

ORDINANCE NO. 2708

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 10-202 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, the Town Council previously adopted the Public Works and Engineering Standards Manual, the Supplement to MAG Uniform Standard Details for Public Works Construction, and the Supplement to MAG Uniform Standard Specifications for Public Works Construction, as amended; and

WHEREAS, Town staff is recommending various minor revisions to these documents to clarify and improve certain elements of these documents;

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

Section 1. 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" (effective ~~December 15, 2018~~ MAY 18, 2019); "Supplement to MAG Uniform Standard Details for Public Works Construction" (effective ~~December 15, 2018~~ MAY 18, 2019); and "Supplement to MAG Uniform Standard Specifications for Public Works Construction", (effective ~~December 15, 2018~~ MAY 18, 2019), published by the town, together with all appendices thereto, 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.

Section 2. The Town Engineer is hereby authorized to take all actions necessary to implement and make reasonable interpretations in accordance with the Public Works and Engineering Standards Manual.

Section 3. Those certain documents dated May 18, 2019 and entitled "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," are hereby declared to be a public record, and said copies are ordered to remain on file with the Town Clerk.

Section 4. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed, effective as of May 18, 2019.

Section 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part thereof 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 6. 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.

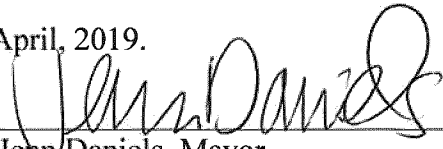
PASSED AND ADOPTED, BY THE COMMON COUNCIL OF THE TOWN
OF GILBERT, ARIZONA THIS 18TH DAY OF APRIL, 2019.

AYES: Anderson, Cook, Daniels, Peterson, Ray, Taylor, Yentes

NAYES: _____ ABSENT: _____

EXCUSED: _____ ABSTAINED: _____

APPROVED this 18th day of April, 2019.



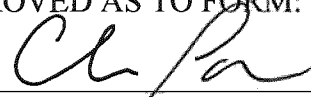
Jenn Daniels, Mayor

ATTEST:



for Lisa Maxwell, Town Clerk

APPROVED AS TO FORM:



Chris Payne, Town Attorney