

MEMO



To: Mayor Olson and City Council

From: Aspen Stevenson, Planner

Date: May 6, 2025

RE: **Code Amendment Amending Dumpster Requirement in Multi-family Developments**

It is proposed that the City Council consider amending Santaquin City Code (SCC) 10.16.60 to include a requirement that multi-family developments with three or more units use dumpsters instead of individual trash receptacles. This code amendment comes as a request from Police and Fire who are concerned about accessing these developments in an emergency when there are individual receptacles. The utilities department has also requested that when a master meter is used, which is three units or more, dumpsters be required so utility accounts don't have to be created for trash only.

Below are the proposed changes to Santaquin City Code.

10.16.060 MULTIPLE-UNIT DWELLINGS

D. Additional standards applicable to all multiple-unit developments:

4. [Dumpsters: Multiple-family developments with three units or more require dumpsters. Individual trash receptacles are not authorized and will not be collected. Dumpster enclosures shall use the same architectural elements and types of materials and colors as the primary structure.](#)

The Planning Commission reviewed the proposed code amendment on April 22nd, 2025 and made the following motion.

Commissioner Hoffman made a motion to recommend approval of the proposed code amendment to require dumpsters in multiple-family developments with three units or more. Commissioner Moak seconded the motion.

Commissioner Wood, Yes; Commissioner Tolman, Yes; Commissioner Weight, Absent; Commissioner Hoffman, Yes; Commissioner Nixon, Absent; Commissioner Romero, Absent; Commissioner Moak, Yes; The motion passed.

Motion: "Motion to approve ordinance 05-04-2025, an ordinance amending Santaquin City Code to require dumpsters in multiple-family developments with three units or more."

ORDINANCE NO. 05-04-2025

AN ORDINANCE AMENDING SANTAQUIN CITY CODE TO INCLUDE REQUIREMENTS FOR DUMPSTERS AT MULTI-UNIT DEVELOPMENTS WITH THREE OR MORE UNITS, PROVIDING FOR CODIFICATION, CORRECTION OF SCRIVENER'S ERRORS, SEVERABILITY, AND AN EFFECTIVE DATE FOR THE ORDINANCE.

WHEREAS, the City of Santaquin is a fourth-class city of the state of Utah; and

WHEREAS, the City Council has specific authority pursuant to Title 10, Chapter 9a Utah Code Ann. (1953 as amended) to adopt a zoning plan including an ordinance and map which divide the municipality into districts or zones and within such districts to regulate the erection, construction, reconstruction, alteration, repair and uses of buildings and structures and the uses of land; and

WHEREAS, the state legislature has granted general welfare power to the City Council, independent, apart from, and in addition to, its specific grants of legislative authority, which enables the city to pass ordinances which are reasonably and appropriately related to the objectives of that power, i.e. providing for the public safety, health, morals, and welfare; and

WHEREAS, the City Council desires to amend Santaquin City Code Title 10, Chapter 16, Section 060 to include requirements for dumpster at multi-unit developments with three or more units; and

WHEREAS, the Santaquin City Planning Commission held a public hearing on April 22, 2025, which hearing was preceded by the posting of public notice in at least three public places within the City limits of Santaquin City; and

WHEREAS, after the noted public hearing, the Santaquin City Planning Commission forwarded a recommendation to the City Council;

NOW, THEREFORE, BE IT ORDAINED by the City Council of Santaquin City, State of Utah, as follows:

Section I. Amendments

Title 10 Chapter 16 Section 060 is amended as follows: (underlined text is added, stricken text is deleted)

10.16.060 MULTIPLE-UNIT DWELLINGS

D. Additional standards applicable to all multiple-unit developments:

1. Accessory Uses: Dwelling units which are part of an approved multiple-unit development may not have accessory apartments.

2. Landscaping: A landscaping plan shall be submitted for approval by the architectural review committee. All landscaping and maintenance systems shall be installed prior to a certificate of occupancy being granted. Where landscaping cannot be completed before October in the same year construction begins, a certificate of occupancy may be granted if a cash bond for completion of the landscaping is provided to Santaquin City. Bond amounts shall be determined by the city engineer consistent with the city development bonding regulations. Landscaping must be installed within six (6) months of bond posting.
3. Location: Multiple-unit structures may not be built on a flag lot or on properties created under the city's infill development standards. (Ord. 07-02-2013, 8-14-2013, eff. 8-15-2013; amd. Ord. 10-01-2014, 10-1-2014, eff. 10-2-2014; Ord. 11-02-2017, 11-21-2017, eff. 11-22-2017 Ord. 03-02-2018, 3-21-2018, eff. 3-22-2018;)
4. Dumpsters: Multiple-family developments with three units or more require dumpsters. Individual trash receptacles are not authorized and will not be collected. Dumpster enclosures shall use the same architectural elements and types of materials and colors as the primary structure.

Section II. Severability

If any part of this ordinance or the application thereof to any person or circumstances shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance or the application thereof to other persons and circumstances, but shall be confined to its operation to the section, subdivision, sentence or part of the section and the persons and circumstances directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the City Council that this section would have been adopted if such invalid section, provisions, subdivision, sentence or part of a section or application had not been included.

Section III. 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 IV. 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, and 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. 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 V. Posting and Effective Date

This ordinance shall become effective at 5:00 p.m. on Wednesday, May 7th, 2025. Prior to that time, the City Recorder shall deposit a copy of this ordinance in the official records of the City and place a copy of this ordinance in three places within the City.

PASSED AND ADOPTED this 6th day of May 2025.

Daniel M. Olson, Mayor

Councilmember Art Adcock	Voted ____
Councilmember Brian Del Rosario	Voted ____
Councilmember Lynn Mecham	Voted ____
Councilmember Jeff Siddoway	Voted ____
Councilmember Travis Keel	Voted ____

ATTEST:

Amalie R. Ottley, City Recorder

STATE OF UTAH)
) ss.
COUNTY OF UTAH)

I, AMALIE R. OTTLEY, 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 6th day of May 2025, entitled

“AN ORDINANCE AMENDING SANTAQUIN CITY CODE TO INCLUDE REQUIREMENTS FOR DUMPSTERS AT MULTI-UNIT DEVELOPMENTS WITH THREE OR MORE UNITS, PROVIDING FOR CODIFICATION, CORRECTION OF SCRIVENER’S ERRORS, SEVERABILITY, AND AN EFFECTIVE DATE FOR THE ORDINANCE.”

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of Santaquin City Utah this 6th day of May 2025.

Amalie R. Ottley
Santaquin City Recorder
(SEAL)

AFFIDAVIT OF POSTING

STATE OF UTAH)
) ss.
COUNTY OF UTAH)

I, AMALIE R. OTTLEY, City Recorder of Santaquin City, Utah, do hereby certify and declare that prior to the ordinance taking effect, I posted a short summary of the ordinance on the Utah Public Notice Website as required by Utah State Code 10-3-711(1)(b) as a Class A Notice and Santaquin City Code 1-2-050(D)

I further certify that copies of the ordinance were posted online at www.santaquin.org, at the City Hall Building at 110 S. Center Street and on the State of Utah's Public Notice Website, <https://www.utah.gov/pmn/index.html>. A copy of the notice may also be requested by calling (801)754-1904.

AMALIE R. OTTLEY
Santaquin City Recorder

The foregoing instrument was acknowledged before me on this ____ day of ____ 2025, by AMALIE R. OTTLEY.

My Commission Expires:
