

CHAPTER 8 BUSINESS REGULATIONS

Article 8-1 PEDDLERS (I)

- 8-1-1 Registration Required
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Section 8-1-1 Registration Required

Any person operating as a solicitor, peddler, hawker, salesman or vendor of goods, wares merchandise, newspapers, magazines or services, who goes from house to house, or to only one house, in the Town, shall register with the Town Clerk and obtain an identification card showing such registration.

Section 8-1-2 Application to Police Chief

- A. Applications for registration under the terms of Section 8-1-1 shall be required to furnish two satisfactory photographs of the applicant, one to be attached to the applicant's registration card and the other to be retained by the Police Department. The Chief of Police shall require the applicant to file his fingerprint identification with the Police Department.
- B. Such applicants for police registration shall be required to furnish to the Police Department a complete description of the product to be sold in the Town, together with information regarding sales methods to be used and references that will enable the Chief of Police to determine whether or not such applicant is qualified to receive a registration card as provided in Section 8-1-3. Investigation by the Chief of Police under the provisions of this chapter shall be completed within fifteen days after the applicant has given the required information.

Section 8-1-3 Issuance of Registration Cards

Registration cards under this article shall be given without charge to all applicants who have complied with Section 8-1-2, unless the Chief of Police discovers that any such applicant is deemed not to be a proper person to be permitted to go from house to house because of any of

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the following reasons: (1) he has a criminal record, (2) he is associated with a company that has engaged in fraudulent dealings, or (3) the proposed sales proposition includes some element of trickery, fraud or deceit, in which case, in the interest of public safety and protection, the applicant shall not be registered.

(1) Section 9-240 B (18), A.R.S.

Section 8-1-4 Revocation of Registration Cards

Registration cards under this chapter may be revoked by the Town at any time if deemed necessary in the interest of public safety and protection.

Section 8-1-5 Peddling Without Registration Cards Prohibited

It is unlawful for any person to take part in the act of soliciting, peddling, hawking, selling or vending of goods, wares, merchandise, newspapers, magazines, or services from house to house, or to only one house, in the Town without having registered with the Clerk and without having obtained a registration card; without having such card in possession; or failing to exhibit such card when request is made for the registration card by any resident of the Town.

Section 8-1-6 Permission Required for Selling on Streets or Sidewalks

It is unlawful for any person to erect or maintain any booth, stand or counter on any sidewalk in the Town for the purpose of barter, sale or trade, or keep or maintain upon the streets or alleys any wagon, cart, wheel, vehicle, movable booth or stand for the purpose of barter or trade without obtaining permission of the Council.

Section 8-1-7 Signs to be Observed

It is unlawful for any peddler, solicitor or canvasser in the course of his business to ring the doorbell or knock at any building whereon a sign bearing the words "no peddlers, solicitors or canvassers" is exposed to public view.

Section 8-1-8 Exemptions

- A. Newsboys are exempt from the provisions of this article for the sale of newspaper subscriptions.
- B. Such other persons and groups as specified by resolution of the Council shall be exempt from the provisions of this article.

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**Article 8-2 Tax Code
Insert Here**

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Article 8-3 BUSINESS LICENSE TAX

- 8-3-1 License Required
- 8-3-2 Issuance
- 8-3-3 Exemptions
- 8-3-4 Separate Licenses Required
- 8-3-5 Licenses to be displayed
- 8-3-6 Non transferability of License
- 8-3-7 Applicability to Business Located Outside Town
- 8-3-8 Time and Place of Payment
- 8-3-9 Amount of Tax
- 8-3-10 Inspection
- 8-3-11 Records
- 8-3-12 Revocation
- 8-3-13 When Taxes Delinquent
- 8-3-14 Violations

Section 8-3-1 License Required

It is unlawful for any person whether as principal or agent, Clerk or employee, either for himself or any other person or for any body corporate, or an officer of any corporation, or as a member of any firm or partnership, or otherwise, to commence, practice, transact or carry on any trade, calling, profession, occupation or business, without first having procured a license from the Town to do so.

Section 8-3-2 Issuance

It shall be the duty of the Town Clerk, or such other person to whom may be assigned the duty, to prepare and issue a license under this article for every person required to pay a license hereunder and to state in each license the amount thereof, the period of time covered thereby and the name of the person for whom issued, the trade, calling, profession, occupation or business and the location of same.

