

ORDINANCE NO. 824

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING CHAPTER 95 OF THE CODE OF THE TOWN OF PAYSON AND ADOPTING SUCH AMENDMENTS BY REFERENCE. (AIRPORT)

WHEREAS, Chapter 95 of the Town Code contains provisions regulating the Payson Airport, the Airport's management, and the Airport's users; and

WHEREAS, in December of 2011, the Town Council approved Ordinance 816 creating the Airport Commission and directing the Airport Commission to review and make recommendations on possible amendments to Chapter 9; and

WHEREAS, the Airport Commission has reviewed Chapter 95 during numerous public meetings; and

WHEREAS; the Airport Commission has recommended changes to Chapter 95 as set forth in Exhibit A of Resolution 2681; and

WHEREAS, it is the desire of the Mayor and Common Council, in addition to the amendments set forth in this Ordinance, to amend the Code of the Town of Payson by amending Chapter 95 by reference pursuant to A.R.S. § 9-802,

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

Section 1. That the amendments to Chapter 95 (Airport) of the Code of the Town of Payson set forth in Resolution 2681 were heretofore declared to be a public record by such Resolution, and that the amendments to Chapter 95 are hereby referred to and adopted by this reference as though all the provisions thereof were set forth in full in this Ordinance.

Section 2. That at least three copies of the amendments to Chapter 95, as adopted by this Ordinance shall be filed in the Office of the Clerk of the Town of Payson and the same shall be maintained and kept available for public use and inspection.

First Reading
Second Reading

SEP 06 2012 D.4
SEP 20 2012 G.2

Section 3. That Section 95.99 of the Code of the Town of Payson is hereby amended, and as amended shall read as follows:

§ 95.99 PENALTY.

(A) Any person who violates any provision of this Chapter shall be guilty of a misdemeanor and shall be subject to punishment as provided in Section 10.99 of this Code.

(B) In addition to the penalties set forth in the above paragraph, violations of any provision of §§ 95.01 through 95.15, or of any rule, regulation, order or instruction issued by the Manager pursuant to this Chapter, may result in withdrawal of permission by the Manager to use the Airport.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON this ____ day of _____, 2012, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

Kenny J. Evans, Mayor

ATTEST:

APPROVED AS TO FORM:

Silvia Smith, Town Clerk



Timothy M. Wright, Town Attorney