

ORDINANCE NO. 1190

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF WICKENBURG, ARIZONA, ADOPTING THAT CERTAIN DOCUMENT ENTITLED “TOWN OF WICKENBURG BUILDING REGULATIONS, NOVEMBER 19, 2018” BY REFERENCE; AMENDING THE TOWN OF WICKENBURG CODE CHAPTER 8 BUILDING, ARTICLE 8-1 BUILDING CODE, BY AMENDING SECTION 8-1-1 ADOPTION OF CODES, PARAGRAPH D ADOPTION OF INTERNATIONAL FIRE CODE 2003 EDITION, PARAGRAPH K ADOPTION OF THE 2007 MARICOPA ASSOCIATION OF GOVERNMENTS (MAG) UNIFORM STANDARD SPECIFICATIONS AND DETAILS FOR PUBLIC WORKS CONSTRUCTION, AND ADDING PARAGRAPH L ADOPTION OF 2012 INTERNATIONAL PROPERTY MAINTENANCE CODE; AND AMENDING CHAPTER 10 OFFENSES, BY REPEALING ARTICLE 10-2 REMOVAL OF LITTER; ARTICLE 10-3 INOPERABLE VEHICLES; ARTICLE 10-4 ENVIRONMENTAL NUISANCES; AND ARTICLE 10-5 PROPERTY MAINTENANCE, RELATED TO ADOPTION OF UPDATED VERSIONS OF UNIFORM CODES, INCLUDING ADOPTION OF THE 2012 EDITION OF THE INTERNATIONAL FIRE CODE, THE 2018 REVISION TO THE 2015 MAG UNIFORM STANDARD SPECIFICATIONS AND DETAILS FOR PUBLIC WORKS CONSTRUCTION, AND THE 2012 INTERNATIONAL PROPERTY MAINTENANCE CODE AND THE CONSOLIDATION OF PROPERTY MAINTENANCE AND NUISANCE ABATEMENT REGULATIONS IN CHAPTER 8 OF TOWN CODE; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PENALTIES.

WHEREAS, the Mayor and Common Council of the Town of Wickenburg desire to amend the Town Code to adopt updated versions of the International Fire Code and MAG Standards and adopt the International Property Maintenance Code;

WHEREAS, reasonable regulations relating to building, fire, and property maintenance are in the best interests of residents to protect public health and safety; and

WHEREAS, that certain document entitled “Town of Wickenburg Building Regulations, November 19, 2018,” three paper copies of which are on file in the office of the Town Clerk, is hereby declared a public record and said copies are hereby ordered to remain on file with the Town Clerk.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Common Council of the Town of Wickenburg, Arizona as follows:

Section I. In General.

The Code of Wickenburg, Arizona, Chapter 8, Building, Article 8-1 Building Code, is hereby amended by amending Section 8-1-1 Adoption of Codes, Paragraph D Adoption of International Fire Code 2003 Edition, Paragraph K Adoption of The 2007 Maricopa Association of Governments (Mag) Uniform Standard Specifications and Details for Public Works Construction, and adding new Paragraph L Adoption of 2012 International Property Maintenance Code Edition, such amendments to read as set forth in “Town of Wickenburg Building Regulations, November 19, 2018,” which document is hereby adopted and incorporated by reference in this Ordinance.

The Code of Wickenburg, Chapter 8 Building, Article 8-1 Building Code, Section 8-1-1 Adoption of Codes, is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 8-1-1 Adoption Of Codes

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D. ADOPTION OF INTERNATIONAL FIRE CODE, 2003-2012 EDITION:

1. That certain code entitled, “International Fire Code,” 2003 2012 Edition, together with all appendices thereto, published by the International Conference of Building Officials and Western Fire Chiefs Association, is hereby adopted as the “International Fire Code 2003 2012 EDITION of the Town of Wickenburg” and made a part of this chapter the same as though said code was specifically set forth in full herein. At least three (3) copies of said code shall be on file in the office of the town clerk and shall be kept available for public use and inspection.

2. THE FOLLOWING SECTIONS OF THE INTERNATIONAL FIRE CODE, 2012 EDITION, ARE HEREBY REVISED:
 - a. SECTION 101.1. INSERT: TOWN OF WICKENBURG

 - b. SECTION 109.4. DELETE IN ITS ENTIRETY AND REPLACE WITH “VIOLATIONS OF THIS CODE ARE SUBJECT TO PENALTIES PURSUANT TO SECTION 1-8 OF THE TOWN CODE.”