Section 8-3-3 Exemptions

No license shall be required for federal, state or local governments or agencies, or infrequent yard sales not occurring more often than once a month at a given location.

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Section 8-3-4 Separate Licenses Required

A separate license must be obtained for each branch establishment or separate place of business and for each trade, calling, profession, occupation or business carried on at the same place, and each license issued shall authorize the person obtaining it to carry on only that trade, calling, profession, occupation or business described in such license, and only at the location or place of business therein described.

Section 8-3-5 Licenses to be Displayed

Every person having a license under the provisions of this article shall keep such license in some conspicuous part of such place of business. Every person having such a license and not having a fixed place of business shall carry such license with him at all times while carrying on the trade, calling profession, occupation or business for which the license was granted. Every person having a license under the provisions of this article shall produce and exhibit such license when applying for a renewal thereof, and whenever requested to do so by any Police Officer or by any officer authorized to issue, inspect or collect licenses.

Section 8-3-6 Non Transferability of License

All licenses issued hereunder are nontransferable.

Section 8-3-7 Applicability to Business Located Outside Town

Every person who shall conduct an established business, profession, trade or calling outside the Town and who solicits, canvasses, delivers his products or performs a service within the Town shall pay a license tax.

Section 8-3-8 Time and Place of Payment

All taxes required by this article shall be paid in advance to the Town Clerk at the Town Hall. The license tax herein provided for shall be due and payable on the first day of July of each year.

Section 8-3-9 Amount to Tax

The business license tax shall be \$30.00 per year, except the business license tax for bona fide home businesses or activities shall be \$15.00 per year.

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Section 8-3-10 Inspection

The Town Clerk, license inspectors and police officers shall have and exercise the power to enter free of charge, at any time, any place of business for which a license is required by this article, and to request the exhibition of the license for the current term from any person engaged or employed in the transaction of such business.

Section 8-3-11 Records

The Town Clerk shall keep such records and account as shall be necessary to adequately show separately the taxes collected hereunder.

Section 8-3-12 Revocation

Any license issued under the provisions of this article may, for a good cause, be revoked. Good cause includes, but is not limited to, violation of the Town's Ordinances, regarding business licenses, compliance with applicable fire, building and zoning codes, and circumstances which endanger the public health, safety and welfare.

Section 8-3-13 When Taxes Delinquent

When any license tax provided for herein shall become due and unpaid for thirty days, the same shall become delinquent, and the Town Clerk shall add thereto ten percent as a penalty.

Section 8-3-14 Violations

It is unlawful to fail to secure a business license tax as required or fail to exhibit or allow inspection of a business license once issued. Each day that a violation continues shall be a separate offense.

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Article 8-4 PARK AND SWAP OPERATIONS

- 8-4-1 Definitions
- 8-4-2 License Required
- 8-4-3 License Display, Duration, Renewal and Transfer
- 8-4-4 Fee Schedule
- 8-4-5 Application; Refusal to Issue
- 8-4-6 Revocation or Suspension of License
- 8-4-7 Police Reports Required
- 8-4-8 Privilege License Reports and Collection of Taxes
- 8-4-9 Trading Area; Visibility of Merchandise
- 8-4-10 Sanitary Facilities
- 8-4-11 Hours of Operation
- 8-4-12 Exemption
- 8-4-13 Violations

Section 8-4-1 Definitions

In this article, unless the context otherwise requires:

- A. **“Owner” or “operator”** means any person who rents, sells, donates or otherwise makes available to park and swap meet participants any space within premises owned or controlled by the proprietor for the purpose of a swap meet sale or who controls admission, directly or through agents, of persons and merchandise into the park and swap lot.
- B. **“Park and Swap Lot”** means a building, structure, enclosure, lot or other area into which persons are admitted to display, exchange, barter, buy, sell or bargain for new and used merchandise, excluding those places normally engaged in the business of making sales at retail.
- C. **“Park and Swap Meet”** means the activity carried on at the park and swap lot and consists of the admitting of persons into a park and swap lot for the purpose of displaying, exchanging, bartering, buying, selling or bargaining for new and used merchandise.
- D. **“Park and Swap Meet Participant”** means any person other than an owner or operator who brings goods, wares and merchandise, both new and secondhand, to a park and swap meet for the purpose of displaying, exchanging, bartering, buying, selling or bargaining these goods, wares and merchandise.
- E. **“Police Chief”** means the Chief of the Clarkdale Police Department.

