

ORDINANCE 24-07

WHEREAS, on January 6, 1994, the Hyrum City Council passed and posted an ordinance adopting the "Hyrum City Municipal Code", a recodification of municipal ordinances encompassing the "Revised Ordinances of Hyrum City" and ordinances adopted through July 15, 1993; and

WHEREAS, Title 10 of the Hyrum City Municipal Code adopts the Uniform Traffic Code and provides for the regulation of traffic, vehicle weight, speed limits, and parking, together with other rules pertaining to vehicles and traffic within Hyrum City; and

WHEREAS, Chapter 10.20 of Title 10 specifies areas of prohibited parking and other parking restrictions and establishes fines therefore; and

WHEREAS, there are significant number of people who own vehicles that use public streets or public property for parking purposes; and

WHEREAS, Section 10.20.105 restricts parking for recreational vehicles, utility trailers, and agricultural equipment on public property for periods not to exceed 48 consecutive hours; and

WHEREAS, the violation or penalty for violation of Section 10.20.105 has not been set under Section 10.20.220 that allows the violation to be a civil penalty rather than a Class B Misdemeanor; and

WHEREAS, Hyrum City's Attorney is recommending amending Section 10.20.220 Violation and Penalty to include Section 10.20.105 with a \$35.00 penalty as per similar parking violations.

NOW, THEREFORE, the Hyrum City Council hereby adopts, passes, and publishes the following:

AN ORDINANCE AMENDING SECTION 10.20.220 VIOLATION AND PENALTY OF CHAPTER 10.20 OF TITLE 10 OF THE HYRUM CITY MUNICIPAL CODE, TO INCLUDE SECTION 10.20.105 PARKING RESTRICTIONS FOR RECREATIONAL VEHICLES, UTILITY TRAILERS, AND AGRICULTURAL EQUIPMENT AS A CIVIL VIOLATION.

BE IT ORDAINED by the City Council of Hyrum City, Cache County, State of Utah, as follows:

SECTION 1. Section 10.20.220 Violation and Penalty of Chapter 2 of Title 2 of the Hyrum City Municipal Code is hereby amended as follows:

10.20.220 Violation-Penalty

A. Any person engaged in the unauthorized stopping, standing or parking of a vehicle within the city shall be liable for a civil penalty. Any penalty assessed therein, in appropriate cases, may be in addition to such other penalties as may be provided in the Uniform Traffic Code, as adopted by the city.

1. Civil penalties shall be imposed as follows:

Section	Penalty
10.20.020 (A) (1)	\$30.00
10.20.020 (A) (2)	\$35.00
10.20.020 (A) (3)	\$35.00
10.20.020 (A) (4)	\$35.00
10.20.020 (A) (5)	\$35.00
10.20.020 (A) (6)	\$35.00
10.20.020 (A) (7)	\$35.00
10.20.020 (A) (8)	\$35.00
10.20.020 (A) (9)	\$35.00
10.20.020 (A) (10)	\$35.00
10.20.020 (A) (11)	\$35.00
10.20.020 (A) (12)	\$35.00
10.20.020 (A) (13)	\$30.00

10.20.020 (A) (14)	\$30.00
10.20.020 (A) (15)	\$30.00
10.20.020 (A) (16)	\$30.00
10.20.020 (A) (17)	\$35.00
10.20.020 (A) (18)	\$35.00
10.20.030 (A)	\$30.00
10.20.030 (B)	\$30.00
10.20.030 (C)	\$30.00
10.20.030 (D)	\$30.00
10.20.040	\$30.00
10.20.070	\$35.00
10.20.080	\$35.00
10.20.090	\$35.00
10.20.100	\$35.00
<u>10.20.105</u>	<u>\$35.00</u>
10.20.110	\$35.00
10.20.120 (A)	\$30.00
10.20.120 (B)	\$30.00
10.20.120 (C)	\$30.00
10.20.120 (D)	\$30.00

10.20.150	\$30.00
10.20.170 (C)	\$30.00
10.20.190 (A)	\$35.00
10.20.200	\$75.00

2. Any penalties that are paid within five normal working days from the date of receipt of notice shall be reduced by the sum of twenty-five dollars.
3. Any penalties that are paid after the fifth working day but not later than the tenth working day from the date of receipt of notice shall be reduced by the sum of fifteen dollars. After the tenth day, the penalty shall be the full amount specified in subsection B (1) of this section.
4. As used in this section, "receipt of notice" means the affixing of a notice to the vehicle alleged to have been employed in such unauthorized stopping, standing or parking or by delivery of such notice to the owner or driver thereof. (Ord. 24-07)

SECTION 2. DECLARATION OF SEVERABILITY. Should any provision, clause, or paragraph of this ordinance or the application thereof to any person or circumstance be declared by a court of competent jurisdiction to be invalid, in whole or in part, such invalidity shall not affect the other provisions or applications of this ordinance or the Hyrum City Municipal Code to which these amendments apply. The valid part of any provision, clause, or paragraph of this ordinance shall be given independence from the invalid provisions or applications and to this end the parts, sections, and subsections of this ordinance, together with the regulations contained therein, are hereby declared to be severable.

SECTION 3. EFFECTIVE DATE. This ordinance shall become effective upon the posting of three (3) copies at three (3) public places within the corporate limits of Hyrum City.

PASSED and ADOPTED by the Hyrum City Council this 18th day of July, 2024.

HYRUM CITY

By: _____
Stephanie Miller
Mayor

ATTEST:

Stephanie Fricke
City Recorder