

ORDINANCE 460-09

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF QUEEN CREEK, ARIZONA, AMENDING TOWN CODE, CHAPTER 11, TRAFFIC, ARTICLE 11-3, TEMPORARY TRAFFIC CONTROL, SECTION 11-3-9, OFF-DUTY LAW ENFORCEMENT OFFICER.

BE IT ORDAINED by the Mayor and Common Council of the Town of Queen Creek, Arizona, as follows:

Section 1. That the Town Code, Chapter 11, Traffic, Article 11-3 Temporary Traffic Control, Section 11-3-9 is hereby amended to read as follows:

SECTION 11-3-9 Off-Duty Law Enforcement Officer

~~Off duty certified peace officers shall be required to control traffic whenever construction activities are taking place within 300 feet of a signalized intersection, or as otherwise required by the Town.~~

A UNIFORMED LAW ENFORCEMENT OFFICER SHALL BE PRESENT AS REQUIRED AS A PART OF AN APPROVED TRAFFIC CONTROL PLAN OR AS DIRECTED BY THE TOWN TRAFFIC ENGINEER OR DESIGNEE. ONLY MARICOPA COUNTY SHERIFF'S OFFICE (MCSO) DEPUTIES REGULARLY ASSIGNED TO THE QUEEN CREEK DISTRICT SHALL BE PERMITTED TO BE UTILIZED WITHIN THE TOWN OF QUEEN CREEK. IF A QUEEN CREEK DISTRICT MCSO DEPUTY IS NOT AVAILABLE, ONLY THE DISTRICT OR THE TOWN TRAFFIC ENGINEER OR DESIGNEE MAY AUTHORIZE THE USE OF A POST-CERTIFIED PEACE OFFICER FROM ANOTHER JURISDICTION.

Section 2: Severability

If any section, subsection, sentence, clause, phrase or portion 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.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Queen Creek, Arizona, this 19th day of August 2009.

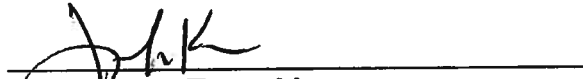
FOR THE TOWN OF QUEEN CREEK


Arthur M. Sanders, Mayor

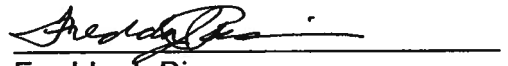
ATTESTED TO:


Jennifer F. Robinson, Town Clerk

REVIEWED BY:


John Kross, Town Manager

APPROVED AS TO FORM:


Fredda J. Bismar
Mariscal, Weeks, McIntyre &
Friedlander, PA, Town Attorneys