

ORDINANCE NO. 1140

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF WICKENBURG, ARIZONA, DECLARING THE DOCUMENT ENTITLED "TOWN OF WICKENBURG CONSOLIDATED FEE SCHEDULE 2014 CODE AMENDMENTS" AS A PUBLIC RECORD; ADOPTING THE "TOWN OF WICKENBURG CONSOLIDATED FEE SCHEDULE 2014 CODE AMENDMENTS" BY REFERENCE; AMENDING THE CODE OF WICKENBURG, ARIZONA, CHAPTER 2 MAYOR AND COUNCIL, ARTICLE 2-4 INITIATIVE AND REFERENDUM, BY AMENDING SECTION 2-4-4 SAMPLE BALLOTS AND PUBLICITY PAMPHLETS; AMENDING CHAPTER 7 ANIMALS, ARTICLE 7-1 RULES AND REGULATIONS, BY AMENDING SECTION 7-1-7 KENNEL PERMIT; FEE, VIOLATION; AMENDING CHAPTER 8 BUILDING, ARTICLE 8-1 BUILDING CODE AND ARTICLE 8-3 STREET IMPROVEMENTS, BY AMENDING SECTIONS 8-1-1 ADOPTION OF CODES, 8-1-7 FEES, AND 8-3-3 CONSTRUCTION IN PUBLIC RIGHTS-OF-WAY; LOCATION & RELOCATION OF FACILITIES IN PUBLIC RIGHTS-OF-WAY; AMENDING CHAPTER 9 BUSINESS CODE, ARTICLE 9-1 BUSINESS LICENSE, BY AMENDING SECTION 9-1-13 BUSINESS LICENSE FEES; AMENDING CHAPTER 10 OFFENSES, ARTICLE 10-1 UNLAWFUL ACTS AND ARTICLE 10-7 ALARM SYSTEMS, BY AMENDING SECTIONS 10-1-5 EXPLOSIVES AND 10-7-2 FALSE ALARMS AND PERMIT REVOCATION; AMENDING CHAPTER 11 SUBDIVISION, ARTICLE 11-3 PLATTING PROCEDURES AND REQUIREMENTS, BY AMENDING SECTIONS 11-3-4 PRELIMINARY PLAT STAGE AND 11-3-5 FINAL PLAT STAGE; AMENDING CHAPTER 13 UTILITIES - C, ARTICLE 13-9 TELECOMMUNICATIONS SERVICE, BY AMENDING SECTION 13-9-3 LICENSE APPLICATION; AMENDING CHAPTER 18 MUNICIPAL CEMETERY, ARTICLE 18-1 MUNICIPAL CEMETERY, BY AMENDING SECTIONS 18-1-6 RULES, FEES AND DETAILS OF OPERATION, 18-1-9 TRANSFER OF PLOTS, 18-1-10 OPENING AND CLOSING OF GRAVES, AND 18-1-11 OWNERSHIP OF CEMETERY PLOT; AMENDING CHAPTER 19 CABLE TELEVISION, ARTICLE 19-6 APPLICATION FOR LICENSE, BY AMENDING SECTION 19-6-2 LICENSE FEES; ALL RELATED TO THE REPEAL OF FEES AND COSTS ESTABLISHED BY CODE AND AUTHORIZATION OF NEW FEES AND COSTS BY COUNCIL RESOLUTION; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES.

WHEREAS, the Town Code establishes certain fees and costs in amounts that conflict with the Town's consolidated fee schedule;

WHEREAS, the Town Council has determined that the Town Code should be amended to remove conflicting fee amounts and provide authorization for the Council to establish by resolution fees for Town services and use of Town facilities; and

WHEREAS, that certain document entitled "Town of Wickenburg Consolidated Fee Schedule 2014 Code Amendments", three copies of which are on file in the office of the Town Clerk, is hereby declared to be a public record and said copies are hereby ordered to remain on file with the Town Clerk;

NOW, THEREFORE, be it ordained by the Mayor and Common Council of the Town of Wickenburg, Arizona, as follows:

Section I. In General.

