

SAHUARITA ORDINANCE NO. 2025-188

AN ORDINANCE OF THE TOWN OF SAHUARITA, ARIZONA, AMENDING TITLE 1 GENERAL PROVISIONS, CHAPTER 1.05 CODE ADOPTION, AUTHORITY, AND PENALTY, SECTION 1.05.100 PENALTY, BY ADDING A NEW SUBSECTION B ADDING A CIVIL PENALTY, PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

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

Section 1. The Town of Sahuarita Town Code Title 1 General Provisions, Chapter 1.05 Code Adoption, Authority, and Penalty, Section 1.05.100 Penalty is hereby amended by adding a new Subsection B to read as follows:

1.05.100 Penalty.

A. General Violations. Except as otherwise provided in this code, any person found guilty of violating any provisions of this code shall be guilty of a class one misdemeanor, and upon conviction thereof shall be punished by a fine of not to exceed \$2,500 or by imprisonment for a period not to exceed six months, or by both such fine and imprisonment. Each day that a violation continues shall be a separate offense punishable as hereinabove described.

B. NOTWITHSTANDING ANY CRIMINAL PENALTIES AS PRESCRIBED UNDER ARS TITLE 13 OR TOWN CODE SECTION 1.05.100, A VIOLATION OF ANY PORTION OF THIS CODE EXCEPT MAY BE CHARGED AS A CIVIL OFFENSE PUNISHABLE BY A CIVIL SANCTION OF NOT MORE THAN \$500.00. EACH DAY THE VIOLATION CONTINUES SHALL CONSTITUTE A SEPARATE AND DISTINCT OFFENSE.

BC. Traffic Violations. Any violation of or failure or refusal to do or perform any act required by STC Title 10 or ARS Title 28, constitutes a civil traffic violation. Civil traffic violations are subject to the provisions of ARS Title 28, Chapter 6, Articles 20 and 21, and amendments thereto.

Section 2. The various Town officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this ordinance and sections of the Town Code.

Section 3. All ordinances, resolutions, or motions and parts of ordinances, resolutions or motions of the Town Council in conflict with the provisions of this ordinance are hereby repealed, effective as of the date of this ordinance. All internal reference within the Town Code to any affected provision are hereby updated.

Section 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance, or any part of this amendment to the Town Code, 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 Town Clerk is hereby directed to publish this ordinance upon adoption as required by A.R.S. §§ 9-812 and 9-813.

PASSED AND ADOPTED by the Mayor and Council of the Town of Sahuarita, Arizona, this 13th day of October 2025.

[Signatures on the following page]

Approved:

Tom Murphy

Mayor Tom Murphy

ATTEST:

Mark Cole

for Lisa Cole, MMC
Town Clerk

CERTIFICATION OF RECORDING OFFICER

State of Arizona)
County of Pima) ss.

I, the undersigned, Lisa Cole, MMC, being the duly appointed, qualified Town Clerk of the Town of Sahuarita, Pima County, Arizona, certify that the foregoing Ordinance is a true, correct, and accurate copy of Ordinance No. 2025-188, passed and adopted at a Voting Meeting of the Council of the Town of Sahuarita, Pima County, Arizona, held on the 13th day of October 2025, at which a quorum was present and by 7____ vote, all____ voted in favor of the said ordinance.

Given under my hand and sealed this 13th day of October 2025.

SEAL:



Mark Cole

for Lisa Cole, MMC
Town Clerk

APPROVED AS TO FORM:

Jon M. Paladini

Jon Paladini, Town Attorney