

## SAHUARITA ORDINANCE NO. 2023-166

---

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF SAHUARITA, ARIZONA, AMENDING THE SAHUARITA TOWN CODE, TITLE 10 TRAFFIC CODE, BY AMENDING CHAPTER 10.10 TRAFFIC CONTROL BY ADDING SECTION 10.10.180 PROHIBITED CROSSING RELATED TO PEDESTRIANS CROSSING OR STOPPING IN ROADWAY; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR PENALTIES AND ESTABLISHING AN EFFECTIVE DATE.

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

**Section 1.** The Code of the Town of Sahuarita, Arizona, Title 10 Traffic Code, Chapter 10.10 Traffic Control is hereby amended by adding a new Section 10.10.180 Prohibited Crossing, which shall read as follows:

### **§ 10.10.180 PROHIBITED CROSSING.**

Pedestrians crossing or stopping in roadway.

- A. No pedestrian shall cross a roadway in any business district other than in a crosswalk.
- B. No pedestrian may stop or remain in the portion of the roadway designed for vehicular use or in any painted or raised traffic island or median not designated for use by pedestrians except to wait to cross the roadway at the next pedestrian signal when traffic has stopped, cleared, or yielded.
- C. Before any pedestrian is cited for a civil violation of this section, the pedestrian must be given a warning by an enforcement officer of the Town. The first violation of this section after a warning is given is a civil traffic offense, and a second or any subsequent violation of this section is a Class 1 misdemeanor.

**Section 2.** All tables of contents shall be modified as necessary to reflect the changes set forth in this ordinance.

**Section 3.** 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 4.** 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of ordinances, resolutions, or motions of the Town Council in conflict with the provisions of this ordinance are hereby repealed, effective as of the date of this ordinance.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 5.** 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 6.** The penalties for violating this Ordinance shall be in addition to any other penalty pursuant to the Town Code as outlined in Section 1.05.100.B, and notwithstanding any other law, the Town may impose a civil penalty, as follows:

Before any pedestrian is cited for a civil violation of this section, the pedestrian must be given a warning by an enforcement officer of the Town. The first violation of this section after a warning is given is a civil traffic offense and a second or any subsequent violation of this section is a Class 1 misdemeanor.

**Section 7.** Pursuant to A.R.S. § 19-142, this Ordinance shall become operative 30 days after its passage.

[SEE NEXT PAGE FOR SIGNATURES]

PASSED AND ADOPTED by the Mayor and Council of the Town of Sahuarita, Arizona, this 25th day of September 2023.

*Tom Murphy*

\_\_\_\_\_  
Mayor Tom Murphy

**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. 2023-166, passed and adopted at a Voting Meeting of the Council of the Town of Sahuarita, Pima County, Arizona, held on the 25th day of September 2023, at which a quorum was present and by 6-0 vote, all voted in favor of the said ordinance.

Given under my hand and sealed this 25th day of September 2023.

SEAL:



*Lisa Cole*

\_\_\_\_\_  
Lisa Cole, MMC  
Town Clerk

APPROVED AS TO FORM:

*Jon M. Paladini*

\_\_\_\_\_  
Jon Paladini, Town Attorney