The Town of Wickenburg, Arizona, Code of Ordinances, is hereby amended by amending (a) Chapter 2 Mayor and Council, Article 2-4 Initiative and Referendum, Section 2-4-4 Sample Ballots and Publicity Pamphlets; (b) Chapter 7 Animals, Article 7-1 Rules and Regulations, Section 7-1-7 Kennel Permit: Fee, Violation; (c) Chapter 8 Building, Articles 8-1 Building Code and Article 8-3 Street Improvements, Sections 8-1-1 Adoption of Codes, 8-1-7 Fees, and 8-3-3 Construction in Public Rights-of-Way: Location & Relocation of Facilities in Public Rights-of-Way; (d) Chapter 9 Business Code, Article 9-1 Business License, Section 9-1-13 Business License Fees; (e) Chapter 10 Offenses, Article 10-1 Unlawful Acts and Article 10-7 Alarm Systems, Section 10-1-5 Explosives and 10-7-2 False Alarms and Permit Revocation; (f) Chapter 11 Subdivision, Article 11-3 Platting Procedures and Requirements, Sections 11-3-4 Preliminary Plat Stage and 11-3-5 Final Plat Stage; (g) Chapter 13 Utilities - C, Article 13-9 Telecommunications Service, Section 13-9-3 License Application; (h) Chapter 18 Municipal Cemetery, Article 18-1 Municipal Cemetery, Section 18-1-6 Rules, Fees and Details of Operation, 18-1-9 Transfer of Plots, 18-1-10 Opening and Closing of Graves, and 18-1-11 Ownership of Cemetery Plot; (i) Chapter 19 Cable Television, Article 19-6 Application for License, Section 19-6-2 License Fees; as set forth in that public record entitled "Town of Wickenburg Consolidated Fee Schedule 2014 Code Amendments," which is attached hereto and incorporated by reference.

Section II. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance, or any part of the Code adopted herein by reference, 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 III. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

PASSED AND ADOPTED by the Town Council of the Town of Wickenburg, Arizona, this 16 day of June, 2014.

By: _____

John Cook, Mayor

ATTEST:

By: Gloria Leija
Gloria Leija, Town Clerk

APPROVED AS TO FORM:

By: Kelly Y. Schwab, Curtis, Goodwin,
Sullivan, Udall & Schwab, P.L.C.,
Town Attorneys

Number of Councilmembers Present: 6
Number of Votes For: 5
Number of Votes Against: 1
Number of Abstentions: 0

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance Number 1140 was duly passed and adopted by the Common Council of the Town of Wickenburg, Arizona, at a regular meeting held on the 16 day of June, 2014, and that a quorum was present at the meeting.

Gloria Leija
Gloria Leija, Town Clerk

Town of Wickenburg Consolidated Fee Schedule

2014 Code Amendments

The Code of Wickenburg, Arizona, Chapter 2 Mayor and Council, Article 2-4 Initiative and Referendum, Section 2-4-4 Sample Ballots and Publicity Pamphlets, is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 2-4-4 Sample Ballots and Publicity Pamphlets

The following procedures relating to sample ballots and publicity pamphlets are hereby adopted for conducting elections at which an initiative or referendum is to be voted upon:

* * *

- C. Arguments supporting and opposing propositions appearing on the ballot shall be filed with the office of the Town Clerk by 5:00 p.m. not less than ninety (90) days prior to the election at which the propositions are to be voted upon. If time does not permit compliance with the ninety (90) day deadline, the Town Clerk may establish a separate deadline for filing referendum ballot arguments. Arguments supporting or opposing propositions appearing on the ballot shall meet the following requirements:

* * *

6. Each argument shall be accompanied by a deposit, ~~in the amount of \$25.00~~ THE AMOUNT OF WHICH SHALL BE ESTABLISHED BY COUNCIL RESOLUTION, to offset proportional costs of printing. This requirement shall not be waived on any account.

The Code of Wickenburg, Arizona, Chapter 7 Animals, Article 7-1 Rules and Regulations, Section 7-1-7 Kennel Permit; Fee, Violation is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 7-1-7 Kennel Permit; Fee, Violation

- A. A person operating a kennel shall obtain a permit issued by the Board of Supervisors of the County where the kennel is located except if each individual dog is licensed.
- B. ~~The annual fee for the kennel permit is seventy five dollars (\$75.00).~~

- C.B. A dog remaining within the kennel is not required to be licensed individually under A.R.S. § 24-367. A dog leaving the controlled kennel conditions shall be licensed under A.R.S. § 24-367, except if the dog is only being transported to another kennel, which has a permit, issued under this Section.
- D.C. A person who fails to obtain a kennel permit under this Section is subject to a penalty of ~~twenty-five dollars (\$25.00) in addition to the annual fee~~ AS ESTABLISHED BY COUNCIL RESOLUTION.
- E.D. A person who knowingly fails within thirty (30) days after written notification from the County enforcement agent to obtain a kennel permit is guilty of a Class 1 Misdemeanor.

