

ORDINANCE 17-01
AN UPDATE TO THE NIBLEY CITY FENCE CODE

WHEREAS, Nibley City has promoted greater connectivity in the city for pedestrians and bicyclist through developing trails, sidewalks and pedestrian rights-of-way; and

WHEREAS, Nibley City has an obligation to insure that those trails, sidewalks and pedestrian rights-of-way remain safe, and

WHEREAS, to insure safety on public trails, sidewalks and pedestrian rights-of-way; these connection must remain visible, and

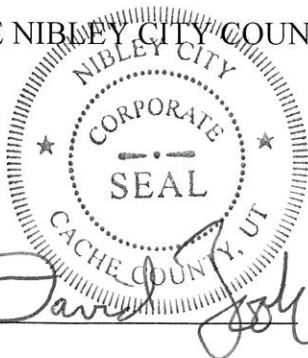
WHEREAS, property owners along trails have the ability to fence their property according to Nibley City Code, and

WHEREAS, Nibley City has the authority to establish policies to regulate fencing throughout the City in order to balance safety and privacy.

NOW THEREFORE, BE IT ORDAINED BY THE NIBLEY CITY COUNCIL OF NIBLEY, UTAH, THAT:

1. The attached revision of the Fence Regulations code is hereby adopted.
2. All ordinances, resolutions, and policies of the City, or parts thereof, inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency. This repealer shall not be construed as reviving any law, order, resolution, or ordinance, or part thereof.
3. Should any provision, clause, or paragraph of this ordinance or the application thereof to any person or circumstance be declared by a court of competent jurisdiction to be invalid, in whole or in part, such invalidity shall not affect the other provisions or applications of this ordinance or the Nibley City Municipal Code to which these amendments apply. The valid part of any provision, clause, or paragraph of this ordinance shall be given independence from the invalid provisions or applications, and to this end the parts, sections, and subsections of this ordinance, together with the regulations contained therein, are hereby declared to be severable.
4. This ordinance shall become effective upon posting as required by law.

PASSED BY THE NIBLEY CITY COUNCIL THIS 5 DAY OF January, 2017.



ATTEST: _____

City Recorder

A handwritten signature in blue ink, appearing to read 'Shaun Dustin', written over a horizontal line.

Shaun Dustin, Mayor