

ORDINANCE NO. 23-1167

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AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, ADOPTING "2023 AMENDMENTS TO TITLE 15" BY REFERENCE TO AMEND CERTAIN PROVISIONS OF CHAPTER 15.08 OF THE DOUGLAS MUNICIPAL CODE RELATING TO BUILDING PERMITS AND INSPECTION; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.

7 **WHEREAS**, that certain document known as "2023 Amendments to Title 15" was adopted as a public record by Resolution No. 23-1545 on April 12, 2023;

8 **WHEREAS**, the City Council previously adopted Ordinances which established laws and regulations related to building permit and inspection fees within the City of Douglas;

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10 **WHEREAS**, the City of Douglas Mayor and Council believe, after consultation with its staff, that amending the Chapter 15.08 to update building permit and inspection fees within the City of Douglas would be in the best interest of the City of Douglas; and

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12 **WHEREAS**, A.R.S. §9-802 and the City Charter allows the city to adopt a public record by Ordinance as a means to reduce publication costs while ensuring that the public gets fair notice and opportunity to review its operative provisions.

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14 **NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the City of Douglas, Arizona, as follows:

15 **SECTION 1.** Pursuant to Arizona Revised Statutes Section 9-802 and the City Charter, that certain document known as "2023 Amendments to Title 15" of the Douglas City Code, electronic copies of which are on file in the office of the City Clerk, which document was made a public record by Resolution No. 23-1545, is hereby referred to, adopted and made a part hereof as set out in this Ordinance.

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18 **SECTION 2.** Chapter 15.08 of the Douglas Municipal Code is hereby amended as outlined in "2023 Amendments to Title 15" which was made public record by Resolution No. 23-1545.

19 **SECTION 3.** To the extent of any conflict between other city Ordinances and this Ordinance, this Ordinance shall be deemed to be controlling; provided, however, that this Ordinance is not intended to amend or repeal any existing city Ordinance, Resolution or regulation except as expressly set forth herein.

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21 **SECTION 4. Effective date:** This Ordinance shall be effective thirty (30) days after final approval and adoption by the Mayor and Council.

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23 **SECTION 5. Severability:** If any chapter, section, subsection, sentence, clause or phrase 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 of this Ordinance and this Ordinance shall continue in full force and effect after the deletion of the illegal or unconstitutional provision.

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25 **PASSED AND ADOPTED** by the Mayor and Council of the City of Douglas, Arizona, this 12th day of July 2023.

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Attest:

Alma Andrade, City Clerk

Prepared by:
Nick Cook, City Attorney

Donald C. Huish, Mayor

Approved as to form:

Denis Fitzgibbons, City Attorney