

TOWN OF MIAMI

ORDINANCE NO. 385

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF MIAMI, ARIZONA, AMENDING THE CODE OF MIAMI, ARIZONA, TITLE 1 GENERAL PROVISIONS, BY AMENDING CHAPTER 1.08 ELECTIONS, SECTION 1.08.070 FILING DEADLINE FOR NOMINATION PETITIONS, TO UPDATE PROVISIONS TO CONFORM TO STATE LAW REQUIRING SETTING FORTH FILING DEADLINES; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PENALTIES

WHEREAS, certain provisions of the Miami Town Code elections regulations are in conflict with Arizona state law;

NOW THEREFORE, BE IT ORDAINED by the Mayor and Common Council of the Town of Miami, Arizona, as follows:

Section I. In General.

The Code of Miami, Arizona, Title 1 General Provisions, Chapter 1.08 Elections is hereby amended by amending Section 1.08.070 FILING DEADLINE FOR NOMINATION PETITIONS to read as follows (deletions in ~~strikeout~~; additions in ALL CAPS):

1.08.070 FILING DEADLINE FOR NOMINATION PETITIONS.

A person desiring to become a candidate and to have his or her name printed on the official ballot for municipal office shall file a nomination paper and other nomination materials not less than ~~ninety (90)~~ ONE HUNDRED AND TWENTY (120) nor more than ~~one hundred twenty (120)~~ ONE HUNDRED FIFTY (150) days before the primary election date. All such nomination papers must be completed and filed with the Town Clerk by five p.m. on the last day for filing such papers.

Section II. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

Section III. Providing for Severability.

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 IV. Providing for Penalties.

Any person found guilty of violating any provision of this Ordinance shall be guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine not to exceed Two Thousand Five Hundred Dollars (\$2,500) or by imprisonment for a period not to exceed six (6) months, or both such fine and imprisonment. Each day that a violation continues shall be a separate offense punishable as herein described.


PASSED AND ADOPTED by the Common Council of the Town of Miami, Arizona, this **13th** day of **December**, 2021, by the following vote:

AYES: 6

NAYES: 0 ABSENT: 0

EXCUSED: 1 ABSTAINED: 0

APPROVED this **13th** day of **December**, 2021.




Sammy Gonzales, Mayor

ATTEST:



Karen Norris, Town Clerk

APPROVED AS TO FORM:



Gust Rosenfeld, Town Attorney
By Joseph D. Estes