

ORDINANCE 25-13

AN ORDINANCE ADOPTING AMENDMENTS TO THE NORTH LOGAN CITY MUNICIPAL CODE - CODE ENFORCEMENT RELATED AMENDMENTS

WHEREAS, the City Council of North Logan City, Utah, finds it necessary and appropriate to amend certain sections of the North Logan City Municipal Code to promote the public health, safety, and welfare of its residents; and

WHEREAS, the City Council recognizes that effective code enforcement is essential to maintaining the quality of life, property values, and safety within the community; and

WHEREAS, the proposed amendments are intended to provide city personnel with clear, updated, and enforceable standards and procedures to enhance the efficiency and effectiveness of code enforcement efforts; and

WHEREAS, these amendments are necessary to ensure that city staff have the proper tools and authority to address violations, respond to community concerns, and uphold the integrity of the municipal code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF NORTH LOGAN CITY, UTAH, AS FOLLOWS (highlighted portions added, crossed through items deleted):

SECTION I: Title 3, Section 601(M) is hereby modified as follows:

3-601 Administrative Enforcement and Remedies

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- M. Service of Notice Requirements. Whenever a notice is required to be given under this Title, one Notice of Violation shall be deemed sufficient on any lot or parcel of property for the period of one year following the formal issuance. Any violations found on the lot or parcel following the initial notice of the same type of violation, may not be issued additional Notices of Violation within the same year, and the Code Enforcement official shall have grounds to issue a citation for each successive occurrence within the same year following the initial notice of the same violation. ~~The formal~~ Notice of Violation shall be served by one of the following methods, unless different provisions are otherwise specifically stated to apply:
1. Personal service;
 2. Regular or registered mail, postage prepaid, to the last known address of a responsible person;
 3. Posting the notice conspicuously on or in front of the property. The form of the posted notice shall be approved by the City Administrator; or published in a newspaper of general circulation.
 4. Failure of a responsible person to actually receive notice shall not affect the validity of any action taken hereunder if notice has been served in the manner set forth above.
 5. Service by regular mail in the manner set forth above shall be deemed served on the fourth day after the date of mailing.

SECTION II: Title 10, Section 402(B) is hereby modified as follows:

10-402 Outdoor Storage And Maintenance Of Property

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- B. Outdoor Storage of Materials. No owner or occupant of any residential premises shall permit the outdoor storage on such premises of materials not customarily stored outdoors in residential neighborhoods, such as, but not limited to, construction materials, tires, and household appliances, if such materials, whether or not sheltered or covered or within a carport or other partially enclosed structure, are visible from any public street, sidewalk, alley or from the ground level of abutting properties. The storage of materials within a garage or other fully enclosed structure shall not be

ORDINANCE 25-13

AN ORDINANCE ADOPTING AMENDMENTS TO THE NORTH LOGAN CITY MUNICIPAL CODE - CODE ENFORCEMENT RELATED AMENDMENTS

considered outdoor storage for the purposes of this provision. Notwithstanding the foregoing, construction materials may be stored outdoors ~~on residential premises for a period not to exceed nine (9) months, or for such longer period of time as may have been approved by the City Administrator, if such materials are being used in the construction of a structure for which a building permit has been issued by the City~~ at the location of construction for which those materials are directly related for a period not to exceed nine (9) months, or for such a longer period of time as may have been approved by the city. The property where the construction materials are being stored must have a current and active North Logan City issued building permit for a structure being constructed on that same lot or parcel.

SECTION III: Title 10, Section 602(C) is hereby modified as follows:

10-601 Appointment And Duties Of Inspector

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- C. If he concludes there exists an objectionable condition in violation of this chapter, the inspector shall:
1. Ascertain the names of the owners and occupants and descriptions of the premises where such objects and conditions exist.
 2. Serve notice in writing upon the owner and occupant of such premises, ~~either personally or by mailing notice, postage prepaid, addressed to the owner and occupant at their last known post office addresses as disclosed by the records of the County Assessor or as otherwise ascertained, requiring such owner or occupant, or both, as the case may be, to eradicate or destroy and remove the same within such time as the inspector may designate, provided that any person notified pursuant to NLMC 3-601, this subsection~~ The property owner shall be given at least ten 14 days from the date in which the notice was postmarked or delivered to but not more than 20 days, as determined by the inspector following the date of service of such notice, to correct the objectionable condition. The notice shall:
 - a. Contain a specific statement of the nature of the violation and generally describe the premises on which the violation exists.
 - b. Inform the owner, occupant or other person that in the event he disagrees with the determination of the inspector and does not wish to comply with the provisions of the notice or that he objects to the factual or legal basis for the notice, he may request in writing a hearing before the governing body at a time and place to be set by the governing body. A written application for a hearing shall state the time within which the person must conform to the provisions of the notice.
 - c. Inform the person that in the event he fails or neglects to correct the objectionable condition the municipality will correct the objectionable condition and will collect the costs of so correcting the objectionable condition by either a court action, in which case he will be assessed such costs together with reasonable attorneys' fees and court costs, or will charge the cost of correcting the violation against the property as a tax.

