

# THE CITY OF WOODS CROSS, UTAH

## ORDINANCE NO. 611

### AN ORDINANCE OF THE CITY OF WOODS CROSS, UTAH AMENDING AND REPLACING TITLE 14, CHAPTER 15 OF THE CITY CODE ESTABLISHING REGULATIONS FOR STOPPING, STANDING AND PARKING OF MOTOR VEHICLES ON THE HIGHWAYS OF THE CITY

#### RECITALS

A. The City is authorized by law to enact ordinances, resolutions and rules, and to ensure the safe and efficient use of highways within the City and governing the parking of vehicles within the City.

B. The City Council finds it reasonable and necessary to update its parking regulations for parking within the City.

#### THEREFORE, BE IT ORDAINED BY THE WOODS CROSS CITY COUNCIL:

Section 1. Amendment of Ordinance. Title 14, Chapter 15 of the Woods Cross City Code is amended and replaced in its entirety by the Stopping, Standing and Parking Motor Vehicles ordinance attached hereto as Exhibit "A" and incorporated herein by this reference.

Section 2. Repeal of Prior Ordinance. All prior versions of Title 14, Chapter 15 of the Woods Cross City Code are repealed.

Section 3. Severability. If any section, part or provision of this Ordinance, which shall include all exhibits, is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Ordinance; all sections, parts and provisions of this Ordinance shall be severable and enforced to the fullest lawful extent to meet the purposes hereof.

Section 5. Effective Date. This Ordinance shall become effective immediately upon approval of the City Council and recording with the City.

*[signatures affixed on next page]*

Passed and approved this 2nd day of January 2024.

THE CITY OF WOODS CROSS, UTAH

By:

  
RYAN WESTERGARD, MAYOR

**Voting:**

Julie Checketts	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Wallace Larrabee	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Matt Terry	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Jessica Kelemen	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Gary Sharp	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Ryan Westergard	Yea <input type="checkbox"/>	Nay <input type="checkbox"/>

*[tie vote only]*

**Attest:**

  
Annette Hanson  
City Recorder

**Seal:**



RECORDED in the office of the City Recorder this 2nd day of January 2024.

## **CHAPTER 14-15 STOPPING, STANDING AND PARKING MOTOR VEHICLES**

- 14-15-005. Definitions.**
- 14-15-010. Extended Parking.**
- 14-15-015. No Parking During Snow Removal Operations.**
- 14-15-020. Storing Vehicle on Highway.**
- 14-15-030. Parking for Certain Purposes.**
- 14-15-040. Authorization for Extended Parking.**
- 14-15-050. Truck Parking.**
- 14-15-060. Explosive Materials.**
- 14-15-070. Hazardous Parking.**
- 14-15-080. Parking on Narrow Highway.**
- 14-15-090. Owner's Responsibility for Parking Violation.**
- 14-15-100. Parking Unregistered Vehicles.**
- 14-15-110. Unauthorized Parking of Motor Vehicles on Private Property.**
- 14-15-115. Law Enforcement Authority to Remove Vehicles in Violation of Title.**
- 14-15-120. Fines.**

### **14-15-005. Definitions.**

In the construction of this Code, all ordinances of the City, and any amendments thereto, the following words and terms shall have the meaning indicated, unless such definition or construction would be inconsistent with or contrary to the context of the Ordinance.

- (a) "Highway" shall mean the entire width between property lines of every way or place of any nature when any part of it is open to the use of the public as a matter of right for vehicular travel, to include streets, roads and alleys.
- (b) "Snow Event" shall mean a period of time during which a snow fall or accumulation occurs which is likely to require snow plowing, snow clearing, or snow removal operations.

### **14-15-010. Extended Parking.**

No person shall park a vehicle on any street within the jurisdiction of Woods Cross City during the period from November 1st through March 31st, between the hours of 1:00 a.m. and 6:00 a.m. for more than one (1) hour, except physicians during emergency calls, emergency vehicles or law enforcement vehicles exempted under Section 14-01-100, or other authorized vehicles in accordance with Section 14-15-040.

### **14-15-015. No Parking During Snow Removal Operations.**

No person shall park or leave parked any vehicle or trailer upon any highway within the jurisdiction of Woods Cross City during a snow event or until snow removal or plowing from

pavement edge to pavement edge is complete, except physicians during emergency calls, emergency vehicles or law enforcement vehicles exempted under Section 14-01-100, or other authorized vehicles in accordance with Section 14-15-040. Any vehicle parked in violation of this section may be subject to citation and/or impound. No person may recover any impounded vehicle without first paying the cost of impound and storage. Vehicles which require or did require circumvention for plowing are considered abandoned or in continued violation of this title and shall be subject to citation, removal, and/or impoundment.