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Section 8-4-2 License Required

It is unlawful for any owner or operator to operate within the limits of the Town a park and swap lot without first having obtained a license as provided in this article, together with a privilege license, pursuant to Article 8-2, for reporting and paying monthly to the Town all privilege license taxes due by reason of the operator's operations, together with a separate privilege license which shall be used for reporting and paying to the Town the privilege license taxes collected by the operator from the participants, pursuant to the provisions of Section 8-4-8.

Section 8-4-3 License Display, Duration, Renewal and Transfer

- A. All licenses issued under the provisions of this article shall be displayed in a conspicuous place.
- B. All licenses, unless specifically excepted, shall be issued for a period of one year and shall run from January 1 in each calendar year to December 31 next following when they may be renewed, provided that no license shall be renewed unless the licensee conforms with the provisions of this article.
- C. Licences issued under this article shall not be transferable.

Section 8-4-4 Fee Schedule

Fees shall be charged to the operator in accordance with the provision for a business license tax in addition to section 8-4-8.

Section 8-4-5 Application; Refusal to Issue

- A. An application for a license under this article shall be made on forms furnished by the Clerk. Every application shall be accompanied by an application fee in the amount provided in Section 8-4-4. In the event a license is not issued, the application fee shall not be returned to the applicant but shall be applied to cover the cost of processing the application.
- B. The Clerk shall have the power to refuse to issue a license for any of the following causes:
 - 1. Fraud, misrepresentation or a false statement made in the course of applying for the license.

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2. Conviction of any crime or misdemeanor involving moral turpitude within the last ten years.
3. Three violations of this article within any three year period.

Section 8-4-6 Revocation or Suspension of License

A. Whenever the Town has knowledge or it is brought to the attention of the Town that any person licensed under this article has violated, or is violating, any of the provisions of this article, such person shall be cited to appear before a hearing officer designated by the Town Manager, on a day certain to show cause why his license should not be suspended or revoked. Such citation shall state the duty of the person cited to appear personally at the time and place and shall be served by an officer of the Police Department in the manner provided for personal service of civil summons. It shall be the duty of the person cited to appear personally at the time and place named in the citation.

B. If, after such hearing, the hearing officer determines that there is good and sufficient reason for the suspension or revocation of the cited person's license, the hearing officer shall enter an order effectively immediately to such effect and so notify the cited person by registered mail. The decision of the hearing officer revoking or suspending any license shall be final.

Section 8-4-7 Police Reports Required

- A. On each day of operation of a park and swap lot, the owner or operator shall, on forms provided by the Town; obtain the following information on each park and swap meet participant:
 1. Name and address.
 2. Vehicle description and license plate number, if any.
 3. Driver's license number and the state where issued, if any.
- B. These forms and admission records shall be available for police inspection during normal business hours and may be filled out by the park and swap meet participant and turned over to the owner, operator or his designated employee. The owner or operator shall be responsible for forwarding these reports to the Police Chief at the close of each day's business.

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Section 8-4-8 Reports and Collection of Taxes

- A. The operator of any park and swap meet shall be required to provide a weekly report to the Town Clerk which provides a complete list of all participants.
- B. The operator shall also remit \$1.00 per participant per day of operation to the Town Clerk. Such payment is accepted as the total fee to the participants who are engaged in activity defined as casual activity or sales according to the Clarkdale Tax Code.

Section 8-4-9 Trading Area, Visibility of Merchandise

The swap meet activities shall be conducted only in a building, structure or other area which is sufficiently defined to enable the owner or operator or his employees to control effectively all persons and merchandise, and only in an area zoned for this type of activity. All merchandise, both new and secondhand, for which the park and swap participant asks, or intends to ask, an initial price of twenty five dollars or more shall at all times be visible to the general public and officials of the Town.

Section 8-4-10 Sanitary Facilities

The owner or operator of any swap meet shall provide indoor or portable restroom facilities during the hours of operation of said swap meet for use by the public.

Section 8-4-11 Hours of Operation

A swap meet operated within the Town shall not operate before 7 a.m. or after 5 p.m.

Section 8-4-12 Exemption

The provisions of this article shall not be applied to any charitable organization having a valid solicitation permit for this activity from the Town. This article shall not apply to activities carried on by charitable organizations established and operated exclusively for a religious or charitable purpose if conducted solely among its members and guests by other members serving without remuneration or if such activities are conducted at the assemblies or services of the organization.

