

ORDINANCE NO. 2014-03

AN ORDINANCE OF THE COMMON COUNCIL OF THE TOWN OF CAREFREE, MARICOPA COUNTY, ARIZONA, ADOPTING AMENDMENTS TO ARTICLE 12-1 OF THE TOWN CODE OF THE TOWN OF CAREFREE, ARIZONA, CONCERNING THE ZONING ORDINANCE THAT IS RATIFIED AND MADE PART OF THE CODE; PROVIDING FOR REPEAL OF CERTAIN PROVISIONS OF THE TOWN CODE; PROVIDING FOR SEPARABILITY; AND DECLARING THAT THE IMMEDIATE OPERATION OF THE PROVISION OF THIS ORDINANCE IS NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH AND SAFETY, THAT AN EMERGENCY EXISTS, AND THAT THIS ORDINANCE SHALL BE EFFECTIVE IMMEDIATELY AND IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, ADOPTION AND APPROVAL BY THE MAYOR AND COMMON COUNCIL OF THE TOWN AS REQUIRED BY LAW AND DIRECTING THE TOWN CLERK OF THE TOWN OF CAREFREE TO INCORPORATE THIS AMENDMENT INTO THE CODE OF THE TOWN OF CAREFREE.

BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAREFREE, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

- Section 1: The Mayor and Common Council deem it necessary, in order to conserve, promote, and protect the public health, safety and welfare, to amend that certain document known as the Code of the Town of Carefree, Arizona.
- Section 2: All ordinances and portions of ordinances in conflict with the provisions of this Ordinance, or inconsistent with the regulations of this Ordinance, are hereby repealed to the extent necessary to give this Ordinance full force and effect.
- Section 3: The Amendments are made to Chapter 12, Article 12-1 of the Town of Carefree Code, Amended as follows (additions are shown in **BOLD** and **CAPITALIZED**, and deleted language is ~~crossed out~~):

Article 12-1 PLANNING AND ZONING

That certain document entitled the Town of Carefree ~~1994~~ **FEBRUARY 2004** ~~AMENDED Planning and Zoning Ordinance~~ adopted by Ordinance ~~85-13~~ **2004-02** and the amendments thereto ~~including but not limited to Ordinances 87-08, 88-12, 89-14, 89-17, 90-09, 91-05, 92-05, 95-10, 95-11, 96-04, 96-10, 98-12, 99-08, 05-03, 05-05, 05-06, 06-05, 2007-03, 2007-05, 2009-04, 2010-01, 2010-02, 2010-06, 2010-11, 2011-01, 2011-02, 2011-08, and 2012-02~~ is hereby ratified and made a part of this code the same as if specifically reenacted hereby. At least three copies of said code and amendments shall be kept on file in the office of the Town Clerk.

Section 4: If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the amendments 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: The immediate operation of the provision of this Ordinance is necessary for the immediate preservation of the public peace, health and safety; and emergency is hereby declared to exist; and this ordinance shall be effective immediately and in full force and effect from and after its passage, adoption and approval by the Mayor and the Common Council of the Town of Carefree as required by law.

Section 6: The Town Clerk of the Town of Carefree shall incorporate the Amendment set forth herein in to the Town Code of the Town of Carefree, Arizona.

PASSED, ADOPTED AND APPROVED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CAREFREE, ARIZONA, this 1<sup>st</sup> day of July, 2014.

Ayes 6 Noes 0 Abstentions 0 Absent 1

TOWN OF CAREFREE

  
\_\_\_\_\_  
David Schwan, Mayor

Attest:

  
\_\_\_\_\_  
Kandace French, Town Clerk

Approved as to Form:

  
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Mike Wright, Town Attorney