

LAKE POINT CITY COUNCIL

ORDINANCE NO. 2026-01

DATE: 03/25/2026

AN ORDINANCE ADOPTING PUBLIC PROPERTY AND PUBLIC STREET PARKING

WHEREAS, Lake Point City (“**City**”) is authorized by Utah Code § 10-8-11 and 10-8-30 to adopt regulations to govern the use of public streets, alleys, avenues, sidewalks, crosswalks, parks, and public grounds, install, prevent, or remove obstructions and encroachments thereon;

WHEREAS, Lake Point has the responsibility for maintaining safe and clear roadways year-round for public safety, efficient municipal operations, assuring navigable roads, to prevent obstruction of emergency response vehicles, and to assure stewardship of the public assets, it is necessary, with respect for personal responsibility, voluntary cooperation, and rural living norms, that parking limitations are adopted;

WHEREAS, Lake Point finds that regulation of public parking is necessary to protect the public health, safety, and welfare of its residents and visitors

WHEREAS, Lake Point seeks to implement clear and enforceable parking guidelines that balance rural lifestyle with safety, accessibility, and responsibility.

NOW, THEREFORE, BE IT ORDAINED by the Lake Point City Council as follows:

Section 1. Chapter 9.2 of the Lake Point City Code is hereby adopted and enacted in the form attached hereto as “**Exhibit A.**”

Section 2. Severability: If a court of competent jurisdiction determines that any part of this ordinance is unconstitutional or invalid, then such portion of this ordinance, or specific application of this ordinance, shall be severed from the remainder, which shall continue in full force and effect.

Section 3. Direction: The chair and staff, including the city attorney, are authorized and directed to take such steps as may be needed: (a) for this ordinance to become effective under Utah law, including but not limited to compliance with the requirements of Utah Code § 10-3-711; and (b) to finalize and post the ordinance to CiviclínQ, including but not limited to making non-substantive edits to correct any scrivener’s, formatting, and numbering errors.

Section 4. This Ordinance shall be effective immediately upon its adoption and posting according to law.

PASSED, APPROVED, AND ADOPTED on the 25 day of March, 2026

Lake Point

By: Kathleen VonHatten
Chair

ATTEST:

Jamie Olson
Jamie Olson, City Recorder

SEAL



Voting:

Kathleen VonHatten
Kirk Pearson
Lori Chigbrow
Kirk Trimble
Ryan Zumwalt

Yea Nay Absent
Yea Nay Absent
Yea Nay Absent
Yea Nay Absent
Yea Nay Absent

SUMMARY OF LAKE POINT CITY ORDINANCE NO. 2026-01

On March 25, 2026, the Lake Point City Council enacted Ordinance No. 2026-01 to govern parking on public property entitled “Lake Point Public Property and Public Street Parking.”

A complete copy of Ordinance No. 2026-01 is available online and in the office of the Lake Point City Recorder and by contacting Jamie Olson at info@lakepoint.gov.

Exhibit A to Ordinance

Chapter 9.2 – Public Property and Public Street Parking

1. Definitions

1. “Abandoned” means a vehicle that has been parked on Public Property or a Public Street for more than 7 continuous days.
2. “Municipal Services” means services provided for the benefit of the general public, whether or not provided by the City, including, without limitation, all utilities, law enforcement, emergency services, snow plow and salting, and others.
3. “Public Property” means off-street public parking areas, gravel or paved spaces maintained for public use, such as those located near parks, civic buildings, and trailheads. Public property may be established by this Ordinance, land use ordinances, or posted signage in accordance with this Ordinance.
4. “Public Street” means the improved portion of a roadway designed for vehicular travel, including any roadway right of way owned or maintained by the City of Lake Point and generally defined by the paved lane(s) or other clearly traveled way.
5. “Recreational Vehicle” or “RV” means any vehicle designed for human habitation or recreational use, including motorhomes, trailers, campers, and boats. Including a motorized or towable unit designed for travel, camping, and temporary living accommodations.
6. “Utilities” means services, including, without limitation: gas, sewer, water, telecommunications, storm water drainage systems, and power.

