

**RESOLUTION R23-10-28**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF EL MIRAGE, ARIZONA, AMENDING TITLE IX, SECTION § 92.22 AND TITLE XV, § 154.093(C)(5) OF THE CODE OF THE CITY OF EL MIRAGE AND DECLARING AN EMERGENCY.**

**WHEREAS**, City Council wishes to update City codes from time to time to more accurately reflect current conditions and realistic needs of the City; and

**WHEREAS**, the City of El Mirage would like to amend Section § 92.22 of the City Code in order to clarify drug and tobacco free zone; and

**WHEREAS**, the City of El Mirage would like to amend Section § 154.093(C)(5) of the City Code in order to clarify temporary uses and structures – mobile food vendors, subject to the following conditions; and

**WHEREAS**, Arizona Revised Statutes § 9-802 provides a procedure whereby a municipality may enact the provisions of a code or public record by reference, without setting forth such provisions, provided that the adopting ordinance is published in full;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of El Mirage, Arizona that the City of El Mirage City Code be amended as follows:

Section 1. That the document attached hereto as Exhibit “A,” amending Sections § 92.22 and § 154.093(C)(5) of the City Code to be revised to clarify drug and tobacco free zone; and temporary uses and structures – mobile food vendors, subject to the following conditions, at and under the discretion of City Council, is hereby declared to be a public record.

Section 2. That the document attached hereto as Exhibit “A,” shall replace Sections § 92.22 and § 154.093(C)(5) of the City Code in its entirety and is ordered to remain on file with the City Clerk.

**PASSED AND ADOPTED** by the Mayor and Council of the City of El Mirage this 17<sup>th</sup> day of October 2023.

\_\_\_\_\_  
Alexis A. Hermosillo, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Sharon Antes, City Clerk

\_\_\_\_\_  
Justin Pierce, City Attorney