the General Plan is noticed, the City's Planning Agency shall transmit the proposal to the Planning Commission, and shall submit a copy for review and further comment to:

- The Planning Agency of the county in which the municipality is located;
- Each county or municipality that is contiguous to the corporate limits of the municipality or its area of extraterritorial jurisdiction;
- The regional planning agency within which the municipality is located;

- The Arizona Commerce Authority or any other state agency that is subsequently designated as the general planning agency for the state;
- The Department of Water Resources for review and comment on the water resources element, if a water resources element is required: and
- Any person or entity that requests in writing to receive a review copy of the proposal.

Additionally, the City will consult with, advise and provide an opportunity for official comment by public officials and agencies, Maricopa County, school districts, associations of governments, public land management agencies, other appropriate government jurisdictions, public utility companies, civic, educational, professional and other organizations, property owners, citizens, and stakeholders generally to secure maximum coordination of plans and to indicate properly located sites for all public purposes on the General Plan.

The following represents the adoption requirements for a new General Plan 2035:

- The General Plan Task Force will create and deliver a recommended draft General Plan 2035 to the Scottsdale Planning Commission.
- The processing of a new General Plan for adoption by the City Council will consist of at least six months.
- The City of Scottsdale's Planning Commission shall hold at least two (2) or more public hearings at different locations within the municipality (known as Remote and Recommendation Hearings) to promote citizen participation. Notice of the time and place of a hearing and availability of studies and summaries related to the hearing shall be given at least fifteen (15) and not more than thirty (30) calendar days before the hearing by:
 - Publication at least once in a newspaper of general circulation published or circulated in the municipality;
 - Such other manner in addition to publication as the municipality may deem necessary or desirable; and
 - Action by the Planning Commission on the new General Plan shall be transmitted to the City Council.
- City Council Required Hearings:
 - Before adopting a new General Plan, the City Council shall hold at least one public hearing (study session);
 - To adopt a new General Plan requires a resolution of the City Council, and the City Council shall hold a separate public hearing (Adoption Hearing) for that purpose; and
 - Both hearings will require that notice shall be given at least fifteen (15) and not more than thirty (30) calendar days before the hearing in the time and manner provided for the giving of notice of the hearing.

- The adoption of a new General Plan shall be approved by affirmative vote of at least two-thirds (2/3) of the Scottsdale City Council.
- The City's Planning Agency shall create a new General Plan Adoption Calendar for important public hearings and public outreach meetings associated with General Plan 2035. The Planning Agency may make modifications to the General Plan Adoption Calendar, when necessary, provided the public is given reasonable notice of important public hearings and public outreach meetings as required, and the Planning Agency keeps the General Plan Adoption Calendar up to date, on file in the Office of the City Clerk and posted on the City's website.

General Plan Ratification

The following represents the ratification requirements for a newly adopted General Plan:

- The City Council shall submit the new General Plan to the voters for ratification at the next regularly scheduled municipal election or at a special election scheduled at least one hundred twenty (120) days after the governing body adopted the new General Plan.
- During the one hundred twenty (120) day period between City Council adoption and the election at which the General Plan will be considered for ratification by the voters, the City will provide educational public outreach and materials to Scottsdale residents and stakeholders regarding the new General Plan's content.
- Additionally, the City Council shall include a general description of the new General Plan and its elements in the municipal election pamphlet and shall provide public copies of the new General Plan in at least two locations that are easily accessible to the public and include posting of the new General Plan on the municipality's official internet website.
- If a majority of the qualified electors voting on the proposition approves the new General Plan, it shall become effective as provided by law. If a majority of the qualified electors voting on the proposition fails to approve the new General Plan, the current General Plan remains in effect until a new General Plan is approved by the voters.

Procedures Specific to the 2035 General Plan Process

The Planning Agency shall consider recommending that all of the General Plan amendments to the current City of Scottsdale General Plan 2001, that the City Council approves before the new Scottsdale General Plan 2035 is adopted also be included in the new General Plan before it is adopted, when it is reasonably practical to do so. Any amendment the City Council approves to the Scottsdale General Plan 2001 which is not included in the new General Plan prior to its

adoption or which is considered after its adoption will be automatically nullified should the voters ratify the new Scottsdale General Plan 2035. Any previously approved General Plan amendment that is automatically nullified by the voters' ratification of the new General Plan may be reconsidered by the Planning Agency and the Scottsdale City Council for incorporation into the newly ratified General Plan.