 - c. SECTION 111.4. DELETE IN ITS ENTIRETY AND REPLACE WITH “ANY PERSON WHO SHALL CONTINUE ANY WORK AFTER HAVING BEEN SERVED WITH A STOP WORK ORDER, EXCEPT SUCH WORK AS THAT PERSON IS DIRECTED TO PERFORM TO REMOVE A VIOLATION OR UNSAFE

CONDITION, SHALL BE LIABLE FOR A FINE AS SET BY THE TOWN COUNCIL OF THE TOWN OF WICKENBURG.

- d. SECTION 5704.2.9.6.1. INSERT: TOWN OF WICKENBURG.
- e. SECTION 5706.2.4.4. INSERT: TOWN OF WICKENBURG.
- f. SECTION 5806.2. INSERT: TOWN OF WICKENBURG.
- g. SECTION 6104.2. INSERT: TOWN OF WICKENBURG.

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K. ADOPTION OF THE 2007 MARICOPA ASSOCIATION OF GOVERNMENTS (MAG) UNIFORM STANDARD SPECIFICATIONS AND DETAILS FOR PUBLIC WORKS CONSTRUCTION, 2018 REVISION TO THE 2015 EDITION:

That certain Code entitled, “The 2007 Maricopa Association of Governments (MAG) Uniform Standard Specifications and Details for Public Works Construction,” 2018 REVISION TO THE 2015 Edition, together with all appendices thereto, is hereby adopted as the standard specification and detail for public works construction in the Town of Wickenburg and made a part of this Chapter the same as though said Code as specifically set forth in full herein. At least three (3) copies of said Code shall be on file in the Office of the Town Clerk and shall be kept available for public use and inspection.

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L. ADOPTION OF THE 2012 INTERNATIONAL PROPERTY MAINTENANCE CODE:

- 1. THAT CERTAIN CODE ENTITLED, “INTERNATIONAL PROPERTY MAINTENANCE CODE,” 2012 EDITION, WITH ALL APPENDICES THERETO, IS HEREBY ADOPTED AS THE PROPERTY MAINTENANCE CODE OF THE TOWN OF WICKENBURG. AT LEAST THREE (3) COPIES OF SAID CODE SHALL BE ON FILE IN THE OFFICE OF THE TOWN CLERK AND SHALL BE KEPT AVAILABLE FOR PUBLIC USE AND INSPECTION.
- 2. THE FOLLOWING SECTIONS OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2012 EDITION, ARE HEREBY REVISED:
 - a. SECTION 101.1. INSERT: “TOWN OF WICKENBURG”

- b. SECTION 103.1. DELETE IN ITS ENTIRETY.
- c. SECTION 103.5. DELETE IN ITS ENTIRETY AND REPLACE WITH “THE FEES FOR ACTIVITIES AND SERVICES PERFORMED UNDER THIS CODE SHALL BE ADOPTED BY RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WICKENBURG.”
- d. SECTION 106. DELETE IN ITS ENTIRETY AND REPLACE WITH “VIOLATIONS OF THIS CODE ARE SUBJECT TO PENALTIES PURSUANT TO SECTION 1-8 OF THE TOWN CODE.”
- e. SECTION 107. DELETE IN ITS ENTIRETY AND REPLACE WITH:

107.1 NOTICE TO OWNER AND TENANT. WHENEVER THE CODE OFFICIAL DETERMINES THAT THERE HAS BEEN A VIOLATION OF THIS CODE OR HAS GROUNDS TO BELIEVE THAT A VIOLATION HAS OCCURRED, AND PRIOR TO TAKING ANY ACTION TO ABATE THE VIOLATION, NOTICE SHALL BE GIVEN IN THE MANNER PRESCRIBED IN SECTION 107.2.1 AND 107.3 TO THE OWNER AND TENANT, AS APPLICABLE, FOR THE VIOLATION AS SPECIFIED IN THIS CODE. IF ABATEMENT OF THE EXISTING VIOLATION(S) IS NECESSARY, A NOTICE OF ABATEMENT SHALL BE GIVEN IN THE MANNER PRESCRIBED IN SECTIONS 107.2.2 AND 107.3.

