

ORDINANCE NO. 20-13

AN ORDINANCE OF THE NORTH LOGAN CITY COUNCIL ADDING REGULATIONS FOR APIARIES WITHIN NORTH LOGAN CITY

WHEREAS, the City Council of the City of North Logan, Utah, adopted and passed the Code of Revised Ordinances 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 16, which is the City's Animal Control and Regulations Ordinance; and

WHEREAS the City Council and the City's Planning and Zoning Commission have determined there is need and good cause to amend the City's animal control and regulations ordinance to modify the regulations governing apiaries in North Logan City.

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

BE IT ORDAINED by the City Council of the City of North Logan, Utah as follows:
(highlighted portions added, crossed through items deleted)

SECTION I: Amend TITLE 16-101 Definitions, to include more uses in the parking requirements, to read as follows:

16-101 Definitions

Apiary: An area where one or more colonies of honeybees are kept.

Flyway Barrier: A solid wall, fence, dense vegetation or a combination thereof which modifies the bee flight pattern.

SECTION II: Amend TITLE 16-500 Animal Rights Regulations, to include 16-509 Ownership and Maintenance of Apiaries, to read as follows:

16-509 Ownership and Maintenance of Apiaries

The purpose of this Section is to provide regulations for the keeping of apiaries in North Logan City.

- A. Each beekeeper must register and maintain an active license with the Utah Department of Agriculture and Food;
- B. A suitable source of water must be available to the colony(s) continuously between March 1 and October 31 of each year. The water shall be in a location that minimizes any nuisance created by bees seeking water on neighboring property;
- C. Hive(s) shall be restricted to the rear or backyard of a residential use;
- D. A person shall not locate nor allow a hive on a property owned or occupied by another person without first obtaining written permission from the owner or occupant;
- E. Each beekeeper shall ensure that bee comb and all beekeeping equipment are not abandoned on the site. All such equipment shall promptly be stored within a building or other bee-proof enclosures or disposed of in a sealed container;
- F. Notwithstanding compliance with the various requirements for owning and maintaining apiaries, it shall be unlawful for any person to maintain an apiary or to keep any colony on any property in

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a manner that threatens public health or safety, or creates a nuisance. Bees and associated beehives may be ordered removed from any property if they are determined to be a nuisance.

G. A Flyway Barrier is required when any aspect of a hive is located within 25' of any public right-of-way or property line adjacent to a residential or commercial use. Flyway Barrier not required for property lines adjacent to agricultural or open space land. Flyway Barrier(s) must be six feet in height, adjacent to the hive(s) and extend a minimum of ten feet in length beyond the hive;

H. The number of hives permitted is based on the residential lot size in Table 1.

Table 1

Lot Size	Permitted Number of Hives
0 — 10,000 sq. ft.	Up to 3 Hives
10,001 — 20,000 sq. ft.	Up to 6 Hives
20,001 — 43,560 sq. ft.	Up to 8 Hives
43,561 sq.ft. or above	No Limit

SECTION III: 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.

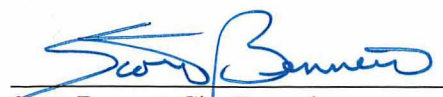
SECTION IV: SEVERABILITY. The sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable. If any such section, paragraph, sentence, clause, or phrase shall be declared invalid or unconstitutional by the valid judgment or decree of a Court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any of the remaining sections, paragraphs, sentences, clauses, or phrases of this Ordinance.

SECTION VI: EFFECTIVE DATE. In the opinion of the City Council of North Logan, it is necessary that this ordinance take effect immediately; therefore, this Ordinance shall take effect immediately upon its passage and first posting as provided by law.

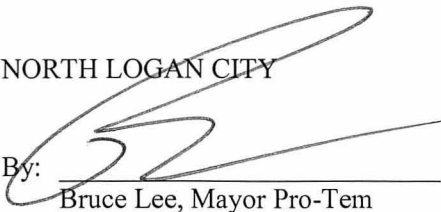
ADOPTED AND PASSED by the City Council of the City of North Logan, Utah, this 21st day of October, 2020.

NORTH LOGAN CITY

ATTEST:


Scott Bennett, City Recorder

By:


Bruce Lee, Mayor Pro-Tem

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CERTIFICATE OF DUE POSTING

I, Scott Bennett, City Recorder of North Logan, Utah, hereby certify that I caused to be posted the foregoing Ordinance No. 20- 13 on the 22nd day of October, 2020, in the City of North Logan, Cache County, State of Utah, 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, 575 East 2500 North

WITNESS my hand this 22nd day of October, 2020.



Scott Bennett, City Recorder