ORDINANCE ACTION

TO: Huntsville Town
FROM: Huntsville Town Council
DATE: April 22, 2026
RE: Ordinance 2026-04-16 General Provisions Title 1

At the Town Council Meeting on April 16, 2026 the Huntsville Town Council approved Ordinance 2026-04-16 General Provisions Title 1 which is an update of Title 1 of the Huntsville Town Code. Title 1 outlines the foundation of Town Governance.

Nikki Wolthuis, Clerk

HUNTSVILLE TOWN
ORDINANCE 2026-04-16
GENERAL PROVISIONS – TITLE 1

AN ORDINANCE OF HUNTSVILLE TOWN, UTAH, INCLUDING GENERAL DEFINITIONS AND MUNCIPAL ADOPTION AND CODIFICATION EFFORTS TO TITLE 1 AND RENUMBERING ANIMAL TITLE TWO TO TITLE 9; SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Huntsville Town (hereafter "Town") is a municipal corporation, duly organized and existing under the laws of the state of Utah;

WHEREAS, the Town, pursuant to the provisions of §10-3-707 of Utah State Code, as amended, has the authority to revise ordinances of the municipality of a general and permanent character;

WHEREAS, the Town desires to repeal and reenact Title 1 entitled "General Provisions" to outline the foundation of Town governance;

WHEREAS, the Town desires to outline its "Municipal Code" and the corresponding Titles in this Ordinance;

WHEREAS, the Town Council has reviewed the proposed revisions and has made such changes, alterations, modifications, additions, and substitutions as it deems best;

NOW, THEREFORE, be it ordained by the Town Council of Huntsville, Utah as follows:

Section 1: **Repealer.** Any word, sentence, paragraph, or phrase inconsistent with this Ordinance is hereby repealed and any reference thereto is hereby vacated.

Section 2: **Adoption.** Title 1 is hereby repealed and re-enacted to be entitled "General Provisions" with the corresponding Titles to be renumbered as provided in this ordinance to read as follows:

Title 1 - GENERAL PROVISIONS

Chapters:
01.01 Adoption.
01.02 Introduction.
01.03 Huntsville Municipal Seal.

Chapter 01.01
Adoption

Sections:
01.01.010. Municipal Code Adoption.

01.01.020. Codification Authorized.
01.01.030. Title Arrangement.
01.01.040. Format
01.01.050. Permissible Changes.
01.01.060. Severability.

01.01.010. Municipal Code Adoption.

All ordinances of a general nature now in force in Huntsville, Utah, as revised, compiled and herein set forth in the volume entitled "Huntsville Town Municipal Code" or "Municipal Code" are adopted, passed, published and declared to be the Huntsville Municipal Code, and are passed by authority of the Huntsville Town Council.

01.01.020. Codification Authorized.

1. In accordance with Utah Code Annotated §10-3-707, as amended, and in order to facilitate effective application of municipal ordinances adopted by the council, administrative staff is hereby delegated authority to compile or arrange for the compilation of all applicable ordinances of the municipality into the Municipal Code.

2. During the process of compiling and after the ordinance adopting the code is approved administrative staff shall have the authority including but not limited to the following:

    a. To administer the municipal code and carry out the provisions authorized in Utah code Annotated §10-3-707, -708, -709, -710 and -711(2) to create, compile, revise and enforce the municipal code.

    b. To create titles, chapters, sections, names and headings, summaries, and/or other parts as necessary

    c. To codify relevant existing ordinances into the municipal code.

    d. To codify any and all relevant subsequent ordinances in the municipal code.

    e. To make non-substantive minor and technical changes, modifications, additions and substitutions as staff deems it is best to develop a complete and simplified Municipal Code free of inconsistencies.

    f. To publish the Municipal Code online so that it is available for the public.

    g. To otherwise execute and implement the Municipal Code.

