

ORDINANCE NO. 01-03-2015

AN ORDINANCE MODIFYING CITY NOISE REGULATIONS WITHIN CITY LIMITS, PROVIDING FOR CODIFICATION, INCLUSION IN THE CODE, CORRECTION OF SCRIVENER'S ERRORS, SEVERABILITY, AND AN EFFECTIVE DATE

WHEREAS, the City of Santaquin is a fifth class city of the State of Utah; and

WHEREAS, cities in the State of Utah are authorized to enact ordinances in order to promote and protect the health and welfare of the community; and

WHEREAS, the Santaquin City Council approved Ordinance 03-01-2010 on March 17, 2010 modifying the City's Public Health and Safety Regulations to address Noise; and

WHEREAS, the Santaquin City Council desires to modify this ordinance to address the use of engine brakes, commonly known as "Jake Brakes".

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF SANTAQUIN, UTAH, AS FOLLOWS:

Section I.

Title IV: **PUBLIC HEALTH AND SAFETY**, Chapter 2A: **NOISE** Subsection 3: **RESTRICTED USES OR ACTIVITIES** is hereby modified by deleting Paragraph "L" which was adopted by Santaquin ordinance 04-03-2012, effective May 3, 2012, and currently reads as shown below:

"L. Engine Brakes. The use of engine brakes, also known as "Jake Brakes", shall be prohibited within City limits."

Section II. Contrary Provisions Repealed.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and all other provisions of the Santaquin City Code that are contrary to the provisions of this Ordinance are hereby repealed.

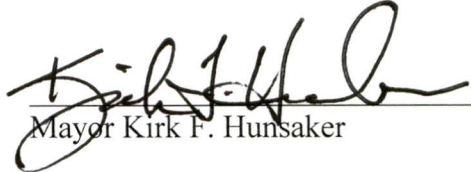
Section III. Codification, Inclusion in the Code, and Scrivener's Errors. It is the intent of the City Council that the provisions of this ordinance be made part of the Santaquin City Code as adopted, that sections of this ordinance may be re-numbered or re-lettered, that the word ordinance may be changed 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. Sections of the ordinance may be re-numbered or re-lettered. 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 IV. Severability. If any section, phrase, sentence, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect

the validity of the remaining portions thereof.

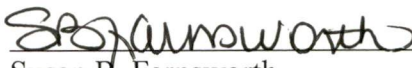
Section V. Effective Date. The City Recorder shall deposit a copy of this ordinance in the official records of the City on January 22, 2015, and before 5:00 p.m. on that day, shall place a copy of this ordinance in three places within the City. This ordinance shall become effective at 5:00 p.m. on January 23, 2015.

ADOPTED by the Santaquin City Council on the 21st day of January, 2015.








Mayor Kirk F. Hunsaker

Attest:



Susan B. Farnsworth
Santaquin City Recorder

Council Member Keith Broadhead	
Council Member Matt Carr	
Council Member David Hathaway	
Council Member Amanda Jeffs	
Council Member Nick Miller	



STATE OF UTAH)
) ss.
COUNTY OF UTAH)

I, SUSAN B. FARNSWORTH, 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 21st day of January, 2015, entitled

“AN ORDINANCE MODIFYING CITY NOISE REGULATIONS WITHIN CITY LIMITS, PROVIDING FOR CODIFICATION, INCLUSION IN THE CODE, CORRECTION OF SCRIVENER’S ERRORS, SEVERABILITY, AND AN EFFECTIVE DATE”

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of Santaquin City Utah this 21st day of January, 2015.

(SEAL)





SUSAN B. FARNSWORTH
Santaquin City Recorder

AFFIDAVIT OF POSTING

STATE OF UTAH)
) ss.
COUNTY OF UTAH)

I, SUSAN B. FARNSWORTH, 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 21st day of January, 2015.

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.

Susan B. Farnsworth
SUSAN B. FARNSWORTH
Santaquin City Recorder

The foregoing instrument was acknowledged before me this 21st day of January, 2015, by SUSAN B. FARNSWORTH.

My Commission Expires: 10/1/17

Shannon Hoffman
Notary Public

Residing at: Utah County

