

## **ORDINANCE 24-05**

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, ADOPTING THE DOCUMENT FILED WITH THE CITY CLERK AND ENTITLED “AMENDMENTS TO SECTION 5.15.060: MASSAGE ESTABLISHMENTS SPECIAL REQUIREMENTS” BY REFERENCE TO AMEND THAT SECTION OF THE MARICOPA CITY CODE AND PROVIDING FOR SEVERABILITY AND THE EFFECTIVE DATE THEREOF.**

**WHEREAS**, the City previously adopted Ordinances which established rules and regulations for massage establishments; and

**WHEREAS**, after review, City staff determined that the Maricopa City Code needed to be updated to recognize that some massage establishments will be home-based businesses; and

**WHEREAS**, the Mayor and City Council of the City of Maricopa believe, after consultation with its staff, that amending Section 5.15.060: Massage Establishments Special Requirements, of the City Code to update the rules and regulations related to massage establishments that qualify as home-based businesses; and

**WHEREAS**, A.R.S. §9-802 allows a City to adopt a public record by Ordinance as a means to reduce publication costs while ensuring that the public gets fair notice and opportunity to review its operative provisions.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, AS FOLLOWS:**

**SECTION 1.** That certain document filed with the City Clerk and entitled “Amendments to Section 5.15.060: Massage Establishments Special Requirements” as set forth in Exhibit A, attached hereto and incorporated herein by reference, is hereby declared a public record. One paper copy and one electronic copy of Exhibit A shall be maintained in compliance with A.R.S. § 44-7041 and available for public inspection during normal business hours in the Office of the City Clerk and shall be available on the City’s website at: [www.maricopa-az.gov](http://www.maricopa-az.gov).

**SECTION 2.** Section 5.15.060: Massage Establishments Special Requirements of the Maricopa City Code are hereby amended as set forth in Exhibit A, and that the amendments depicted therein are hereby approved and adopted.

**SECTION 3.** 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 4.** 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 5.** This Ordinance shall become effective thirty (30) days from the date of adoption by the City Council for the City of Maricopa.

PASSED AND ADOPTED by the Mayor and Council of the City of Maricopa, Arizona, this 21<sup>st</sup> day of May, 2024.

APPROVED:

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Nancy Smith  
Mayor

ATTEST:

APPROVED AS TO FORM:

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Vanessa Bueras, MMC  
City Clerk

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Denis Fitzgibbons  
City Attorney

**Pursuant to A.R.S. 9-802(A), EXHIBIT A is on file at:**

**Office of the City Clerk, City of Maricopa and  
[www.maricopa-az.gov](http://www.maricopa-az.gov).**