

ORDINANCE NUMBER 16-03

**AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF
THE CITY OF MARICOPA, ARIZONA, AMENDING SECTION
10-1-18 OF THE MARICOPA CITY CODE REGARDING
WEAPONS AND PROVIDING FOR SEVERABILITY AND THE
EFFECTIVE DATE THEREOF.**

WHEREAS, on June 1, 2004, the City of Maricopa adopted Chapter 10, Offenses, as part of the City Code, which has since been amended from time to time; and

WHEREAS, Section 10-1-18 of the City Code specifically deals with the carrying and discharging of weapons; and

WHEREAS, the Mayor and City Council of the City of Maricopa believe, after conducting a public hearing and consultation with its staff, that amending Section 10-1-18 of the Maricopa City Code would be in the best interest of the City of Maricopa.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Maricopa, Arizona as follows:

SECTION 1. That Section 10-1-18(A)(2) of the Maricopa City Code be deleted in its entirety and replaced with the following:

Sec. 10-1-18(A) Carrying and Discharge of Weapons Restricted

- (2) Except as permitted in paragraph B of this section, it is unlawful for any person within the limits of the city to possess, carry or display a weapon in any public building or facility.

SECTION 2. That Section 10-1-18(B)(2) of the Maricopa City Code be deleted in its entirety and replaced with the following:

Sec. 10-1-18(B) Exceptions

(2) Paragraph A(2) and A(3) of this section shall not apply in the following circumstances:

- (a) To a duly licensed peace officer in the performance of official duties, or any person summoned by any peace officer to assist and while actually assisting in the performance of official duties.
- (b) To a person in possession of a current, valid concealed weapons permit pursuant to A.R.S. §13-3112, who has a weapon that can be concealed, and such concealed weapon shall be maintained on the physical person at all times and not in any purse, briefcase, bag or

other carrying case in control of the person. The person shall present the permit for inspection to any peace officer on request and shall comply with any and all laws, rules and regulations applicable to possessing, carrying or displaying a concealed weapon. Notwithstanding the foregoing, in no event shall any person be allowed to possess, carry or display a weapon at, in, or upon any city court, police or fire facilities.


SECTION 3. To the extent of any conflict between other City Ordinances and this Ordinance, this Ordinance shall be deemed to be controlling; provided, however, that this Ordinance is not intended to amend or repeal any existing City Ordinance, Resolution or regulation except as expressly set forth herein.

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 decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

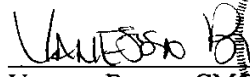
SECTION 5. This Ordinance shall become effective thirty (30) days from the date of adoption by the City Council for the City of Maricopa.

PASSED AND ADOPTED by the Mayor and Council of the City of Maricopa, Arizona, this 19th day of April, 2016.

APPROVED:

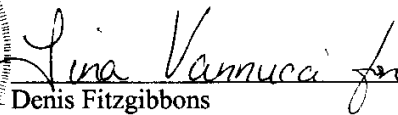

Christian Price
Mayor

ATTEST:


Vanessa Bueras, CMC
City Clerk



APPROVED AS TO FORM:


Denis Fitzgibbons
City Attorney