

**CHARTER
AND CODE
OF THE
CITY OF DACONO, COLORADO**

1994

Published by

COLORADO CODE PUBLISHING COMPANY
323 West Drake Road, Suite 200
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OFFICIALS

of the

CITY OF DACONO

Mayor

Wade Carlson

City Council

Michelle Burns

Kay Cole

Patrick Flannery

Mary Gavin

Ron Koger

Sandra Tucker

City Clerk

Valerie Elliott-Lucero

City Attorney

Kathleen Harrington

MASTER TITLE PAGE	i
OFFICIALS OF THE CITY	ii
MASTER TABLE OF CONTENTS	iii
SUPPLEMENTATION	iv
CHARTER TITLE PAGE	C-i
CHARTER TABLE OF CONTENTS	C-ii
CHARTER	C-1
Article I General Provisions	
Article II City Council	
Article III Council Procedure	
Article IV Elections	
Article V Initiative, Referendum, and Recall	
Article VI Legal and Judiciary	
Article VII Personnel and Administration	
Article VIII Finance and Budget	
Article IX Utilities, Franchises and Permits	
Article X Municipal Taxes, Borrowing, Payment Obligations, and Spending	
Article XI Boards and Commissions	
Article XII Retail Projects	
Article XIII Miscellaneous Provisions	
Article XIV Definitions	
Article XV Transitional Provisions	
CHARTER INDEX	CI-1
MUNICIPAL CODE TITLE PAGE	M-i
PREFACE	M-ii
ADOPTING ORDINANCE	M-iii
CODE TABLE OF CONTENTS	M-vii
Chapter 1 General Provisions	
Chapter 2 Administration and Personnel	
Chapter 3 Reserved	
Chapter 4 Revenue and Finance	
Chapter 5 Franchises and Communication Systems	
Chapter 6 Business Licenses and Regulations	
Chapter 7 Health, Sanitation and Animals	
Chapter 8 Vehicles and Traffic	
Chapter 9 Reserved	
Chapter 10 General Offenses	
Chapter 11 Streets, Sidewalks and Public Property	
Chapter 12 Retail Maintenance Districts	
Chapter 13 Municipal Utilities	
Chapter 14 Public Services	
Chapter 15 Annexations (Reserved)	
Chapter 16 Zoning	
Chapter 17 Subdivisions	
Chapter 18 Building Regulations	

TABLES	T-1
CODE INDEX	I-1

DACONO MUNICIPAL CODE
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 693, adopted May 14, 2007.**

Remove old pages

M-viii, M-ix
6-i
6-7—6-11
7-ii
7-7
7-10
7-12, 7-12a
10-i—10-ii
10-9, 10-10
10-14—10-19
11-i
11-8
16-iii—16-1
16-22
16-27
16-30—32
16-75
T-23—T-103
I-1, I-2
I-11, I-12
I-14, I-15
I-19
I-23—I-26

Insert new pages

M-viii, M-ix
6-i
6-7—6-11a
7-ii
7-7, 7-7a
7-10
7-12, 7-12a-
10-i—10-ii
10-9, 10-10
10-14—10-23
11-i
11-8
16-iii—16-1
1622—16-22b
16-27, 16-27a
16-30—16-32a
16-75
T-23—T-103
I-1, I-2
I-11, I-12
I-14, I-15
I-19
I-23—I-26

Insert this instruction sheet behind the Supplementation Tab in the front of the volume. File removed sheets for future reference.

SUPPLEMENT NO. 7

DACONO MUNICIPAL CODE
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 641, adopted December 13, 2004.**

Remove old pages

M-vii
4-i
4-10
17-19, 17-20
T-22
T-101—T-103
I-9—I-10a
I-19

Insert new pages

M-vii
4-i, 4-ii
4-10—Appx. 4-1
17-19, 17-20
T-22
T-101—T-103
I-9—I-10a
I-19

Insert this instruction sheet behind the Supplementation Tab in the front of the volume. File removed sheets for future reference.