The Code of Wickenburg, Arizona, Chapter 8 Building, Article 8-1 Building Code, Section 8-1-1 Adoption of Codes is hereby amended by (a) deleting Table No. 3-A – Building Permit Fees (Commercial and Industrial) in Section 8-1-1(A)(2); (b) deleting the Cubic Yards Fee Table in Section 8-1-1(A)(5); (c) deleting Table 3-B – Building Permit Fees (Residential) in Section 8-1-1(B)(1), and (d) amending Section 8-1-1 to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 8-1-1 Adoption of Codes

A. Adoption of International Building Code, 2006 Edition:

* * *

2. The following Sections of the International Building Code, 2006 Edition, are hereby revised:

* * *

Section 108.2 Fee Schedule as adopted by
~~Ordinance No. 897~~ COUNCIL RESOLUTION.

* * *

5. The Town's grading fees ~~are set forth as follows:~~
SHALL BE ESTABLISHED BY COUNCIL
RESOLUTION.

B. Adoption of International Residential Code, 2006 Edition:

1. That a certain document, three (3) copies of which are on file in the office of the Town Clerk of the Town of Wickenburg, being marked and designated as the International Residential Code, 2006 Edition, including Appendix Chapters A, B, C, D, E, F, G H,

I, J, K, L, M, N, O, P, Q) (See IRC Code Section R102.5, 2006 Edition), as published by the International Code Council, be and is hereby adopted as the Residential Code of the Town of Wickenburg for regulating and governing the construction, alteration, movement, enlargement, replacement, repair, equipment, location, removal and demolition of detached one and two family dwellings and multiple single family dwellings (townhouses) not more than three stories in height with separate means of egress as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provision, penalties, conditions and terms of said Residential Code on file in the office of the Town of Wickenburg Clerk are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Subparagraphs 2 THROUGH 5.

~~3.2.~~ The following Sections are hereby revised:

Section R101.1: Insert Town of Wickenburg

Table R301.2(1): Insert Exhibit A – See Page 65

Section P2603.6.1: Insert Twelve Inches (12”) and Twelve Inches (12”)

Section P3103.1: Insert Six Inches (6”) and Six Inches (6”)

~~4.3.~~ Insurance work will be evaluated from actual damage to the structure only as determined by the insurer or the Fire Department.

~~5. 4.~~ Whenever a Building Permit is issued and a building inspection is performed, such building must conform to the provisions of the Zoning Ordinance of the Town in addition to the provisions of this Chapter.

~~6.5.~~ Section R102.7 existing structures shall be deleted and replaced with the following: the legal occupancy of any structure existing on the effective date of this Code shall be permitted to continue without change except as specifically permitted in

this Code or the International Fire Code or as is deemed necessary by the Building Official for the general safety and welfare of the occupants and the public.

The Code of Wickenburg, Arizona, Chapter 8 Building, Article 8-1 Building Code, Section 8-1-7 Fees is hereby amended by (a) deleting the entirety of 8-1-7(D); and (b) deleting the Square Foot Construction Costs Table in 8-1-7(A) and amending the remainder of the section to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 8-1-7 Fees

- A. For purposes of determining Building Permit Fees for Codes adopted by Section 8-1-1, valuation shall be determined in accordance with the ~~following schedule~~:
INTERNATIONAL CODE COUNCIL BUILDING
VALUATION DATA TABLE AND CONSTRUCTION
COST TABLE RELEASED IN AUGUST OF EACH
YEAR.

* * *

The Code of Wickenburg, Arizona, Chapter 8 Building, Article 8-3 Street Improvements, Section 8-3-3 Construction in Public Rights-of-Way; Location & Relocation of Facilities in Public Rights-of-Way, is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 8-3-3 Construction In Public Rights-Of-Way; Location & Relocation Of Facilities In Public Rights-Of-Way

- D. Location and Relocation of Facilities in Public Rights-Of-Way

* * *

14. Damage to Town rights-of-way and facilities.

* * *

- (b) The permittee shall reimburse the town for all reasonable costs arising from the reduction in the service life of any public road or pavement damage, if required by any other Town ordinances OR
RESOLUTIONS, resulting from pavement cuts of permittee. Permittee agrees to pay such costs within thirty (30) days from the date of issuance of an invoice from Town.

