

June 20, 2017

**VIA U.S. Mail and Email** (maricopacitizens@gmail.com)

Maricopa Taxpayers Protecting Citizens  
Attn: Robert Rebich, Chairman  
20987 N. John Wayne Parkway, #B104-129  
Maricopa, AZ 85139

Re: Notice of Refusal to Transmit Signatures to the Pinal County Recorder  
Referendum 17-01

Mr. Rebich,

On June 2, 2017, the Maricopa Taxpayers Protecting Citizens committee filed approximately 86 petitions purportedly containing 1133 signatures for Referendum 17-01 in an effort to refer City of Maricopa CUP 17-01, relating to the operation of a private motorsports facility by Apex Motorsports, to City voters. Under the Arizona Constitution, the power of referendum is limited to those actions that are legislative acts of the City Council (Arizona Constitution Art. 4, Pt 1, §1(8)). The City of Maricopa determined that the approval of CUP 17-01, the subject matter of Referendum 17-01, is an administrative act, rather than a legislative act and, therefore, not subject to referendum. This Office will not transmit the petitions pursuant to A.R.S. §19-121.01.

For your information, while the City was determining whether this matter was referable, I conducted the requisite review of the submitted signatures pursuant to A.R.S. §19-121.01. The enclosed spreadsheet sets forth the 30 signatures that I determined are deficient and the reason for such determination. In addition, although I am not required to decide this issue for the purposes of A.R.S. §19-121.01 disqualification, the margins on the petitions appear to be less than required by law.

Please be advised that I will retain protective custody of the petitions to preserve their integrity during the period within which legal relief may be sought pursuant to A.R.S. §19-122.

Sincerely,



Vanessa Bueras  
City Clerk, CMC

Enclosure  
cc: City Manager  
City Attorney

## REF 17-01

Petition Sheet Number	Line Number	Reason for Removal	A.R.S. § 19-121.01(A)(3)(b)	A.R.S. § 19-121.01(A)(3)(f)	A.R.S. § 19-112 (A)	A.R.S. § 19-121.01(A)(3)(C)
2	2	City Missing	X			
2	3	City Missing	X			
2	4	City Missing	X			
4	1	Zip Code Missing	X			
4	2	Zip Code Missing	X			
4	7	Incomplete Name		X	X	
10	11	City Missing	X			
11	1	Incomplete Name		X	X	
18	1	Actual Address Missing	X			
22	2	Zip Code missing/dated before serial number issued	X			X
22	3	Zip Code missing	X			
22	4	Zip Code missing	X			
22	5	Zip Code missing	X			
22	6	Zip Code missing	X			
34	7	Incomplete name		X	X	
44	12	Actual Address missing	X			
44	13	Actual Address missing	X			
59	6	Dated after notarization				X
59	7	Dated after notarization				X
59	8	Dated after notarization				X
59	9	Dated after notarization				X
61	11	Actual Address Missing	X			
62	5	Incomplete name		X	X	
65	13	Actual Address Missing	X			
70	2	Missing city	X			
70	3	Missing city	X			
75	1	Incomplete name		X	X	
75	2	Incomplete name		X	X	
77	12	Actual Address Missing	X			
84	7	Actual Address Missing	X			