2. General Parking Regulations

1. No person may stop, stand, or park a vehicle, in any of the following places:
 - a. On a sidewalk;
 - b. In front of a public or private driveway;
 - c. Within an intersection;
 - d. Within fifteen feet (15') of a fire hydrant;
 - e. On a crosswalk;
 - f. Within twenty feet (20') of a crosswalk;
 - g. Within thirty feet (30') upon the approach to any flashing beacon, stop sign, or traffic control signal;
 - h. Within fifty feet (50') of a railroad crossing;
 - i. Alongside or opposite any street excavation or obstruction;
 - j. On the roadway side of any vehicle stopped at a curb;
 - k. Upon any bridge or other elevated structure;
 - l. Where prohibited by signage, red curbs, or markings;
 - m. Opposite to the direction of traffic on a one-way street;
 - n. In any swale or gutter when it results in obstructing stormwater drainage or fluid discharge, or debris that can cause contamination to the water supply;
 - o. In designated bicycle lanes;
 - p. Within a safety zone or within thirty feet (30') of the ends of a marked safety zone;
 - q. In the median of a divided highway or within any controlled-access highway, except where permitted by signage or emergency response;

- r. On any portion of the roadway with less than twenty feet (20') of passable width remaining;
- s. On red-painted curbs or in "No Parking" zones marked by the city;
- t. Construction vehicles may not park within thirty feet (30') of intersections or curves;
- u. Trailers, campers, utility vehicles, motorhomes, recreational vehicles, and boats may not be stored or parked for more than 72 hours on public property or on a public street for loading/unloading and travel preparation or cleanup. Temporary Parking or storage of less than 72 hours is permissible on a public street provided that;
 - 1. When temporarily parked; Trailers, Campers, Utility Vehicles, Motorhomes RV's and Boats must not:
 - 1. Obstruct traffic flow;
 - 2. Block municipal services;
 - 3. Impede visibility for pedestrians or vehicles safety;
 - 4. Interfere with public safety operations;
 - 5. Violate posted restrictions;
 - 6. Block utilities; and/or
 - 7. Be connected to utilities where the connection is crossing public sidewalks or streets.
 - 2. Temporary Parking is allowed on the side of public streets, including gravel shoulders and typical roadside areas, unless restricted by signage, red curbs, or this ordinance, provided that the vehicle is not stored or abandoned and it does not obstruct traffic flow, municipal services, impede visibility for pedestrians or vehicles or interfere with public safety operations or violate posted restrictions.
 - 3. Notwithstanding the foregoing, any person may stop, stand, or park a vehicle, in any of the places identified in Subsection 2 when necessary to avoid conflict with other traffic or in compliance with law or the directions of a law enforcement officer or traffic control device.

3. Commercial Vehicle Parking Regulations

- a. Commercially licensed vehicles over 21,000 pounds or 30 feet in length may not park on public streets except for delivery, emergency, mobile business, or other permitted purposes.
- b. This does not prohibit the temporary parking of licensed commercial vehicles used by residents, provided such vehicles do not obstruct traffic flow, municipal services, impede visibility for pedestrians or vehicles or interfere with public safety operations or violate posted restrictions.

4. Dismantled, Unregistered, and Inoperable Vehicles

- 1. It shall be unlawful for any person to leave or cause them to be left on the public street or public property, any vehicle visibly inoperable, dismantled, or without registration for more than 72 hours.

5. Handicapped Parking

- 1. Only vehicles with valid disability placards or license plates may park in marked ADA accessible stalls on public or private property accessible by the public.
- 2. Misuse is subject to fines required under Utah Code 41-1a-1306.

6. Camping and Overnight Stays

1. Camping on a public street or public property is prohibited, except as otherwise allowed under this ordinance or by temporary city approval.
2. Overnight camping is prohibited on all public property and streets.
3. No Unlawful Encampments: Long-term habitation, tent encampments, or structures on public property or public streets without permission are not permitted and may be abated under applicable nuisance or trespass law.

7. Winter Parking Regulations

1. To facilitate snow removal and emergency access during winter.
 - a. Winter parking restrictions generally apply from November 1st to April 30.
 - b. The following vehicles are exempt from winter restrictions:
 1. Emergency vehicles;
 2. City snowplows;
 3. Utility service trucks; and/or
 4. Other public works vehicles while in official service.
 - c. Streets where vehicles obstruct snow removal may be skipped during plowing operations, and the City may not be held liable for delayed or no service under these circumstances.
 - d. Vehicles obstructing winter road access, posing a hazard to plowing or emergency access during an active snow event, may be towed immediately at the discretion of law enforcement or city personnel in compliance with Utah Code to protect public safety and ensure safe road operations.

