

ORDINANCE NO. 08 - 08

AN ORDINANCE REPEALING PARKING RESTRICTION ORDINANCE 08-05 AND AN ORDINANCE FOR THE ADOPTION OF GENERAL PARKING REGULATIONS UPON THE PUBLIC ROADWAYS WITHIN THE TOWN OF HIDEOUT; PROVIDING FOR AUTHORIZATION OF ENFORCEMENT; PROVIDING FOR REPEALER; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, it is the desire of the Town Council to appropriately apply its inherent police powers to protect the health, safety, and welfare of the citizenry; and

WHEREAS, it is customary and appropriate for the Town to adopt parking regulations to provide for the safe travel and proper use of the public's roadways; and

WHEREAS, the Council has been made aware of a circumstance requiring attention, specifically that vehicles left parked upon the public roadways during night time hours have become targets for criminal activity; and

WHEREAS, that the number of these criminal incidents are increasing commensurate with the number of vehicles left on these roadways; and

WHEREAS, vehicles parked along roadways create visual barriers between drivers of motor vehicles and pedestrians, increasing the potential for a conflict, and even heightening that potential outside of daylight hours; and

WHEREAS, in doing so, it is necessary to authorize the enforcement of those regulations and specify any penalties for the violations thereof.

WHEREAS, parking along public roadways perpetuates additional parking on both sides of said roadways, which then increases the incidents of "jaywalking" for those accessing their vehicles or destinations from across the roadway. This is a public safety issue.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF HIDEOUT, UTAH:

SECTION I: Repealer. Ordinance 08-05 and any provisions of the Town's Code heretofore adopted are inconsistent herewith they are hereby repealed.

SECTION II: Enactment. That the Town Council of Hideout, Wasatch County, State of Utah, does hereby amend the Town Code by the adoption of the following general parking regulations:

Hideout Town Parking Restriction.

Restriction. It shall be unlawful for any owner, operator, or any other person having custody or control of a motor vehicle to park, allow to be parked, or permit another to park said motor vehicle on the public roadway beginning on the West side of Highway 248 approximately 600 feet to the South of Deer Mountain Blvd then traveling for one (1) mile within the Town of Hideout.

Signs. All vehicles are required to be operated or parked in compliance with signs that regulate the parking upon the public streets. In addition, commonly used painting designations shall be complied with, namely, no parking along curbs painted red; curbs with yellow paint are for immediate loading and unloading only.

State Code Adopted. The provisions of State law addressing the stopping, standing, and parking of motor vehicles, Title 41, Chapter 6a, Part 14 of Utah Code, as amended, and as hereafter amended, is adopted herein and made a part of this Code. Any conflicts are to be resolved in favor of the Town's Code.

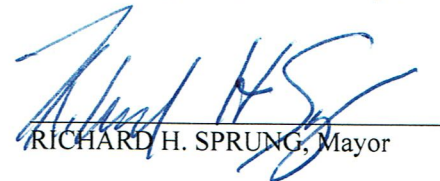
Enforcement. Any vehicle parked in violation of this section shall be subject to the penalties herein. If the vehicle is parked in violation of this section, that vehicle so parked or left standing may be impounded or removed by any law enforcement officer or by the direction of the Mayor. For purposes of impoundment and removal, any law enforcement officer or other person under the direction of the Mayor, may remove or cause the removal and impound of the vehicle, with the costs of removal and impoundment to be charged to the owner of the vehicle, or to any person who claims such vehicle.

SECTION III: Severability. If any section, subsection, sentence, clause or phrase of this ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, said portion shall be severed and such declaration shall not affect the validity of the remainder of this ordinance.

SECTION IV: Effective Date. This ordinance, being necessary for the peace, health, safety and welfare of the town, shall become effective immediately upon posting.

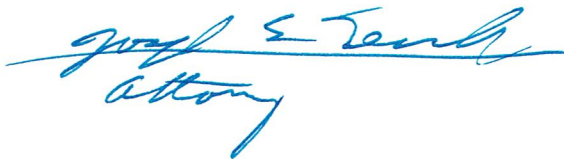
PASSED AND ADOPTED by the Town Council of Hideout, Utah, this 22nd day of September, 2008.

ATTEST:


RICHARD H. SPRUNG, Mayor


Town Clerk




Attorney