

AN ORDINANCE OF THE TOWN OF SAN LUIS, ARIZONA, CREATING A MAGISTRATE COURT. PROVIDING FOR THE APPOINTMENT OF THE MAGISTRATE; PROVIDING THE DUTIES OF THE MAGISTRATE; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE TOWN COUNCIL OF SAN LUIS, ARIZONA, AS FOLLOWS:

Section 1 MAGISTRATE COURT ESTABLISHED; JURISDICTION

There is hereby established in the town a magistrate's court which shall have jurisdiction of all violations of this code, and jurisdiction concurrently with justices of the peace of precincts in which the town is located of violation of laws of the state committed within the limits of the town.

Section 2 Town Magistrate

The presiding officer of the magistrate's court shall be the town magistrate, who shall be appointed by and shall serve at the pleasure of the council.

Section 3 Assistant Town Magistrate

The office of assistant town magistrate is hereby created. The assistant town magistrate may be appointed by and shall serve at the pleasure of the council for such term and for such salary as the council may determine. He shall perform the duties of the town magistrate in the absence of the town magistrate in such manner as the council may direct.

Section 4 Powers and Duties of Town Magistrate

The powers and duties of the magistrate shall include:

- A. The powers and duties set forth and conferred upon him under the provisions of the state constitution and statutes, this code and the ordinances and resolutions of the town.
- B. The keeping of a docket in which shall be entered each action and the proceedings of the court therein.
- C. The responsibility for fixing and receiving all bonds and bails and receiving all fines, penalties, fees and other monies as provided by law.
- D. Payment of all fees, fines, penalties and other monies collected by the court to the treasurer.
- E. Submitting a monthly report to the council summarizing court activities for that month.
- F. Preparation of a schedule of traffic violations not involving the death of a person, listing specific bail for each violation.

Section 5 PROCEEDINGS OF COURT

The proceedings shall be conducted in accordance with the state constitution, the applicable state statutes and rules of the state supreme court pertaining to police courts. The proceedings shall also be conducted in accordance with the rules of criminal procedure for the superior court, unless otherwise prescribed, and providing this code and resolutions of the town are not in conflict therewith.

Section 6 Emergency

Whereas, it is necessary for the preservation of the peace, health and safety of the town of San Luis, Arizona, an emergency is declared to exist, and this ordinance shall become immediately operative and enforced on and after the date of adoption by the council of the town of San Luis, Arizona.

PASSED AND ADOPTED by the Common Council of the Town of San Luis, Arizona this 23rd day of December, 1981.

Josefina C Rodriguez
Mayor

ATTEST:

[Signature]
Clerk

[Signature]
Attorney