107.2 NOTIFICATION FORMS.

107.2.1 NOTICE OF VIOLATION. SUCH NOTICE OF VIOLATION PRESCRIBED IN SECTION 107.1 SHALL BE IN ACCORDANCE WITH ALL OF THE FOLLOWING:

1. BE IN WRITING.
2. INCLUDE A DESCRIPTION OF THE REAL ESTATE SUFFICIENT FOR IDENTIFICATION OF THE PROPERTY.
3. INCLUDE A STATEMENT OF THE VIOLATION(S) AND WHY THE NOTICE IS BEING ISSUED.

4. INCLUDE A CORRECTION ORDER GIVING AT LEAST THIRTY (30) DAYS TO MAKE THE REPAIRS AND IMPROVEMENTS REQUIRED TO BRING THE PREMISES, RESIDENTIAL AND NON-RESIDENTIAL STRUCTURES, ACCESSORY STRUCTURES OR DWELLING UNIT INTO COMPLIANCE WITH THIS CODE.
5. INFORM RESPONSIBLE PARTY THAT, IF THE CORRECTION ORDER IS NOT COMPLIED WITH, THE TOWN MAY CHOOSE TO REMOVE, ABATE, ENJOIN OR CAUSE THE REMOVAL OF THE VIOLATIONS EXISTING ON THE PROPERTY AND LIEN THE PROPERTY WITH THE COST OF SUCH ABATEMENT IN ACCORDANCE WITH STATE LAW. SUCH ABATEMENT NOTICE SHALL BE GIVEN IN THE MANNER PRESCRIBED IN SECTION 107.2.2.

107.2.2 NOTICE OF ABATEMENT. A NOTICE OF ABATEMENT SHALL BE IN ACCORDANCE WITH ALL OF THE FOLLOWING:

1. BE IN WRITING.
2. INCLUDE A DESCRIPTION OF THE REAL ESTATE SUFFICIENT FOR IDENTIFICATION OF THE PROPERTY.
3. INCLUDE A STATEMENT OF THE VIOLATION(S) AND WHY THE NOTICE IS BEING ISSUED.
4. INCLUDE AN ABATEMENT ORDER GIVING THE OWNER AT LEAST THIRTY (30) DAYS TO MAKE THE REPAIRS AND IMPROVEMENTS REQUIRED TO BRING THE PREMISES, RESIDENTIAL AND NON-RESIDENTIAL STRUCTURES, ACCESSORY STRUCTURES OR DWELLING UNIT INTO COMPLIANCE WITH THE PROVISIONS OF THIS CODE, AND SUCH NOTICE SHALL INCLUDE COST OF SUCH ABATEMENT IN ACCORDANCE WITH STATE LAW.

5. INFORM THE RESPONSIBLE PARTY IF THE VIOLATION IS NOT ABATED WITHIN THE TIME SET FORTH IN THE NOTICE, THE TOWN WILL ABATE THE VIOLATION AND LIEN THE COST OF SUCH ABATEMENT AGAINST THE PROPERTY.
6. RE-INSPECTION DATE AND TIME.
7. INFORM THE OWNER, OWNER'S AUTHORIZED AGENT OR OWNER'S STATUTORY AGENT AND THE TENANT OF THE RIGHT TO APPEAL THE NOTICE TO ABATE OR ASSESSMENT IN THE MANNER PRESCRIBED BY SECTION 111.1, UNLESS THE REMOVAL OR ABATEMENT IS ORDERED BY A COURT.

107.3 METHOD OF SERVICE. NOTICE SHALL BE DEEMED TO BE PROPERLY SERVED IF A COPY THEREOF IS EITHER:

1. GIVEN BY PERSONAL SERVICE TO THE:
 - (A) OWNER, OWNER'S AUTHORIZED AGENT OR OWNER'S STATUTORY AGENT; AND
 - (B) TO THE TENANT (AS APPLICABLE).
2. SENT BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED ADDRESSED TO THE:
 - (A) OWNER'S LAST KNOWN ADDRESS, THE OWNER'S AUTHORIZED AGENT OR THE OWNER'S STATUTORY AGENT; AND
 - (B) TO THE ADDRESS TO WHICH THE TAX BILL FOR THE PROPERTY WAS LAST MAILED.

