# ORDINANCE NO. 753

**AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTION 93.40 OF THE CODE OF THE TOWN OF PAYSON, EXPANDING THE AREAS WITHIN THE TOWN PARKS THAT MAY BE RESERVED.**

**WHEREAS**, the Town of Payson allows certain areas of its parks to be reserved for private use.; and

**WHEREAS**, the Town of Payson desires to expand the areas that may be reserved for such private use,

**NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY ORDAIN AS FOLLOWS:**

Section 1. That Section 93.40 is hereby amended and as amended shall read as follows:

Section 93.40

(A) The park areas listed in this section may be reserved for use in accordance with this subchapter. All areas not listed in this section shall not be available for reserve and shall be open to the public on a first come, first serve basis.

(1) Ramadas at Rumsey Park.
(2) Ballfields at Rumsey Park.
(3) Payson Multi-Event Center Main Arena and Practice Arenas.
(4) Payson Multi-Event Center Parking Lot.
(5) Tennis Courts at Rumsey Park
(6) Volleyball Courts at Rumsey Park
(7) Basketball Courts at Rumsey Park
(8) Skate Park at Rumsey Park
(9) Dog Park at Rumsey Park

(B) No reserved use shall be allowed for areas under construction or renovation or for areas that are set aside for turf rejuvenation.

Section 2. If any section, subsection, sentence, clause, phrase or portion of this Ordinance Number 740 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 of this Ordinance Number 740. The Mayor and Common Council of the Town of Payson declares that it would have adopted this Ordinance Number 740 and each section, subsection, sentence, clause, phrase or portion thereof despite the fact that any one or more sections, subsections, sentences, clauses, phrases or portions would be declared invalid or unconstitutional.

***Prepared by Town of Payson Legal Department***
Amendments in ~~Strikeout~~/Highlight



FIRST READING & PUBLIC HEARING JAN 0 8, 2009 G.8

Second Reading & Public Hearing JAN 2 2 2009 G.3

**PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON** this _____ day of _____, 2009, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

_____
Kenny J. Evans, Mayor

ATTEST:

_____
Silvia Smith, Town Clerk

APPROVED AS TO FORM:

_____
Samuel I. Streichman, Town Attorney