SECTION IV: Title 11, Section 202(E) is hereby added as follows:

11-202 Definitions

...

- D. "Magistrate" shall mean the Justice of the Court or judge of this municipality."
- E. "Vehicle Hulk" shall mean a vehicle or the remnant or remains thereof which is wrecked, dismantled or inoperative and cannot be made mechanically operative without the addition of vital parts or mechanisms and the application of a substantial amount of labor to effect repairs.

ORDINANCE 25-13

AN ORDINANCE ADOPTING AMENDMENTS TO THE NORTH LOGAN CITY MUNICIPAL CODE - CODE ENFORCEMENT RELATED AMENDMENTS

SECTION V: Title 11, Section 309 is hereby modified as follows:

11-309 Removal Of Snow

- A. It shall be unlawful for the owner, occupant, lessor, or agent of any property, abutting on a paved sidewalk to fail to remove, or have removed from such paved sidewalk, all hail, snow, or sleet thereon within a reasonable time after such snow, hail, or sleet has fallen. In the case of a storm between the hours of 5 p.m. and 6 a.m. such sidewalks shall be cleaned before 9 a.m. of the same day.
- B. It shall be unlawful for any person removing snow from the sidewalk, to deposit snow, dirt, leaves, or any other material in the gutter so as to clog or prevent the free flow of water therein.
- C. In clearing property driveways and sidewalks, snow shall be placed on the same side of the street as the property being cleared. Snow shall not be pushed across the city road and deposited on the roadside opposite the property being cleared.
- D. Snow moved on or from sidewalks or private driveways must remain on private property beyond the city's right-of-way so as not to impede traffic movement, create a hazardous condition, or inhibit snowplow crew removal efforts.
- E. Snow shall not be thrown, pushed or blown onto or dumped within the city right-of-way with the expectation that it will be removed or pushed aside by snowplow crews as roads are cleared.

SECTION VI: Title 11, Section 313(A) is hereby modified as follows:

11-313 Discharge Of Water On Street

- A. A. It shall be unlawful for any person owning, occupying, or having control of any premise to fail, refuse or neglect to prevent water from the roof or eaves of any house, building, or other structure, or from any other source under the control of such person to be discharged upon the surface of any sidewalk any public property or public right-of-way.

...

SECTION VII: Title 15, Section 518 is hereby deleted and reserved as follows:

15-518 Noise Reserved

~~It is a Class C misdemeanor for any person to disturb the peace or quiet of any neighborhood, family or person by loud, or unusual noises by tumultuous or offensive conduct.~~

SECTION VIII: Title 15, Section 550.03 and 550.04 are hereby added with following sections renumbered and modified as follows:

15-550 Noise Control Ordinance

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15-550.03 Maximum Permissible Sound Levels

- A. Applicability. The maximum permissible sound levels in this section apply to all noise sources within the City unless expressly exempted by Section 12.xx.060. Noise shall be measured and evaluated in accordance with Section 12.xx.050.
- B. Maximum Sound Levels by Zone. Except as otherwise provided, no person shall cause or permit sound levels to exceed the following limits when measured at the property line of the receiving property or at any point within the receiving property:

ORDINANCE 25-13

AN ORDINANCE ADOPTING AMENDMENTS TO THE NORTH LOGAN CITY MUNICIPAL CODE - CODE ENFORCEMENT RELATED AMENDMENTS

1. Continuous or Intermittent Sound (Measured as LAeq,1-minute)

Receiving Land Use District	Daytime (7:00 a.m.—10:00 p.m.) LAeq,1-min	Nighttime (10:00 p.m.—7:00 a.m.) LAeq,1-min
Residential	55 dB	50 dB
Mixed-Use / Commercial	65 dB	55 dB
Industrial	80 dB	75 dB

2. Impulse or Impact Noise (Measured as Lmax, Fast Response). Impulse noises—such as hammer strikes, construction impulse events, impacts, or similar short-duration noises—shall not exceed:

Receiving Land Use District	Daytime Lmax, Fast	Nighttime Lmax, Fast
Residential	85 dB	75 dB
Mixed-Use / Commercial	90 dB	80 dB
Industrial	95 dB	90 dB

C. Enforcement Threshold (Repeat-Exceedance Standard). This standard ensures enforcement is based on persistent or clearly excessive noise, rather than isolated or unavoidable transient events. A violation occurs when the measured sound level I:

1. Exceeds the applicable limit on three (3) or more measurements within a ten (10) minute period, or
2. Exceeds the limit by 10 dB or more on any single measurement.

15-550.04 Measurement Standards

A. Equipment

1. All measurements shall be made using a sound level meter meeting ANSI S1.4 Type 1 or Type 2 standards.

B. Measurement Protocol

1. Weighting and Response:

- a. Continuous/intermittent sound: A-weighting, LAeq, 1-minute interval
- b. Impulse/impact sound: A-weighting, Lmax, Fast

2. Location. Measurements shall be taken:

- a. At the property line of the receiving property, or
- b. At the nearest point on or within the receiving property where people may reasonably be expected to be present.
- c. Microphone shall be positioned 3–5 feet above ground and at least 5 feet from reflective surfaces, unless the geometry of the site makes this impracticable.

