

**APPLE VALLEY
ORDINANCE O-2024-17**

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

SECTION 1: **ADOPTION** “6.04.040 Nuisance Complaint Procedures” of the Apple Valley Municipal Code is hereby *added* as follows:

A D O P T I O N

6.04.040 Nuisance Complaint Procedures(*Added*)

1. Location of alleged violation, nuisance or complaint must be located within 300 feet of complainants’ property line.
2. Alleged violation/nuisance must directly affect complainants’ daily life and their pursuit of happiness.
3. Anonymous complaints will not be accepted.
4. Verbal complaints will not be accepted.
5. All complaints must be presented via a nuisance complaint form.
6. Nuisance complaint forms can be filled out online at the town’s website or in person at the town office.
7. Once the nuisance complaint form is completed, the mayor, enforcement official or any person designated by the mayor, will review the complaint. During this process it will be determined if there is a violation of a town ordinance and does it meet all the above criteria.
8. If it is found to be a valid complaint and violation of town ordinances, a violation notice will be sent out to the property owner where said violation is located.
9. The property owner will have 30 days to correct the violation.
10. If after 30 days the violation has not been corrected, then civil enforcement may be applied as detailed in Apple Valley Municipal Code 16.01.10 through 16.01.80.

SECTION 2: **AMENDMENT** “6.04.110 Penalty” of the Apple Valley Municipal Code is hereby *amended* as follows:

AMENDMENT

6.04.~~110~~050 Penalty

Whoever violates any provision of this chapter shall be subject to civil penalties as described in Apple Valley Municipal Code section 16.02.010 through 16.02.080 and/or shall be guilty of a class B misdemeanor and, upon conviction, subject to penalty as provided in Apple Valley Municipal Code section 1.08.010 ~~of this code~~. Any violation shall constitute a separate offense on each successive day continued.

SECTION 3: **REPEALER CLAUSE** All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 4: **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 5: **EFFECTIVE DATE** This Ordinance shall be in full force and effect immediately after the required approval.

PASSED AND ADOPTED BY THE APPLE VALLEY COUNCIL

_____.

	AYE	NAY	ABSENT	ABSTAIN
Mayor Michael Farrar	_____	_____	_____	_____
Council Member Kevin Sair	_____	_____	_____	_____
Council Member Robin Whitmore	_____	_____	_____	_____
Council Member Janet Prentice	_____	_____	_____	_____
Council Member _____	_____	_____	_____	_____

Attest

Presiding Officer

Jenna Vizcardo, Town Clerk, Apple Valley

Michael Farrar, Mayor, Apple Valley