

RESOLUTION NO. 19-14

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE CITY CLERK ENTITLED "2019 AMENDMENTS TO THE APACHE JUNCTION CITY CODE, VOL. I, CHAPTER 7: BUILDINGS"; REPEALING ANY CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Ordinance No. 1475 adopts by reference the 2019 Amendments to the Apache Junction City Code, Vol. I, Chapter 7: Buildings, as recommended by staff; and

WHEREAS, A.R.S. § 9-802 permits municipalities to enact the provisions of a code or public record in existence without setting forth such provisions in full text as long as the adopting ordinance is published in full text and at least three paper copies or one paper copy and one electronic copy of the code or public record are filed in the office of the clerk of the municipality and are made available for public use and inspection; and

WHEREAS, pursuant to A.R.S. §§ 9-801(1) and 9-802, such codes or public record include regulatory provisions such as building codes; and

WHEREAS, it is the intent of the City to declare that certain document entitled "2019 Amendments to the Apache Junction City Code, Vol. I, Chapter 7: Buildings", three copies of which are on file in the office of the city clerk, as a public record.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA AS FOLLOWS:

SECTION I IN GENERAL

That certain document entitled "2019 Amendments to the Apache Junction City Code, Vol. I, Chapter 7: Buildings", at least three paper copies or one paper copy and one electronic copy of which are on file in the office of the city clerk of the City of Apache Junction, Arizona, is hereby declared to be a public record, shall be made available for public use and inspection,

and shall remain on file with the city clerk.

SECTION II REPEALING ANY CONFLICTING ORDINANCES

All ordinances and parts of ordinances in conflict with the provisions of this ordinance or any part of the provisions adopted herein by reference are hereby repealed.

SECTION III PROVIDING FOR SEVERABILITY

If any section, subsection, sentence, phrase, clause or portion of this ordinance or any part of the provisions or regulations 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 IV ESTABLISHING AN EFFECTIVE DATE

The provisions of this resolution shall take effect on July 8, 2019.

PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF APACHE JUNCTION, ARIZONA, THIS _____ DAY OF _____, 2019.

SIGNED AND ATTESTED TO THIS _____ DAY OF _____, 2019.

JEFF SERDY
Mayor

ATTEST:

KATHLEEN CONNELLY
City Clerk

APPROVED AS TO FORM:

RICHARD J. STERN
City Attorney