

ORDINANCE NO. O- 1 -2026

AN ORDINANCE OF EAGLE MOUNTAIN CITY, UTAH,  
AMENDING THE EAGLE MOUNTAIN MUNICIPAL CODE  
SECTION 17.60.120 GENERAL FENCING AND SCREENING PROVISIONS

*PREAMBLE*

WHEREAS the City Council of Eagle Mountain City finds that it is in the public interest to amend the Eagle Mountain Municipal Code Section 17.60.120 General Fencing and Screening Provisions, as described in Exhibit A.

BE IT ORDAINED by the City Council of Eagle Mountain City, Utah:

1. The City Council finds that all required notices, public hearings, and other requirements have been completed for the City Council to consider an amendment to the Eagle Mountain Municipal Code Section 17.60.120 General Fencing and Screening Provisions, as described in Exhibit A.
2. The amendment described in Exhibit A is hereby approved.
3. This Ordinance shall take effect upon its first posting or publication.

ADOPTED by the City Council of Eagle Mountain City, Utah, this 6<sup>th</sup> day of January, 2026.

EAGLE MOUNTAIN CITY, UTAH

  
\_\_\_\_\_  
Jared Gray, Mayor

ATTEST:

  
\_\_\_\_\_  
Lacie Messerly

Interim City Recorder



## CERTIFICATION

The above ordinance was adopted by the City Council of Eagle Mountain City on the 6<sup>th</sup> day of January, 2026.

Those voting yes:	Those voting no:	Those excused:	Those abstaining:
<input checked="" type="checkbox"/> Melissa Clark	<input type="checkbox"/> Melissa Clark	<input type="checkbox"/> Melissa Clark	<input type="checkbox"/> Melissa Clark
<input checked="" type="checkbox"/> Craig Whiting	<input type="checkbox"/> Craig Whiting	<input type="checkbox"/> Craig Whiting	<input type="checkbox"/> Craig Whiting
<input checked="" type="checkbox"/> Rich Wood	<input type="checkbox"/> Rich Wood	<input type="checkbox"/> Rich Wood	<input type="checkbox"/> Rich Wood
<input checked="" type="checkbox"/> Brett Wright	<input type="checkbox"/> Brett Wright	<input type="checkbox"/> Brett Wright	<input type="checkbox"/> Brett Wright



  
Lacie Messerly  
Interim City Recorder

Posted on 1/12/26 by SA

# Exhibit A

## 17.60.120 General fencing/screening provisions.

P. Maintenance Required. All fences, walls, and retaining structures shall be maintained in good repair/condition and in a safe, upright condition.

Fences shall be:

1. Structurally sound, stable, and free of hazards.
2. Free of missing, broken, rotted, burned, decayed, destroyed (whole or in part) or severely bent components -- including slats, posts, and panels.
3. Kept painted, stained or cleaned to appear as new or nearly new.
4. Kept free of graffiti, unsightly damage, or deterioration that constitutes a visual or aesthetic nuisance.
5. Repaired or removed if they become severely damaged, dilapidated, dangerous, or abandoned.

Maintenance and repairs shall be completed in a timely and workmanlike manner using materials of comparable quality.

Fences that are not maintained shall be deemed unlawful.

Q. Abatement – Abatement of Unlawful Fences. The following fences are declared unlawful nuisances and shall be subject to the enforcement provisions of EMMC Title [4](#):

1. Any fence or wall (including retaining walls with walls or fences atop the same) that is in whole or in part weak, or constructed of broken, unsightly, inferior or old, worn materials of a flammable nature that may impair the value of the adjoining land.
2. Any fence (including retaining walls with walls or fences atop the same) constructed or maintained for the purpose of maliciously annoying the owners or occupants of an abutting property. Such fences or walls are considered as “spite” fences/walls.
3. Any fence (including retaining walls with walls or fences atop the same) not constructed or maintained in accordance with this section.

R. Temporary Fencing. Temporary fencing may be approved by the city (e.g., during site plan review) for causes related to construction area protection, interim open air yard use prior to construction of a structure on that land area in commercial or industrial zones, or for security prior to installation of a permanent fence.