Staff Report

Agenda Item: **ANIMAL CODE ORDINANCE AMENDMENT TO CHAPTER 6, SECTIONS 6-1 THROUGH 6-8** – Discussion and consideration of adopting by reference a document entitled "Animal Code Ordinance Amendment to Chapter 6, Sections 6-1 Through 6-8"; on file as a public record with the Town Clerk as an Ordinance amending the Animal Code Chapter 6, Sections 6-1 through 6-8; of the Town Code of the Town of Clarkdale; Providing for Severability; and Repealing Conflicting Ordinances.

Staff Contact: Walt Good, Deputy Town Clerk

Meeting Date: October 14, 2008

Background: September 23, 2008 the Council reviewed the document entitled "Animal Code Ordinance Amendment to Chapter 6, Sections 6-1 Through 6-8". Changes were discussed and made.

This ordinance adopts the document made a public record by Resolution # _____.

Recommendation: To adopt Ordinance #____ adopting "Animal Code Ordinance Amendment to Chapter 6-1 Through 6-8" by reference; providing for severability and providing penalties for violations, in Chapter 6 of the Town Code.

ORDINANCE # _____

AN ORDINANCE OF THE TOWN OF CLARKDALE, ARIZONA, MAKING CHANGES TO THE TOWN CODE BY ADOPTING BY REFERENCE THAT CERTAIN DOCUMENT ENTITLED THE "ANIMAL CODE ORDINANCE AMENDMENT TO CHAPTER 6, SECTIONS 6-1 THROUGH 6-8". REPEALING CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY.

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

Section 1: That the certain document known as "Animal Code Ordinance Amendment to Chapter 6, Sections 6-1 Through 6-8", three (3) copies of which are on file in the Office of the Town Clerk of the Town of Clarkdale, Arizona, which document was made a public record by Resolution #_____, is hereby referred to, and made a part hereof as if fully set forth in this Ordinance; and

Section 2: That the document described in Section 1 above is hereby adopted by reference as Chapter 6 of the Town Code of the Town of Clarkdale; and

Section 3: That all Ordinances and part of Ordinances in conflict with the provisions of this Ordinance or any part of this document adopted herein by reference are hereby repealed.

Section 4: Any portion of the Town Code repealed by this Ordinance does not affect rights and duties that matured or penalties that were incurred, and proceedings that were begun before the effective date of the repeal.

Section 5: If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of this document adopted herein by reference 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 take effect and be in force thirty days after passage by the Council and approval by the Mayor.

PASSED AND ADOPTED by the Mayor and Council of the Town of Clarkdale, Arizona, this 14th day of October, 2008.

_____
Doug Von Gausig, Mayor

ATTEST:

_____
Kathy Bainbridge, Town Clerk

APPROVED AS TO FORM:
Boyle, Pecharich, Cline & Whittington, P.L.L.C.
Town Attorneys

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Robert Pecharich, Town Attorney