COLORADO CODE PUBLISHING COMPANY
Fort Collins, Colorado
September 2006

DACONO MUNICIPAL CODE
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 671, adopted January 23, 2006.**

Remove old pages

Title Page, ii
C-i
C-3, C-4
C-10—C12
C-18, C-19
M-i, M-ii
M-viii, M-ix
2-i, 2-ii
2-4, 2-5
2-18, 2-19
6-iii
6-12, 6-13
6-36
7-i—7-3
7-7—7-12
10-16, 10-17
16-i—16-vi
16-3—16-8
16-25, 16-26
16-48, 16-49
16-59—16-62*
16-70, 16-71
16-79
17-i
17-13
T-101—T-103
I-1—I-10
I-13—I-26

Insert new pages

Title Page, ii
C-i
C-3, C-4
C-10—C-12
C-18, C-19
M-i, M-ii
M-viii, M-ix
2-i, 2-ii
2-4, 2-5
2-18, 2-19
6-iii, 6-iv
6-12, 6-13
6-36—6-50
7-i—7-3a
7-7—7-12a
10-16—10-17a
16-i—16-vii
16-3—16-8a
16-25, 16-26
16-48, 16-49
16-59, 16-60
16-70, 16-71
16-79—16-81
17-i
17-13, 17-13a
T-23—T-103
I-1—I-10a
I-13—I-26

Insert this instruction sheet behind the Supplementation Tab in the front of the volume. File removed sheets for future reference.

COLORADO CODE PUBLISHING COMPANY
Fort Collins, Colorado
March 2006

*** Please ensure that all indicated pages are removed.**

DACONO MUNICIPAL CODE
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 643, adopted July 12, 2004. The entire contents of the Code have been reprinted with this supplement.**

Remove old pages

Title Page—iii
Supp Instr Sheet 4—iv
C-i—C-26
CI-1—CI-3
M-i—M-ix
1-1—1-10
2-1—2-28
4-1—4-13
5-1—5-34
6-1—6-43
7-1—7-17
8-1—8-9
10-1—10-21
11-1—11-6
12-1—12-7
13-1—13-10
15-1, 15-2
16-1—16-72
17-1—17-25
18-1—18-33
T-1—T-52
I-1—I-23

Insert new pages

Title Page—iii
Supp Instr Sheet 5—iv
C-i—C-24
CI-1—CI-3
M-i—M-x
1-i—1-8
2-i—2-19
4-i—4-10
5-i—5-18
6-i—6-36
7-i—7-14
8-i—8-10
10-i—10-19
11-i—11-8
12-i—12-5
13-i—13-7
15-i, 15-1
16-i—16-79
17-i—17-29
18-i—18-33
T-1—T-103
I-1—I-26

Insert this instruction sheet behind the Supplementation Tab in the front of the volume. File removed sheets for future reference.

DACONO MUNICIPAL CODE
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 498, adopted November 10, 1997.**

Remove old pages

ii
M-viii, M-ix
2-1
2-9
2-11, 2-12
4-8
5-8
6-3
6-40
7-11
8-2—8-4
10-15, 10-16
13-9—13-11*
16-1
16-8
16-28
17-1—17-3
17-5
17-23
18-5, 18-6
18-19
T-17
T-19—T-52

Index pages:

I-3
I-6
I-13—I-19
I-22

Insert new pages

ii
M-viii, M-ix
2-1
2-9, 2-9a
2-11, 2-12
4-8
5-8
6-3
6-40—6-43
7-11
8-2—8-4
10-15, 10-16
13-9, 13-10
16-1
16-8
16-28
17-1—17-3
17-5, 17-5a
17-23—17-25
18-5, 18-6
18-19, 18-19a
T-17
T-19—T-52

Index pages:

I-3
I-6
I-13—I-19a
I-22

Insert this instruction sheet behind the Supplementation Tab in the front of the volume. File removed sheets for future reference.

