

**RICHMOND CITY CORPORATION  
ORDINANCE 2021-19**

WHEREAS, the City Council of Richmond has the responsibility for the general welfare of the City; and

WHEREAS, such responsibility includes but is not limited to, establishment of best management practices;  
and

WHEREAS, management practices may evolve over the passage of time:

NOW THEREFORE, the City Council of Richmond City, County of Cache, State of Utah, hereby adopts,  
passes and publishes the following:

**AN ORDINANCE AMENDING THE RICHMOND CITY MUNICIPAL CODE, TITLE 8-000  
“MUNICIPAL PROPERTY”, CHAPTER 8-102 “ACQUISITION AND DISPOSAL”, PART  
8.102.030 “PROCEDURES”; TITLE 12-000 “LAND USE, DEVELOPMENT AND MANAGEMENT  
(LUDMO)”, CHAPTER 12-700 “SIGNS”, PART 12-704 “ENFORCEMENT”, PART 12-705  
“BUILDING PERMIT REQUIRED”; TITLE 13-000 “POLICE DEPARTMENT”, PART 13-260  
“KENNELS”, SECTION 13-261 “DEFINITION AND ESTABLISHMENT” AND 13-262 “FEES”.**

BE IT ORDAINED BY THE CITY COUNCIL OF RICHMOND CITY, CACHE COUNTY, UTAH AS  
FOLLOWS:

1. Sections shall be amended such that the highlighted areas below shall be added and the ~~strikeout~~ areas shall be deleted.

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| <b>8.102.030 PROCEDURES</b> |
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- A. Upon the declaration of any City real property as surplus property, such surplus real property may be disposed of by the City Council subject to the provisions of this section.
- B. Unless provided otherwise by this section, the disposition of City surplus real property may be by public sale, private sale, exchange, exchange and sale, option to purchase, lease, lease with an option to purchase, trade in, public auction, private auction, sale upon public advertisement by sealed bid, or by any other lawful and reasonable means.
- ~~C. No disposition of surplus real property shall be made for less than a fair market value unless the City Council determines that it is in the best public interest that disposition of that surplus property be made for less than its fair market value. The disposition of City surplus property for less than fair market value must also be approved by the City Council. Consideration may be in forms other than cash payment and may include the exchange of property or services as may be reasonably determined by the City Council.~~
- ~~D.~~ **C.** The City shall maintain records of the manner and date of the disposal of all City surplus real property as well as the amount and nature of consideration received for such real property.
- ~~E.~~ **D.** City employees and City officers are not prohibited from purchasing surplus City real property; provided, that the provisions of this section are complied with and disclosure is made of the purchaser’s status with the City.
- ~~F.~~ **E.** If real property was acquired after May 11, 2009, by condemnation or by the threat of condemnation it must be disposed of in accordance with Utah Code Annotated § 78B-6-520.3.

## 12-704 ENFORCEMENT

- A. It is the duty of the ~~Richmond City Council to appoint an inspector~~ **Mayor, City Administrator or their designee to enforce** ~~for enforcement of~~ the Richmond City Sign Ordinance.
1. The ~~inspector~~ **Mayor, City Administrator or their designee** is authorized and directed to enforce all provisions of this ordinance and shall appear for and on behalf of the City in all matters regarding this ordinance.
  2. ~~The City Council may charge such City officers or officials with the enforcement of this chapter, in whole or in part, as may be necessary without amending this ordinance.~~

## 12-705 BUILDING PERMIT REQUIRED

- A. It is required that a written application be submitted to the City Office before the construction, alteration, or repair of any sign or any part thereof, as provided or restricted in this ordinance.
- B. The sign shall not be commenced or proceeded with, except after the issuance of a written permit for the same by the Building Inspector **and Mayor, City Administrator or designee** ~~or Conditional Use Permit by the Planning and Zoning Commission as ratified by the City Council.~~

## 13-261 DEFINITION AND ESTABLISHMENT

Anyone, other than a licensed veterinary clinic, owning, keeping, harboring, or maintaining three (3) or up to six (6) dogs over the age of four (4) months at any given address shall be considered to be operating a dog kennel. Individuals, families, multiple occupants of a single dwelling, companies, corporations, or other combinations considering the establishment of a kennel must adhere to the provisions listed below.

- A. Obtain a conditional use permit. In considering each application for a conditional use permit relating to a dog kennel, the ~~planning commission~~ **City Administrator or designee** shall consider, among other things, the zone in which the conditional use is proposed, the size of the lot involved (refer to 13-261(B) below), the proximity of the proposed kennel to neighbors, the proposed size of the kennel, its placement on the property, and the proposed number of dogs, whether less than four (4) months old or four months (4) and older. Each permit shall clearly state the maximum number of dogs to be allowed, regardless of age. An agreement signed by all neighbors (immediately adjacent and directly across from the proposed kennel) must be submitted to the ~~planning commission~~ **city** with each application.

## 13-262 FEES

- A. Upon successful attainment of a conditional use permit, pay an annual kennel license fee ~~of fifty dollars (\$50) per year~~ **as listed in the current Prevailing Fee Schedule of the City**. Said fee is due by the last day of February of each year. ~~Effective March 1st, the fee will increase to one hundred dollars (\$100) plus any other bails or penalties which may be assessed.~~
1. ~~The sole exception to this schedule is should the conditional use permit be granted on or after March 1st. In such an instance the annual fee will be fifty dollars (\$50) for the balance of the first year with the provisions of 13-262.A being in effect thereafter.~~
  2. Should any section, clause, or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, in whole or in part, the same shall not affect the validity of the Ordinance as whole, or any other part thereof.
  3. All ordinances, and the chapter, clauses, sections, or parts thereof in conflict with provisions of this ordinance are hereby repealed, but only insofar as is specifically provided for herein.

4. This ordinance shall become effective after the required public hearing and upon its posting as required by law.

THIS ORDINANCE shall be attached as an amendment to the Richmond City Municipal Code above referred to.

ADOPTED AND PASSED by the Richmond City Council on this 14th day of December, 2021.

**RICHMOND CITY CORPORATION**

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Jeffrey D. Young, Mayor

**ATTEST:**

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Justin B. Lewis, City Recorder