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ABANDONED VEHICLES ORDINANCE for the Town of CEDAR FORT

WHEREAS, The Town of Cedar Fort is in need of an ordinance to control the abandoned vehicles on Town property;

WHEREAS, The Town wishes to address the issue of abandoned vehicles on Town property;

WHEREAS, The Town finds it in the best interest of the public to establish an ordinance pertaining to abandoned vehicles within the Town limits;

NOW, THEREFORE, be it ordained by the Town as follows:

1.0 Definitions.

The following shall apply to the interpretation and enforcement of this ordinance:

1.1 Person: shall mean any person, firm, partnership, association, corporation, company or organization of any kind.

1.2 Vehicle: shall mean a machine propelled by power other than human power designed to travel along the ground by use of wheels, treads, runners or slides and transport person or property or pull machinery and shall include but is not limited to, automobiles, trucks, trailers, campers, motor homes, motorcycles, buggies, and wagons.

1.3 Roads and Highways : shall mean the entire width of a road between the property lines publicly owned or maintained when any part thereof is open to the use of the public for the use of vehicular travel or parking.

2.0 Abandonment of vehicles.

No person shall abandon any vehicle within the Town right of way and no person shall leave any vehicle at any place within the Town right-of-way under such circumstances as to cause such vehicle to reasonably appear to have been abandoned.

3.0 Leaving of wrecked, non-operating vehicles on roads.

No person shall leave any partially dismantled, non-operating, wrecked, junked or unlicensed vehicle on any road, alley, or highway, or Town property within the Town limits.

4.0 Definition of abandoned vehicle.

For the purpose of this ordinance, a vehicle shall be presumed to be abandoned if it appears to have been left unattended on public property in excess of 10 days or if it is partially dismantled, non-operating, wrecked, junked, unlicensed or discarded.

5.0 Abandoned, wrecked and discarded vehicle.

The Utah County Sheriff, or any member of his department designated by him, is thereby authorized to remove or have any vehicle removed which is in violation of this ordinance. Such vehicle shall be impounded until lawfully claimed or disposed of at the owner's expense.

6.0 Penalties for violation.

Violation of this ordinance shall carry a penalty of a Class "B" misdemeanor. Any person found guilty of violating this ordinance shall be subject to a fine not exceeding \$1,000.00 and/or imprisonment in the Utah County Jail for a term not to exceed six months.

7.0 Notification of nonconformance.

Any person being in violation of this ordinance shall be given a written warning of such violation by certified mail and the Utah county sheriff or by two members of the governing body of the Town. The person will then have 10 days to remove the vehicle from the Town property before the penalties will be invoked.

Section 8. Effective date.

This ordinance shall become effective upon passage by the Town Council of the Town of Cedar Fort and posting in three public places.

Approved and passed by the majority vote of the Town of Cedar Fort Town Council this 27th day of September, 2016

Attested By:



Veronda Cook

Town Clerk



Mayor

Councilmember Howard Anderson	Voted <u>yea</u>
Councilmember Ellen Cibula	Voted <u>yea</u>
Councilmember Larry Mohler	Voted <u>yea</u>
Councilmember Chris Murphy	Voted <u>absent</u>
Councilmember Richard Stark	Voted <u>IEA</u>

STATE OF UTAH)
) ss.
COUNTY OF UTAH)

I, VONDA Cook, Town Recorder of Cedar Fort Town, Utah, do hereby certify and declare that the above and foregoing is a true, full, and correct copy of an ordinance passed by the Town Council of Cedar Fort Town, Utah, on the 27 day of September 2016, entitled

“ABANDONED VEHICLES ORDINANCE for the Town of CEDAR FORT “

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of Cedar Fort Town Utah this 27 day of September 2016.



VONDA Cook
Cedar Fort Town Recorder

(SEAL)

AFFIDAVIT OF POSTING

STATE OF UTAH)
) ss.
COUNTY OF UTAH)

I, Vonda Cook, Town Recorder of Cedar Fort Town, Utah, do hereby certify and declare that I posted in three (3) public places the following summary of the ordinance which was passed by the Cedar Fort Town Council on the 27 day of September 2016 and herein referred to as:


“ABANDONED VEHICLES ORDINANCE for the Town of CEDAR FORT “

SUMMARY:

The above named ordinance was enacted to describe the prohibition of abandoned, unlicensed or dismantled vehicles or equipment within the town road right-of-way and other public places within the Town of Cedar Fort limits.

The three places are as follows:

1. Post Office
2. Town Hall
3. Cedar Valley Store



Vonda Cook
Cedar Fort Town Recorder

Date of Posting Sept 28, 2016