DACONO MUNICIPAL CODE
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 481, adopted September 23, 1996.**

Remove old pages

ii
M-vii--M-ix
1-1
1-8--1-10
2-2
2-13, 2-14
2-28
4-1
4-9--4-11
5-2
5-8
5-29
6-2
6-8
6-26--6-29
6-31, 6-32
7-16
8-1--8-4b
10-16b, 10-16c
11-1, 11-2
15-1
16-1--16-5
16-7--16-9
16-12
16-17, 16-18
16-23
16-26
16-28a
16-28c
16-30
16-33
16-35--16-38
16-40
16-48

17-1--17-3
17-5--17-9
17-11--17-17
17-20

Insert new pages

ii
M-vii--M-ix
1-1
1-8--1-10
2-2
2-13, 2-14
2-28
4-1
4-9--4-13
5-2
5-8
5-29
6-2
6-8
6-26--6-29
6-31, 6-32
7-16, 7-17
8-1--8-4b
10-16b, 10-16c
11-1--11-6
15-1, 15-2
16-1--16-5a
16-7--16-9
16-12
16-17, 16-18
16-23
16-26
16-28a
16-28c
16-30
16-33
16-35--16-38
16-40--16-40d
16-48, 16-48a
16-52--16-72
17-1--17-3
17-5--17-9
17-11--17-17
17-20

(Continued on next page)

Supplementation Instructions (cont'd)

Remove old pages

18-1
18-9--18-12
18-12b
18-12d
T-18--T-52

Index pages:

I-1--I-21

Insert new pages

18-1
18-9--18-12
18-12b
18-12d
T-18--T-52

Index pages:

I-1--I-23

Insert this instruction sheet behind the Supplementation Tab in the front of the volume. File removed sheets for future reference.

COLORADO CODE PUBLISHING COMPANY

Fort Collins, Colorado

November 1996

DACONO MUNICIPAL CODE
Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 451, adopted October 24, 1994.**

Remove old pages

Title page, ii
iii, blue sheet

iv--xi
2-1--2-21
6-1, 6-2
6-14--6-16
6-18
7-1
7-4--7-8
8-1
8-4
10-1
10-13, 10-14
10-16

13-1
13-11
15-1--15-8
16-2--16-6
16-15--16-21
16-26--16-28
16-44
18-1, 18-2
18-9--18-12
T-1, T-2
T-4
T-10--T-52

Index pages:

I-1--I-20

Insert new pages

Title page--iii
iv
Charter tab--Code tab

M-i--M-ix
2-1--2-15
6-1, 6-2
6-14--6-16
6-18
7-1
7-4--7-8
8-1
8-4--8-4b
10-1
10-13--10-14a
10-16--10-16c
Chapter 12 tab, 12-1---12-7
13-1
13-11
15-1
16-2--16-6
16-15--16-19
16-26--16-28d
16-44
18-1, 18-2
18-9--18-12e
T-1, T-2
T-4
T-10--T-52

Index pages:

I-1--I-21

Insert this instruction sheet behind the Supplementation Tab in the front of the volume. File removed sheets for future reference.

SUPPLEMENT NO. 1

DACONO
MUNICIPAL CODE

Supplementation Instructions

This Supplement contains all ordinances deemed advisable to be included at this time through **Ordinance No. 426, adopted October 26, 1992.**

Remove old pages

ii--xi
1
6, 7
31
33
45--50
80
86
88
100, 101
111--116
140--142
146--157
160, 161
163, 164
169--172
174--184
200--214
230
232--234
270
279--282
301
340--348
390, 391
400--409
414, 415
422--424
433, 434
437, 438
440, 441
442, 443

Insert new pages

ii--xi
1-1
1-6--1-8
2-2, 2-3
2-5
2-17--2-28
4-1
4-7
4-9--4-11
5-1, 5-2
5-12--5-26
6-1--6-3
6-7--6-18
6-20, 6-21
6-23, 6-24
6-29--6-32
6-34--6-40
7-1--7-16
8-1
8-3--8-5
10-1, 10-2
10-11--10-21
11-2
13-1--13-11
15-1--15-8
16-1--16-10
16-15--16-19
16-26--16-28
16-37--16-39
16-42, 16-43
16-45, 16-46
16-48--16-51

Editor's note: Due to the large volume of pages affected by Supplement No. 1, the entire Dacono Municipal Code was reprinted and page numbering updated. This supplementation instruction sheet is provided for informational purposes only, to indicate the pages which were affected by Supp. No. 1.

SUPPLEMENT NO. 1

Supplementation Instructions (Cont'd)

Remove old pages

462
500
502
505--507
513
515--517
550--592

Index pages:

650--651

Insert new pages

17-3
18-1
18-3
18-6--18-8
18-14
18-16--18-18
T-1--T-52

Index pages:

I-1--I-20

Insert this instruction sheet behind the Supplementation Tab in the front of the volume. File removed sheets for future reference.

