

ORDINANCE 10-06-10-A

AN ORDINANCE AMENDING SECTIONS 9.07.010 OF THE PAYSON CITY ORDINANCES ENTITLED "SNOW REMOVAL FROM STREETS."

WHEREAS, Payson City has enacted ordinances governing snow removal and parking regulations during the storm removal season; and

WHEREAS, state law allows municipalities to enact regulations for the health and welfare of its residents; and

WHEREAS, certain citizens remove snow from their private property and place the snow into the public streets; and

WHEREAS, the snow that is placed in the public streets can create traffic hazards and other safety issues for traveling vehicles.

NOW THEREFORE, BE IT ORDAINED BY THE PAYSON CITY COUNCIL, that section 9.07.010 of the Payson City Ordinances be amended to read as follows:

9.07.010 Snow Removal From Streets

1. In order to facilitate the speedy and safe removal of snow from city streets, it is unlawful for the owner or driver of any vehicle to park, cause to be parked, or allowed to be parked, said vehicle upon any city street or right-of-way of a city street between the hours of 10:30 p.m. and 7:00 a.m. each year from December 1st, through March 1st, of the following year.

2. It shall be unlawful for any person to remove any snow or ice from any private property and place the same on any public street, sidewalk, driveway, or right-of-way, or any part thereof.

3. Except as provided in subsections (a) and (b) of this section, it shall be unlawful for any person, except employees of the City or other highway maintenance authority in their official capacity, to move or pile any snow or ice on any public street, sidewalk, or driveway, or any part thereof.

- (a) The Superintendent of the Street Department may issue a written permit to any person to move or pile snow or ice on a public street or right-of-way if the Superintendent determines it to be in the best interest of the City and residents of the area to do so. In issuing any such permit, the Superintendent shall require a bond and insurance certificate to be furnished. It shall be unlawful for any person holding such a permit to move or pile any snow or ice on any public street, sidewalk, driveway, or right-of-way except in strict compliance with the terms of the permit.

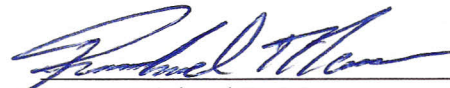
(b) This subsection (3) shall not apply to removal of snow from sidewalks fronting private property which the owner or occupant has the duty to clean as provided in Section 19.24.14.2 nor to cleaning of access driveways from a public street to private property.

4. "Vehicle" shall be defined to include, but not limited to, automobiles, trucks, trailers, mobile homes, travel trailers, boats, motorcycles, buses, snowmobiles, and other transportation vehicles, whether for the transportation for humans, animals, or freight of any kind.

Violation of this ordinance is an infraction. Each day that said violation is permitted to continue will be considered a separate offense..

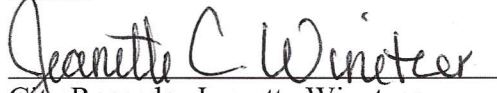
This Ordinance shall take effect immediately upon its passage by Payson City Council and publication, and the same shall be published in the Payson Chronicle, a newspaper published in Payson City, and shall be recorded in the Ordinance book of Payson City, together with proof of publication thereof.

Passed by the Payson City Council this 6th day of October, 2010.



Mayor Richard D. Moore

Attest:



City Recorder Jeanette Wineteer



PROOF of PUBLICATION

STATE OF UTAH,)
COUNTY OF UTAH,)ss.

I, Michael Olson

being first duly sworn, depose and say that I am the _____
Publisher of The Payson Chronicle, a weekly newspaper of general circulation, published once each week at Payson, Utah, that the notice attached hereto and which is a
Ord. 10-06-10 A

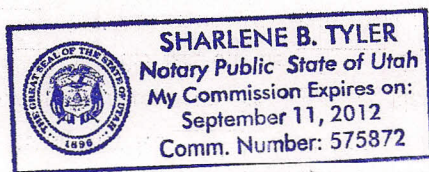
was published in said newspaper for 1 consecutive issues, the first publication having been made on the 20 day of Oct, 2010, and the last on the _____ day of _____, _____, that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and the same was published in the newspaper proper and not in any supplement.

Michael Olson

Subscribed and sworn to before me this 20 day of October, 2010.

Sharlene B. Tyler
Notary Public

My commission expires: 9.11, 2012



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Mayor Richard D. Moore

Attest:

City Recorder Jeanette Wineteer

Published in The Payson Chronicle on October 20, 2010.