

Proposed **ORDINANCE NO. 24-1**

AN ORDINANCE AMENDING THE CITY OF ELK RIDGE BUILDING REGULATIONS REGARDING 9-1-2 **CODES ADOPTED**, 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 Building Regulations Code Title 9 – Building Regulations, Chapter 1 – Purpose and Intent, Section 2 – Codes Adopted describing the Building Codes adopted by the city ; and

WHEREAS, the City of Elk Ridge desires to amend the 9-1-2 to add the International Residential Code (IRC); and

WHEREAS, the Elk Ridge Planning Commission held a public hearing on January 4, 2024 at 7:00pm, for the purpose of receiving public input on the proposed fencing and retaining wall amendments; and

WHEREAS, the public hearing was preceded by the posting of a notice of public , a newspaper of general circulation within the city, the Utah Public Access and the city website, at least 10 days prior to the Public Hearing; and

WHEREAS, the notice of hearing, which was posted and published, by the Planning Commission 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:

(Underlined text is added text, ~~Strikeout~~ text is deleted text)

SECTION 1 AMENDMENTS

9-1-2: CODES ADOPTED:

- A. Building Code: The International Building Code (IBC), ~~and the~~ **and the International Residential Code (IRC)** as adopted by the State, is hereby adopted as the official Building Code for the City, subject to section 9-1-3 of this chapter.
- B. Fire Code: The International Fire Code (IFC), as adopted by the State, is hereby adopted as the official Fire Code for the City, subject to section 9-1-3 of this chapter.
- C. Utah Wildland - Urban Interface Code: The Utah Wildland - Urban Interface Code, as adopted by the State, is hereby adopted as the official Wildland - Urban Interface Code for the City, subject to section 9-1-3 of this chapter.
- D. Other Codes As Approved: All other Building, Plumbing, Electrical, Mechanical, Energy and/or Natural Gas Codes established and adopted as standard by the State at the time of adoption of the ordinance codified herein, including their amendments, shall hereby become established as the adopted codes of the City, subject to section 9-1-3 of this chapter. (Ord. 17-10, 10-10-2017)

SECTION II. Codification, Inclusion in the Code, and Scrivener's Errors. It is the intent of the City Council that the provisions of this ordinance be made part of the City Code as adopted, that sections of this ordinance may be re-numbered or re-lettered, that the word ordinance may be changed to section, chapter, or other such appropriate word or phrase in order to accomplish such intent regardless of whether such

inclusion in a code is accomplished. Typographical errors which do not affect the intent of this ordinance may be authorized by the City without need of public hearing by its filling a corrected or re-codified copy of the same with the City Recorder.

SECTION III. Severability. If any section, phrase, sentence, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION IV. Posting. A copy of this Ordinance shall be deposited in the office of the Elk Ridge City Recorder, the Elk Ridge City Recorder shall certify that this Ordinance has been posted in three public places within the municipality on that date, as provided in Utah State Code Annotated § 10-3-711(1).

SECTION V. EFFECTIVE DATE. This ordinance shall become effective immediately upon passage.

Passed and duly adopted this _____ day of _____, 2024.

Robert Haddock, MAYOR

Councilmember Jared Peterson	Voted _____
Councilmember Cory Thomspen	Voted _____
Councilmember Tanya Willis	Voted _____
Councilmember Melanie Paxton	Voted _____
Councilmember Charles Wixom	Voted _____

ATTEST:

Royce Swensen
Elk Ridge City Recorder

STATE OF UTAH)

ss.

COUNTY OF UTAH)

I, ROYCE SWENSEN, City Deputy 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 # 24-1, passed by the City Council of the City of Elk Ridge, Utah, on the _____ day of _____, 2024, entitled

"AN ORDINANCE AMENDING THE CITY OF ELK RIDGE DEVELOPMENT CODE REGARDING 9-1-2 CODES ADOPTED, 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 _____, 2024.

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 # 24-1, which is attached hereto on the ____ day of ____, 2024.

The three places are as follows:

1. The Elk Ridge City Office, 80 E Park Drive
2. The Utah Public Notice Website
3. The Elk Ridge City Website

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 _____, 2024, by ROYCE SWENSEN.

My Commission Expires:

Notary Public

Residing at: Utah County