3. Shielding and Obstructions. When measurements must be taken near a wall or structure, the enforcement officer may apply standard reflection-correction procedures or may select an alternate unobstructed location.

ORDINANCE 25-13

AN ORDINANCE ADOPTING AMENDMENTS TO THE NORTH LOGAN CITY MUNICIPAL CODE - CODE ENFORCEMENT RELATED AMENDMENTS

15.550.0305 Exemptions

The following ~~uses and activities shall be exempt from noise level regulations~~ are exempt from the maximum sound levels in Section 15-550.03, provided they are conducted in a reasonable manner:

- A. Noises of safety signals, warning devices, and emergency pressure relief valves.
- B. Noises resulting from any authorized emergency vehicle, when responding to an emergency.
- C. ~~Noises resulting from emergency work~~ Municipal public works operations responding to an emergency.
- D. Any other noise (such as public events, parades, festivals, athletic events, construction activities, or other City-approved activities) resulting from activities of a temporary duration permitted by law for which a license or permit therefore has been granted by the city in accordance with Section ~~15-554~~ 15-550.04.
- E. Any aircraft or railroad equipment operated in conformity with, or pursuant to state statute, federal law, federal regulations and traffic control instruction used pursuant to and within the duly adopted state or federal regulations. Any aircraft operating under technical difficulties, in any kind of distress, under emergency orders of air traffic control or being operated pursuant to and subsequent to the declaration of an emergency under federal regulations shall also be exempt.
- F. Farm equipment involved in acceptable agriculture practices.
- G. Snow removal, street sanding, and similar weather-response activities.

15.550.0406 Application For Special Permit Noise Permits

~~Applications for a permit for relief from the noise level designated in this ordinance on the basis of undue hardship may be made to the city council or duly authorized representative. Any permit granted by the council hereunder shall contain all conditions upon which said permit has been granted and shall specify a reasonable time that the permit shall be effective. The city council or duly authorized representative may grant a relief, as applied for, under the following circumstances:~~

- ~~1— If they find that additional time is necessary for the applicant to alter or modify the activity or operation to comply with this ordinance; or~~
- ~~2— If they find that the activity, operation or noise source will be of temporary duration and cannot be done in a manner that would comply with this ordinance; or~~
- ~~3— If they find that no other reasonable alternative is available to the applicant.~~

~~The city council, in granting such a special permit, may prescribe any conditions or requirements they deem necessary to minimize adverse effects upon the community of the surrounding neighborhood.~~

The City may issue Noise Permits for activities expected to exceed the maximum permissible sound levels. The permit may specify conditions including hours, maximum levels, duration, and mitigation measures.

15-550.0507 Penalty

Any person violating any of the provisions of this noise control ordinance shall be deemed guilty of an ~~infraction~~ a Class C misdemeanor. Each occurrence when such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as a separate offense.

15-550.0608 Additional Remedy - Injunction

As an additional remedy, the operation or maintenance of any device, instrument, vehicle or machinery in violation of any provisions hereof or which causes discomfort or annoyance to reasonable persons of normal sensitiveness or which endangers the comfort, repose, health or peace of residents in the area shall be deemed, and is declared to be, a public nuisance and may be subject to abatement as prescribed by law.

ORDINANCE 25-13

**AN ORDINANCE ADOPTING AMENDMENTS TO THE NORTH LOGAN CITY
MUNICIPAL CODE - CODE ENFORCEMENT RELATED AMENDMENTS**

SECTION IX: All NLC ordinances, resolutions, or parts thereof inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION X: 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 XI: 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 XII: 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.

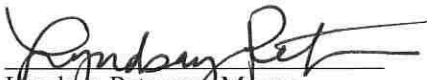
ADOPTED AND PASSED by the City Council of the City of North Logan, Utah, this 10th day of December, 2025.

NORTH LOGAN CITY, A Utah Municipal Corporation

ATTEST:



Scott Bennett, City Recorder

By 
Lyndsay Peterson, Mayor

ORDINANCE 25-13

**AN ORDINANCE ADOPTING AMENDMENTS TO THE NORTH LOGAN CITY
MUNICIPAL CODE - CODE ENFORCEMENT RELATED AMENDMENTS**

CERTIFICATE OF DUE POSTING

I, SCOTT BENNETT, City Recorder of North Logan, Utah, hereby certify that I, on the 11th day of December, 2025, in the City of North Logan, Cache County, State of Utah, posted the foregoing Ordinance No. 25-13 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, 2525 North 600 East
2. Hansen Sports Complex, 220 East 2850 North
3. North Park Police Department, 2575 North 600 East

WITNESS my hand this 11th day of December, 2025.



Scott Bennett, City Recorder