

ORDINANCE NO. 1023

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF WICKENBURG, ARIZONA AMENDING THE TOWN OF WICKENBURG CODE BY AMENDING CHAPTER 10 OFFENSES, ARTICLE 10-1 UNLAWFUL ACTS, BY REPEALING SECTION 10-1-7 FENCES; BARBED WIRE AND ELECTRIC; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY

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

Section 1. In General.

The Code of Wickenburg, Chapter 10 Offenses, Article 10-1 Unlawful Acts, is amended by repealing Section 10-1-7 Fences, Barbed Wire and Electric.

~~Section 10-1-7 Fences; Barbed Wire and Electric~~

~~It is unlawful for any person to erect or maintain within the Town any electric fence. It is unlawful for any person to erect or maintain within the Town any fence constructed in whole or in part by barbed wire except the following specific uses of barbed wire shall be allowable:~~

- ~~1. When the barbed wire is placed at least six feet (6') above ground level and is utilized as a guard to parking lot or a commercial or industrial building or structure.~~
- ~~2. Such other specific uses as may be allowed by the Board of Adjustment after public notice and subject to such conditions as may be imposed by the Board of Adjustment.~~

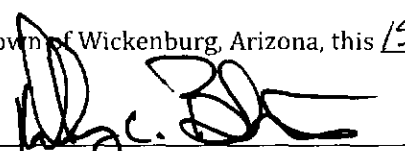
Section II. Repeal of Conflicting Ordinances.

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in conflict with the provisions of this ordinance or any part of the code adopted herein by reference are hereby repealed.

Section III. 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.

PASSED AND ADOPTED by the Town Council of the Town of Wickenburg, Arizona, this 15<sup>th</sup> day of December, 2008.

By: 

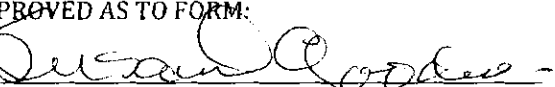
Kelly Blunt, Mayor

ATTEST:

By: 

Donna Ables, Deputy Town Clerk

APPROVED AS TO FORM:

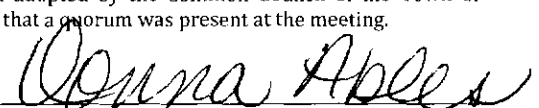
By: 

Susan D. Goodwin, Town Attorney  
Curtis, Goodwin, Sullivan, Udall & Schwab, P.L.C.

Number of Councilmembers Present: 7  
Number of Votes For: 4  
Number of Votes Against: 3  
Number of Abstentions: 0

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance Number 1023 was duly passed and adopted by the Common Council of the Town of Wickenburg, Arizona, at a regular meeting held on the 15<sup>th</sup> day of DECEMBER 2008, and that a quorum was present at the meeting.

  
Donna Ables, Deputy Town Clerk