

## **RESOLUTION NO. R2020-022**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, GRANTING AN EXTENSION OF TIME TO EXERCISE THE RIGHTS UNDER A PERMIT OR OTHER AUTHORIZATION ISSUED PURSUANT TO TITLE 15 OF THE YUMA CITY CODE WITH CERTAIN EXCEPTIONS**

WHEREAS, on March 11, 2020 the Honorable Douglas A. Ducey, Governor of the State of Arizona, issued a Declaration of Public Health Emergency covering the State of Arizona due to the novel coronavirus pandemic (COVID-19); and,

WHEREAS, on March 15, 2020, Douglas J. Nicholls, Mayor of the City of Yuma, Arizona, declared a local emergency in the City of Yuma due to COVID-19 (“March 15, 2020 Proclamation of Emergency”); and,

WHEREAS, since Governor Ducey’s Declaration of Public Health Emergency and Mayor Nicholl’s Proclamation of Emergency many businesses have greatly reduced their hours and operations as directed by health officials in an effort to protect the public and prevent the spread of COVID-19; and,

WHEREAS, due to limitations on businesses involved in, or in support of the real estate, construction, project development and design industries, certain deadlines associated with permits or other authorizations issued in connection with Title 15 of the Yuma City Code may not be achievable without an extension of time; and,

WHEREAS, the Yuma City Council is authorized, and desires to, grant an extension of time to exercise the rights under permits and other authorizations issued pursuant to Title 15 of the Yuma City Code.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Yuma:

SECTION 1: An extension of time of 180 days from the date of expiration of any permit or authorization issued pursuant to Title 15 of the Yuma City Code except for those permits or authorizations specifically identified as exceptions in Section 2 below.

SECTION 2: Exceptions to the applicability of this Resolution are permits or authorizations that: (i) are governed by a Federal or State law prohibiting extensions; (ii) in pending non-compliance or enforcement actions; (iii) subject to a court order or proceeding; (iv) where an extension would

create an immediate threat to the public health or safety; (v) any permit or authorization approved after June 1, 2020; or (vi) any contractual term or any development agreement previously entered into with the City.

Adopted this \_\_\_\_\_ day of May, 2020.

APPROVED:

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Douglas J. Nicholls  
Mayor

ATTESTED:

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Lynda L. Bushong  
City Clerk

APPROVED AS TO FORM:

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Richard W. Files  
City Attorney