

## SAHUARITA ORDINANCE NO. 2025-190

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AN ORDINANCE OF THE TOWN OF SAHUARITA, ARIZONA, AMENDING TITLE 8 HEALTH AND SANITATION, CHAPTER 8.25 PENALTIES, AMENDING SECTIONS 8.25.010 GENERAL AND 8.25.015 VIOLATION OF CHAPTER 8.10 STC, PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY.

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

**Section 1.** The Town of Sahuarita Municipal Code Title 8 Health and Sanitation, Chapter 8.25 Penalties, amending Sections 8.25.010 General and 8.25.015 Violation of Chapter 8.10 STC, to read as follows:

### **8.25.010 General.**

Notwithstanding any criminal penalties as prescribed under ARS Title 13 OR STC SECTION 1.05.100, a violation of any portion of this title except as outlined below is 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.

### **8.25.015 Violation of Chapter 8.10 STC.**

Any person who recklessly places or causes to be placed any rubbish, trash, filth or debris on any property not owned or under the control of that person is guilty of a Class 1 misdemeanor or civil violation unless that person ~~immediately removes or~~ causes to be removed the rubbish, trash, filth or debris from that property WITHIN THE TIME PERIOD SET FORTH IN THE TOWN'S NOTICE OF VIOLATION.

In addition to any CIVIL fine or CRIMINAL penalty imposed for said violation, that person is liable for all costs that may be assessed pursuant to this section for removing, abating or enjoining the rubbish, trash, filth or debris and for all costs incurred by the owner, lessee, occupant or lienholder of the property in the removal and disposal of the rubbish, trash, filth or debris from that property.

In addition to any fine or penalty imposed in this section, that person is liable for all costs that may be assessed pursuant to this section for removing, abating or enjoining the rubbish, trash, filth or debris and for all costs incurred by the owner, lessee, occupant or lienholder of the property in the removal and disposal of the rubbish, trash, filth or debris.

If required to remove any rubbish, trash, filth, or debris pursuant to this section, that person shall provide the town with a receipt from a disposal facility or other documentation evidencing lawful disposal of the rubbish, trash, filth, or debris.

**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 references 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.

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

[Signatures are on the following page]

Approved:

*Tom Murphy*

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Mayor Tom Murphy

ATTEST:

*Mark Cole*

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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. 2025-190, 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 7-0\_\_ vote, all\_\_ voted in favor of the said ordinance.

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

SEAL:



*Mark Cole*

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for Lisa Cole, MMC  
Town Clerk

APPROVED AS TO FORM:

*Jon M. Paladini*

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Jon Paladini, Town Attorney