

ORDINANCE NO. 26-11

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS, MARICOPA COUNTY, ARIZONA, AMENDING ZONING ORDINANCE CHAPTER 6, SIGN REGULATIONS, SECTION 6.08 A 6, DRIVE-THROUGH SIGNS TO INCREASE THE SIZE OF SIGNS ALLOWED

WHEREAS, the Mayor and Council of the Town of Fountain Hills (the “Town Council”) adopted Ordinance No. 93-22 on November 18, 1993, which adopted the Zoning Ordinance for the Town of Fountain Hills (the “Zoning Ordinance”); and

WHEREAS, the Town Council desires to amend Chapter 6, Sign Regulations, Section 6.08 D. 6. Drive-Through Signs to allow larger signs; and

WHEREAS, in accordance with the Zoning Ordinance and pursuant to ARIZ. REV. STAT. § 9-462.04, public hearings regarding this ordinance were advertised in the April 22, 2026, and April 29, 2026, editions of the Fountain Hills Times; and

WHEREAS, a public hearing was held by the Town Council on June 16, 2026; and

WHEREAS, in accordance with Article II, Sections 1 and 2, Constitution of Arizona, and the laws of the State of Arizona, the Town Council has considered the individual property rights and personal liberties of the residents of the Town and the probable impact of the proposed ordinance on the cost to construct housing for sale or rent before adopting this ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS, ARIZONA, as follows:

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

SECTION 2. Chapter 6, Sign Regulations, is hereby amended as provided in Exhibit A.

SECTION 3. If any provision of this Ordinance is for any reason held by any court of competent jurisdiction to be unenforceable, such provision or portion hereof shall be deemed separate, distinct and independent of all other provisions and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4. This ordinance shall become effective thirty (30) days after its passage and adoption by the Town Council of the Town of Fountain Hills, Arizona, and its approval by the Mayor and attestation by the Town Clerk.

**PASSED AND ADOPTED by the Mayor and Council of the Town of Fountain Hills,
Arizona, this 16th day of June, 2026.**

TOWN OF FOUNTAIN HILLS, ARIZONA

ATTEST:

Gerry M. Friedel, Mayor

Bevelyn Bender, Town Clerk

REVIEWED BY:

APPROVED AS TO FORM:

Rachael Goodwin, Town Manager

Jennifer J. Wright, Town Attorney

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EXHIBIT A

Chapter 6. Sign Regulations

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Section 6.08 Sign Requirements and Allowances

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6. Drive-Through Sign

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c. *Size/Height.* Maximum sign area shall be ~~twenty~~ **THIRTY** (~~20~~**30**) square feet. Maximum sign height is ~~five~~ **SEVEN** feet.

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