

CHAPTER 5 – BUILDINGS AND BUILDING REGULATIONS

Sec. 5-2. Right-of-way infringements.

Existing structures abutting city rights-of-way may, as part of a city-approved plan for remodeling for improvement of the appearance of structures, infringe upon the city right-of-way subject to the following limitations:

(1) No enlargement of the floor area or usable space of the subject building shall result because of infringement.

(2) Infringement within eight (8) feet of the surface or ground shall not extend more than four (4) inches upon the right-of-way, and no infringement shall extend upon or over any actual street, alley, utility easement or private property.

(3) Encroachments will be for the sole purpose of improving the aesthetic value of existing structures and shall be limited to cornices, roofs, ledges, eyebrows, facings, stucco or veneer, but shall not include protruding signs, display windows or doors.

(4) Building additions may include infringements, subject to the limitations of this section, if necessary for the conformance with aesthetic improvements existing, or being constructed, across the face of an existing structure.

State law reference(s) -- Authority to prohibit and remove encroachments, A.R.S. §§ 9-240(B)(3), 9-276(A)(2), (A)(6), 9-499.01.
(Code 1977, art. 8-10)