IF THE NOTICE IS RETURNED SHOWING THAT THE CERTIFIED MAIL, RETURN RECEIPT REQUESTED LETTER WAS NOT DELIVERED, A COPY THEREOF

SHALL BE POSTED IN A CONSPICUOUS PLACE IN OR ABOUT THE STRUCTURE AFFECTED BY SUCH NOTICE AND THE TOWN MAY RECORD THE NOTICE IN THE COUNTY RECORDER'S OFFICE AS PROVIDED BY STATE LAW.

107.4 UNAUTHORIZED TAMPERING. SIGNS, TAGS, OR SEALS POSTED OR AFFIXED BY THE CODE OFFICIAL SHALL NOT BE MUTILATED, DESTROYED, OR TAMPERED WITH WITHOUT AUTHORIZATION OF THE CODE OFFICIAL.

f. SECTION 111. DELETE IN ITS ENTIRETY AND REPLACE WITH THE FOLLOWING:

111.1 APPEAL. ANY PERSON DIRECTLY AFFECTED BY A DECISION, NOTICE, OR ORDER ISSUED BY THE CODE OFFICIAL, INCLUDING A NOTICE OF ASSESSMENT OR ASSESSMENT, MAY APPEAL SUCH DECISION, NOTICE, OR ORDER PURSUANT TO THIS SECTION. THE TOWN COUNCIL SHALL APPOINT A BOARD OF APPEALS TO PRESIDE OVER ANY SUCH APPEAL. THE BOARD OF APPEALS SHALL CONSIST OF THREE OFFICERS WHO ARE QUALIFIED BY EXPERIENCE AND TRAINING TO EVALUATE MATTERS PERTAINING TO PROPERTY MAINTENANCE AND WHO ARE NOT EMPLOYEES OF THE TOWN. THE TOWN COUNCIL HAS SOLE DISCRETION IN MAKING APPOINTMENT TO THE BOARD OF APPEALS AND JUDGING THE QUALIFICATIONS FOR SERVICE. THE RIGHT TO APPEAL UNDER THIS SUBSECTION SHALL NOT BE AVAILABLE TO CITATIONS, WHICH SHALL BE ADJUDICATED BY THE TOWN OF WICKENBURG MUNICIPAL COURT PURSUANT TO TOWN CODE AND STATE LAW REQUIREMENTS, INCLUDING ANY RIGHT OF APPEAL TO SUCH COURT DECISIONS AS MAY BE APPLICABLE BY LAW.

111.2 PROCESS UPON APPEAL; WAIVER. A WRITTEN APPLICATION FOR APPEAL SHALL BE FILED WITH THE TOWN CLERK WITHIN 30 DAYS AFTER THE DAY THE DECISION, NOTICE, OR ORDER WAS SERVED. FAILURE TO TIMELY FILE AN APPEAL SHALL CONSTITUTE A WAIVER OF THE RIGHT TO A HEARING OF THE APPEAL AND SUCH PERSON SHALL BE STOPPED TO DENY THE VALIDITY OF ANY DECISION, NOTICE, OR ORDER WHICH COULD HAVE BEEN TIMELY APPEALED.

111.3 GROUNDS FOR APPEAL. THE APPLICATION FOR APPEAL SHALL SET FORTH THE PERSON’S REASONS FOR BELIEVING THAT HE OR SHE IS NOT IN VIOLATION OF THE CODE; THAT THE PROVISIONS OF THIS CODE DO NOT FULLY APPLY; THAT THE RULES LEGALLY ADOPTED HAVE BEEN INCORRECTLY APPLIED; OR OTHER LEGAL ERROR IN THE DECISION, NOTICE, OR ORDER.

111.4. PROCEDURE ON APPEAL. ANY PARTY MAY BE REPRESENTED BY AN ATTORNEY AND ANY PERSON WHOSE INTERESTS ARE AFFECTED SHALL BE GIVEN AN OPPORTUNITY TO BE HEARD AT THE HEARING. THE BOARD OF APPEALS SHALL CONDUCT THE HEARING, RULE ON ANY PROCEDURAL MATTERS AND OBJECTIONS, AND ISSUE A FINAL DECISION AFTER THE HEARING. THE FINAL DECISION SHALL CONTAIN FINDINGS AND CONCLUSIONS AND BE PROVIDED TO THE PARTIES WITHIN 30 DAYS OF THE HEARING.

