

**ORDINANCE NO. 2616**

AN ORDINANCE OF THE COMMON COUNCIL OF THE TOWN OF GILBERT, ARIZONA, AMENDING THE CODE OF GILBERT, ARIZONA, CHAPTER 10 BUILDINGS AND CONSTRUCTION REGULATIONS, ARTICLE VI PUBLIC WORKS, SECTION 10-201 ADOPTION OF UNIFORM STANDARD SPECIFICATIONS AND DETAILS FOR PUBLIC WORKS CONSTRUCTION, SECTION 10-202 ADOPTION OF TOWN OF GILBERT'S PUBLIC WORKS AND ENGINEERING STANDARDS, THE SUPPLEMENT TO MAG UNIFORM STANDARD DETAILS FOR PUBLIC WORKS CONSTRUCTION, AND THE SUPPLEMENT TO MAG UNIFORM STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION, RELATED TO STANDARDS OF PUBLIC WORKS CONSTRUCTION IN THE TOWN; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING PENALTIES

WHEREAS, since the 1980's, the Town of Gilbert has adopted standards and supplements for public works construction to provide safe, reliable and efficient systems of streets, utilities and facilities; and

WHEREAS, the Town of Gilbert wishes to allow for periodic updates to those standards and supplements;

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

Section I.      In General.

The Code of Gilbert, Arizona, Chapter 10 Buildings and Construction Regulations, Article VI Public Works, Section 10-201 Adoption of Uniform Standard Specifications and details for Public Works Construction, is hereby amended to read as follows (additions in ALL CAPS; deletions in ~~strikeout~~):

**Sec. 10-201. - Adoption of Uniform Standard Specifications and details for Public Works Construction.**

That certain document, three copies of which are on file in the office of the clerk, being marked and designated as "Uniform Standard Specifications and Details for Public Works Construction," 2015 (LATEST Edition), published, sponsored, and distributed by the Maricopa Association of Governments, together with all appendices thereto, ~~is~~ ARE hereby adopted as the standard specifications and details for public works construction of the town, and such code is hereby referred to, adopted and made a part of this chapter as though set forth fully in this section.

The Code of Gilbert, Arizona, Chapter 10 Buildings and Construction Regulations, Article VI Public Works, Section 10-202 Adoption of Town of Gilbert's public works and engineering standards; supplement to MAG uniform standard details for public works construction; and supplement to MAG uniform standard specifications for public works construction., is hereby amended to read as follows (additions in ALL CAPS; deletions in ~~strikeout~~):

**Sec. 10-202. - Adoption of Town of Gilbert's public works and engineering standards; supplement to MAG uniform standard details for public works construction; and supplement to MAG uniform standard specifications for public works construction.**

These certain documents, three copies of which are on file in the office of the clerk, being marked and designated as Town of Gilbert's "Public Works and Engineering Standards"; "Supplement to MAG Uniform Standard Details for Public Works Construction"; and "Supplement to MAG Uniform Standard Specifications for Public Works Construction", ~~September 21, 2015~~ (LATEST Edition), published by the town, together with all appendices thereto, is ARE hereby adopted as the engineering standards of the town, and as a supplement to the standard specifications and details for public works construction of the town, and such code supplement is hereby referred to, adopted and made a part of this chapter as though set forth fully in this section. THESE CERTAIN DOCUMENTS MAY BE AMENDED FROM TIME TO TIME BY THE TOWN ENGINEER.

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 Civil Sanctions.

Any person found responsible for violating this Ordinance shall be subject the civil sanctions and habitual offender provisions set forth in Section 1-5 of the Gilbert Municipal Code. Each day a violation continues, or the failure the failure to perform any

act or duty required by the Municipal Code or by the Town of Gilbert Municipal Court continues, shall constitute a separate civil offense.

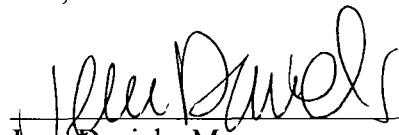
PASSED AND ADOPTED by the Common Council of the Town of Gilbert, Arizona, this 15<sup>th</sup> day of June, 2017, by the following vote:

AYES: S.Anderson, E.Cook, J.Daniels, V.Petersen, B.Peterson, J.Ray, J.Taylor


NAYES: None ABSENT: None

EXCUSED: None ABSTAINED: None


APPROVED this 15<sup>th</sup> day of June, 2017.

  
Jenn Daniels, Mayor


ATTEST:

  
Lisa Maxwell, Town Clerk

APPROVED AS TO FORM:

  
NANCY L. DAVIDSON for  
Andrew McGuire, Interim Town Attorney

I, LISA MAXWELL, TOWN CLERK, DO HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF THE ORDINANCE NO. 2616 ADOPTED BY THE COMMON COUNCIL OF THE TOWN OF GILBERT ON THE 15<sup>TH</sup> DAY OF JUNE, 2017, WAS POSTED IN FOUR PLACES ON THE 6th DAY OF JULY, 2017.

  
Lisa Maxwell, Town Clerk, CMC