

ORDINANCE NO. 2024-13

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FLAGSTAFF, AMENDING THE FLAGSTAFF CITY CODE, TITLE 13, ENGINEERING DESIGN STANDARDS AND SPECIFICATIONS FOR NEW INFRASTRUCTURE, BY ADOPTING BY REFERENCE THAT CERTAIN DOCUMENT ENTITLED “2024 AMENDMENTS TO FLAGSTAFF CITY CODE, TITLE 13, ENGINEERING DESIGN STANDARDS AND SPECIFICATIONS FOR NEW INFRASTRUCTURE”; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES, SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE

RECITALS:

WHEREAS, the Flagstaff City Code, Title 13, Engineering Design Standards and Specifications for New Infrastructure, contains engineering design standards and specifications setting forth minimum acceptable design and construction practices, and these standards and specifications are routinely revised to reflect new and best practices, changes to related existing and/or new codes, as well as legal considerations and input from the community; and

WHEREAS, the Engineering and Capital Improvements Division, in cooperation with staff members from other divisions, developed amendments to Title 13, and presented the proposed amendments in a press release, online at the City of Flagstaff Engineering web page, in two public open houses, to the Chamber of Commerce and made presentations to the Traffic Commission, Bicycle Advisory Committee, Pedestrian Advisory Committee, Commission on Inclusive and Adaptive Living and City Council; and

WHEREAS, the Engineering and Capital Improvements Division considered the comments received from internal and external stakeholders and incorporated them into the proposed amendments to Title 13 of the Flagstaff City Code; and

WHEREAS, the Engineering Section has recommended that the City Council adopt the proposed amendments to Title 13 of Flagstaff City Code; and

WHEREAS, the City Council has considered public comment and discussed suggested changes to the proposed revisions to Title 13; and

WHEREAS, the Mayor and Council have previously declared the proposed “*2024 Amendments to Flagstaff City Code, Title 13, Engineering Design and Construction Standards and Specifications for New Infrastructure*” to be a public record by Resolution 2024-15, three copies of which are on file in the City Clerk’s Office.

ENACTMENTS:

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FLAGSTAFF AS FOLLOWS:

SECTION 1. That certain document known as “*2024 Amendments to Flagstaff City Code, Title 13, Engineering Design and Construction Standards and Specifications for New Infrastructure,*”

one(1) paper copy and (1) electronic copy of which are on file in the office of the City Clerk of the City of Flagstaff, Arizona, has been declared a public record by Resolution No. 2021-15 of the City of Flagstaff, Arizona, is hereby referred to, adopted and made a part hereof as if fully set out in this ordinance and its provisions are hereby declared to amend the Flagstaff City Code, replacing and superseding the existing relevant provisions of the City Code, as set forth therein.

SECTION 3. Repeal of Conflicting Ordinances

All ordinances and parts of ordinances in conflict with the provisions of the code adopted herein are hereby repealed.

SECTION 4. Severability

If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of the code adopted herein by reference 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 5. Clerical Corrections

The City Clerk is hereby authorized to correct clerical and grammatical errors, if any, related to this ordinance, and to make formatting changes appropriate for purposes of clarity, form, or consistency with the Flagstaff City Code.

SECTION 6. Effective Date

This Ordinance shall be effective thirty (30) days following adoption by the City Council.

PASSED AND ADOPTED by the City Council of the City of Flagstaff this 16th day of April, 2024.

MAYOR

ATTEST:

CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY