

**ORDINANCE NUMBER 2020 -11**

**AN ORDINANCE OF THE TOWN OF PARADISE VALLEY,  
ARIZONA AMENDING CHAPTER 1 GENERAL, ARTICLE 1-  
9, PENALTY, SECTION 1-9-3, CIVIL PENALTY PRESCRIBED**

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND TOWN  
COUNCIL OF THE TOWN OF PARADISE VALLEY, ARIZONA:**

**Section 1.** Chapter 1, General, Section 1-9-3 is hereby amended (with deletions shown as ~~strikethroughs~~ and additions shown in **bold type**):

**Article 1-9 PENALTY** <sup>1 178 496</sup>

- Section 1-9-1      Unlawful Acts as Misdemeanor
- Section 1-9-2      Punishment for Misdemeanor When Not Otherwise Prescribed
- Section 1-9-3      Civil Penalties Prescribed
- Section 1-9-4      Repeat Offender

Section 1-9-1 Unlawful Acts as Misdemeanor

When an act or omission is declared by statute or by this code or by any ordinance of the Town to be unlawful and no penalty is prescribed by such statute, code or ordinance, the act or omission is punishable as a misdemeanor.

Section 1-9-2 Punishment For Misdemeanor When Not Otherwise Prescribed

Except when a different punishment is prescribed, an unlawful act or omission which is declared to be a misdemeanor is punishable by imprisonment for a period of time not to exceed six months or by a fine not to exceed two thousand five hundred dollars or by both such fine and imprisonment. Each day that a violation continues shall be a separate offense punishable as described.

Section 1-9-3 Civil Penalties Prescribed

Any violation of the provisions of this Code or amendments thereto shall also constitute a civil offense, and any person who is served with a citation charging such violation and who admits, or is found responsible for such offense shall be liable to pay to the Town a civil sanction in an amount **that does not exceed the maximum amount permitted by law.** ~~not to exceed seven hundred and fifty (\$750) dollars.~~ Each day that a violation continues shall be a separate offense punishable as described.

**Section 4.** If any section, subsection, sentence, clause, phrase or portion of this ordinance 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 5.** Emergency. Whereas the immediate operation of the provisions of this ordinance is necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, and this ordinance shall be in full force and effective from and after its passage by the Council.

PASSED AND ADOPTED by the Mayor and Council of the Town of Paradise Valley, Arizona, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Jerry Bien-Willner, Mayor

SIGNED AND ATTESTED TO THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2020.

ATTEST:

\_\_\_\_\_  
Duncan Miller, Town Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Andrew M. Miller, Town Attorney