



Town of Huachuca City

The Sunset City

500 N Gonzales Blvd • Huachuca City, Arizona 85616

Phone: (520) 456-1354 • TDD: (520) 456-1353 • Fax: (520) 456-2230

ORDINANCE NO. 2018-14

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, AMENDING THE TOWN CODE, TITLE 10 “VEHICLES, TRAFFIC AND PARKS,” CHAPTER 10.30 “PARKS, RECREATION AND TRANSPORTATION FACILITIES,” SECTION 10.30.030 “USE OF COMMUNITY CENTER,” TO REMOVE THE REQUIREMENT THAT THE TOWN COUNCIL APPROVE REQUESTS TO USE THE COMMUNITY CENTER.

WHEREAS, the Town Council of the Town of Huachuca City has adopted by Resolution No. 84-002 a code known as the Town Code of the Town of Huachuca City, Arizona [the “Code”], and has amended and republished the Code from time to time, as authorized by A.R.S. section 9-240 (B) (28); and

WHEREAS, pursuant to the Code, Chapters 10.30 and 2.85, the Town establishes regulations and fees for use of its facilities; and

WHEREAS, the Town Council wishes to amend the Code, Chapter 10.30, to remove the requirement that the Town Council approve requests to use the Town’s Community Center; and

WHEREAS, as required by the Code, section 2.25.040, this Ordinance was first read at a public meeting of the Town Council on May 10, 2018, and at a subsequent meeting on May 24, 2018.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Huachuca City, Arizona, as follows:

SECTION 1. The Code, Chapter 10.30 “PARKS, RECREATION AND TRANSPORTATION FACILITIES” Section 10.30.030 “Use of Community Center,” is amended as follows, with deletions in ~~strike through~~ and additions in underlined text:

10.30.030 Use of community center.

A. Huachuca City residents, nonresidents and all organizations and clubs desiring to use the Community Center building must submit a written request to use the center, to include dates and times. The request should be given to town staff ~~the Monday prior to the regular scheduled council meeting, which is held on the second and fourth Thursdays of the month~~ for approval.

B. A Community Center use calendar is kept by the town staff and ~~when requests will be considered in the order in which they are received to be put on a council agenda the dates are confirmed by staff for council courtesy in order for them to determine approval of request.~~

C. A use fee and a cleaning deposit are required in most instances; however, the council, upon ~~when approving the request, to use the center, will~~ may take into consideration whether or not to waive or reduce the use fee for governmental organizations, or nonprofit organizations under special circumstances. It is in the discretion of the council to determine whether to waive or reduce the fee. All users will pay the refundable cleaning deposit which shall be refunded if, upon inspection by a town staff member, the building is clean. The town council shall adopt, by resolution, a schedule of fees for use of the Community Center. The town's facility use policy which contains additional rules and procedures for using town facilities may be found in Chapter [2.85](#).

D. In cases of emergency, or if the town needs to use the center for a function, the town ~~administrator~~ manager may approve an override of the schedule for use of the center ~~and confirm the use with the town council at a later date.~~

E. [*unchanged*]

F. [*unchanged*]

SECTION 2. All ordinances, parts of ordinances, resolutions, parts of resolutions, policies, and parts of policies in conflict with the provisions of this Ordinance, or any part hereof, are hereby repealed.

SECTION 3. If any section, subsection or portion of this Ordinance is for any reason held to be invalid or unenforceable by the decision of a court of competent jurisdiction, such decision shall not affect the validity or enforceability of the remaining portions hereof.

SECTION 4. The Town Clerk is hereby directed, pursuant to the Code section 2.25.080, to publish this Ordinance as required by A.R.S. 9-812 and 39-204.

PASSED AND ADOPTED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, COCHISE COUNTY, ARIZONA, THIS 24th DAY OF MAY, 2018.


Kenneth Taylor, Mayor

ATTEST:


Jennifer Fuller, Town Clerk

Approved as to Form:


Thomas Benavidez, Town Attorney