



Ordinance

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

ORDINANCE NO. 216

**AN ORDINANCE OF THE CITY OF SAN LUIS, ARIZONA AMENDING
ORDINANCE NO. 122 REGULATING THE SALE, MANUFACTURE,
POSSESSION, EXCHANGE OR USE OF SPRAY PAINT; MAKING THE SAME
UNLAWFUL AND PROVIDING THE PENALTY FOR VIOLATION;
REPEALING ANY CONFLICTING PROVISIONS; AND PROVIDING FOR
SEVERABILITY**

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY
OF SAN LUIS, ARIZONA, AS FOLLOWS:

SECTION 1: Ordinance No. 122 of the City of San Luis is hereby amended to
read as follows:

- A. The sale, purchase, manufacture, possession, exchange, or use of spray paint is unlawful, except as otherwise provided by this ordinance.
- B. Spray paint is defined as any quantity of paint contained in a can or other receptacle equipped with a nozzle for dispensing the paint, which is manufactured as a part of the can or receptacle. Paint contained in a sprayer attached to a separate air compressor commonly used by painters is not included in the definition of spray paint.
- C. No person under the age of 18 years may use spray paint.
- D. No person may sell, transfer, or otherwise convey spray paint to a person under 18 years of age.
- E. Violation of this ordinance shall be a civil infraction punishable pursuant to Section 10-3-22 of the San Luis City Code as adopted pursuant to Ordinance No. 189 of the City of San Luis, Arizona.

SECTION 2: 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 3: All ordinances and parts of ordinances, in conflict with the provisions of this ordinance or any part of the section of code adopted herein, are hereby repealed.

PASSED AND ADOPTED by the Mayor and Council of the City of San Luis, Arizona, this 27th day of October, 2004.



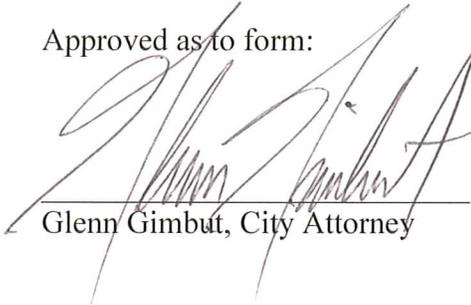
Guillermina Fuentes, Mayor

Attest:



Rosalicia Cordova, City Manager

Approved as to form:



Glenn Gimbut, City Attorney