ORDINANCE NO. 863

AN ORDINANCE OF THE MAYOR AND PAYSON TOWN COUNCIL, AMENDING SECTION 91.44(C) OF THE PAYSON TOWN CODE RELATING TO THE IMPOSITION AND COLLECTION OF ASSESSMENTS FOR AMOUNT EXPENDED TO CORRECT AND/OR ABATE NUISANCES.

WHEREAS, on September 18, 2014, the Town Council amended Chapter 91 of the Payson Town Code relating to Nuisances (see Ordinance 856 and Resolution 2796); and

WHEREAS, subsection (C) of 91.44 was inadvertently deleted by the Council's action; and

WHEREAS, the Town of Payson desires to correct the deletion and reinstate subsection 91.44(C) in the Town Code,

NOW, THEREFORE, THE MAYOR AND TOWN COUNCIL, ORDAIN AS FOLLOWS:

Section 91.44(C) of the Payson Town Code is reinstated and shall read as follows:

91.44(C) Imposition of assessment.

(1) Assessments that are imposed under this section run against the property until paid and are due and payable in equal annual installments as follows:

(a) Assessments less than $500 shall be paid within one year after the assessment is recorded.

(b) Assessments less than $1,000 shall be paid within two years after the assessment is recorded.

(c) Assessments less than $5,000 shall be paid within three years after the assessment is recorded.

(d) Assessments less than $10,000 shall be paid within six years after the assessment is recorded.

(e) Assessments greater than $10,000 shall be paid within ten years after the assessment is recorded.

(2) An assessment that is past due accrues interest at the rate prescribed by A.R.S. § 44-1201.

(3) A prior assessment for the purposes provided in this section shall not be a bar to a subsequent assessment or assessments for these purposes, and any number of assessments on the same lot or tract of land may be enforced in the same action.

First Public Hearing NOV 0 6 2014 D. 9

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON this ____ day of November, 2014, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

_____
Kenny J. Evans, Mayor

ATTEST:

_____
Silvia Smith, Town Clerk

APPROVED AS TO FORM:

_____
Timothy M. Wright, Town Attorney