

**ALPINE CITY
ORDINANCE 2020-12**

**AN ORDINANCE ADOPTING AMENDMENTS TO ARTICLES 3.17.070; 3.17.110;
3.17.130 OF THE ALPINE CITY DEVELOPMENT CODE PERTAINING TO THE
TRAIL ORDINANCE AND TRAIL COMMITTEE.**

WHEREAS, The Alpine City Council has deemed it in the best interest of Alpine City to update the trail ordinance; and

WHEREAS, the Alpine City Planning Commission has reviewed the proposed Amendments to the Development Code, held a public hearing, and has forwarded a recommendation to the City Council; and

WHEREAS, the Alpine City Council has reviewed the proposed Amendments to the Development Code:

NOW THEREFORE, be it ordained by the Council of Alpine City, in the State of Utah, as follows: The amendments to Articles 3.17.070; 3.17.110; and 3.17.130 will supersede Article 3.17.070; 3.17.110; and 3.17.130 as previously adopted. This ordinance shall take effect upon posting.

SECTION 1: **AMENDMENT** “3.17.110 Enforcement” of the Alpine City Development Code is hereby *amended* as follows:

AMENDMENT

3.17.110 Enforcement

1. Subdivision Approval Stage

- a. Trail designations and ownership shall be included on all plats and recorded on deeds.
- b. Trail signs shall be provided by the City. These signs shall indicate City-owned trails and penalties for misuse or damage.
- c. Developers are required to stake, clearly tape off and post signs marking all trail corridors prior to the start of construction. The site may be walked by City staff, Trail Committee, Planning Commission, and City Council.
- d. A bond to be approved by the City Engineer shall be posted by the developer against damage to public trails during construction.

2. Before Bond Release

- a. Developers shall ensure that tapes and signs are in place continuously during construction. The tapes and signs shall remain in place until bonds are released. They shall be replaced if necessary if damaged or lost from other causes.
- b. Developers will be assessed a fine if damage is done to publicly owned areas by

their sub-contractors or their agents, and they will be required to restore the area(s) at their cost to the satisfaction of the City Engineer.

3. Before Building Permit is Issued

- a. Before building permits are issued, all potential homeowners with property adjacent to trails shall bond, (amount to be set by City Engineer) for any and all damage done to public property caused by the owner and/or his contractor or agents during home construction.
- b. Public trails must be staked, clearly taped and marked with signs so that all construction crews will be aware of these public lands.
- c. A copy of this ordinance shall be provided to the property owner when the building permit is issued.

4. Before Occupancy Permits are Issued

- a. All damage to public trails and/or improvements upon it caused by home construction must be repaired by the homeowner at his or her expense.
- b. If construction is completed during winter and weather prohibits replanting or other restoration, an additional bond may be posted to be held until repairs are approved by the City Administrator. The amount of bond is to be determined by the City Engineer.

(Ord. 99-08, 8-10-99; Amended by Ord. 2004-11, 7/13/04; Ord. 2008-05, 7/22/08; Ord. 2009-06, 4/28/09)

SECTION 2: AMENDMENT “3.17.130 Trail Safety And Etiquette” of the Alpine City Development Code is hereby *amended* as follows:

AMENDMENT

3.17.130 Trail Safety And Etiquette

1. **Purpose.** The purpose of this Ordinance is to secure the safe, quiet, orderly and suitable use and enjoyment by the public on Alpine City Trail, and to ensure the public’s right quiet, lawful enjoyment, both users and homeowners.
2. **General Restrictions**
 - a. Trails will be closed between dusk and dawn. This excludes the trails in all City parks and sidewalks designated as trails.
 - b. Do not serve, possess, or consume any alcoholic beverages or illegal drugs within or upon the Trail Corridor.
 - c. No discharge of any weapons.
 - d. No Fires, Fireworks and Smoking along the trail corridor.
 - e. No Dumping or any discharge of waste.
 - f. Do not remove, alter, injure or destroy the natural resources in city open spaces and trail corridors (rocks, flowers, trees, etc.).
 - g. No operation of motorized vehicles except in designated areas. Motorized

vehicle trails shall be closed from dusk to 7:00 am.

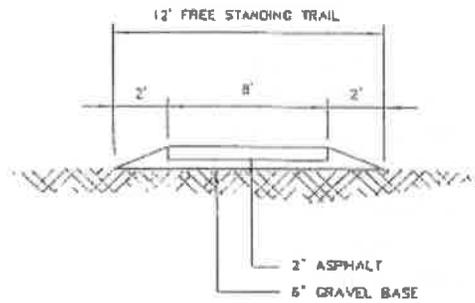
- h. All dogs must be leashed except within the boundaries of Lambert Park.
- i. Trail users shall not leave the trail corridor and enter on private property without permission of the landowner.
- j. New trails and trail realignments shall be approved by the City.
- k. Nothing will be constructed or placed to restrict the trail right of way.
- l. Any abuse of the above restrictions could result in closing the trail by the City.

3. Trail Etiquette

- a. Stay on established, marked trails.
- b. Do not cut cross country where there are not trails.
- c. Try to prevent widening of trails.
- d. Bikers yield to Hikers, both yield to horses. Motorized vehicles yield to all.
- e. Do not enter private property.
- f. Keep noise level appropriate.
- g. Keep speed under control.

