

Ordinance No.

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, A MUNICIPAL CORPORTION OF ARIZONA, REPEALING ARTICLE 11-6 “RESERVED” AND REENACTING ARTICLE 11-6 “BICYCLES, ELECTRIC BICYCLES, ELECTRIC AND NON-ELECTRIC POWERED VEHICLES, AND ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES” IN CHAPTER 11 “TRAFFIC” OF THE TOWN CODE; PROVIDING ALL OTHER CHAPTERS, ARTICLES, AND SECTIONS OF THE TOWN CODE NOT HEREIN REPEALED SHALL REMAIN IN FULL FORCE AND EFFECT; PROVIDING, IF ANY PROVISION IN THIS ORDINANCE IS HELD INVALID BY A COURT OF COMPETENT JUISDICTION, THE REMAINING PROVISIONS SHALL NOT BE AFFECTED BUT SHALL CONTINUE IN FULL FORCE AND EFFECT; AND PROVIDING THIS ORDINANCE SHALL BE EFFECTIVE THIRTY (30) DAYS AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

WHEREAS, Arizona Revised Statutes, including ARS §9-240 and Title 28, allow the Town to regulate traffic, parking, streets, sidewalks, and operation of vehicles and conveyances within the Town; and

WHEREAS, the Town Council finds it is in the best interests of the health, welfare, and safety of the Town and its residents to amend Chapter 11 “Traffic”, of the Town Code to address changes in technology and use of other power-driven mobility devices and conveyances; and

WHEREAS, ARS §9-802 provides a procedure whereby a municipality may enact provisions of a code by reference, without setting forth such provisions, providing the adopting ordinance is published in full;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PRESCOTT VALLEY, ARIZONA AS FOLLOWS:

SECTION ONE. That

SECTION ONE. That that certain document entitled “ARTICLE 11-6 ‘BICYCLES, ELECTRIC BICYCLES, ELECTRIC AND NON-ELECTRIC POWERED VEHICLES, AND ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES’”, attached hereto as Exhibit “A”¹, be declared to be a public record and be hereby adopted as if fully set forth herein in accordance with ARS §9-802.

SECTION TWO That the following penalty clause is included in the enactment of Section 11-06-110 “Violations and Penalties” in Article 11-06 “Bicycles, Electric Bicycles, Electric and Non-Electric Powered Vehicles, And Electric Personal Assistive Mobility Devices” in Chapter 11 “Traffic” of the Town Code.

11-06-110 Violations and Penalties.

Except as otherwise provided herein, violation of this Article shall constitute a civil traffic offense and shall be punishable by a fine of not less than _____ dollars (\$_____) nor more than _____ dollars (\$_____) for each offense.

¹ Exhibits on file in the office of the Town Clerk for public review.

(Ord. No. _____, Enacted, _____)

SECTION THREE. That all other Articles, Sections, and Subsections of Chapter 11 “TRAFFIC” of the Town Code, not herein repealed, replaced, or amended, shall remain in full force and effect.

SECTION FOUR. That if any provision in this Ordinance is held invalid by a Court of competent jurisdiction, the remaining provisions shall not be affected but shall continue in full force and effect.

SECTION FIVE. That this Ordinance shall be effective thirty (30) days after its passage and approval according to law.

PASSED AND APPROVED by the Mayor and Common Council of the Town of Prescott Valley, Arizona, ____ day of _____ 2026.

Kell Palguta, Mayor

ATTEST:

Fatima Fernandez, Town Clerk

APPROVED AS TO FORM:

Ivan Legler, Town Attorney