

Exhibit 1
Draft Ordinance

ORDINANCE NO. 2026-05

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, AMENDING THE PEORIA CITY CODE, CHAPTER 21, BY AMENDING SECTION 21-503 (“LAND USE MATRIX”) AND SECTION 21-505 (“LIMITATIONS ON USES”); AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission of the City of Peoria, Maricopa County, Arizona, held a public hearing on February 19, 2026, to consider proposed amendments to the Peoria City Code (1992 edition), regarding Animal Shelter regulations, after notice in the manner provided by law; and

WHEREAS, due and proper notice of such Public Hearing was given in the time, form, substance, and manner provided by law including publication of such in the Peoria Times on January 29, 2026; and

WHEREAS, the Planning and Zoning Commission of the City of Peoria, Arizona at its regularly convened meeting of February 19, 2026, voted to recommend to the Mayor and Council of the City of Peoria, Arizona, that amendments be made to the Peoria City Code (1992 edition) regarding Animal Shelter regulations; and

WHEREAS, in accordance with Arizona Revised Statute 9-462.01.E, the Mayor and Council of the City of Peoria finds that the subject ordinance would not have a direct impact on the cost to construct housing for sale or rent within the City of Peoria.

WHEREAS, the Mayor and Council of the City of Peoria, Arizona, have considered the recommendation of the Planning and Zoning Commission of the City of Peoria, Arizona, and deem it to be in the best interest of the public health, safety and welfare of the residents of the City of Peoria, Arizona to amend the provisions and associated sections as specified within the Ordinance; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Peoria, Arizona as follows:

SECTION 1. The foregoing recitals are incorporated as if fully set forth herein.

SECTION 2. Chapter 21 of the Peoria City Code shall be amended to read as indicated in Exhibit A of this Ordinance.

SECTION 3. Effective Date. This Ordinance shall become effective on the date provided by law.

SECTION 4. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 5. Clerical Corrections. The City Clerk is hereby authorized to correct clerical and grammatical errors, if any, related to this Ordinance, and to make formatting changes appropriate for purposes of clarity, form, or consistency with the Peoria City Code.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Maricopa County, Arizona this 3rd day of March, 2026.

Jason Beck, Mayor

Date Signed

ATTEST:

Agnes Goodwine, City Clerk

APPROVED AS TO FORM:

Emily Jurmu, City Attorney

Published in: Peoria Times

Publication Date:

Effective Date:

TA25-03 Animal Shelters City Code Amendment

Amendment for Adoption to the Peoria City Code, Chapter 21

HOW TO READ THIS DOCUMENT

Applicable Sections of the Zoning Ordinance are denoted by **highlighted bold text** for ease of readability during the drafting process.

Unless otherwise stated, provisions or regulations being deleted are shown in bold red strikethrough text or a line through the graphic, like this: ~~Provisions that are being deleted are shown with a bold red strikethroughs text~~. Graphics containing bold red strikethrough are intended to remove the graphic in its entirety as well as any text that is embedded in the graphic.

Provisions or regulations that are being added are shown in double-underlined bold blue text, like this: Provisions that are being added are shown in double-underlined bold blue text. Graphics containing a bold double blue box are intended to add the graphic in its entirety as well as any text that is embedded in the graphic.

Only those changes noted through the above methods for the specific sections and subsections of the code identified shall be made. When regulations, graphics or other text is omitted, or is shown unchanged in adjoining sections or subsections of the code, it shall remain unchanged.

Exhibit A

City Code Amendment

Amendment for Adoption to the Peoria City Code, Chapter 21

Section 1. Amend Chapter 21 - Zoning, Section 21-503 Land Use Matrix, only as follows, leaving all other sections and subsections not specifically referenced unchanged:

Sec. 21-503. Land Use Matrix.

Table 21-503 Land Use Matrix

P = Permitted Use C = Permitted Conditional Use. Conditional Use Permit required. See Section 21-321 A = Accessory Use Δ = Any uses located within 200 feet of a residential district shall be subject to a Conditional Use Permit. # = Subject to special limitations (see the following Section 21-505) - = Not Permitted												
Land Use	O-1	C-1	PC-1	PC-2	C-2	C-3	C-4	C-5	BPI	PI-1	I-1	I-2
Personal Services												
Animal Shelter #	-	-	-	-	- <u>P</u>	-	C	-	-	C	C	C

Section 2. Amend Sec. 21-505 Limitations on Uses, K. Personal Services, only as follows, leaving all other sections and subsections not specifically referenced unchanged:

Sec. 21-505 Limitations on Uses

K. Personal Services.

1. Body Piercing Studios, Tattoo Studios, Retail Liquor Stores, Plasma Center, Non-Chartered Financial Institutions, and Pawnshops shall be subject to all of the following additional requirements:
 - a. All vehicular access shall be from arterial streets.
 - b. The uses shall not be located on a lot with a property line within one thousand (1,000) feet measured in a straight line in any direction of the lot line of a Body Piercing Studio, Non-Chartered Financial Institution, Pawnshop, Retail Liquor Store, Plasma Center and Tattoo Studio, Adult Use, Correctional Facility or State Local Alcohol Reception Center.
 - c. For purposes of calculating the locational requirements of this Subsection, the distance shall include those areas of Maricopa County surrounded by the City of Peoria and some other city on three or more sides. The locational requirements shall also apply to the uses regardless of whether their distance from such other use includes area within Maricopa County or some other incorporated city and regardless of whether the other use is located in Maricopa County of some other incorporated city.
2. Pet Grooming Shop.
 - a. The building or suite containing the pet grooming shop shall be designed and constructed to achieve a Sound Transmission Control Value of 50 or greater.

3. Animal Shelters and Boarding and Training Kennels: ~~in~~ in the C-2 Zoning District, shall comply with the following limitations: ~~shall apply:~~
- a. Boarding shall be limited to household pets.
 - b. The commercial breeding of animals shall be prohibited.
 - c. Operation of any outdoor play areas for the animals shall not occur between 7:00 p.m. and 6:00 a.m. ~~The hours of operation for outdoor areas shall be limited to between the hours of 6:00 a.m. and 7:00 p.m.~~
 - d. All necessary improvements shall be made to the ~~indoor facilities shall be completely enclosed and building(s) to ensure that it shall be designed and constructed to~~ achieve a Sound Transmission Control Value of 50 or greater.
 - e. Any solid waste containers utilized shall have lids that remain closed at all times except to dispose of items within the dumpster. ~~All refuse shall be stored within an airtight container, or within a completely enclosed building.~~
 - f. Solid waste resulting from the animals shall be picked up, double bagged, and disposed of immediately.
 - g. All outdoor play areas shall be sprayed down twice a day (both midday and at the end of the day) with a solution designed to neutralize the odor resulting from animal waste.
 - h. The walls of any exterior animal play areas shall be constructed of masonry block to a minimum height of six (6) feet.
 - i. Kenneling animals in exterior play areas shall be prohibited.
 - j. No animals shall be permitted in the exterior play areas without staff supervision.
 - ~~f. Facilities shall be constructed, maintained, and operated so that the smell of boarded animals does not create a nuisance off site.~~
 - ~~g. A Boarding Facility Management Plan shall be provided with the Conditional Use Permit Application indicating the specific operational plans for the facility, including management of noise and odor on the site.~~
4. Massage Establishment.
- a. Hours of operation shall be limited to 8:00 a.m. to 10:00 p.m.