CITY OF SCOTTSDALE GENERAL PLAN 2035

Task Force Recommended Draft

November 2014

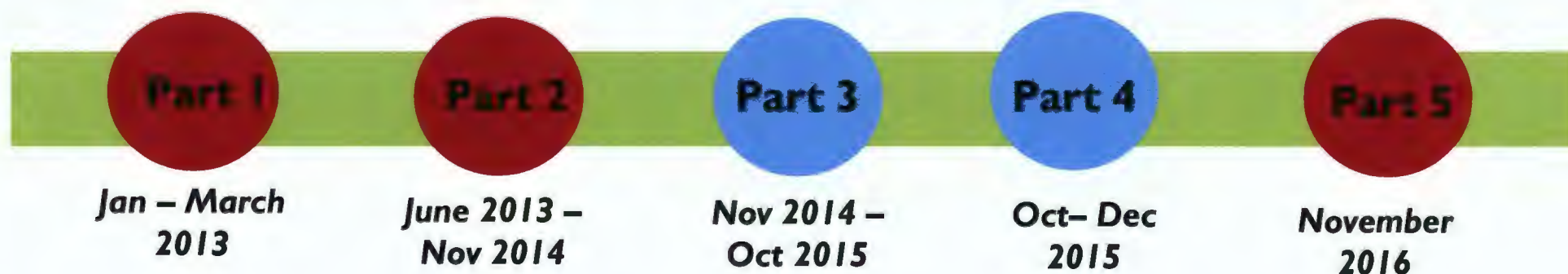


Scottsdale City Council

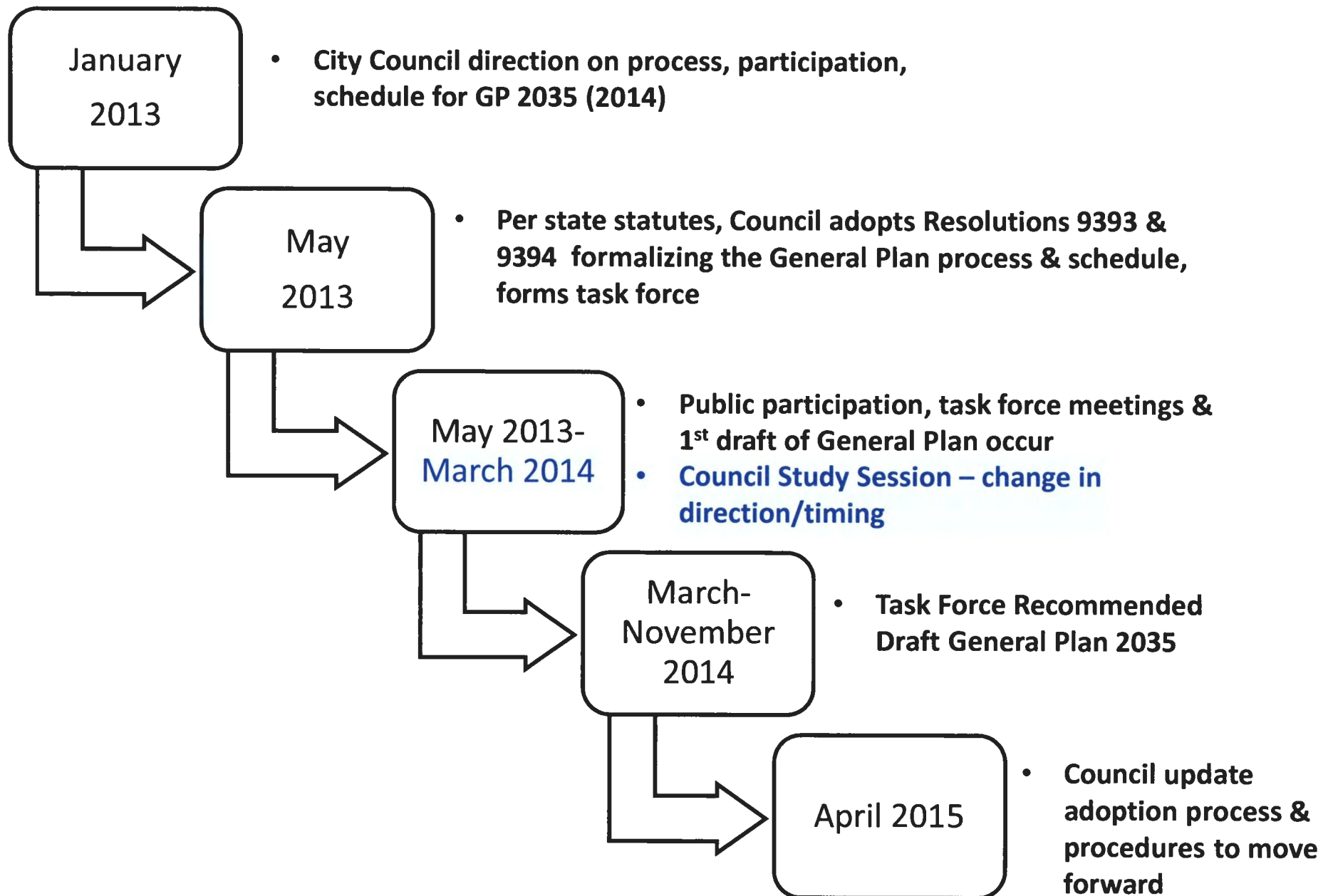
**Meeting Date:
May 5, 2015**

General Plan 2035 Process

- **Phase 1:** Visioning (Complete)
- **Phase 2:** Drafting the Plan (Complete)
- **Phase 3:** Public Input/Editing the Plan
- **Phase 4:** Public Hearings/Possible Adoption
- **Phase 5:** Voter Ratification Consideration