8. Signage and Authority

1. The City Council may authorize signage restricting or permitting parking, or identifying public property.
2. All official signage shall be enforceable.
 - a. Any parking restriction posted by official signage under this ordinance shall be enforceable as if written herein, provided that such signage is properly approved, placed, and maintained.
3. Unauthorized placement of signs is prohibited.
 - a. No person may place, remove, deface, or alter any official parking sign.
 - b. Unauthorized signage, including misleading or unofficial parking notices on public property, is prohibited and may be removed by city personnel.

9. Enforcement and Penalties

1. Exemptions
 - a. A resident may request, in writing, a temporary parking exemption from the City for specific circumstances, such as visiting guests, construction projects, or other known or anticipated violations of this code. An approved exemption will define the duration and location of the allowance. No exemption may be granted if the proposed parking obstructs traffic flow, municipal services, impedes visibility, or otherwise interferes with public safety, as determined by the City. Under no circumstances is the City required to provide an exemption. The City may, in granting an exemption, include a retroactive effective date.
2. Violations of parking restrictions may be subject to each or any of the following, as applicable:
 - a. First-time warning citation;
 - b. Fines for repeated or serious violations;
 - c. Towing, impound, and related costs;
 - d. Enforcement by civil officers or law enforcement officers; and/or

- e. Abatement Procedures.
- 3. Towing and Impound Notice Requirements:
 - a. Notice of impound shall be provided to the last known owner and any lienholder identified using reasonably commercial means within two (2) business days, including a description of the vehicle, charges incurred, and retrieval procedures in accordance with Utah Code § 41-6a-1406.
 - b. Vehicles shall be stored and disposed of in accordance with state law.
- 4. Certified Impound Lot Requirements:
 - a. Vehicles shall be towed and stored only with an impound yard operator certified under Utah Code § 41-6a-1404 and § 72-9-603.
- 5. Fee Compliance:
 - a. Towing and storage fees shall comply with any limits imposed under Utah administrative rule and the Utah Motor Vehicle Code
- 6. Parking Fine Schedule
 - a. Unless otherwise specified, parking violations shall carry a fine of not less than \$25 and not more than \$250, depending on the nature and frequency of the violation, as set forth in the City's Fine Schedule.
- 7. Abatement Authority
 - a. Every law enforcement officer of the city is authorized to seize and remove any abandoned, illegally parked or stolen vehicles in accordance with this ordinance or authority allowed under state code.
 - b. Such vehicles may be impounded in an authorized vehicle pound.
 - c. Officers may also seize vehicles suspected of being stolen or defaced (e.g., altered VIN).

10. Hearings and Appeals

- 1. Any resident receiving a citation or penalty under this ordinance may file an appeal within 10 business days.
- 2. The City Council may designate a Hearing Officer to hear appeals.
 - a. The City Council will appoint a Hearing Officer.
 - b. Hearing Officers serve renewable four-year terms.
 - c. Hearing Officers may consider appeals for citations and other penalties.
 - d. Penalties may be reduced but not below state-mandated minimums.
 - e. Payment plans may be arranged if fines cause undue verified financial burden.
 - f. Penalties may not be increased during the appeal process.
- 3. Appeals Procedure
 - a. Hearing Officers may dismiss or reduce civil fines if one or more of the following defenses are met:
 - 1. The vehicle was reported stolen prior to the enforcement action;
 - 2. Compliance would cause imminent and irreparable harm;
 - 3. The vehicle was sold prior to the enforcement action with timely DMV notice; and/or
 - 4. The violation resulted from a lease or mechanical disablement.
 - b. Appeals must be filed within 10 business days of enforcement action taken.
 - c. If fines remain unpaid beyond 40 days (or hearing officer determined schedule), the City may pursue legal collection, including costs and attorney's fees.

11. Public Notice and Education

- 1. The City may use and distribute flyers, digital postings, and signage to raise public awareness of issues and regulations related to this Ordinance.

12. Special Events

1. The City may, in its discretion and without an amendment to this ordinance, create temporary exceptions for specific identified events and/or periods of time. The City shall identify in writing, with reasonable specificity, the exceptions to parking regulations, duration, and applicable location(s). Such exceptions may include authorizing overnight parking and/or temporary use of public property. During emergencies, City law enforcement may exercise this authority directly.