



Ordinance

No. 472

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, AMENDING AND RESTATING CITY CODE SECTIONS 8.25.010 AND 8.25.020(A) TO INCLUDE HAZARDOUSLY LARGE MUD CLOUDS ON ROADWAYS AS A NUISANCE; REPEALING CONFLICTING PROVISIONS, AND PROVIDING FOR SEVERABILITY.

WHEREAS, San Luis is a farming community and the City supports farming productivity, however, farming activity and equipment can leave mud clods so large on the roadways that they create a hazard to traffic, swerving around them or suddenly stopping; and

WHEREAS, none of the current laws adequately address the situation; and

WHEREAS, the City recognizes the importance of preserving safe and accessible roadways for all users by preventing conditions that cause accidents due to mud clods and debris;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of San Luis, Arizona:

Section 1: Subsection 8.25.010(24) is added to the definition of "PUBLIC NUISANCES" under § 8.25.01 Definitions of Chapter 8.25 Nuisances of the San Luis City Code read:

"(24) MUD CLOUDS OBSTRUCTING TRAFFIC: The act of any person, entity, or other responsible party who tracks, spills, deposits, discharges, or drops any mud clods, dirt, or other debris on a public street or right of way so large that it obstructs or otherwise affects the ordinary public use of the street or right of way, including but not limited to traffic swerving into on-coming lanes of traffic and suddenly stopping or slowing to avoid it. This nuisance applies regardless of whether the responsible party is acting pursuant to any permitted use."

Section 2: Section 8.25.020 (A) of the San Luis City Code is amended and restated to read:

"(A) Responsible parties shall maintain their property and those areas in the streets or alleys between their property lines and to the centerline of the right-of-way abutting their

property free and clear of all public nuisances, regardless of the manner in which the public nuisance was created, including, but not limited to, any inoperable vehicles, litter, trash, junk, stored material, construction material, trees, bushes, weeds, vegetative trimmings, or other potential hazards to public health, safety and welfare. Responsible parties shall not allow large mud clods, dirt, or other debris to obstruct traffic on any part of the public right-of-way abutting their property.

Section 3 The City Council authorizes and directs the appropriate City officers and employees to perform all necessary or desirable acts to give effect to this Ordinance.

Section 4: If a conflict arises between the provisions of this Ordinance and any resolution, other ordinance, regulation, or policy of the City of San Luis, the conflicting provisions are amended, superseded, and replaced, and this Ordinance shall govern.

Section 5: If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction or operation of law by legislation, such decision or law shall not affect the validity of the remaining portion of this Ordinance.

PASSED, ADOPTED, and APPROVED by the Mayor and City Council of the City of San Luis, Yuma County, Arizona, this ____ day of January 2026.

Nieves Riedel, Mayor

ATTEST:

APPROVED AS TO FORM:

Sonia Cornelio, City Clerk

Kay Marion Macuil, City Attorney