

ORDINANCE 11-01

AMENDMENTS TO TITLE 11-620 UNAUTHORIZED STOPPING, STANDING AND PARKING APPEAL PROCEDURES

WHEREAS, the City Council of the City of North Logan, Utah, adopted and passed the Code of Revised Ordinance of the City of North Logan on March 16, 1989, which Code was published and effective on March 20, 1989; and

WHEREAS, said Code included Title 11-620 - Unauthorized Stopping, Standing and Parking Appeal Procedures, which provides for an appeals process for unauthorized parking violations; and

WHEREAS, it is the desire of the City Council that the appeals process for these types of violations is to be done through a written appeal rather than an in-person appearance.

NOW, THEREFORE, the City Council of the City of North Logan, Utah hereby adopts, passes and publishes the following:

AN ORDINANCE AMENDING TITLE 11 SECTION 620 THE PROCEDURES FOR APPEALS FOR UNAUTHORIZED STOPPING, STANDING AND PARKING IN NORTH LOGAN CITY

BE IT ORDAINED by the City Council of the City of North Logan, Cache County, State of Utah as follows:

SECTION I: CHANGES. Subparagraph (B) within Title 11-620 Unauthorized Stopping, Standing and Parking Appeal Procedures is hereby modified as follows (highlighted portion added, crossed through items deleted):

11-620. Unauthorized Stopping, Standing and Parking Appeal Procedures.

(A) *No Change.*

(B) Any person having received notice of such unauthorized stopping, standing or parking, or the owner of any vehicle employed in such use, may ~~appear before a hearing officer and present and contest such alleged unauthorized use.~~ submit, within five (5) working days after the date of the notice, a written Appeal, to contest the validity of the notice received. The written Appeal must state the grounds upon which the person appealing the notice believes the notice of unauthorized stopping, standing or parking is invalid or unjustified. Such written Appeal shall be referred to the hearing officer for disposition as stated in this section.

(C) through (G) *No Change*

SECTION II: CONFLICT. To the extent of any conflict between this ordinance and any other North Logan City ordinance(s) or regulation(s), the provisions of this Ordinance shall be controlling.

SECTION III: SEVERABILITY. The sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable. If any such section, paragraph, sentence, clause, or phrase shall be declared invalid or unconstitutional by the valid judgment or decree of a Court of competent

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jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any of the remaining sections, paragraphs, sentences, clauses, or phrases of this Ordinance.

SECTION IV: EFFECTIVE DATE. This ordinance shall become effective upon its passage and upon proper posting. Following its passage a copy of the Ordinance shall be posted as required by law.

ADOPTED AND PASSED by the City Council of the City of North Logan, Utah, this 19th day of January, 2011.

North Logan City Corp.

By: 

Lloyd Berentzen, Mayor

ATTEST:



Scott Bennett, City Recorder

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CERTIFICATE OF DUE POSTING

I, SCOTT BENNETT, City Recorder of North Logan, Utah, hereby certify that I, on the 20th day of January, 2011, in the City of North Logan, Cache County, State of Utah, posted the foregoing Ordinance No. 11-01 in a likely manner, a copy of which is hereto attached, in each of three public places in the said City of North Logan, to-wit:

1. North Logan City Offices, 2076 North 1200 East
2. North Logan City Library, 475 East 2500 North
3. North Park Police Department, 2005 North 1200 East

WITNESS my hand this 20th day of January, 2011.



Scott Bennett, City Recorder