

**TOWN OF PRESCOTT VALLEY  
REQUEST FOR COUNCIL ACTION  
Date: May 12, 2011**

**SUBJECT:** Amendments to Town Code Chapter 10 "OFFENSES"

**SUBMITTING DEPARTMENT:** Legal

**PREPARED BY:** Carol Cornell, Paralegal

**AGENDA LOCATION:** Comments/Communications , Consent , Work/Study ,  
New Business , Public Hearing , Second Reading

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**ATTACHMENTS:** a) Ordinance No. 759, and b) Amendments to Chapter 10 "OFFENSES".

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**SUMMARY/BACKGROUND:** On April 16, 2010, the Governor of Arizona signed into law S.B. 1108 "Weapons" which substantially amended the Arizona Revised Statutes related to the transportation, possession, carrying, sale, transfer, purchase, acquisition, gift, devise, storage, licensing, registration, discharge or use of firearms. In conjunction with certain revisions updating Town Policy No. 1-07, staff is proposing amendments to Town Code Chapter 10 "OFFENSES" to conform to the provisions of S.B. 1108 and to conform with other revisions to the Town Facilities Usage Policy.

[Note: when ordinances are of any length, it is a cost-saving measure for the Town Clerk's office to adopt the substantive changes by "reference" in accordance with A.R.S. §9-802. This reduces publication costs. The Council has already taken the first step of declaring by Resolution that the substantive changes are a separate public document. This ordinance now adopts those changes by reference and will be the only portion that is published.]

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**OPTION ANALYSIS:** The Council may adopt by reference certain substantive changes to Chapter 10 "OFFENSES" through adoption of Ordinance No. 759, or decline to adopt Ordinance No. 759.

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**ACTION OPTION:** [The Mayor asks the Town Clerk to read Ordinance No. 759 (adopting by reference the Amendments to Chapter 10 "OFFENSES" declared by Resolution No. 1746 to be a public record) for the second occasion by title only, then asks "shall the Ordinance pass?"] **VOTE.**

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**RECOMMENDATION:** Staff recommends adopting Ordinance No. 759 for the purpose of adopting certain substantive amendments to Town Code Chapter 10 "OFFENSES" with regard to regulation of firearms and other revisions to the Town Facilities Usage Policy.

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**FISCAL ANALYSIS:** Adoption of the proposed Resolution and Ordinance is not expected to have any additional fiscal impact on the Town.

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**REVIEWED BY:**

Management Services Director \_\_\_\_\_

Town Clerk \_\_\_\_\_

Town Attorney \_\_\_\_\_

Town Manager \_\_\_\_\_

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**COUNCIL ACTION:**

Approved    Denied    Tabled/Deferred    Assigned to \_\_\_\_\_