

ORDINANCE NO. 02-01-2020

AN ORDINANCE ESTABLISHING THE APPROVAL PROCESS FOR RESIDENTS REQUESTS FOR TRAFFIC CONTROL DEVICES, PROVIDING FOR CODIFICATION, CORRECTION OF SCRIVENER'S ERRORS, SEVERABILITY, AND AN EFFECTIVE DATE FOR THE ORDINANCE.

WHEREAS, the City of Santaquin is a fourth class city of the state of Utah; and

WHEREAS, the state legislature has granted general welfare power to the City Council, independent, apart from, and in addition to, its specific grants of legislative authority, which enables the city to pass ordinances which are reasonably and appropriately related to the objectives of that power, i.e. providing for the public safety, health, morals, and welfare; and

WHEREAS, the City Council desires to enact Santaquin City Code Title 6 Chapter 5 which describes an approval process for when traffic control devices are requested and considered; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of Santaquin City, State of Utah, as follows:

Section I.

Title 6 Chapter 5 is hereby enacted as follows:

Chapter 5 TRAFFIC CONTROL

6-5-1: PURPOSE:

6-5-2: DEFINITION:

6-5-3: REVIEW AND APPROVAL PROCESS:

6-5-4: CITY PROCESS UNCHANGED:

6-5-1: PURPOSE AND INTENT:

The City of Santaquin uses traffic control devices to provide information to drivers so they can operate their vehicles safely along a street or highway. The intent of this chapter is to establish an adequate and orderly process to determine the appropriate use and location of traffic control devices or potential changes thereto.

6-5-2: DEFINITION:

As used in this chapter, the following words or terms shall be defined as follows:

TRAFFIC CONTROL DEVICE: "Traffic-control device" means a sign, signal, marking, or device not inconsistent with this chapter placed or erected by a highway authority for the purpose of regulating, warning, or guiding traffic. These devices are normally placed in key

locations to guide traffic movements, control vehicle speeds and warn of potentially hazardous conditions.

6-5-3: REVIEW AND APPROVAL PROCESS:

Residents of the City may apply for the installation, removal or modification of a traffic control device on a street that is within the sole jurisdiction of the City by completing an application provided by the Community Development Department. Applicants must deliver the completed application together with all required information and exhibits to the Community Development Department. The Development Review Committee (DRC) will be the approval body for traffic control device applications and may approve or deny an application, with or without modifications deemed appropriate by the DRC. Criteria used to consider approval of a request to implement a traffic control device includes, but is not limited to, the following:

- A. Pedestrian and vehicle patterns and safety
- B. Site distances and clear view areas
- C. Topography and situations caused by inclement weather
- D. Traffic counts and speeds
- E. Road classifications
- F. Land use types in the vicinity
- G. Accident history

6-5-4: CITY PROCESS UNCHANGED:

Nothing in this chapter shall be construed to limit the authority or procedures of the City to initiate the installation, removal, or modification of any traffic control device.

Section II. Severability

If any part of this ordinance or the application thereof to any person or circumstances shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance or the application thereof to other persons and circumstances, but shall be confined to its operation to the section, subdivision, sentence or part of the section and the persons and circumstances directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the City Council that this section would have been adopted if such invalid section, provisions, subdivision, sentence or part of a section or application had not been included.

Section III. Contrary Provisions Repealed

Any and all other provisions of the Santaquin City Code that are contrary to the provisions of this Ordinance are hereby repealed.

Section IV. Codification, Inclusion in the Code, and Scrivener's Errors

It is the intent of the City Council that the provisions of this ordinance be made part of the Santaquin City Code as adopted, that sections of this ordinance may be re-numbered or re-lettered, and that the word ordinance may be changed to section, chapter, or other such appropriate word or phrase in order to accomplish such intent regardless of whether such inclusion in a code is accomplished. Typographical errors which do not affect the intent of this ordinance may be

authorized by the City without need of public hearing by its filing a corrected or re-codified copy of the same with the City Recorder.

Section V. Posting and Effective Date

This ordinance shall become effective at 5:00 p.m. on Wednesday, February 19, 2020. Prior to that time, the City Recorder shall deposit a copy of this ordinance in the official records of the City and place a copy of this ordinance in three places within the City.

PASSED AND ADOPTED this 18th day of February 2020.



Kirk Hunsaker, Mayor

Councilmember Elizabeth Montoya	Voted	<u>Yes</u>
Councilmember Lynn Mecham	Voted	<u>Yes</u>
Councilmember Jennifer Bowman	Voted	<u>Absent</u>
Councilmember Nick Miller	Voted	<u>Yes</u>
Councilmember David Hathaway	Voted	<u>Yes</u>

ATTEST:




K. Aaron Shirley, City Recorder

STATE OF UTAH)
) ss.
COUNTY OF UTAH)

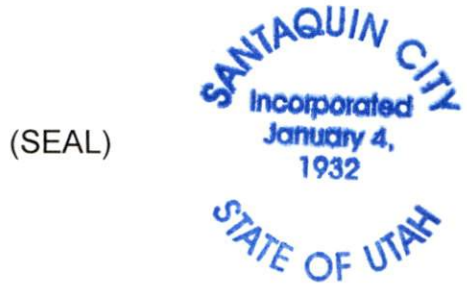
I, K. AARON SHIRLEY, City Recorder of Santaquin City, Utah, do hereby certify and declare that the above and foregoing is a true, full, and correct copy of an ordinance passed by the City Council of Santaquin City, Utah, on the 18th day of February, 2020, entitled

“AN ORDINANCE ESTABLISHING THE APPROVAL PROCESS FOR RESIDENTS REQUESTS FOR TRAFFIC CONTROL DEVICES, PROVIDING FOR CODIFICATION, CORRECTION OF SCRIVENER’S ERRORS, SEVERABILITY, AND AN EFFECTIVE DATE FOR THE ORDINANCE.”

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of Santaquin City Utah this 18th day of February, 2020.



K. AARON SHIRLEY
Santaquin City Recorder



AFFIDAVIT OF POSTING

STATE OF UTAH)
) ss.
COUNTY OF UTAH)

I, K. AARON SHIRLEY, City Recorder of Santaquin City, Utah, do hereby certify and declare that I posted in three (3) public places the ordinance, which is attached hereto on the 18th day of February, 2020.

The three places are as follows:

1. Zions Bank
2. Post Office
3. City Office

I further certify that copies of the ordinance so posted were true and correct copies of said ordinance.



K. AARON SHIRLEY
Santaquin City Recorder

The foregoing instrument was acknowledged before me this 21 day of February, 2020 by K. AARON SHIRLEY.

My Commission Expires:
July 26, 2021



Notary Public

Residing at: Utah County

