

**APPLE VALLEY
ORDINANCE O-2022-44**

NOW THEREFORE, be it ordained by the Council of the Apple Valley, in the State of Utah, as follows:

SECTION 1: **AMENDMENT** “2.14.050 Filling Vacancies And Removal From Office” of the Apple Valley Municipal Code is hereby *amended* as follows:

BEFORE AMENDMENT

2.14.050 Filling Vacancies And Removal From Office

The mayor may appoint, with the advice and consent of the town council, members to fill any unexpired terms of any regular or alternate members who vacate their positions for any reason. Planning commission members may be removed from their position for cause by the town council. "Cause" includes, but is not limited to, moving out of the county, failing to attend planning commission meetings, or committing any act inimical to public service.

AFTER AMENDMENT

2.14.050 Filling Vacancies And Removal From Office

The mayor may appoint, with the advice and consent of the town council, members to fill any unexpired terms of any regular or alternate members who vacate their positions for any reason. Planning commission members may be removed from their position for cause by the town council. "Cause" includes, but is not limited to, moving out of the town ~~county~~, failing to attend planning commission meetings, or committing any act inimical to public service.

SECTION 2: **REPEALER CLAUSE** All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 3: **SEVERABILITY CLAUSE** Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

SECTION 4: **EFFECTIVE DATE** This Ordinance shall be in full force and effect from October 19, 2022.

PASSED AND ADOPTED BY THE APPLE VALLEY COUNCIL

_____.

	AYE	NAY	ABSENT	ABSTAIN
Mayor Frank Lindhardt	_____	_____	_____	_____
Council Member Andy McGinnis	_____	_____	_____	_____
Council Member Barratt Nielson	_____	_____	_____	_____
Council Member Kevin Sair	_____	_____	_____	_____
Council Member Robin Whitmore	_____	_____	_____	_____

Attest

Presiding Officer

Jenna Vizcardo, Town Clerk, Apple Valley

Frank Lindhardt, Mayor,, Apple Valley