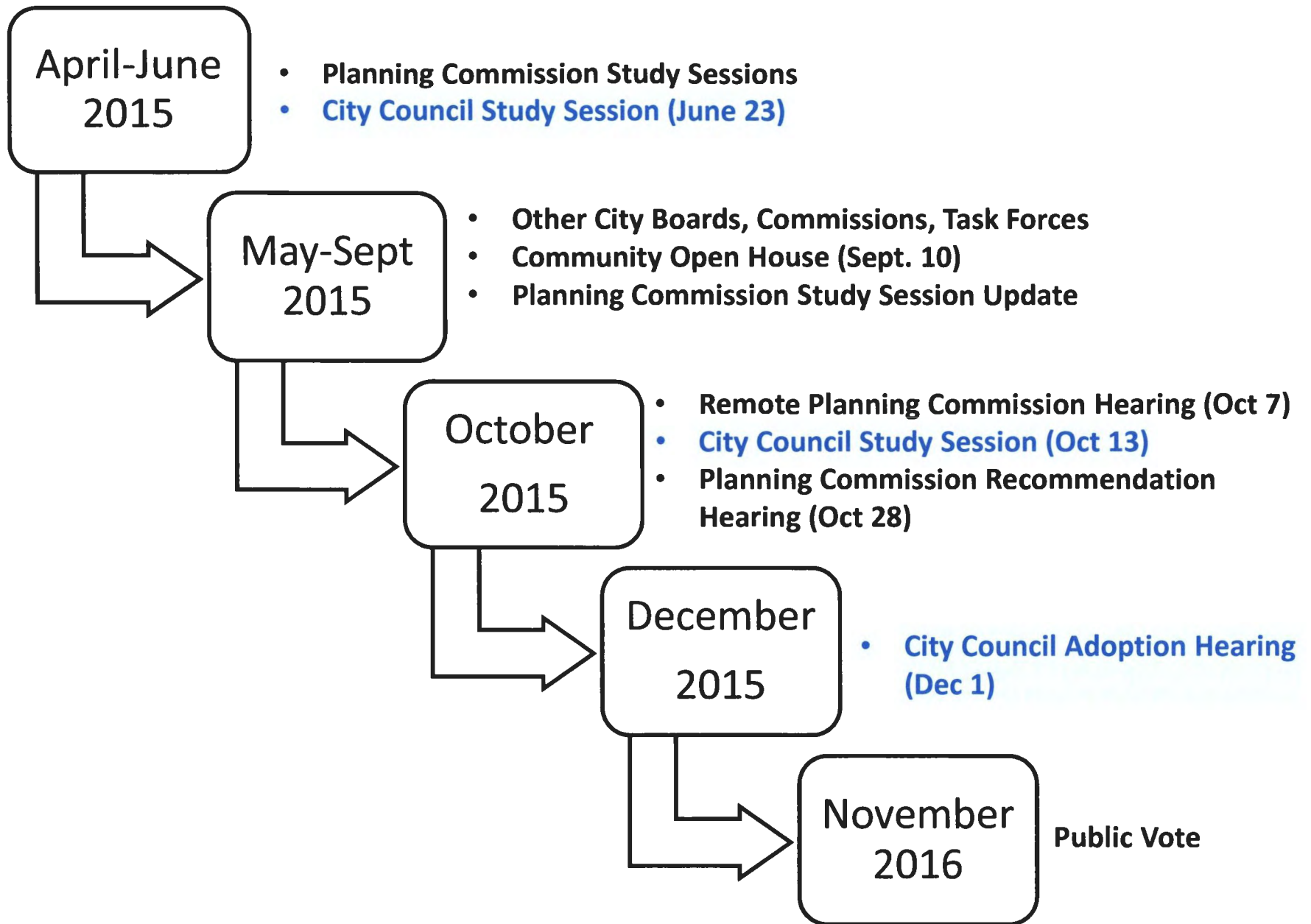


Scottsdale General Plan 2035 :: Process



Draft Scottsdale General Plan 2035 :: City Council Direction

Meeting with community members/groups



Draft Scottsdale General Plan 2035 :: Next Steps

Item 8

**Scottsdale
City Council**

**Meeting Date:
May 5, 2015**

