

ORDINANCE NO. 2023-07-26

AN ORDINANCE AMENDING SECTION 17.6.112 (C)(1)(k)(4) OF THE AMERICAN FORK CITY CODE RELATED TO MONOPOLE OVERLAY ZONE.

WHEREAS, the City is authorized to enact ordinances as are necessary and proper to promote the health, safety, morals, convenience, order, prosperity, and general welfare of American Fork; and

WHEREAS, pursuant to Utah Code 63G-30-101, a municipality may designate by municipal ordinance An overlay zone for monopole structures; and

WHEREAS, it is in the best interest and general welfare of residents of American Fork to specify specific locations for monopole structures.

NOW THEREFORE, be it ordained by the City Council of American Fork, Utah that;

PART I
Text of Ordinance

1. Section 17.6.112(C)(1)(k)(4) read as follows:

Monopole overlay zone authorized—Maximum height allowed within a designated cell tower overlay zone—Other condition. To more adequately facilitate placement and regulation of monopoles in areas containing adverse topographic conditions, there is hereby established the following cell tower overlay zone. The boundaries of said zone and the specific elevation applicable thereto shall be as hereafter adopted by the city council.

The maximum height of a monopole located within the cell tower overlay zone shall be not more than forty-five feet above the elevation of the topography surrounding the overlay zone or eighty feet, whichever is less. In addition, the design of the monopole shall utilize a stealth design resembling trees or other natural condition which is acceptable to the city.

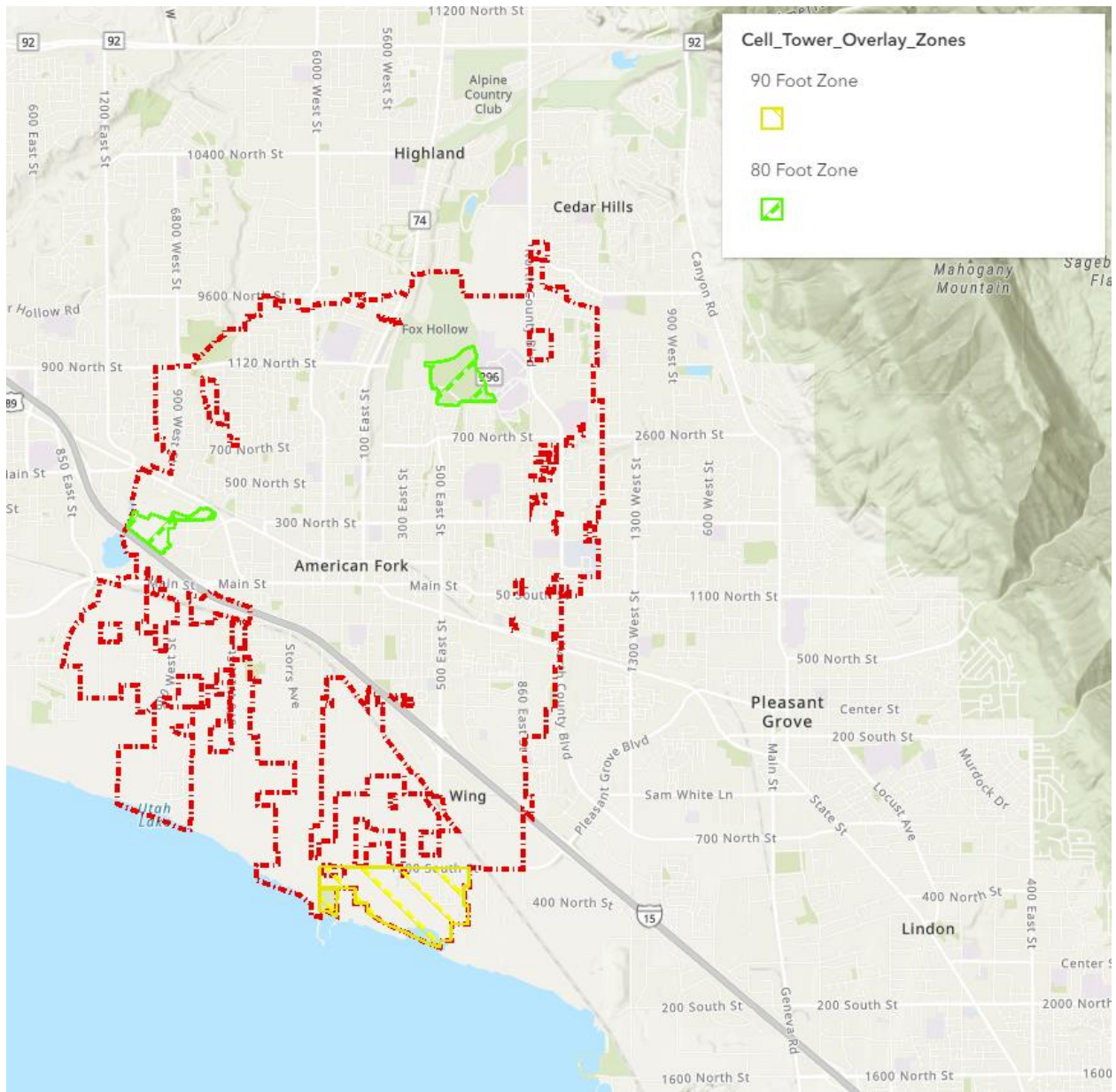


Figure 1: Monopole Overlay Zone

PART II Penalty and Adoption

SECTION 1 – Conflicting Provisions. Whenever the provisions of this Ordinance conflict with the provisions of any other ordinance, resolution or part thereof, the more stringent shall prevail.

SECTION 2 – Provisions Severable. This Ordinance and the various sections, clauses and paragraphs are hereby declared to be severable. If any part, sentence, clause or phrase is

adjudged to be unconstitutional or invalid it is hereby declared that the remainder of the ordinance shall not be affected thereby.

SECTION 3 – Effective Date. This Ordinance shall take effect upon its passage and publication as required by law.

PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF AMERICAN FORK, UTAH THIS 11th DAY OF JULY 2023.

AMERICAN FORK CITY


BRADLEY J. FROST, MAYOR

ATTEST:


CITY RECORDER