- g. SECTION 112.4. DELETE IN ITS ENTIRETY AND REPLACE WITH “ANY PERSON WHO SHALL CONTINUE ANY WORK AFTER HAVING BEEN SERVED WITH A STOP WORK ORDER, EXCEPT SUCH WORK AS THAT PERSON IS DIRECTED TO PERFORM TO REMOVE A VIOLATION OR UNSAFE CONDITION, SHALL BE LIABLE FOR A FINE AS SET BY THE TOWN COUNCIL OF THE TOWN OF WICKENBURG.
- h. SECTION 302.4. INSERT: 18”
- i. SECTION 303.2. DELETE IN ITS ENTIRETY.
- j. SECTION 304.14. DELETE IN ITS ENTIRETY.
- k. SECTION 404. DELETE IN ITS ENTIRETY AND REPLACE WITH “REFER TO ADOPTED BUILDING CODE FOR MINIMAL SIZES.”
- l. SECTION 602. AMEND BY ADDING “AND COOLING” AFTER “HEATING.”
- m. SECTION 602.3. INSERT: (OCTOBER 1) (MARCH 31)

- n. SECTION 602.3. ADD NEW SUBPARAGRAPH 602.3.1 TO READ AS FOLLOWS: “COOLING. IN ADDITION TO THE REQUIREMENTS OF SECTION 602.3, FACILITIES SHALL BE CAPABLE OF MAINTAINING A TEMPERATURE OF NOT GREATER THAN 80 DEGREES.”
- o. SECTION 602.4. INSERT: (OCTOBER 1) (MARCH 31)
- p. AMEND CHAPTER 8, REFERENCED STANDARDS BY (A) DELETING THE REFERENCE TO THE INTERNATIONAL ZONING CODE AND (B) ADDING A NEW STANDARD AS FOLLOWS: ALL REFERENCES TO THE INTERNATIONAL ZONING CODE SHALL BE DELETED AND REPLACED WITH “THE TOWN OF WICKENBURG ZONING CODE.”

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3. THE FOLLOWING SECTION IS HEREBY ADDED TO THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2012 EDITION:

a. SECTION 405. NUISANCE LIGHTS

1. PURPOSE, INTENT, AND APPLICABILITY

A. THE PURPOSE OF THIS SECTION IS TO MINIMIZE LIGHT POLLUTION AND LIGHT TRESPASS WITH THE INTENT OF MAINTAINING THE INTEGRITY OF AND ENJOYABLE USE OF PROPERTY AND THE NIGHT ENVIRONMENT BY THE CITIZENS OF THE TOWN OF WICKENBURG; AND

B. BENEFITING ASTRONOMICAL RESEARCH AND OBSERVATIONS; AND

C. CONSERVING ENERGY WHILE INCREASING NIGHTTIME VISIBILITY, UTILITY, AND SECURITY.

D. THIS SECTION SHALL APPLY TO ALL NEW CONSTRUCTION IN ALL SINGLE FAMILY RESIDENTIAL ZONING DISTRICTS AND SHALL INCLUDE ANY NEW OUTDOOR

LIGHTS INSTALLED OR CONSTRUCTED AFTER THE EFFECTIVE DATE OF THIS ORDINANCE, OR EXISTING LIGHTS DETERMINED TO CONSTITUTE A NUISANCE.

2. STANDARDS FOR OUTDOOR RESIDENTIAL LIGHTING

A. OUTDOOR LIGHTING SHALL REFER TO ALL SOURCES OF LIGHT EITHER TEMPORARY OR PERMANENT THAT INTENTIONALLY OR INCIDENTALLY ILLUMINATE ANY AREA BEYOND THE EXTERIOR WALLS OF ENCLOSED STRUCTURES.

B. ALL OUTDOOR LIGHT FIXTURES SHALL BE SITUATED OR SHIELDED TO PREVENT THE LIGHT SOURCE FROM BEING DIRECTLY VISIBLE FROM A PUBLIC STREET, ADJACENT RESIDENCE, OR ADJACENT RESIDENTIAL ZONING DISTRICT. SHIELDED SHALL MEAN THAT FIXTURES ARE SHIELDED IN SUCH A MANNER THAT LIGHT RAYS EMITTED BY THE FIXTURE, EITHER DIRECTLY FROM THE LAMP OR INDIRECTLY FROM THE FIXTURE ARE PROJECTED BELOW A HORIZONTAL PLANE RUNNING THROUGH THE LOWEST POINT ON THE FIXTURE WHERE LIGHT IS EMITTED.