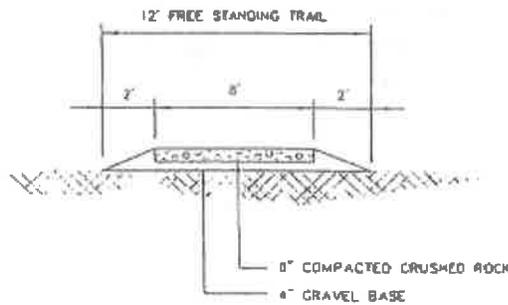
4. Trail Events. Any organization wishing to use Alpine City trails must post a refundable deposit for events such as races, etc. to protect against the damage to public trails and clean-up costs. The refundable deposit shall be set by the Alpine City Council on the City Fee Schedule. Alpine City Council shall approve the trail/course to be used in the event. Alpine City shall not take responsibility for injury resulting from said activities.

5. Trail Watch. The Alpine City Trail Committee is charged with the job of creating and overseeing the trail-watch program. The trail-watch program shall be created too provide a safe city trail system. The trail-watch program shall consist of the following four categories: 1) volunteer patrols, 2) trail maintenance reporting system, 3) better signage, and 4) training and notifying the public on various trail issues including what to do in an emergency or how to report on general trail problems.



CLASS B 8' ASPHALT TRAIL CROSS-SECTION

N.T.S.

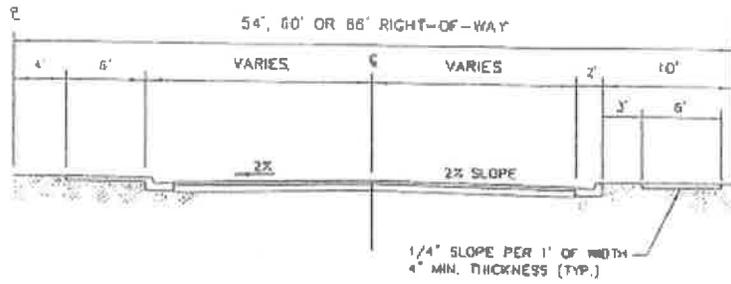


CLASS C 8' CRUSHED ROCK TRAIL CROSS-SECTION

N.T.S.

ALPINE CITY
STANDARD DRAWING

11/20/2010 10:00 AM 02/02/10 11:34 2010/11/20



ALPINE CITY RESERVES THE RIGHT TO DETERMINE WHETHER THE COMBINATION OR PLANTER STRIP OPTION WILL BE CONSTRUCTED ON A CASE-BY-CASE BASIS.

CLASS A 6' SIDEWALK TRAIL CROSS-SECTION

M.T.S.

ALPINE CITY
STANDARD DRAWING
FIGURE X-X

100-A-04 02/01/98 12:13 jmsum

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(Ord. 99-08, 8-10-99; Amended by Ord. 2004-11, 7/13/04; Ord. 2008-05, 7/22/08; Ord. 2009-06, 4/28/09)

SECTION 3: AMENDMENT “3.17.070 Trail Definitions And Designations”
of the Alpine City Development Code is hereby *amended* as follows:

AMENDMENT

3.17.070 Trail Definitions And Designations

1. **Definition of Trail Types.** The following definitions include the types of trails allowed in the Ordinance. (See Appendix A for cross sections of the trail types.)
 - a. Class A: Six (6) foot sidewalk.
 - b. Class B: Eight (8) foot asphalt trail.
 - c. Class C: Eight (8) foot crushed rock trail.
 - d. Class D: Four (4) foot crushed rock trail.
 - e. Class E: Two (2) foot dirt trail.
2. **Trail Design**
 - a. Trail types will be designed on a case-by-case basis. Width may vary within a given trail if topography so indicates. (e.g., wide in flat areas, narrow when winding up or down hills.) Trails may consist of those types defined in DCA 3.17.070 Part 1 and shall be constructed to Alpine City Standards.
 - b. All trail corridors shall be a minimum of 20 feet in width and shall be on land deeded to Alpine City in fee simple or on trail easements obtained by the City.
 - c. All trails installed in the City's ROW through or leading to open spaces should be located in the center of the ROW wherever possible, or in such a way as to maximize the privacy of adjacent property owners, while at the same time considering topography, aesthetics, views and land use plans.
 - d. All proposed trails shall be located in accordance with the Trail Master Plan. The Trail Master Plan shall be used as a guideline in determining the precise placement of the trail. Precise location and type of trails shall be determined by the City Council upon the recommendation of the Planning Commission. The Planning Commission may utilize the Trail Committee to study and evaluate trail proposals.
 - e. Signs shall be placed at entry points to trails or to open space from public roads or other public lands. These signs shall identify the trail and also note usage restrictions.
 - f. Trailheads designated on the Trail Master Plan shall include off-street parking and may include other facilities such as restrooms or picnic tables.
 - g. Alpine City is responsible for the landscaping and maintenance needs of all publicly- owned open space and trails.

(Ord. 99-08, 8-10-99; Amended by Ord. 2004-11, 7/13/04; Ord. 2008-05, 7/22/08; Ord. 2009-06, 4/28/09)

PASSED AND ADOPTED BY THE ALPINE CITY COUNCIL

June 9, 2020

	AYE	NAY	ABSENT	ABSTAIN
Lon Lott	<u>✓</u>	_____	_____	_____
Carla Merrill	<u>✓</u>	_____	_____	_____
Gregory Gordon	<u>✓</u>	_____	_____	_____
Jason Thelin	<u>✓</u>	_____	_____	_____
Jessica Smuin	<u>✓</u>	_____	_____	_____

Presiding Officer

Attest



Troy Stout, Mayor, Alpine City



Bonnie Cooper, City Recorder Alpine City

