

ORDINANCE NO. 1151

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF WICKENBURG, ARIZONA AMENDING THE TOWN OF WICKENBURG CODE CHAPTER 12 TRAFFIC AND STREETS, ARTICLE 12-3 PARKING, BY ADDING NEW SECTION 12-3-9 PARKING OF MOTORIZED VEHICLES ON TOWN STREET, PROHIBITING PARKING OF MOTORIZED VEHICLES ON PUBLIC STREETS AND PROVIDING FOR EXCEPTIONS; PROVIDING FOR CIVIL PENALTIES; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY.

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 Code of the Town of Wickenburg, Arizona is hereby amended by amending Chapter 12 Traffic and Streets, Article 12-3 Parking, by adding new Section 12-3-9 Parking of Motorized Vehicles on Town Streets, to read as follows (deleted text appears in ~~strikeout~~; new text in ALL CAPS):

SECTION 12-3-9 PARKING OF MOTORIZED VEHICLES ON TOWN STREETS

A. DEFINITIONS.

THE FOLLOWING WORDS, TERMS AND PHRASES, WHEN USED IN THIS SECTION, SHALL HAVE THE MEANINGS WHEN USED IN THIS SECTION, EXCEPT WHERE THE CONTEXT CLEARLY INDICATES A DIFFERENT MEANING;

MOTORIZED VEHICLE MEANS ANY VEHICLE DESIGNED TO OPERATE ON LAND, WATER OR AIR, THAT IS SELF-PROPELLED, WAS SELF-PROPELLED OR IS INTENDED TO BE SELF-PROPELLED.

RECREATIONAL VEHICLE MEANS:

1. A PORTABLE CAMPING TRAILER MOUNTED ON WHEELS AND CONSTRUCTED WITH COLLAPSIBLE PARTIAL SIDEWALLS THAT FOLD FOR TOWING BY ANOTHER VEHICLE AND UNFOLDS FOR CAMPING;
2. A MOTOR HOME OR BUS DESIGNED TO PROVIDE TEMPORARY LIVING QUARTERS FOR RECREATIONAL, CAMPING OR TRAVEL USE, AND BUILT ON OR PERMANENTLY ATTACHED TO A SELF-PROPELLED MOTORIZED VEHICLE CHASSIS OR ON A CHASSIS, CAB OR VAN THAT IS AN INTEGRAL PART OF THE COMPLETED VEHICLE;
3. A PARK TRAILER BUILT ON A SINGLE CHASSIS, MOUNTED ON WHEELS AND DESIGNED TO BE CONNECTED TO UTILITIES NECESSARY FOR OPERATION OF INSTALLED FIXTURES AND APPLIANCES AND HAS A GROSS TRAILER AREA OF NOT LESS THAN 320 SQUARE FEET AND NOT MORE THAN 400 SQUARE FEET WHEN IT IS SET UP, EXCEPT THAT IT DOES NOT INCLUDE FIFTH WHEEL TRAILERS;
4. A TRAVEL TRAILER MOUNTED ON WHEELS DESIGNED TO PROVIDE TEMPORARY LIVING QUARTERS FOR RECREATIONAL, CAMPING OR TRAVEL USE, OF A SIZE OR WEIGHT THAT MAY OR MAY NOT REQUIRE SPECIAL HIGHWAY MOVEMENT PERMITS WHEN TOWED BY A MOTORIZED VEHICLE. THIS SUBSECTION INCLUDES FIFTH WHEEL TRAILERS;
5. A PORTABLE TRUCK CAMPER CONSTRUCTED TO PROVIDE TEMPORARY LIVING QUARTERS FOR RECREATIONAL, TRAVEL OR CAMPING USE AND CONSISTING OF A ROOF, FLOOR AND SIDES DESIGNED TO BE LOADED ONTO AND UNLOADED FROM THE BED OF A PICKUP TRUCK;
6. BOATS OF ANY SIZE AND TYPE.

STREET MEANS THE ENTIRE WIDTH BETWEEN THE BOUNDARY LINES OF EVERY RIGHT-OF-WAY INCLUDING THE IMPROVED OR UNIMPROVED SHOULDER.

