

REFERENCE TITLE: municipalities; vegetation requirements; prohibition

State of Arizona  
House of Representatives  
Fifty-second Legislature  
First Regular Session  
2015

# HB 2570

Introduced by  
Representative Mitchell

AN ACT

AMENDING TITLE 9, CHAPTER 4, ARTICLE 8, ARIZONA REVISED STATUTES, BY ADDING SECTION 9-500.34; RELATING TO MUNICIPAL ORDINANCES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 9, chapter 4, article 8, Arizona Revised Statutes, is  
3 amended by adding section 9-500.34, to read:

4 9-500.34. Prohibition on adopting vegetation requirements

5 A MUNICIPALITY MAY NOT ADOPT ANY, OR PART OF ANY, ORDINANCE,  
6 STIPULATION OR OTHER LEGAL REQUIREMENT THAT REQUIRES A PROPERTY OWNER TO:

7 1. SALVAGE PLANTS, TREES OR OTHER VEGETATION SPECIES, IF THE PROPERTY  
8 OWNER FILES A NOTICE OF INTENT TO CLEAR LAND WITH THE ARIZONA DEPARTMENT OF  
9 AGRICULTURE, PURSUANT TO SECTION 3-904, FOR ANY PLANT, TREE OR VEGETATION  
10 SPECIES THAT IS PROTECTED BY STATE LAW.

11 2. INSTALL A SPECIFIC PLANT, TREE OR VEGETATION SPECIES OR SIZE OF  
12 PLANT, TREE OR VEGETATION SPECIES.

13 3. INSTALL A DENSITY OF LANDSCAPING THAT EXCEEDS THE RECOMMENDATIONS  
14 OF A LANDSCAPE ARCHITECT REGISTERED PURSUANT TO TITLE 32, CHAPTER 1 OR THE  
15 DROUGHT-TOLERANT STANDARDS ADOPTED BY A STATEWIDE ASSOCIATION OF LANDSCAPE  
16 CONTRACTORS.