

ORDINANCE NO. 09-05

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS, ARIZONA, AMENDING THE FOUNTAIN HILLS TOWN CODE, CHAPTER 7, BUILDINGS AND BUILDING REGULATIONS, BY ADDING A NEW ARTICLE 7-11, ENFORCEMENT OF STATE RESIDENTIAL RENTAL PROPERTY REGISTRATION.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF FOUNTAIN HILLS as follows:

SECTION 1. That the Fountain Hills Town Code, Chapter 7, Buildings and Building Regulations, is hereby amended by adding a new Article 7-11, Enforcement of State Residential Rental Property Registration, to read as follows:

Article 7-11

ENFORCEMENT OF STATE RESIDENTIAL RENTAL PROPERTY REGISTRATION

Section 7-11-1 Enforcement of State Residential Rental Property Registration

- A. “Residential rental property” shall have the same meaning as provided by ARIZ. REV. STAT. § 33-1901, as amended.
- B. All owners of residential rental property located within the corporate boundaries of the Town shall register with the Maricopa County Assessor the information required by ARIZ. REV. STAT. § 33-1902, as amended, in the manner prescribed by the Assessor.
- C. The Town shall assess a civil penalty in accordance with ARIZ. REV. STAT. § 33-1902, as amended, against any owner who fails to comply with the provisions thereof.

SECTION 2. That, if any provision or any portion of any provision of this Ordinance is for any reason held to be unconstitutional or otherwise unenforceable by a court of competent jurisdiction, such provision or portion thereof shall be deemed separate, distinct and independent of the remaining provisions of this Ordinance and shall be severed therefrom without affecting the validity of the remaining portions of this Ordinance.

SECTION 3. That the Mayor, the Town Manager, the Town Clerk and the Town Attorney are hereby authorized and directed to take all steps and execute all documents necessary to carry out the purpose and intent of this Ordinance.

[SIGNATURES ON FOLLOWING PAGE]

PASSED AND ADOPTED by the Mayor and Council of the Town of Fountain Hills,
Arizona, March 5, 2009.

FOR THE TOWN OF FOUNTAIN HILLS:

ATTESTED TO:



Jay T. Schlum, Mayor



Bevelyn J. Bender, Town Clerk

REVIEWED BY:

APPROVED AS TO FORM:



Richard L. Davis, Town Manager



Andrew J. McGuire, Town Attorney