TRUCK MEANS A VEHICLE OTHER THAN A RECREATIONAL VEHICLE, HAVING THREE (3) OR MORE AXLES AND MEASURING THIRTY SIX (36) FEET OR LONGER IN OVERALL LENGTH, INCLUDING TRUCK AND LOAD, WHICH ARE DESIGNED AND USED PRIMARILY FOR CARRYING PROPERTY OTHER THAN THE EFFECTS OF THE DRIVER OR PASSENGERS, AND INCLUDES A MOTOR VEHICLE TO WHICH HAS BEEN ADDED A BOX, PLATFORM OR OTHER EQUIPMENT FOR SUCH CARRYING.

UTILITY TRAILER MEANS A VEHICLE WITHOUT MOTOR POWER, OTHER THAN A POLE TRAILER OR SEMITRAILER, DESIGNED FOR CARRYING PROPERTY AND FOR BEING DRAWN BY A MOTORIZED VEHICLE.

EMERGENCY SERVICES MEANS A VEHICLE UNINTENTIONALLY DOES NOT OPERATE AND REPAIRS ARE NECESSARY TO MAKE THE VEHICLE OPERATIONAL. VEHICLE SHALL BE PERMITTED TO PARK ON STREET FOR NO LONGER THAN TWENTY FOUR (24) HOURS FOR SUBJECT REPAIR.

- B. PARKING OF TRUCKS, RECREATIONAL, UTILITY TRAILERS AND BOATS ON STREETS IS PROHIBITED IN EXCESS OF FORTY EIGHT (48) HOURS EXCEPT AS PERMITTED IN THIS SECTION.
1. NO PERSON SHALL PARK A TRUCK ON ANY STREET OVER FORTY EIGHT (48) HOURS, EXCEPT AS FOLLOWS:
 - a. WHILE ACTIVELY LOADING AND UNLOADING THE TRUCK.
 - b. WHILE EMERGENCY SERVICES ARE BEING PROVIDED BY THE TRUCK'S OCCUPANT. THIS DOES NOT INCLUDE ANY GENERAL MAINTENANCE OR SERVICE OF THE TRUCK ITSELF.
 2. NO PERSON SHALL PARK A RECREATIONAL VEHICLE OR UTILITY TRAILER ON ANY STREET, EXCEPT A PERSON MAY PARK A RECREATIONAL VEHICLE OR UTILITY TRAILER FOR A PERIOD NOT TO EXCEED FORTY EIGHT (48) HOURS; PROVIDED, THE RECREATIONAL VEHICLE OR UTILITY TRAILER DOES NOT BLOCK THE

DRIVEWAY. UNDER NO
CIRCUMSTANCES SHALL PERSONS BE ALLOWED TO
INHABIT A RECREATIONAL VEHICLE WHILE PARKED ON
A STREET.

3. IT IS PROHIBITED FOR ANY OF THE AFORMENTIONED
VEHICLES OR UTILITIES TO PARK WITHIN FIFTEEN FEET
(15') FROM ANY HYDRANT, MARKED CROSSWALK,
FLASHING BEAM OR ANY TRAFFIC CONTROL SIGNAL OR
SIGN.
4. SHOULD A WARNING OR CITATION BE ISSUED FOR ILLEGAL
PARKING, VEHICLE OR UTILITY MUST BE RELOCATED TO
PRIVATE PROPERTY AND NOT TO OTHER LOCATION ON
SAME STREET OR ADJOINING STREET.
5. THERE SHALL BE NO REQUIREMENT TO POST WARNING
SIGNS

C. CIVIL TRAFFIC VIOLATIONS.

ANY VIOLATION OF THE PROVISIONS OF THIS ARTICLE SHALL
CONSTITUTE A WARNING TO THE REGISTERED OWNER
FOLLOWED BY A CIVIL TRAFFIC VIOLATION AND SUBJECT TO
THE PENALTY PROVISIONS OF SECTION 1-8.

Section II. 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.

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.

Section IV. Providing for Penalties

Any person found guilty of violating any provision of this Ordinance shall be
subject to the violation and penalty provisions of Section 1-8 of the Wickenburg Town Code.

PASSED AND ADOPTED by the Town Council of the Town of Wickenburg,
Arizona, this 3rd day of August, 2015.

Ordinance No. 1151

By: John H. Cook
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: 5
Number of Votes For: 4
Number of Votes Against: 1
Number of Abstentions: 0

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance Number 1151 was duly passed and adopted by the Common Council of the Town of Wickenburg, Arizona, at a regular meeting held on the 3rd day of August 2015, and that a quorum was present at the meeting.

Gloria Leija
Gloria Leija, Town Clerk