



Why does **conformance** to the code **present a problem**? *(Use attachment if necessary)*

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What do **you propose doing** to comply with the **intent** of the Code? *(Use attachment if necessary)*

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Owner signature \_\_\_\_\_

Date \_\_\_\_\_

Applicant signature *(if not the owner)* \_\_\_\_\_

Title \_\_\_\_\_

Date \_\_\_\_\_

**DECISION OF THE BUILDING OFFICIAL**

( ) Approved      ( ) Denied      ( ) Approved with Stipulation: \_\_\_\_\_

Basis for Decision: \_\_\_\_\_

Building Official: \_\_\_\_\_ Date: \_\_\_\_\_



## Arizona Revised Statutes Notice

### **§9-834. Prohibited acts by municipalities and employees; enforcement; notice**

- A. A municipality shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule, ordinance or code. A general grant of authority does not constitute a basis for imposing a licensing requirement or condition unless the authority specifically authorizes the requirement or condition.
- B. Unless specifically authorized, a municipality shall avoid duplication of other laws that do not enhance regulatory clarity and shall avoid dual permitting to the maximum extent practicable.
- C. This section does not prohibit municipal flexibility to issue licenses or adopt ordinances or codes.
- D. A municipality shall not request or initiate discussions with a person about waiving that person's rights.
- E. This section may be enforced in a private civil action and relief may be awarded against a municipality. The court may award reasonable attorney fees, damages, and all fees associated with the license application to a party that prevails in an action against a municipality for a violation of this section.
- F. A municipal employee may not intentionally or knowingly violate this section. A violation of this section is cause for disciplinary action or dismissal pursuant to the municipality's adopted personnel policy.
- G. This section does not abrogate the immunity provided by section 12-820.01 or 12-820.02.