

ORDINANCE 404-07

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF QUEEN CREEK, ARIZONA AMENDING SECTION 1-8 OF THE TOWN CODE RELATING TO PENALTIES BY PROVIDING THAT VIOLATIONS RELATING TO TEMPORARY TRAFFIC CONTROLS ARE A CLASS ONE MISDEMEANOR AND PROVIDING FOR SEVERABILITY.

WHEREAS, the Town Council has determined that because of the dangers posed to the public by violations of provisions relating to temporary traffic controls, persons found guilty of violating such provisions shall be guilty of a Class One misdemeanor.

NOW, THEREFORE, BE IT ORDAINED BY THE MAOR AND COMMON COUNCIL OF THE TOWN OF QUEEN CREEK, ARIZONA, AS FOLLOWS:

Section 1. Article 1-8 of the Town Code, "PENALTY" is hereby amended to read:

- A. Any person found guilty of violating any provisions of this code, except as otherwise provided in this code, shall be guilty of a Class one misdemeanor. Each day that a violation continues shall be a separate offense punishable as hereinabove described.
- B. ANY VIOLATION OF OR FAILURE OR REFUSAL TO DO OR PERFORM ANY ACT REQUIRED BY CHAPTER 11, ARTICLE 11-3 OF THIS CODE SHALL BE PENALIZED AS PROVIDED IN PARAGRAPH "A" OF THIS ARTICLE 1-8. Any violation of or failure or refusal to do or perform any act required by ANY OTHER ARTICLE of Chapter 11 of this code constitutes a civil traffic violation. Civil traffic violations are subject to the provisions of A.R.S. Title 28, ~~Chapter 6, Articles 20 and 21~~ CHAPTER 5, ARTICLES 3 AND 4, and amendments thereto.

Section 2. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be 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 Common Council of the Town of Queen Creek, Arizona, this 15th day of August 2007.

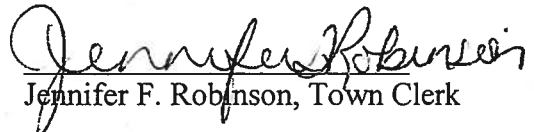
FOR THE TOWN OF QUEEN CREEK


Arthur M. Sanders, Mayor

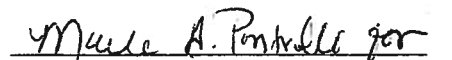
REVIEWED BY:


John Kross, Town Manager

ATTESTED TO:


Jennifer F. Robinson, Town Clerk

APPROVED AS TO FORM


Fredda J. Bismar, Town Attorney
Mariscal, Weeks, McIntyre &
Friedlander, P.A.