

TOWN OF PINETOP-LAKESIDE

ORDINANCE NO. 09-331

AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PINETOP-LAKESIDE, ARIZONA, REPEALING "TOWN CODE SECTIONS 16.04.060 DEFINITIONS, 16.24.040 OPEN SPACE REQUIREMENTS, AND 17.12.020 DEFINITIONS" AND ADOPTING NEW "TOWN CODE SECTIONS 16.04.060 DEFINITIONS, 16.24.040 OPEN SPACE REQUIREMENTS, AND 17.12.020 DEFINITIONS."

WHEREAS, the proposed "Town Code Sections 16.04.060 Definitions, 16.24.040 Open Space Requirements, and 17.12.020 Definitions," are declared to be a public record by adopting Resolution No. 09-1056; and

WHEREAS, pursuant to Arizona Revised Statutes § 9-802, three (3) copies of Town Code Sections 16.04.060 Definitions, 16.24.040 Open Space Requirements, and 17.12.020 Definitions are on file in the Office of the Town Clerk, and referred to in this Ordinance by reference; and

WHEREAS, the Town of Pinetop-Lakeside desires to repeal the existing "Town Code Sections 16.04.060 Definitions, 16.24.040 Open Space Requirements, and 17.12.020 Definitions."

NOW THEREFORE BE IT ORDAINED by the Mayor and Town Council of the Town of Pinetop-Lakeside, Arizona as follows:

Section 1. Town Code Sections 16.04.060 Definitions, 16.24.040 Open Space Requirements, and 17.12.020 Definitions are repealed in their entirety.

Section 2. Town Code Sections 16.04.060 Definitions, 16.24.040 Open Space Requirements, and 17.12.020 Definitions are hereby adopted by reference, as if fully set forth herein. A copy of the full text of the new Town Code Sections 16.04.060 Definitions, 16.24.040 Open Space Requirements, and 17.12.020 Definitions are attached as Exhibit "A."

Section 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of "Town Code Sections 16.04.060 Definitions, 16.24.040 Open Space Requirements, and 17.12.020 Definitions" 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.

PASSED AND ADOPTED by the Mayor and Town Council of the Town of Pinetop-Lakeside, Arizona, this 2nd day of July 2009.