* * *

The Code of Wickenburg Chapter 9 Business Code, Article 9-1 Business License, Section 9-1-13 Business License Fees is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 9-1-13 Business License Fees

THE TOWN COUNCIL SHALL ESTABLISH THE FEES FOR BUSINESS LICENSES BY RESOLUTION. THE LENGTH OF LICENSE SHALL BE AS FOLLOWS:

#	Fee	Length of License	Type of Business To Be Conducted
A.	\$50.00	One Calendar Year	Any permanent standard business being conducted within the Town limits of Wickenburg with or without a fixed place of business including home occupations
B.	\$100.00	One Calendar Year	Any permanent standard business being conducted within the Town limits of Wickenburg with a fixed place of business that serves and/or sells liquor
C.	\$25.00	Per Day	Temporary license for not more than seven (7) consecutive days per month for door-to-door, business-to-business type activity
D.	\$35.00	For Up To 4 Consecutive Days	Temporary "Special Event Permit" for not more than four (4) consecutive days per month for individual vendors with approved Special Event Permit application from Town
E.	Exempt	Ongoing	Non-Profit Organizations; Newspaper Sales; Title Companies (Per State Statutes)

The Code of Wickenburg Chapter 10 Offenses, Article 10-1 Unlawful Acts, Section 10-1-5 Explosives is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 10-1-5 Explosives

- A. It is unlawful for any person within the limits of the Town to blast or use powder or other explosives without a Blasting Permit from the Building Safety Department in compliance with the 2003 International Fire Code. The application for a Permit shall be filed at least ten (10) days prior to the use of the explosives. The Blasting Permit shall be valid for not more than thirty (30) days and shall be valid only for the site identified in the Permit. An

application for a Blasting Permit shall include the following information and documents:

1. A fee of ~~\$300.00~~ IN AN AMOUNT SET BY COUNCIL RESOLUTION and a valid Certificate of Insurance.

* * *

The Code of Wickenburg Chapter 10 Offenses, Article 10-7 Alarm Systems, Section 10-7-2 False Alarms and Permit Revocation is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 10-7-2 False Alarms and Permit Revocation

* * *

- B. If the Wickenburg Police and/or Fire Department records three (3) or more false alarms within the permit year:

5. Assessments imposed pursuant to this Section shall be CHARGED ~~in an amount of \$100.00~~ per false alarm upon the fourth (4th) and any subsequent false alarms within a permit year, THE AMOUNT OF SUCH ASSESSMENT TO BE ESTABLISHED BY COUNCIL RESOLUTION. The alarm user shall be responsible for the immediate payment of assessments.

* * *

The Code of Wickenburg Chapter 11 Subdivision, Article 11-3 Platting Procedures and Requirements, Section 11-3-4 Preliminary Plat Stage is hereby amended by deleting the Number of Lots and Fee Table in Section 11-3-4(A)(3) and amending the section to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 11-3-4 Preliminary Plat Stage

This stage includes preparation, submission, review and approval of the Preliminary Plat. Processing will be expedited by submission of all information essential to determining the intended character and general acceptability of the proposal.

A. Preliminary Plat Submission

* * *

3. Filing Fees. Application for plat approval shall include payment to the Town Clerk of a filing fee, ~~according to the following schedule~~ THE

AMOUNT OF WHICH SHALL BE ESTABLISHED BY COUNCIL RESOLUTION.
The filing fee shall also cover filing of an amended or revised Preliminary Plat when processes as the same case.

* * *

The Code of Wickenburg Chapter 11 Subdivision, Article 11-3 Platting Procedures and Requirements, Section 11-3-5 Final Plat Stage is hereby amended by deleting the Number of Lots/Dwelling Units and Fee Table in Section 11-3-5(B) and amending the section to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 11-3-5 Final Plat Stage

This stage includes final design of the subdivision, final engineering of public improvements, submittal of plat and plans by the subdivider, plat review by the Planner and Planning Agency and final hearing by the Council. No plat shall be submitted for final approval by the Council until plans for all off-site improvements have been approved by the Town Engineer.

* * *

B. Final Plat Submission. The Final Plat and four (4) true copies thereof, together with the recordation fee, shall be filed with the Town Clerk at least twenty-one (21) days prior to the Council meeting at which the case is to be heard. The Clerk shall record the date of filing and immediately transmit the submittal to the Planner. At the time of submission for Final Plat approval, a filing fee shall be paid, as follows: THE AMOUNT OF WHICH SHALL BE ESTABLISHED BY COUNCIL RESOLUTION.

