CITY OF LOGAN
ORDINANCE NO. 03-30
AN ORDINANCE AMENDING PROVISIONS RELATING TO PUBLIC RIGHTS-OF-WAY, LOGAN MUNICIPAL CODE, 1989

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF LOGAN AS FOLLOWS:

SECTION 1: Section 10.52.010, "Stopping, Standing, Parking--Prohibited in Certain Areas," is hereby amended to read as follows:

10.52.010 Prohibited In Certain Areas:
A. No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or traffic control device, in any of the following places:
   1. On a sidewalk;
   2. In front of a public or private driveway;
   3. Within an intersection;
   4. Within fifteen feet (15') of a fire hydrant;
   5. On a crosswalk;
   6. Within twenty feet (20') of a crosswalk at an intersection;
   7. Within thirty feet (30') upon the approach to any flashing beacon, stop sign or traffic control signal located at the side of a roadway;
   8. Between a safety zone and the adjacent curb or within thirty feet (30') of points on the curb immediately opposite the ends of a safety zone, unless the traffic authority indicates a different length by signs or markings;
   9. Within fifty feet (50') of the nearest rail of a railroad crossing;
   10. Within twenty feet (20') of the driveway entrance to any fire station or within seventy five feet (75') of said entrance when properly signposted;
   11. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;
   12. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
   13. Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
   14. At any place where signs or markings placed by order of the municipal council prohibit stopping;
   15. In any parking stall marked for angle parking with the rear wheels of the vehicle adjacent to the curb;
   16. In any parking stall marked by painted lines unless the vehicle is entirely within such parking space or painted lines upon the surface of the street or parking area;
   17. On that portion of an unlaned roadway which is within fifteen feet (15') from the center of such roadway on a street not having adjacent curbs;
18. Parked in a direction opposite to the direction of traffic flow on a one-way street;
19. In any Logan transit district bus loading zone, which shall include areas:
   a. Adjacent to a red painted curb,
   b. Between two (2) signs designating the space between them to be a bus loading zone,
   c. Within sixty feet (60') of any sign designating the area to be a bus loading zone,
   d. City buses engaged in an official function relating to intracity transportation of passengers are exempt from the provisions of this subsection;
20. Along the east side of Third East Street between First and Second North Street.
21. On the area between the curb (and if no curb the edge of the paved roadway) and the sidewalk that is located within the public right-of-way.

B. No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful. (Ord. 92-16 §1, 1992: Ord. 91-40 §1, 1991: prior code §42-14-1)

SECTION 2: Section 12.08.040, "Sidewalk Construction and Maintenance--Obstructions unlawful," is hereby amended to read as follows:

12.08.040 Obstructions unlawful. It is unlawful for any person owning or occupying or having control of any premises to place or permit upon the sidewalk or the half of the street next to the premises:
   A. Any broken ware, glass, filth, rubbish, refuse matter, ice, water, mud, garbage, ashes, tin cans, coarse gravel, rocks or other like substances.
   B. Any wagons, machine, farming implements, lumber, wood, boxes, fencing, building material, dead trees, tree stumps, merchandise or other things which shall obstruct any part of such public street or sidewalk or the free use and enjoyment thereof or the free passage over and upon the same, or any part thereof without a permit from the mayor.
   C. The mayor shall have authority to issue permits for the obstruction of sidewalks or public streets for sidewalk sales and other civic uses provided a written permit is issued which permit shall specify the area to be obstructed, the degree of obstruction and a time limitation thereon. (Prior code §15-5-9)

No person shall place or allow to be placed any object or other obstruction upon the sidewalk or within the public right-of-way without first obtaining a written permit from the city unless otherwise allowed by ordinance or statute.

Public right-of-way means real property or an interest in real property acquired for or dedicated to public use and may include but not limited to: streets, sidewalks, landscaping strips, curb and gutter, and driveway entrances.
SECTION 3: Effective Date. This ordinance shall become effective upon publication.

PASSED BY THE LOGAN MUNICIPAL COUNCIL, STATE OF UTAH THIS 4th OF June, 2003 by the following vote:

AYES: Borg, Albert, Raw, Ayres, Thompson

NAYS: None

ABSENT: None

ATTEST: Karen S. Borg, Chairman

Lois Price, City Recorder

PRESENTATION TO MAYOR

The foregoing ordinance was presented by the Logan Municipal Council to the Mayor for approval or disapproval on the 4th day of June, 2003.

Karen S. Borg, Chairman

MAYOR’S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby approved this 4th day of June, 2003.

Douglas E. Thompson, Mayor
PROOF OF PUBLICATION

STATE OF UTAH
COUNTY OF CACHE, ss.

On this 9th day of July ......................................................... A.D. 2003.

personally appeared before me Rachelle S. Thomas ...................... who being first duly sworn,

deposes and says that she is the chief clerk of the Cache Valley Publishing Co., publishers of The Herald Journal

a daily newspaper published in Logan, City, Cache County Utah, and that the advertisement

LEGAL NOTICE

a copy of which is hereto attached, was published in said newspaper for One (1) issues

commencing July 9, 2003 and ending July 9, 2003

Signed Rachelle S. Thomas

Subscribed and sworn to before me, the day and year

above written.

Signed

Notary Public.


LEGAL NOTICE

LOGAN MUNICIPAL COUNCIL

SUMMARY OF ORDINANCES amending the Logan Municipal Code, 1989, passed by the Logan Municipal Council is as follows:

ORD. 03-30. An ordinance amending provisions relating to public rights-of-way was adopted and approved June 4, 2003. Section 10.51.100, Stepping, Standing, Parking-Prohibited in Certain Areas," was amended to prohibit parking on the area between the curb and the edge of the paved roadway) and the sidewalk that is located within the public right-of-way.

ORD. 03-37. An ordinance amending the Zoning Map of Logan City, Utah, was passed and approved June 4, 2003. Rezoning 18.43 acres at approx. 1900 West 600 South from Agriculture (AG) to Public (PUB) identified as TIN #02-074-0025. Also identified as "West Regional SEwer Lift Station R zone."

ORD. 03-43. An ordinance amending Chapter 3.33, Mobile Telephone Service Revenue Tax, was adopted and approved June 18, 2003. To levy a tax upon every mobile telephone service provider of one dollar per month for each telephone number assigned to any customer whose place of primary use is within the City. The home service provider may or may not pass the tax on to its customers. If the home service provider passes the tax on to the customer and the tax is reflected on the customer's bill, it shall be shown as a flat rate municipal tax charge. The ordinance sets forth definitions, as well as remittance and other requirements. This ordinance is effective July 1, 2003.

These ordinances are effective immediately upon publication. Full text of the ordinances may be reviewed at the Office of the Logan City Recorder, City Hall, 255 North Main, during regular business hours.

Lois Price, Recorder
Publication Date: July 9, 2003.