**ORDINANCE NO. \_\_\_\_\_**

AN ORDINANCE AMENDING THE CITY OF ELK RIDGE NUISANCE CODE 4-2A-3: **SPECIFIC NUISANCES** CODIFICATION, INCLUSION IN THE CODE, CORRECTION OF SCRIVENER’S ERRORS, SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the City of Elk Ridge has adopted the Elk Ridge City Nuisance Code Title 4, Chapter 2A Section 3 Specific Nuisances.

**WHEREAS**, the Elk Ridge City held a public meeting on \_\_\_\_\_\_\_\_\_\_\_\_\_ at 7:00pm, for the purpose of the proposed amendment to Section 4-2A-3 Specific Nuisances and

**WHEREAS,** thepublic meeting was preceded by the posting of a notice of public meeting in at least three (3) public places: city office, city public works building, pole located at 11200 South and North Twilight Way along with notification to the Payson Chronicle Newspaper, a newspaper of general circulation within the city, at least 24 hours prior to the Public Meeting; and

**WHEREAS**, the notice of the meeting, which was posted and published, by the City Council contains specific advance notice that the proposed ordinance amendment, as set forth herein, would be considered and that copies thereof were available for inspection in the city offices; and

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF ELK RIDGE CITY, UTAH, AS FOLLOWS:** (red text is added text, ~~Strikeout~~ text is deleted text)

**4-2A-3: SPECIFIC NUISANCES:**

 H.  ~~Construction~~ Equipment: Construction equipment or machinery of any type or description parked or stored on property in violation of code section 10-12-26 ~~when it is readily visible from a public street, alley or adjoining property,~~ except while excavation, construction or demolition operations covered by an active building permit are in progress on the subject property or an adjoining property, or where the property is zoned for the storage of construction equipment and/or machinery. Any construction equipment stored in a public right of way, overnight.

Passed and duly adopted this day of , 2021.

TY ELLIS, MAYOR

Councilmember Nelson Abbott Voted ­­­\_\_

Councilmember Tricia Thomas Voted \_\_\_

Councilmember Paul Crook Voted \_\_\_

Councilmember Jared Peterson Voted \_\_\_

Councilmember Jim Chase Voted \_\_\_

ATTEST:

Royce Swensen

Elk Ridge City Recorder

STATE OF UTAH )

) ss.

COUNTY OF UTAH )

I, Royce Swensen, City Recorder of the City of Elk Ridge, Utah, do hereby certify and declare that the above and foregoing is a true, full, and correct copy of

Ordinance # , passed by the City Council of the City of Elk Ridge, Utah, on the day of . , 2021, entitled

**“**AN ORDINANCE AMENDING THE CITY OF ELK RIDGE 4-2A-3 SPECIFIC NUISANCES CODIFICATION, INCLUSION IN THE CODE, CORRECTION OF SCRIVENER’S ERRORS, SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.**”**

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of Elk Ridge City Utah this day of , 2021.

Royce Swensen

Elk Ridge City Recorder

AFFIDAVIT OF POSTING

STATE OF UTAH )

) ss.

COUNTY OF UTAH )

I, Royce Swensen, City Recorder of the City of Elk Ridge, Utah, do hereby certify and declare that I posted in three (3) public places Ordinance # , which is attached hereto on the day of \_ , 2021.

The three places are as follows:

1. The Elk Ridge City Office, 80 E Park Drive

2. The Elk Ridge Public Works Building, 645 W. Goosenest Drive

3. The pole located at 11200 South and North Twilight Way

I further certify that copies of the ordinance so posted were true and correct copies of said ordinance.

Royce Swensen

Elk Ridge City Recorder

The foregoing instrument was acknowledged before me this day of , 2021, by Royce Swensen.

My Commission Expires:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Notary Public

Residing at: Utah County