**14-15-020.     Storing Vehicle on Highway.**

Except as otherwise provided herein, no person shall park a trailer, boat, motor vehicle, bus, camping vehicle, truck, vehicle or any other similar contrivance upon any highway within the jurisdiction of Woods Cross City for more than forty-eight (48) hours, except physicians during emergency calls, emergency vehicles or law enforcement vehicles exempted under Section 14-01-100, or other authorized vehicles in accordance with Section 14-15-040. Any trailer, boat, motor vehicle, bus, camping vehicle, truck or any other similar contrivance which is moved from a parking spot upon any highway in Woods Cross City and then reparked on the same or any other highway in Woods Cross City within seventy-two (72) hours from the time of said removal from the original parking space shall be deemed to have been continuously parked for the purposes of this section.

**14-15-030.     Parking for Certain Purposes.**

No person shall park a vehicle upon any highway within the jurisdiction of Woods Cross City for the principal purpose of maintaining, greasing, repairing, altering or performing other similar work unless such work is required by an emergency.

**14-15-040.     Authorization for Extended Parking.**

Any resident or business operator of Woods Cross City may apply to the City for authorization for extended parking when the same is required by emergency or other unusual circumstances. The Chief of Police, or his/her designee, upon good cause showing, may authorize extended parking for a period not to exceed seventy-two (72) hours. The Chief of Police, or his/her designee, shall be the sole judge as to the necessity and requirement for the authorized extended parking. Individuals may apply for extended parking permits in person at the police department during regular business hours. Approved extended parking permits must be clearly displayed upon vehicles or trailers in order to be valid.

**14-15-050.     Truck Parking.**

No person shall park any vehicle having a total gross weight, loaded or unloaded, in excess of eighteen thousand (18,000) pounds, or having a total length in excess of twenty-four (24) feet, within any residential zone or along any collector or arterial highway within the jurisdiction of the City as designated on the City General Plan or Zoning Map, except while

actually loading or unloading cargo on or in said vehicle. In determining the total gross weight or total length set forth herein, the length shall be measured from the most forward point of the vehicle or its load, and the length and weight of a trailer connected or attached to or in tandem with the motor vehicle shall be included.

**14-15-060. Explosive Materials.**

No person shall park any vehicle carrying more than one hundred (100) gallons of flammable liquid or more than five (5) pounds of dynamite or other explosive of comparable blasting power, or more than fifty (50) gallons or fifty (50) pounds of highly corrosive freight, within a residential zone or along a collector highway within the jurisdiction of the City as designated on the City General Plan or Zoning Map, except while actually loading or unloading cargo on or in said vehicle.

**14-15-070. Hazardous Parking.**

No persons shall stop, stand or park a vehicle at any hazardous or congested place within the jurisdiction of Woods Cross City as properly designated by the City with official signs or markings. In no event shall any person stop or park a vehicle in such a manner as to interfere with the free flow of traffic along the highway upon which it is parked.

**14-15-080. Parking on Narrow Highway.**

No person shall park a vehicle or trailer on any highway within the jurisdiction of Woods Cross City in such a manner as to leave less than ten (10) feet of the width of the highway available for the free movement of vehicular traffic, or to impede the driveway entrance of any property not under the control of the operator of the vehicle or trailer.

**14-15-090. Owner's Responsibility for Parking Violation.**

Whenever any vehicle shall have been parked in violation of any ordinance prohibiting or restricting parking, the person in whose name such vehicle is registered shall be *prima facie* responsible for such violation and subject to the penalty therefore, to include any fees associated with towing and storage of vehicles.

**14-15-100. Parking Unregistered Vehicles.**

It is unlawful to park, or for an owner to knowingly permit to be parked, upon any highway or upon public property a vehicle which is not currently registered in accordance with State law.

**14-15-110. Unauthorized Parking of Motor Vehicles on Private Property.**

No person shall park any motor vehicle on any private property without the consent of the owner of the property or person having control of the property. Any vehicle parked upon private property in violation of this section is hereby declared to be a public nuisance, which may be summarily abated by commercial towing or other commercially reasonable manner. Any vehicle towed away shall be stored in a safe location and shall be restored to the owner or operator of such vehicle upon payment of the towing fee plus any storage charge. If the towing of any vehicle parked on private property as described in this section is ordered by a law enforcement officer, the towing and impoundment of the vehicle shall comply with the requirements of Section 115, below.

**14-15-115. Law Enforcement Authority to Remove Vehicles in Violation of Title.**

Whenever any police officer finds a vehicle parked or standing upon any highway within the jurisdiction of Woods Cross City and such vehicle is creating a danger to persons or property, or is in violation of any section of this title, any police officer is authorized to move such vehicle, require the driver or other person in charge of the vehicle to move the vehicle off the highway, or cause the vehicle to be impounded. Any impounded vehicle shall be towed by a State authorized tow truck motor carrier and shall be stored in an impound lot that meets the requirements of State law. The vehicle shall be restored to the owner or operator of such vehicle upon payment of the towing fee plus any impoundment charge.

**14-15-120. Violation -- Penalty**

Any violation of this Chapter shall be a Class "C" misdemeanor and punishable as provided by law.