COLORADO CODE PUBLISHING COMPANY

Fort Collins, Colorado
April 1993

SUPPLEMENTATION

Supplements to this Code provide periodic updating through the removal and replacement of pages. This inter-leaf supplementation system requires that each page which is to be removed and replaced is identified so that the updating may be accurately accomplished and historically maintained.

Instructions for supplementation are provided for each supplement, identified by Supplement number, date and inclusive ordinance numbers. The Instructions for posting the removal and replacement of pages must be followed and accomplished in sequence, with the most recent supplementation posted **last**.

When supplementation is completed and the removal and replacement of all pages are accomplished, the Instructions should be placed under the Supplementation tab, behind this page, with the most recent Instruction sheet on top. Previous Instructions should not be removed, so that the user may refer to this tab section to verify whether the code book is fully updated with all supplements included.

The maintenance of a Municipal Code with all supplementation is an important activity which deserves close attention so that the value of the code is maintained as a fully comprehensive compilation of the legislative ordinances of the municipality.

AMENDMENTS

Amendments may be made to the Code by additions, revisions or deletions therefrom. Those changes may be made as follows:

Additions: Additions may be made by ordinance to the Code as follows:

The "Dacono Municipal Code" is amended by the addition thereto of a new Section 2-121, which is to read as follows:

(Set out full section number, title and contents)

or if the location of the new section number or numbers is undetermined, the Code may be amended as follows:

The "Dacono Municipal Code" is amended by the addition of the following:

(Set out section title and contents)

Revisions: A revision of the Code may be accomplished as follows:

Section 2-121 of the "Dacono Municipal Code" is repealed in its entirety and readopted to read as follows:

(Set out section number, title and entire contents of the readopted code section)

or as follows:

Section 2-121 of the "Dacono Municipal Code" is amended to read as follows:

(Set out section number, title and entire contents of the amended code section)

Repeal: Sections, articles and chapters may be repealed as follows:

Section 2-121 of the "Dacono Municipal Code" is repealed in its entirety.

DACONO MUNICIPAL CODE

1990

A Codification of the General Ordinances
of the City of Dacono, Colorado

Published by
Colorado Code Publishing Company
Fort Collins, Colorado

PREFACE

The City of Dacono, a statutory city, has published its Municipal Code in a format which features the following:

The *Table of Contents* is the table containing each chapter and article title, with reference to page location. Preceding each chapter is a chapter table of contents, also identifying each article by the subject name provided.

The *two-place section numbering system* places the chapter number first, followed by a dash and section number. This two-place system is simplified by the elimination of article numbering. Each section may be cited by the chapter and section numbers which, together with reserved section numbers, are in sequence within each chapter.

The *open chapter and page numbering system* creates reserved chapter and page numbers for expansion or revision of the code without undue complication when changes are made to the code by supplementation.

The *Code Comparison Table* and the *Disposition of Ordinances Table* identify the sources for the contents of the code. The Comparison Table is valuable for reference after a code has been republished or recodified, to identify the old and new section numbers in the former and new codes, respectively. The Ordinance Table provides ordinance numbers in chronological order and location by section number for the present code contents. Thus, if there is interest in determining whether an ordinance, or a portion thereof, is contained within the code, the Ordinance Table will provide that information.

The *Index* provides references by common and legal terminology to the appropriate code sections. Cross references are provided with the Index when appropriate.

Supplements to the code provide regular updating of the code to maintain it as a current compilation of all the legislation which has general and continuing effect. Without regular supplementation, the code would soon lose its usefulness as a complete source of the general law of the municipality. Supplementation is accomplished by the periodic publication of additions and amendments to the code.

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ORDINANCE NO. 374
OF THE CITY OF DACONO, COLORADO

Adopting and Enacting a New Code for the City of Dacono; Providing for the Repeal of Certain Ordinances Not Included Therein; Providing a Penalty for the Violation Thereof; Providing for the Manner of Amending Such Code; and Providing When Such Code and This Ordinance Shall Become Effective.

Be It Ordained by the Council of the City of Dacono:

Section 1. The code entitled "Municipal Code of the City of Dacono" published by Colorado Code Publishing Company, consisting of Chapters 1 through 18, is adopted.