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Section 8-4-13 Violations

It is unlawful for any person, firm, company or corporation to violate or fail to comply with any of the provisions of this article.

Article 8-5 **SPECIAL EVENTS** (Created by Resolution #1422/Ordinance #349 on 2/12/13; effective 3/12/13)

- 8-5-1 Purpose and Intent
- 8-5-2 Definitions
- 8-5-3 Permit Required
- 8-5-4 Exemptions
- 8-5-5 Restrictions and Limitations
- 8-5-6 Signage
- 8-5-7 Fees, Deposits and Insurance Requirements

Section 8-5-1 Purpose and Intent

The purpose of these regulations is to provide specific prohibitions, requirements, provisions, limitations, restrictions and conditions for approval for temporary events occurring in the Town to ensure the general health, safety, and welfare of the community and compatibility of the event with the location and facility.

Section 8-5-2 Definitions

Special Events may occur inside or outside of a permanent structure. Special Events are a short-term activity that may impact neighboring properties. Special Events may occur on public or private property and may be related to an established use on the property or for a new, temporary use that occurs for a specified short-term time period. Events qualified under Section 8-5-4 Exemptions are exempt from the requirement to obtain a Special Event Permit.

Any event with the following components qualifies as a Special Event and requires a permit:

- Occurs on public property such as a Town Park or street
- Uses outdoor, amplified sound
- Uses tents or canopies
- Uses air-supported and inflated devices (bounce house) available to the general public
- Advertised for attendance by the public-at-large
- Any event that has an admission fee
- Any event that has sponsorship activities
- Any event that offers food, drink, goods or merchandise for sale or donation

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Section 8-5-3 Permit Required

- A. All Special Events require a Special Event Permit. Permit applications shall be submitted to the Town for review and approval. A permit fee will be assessed. Special Event Permit applications must be submitted at least 45 days prior to the event.
- B. Special Events on Town property require an 'Application for Facility Use'. This application must be submitted along with the Special Event Permit.
- C. It shall be unlawful to conduct a Special Event without a properly issued Special Event Permit.
- D. Special Events occurring without a valid permit shall be subject to immediate cessation pursuant to notice from the Town Manager or designee. It shall be unlawful to continue event activities after notice of a violation has been issued.
- E. Failure to comply with the requirements of this section or any stipulations of the Special Event Permit is a Class 2 Misdemeanor offense and may be punishable by a fine in an amount up to \$750.00 plus applicable surcharges, imprisonment for a period up to four (4) months, and probation for a period up to two (2) years.

Section 8-5-4 Exemptions

The following categories are exempt from the requirement to obtain a Special Event permit, unless temporary structures are used or any portion of the event is on public right-of-way.

- A. Garage, Yard or Estate Sales.
- B. Private events on private property lasting less than twenty-four (24) hours.
- C. Funeral processions.

Section 8-5-5 Restrictions and Limitations

- A. Temporary Structures
 - 1. No temporary structure shall block the access of emergency vehicles or create a traffic hazard.
 - 2. No temporary structure shall reduce the amount of available parking at the site of the Special Event without prior approval of the Town Manager or designee.

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3. All temporary structures shall meet accessory structure setbacks and primary structure height limitations of the underlying zoning district.
 4. Temporary structures shall be removed from the site by the next business day after the expiration of the permit, or as otherwise provided for in the Special Event permit.
- B. The Community Development Director, or designee, may waive any setback or height requirement for a Special Event upon review of the Special Events Permit application.
 - C. Special Events conducted within the Town shall be in compliance with applicable Town ordinances (unless modified by the approved terms of the Special Event permit) and all applicable State and County regulations.
 - D. The Town reserves the right to conduct inspections of the site.
 - E. The Town reserves the right to limit the hours of the Special Event to avoid unreasonable interference with adjacent properties.
 - F. Electrical wiring shall be installed in compliance with the provisions of the adopted electrical code of the Town.
 - G. Any supplemental lighting used during a Special Event shall be in conformance with Chapter 8 – Lighting Code of the Town of Clarkdale Zoning Code.
 - H. The Special Event shall not interrupt traffic movement unless pre-approved through review of the Special Events Permit Application.
 - I. No Special Event shall interfere with public health and safety.
 - J. Amplified sound for a Special Event held within a completely enclosed building shall not be permitted after 12:00 a.m. or before 10:00 a.m. For outdoor Special Events, amplified sound after 9:00 p.m. or before 10:00 a.m. is not permitted.
 - K. Clean-up of the site, including removal of all waste and temporary structures, must be completed by 10:00 a.m. of the morning following the end of the Special Event or as otherwise provided for in the Special Event Permit.

