

ORDINANCE NO. 2017-08

AN ORDINANCE ENACTING SECTION 14-06-100 OF THE CENTERVILLE MUNICIPAL CODE REGARDING PARKING RESTRICTIONS FOR DESIGNATED FIRE LANES AND AMENDING THE CENTERVILLE CITY FINE/BAIL SCHEDULE FOR LOCAL ORDINANCES

WHEREAS, the City Council has previously adopted Title 14 of the Centerville Municipal Code enacting the Centerville City Traffic Code ("Traffic Code"); and

WHEREAS, the City Council desires to enact Section 14-06-100 of the Traffic Code regarding parking restrictions in designated fire lanes; and

WHEREAS, the International Fire Code, as adopted by the State of Utah and Centerville City, prohibits the obstruction in any manner and parking of vehicles within designated fire lanes; and

WHEREAS, the City desires to codify the Fire Code parking restrictions a part of the City Traffic Code and to provide a penalty for such violation as more particularly set forth herein; and

WHEREAS, the City Council finds that the proposed amendments to the Traffic Code as more particularly set forth herein are in the best interest of the public health, safety and welfare, and will provide clarity regarding municipal authority to regulate and issue tickets for parking of vehicles within designated fire lanes; and

WHEREAS, the City Council has previously adopted the Centerville City Fine/Bail Schedule for Local Ordinances fixing applicable fines and penalties for various local ordinances; and

WHEREAS, the City Council desires to amend the Centerville City Fine/Bail Schedule for Local Ordinances to fix the appropriate fine and penalty for violations of CMC 14-06-100 as more particularly provided herein; and

WHEREAS, the City Council finds that the fine and penalties set forth herein for violations of CMC 14-06-100 are reasonable in light of the nature and character of the offense, proportionally reflect the seriousness of the offense in accordance with Utah Code § 76-3-301.5, are in the best interest of the public, and are necessary and proper to provide for the safety and to promote peace and good order within the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF CENTERVILLE CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Enactment. Section 14-06-100 of the Centerville Municipal Code regarding Parking in Fire Lanes is hereby enacted to read in its entirety as follows:

14-06-100. Parking in Fire Lanes.

(a) Except as otherwise provided herein, no person shall stop, stand, or park a vehicle in a designated fire lane on public or private property within the jurisdiction of Centerville City. This Section shall not apply to authorized emergency vehicles, including ambulance, paramedic, fire and law enforcement, while in performance of official duties.

(b) All fire lanes shall be properly marked with approved signage or markings in accordance with applicable provisions of the Fire Code to identify such restricted fire lanes and signage or markings specifically indicating that stopping, standing or parking is restricted within the fire lanes. For fire lanes on private property, the property owner shall be responsible for providing and maintaining appropriate signage and markings for the fire lanes. All signage and markings shall be maintained in a clean and legible condition at all times and shall be replaced or repaired when necessary to provide adequate visibility and notice of restricted fire lanes and prohibited stopping, standing, or parking.

(c) Any violation of this Section shall be an infraction and shall be subject to the fines and penalties set forth in the Centerville City Fine/Bail Schedule.

Section 2. Amendment. The Centerville City Fine/Bail Schedule is hereby amended to add the following line item for violations of CMC 14-06-100 regarding Parking in Fire Lanes:

City	Code	Description	DefSev	Surch	Fine	SecSur	Total
Centerville City	14-06-100	Parking in Fire Lanes	IN	0%	\$50	\$0	\$50

Section 3. Severability. If any section, part or provision of this Ordinance is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance, and all sections, parts and provisions of this Ordinance shall be severable.

Section 4. Effective Date. This Ordinance shall become effective immediately upon publication or posting, or thirty (30) days after passage, which occurs first.

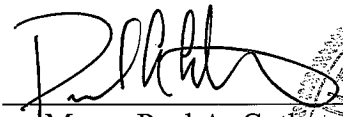
PASSED AND ADOPTED BY THE CITY COUNCIL OF CENTERVILLE CITY, STATE OF UTAH, THIS 4th DAY OF APRIL, 2017.

CENTERVILLE CITY

ATTEST:


Marsha L. Morrow, City Recorder

By:


Mayor Paul A. Cutler



Voting by the City Council:

	"AYE"	"NAY"	
Councilmember Fillmore	<u> X </u>	<u> </u>	<i>Absent</i>
Councilmember Ince	<u> X </u>	<u> </u>	
Councilmember Ivie	<u> X </u>	<u> </u>	
Councilmember McEwan	<u> X </u>	<u> </u>	
Councilmember Mecham	<u> X </u>	<u> </u>	

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

According to the provisions of the U.C.A. § 10-3-713, as amended, I, the municipal recorder of Centerville City, hereby certify that foregoing ordinance was duly passed by the City Council and published, or posted at: (1) 250 North Main; (2) 655 North 1250 West; and (3) RB's Gas Station, on the foregoing referenced dates.

Marsha L. Morrow
MARSHA L. MORROW, City Recorder

DATE: *April 5, 2017*

RECORDED this *5* day of *April*, 2017.

PUBLISHED OR POSTED this *5* of *April*, 2017.