

ORDINANCE NO. 22-XX

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, AMENDING SECTION 1.10.010(B)(3)(a) OF THE MARICOPA CITY CODE RELATING TO THE AUTHORITY TO FILE A COMPLAINT FOR CIVIL CODE ENFORCEMENT AND PROVIDING FOR SEVERABILITY AND THE EFFECTIVE DATE THEREOF.

WHEREAS, the City of Maricopa Code provides rules and regulations regarding the penalties for violating the City Code; and

WHEREAS, the Mayor and City Council of the City of Maricopa, Arizona, believe, after consultation with its staff, that amending the rules and regulations regarding the penalties for violating the City Code to authorize park rangers to swear to complaints as set forth herein is in the best interest of the City of Maricopa.#

NOW THEREFORE, BE IT ORDAINED by the Mayor and the City Council of the City of Maricopa, Arizona as follows:

SECTION 1. Section 1.10.010(B)(3)(a) is hereby amended as follows to authorize park rangers to swear to complaints related to civil violations of the City Code:

Civil citations shall be filed using a complaint form substantially similar to the Uniform Arizona Traffic Ticket and Complaint form, as approved by the Arizona Supreme Court, which shall cite to this section as well as the particular section of the zoning, subdivision or code ordinance applicable to the alleged violation. Each section of the ordinance cited in the complaint shall be deemed a separate offense. Complaints may be sworn to by any code enforcement officer, building inspector, zoning officer, park ranger or public safety officer for the city. The citation shall contain the date and time for the alleged violation, and direct the defendant to appear before the city magistrate or the hearing officer at the specified time to enter a plea either admitting or denying the complaint.

SECTION 2. To the extent of any conflict between other City Ordinances and this Ordinance, this Ordinance shall be deemed to be controlling; provided, however, that this Ordinance is not intended to amend or repeal any existing City Ordinance, Resolution or regulation except as expressly set forth herein.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance 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 4. This Ordinance shall become effective thirty (30) days from the date of its passage and adoption by the City Council of the City of Maricopa.

PASSED AND ADOPTED by the Mayor and City Council this _____ day of April, 2022.

APPROVED:

Christian Price
Mayor

ATTEST:

APPROVED AS TO FORM:

Vanessa Bueras, MMC
City Clerk

Denis Fitzgibbons
City Attorney