

**ORDINANCE NO. 22-26**

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, DELETING SECTIONS 3.45.030(A)(2)(F) AND 3.45.030(A)(7) OF THE MARICOPA CITY CODE AND ADOPTING “CHAPTER 3.50 DEPARTMENT OF EMERGENCY MANAGEMENT” BY REFERENCE TO ADD SECTIONS 3.50.010, 3.50.020 AND 3.50.030 TO THE MARICOPA CITY CODE AND PROVIDING FOR SEVERABILITY AND THE EFFECTIVE DATE THEREOF.**

**WHEREAS**, that certain document known as “Chapter 3.50 Department of Emergency Management” was adopted as a public record by Resolution No. 22-60 on November 1, 2022; and

**WHEREAS**, City staff believes that creating a Department of Emergency Management will add to the efficient and effective operation of emergency and non-emergency communication, enforcement of the City Code and preparation to respond to community emergencies; and

**WHEREAS**, the Mayor and City Council of the City of Maricopa, Arizona, believe, after consultation with its staff, that deleting Sections 3.45.030(A)(2)(f) and 3.45.030(A)(7) and adding Sections 3.50.010, 3.50.020 and 3.50.030 to the City of Maricopa Code as set forth herein to be in the best interest of the City of Maricopa; and

**WHEREAS**, A.R.S. §9-802 allows a City to adopt a public record by Ordinance as a means to reduce publication costs while ensuring that the public gets fair notice and opportunity to review its operative provisions.

**NOW THEREFORE, BE IT ORDAINED** by the Mayor and the City Council of the City of Maricopa, Arizona as follows:

**SECTION 1.** Sections 3.45.030(A)(2)(f) and 3.45.030(A)(7) of the Maricopa City Code are hereby deleted in their entirety.

**SECTION 2.** Pursuant to Arizona Revised Statutes Section 9-802, that certain document known as “Chapter 3.50 Department of Emergency Management,” electronic copies of which are on file in the office of the City Clerk of the City of Maricopa, Arizona, was made a public record by Resolution No. 22-60 of the City of Maricopa, Arizona, is hereby referred to, adopted and made a part hereof as if fully set out in this Ordinance.

**SECTION 3.** Sections 3.50.010, 3.50.020 and 3.50.030 are hereby added as to the Maricopa City Code as set forth in “Chapter 3.50 Department of Emergency Management” which was made a public record by Resolution No. 22-60 of the City of Maricopa, Arizona.

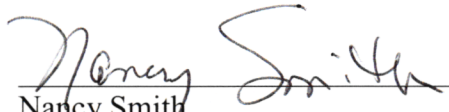
**SECTION 4.** To the extent of any conflict between other City Ordinances and this Ordinance, this Ordinance shall be deemed to be controlling; provided, however, that this Ordinance is not intended to amend or repeal any existing City Ordinance, Resolution or regulation except as expressly set forth herein.

**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, such decision shall not affect the validity of the remaining portions thereof.


**SECTION 6.** This Ordinance shall become immediately effective thirty (30) days from the date of its passage and adoption by the City Council of the City of Maricopa.

**PASSED AND ADOPTED** by the Mayor and City Council this 1<sup>st</sup> day of November, 2022.

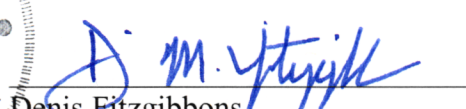
APPROVED:

  
\_\_\_\_\_  
Nancy Smith  
Mayor

ATTEST:

  
\_\_\_\_\_  
Vanessa Bueras, MMC  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Denis Fitzgibbons  
City Attorney

