

## **ORDINANCE NO. 2334**

AN ORDINANCE OF THE COMMON COUNCIL OF THE TOWN OF GILBERT, ARIZONA, DECLARING THE DOCUMENT ENTITLED THE “2011 AMENDMENTS TO THE CODE OF GILBERT, CHAPTER 42 OFFENSES AND MISCELLANEOUS PROVISIONS, ARTICLE III, DIVISION 2 ALARM SYSTEM” AS A PUBLIC RECORD; AMENDING THE CODE OF GILBERT, ARIZONA CHAPTER 42 OFFENSES AND MISCELLANEOUS PROVISIONS, ARTICLE III OFFENSES INVOLVING PUBLIC PEACE AND ORDER, DIVISION 2 ALARM SYSTEMS BY REPEALING EXISTING DIVISION 2 ALARM SYSTEMS; AMENDING THE CODE OF GILBERT BY ADOPTING NEW DIVISION 2 ALARM SYSTEMS BY ADOPTING BY REFERENCE THAT PUBLIC RECORD KNOWN AS “2011 AMENDMENTS TO THE CODE OF GILBERT, CHAPTER 42 OFFENSES AND MISCELLANEOUS PROVISIONS, ARTICLE III, DIVISION 2 ALARM SYSTEMS” RELATING TO UPDATING DEFINITIONS, ALARM VERIFICATION AND REPORTING REQUIREMENTS AND NOTIFICATION OF FALSE ALARMS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PENALTIES

NOW THEREFORE, BE IT ORDAINED by the Common Council of the Town of Gilbert, Arizona, as follows:

### **Section I.     In General.**

That certain document known as the “2011 Amendments to the Code of Gilbert, Chapter 42, Offenses and Miscellaneous Provisions, Article III, Division 2 Alarm Systems” three copies of which shall remain on file in the office of the Town Clerk, is hereby declared to be a public record.

The Code of Gilbert is hereby amended by repealing Chapter 42, Offenses and Miscellaneous Provisions, Article III, Division 2 Alarm Systems.

The Code of Gilbert shall be amended by adopting by reference that public record entitled the “2011 Amendments to the Code of Gilbert, Chapter 42, Offenses and Miscellaneous Provisions, Article III, Division 2 Alarm Systems,” which document is hereby adopted and incorporated by reference.

### **Section II.     Providing for Repeal of Conflicting Ordinances.**

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference are hereby repealed.

Section III. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code 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.

Section IV. Providing for Penalties.

Any person found guilty of violating any provision of this Ordinance shall be guilty of a Class One misdemeanor, and upon conviction thereof shall be subject to the penalties set forth in Section 1-5 of the Gilbert Municipal Code. Each day that a violation continues shall be a separate offense punishable as herein described.

PASSED AND ADOPTED by the Common Council of the Town of Gilbert, Arizona, this 23rd day of June, 2011, by the following vote:

AYES: Cook, Cooper, Daniels, Lewis, Petersen, Ray

NAYES: None          ABSENT: Sentz

EXCUSED: None      ABSTAINED: None

APPROVED this 23rd day of June 2011.

/s/ John W. Lewis, Mayor

ATTEST:

/s/ Susan Roberts, CMC, Deputy Town Clerk

APPROVED AS TO FORM:

Curtis, Goodwin, Sullivan, Udall, & Schwab, P.L.C.  
Town Attorneys  
By Susan Goodwin