

MARANA ORDINANCE NO. 2018.008

RELATING TO TRAFFIC AND HIGHWAYS; REVISING MARANA TOWN CODE TITLE 12 (TRAFFIC AND HIGHWAYS) BY ADDING A NEW CHAPTER 12-9 (OVERDIMENSIONAL VEHICLES); AND DESIGNATING AN EFFECTIVE DATE

WHEREAS the Town Council is authorized by A.R.S. § 9-240 to exercise exclusive control over the streets, alleys, avenues and sidewalks of the town; and

WHEREAS A.R.S. § 28-1103 authorizes the Town to issue special permits for overdimensional vehicles; and

WHEREAS the Marana Mayor and Town Council find that the revision to Title 12 of the Marana Town Code as set forth in this ordinance is in the best interests of the Town and its residents.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Marana, Arizona, as follows:

Section 1. Marana Town Code Title 12 (Traffic and Highways) is hereby amended by adding new Chapter 12-9 (Overdimensional Vehicles), which was made a public record by and attached as Exhibit A to Marana Resolution No. 2018-025 and is hereby adopted and made a part of this ordinance by reference as if fully set out here.

Section 2. The following penalty clauses are included in Marana Town Code Chapter 12-9 (Overdimensional Vehicles):

12-9-5 Classification; enforcement; continuing violations

- A. Whenever in this chapter any act is prohibited or declared to be unlawful, or the doing of any act is required, or the failure to do any act is declared to be unlawful, the violation of that provision is a civil infraction.
- B. This chapter may be enforced in any manner provided for by town ordinances and state laws.
- C. Each day any violation continues shall constitute a separate offense.

Section 3. The various town officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this ordinance.

Section 4. All ordinances, resolutions and motions and parts of ordinances, resolutions, and motions of the Marana Town Council in conflict with the provisions of this ordinance are hereby repealed, effective as of the effective date of this ordinance.

Section 5. 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, the decision shall not affect the validity of the remaining portions of this ordinance.

Section 6. This ordinance shall become effective on the thirty-first day after its adoption.

PASSED AND ADOPTED by the Mayor and Council of the Town of Marana, Arizona, this 20th day of March, 2018.

Mayor Ed Honea

APPROVED AS TO FORM:

ATTEST:

Jocelyn C. Bronson, Town Clerk

Frank Cassidy, Town Attorney