ORDINANCE NO. 771

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, RELATING TO THE PRIVILEGE LICENSE TAX; ADOPTING "THE 2009 AMENDMENTS TO THE TAX CODE OF THE TOWN OF PAYSON" BY REFERENCE; ESTABLISHING AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY AND PROVIDING PENALTIES FOR VIOLATIONS, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA:

Section 1. That certain document known as "The 2009 Amendments to the Tax Code of the Town of Payson" ("2009 Amendments"), three copies of which are on file in the Office of the Town Clerk of the Town of Payson, Arizona, which document was made a public record by Resolution Number 2506 of the Town of Payson, Arizona, is hereby referred to, adopted, and made a part hereof as if fully set out in this ordinance.

Section 2. Any person found guilty of violating any provision of these amendments to the tax code shall be guilty of a class one misdemeanor, punishable as provided in Section 10.99 of the Code of the Town of Payson. Each day that a violation continues shall be a separate offense punishable as hereinabove described.

Section 3. If any section, subsection, sentence, clause, phrase, or portion of this ordinance or any part of these amendments to the tax code adopted herein by reference is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section 4. The provisions of Sections 1 through 3 of the 2009 Amendments shall be effective from and after September 1, 2006. The provisions of Sections 4 and 5 of the 2009 Amendments shall be effective from and after July 1, 2008.

Section 5. Whereas, it is necessary for the preservation of the peace, health and safety of the Town of Payson, Arizona, an emergency is declared to exist, and this Ordinance shall become immediately operative and in full force and effect from and after the date of its enactment.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON this 20th day of August, 2009, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

_____
Kenny J. Evans, Mayor

ATTEST:

APPROVED AS TO FORM:

_____
Silvia Smith, Town Clerk

_____
Samuel I. Streichman, Town Attorney

Prepared by Town of Payson Legal Department
SIS:drs August 11, 2009 (3:51pm)
C:\MyFiles\Ordinances\771 Adopting 2009 Tax Code Amendments.wpd

First Reading + Public Hearing AUG 2 0 2009 G.11.B