Section 2. All ordinances of a general and permanent nature enacted on or before January 1, 1990, and not included in the Code or recognized and continued in force by reference therein are repealed.

Section 3. The repeal established in the forgoing section shall not be construed to revive any ordinance or part thereof that had been previously repealed by any ordinance which is repealed by this ordinance.

Section 4. The following codes were adopted by reference and incorporated in the Municipal Code of the City of Dacono. One (1) copy is on file in the City Clerk's office:

(1) The Uniform Building Code, 1988 Edition, including the Uniform Building Code Appendix and the Uniform Building Code Standards, 1988 Edition, copyrighted and published by the International Conference of Building Officials, as adopted with amendments in Section 18-40(1);

(2) The Uniform Mechanical Code, 1988 Edition, including Appendices A, B and C of the Uniform Mechanical Code, copyrighted and published by the International Association of Plumbing and Mechanical Officials, as adopted in Section 18-40(2).

(3) The Uniform Plumbing Code, 1988 Edition, including the appendices, adopted 1988, published by the International Association of Plumbing and Mechanical Officials, as adopted with Amendments in Section 18-40(3).

(4) The Uniform Fire Code, 1988 Edition, including Appendix Chapters I-C, II-A, II-B, II-C, II-D, III-C, III-D, IV-A, V-A, VI-A, VI-B, VI-C, VI-D and VI-E, and the Uniform Fire Code Standards, 1988 Edition, published by the International Conference of Building Officials, as adopted with amendments in Section 18-70 et seq.

(5) The "Model Traffic Code for Colorado Municipalities" 1977 Edition, Articles I through XXVI, as published by the state Department of Highways, as adopted and amended in Section 8-2 et seq.

Section 5. The penalties provided by the Municipal Code of the City of Dacono are hereby adopted as follows:

(1) **Sec. 1-70. Designated.**

(a) Any person violating any of the provisions or failing to comply with any of the mandatory requirements of the ordinances of the city shall be guilty of a violation. Except in cases where a different punishment is prescribed by any ordinance of the city, any person convicted of a violation under the ordinances of the city shall be punished by a fine of not more than three

hundred dollars (\$300.00), or by imprisonment not to exceed ninety (90) days, or by both such fine and imprisonment.

(b) Each such person shall be guilty of a separate violation for each and every day during any portion of which any violation of any provision of the ordinances of the city is committed, continued or permitted by any such person, and he or she shall be punished accordingly. (Prior code 1.20.010)

(2) **Sec. 1-71. Application of penalties to juveniles.**

Notwithstanding any provision of this chapter to the contrary, or any other ordinance of the city to the contrary, imprisonment shall not be imposed on any person who has not become eighteen (18) years of age as of the date of a violation of any city ordinance, except any traffic ordinance. Nothing in this section shall be deemed to prohibit the imposition of imprisonment on such a person for a violation of a traffic ordinance, for failure to comply with a lawful order of court, or for contempt of court. (Prior code 1.20.015; Ord. 338 Sec. 1, 1987)

(3) **Sec. 6-125. Violation – penalty - Alarm systems licenses.**

Notwithstanding suspension and revocation authority of the building official, failure to comply with any provision of this article shall, upon conviction, be punishable by a fine of up to three hundred dollars (\$300.00). (Ord. 225 Sec. 6, 1980)

(4) **Sec. 6-158. Penalty - Security services license.**

It is a violation of this article for any person to do any act which is forbidden or declared to be unlawful or declared to be a nuisance or to fail to do or perform any act required in this article. Such person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any provision of this article is committed, continued or permitted. Upon conviction thereof, such person shall be punishable by a fine of not more than three hundred dollars (\$300.00), by imprisonment for not more than ninety (90) days or by both such fine and imprisonment. (Prior code 5.30.190; Ord. 361 Sec. 1, 1989)