* * *

The Code of Wickenburg Chapter 13 Utilities - C, Article 13-9 Telecommunications Service, Section 13-9-3 License Application is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 13-9-3 License Application

- A. Any telecommunications corporation desiring a license or franchise under this chapter to construct, install, operate and maintain telecommunication facilities in streets and other highways of the town shall file an application with the town clerk requesting at the applicant's election either a franchise or license in the form prescribed by the town, and shall pay a fee of \$1,500.00 IN AN AMOUNT ESTABLISHED BY COUNCIL RESOLUTION AND payable in cash, certified or cashier's check, wire transfer, or in any other manner acceptable to the manager, made

payable to the town. No application shall be considered without receipt of said fee. The applicant shall be responsible for reimbursing the town's full reasonable costs in excess of the application fee in processing the application, including, in the case of an application for a franchise, costs of an election. The filing fee is in addition to any permit fees established for persons doing work or locating facilities in streets and other highways of the town.

* * *

The Code of Wickenburg Chapter 18 Municipal Cemetery, Article 18-1 Municipal Cemetery, Section 18-1-6 Rules, Fees and Details of Operation is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 18-1-6 Rules, Fees and Details of Operation

A. Fees

1. By resolution, from time to time, the Mayor and Common Council shall establish fee schedules setting for the sales and conveyances of cemetery plots, administrative fees, set-up fees, grave opening and closing fees, grave-site maintenance fees, recording fees, CREMAIN NICHE FEES, and other miscellaneous fees and charges incidental to the orderly operation and maintenance of the Cemetery. ~~Through Resolution No. 1436, effective October 3, 2003 the new cemetery fee shall be \$700.00 per plot.~~
2. ~~Mayor and Common Council amended the Cemetery Cremain Niche fees as follows: \$350.00 for each large niche and \$250.00 for each small niche effective March 9, 2006.~~
3. ~~Infant sites, only in the Infant Section, up to one (1) year of age, shall cost \$1 per gravesite. If an adult wishes to purchase a separate plot adjacent to the infant site, in the Infant Section, the fee shall be \$700 for each adult plot or the current gravesite/plot rate.~~
- 4.2. Payments for gravesites shall be made at either the Town of Wickenburg during regular business hours at 155 North Tegner Street, Suite A, or through the local funeral homes.

~~5-3.~~ Funeral Homes using the cemetery are responsible for the initial standard landscaping of the gravesites in the cemetery. The initial landscaping fee charged by the Funeral Homes shall ~~be no more than \$225 per plot~~ NOT EXCEED AN AMOUNT SET BY COUNCIL RESOLUTION which SHALL include gravel and proper maintenance for one (1) year after burial. ~~The initial landscaping fee charged by any funeral home using the cemetery shall only be changed by resolution or ordinance adopted by the Wickenburg Common Council.~~

~~6-4.~~ The Town is responsible for care of the gravesites after one (1) year.

~~7-5.~~ The Town shall charge a \$20.00 (twenty dollar) recordation and administrative fee AS ESTABLISHED BY COUNCIL RESOLUTION for each cemetery plot deed processed without a recent purchase of a gravesite.

~~8-6.~~ Any cemetery plots sold or given to another individual, transferring ownership of said plot or plots shall provide the Town with a notarized document with both seller and buyer original signatures and date of sale. Under no circumstances shall the Town accept faxed or reproduced/copied signatures. AN \$20 administrative and recordation fee AS ESTABLISHED BY COUNCIL RESOLUTION shall be charged by the Town.

~~9-7.~~ Gravesite locations are awarded on a first come/first-served basis.

~~10- With the adoption of Resolution No. 1667, Council authorized the reduction in the payment from \$700 to \$200 per gravesite for any "reserved" plots dated up to October 3, 2003.~~

~~11-8.~~ The Town will set up a payment plan for partial payments in lieu of a one-time payment in full for any grave site or sites for any plots on the "reserved" list. Payment arrangements shall be made through the Town Finance Department per Section 18-1-5.C. of this Chapter.

* * *

The Code of Wickenburg Chapter 18 Municipal Cemetery, Article 18-1 Municipal Cemetery, Section 18-1-9 Transfer of Plots is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 18-1-9 Transfer Of Plots

- A. Owners of a cemetery plot shall not transfer or assign any plot or interest therein, without prior consent, in writing, by the Town. Transfers shall be done by providing the Town with an original signed and notarized document by both the seller and buyer stating exactly what plot or plots were being transferred to whom and from whom and date of transaction. The new owner shall pay a \$20 recordation and administrative fee AS ESTABLISHED BY COUNCIL RESOLUTION. Faxed and reproduced signatures shall not be accepted by the Town. The original deed from the seller must be surrendered to the Town Clerk prior to a new deed transferring ownership is prepared, recorded and issued to buyer.

