

ORDINANCE NO. 2020-18

**AN ORDINANCE OF THE HIGHLAND CITY COUNCIL AMENDING
HIGHLAND CITY DEVELOPMENT CODE IN SECTION 3-621 AND
SECTION 10-201 AS SHOWN IN FILENAME TA-20-13.**

WHEREAS, all due and proper notices of public hearings and public meetings on this Ordinance held before the Highland City Planning Commission (the “Commission”) and the Highland City Council (the “City Council”) were given in the time, form, substance and manner provided by Utah Code Section 10-9a-205; and

WHEREAS, the Commission held a public hearing on this Ordinance on May 26, 2020 and

WHEREAS, the City Council held a public hearing on this Ordinance on June 2, 2020.

NOW, THEREFORE, BE IT ORDAINED BY THE Highland City Council as follows:

SECTION 1. AMENDMENT “3-621 Park or Planter Strips” of the Highland Development Code is hereby *amended* as follows:

Amended 3-621 Park or Planter Strips

All park strip areas, the area between the sidewalk and the curb, shall be landscaped using traditional and/or Xeriscape methods. ~~are to be covered with landscaping~~ Vegetation such as grasses, ~~trees~~, flowers, ground covers and shrubs shall not exceed 22-inches in height. ~~consistent with typical residential landscaping. This~~ Vegetation shall not include weeds indicated identified on the State of Utah Department of Agriculture and Food Designated Noxious Weed List for Colorado (CO), Idaho (ID), Kansas (KS), Montana (MT), Nebraska (NE), North Dakota (ND), South Dakota (SD), Utah (UT), Wyoming (WY) but may include appropriate drought tolerant plants.

4. ~~Up to 50% of~~ The park strip may be covered with non-living material such as wood chips or decorative landscaping rocks (rock diameter of one inch minimum and six inches maximum) if commonly practiced xeriscape landscaping procedures are followed.
5. Trees planted in the park strip may be separated by non-living materials ~~within tree grates separated by hardscape materials may be installed within the park strip~~ only if a water source is available at each tree (not from a hose, or above ground sprinkler). ~~the following requirements are met:-~~
 - d) ~~Coverage measured in plan view at a two (2) year growth is equal to or greater than at least 50% of the park strip area. At minimum, trees shall be planted every 20 feet.~~
 - e) ~~A water source is available at each tree grate (not from a hose, or above ground sprinkler).~~
 - f) ~~The area between tree grates within the park strip area shall be landscaped with a minimum of 50% vegetation; and~~

- ~~1. The area between each tree grate within a park strip may be~~

~~landscaped with pavers, stepping stones, or similar permeable elements. if each object is a maximum of twelve (12) inches in width on any side.~~

~~2. Impervious surfaces or materials shall not be used (this includes concrete, stamped concrete, rubber lining, etc).~~

6. Only trees from the city approved Class I Trees list may be planted within a park strip as follows:

1. acer campestre; Hedge Maple
2. acer ginnala; Amur Maple
3. acer grandidentatum; Big Tooth Maple
- ~~4. acer griseum; Paperbark Maple~~
5. acer tataricum; Tatarian Maple
- ~~6. aesculus pavia; Red Buckeye~~
- ~~7. cereis canadensis; Eastern Redbud~~
8. koelreuteria paniculata; Goldenrain Tree
- ~~9. malus spp; Flowering Crab~~
10. prunus serrulata; Flowering Cherry
11. prunus blireiana; Flowering Plum
12. Pyrus fauriei, (syn. C. calleryana var. Fauriei) Korean Flowering pear
13. Pyrus calleryana, 'Callery X Chanticleer Cultivar', Chanticleer (Callery) flowering pear
14. Pyrus calleryana, 'Cleveland Select', Cleveland Select flowering pear
15. Pyrus salicifolia, '>Pendula' (syn. Silver Frost) Weeping Willowleaf pear
16. syringe reticulate; Japanese Tree Lilac

SECTION 2. AMENDMENT “10-102 Definitions” of the Highland Development Code is hereby *amended* as follows:

Amended 10-102 Definitions

37. Landscaping. Landscaping shall mean the use and integrations of **traditional landscape design methods including Xeriscape.** A combination of planted trees, shrubs, vines, ground covers, ~~lawns grass~~, rocks, fountains, pools, art works, screens, walls, fences, benches or surrounding walkways set into any aesthetically pleasing arrangement **should be implanted.** ~~However, the~~ The use of structures or surfaced walkways alone, in the absence of planted trees, ~~lawns grass~~, etc., shall not meet the requirements of this Code.

85. Xeriscape. Xeriscape is interpreted to be landscaping in a manner that reduces the need for supplemental irrigation, conserves water and enhances the beauty of the property. At least 25% of the xeriscape area within the front setback of a residence must contain plants, trees and shrubs. Residents should be conscientious of utilizing plants, trees and shrubs appropriate to the climate to avoid losing water to evaporation and run-off. Xeriscape areas shall consist of an attractive mix of plantings, rocks and other landscaping materials.

SECTION 3. That the Mayor, the City Administrator, the City Recorder and the City Attorney are hereby authorized and directed to execute all documents and take all steps necessary to carry out the purpose of this Ordinance.

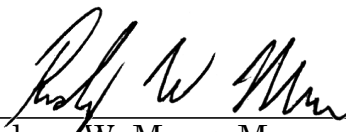
SECTION 4: REPEALER CLAUSE All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

SECTION 5: SEVERABILITY CLAUSE Should any part or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinances a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

SECTION 6: EFFECTIVE DATE This Ordinance shall be in full force and effect from June 2, 2020 and after the required approval and publication according to law.

PASSED AND ADOPTED by the Highland City Council, June 2, 2020

HIGHLAND CITY, UTAH



Rodney W. Mann, Mayor

ATTEST:



Stephannie Cottle, City Recorder



COUNCILMEMBER	YES	NO
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Timothy A. Ball	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Brittney P. Bills	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kurt Ostler	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kim Rodela	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott L. Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>