

ORDINANCE NO. 14-06

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS, ARIZONA, ADOPTING THE "2014 DEVELOPMENT IMPACT FEE ORDINANCE OF THE TOWN OF FOUNTAIN HILLS" BY REFERENCE AND AMENDING THE TOWN OF FOUNTAIN HILLS TOWN CODE, CHAPTER 7 (BUILDINGS AND BUILDING REGULATIONS), ARTICLE 7-10 (DEVELOPMENT FEES), BY DELETING IT IN ITS ENTIRETY AND REPLACING IT WITH THE 2014 DEVELOPMENT IMPACT FEE ORDINANCE OF THE TOWN OF FOUNTAIN HILLS.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS as follows:

SECTION 1. The document known as the "2014 Development Impact Fee Ordinance of the Town of Fountain Hills" (the "2014 Impact Fee Ordinance"), three copies of which are on file in the office of the Town Clerk, which document was made a public record by Resolution No. 2014-31 of the Town of Fountain Hills, Arizona, is hereby referred to, adopted and made a part hereof as if fully set out in this Ordinance.

SECTION 2. The Fountain Hills Town Code, Chapter 7 (Buildings and Building Regulations), Article 7-10 (Development Fees), is hereby deleted in its entirety and replaced with the 2014 Impact Fee Ordinance.

SECTION 3. Any person who fails to comply with any provision of the 2014 Impact Fee Ordinance shall be subject to civil and criminal penalties as set forth in Article 1-8 of the Fountain Hills Town Code, including civil penalties of not more than \$500 base fine. Criminal penalties shall constitute a class one misdemeanor, punishable by a fine not to exceed \$2,500.00 or by imprisonment for a period not to exceed six months, or by both such fine and imprisonment. Each day that a violation continues shall be a separate offense.

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 of this Ordinance.

SECTION 5. The Mayor, the Town Manager, the Town Clerk and the Town Attorney are hereby authorized and directed to execute all documents and take all steps necessary to carry out the purpose and intent of this Ordinance.

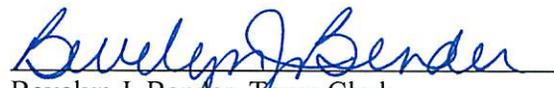
PASSED AND ADOPTED by the Mayor and Council of the Town of Fountain Hills, Arizona, June 19, 2014.

FOR THE TOWN OF FOUNTAIN HILLS:

ATTESTED TO:



Linda M. Kavanagh, Mayor



Bevelyn J. Bender, Town Clerk

REVIEWED BY:

APPROVED AS TO FORM:



Kenneth W. Buchanan, Town Manager



Andrew J. McGuire, Town Attorney