* * *

The Code of Wickenburg Chapter 18 Municipal Cemetery, Article 18-1 Municipal Cemetery, Section 18-1-10 Opening and Closing of Graves is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 18-1-10 Opening And Closing Of Graves

* * *

- C. A five (5) day notice shall be provided to the Town Clerk's Office prior to an exhumation/disinterment. The exhumation of a body or cremains shall not be made without a Final Exhumation Order from the Arizona Superior Court, Maricopa County, Arizona (court order) or a State of Arizona Exhumation Permit; a copy of which shall be provided to the Town Clerk's office. An administrative fee covering the cost of exhumation shall be paid to the Town in ~~the amount of \$200.00~~ AN AMOUNT ESTABLISHED BY COUNCIL RESOLUTION for each exhumation/disinterment. The exhumation fee shall be paid to the Town prior to the exhumation. If an exhumation is conducted, the Town shall not be responsible or under any liability for damage to any casket, case, urn or other items to the gravesite or adjacent gravesites. All repairs shall be made immediately by the company or funeral home director conducting the disinterment.

* * *

- F. It shall be the responsibility of the funeral home and funeral director who conducted the interment to fill and repair sunken gravesites for a period of one (1) year from the date of interment. Failure of the funeral home or funeral director to correct the problem within three (3) working days after receipt of notice from the Town of the problem may result in the Town correcting the problem, in which case the Funeral Home or Funeral Director who conducted the interment shall be required to reimburse the Town a ~~minimum amount of One Hundred Fifty dollars (\$150.00) and a maximum of the actual costs of filling the gravesite(s) by the Town, plus a twenty percent (20%) administrative fee~~ COSTS AS ESTABLISHED BY COUNCIL RESOLUTION. ~~The Wickenburg Common Council may, from time to time, by resolution adjust said fees.~~
- G. Any and all funeral homes, funeral directors, and subcontractors before and after interments or disinterments shall return any areas or items of every kind and nature to a condition equal to or better than the areas or items were prior to activity. The areas and items herein referred to shall include, but are not limited to, headstones and markers (moving and replacement), brick or block walls or other retainers or fences and groundcover landscaping. Brick or cement bordering type landscaping around any gravesites shall not be replaced if removed for any reason; it is prohibited in the cemetery. Any damages or disturbances not repaired or remedied to a condition equal to or better prior to damage or disturbance shall be resolved in one (1) or more of the following manners:
1. The funeral home, funeral director, or their subcontractors shall, within ten (10) days after demand by the Town to repair and/or restore areas or items, remedy the situation to the satisfaction of the Town Cemetery Director. The Town may charge a reasonable administrative/inspection fee for the time and effort expended in issuing the demand and inspecting the results not to exceed \$100 AN AMOUNT per notice and/or inspection of site AS ESTABLISHED BY COUNCIL RESOLUTION.

* * *

The Code of Wickenburg Chapter 18 Municipal Cemetery, Article 18-1 Municipal Cemetery, Section 18-1-11 Ownership of Cemetery Plot is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 18-1-11 Ownership Of Cemetery Plot

* * *

- C. No transfer fee is required when an ownership transfer is due to the death of one of the plot owners. The remaining plot owner shall be responsible for providing the proper documentation to the Town Clerk's Office reflecting the plot was legally given to same. Transfers or bequeaths are only allowed on plots that are unoccupied and a \$20 recordation and administrative fee shall be paid to the Town to complete the transfer IN AN AMOUNT ESTABLISHED BY COUNCIL RESOLUTION.

* * *

The Code of Wickenburg Chapter 19 Cable Television, Article 19-6 Application for License, Section 19-6-2 License Fees is hereby amended to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

Section 19-6-2 License Fees

- A. Each application for new license, renewal, transfer or assignment, or modification of License to be granted under the authority of this Chapter shall be accompanied by a fee in ~~the~~ AN amount ESTABLISHED BY COUNCIL RESOLUTION. ~~specified below, by a certified or cashier's check made payable to the Town. Fees in the following amounts are required:~~

1. ~~For a new license: \$5,000~~
2. ~~For a renewal License: \$5,000~~
3. ~~For consent to transfer or change of Control this License: \$5,000~~
4. ~~For License modifications: No charge~~

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