

ORDINANCE NO. 15-801

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, ARIZONA, AMENDING THE TOWN CODE OF THE TOWN OF CHINO VALLEY, ARIZONA, TITLE III ADMINISTRATION, CHAPTER 30 GOVERNING BODY, MAYOR, BY AMENDING SECTION 30.023 POWERS AND DUTIES, RELATED TO LIMITING THE TIME OF A MAYOR-DECLARED LOCAL EMERGENCY TO 30 DAYS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING PENALTIES

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the Town of Chino Valley, Arizona, as follows:

Section 1. In General.

The Town Code of Chino Valley, Arizona, Title III Administration, Chapter 30 Governing Body, Mayor, Section 30.023 Powers and Duties is hereby amended to read as follows (additions shown in ALL CAPS; deletions shown in ~~strikeout~~):

The powers and duties of the Mayor shall include the following:

* * *

(F) He or she may, by proclamation, declare a local emergency to exist due to fire, conflagration, flood, earthquake, explosion, war, bombing or any other natural or man-made calamity or disaster or in the event of the threat or occurrence of riot, rout or affray or other acts of civil disobedience which endanger life or property within the town. After declaration of the emergency, the Mayor shall govern by proclamation and impose all necessary regulations to preserve the peace and order of the town, including but not limited to:

- (1) Imposition of a curfew in all or any portion of the town;
- (2) Ordering the closing of any business;
- (3) Closing to public access any public building, street or other public place; and/or
- (4) Calling upon regular or auxiliary law enforcement agencies and organizations within or without the political subdivision for assistance.
- (5) THE EMERGENCY POWERS OF THE MAYOR SHALL NOT CONTINUE FOR MORE THAN THIRTY CONSECUTIVE DAYS. UPON CESSATION OF THE EMERGENCY, THE TOWN COUNCIL SHALL RESUME ITS REGULAR DUTIES.

* * *

Section 2. Providing for Repeal of Conflicting Ordinances.

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in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.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 3. 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 4. Providing for Penalties

Any person found responsible for violating any provision of this Ordinance section shall be subject to the civil sanctions and habitual offender provisions set forth in Section 10.99(A), (B) and (D) of the Town Code of the Town of Chino Valley, Arizona.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Chino Valley, Arizona, this 28th day of July, 2015 by the following vote:

AYES: 6

ABSENT: 1

NAYS: 0

ABSTAINED: 0

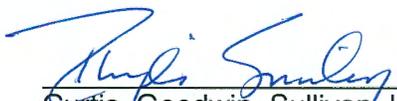
APPROVED this 28th day of July, 2015.


Chris Marley, Mayor

ATTEST:


Jami C. Lewis, Town Clerk

APPROVED AS TO FORM:


Curtis, Goodwin, Sullivan, Udall & Schwab, PLC
Town Attorneys
By: Phyllis L.N. Smiley

I, JAMI LEWIS, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 15-801 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF CHINO VALLEY ON THE 28TH DAY OF JULY, 2015, WAS POSTED IN THREE PLACES ON THE 29th DAY OF July, 2015.



Jami C. Lewis, Town Clerk