Section 8-5-6 Signage

- A. All signage must comply with Chapter Seven of the Town of Clarkdale Zoning Code.

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- B. A separate Sign Permit is not required for Special Event signs.

Section 8-5-7 Fees, Deposits and Insurance Requirements

- A. A fee will be charge for the required Special Event Permit based on the Town’s current adopted fee schedule.
- B. A refundable security deposit will be required for Special Events held in Town facilities and Town right-of-way.
- C. The applicant shall execute a hold harmless agreement indemnifying the Town from any liability related to personal injury, death or property damage as a result of the Special Event.
- D. The applicant shall provide a Certificate of Insurance in the amount of \$1 million worth of general liability coverage that names the Town of Clarkdale as an additional insured. The Certificate of Insurance must provide 30 days notice of cancellation and must reference the specific activity and date.
- E. A Special Event Liquor License from Arizona Department of Liquor Licenses and Control must be obtained when required by A.R.S. §4-203.02. Town approval of the Special Event Liquor License shall be processed through the Town Clerk’s Office.

ARTICLE 8-6 CIVIL UNIONS (Created by Resolution 1447; Ordinance #356 on 11/12/13 Effective 12/12/13)

- 8-6-1 Purpose and Intent
- 8-6-2 Definitions
- 8-6-3 Requirements for a Valid Civil Union
- 8-6-4 Fees
- 8-6-5 Responsibilities and Benefits of Parties to a Civil Union
- 8-6-6 Modification of Terms; Termination of Designation
- 8-6-7 Formalization; Right of Nonparticipation
- 8-6-8 Public Records

Section 8-6-1 Purpose and Intent

The Town of Clarkdale supports the right of every person to enter into a lasting and meaningful personal relationship with the partner of his or her choice, regardless of the gender or sexual orientation of the parties to that relationship. For that purpose, the Town of Clarkdale seeks to respect, support, and facilitate the rights of all persons to enter into contractual relationships and

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to designate agents, to the full extent permitted by the law, to manage their property, to make important life decisions, and otherwise to provide and care for loved ones within a meaningful and lasting personal relationship.

Section 8-6-2 Definitions.

In this Chapter, unless the context otherwise requires:

- A. “Town of Clarkdale Certificate of Civil Union” means a document that certifies that the persons named on the certificate have registered a contractual relationship in the Town of Clarkdale, Arizona pursuant to this Article.
- B. “Civil Union” is a contractual relationship established by two eligible persons and which has been registered pursuant to this Article.
- C. “Party to a Civil Union” means a person who has registered a Civil Union with the Town of Clarkdale.
- D. “Registered Civil Union Partners” means a person who has registered a Civil Union with any city or town in the State of Arizona or other legal governmental body, and is not party to any existing civil union, domestic partnership, marriage, or other legally recognized domestic relationship with any third party.
- E. “Health Care Facility” means every place, institution, building or agency, whether organized for profit or not, which provides facilities with medical services, nursing services, health screening services, other health-related services, supervisory care services, personal care services or directed care services and includes home health agencies as defined in A.R.S. 36-151 and hospice service agencies.

Section 8-6-3 Requirements for a Valid Civil Union.

- A. Two persons who meet all of the following requirements may enter into a Civil Union:
 - 1. Are at least eighteen years of age.
 - 2. Are not related by blood in a way that would disqualify them from marriage pursuant to A.R.S. §25-101.A.
 - 3. Are not presently married pursuant to Arizona law.
 - 4. Are competent to enter into a contract.
 - 5. Are not party to any existing civil union, domestic partnership, marriage, or other legally recognized domestic relationship with any third party.
- B. A Civil Union is established by the following process:

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1. Two eligible individuals seeking to register a Civil Union with the Town of Clarkdale must complete and file a notarized affidavit, in a form to be prescribed by the Town Clerk, declaring their intention to register a Civil Union. This form shall include the name, age, and address of each applicant; a statement that both parties are eligible to register this Civil Union; and a statement that it is the intent of each party to register this Civil Union.
2. In addition to the notarized affidavit, civil union partners may submit to the Town, and the Town shall maintain, a statement or list describing any additional documents, such as contracts and agreements, that document the rights, responsibilities and obligations that the civil union partners have established. Such a statement or list shall not be required in order to register a Civil Union. In order to prevent public access to private, personal information, civil union partners may not submit, and the Town will not maintain, the contracts and agreements themselves.

