

**ORDINANCE NO: O-2022-18**

**AN ORDINANCE OF THE HIGHLAND CITY COUNCIL AMENDING SECTION 3-612 FENCES, RETAINING WALLS, THEME AND SCREEN WALLS OF THE HIGHLAND CITY DEVELOPMENT CODE RELATING TO FENCE MATERIALS AS SHOWN IN FILENAME TA-22-14.**

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 Planning Commission held a public hearing on this Ordinance on September 27, 2022 and

WHEREAS, the City Council held a public hearing on this Ordinance on October 4, 2022.

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

**SECTION 1: ADOPTION** Section 3-612 of the Development Code is hereby amended as shown on "Exhibit A" attached hereto and incorporated herein.


**SECTION 2: REPEALER CLAUSE** All ordinances or resolutions or parts thereof, which are in conflict herewith, are hereby repealed.

**SECTION 3: 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 4: EFFECTIVE DATE** This Ordinance shall be in full force and effect from October 4, 2022 and after the required approval and publication according to law.

PASSED AND ADOPTED by the Highland City Council, October 4, 2022

HIGHLAND CITY, UTAH

  
\_\_\_\_\_  
Kurt Ostler  
Highland City Mayor

ATTEST:



Stephannie Cottle, CMC  
Highland City Recorder



COUNCIL MEMBER	YES	NO
Timothy A. Ball	<input type="checkbox"/>	<input type="checkbox"/>
Brittney P. Bills	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sarah D. Petersen	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Kim Rodela	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott L. Smith	<input checked="" type="checkbox"/>	<input type="checkbox"/>

abstain

## EXHIBIT A

### 3-612 Fences, Retaining Walls, Theme And Screen Walls

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b. Materials

- i. Permitted: Vinyl, wood, [open style metal fencing with the appearance of wrought iron](#), precast concrete, [concrete, steel cable, gabion, stone, masonry, and hog/horse wire within wooden or metal beams and posts](#). [Hog/horse wire without beams are permitted for animal enclosures required for large animals](#).
- ii. Prohibited: Chain link [and all other materials not listed above are prohibited](#).