ORDINANCE NO. 07-03-2013
AN ORDINANCE AFFECTING REGULATIONS FOR PARKING OF MOBILE HOMES, TRAILERS, AND SEMI-TRAILERS ON PUBLIC STREETS, PROVIDING FOR CODIFICATION, INCLUSION IN THE CODE, CORRECTION OF SCRIVENER'S ERRORS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, Under Title 6 of the Santaquin City Municipal Code, Santaquin City has adopted the 1997 provisions of the Utah Criminal and Traffic Code (as amended), compiled by the Department of Public Safety of the State of Utah; and

WHEREAS, Santaquin exercises its rights as a local authority under the above codes, by establishing regulations specific to local highways and rights-of-way, which the City Council deems appropriate for the public's health and safety; and

WHEREAS, the Santaquin City Council deems it necessary to establish additional regulations pertaining to storage and parking of non-motorized mobile homes, trailers, pole trailers, and non-motorized semitrailers on city highways and streets.

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

Section I. Chapter 4 of Title 6, of the Santaquin City Code is hereby amended as follows: (stricken text is deleted, underlined text is added)

6-4-1: CLEAR VIEW AREAS:
No obstruction which will obscure the view of automobile drivers or pedestrians shall be placed on any corner lot within a triangular area, defined to be the "clear view area", formed by the street property lines and a line connecting them, as diagrammed herein. The size and dimensions of the clear view area shall be as defined in title 10 of this code. Landscaping materials within the clear view area of corner lots shall be kept below thirty six inches (36") for the protection of motorists and pedestrians.

6-4-2: STORAGE OF COMMERCIAL VEHICLES IN RESIDENTIAL ZONES PROHIBITED:
It shall be unlawful to park a double axel truck having a rated capacity of two (2) tons or more on any public street in any residential zone for a continuous length of time of thirty six (36) hours or more. It shall also be unlawful to so park any construction equipment, such as graders, compressors, etc., on public streets, for a time period of greater than twenty four (24) hours, provided that construction equipment may be on a lot during construction of a building thereon.

6-4-3: STORAGE OF MOBILE HOMES AND TRAILERS ON CITY STREETS
It shall be unlawful for any non-motorized Mobile Home, Trailer, Pole trailer, or non-motorized Semitrailer, as defined by Utah State Code, Section 41-6a-102, as may be amended from time to time, to be parked on a city roadway having curbing and gutter, for, the lesser of, a period exceeding 48 hours, or when such are not being used for the purpose of and while actually engaged in receiving or discharging passengers or property.

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 July 18, 2013, 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 July 18, 2013.
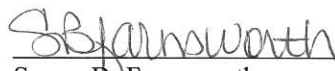
ADOPTED by the Santaquin City Council on the 17th day of July, 2013.

Mayor James E. DeGraffenried

Council Member Keith Broadhead	aye
Council Member Matt Carr	aye
Council Member Kirk Hunsaker	aye
Council Member James Linford	aye
Council Member Rick Steele	Nay

Attest:

Susan B. Farnsworth
Santaquin City Recorder
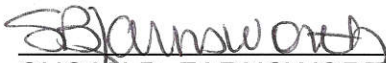
STATE OF UTAH   )
) ss.

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 18th day of July, 2013, entitled

"AN ORDINANCE AFFECTING REGULATIONS FOR PARKING OF MOBILE HOMES, TRAILERS, AND SEMI-TRAILERS ON PUBLIC STREETS"

       IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of Santaquin City Utah this 18th day of July, 2013.

SUSAN B. FARNSWORTH
Santaquin City Recorder

SANTAQUIN CITY
Incorporated
January 4,
1932
(SEAL)
STATE OF UTAH

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 18th day of July, 2013.

               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.

_SBJarnsworth_____
SUSAN B. FARNSWORTH
Santaquin City Recorder

The foregoing instrument was acknowledged before me this 18 day of July, 20 13, by SUSAN B. FARNSWORTH.

My Commission Expires:

10/1/2013

                                    _Shanne Hoffman_____
                                           Notary Public

Residing at: Utah County

SHANNON HOFFMAN
NOTARY PUBLIC • STATE of UTAH
COMMISSION NO. 580477
COMM. EXP. 10/01/2013