Certain of these agreements may require additional documentation and other formalities in execution in order to effectuate their intent, pursuant to the laws of the State of Arizona. The Town of Clarkdale makes no warranty or guarantee regarding the legality or enforceability of any agreements or nominations of the parties.

3. The Town Clerk shall file the affidavit and any accompanying statement of contractual terms in the records of the Town and shall issue a Civil Union Certificate, upon the payment of the required fee.

Section 8-6-4 Fees.

- A. The fee for filing a civil union statement and any attachments shall be fifty dollars (\$50).
- B. The fee for additional, original Civil Union Certificates is twenty five dollars (\$25).
- C. The fee for obtaining additional copies of the paperwork in the file relating to a given Civil Union shall be ten dollars (\$10).

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- D. The fee for filing an amendment to the statement or list describing additional documents shall be ten dollars (\$10).
- E. The fee for filing a termination of civil union statement shall be ten dollars (\$10).

Section 8-6-5 Rights of Registered Civil Union Partners.

- A. Health Care Visitation. All health care facilities operating within the Town shall allow the civil union partner of a patient to visit such patient unless no visitors are allowed or the patient expresses a desire that visitation by the civil union partner be restricted.
- B. Town employee benefits. Any Town employee who is registered as a civil union partner may designate his or her partner as a beneficiary of any of the benefits provided by the Town in the same manner as a spouse of an employee. If any benefits are administered by a third party, then those benefits are subject to satisfying any third party requirements.

Section 8-6-6 Modification of Terms; Termination of Designation.

- A. The Parties to a Civil Union may amend the terms of their particular agreements, designations, and nominations, in whole or in part, in the same manner as such agreements, designations, and nominations may be modified under applicable law. Should they desire, the parties to a Civil Union may file an amendment to the statement or list describing additional and/or amended documents by paying the fee outlined in Section 8-6-4 (D).
- B. A Civil Union shall terminate upon the occurrence of any one (1) of the following:
 - (1) The death of one (1) of the partners;
 - (2) A request by one or both parties for the Town Clerk to terminate the registration of the Civil Union. In such a case, the party(ies) must submit a signed and notarized statement to the Town Clerk. The statement must declare that the civil union is terminated and, if the termination statement has not been signed by both parties to the civil union, that the other person has been notified in writing of such termination at the last known address of such person. Upon the receipt of such a signed and notarized request, the Town Clerk will terminate the registration of such Civil Union. Any such termination of registration shall not alter any remaining contractual obligations or legal designations that have been made by

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the respective parties or the ability of either party to enforce any contractual rights that may continue to be enforceable under applicable law.

(3) The marriage, expressly recognized by the State of Arizona, of either one of the civil union partners.

C. A registered Clarkdale Civil Union shall not prevent the parties to that status from entering into any other type of legal status between those two parties in another jurisdiction, including a marriage where the laws of such other jurisdiction permits them to enter that status. For any two parties who are married or in a civil union or domestic partnership under the laws of another jurisdiction, a Clarkdale Civil Union may provide a means of effectuating portions of that relationship under the laws applicable within the Town of Clarkdale to the extent set forth herein.

Section 8-6-7 Formalization; Right of Nonparticipation.

A. The Town of Clarkdale does not require any religious organization or judicial officer to participate in formalizing a Civil Union.

Section 8-6-8 Limitation of Liabilities.

- A. Nothing in this article shall be interpreted to modify, alter or effect any rights, privileges or responsibilities under any federal or applicable state law.
- B. Nothing in this article shall be construed to create additional legal liabilities greater than those already existing under law or to create new private causes of action.
- C. By maintaining records provided by civil union partners pursuant to this Article, including the statement or list of documents as described in Section 8-6-3 (B)(2), the Town does not make any representation or warranty that such documents, records or stated intentions are legally enforceable or valid.

Section 8-6-9 Public Records.

A. The statement of civil union, the Civil Union Certificate and all documents provided to the Town by civil union partners pursuant to this Article shall be treated as a public record pursuant to the laws of the State of Arizona and shall be subject to disclosure upon request.