(5) **Sec. 6-214. Violation – Penalty – Business license.**

Any person, either for himself or as agent, servant or employee, who knowingly violates any of the provisions of this article or who engages in any work or the erection of any structures which he knows to be in violation of any such provision of this article, upon conviction shall be fined a sum not exceeding three hundred dollars (\$300.00) plus costs, and each day such violation is continued or any structure is maintained or permitted to exist in violation of this article is a separate offense. If a temporary suspension has been imposed under Section 6-210, and if the court finds that the condition or operation of the well in question directly and imminently endangers the safety of persons or property in the city, the court may extend such suspension until the permittee makes a showing to the court that such endangerment has ceased. The court shall give docket priority to all matters arising under this article so as to minimize economic loss and ensure consideration of such matters by the court during the period of temporary suspension. (Prior code 13.12.350)

(6) **Sec. 7-27. Violation - Penalty - Weeds and brush.**

Any person residing on or owner of any lot(s), parcel(s) and tract(s) of real property subject to this article who fails to comply with the provisions of this article, as provided in this article, shall be fined the sum not exceeding twenty-five dollars (\$25.00) for each said offense. The notice provision found at Section 7-23 is required just once per season, after which a summons may be issued without prior notice. (Prior code 8.08.080; Ord. 279 Sec. 2, 1983)

(7) **Sec. 8-41. Violation – Penalty - Abandoned and junked vehicles.**

(a) It shall be a violation of this chapter for any person to do any act which is forbidden or declared to be unlawful or declared to be a nuisance, or to fail to do or perform any act required in this chapter. Such person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any provision of this chapter is committed, continued or permitted. Upon conviction thereof, such person shall be punishable by a fine of not more than three hundred dollars (\$300.00).

Section 6. Additions or amendments to the Code, when passed in the form as to indicate the intention of the city to make the same a part of the Code, shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

Section 7. Ordinances adopted after January 1, 1990, that amend or refer to ordinances that have been codified in the Code, shall be construed as if they amend or refer to those provisions of the Code.

Section 8. The City Council herewith finds, determines and declares that this ordinance is necessary for the immediate preservation of the public health and safety in order to make this ordinance applicable to the city at the earliest possible date and to assure that the purposes of this ordinance shall be effective upon adoption on second reading and approval by the Mayor.

INTRODUCED, READ IN FULL, ADOPTED AND ORDERED PUBLISHED ONCE IN FULL this 26th day of February, 1990.

CITY OF DACONO, COLORADO

SEAL

(signature) _____
James Hodge, Sr., Mayor

Attest:

(signature) _____
Nancy Elliott, City Clerk

PASSED ON SECOND AND FINAL READING this 26th day of March, 1990.

CITY OF DACONO, COLORADO

SEAL

(signature)

James Hodge, Sr., Mayor

Attest:

(signature)

Nancy Elliott, City Clerk

APPROVED AS TO FORM:

(signature)

Tami Tanoue, City Attorney

CITY OF DACONO

CODE TABLE OF CONTENTS

Chapter 1	General Provisions	1-i
	Article 1 Code Adoption	
	Article 2 General Provisions	
	Article 3 City Seal	
	Article 4 Official City map	
	Article 5 General Penalty	
	Article 6 Right of Entry for Inspection	
	Article 7 Enforcement	
	Article 8 Liability	
Chapter 2	Administration and Personnel	2-i
	Article 1 Mayor and City Council	
	Article 2 Officers	
	Article 3 City Administrator	
	Article 4 Police Department	
	Article 5 Reserve Police Officers	
	Article 7 Municipal Court	
	Article 8 Library Department	
	Article 9 Employee Social Security and Benefits	
	Article 10 City Irrigation System Advisory Committee	
	Article 11 Abandoned Personal Property	
	Article 12 Unclaimed Property	
	Article 13 Elections	
	Article 14 Public Facilities	
Chapter 3	Reserved	
Chapter 4	Revenue and Finance	4-i
	Article 1 Use Tax - Storing, Using, Consuming Building and Construction Materials - Registered Vehicles	
	Article 2 Sales Tax	
	Article 3 Admissions Tax	
	Article 4 Development Impact Fees and Funds	
	Appendix 4-A Impact Fee Schedule	
Chapter 5	Franchises and Communication Systems	5-i
	Article 1 Cable Television Systems	
	Article 2 Electric Franchise	
	Article 3 Gas Service	
	Article 4 Emergency Telephone Service	
Chapter 6	Business Licenses and Regulations	6-i
	Article 1 Business Licenses	
	Article 2 Contractor's License and Fees	