C. ALL LIGHTING FIXTURES SHALL BE SO CONSTRUCTED AND ARRANGED TO REFLECT LIGHT AWAY FROM ANY RESIDENCE OR RESIDENTIAL ZONING DISTRICT WHILE MINIMIZING TO THE EXTENT POSSIBLE, ANY ILLUMINATION BEYOND THE BOUNDARIES OF THE SITE ON WHICH THE LIGHTING IS LOCATED.

D. ALL LIGHT FIXTURES SHALL HAVE A FULL CUTOFF TO MITIGATE LIGHT POLLUTION. FULL CUTOFF SHALL MEAN THAT THE LIGHT FIXTURE IS SHIELDED OR

CONSTRUCTED SO THAT THE LIGHT RAYS EMITTED BY THE FIXTURE ARE PROJECTED BELOW A HORIZONTAL PLANE PASSING THROUGH THE LOWEST POINT ON THE FIXTURE FROM WHICH LIGHT IS EMITTED. DROP OR SAG LENS TYPE FIXTURES ARE PROHIBITED.

E. THE USE OF MERCURY VAPOR LIGHTS IS PROHIBITED AND SHALL BE DEEMED ILLEGAL. EXISTING MERCURY VAPOR LIGHTS ARE CONSIDERED A NUISANCE AND SHALL BE REMOVED OR REPLACED AS OF JANUARY 1, 2004.

F. EXEMPTIONS. THIS SECTION SHALL NOT APPLY TO:

(1) PORTABLE OR TEMPORARY LIGHTING USED BY LAW ENFORCEMENT, EMERGENCY SERVICES PERSONNEL OR PUBLIC UTILITIES TO PROTECT LIFE OR PROPERTY, OR PERMANENT LIGHTING THAT IS DEEMED NECESSARY IN THE INTEREST OF PUBLIC SAFETY BY THE CHIEF OF POLICE, THE FIRE CHIEF, OR THE FIRE MARSHAL.

(2) FIELD SPORTS LIGHTING IN PUBLIC OR SEMI-PUBLIC FACILITIES SUCH AS MUNICIPAL PARKS, PUBLIC SCHOOL ATHLETIC FIELDS, AND RODEO OR EQUESTRIAN ARENAS.

(3) TEMPORARY SPECIAL EVENT LIGHTING SUCH AS CHRISTMAS LIGHTS, LIGHTING IN CONJUNCTION WITH APPROVED CARNIVALS OR CIRCUSES.

(4) AIRPORT LIGHTING.

The Code of Wickenburg, Arizona, Chapter 10 Offenses, is hereby amended by repealing Article 10-2 Removal of Litter; Article 10-3 Inoperable Vehicles; Article 10-4 Environmental Nuisances; and Article 10-5 Property Maintenance, in their entirety.

Section II. Repeal of Conflicting Ordinance.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance or any part of the code adopted herein by reference are hereby repealed.

Section III. Providing for 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 IV. Providing for Penalties.

Any person found guilty of violating any provision of this Ordinance shall be guilty of a class one misdemeanor pursuant to Section 1-8 of the Town Code, and upon conviction thereof shall be punished by a fine not to exceed Two Thousand Five Hundred Dollars (\$2,500) or by imprisonment for a period not to exceed six (6) months, or both such fine and imprisonment. Each day that a violation continues shall be a separate offense punishable as herein described.

APPROVED, PASSED AND ADOPTED by the Mayor and Common Council of the Town of Wickenburg, Arizona, this 19th day of November, 2018

Everett Sickles, Mayor

ATTEST:

Amy Brown, Town Clerk

APPROVED AS TO FORM:

Trish Stuhan, Town Attorney

Number of Councilmembers Present:_____

Number of Votes For:_____

Number of Votes Against:_____

Number of Abstentions:_____

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance Number 1190 was duly passed and adopted by the Mayor and Common Council of the Town of Wickenburg, Arizona, at a special meeting held on the 19th day of November, 2018, and that a quorum was present at the meeting.

Amy Brown, Town Clerk