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Requested By: SAN LUIS CITY CLERK'S OFFICE

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WHEN RECORDED, MAIL TO:

**CITY OF SAN LUIS
ATTN: CITY CLERK
P.O. BOX 1170
SAN LUIS, ARIZONA 85349**

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CAPTION HEADING:

ORDINANCE

Ordinance No. 480

Amending city code sections 6.05.085 and 10.05.010 to update the definition for Animal Control Enforcement Officer and authorize Transit Enforcement Officer duties; repealing conflicting provisions and providing for severability.



Ordinance

No. 480

OFFICE OF THE
MAYOR
CITY OF SAN LUIS

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SAN LUIS, ARIZONA, AMENDING SAN LUIS CITY CODE SECTIONS 6.05.085 AND 10.05.010 TO UPDATE THE DEFINITION FOR ANIMAL CONTROL ENFORCEMENT OFFICER AND AUTHORIZE TRANSIT ENFORCEMENT OFFICER DUTIES; REPEALING CONFLICTING PROVISIONS, AND PROVIDING FOR SEVERABILITY.

WHEREAS, the City desires to amend San Luis City Code Section 6.05.085 to update the definition of Enforcement Officer to authorize animal control officers to perform all duties allowed under A.R.S. §9-499.04; and.

WHEREAS, the City desires to amend San Luis City Code Section 10.05.010 to authorize transit enforcement officers to conduct traffic investigations and other duties allowed under A.R.S. §28-627.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of San Luis, Arizona:

Section 1: Section 6.05.085 of the San Luis City Code is to read:

“Unless otherwise specifically defined, the following words and phrases, as used in this chapter, have the following meaning:

ANIMAL. Any mammal, bird, reptile or amphibian.

CONSECUTIVE BUSINESS DAYS. Monday through Friday are considered business days; business days do not include Saturdays, Sundays, or City holidays, even if the Animal Control Division is open during these days.

DOG. A member of the *Canis familiaris* species.

ANIMAL CONTROL ENFORCEMENT OFFICER. Any certified peace officer or any person delegated by the City Manager or his or her designee under the supervision of the Chief of Police, who is responsible for enforcing this chapter, and any regulations promulgated under this chapter, and as authorized for Animal Control Officers under A.R.S. 9-499.04, as it may be amended or renumbered.”

FOWL. A bird of any kind, domesticated or wild, including poultry.

IMPOUND. The act of taking or receiving into custody by the Enforcement Officer any animal for the purpose of confinement in an authorized impound facility under the provisions of this chapter.

IMPOUND FACILITY. Any establishment authorized for the confinement, maintenance, safekeeping, and control of dogs and other animals that come into the custody of the Enforcement Officer in performing his or her official duties.

KENNEL. Any establishment authorized for the confinement, maintenance, safekeeping, and control of dogs and other animals that come into the custody of the Enforcement Officer in performing his or her official duties.

KNOWINGLY. With respect to conduct or to a circumstance described by a law defining an offense, that a person is aware or believes that the person's conduct is of that nature or that the circumstance exists, it does not require any knowledge of the unlawfulness of the act or omission.

OWNER. Any person exercising care, custody, or control of any animal for more than six consecutive calendar days or claiming any legal interest in that animal. Indicators to determine who the owner is also include any license, permit, certificate, registration, or other documentation establishing a legal interest in such animal.

PERSON. Any individual, corporation, partnership, association, or other legal entity.

VACCINATION. The administration of an anti-rabies vaccine to animals by a veterinarian or an authorized impound facility by employees trained by a veterinarian licensed by the State of Arizona.

VETERINARIAN. Any veterinarian licensed to practice in Arizona or any veterinarian employed in Arizona by a governmental agency.

VETERINARY HOSPITAL. Any establishment operated by a veterinarian licensed to practice in Arizona that provides clinical facilities and houses animals or birds for dental, medical, or surgical treatment; a veterinary hospital may have adjacent to it, or in conjunction with it, or as an integral part of it, pens, stalls, cages or kennels for quarantine, observation or boarding."

Section 2 Section 10.05.010 of the San Luis City Code is to read:

(A) It shall be the duty of the Police Chief to provide for the enforcement of the street traffic regulations of the City and all of the state vehicle laws applicable to street traffic in the City, to make arrests for traffic violations, to investigate accidents and to assist in developing ways and means to improve traffic conditions and to carry out all duties specially imposed upon the Police Chief by this chapter.

(B) Any peace officer of the City may be authorized by the Police Chief to perform any of the duties of the Police Chief included in this chapter.

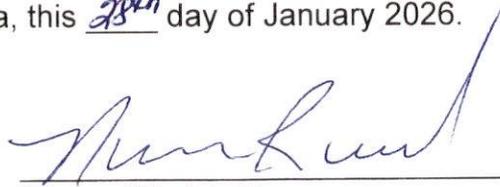
(C) Any transit enforcement officer of the City may be authorized by the Police Chief to perform any of the duties of the Police Chief included in this chapter, to the extent authorized for non-peace officers pursuant to A.R.S. § 28-627, as it may be amended or renumbered.”

Section 3 The City Council authorizes and directs the appropriate City officers and employees to perform all necessary or desirable acts to give effect to this Ordinance.

Section 4: If a conflict arises between the provisions of this ordinance and any resolution, other ordinance, regulation, or policy of the City of San Luis, the conflicting provisions are amended, superseded, and replaced, and this Ordinance shall govern.

Section 5: If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction or operation of law by legislation, such decision or law shall not affect the validity of the remaining portion of this Ordinance.

PASSED, ADOPTED, and APPROVED by the Mayor and City Council of the City of San Luis, Yuma County, Arizona, this 23rd day of January 2026.



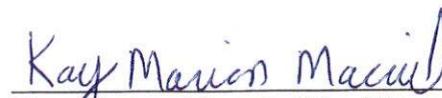
Nieves Riedel, Mayor

ATTEST:



Sonia Cornelio, City Clerk

APPROVED AS TO FORM:



Kay Marion Macuil, City Attorney