

TOWN OF CAREFREE, ARIZONA

ORDINANCE NO. 2010-07

AN ORDINANCE OF THE TOWN OF CAREFREE, MARICOPA COUNTY, ARIZONA, ADOPTING AMENDMENTS TO CHAPTER 3, ARTICLE 3-2, THE TOWN OF CAREFREE CODE; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS OF THE TOWN CODE; PROVIDING FOR SEPARABILITY; AND DECLARING THAT THE IMMEDIATE OPERATION OF THE PROVISION OF THIS ORDINANCE IS NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH AND SAFETY, THAT AN EMERGENCY EXISTS, AND THAT THIS ORDINANCE SHALL BE EFFECTIVE IMMEDIATELY AND IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, ADOPTION AND APPROVAL BY THE MAYOR AND COMMON COUNCIL OF THE TOWN AS REQUIRED BY LAW AND DIRECTING THE TOWN CLERK OF THE TOWN OF CAREFREE TO INCORPORATE THIS AMENDMENT INTO THE TOWN OF CAREFREE TOWN CODE.

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

Section 1. All ordinances or portions of ordinances in conflict with the provisions of this Ordinance, or inconsistent with the regulations of this Ordinance, are hereby repealed to the extent necessary to give this Ordinance full force and effect.

Section 2. If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the amendments of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section 3. The amendments are made to Chapter 3, Article 3-2 of the Town of Carefree Code, amended as follows (added language is shown in **bold letters**, deleted language is shown ~~crossed out~~):

Section 3-2-3 Town Marshal

~~The town marshal and his deputies shall oversee, and be charged with responsibility for, enforcement of all town ordinances and the proper deportment of all persons attending sessions of the town magistrate court and other official bodies. He shall serve complaints and citations upon persons accused of criminal or civil offenses under the town code. He shall cooperate with the town's police department in the enforcement of all state criminal laws and traffic regulations as well as administering the town's traffic and parking code, its all terrain vehicles ordinance and all other regulatory enactments.~~

The Town Administrator or designee shall serve as the Town Marshal and law enforcement agent and shall provide for enforcement of Town Ordinances. The Town Administrator with the approval of the Town Council shall have the authority to enter

into an intergovernmental agreement or contract for the provision of law enforcement services. Enforcement will be effected by either issuance of citations or summons and complaint to persons accused of violating Town Ordinances.

Section 4. The immediate operation of the provision of this Ordinance is necessary for the immediate preservation of the public peace, health and safety; an emergency is hereby declared to exist; and this ordinance shall be effective immediately in full force and effect from and after its passage, adoption and approval by the Mayor and the Common Council of the Town of Carefree as required by law.

Section 5. The Town Clerk of the Town of Carefree shall incorporate the Amendment set forth herein into the Town Code of the Town of Carefree, Arizona.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Carefree, Arizona, this 1st day of June, 2010.

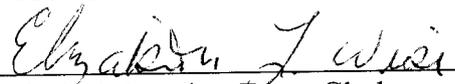
Ayes 7 Noes 0 Abstentions 0 Absent 0

TOWN OF CAREFREE



Mayor, David Schwan

ATTEST:



Elizabeth L. Wise, Town Clerk

APPROVED AS TO FORM:



Thomas K. Chenal, Town Attorney