	Article 3	Intoxicating Liquors	
	Article 4	Local Licensing Authority	
	Article 5	Alarm Systems Licenses	
	Article 6	Security Services Licenses	
	Article 7	Peddlers, Solicitors and Transient Merchants	
	Article 8	Outdoor Pushcarts, Mobile Vending/Food Carts and Kiosks	
	Article 9	Circus, Carnival and Traveling Show License	
	Article 10	Sexually Oriented Businesses	
Chapter 7	Health, Sanitation and Animals	.....	7-i
	Article 1	Trash, Rubbish and Waste Materials	
	Article 2	Weeds and Brush	
	Article 3	Contamination of Waters and Lands	
	Article 4	Animals	
	Article 5	Trees	
Chapter 8	Vehicles and Traffic	.....	8-i
	Article 1	Traffic Code	
	Article 2	Abandoned and Junked Vehicles	
Chapter 9	Reserved		
Chapter 10	General Offenses	.....	10-i
	Article 1	Criminal Code	
	Article 2	Offenses by or Against Public Officers and Government	
	Article 3	Offenses Against Public Decency	
	Article 4	Offenses Against Property	
	Article 5	Offenses Against Public Peace, Order and Safety	
	Article 6	Curfew	
	Article 7	Noise	
	Article 8	Street Gangs	
	Article 9	Graffiti	
Chapter 11	Streets, Sidewalks and Public Property	.....	11-i
	Article 1	Excavation	
	Article 2	Work in the Public Right-of-Way	
	Article 3	Community or Neighborhood Event	
	Article 4	Sidewalks	
Chapter 12	Retail Maintenance Districts	.....	12-i
	Article 1	Administration	
Chapter 13	Municipal Utilities	.....	13-i
	Article 1	Water Service	
	Article 2	Water Advisory Board	

Chapter 14	Reserved	
Chapter 15	Annexations	
	Article 1	General Provisions
Chapter 16	Zoning	16-i
	Article 1	General Provisions
	Article 2	Definitions
	Article 3	R-1 Residential District
	Article 4	R-2 Residential District
	Article 5	MH Pre-Manufactured Housing District
	Article 5.5	C-R Commercial Residential District
	Article 6	C-1 Commercial District
	Article 6.5	B-1 Business District
	Article 7	Light Industrial District
	Article 8	Hazard District
	Article 9	RR-1 Rural Residential District
	Article 9.5	COS Civic/Open Space District
	Article 10	DR Developing Resource District
	Article 10.5	A Agricultural District
	Article 11	Off-Street Parking and Loading
	Article 11.5	Signs
	Article 12	Building Height
	Article 13	Yards
	Article 14	Nonconforming Uses
	Article 15	Special Use Permits
	Article 16	Board of Adjustment
	Article 17	Variances
	Article 18	Amendment
	Article 19	Enforcement
	Article 20	Solid Wastes Disposal Sites and Facilities
	Article 21	Home Occupations
	Article 22	Oil and Gas Facility Regulations
	Article 23	Personal Wireless Service Facilities
	Article 24	Site Plans
	Article 25	Sexually Oriented Businesses
Chapter 17	Subdivisions	17-i
	Article 1	Applicability of Regulations
	Article 2	Definitions
	Article 3	Procedure
	Article 4	Plats and Data
	Article 5	Design Standards
	Article 6	Required Improvements
	Article 7	Dedication and Reservation of Land
	Article 8	Planned Unit Development
	Article 9	Variances and Modifications
	Article 10	Administration

Article 11	Minor Subdivision Regulations
Article 12	Vested Property Rights
Article 13	Lot Boundary Adjustments
Article 14	Open Space Requirements

Chapter 18	Building Regulations	18-i
	Article 1 Building Permits	
	Article 2 Enforcement	
	Article 3 Building Regulation	
	Article 4 Fire Code	
	Article 5 Pre-Manufactured Housing Code	
	Article 6 National Flood Insurance Plan	
	Article 7 Flood Hazards	
	Article 8 Street Addresses	

TABLES		
	Code Comparison Table.....	T-1
	Disposition of Ordinances Table.....	T-10
	Table of Up-to-Date Pages.....	T-101

INDEX	I-1
--------------	-------	-----