

# **TOWN OF CAREFREE**

## **ORDINANCE 2002-07**

AN ORDINANCE OF THE TOWN OF CAREFREE, MARICOPA COUNTY, ARIZONA, AMENDING CHAPTER 6 OF THE TOWN CODE; CHANGING THE TITLE OF SECTION 6-2-5 FROM ALL TERRAIN VEHICLES TO OPERATIONS AND PARKING OF VEHICLES ON PRIVATE PROPERTY, AMENDING SECTION 6-2-5 B.; CHANGING THE TITLE OF ARTICLE 6-4 FROM TRESPASS TO PUBLIC PLACES; AMENDING 6-4-2 AS SECTION 6-4-6 VIOLATIONS AND PENALTIES; ADDING 6-4-2 VEHICLES IN PARKS, SECTION 6-4-3 CAMPING IN PUBLIC PLACES; AND SECTION 6-4-4 CONGREGATING OR LOITERING ON STREET OR SIDEWALK, DECLARING IT AN EMERGENCY AND DIRECTING THE TOWN CLERK TO INCORPORATE IT INTO THE TOWN CODE OF THE TOWN OF CAREFREE, AZ.

BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAREFREE, MARICOPA COUNTY, ARIZONA AS FOLLOWS:

### Section 1

Chapter 6 of the Town Code is hereby amended as follows:

#### Section 6-2-5 Operation and Parking of Vehicles on Private Property

B. It shall be unlawful for any person to operate or drive or leave any motor vehicle, motorcycle, mini-bike, trailbike, dune buggy, motor scooter, jeep or other form of transportation propelled by an internal combustion engine, upon the private property of another or upon public property which is not held open to the public for vehicle use, without the written permission of the owner thereof or the person entitled to immediate possession thereof, or the authorized agent of either. Whenever any person is stopped by a police officer of the town for violation of this subsection, he/she shall, upon request of the police officer, display written permission.

### **Article 6-4 PUBLIC PLACES**

#### Section 6-4-2 Vehicles in Parks

No person shall ride or drive at any time any automobile, truck, motorcycle, motor scooter, or other motor vehicle, horse or animal upon the grounds of any municipal park, playground or recreation area, except in public streets running through such premises or within designated parking areas located upon the premises.

#### Section 6-4-3 Camping In Public Places

- a. The following words, terms and phrases, when used in this section shall have the meanings ascribed to them below:

*Camp* means to reside in or use a park, street, or other public place for living accommodation purposes, including, but not limited to, activities such as erecting tents or any other structure providing shelter, digging or breaking earth, laying down bedding for the purpose of sleeping, using camp paraphernalia, storing personal belongings, starting a fire, regularly cooking or preparing meals, or living in a parked vehicle.

*Camp paraphernalia* includes, but is not limited to, tarpaulins, cots, beds, sleeping bags, hammocks or non-town designed cooking facilities and similar equipment.

*Public park* means all town parks and playgrounds.

*Public street* means all public streets and highways, public sidewalks, public benches, public parking lots and public parking structures.

*Public place* means public plazas including the Carefree Town Center, transportation facilities, schools, attractions, monuments and any improved or unimproved public area.

- b. No person shall camp in any public park, street or place, except when specifically authorized by a permit issued by the town.

#### Section 6-4-4 Congregating or Loitering on Street or Sidewalk

It shall be unlawful for any persons to congregate or loiter upon any public street, sidewalk, alley or thoroughfare in the town in such manner as to interfere with pedestrian or vehicular traffic.

#### Section 6-4-6 Violations and Penalties

Section 2. The immediate approval of this Ordinance is necessary for the preservation of the public health and welfare; an emergency is hereby declared to exist; this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and the Common Council of the Town as required by law.

Section 3. The Town Clerk of the Town of Carefree is hereby directed to incorporate this amendment into the Town Code of the Town of Carefree, Arizona. All other provisions of Chapter 6 remain in effect.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Carefree, Arizona this 5<sup>th</sup> day of March, 2002.

For Against Abstentions Absent

TOWN OF CAREFREE

Donald D. Snyder, Vice Mayor

ATTEST: APPROVED AS TO FORM:

Elizabeth L. Wise, Town Clerk Tom Chenal, Town Attorney

