



# Ordinance

OFFICE OF THE  
MAYOR  
CITY OF SAN LUIS

NO. 337

AN ORDINANCE OF THE CITY OF SAN LUIS, ARIZONA, AMENDING THE SAN LUIS CITY CODE TITLE IX CHAPTER 95 RELATING TO ANIMALS BY ADDING SECTION 95.02, ANIMALS DISTURBING THE PEACE AND SECTION 95.03 PENALTY; REPEALING ANY CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY AND PROVIDING PENALTIES FOR VIOLATIONS.

NOW THEREFORE BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF SAN LUIS, ARIZONA:

SECTION 1: That Chapter 95, relating to Animals, be amended by adding Section 95.02, Animals Disturbing the Peace to read as follows:

## **§95.02 ANIMALS DISTURBING THE PEACE**

It shall be unlawful for any person to keep or harbor within the City any animal or fowl which excessively barks, howls, roars, crows, or makes other noises by day or night and disturbs the peace of any person or family.

SECTION 2: That Chapter 95, relating to Animals, be amended by adding Section 95.03, Penalty to read as follows:

## **§ 95.03 PENALTY**

(A) Unless otherwise specifically provided for in this chapter, it shall be unlawful for any person, firm, or corporation to violate, or cause the violation of, any provision of this chapter. Any person, firm, or corporation violating any of the provisions in this chapter shall be guilty of a class 2 misdemeanor, and upon conviction thereof shall be punished by a fine not to exceed \$750 or by imprisonment for not more than four (4) months or by both such fine or imprisonment.

(B) Any violation of § 95.01 Dogs At-Large of this chapter shall be a class 3 misdemeanor and upon conviction thereof shall be punished by a fine not to exceed \$500 or by imprisonment for not more than thirty (30) days or by both such fine or imprisonment; and upon conviction for a first offense, the minimum

fine to be imposed shall not be less than \$50. For each additional offense within a twelve (12) month period, the following minimum fines shall be mandatory:

- (1) Second offense: \$100.
- (2) Third offense: \$200.
- (3) Thereafter: \$300

At all times the court shall retain the right to impose more than the minimum sentence as provided herein.

(C) With respect to violations of this chapter which are continuous with respect to time, each day the violation continues shall be deemed a separate offense.

SECTION 3: In the event of a conflict between the provisions of this Ordinance and any other ordinance, resolution, regulation, code, or policy of the City of San Luis, the conflicting provisions are hereby repealed, superseded, and replaced, and the provisions of this Ordinance shall govern.

SECTION 4: If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

PASSED AND ADOPTED by the Mayor and Council of the City of San Luis, Arizona, this 27<sup>th</sup> day of May, 2015.



Gerardo Sanchez, Mayor

ATTEST:

  
For Sonia Cornelio, City Clerk

APPROVED AS TO FORM:

  
for Glenn Gimbut, City Attorney