01.01.030. Title Arrangement.

Title 1 through Title 15 are hereby arranged and codified as part of the Huntsville Town Municipal Code as follows:

1. Title 1 – General Provisions
2. Title 2 – Administrative Code

3. Title 3 - Municipal Procedure
4. Title 4 - General Revenue
5. Title 5 - Business Licensing
6. Title 6 - Criminal Code
7. Title 7 - Cemetery
8. Title 8 - Health and Safety
9. Title 9 - Animals
10. Title 10 - Transportation
11. Title 11 - Building Standards
12. Title 12 - Community Development
13. Title 13 - Comprehensive Planning
14. Title 14 - Subdivision
15. Title 15 - Land Use

01.01.040. Format

This Municipal Code is formatted and is organized by subject matter under an expandable three-factor decimal numbering system which is designed to facilitate supplementation without disturbing the numbering of existing provisions. Each section number designates, in sequence, the numbers of the appropriate title, chapter and Section. Thus, section 12.13.050 is section .050, located in chapter 13 of title 12. In most instances, Sections are numbered by ten (.010, .020, .030, and so forth) which leaves nine (9) vacant positions between original Sections to accommodate future provisions. Similarly, Chapters and titles are numbered to provide for internal expansion. Also, some Sections simply have a number and a heading to provide convenient accommodation for future expansion. Subsections are also added based upon a decimal system. For example, the appropriate Subsection format under this decimal system would be Subsection 12.13.050.1.a.ii.

01.01.050. Permissible Changes.

Staff is authorized to make any minor technical changes, corrections, modifications, additions and substitutions therein, as permitted under state law and as deemed best to the end of publishing a simplified Municipal Code free of inconsistencies.

01.01.060. Severability.

Any declaration by any court of competent jurisdiction, or other legitimate binding legal source, that any provision of the Municipal Code is illegal or void, shall not affect the legality and enforceability of any other provision of this Municipal Code, unless the provisions are mutually dependent.

Chapter 01.02
Introduction

Sections:

01.02.010. General Definitions.
01.02.020. Penalty for violation of Code Provisions.

01.02.030. Copies Available for Inspection.

01.02.010. General Definitions

In the organization of definitions in a general nature this Municipal Code, future ordinances, and future amendments to the same may be codified under this Section. Any reference in ordinances codified in this Municipal Code relating to a municipal department, division, branch, agency, or similar term that is not currently in existence, shall mean Huntsville, Utah, or its contract providers as the context dictates.

1. "Applicant" any Personal who makes application for a permit.
2. "Health Department" or similar term means the Weber-Morgan Health Department, unless assigned to another agency.
3. "Business" means any activity, operation, enterprise or calling referred to in this code for which a license is required.
4. "Department" means a department created by the Town.
5. "Director" means the head of a department created by the Town.
6. "Fire District" or similar term means the Weber County Fire District, local fire authority, or other provider as the context dictates.
7. "Knowingly" or similar term imports only a knowledge that facts exist that bring the act or omission within the provisions of this Municipal Code. It does not require any knowledge of the unlawfulness of such act or omission.
8. "Law" means and denotes the governing constitution, applicable federal law, applicable law of the State of Utah, this Municipal Code, and policies, regulations, rules, and standards of the Town.
9. "Maliciously" or similar term means and imports a wish to vex, annoy, or injure another person, or an intent to do a wrongful act, established either by proof or by presumption of law.
10. "Occupant" means any person or entity who occupies the whole or any part of such building or land either individually or with others.
11. "Official" or similar term means a person or entity who is an agent, appointee, contractor, elected officer, employee, provider, volunteer, or other officially tasked with carrying out a municipal duty or service of the Town as the context dictates.
12. "Owner" or similar term where applied to a building, business, corporation, entity, or property means and includes the owner, any part owner, joint owner, tenant in common, joint tenant, and/or tenant.
13. "Person" or similar term includes any association, corporation, entity, individual, partnership, or group of individuals, however organized or designated.
14. "Property" means and includes real property, tenements, and hereditaments. It also means personal property including but not limited to chattel, goods, money, and transactional actions such as securities and debt.
15. "Public" means buildings and uses owned or operated by a branch of the Government or governmental entity and open to the public, such as Libraries, School, Parks, other than private facilities.
16. "Sheriff" or similar terms means the Weber County Sheriff, sheriff deputy, law enforcement authority, or provider as the context dictates.
17. "State" means the State of Utah.

18. "Town" or similar term means Huntsville town, its corporate limits, and its providers as the context dictates.
19. "Town Council" means the municipal council of the Town or Town Council of Huntsville Town.
20. "Town Attorney" means the Town Attorney of the municipality, Huntsville, any deputy, or contract providers as the context dictates.
21. "Town Engineer" or similar term means the Town Engineer, any deputy, or contract providers as the context dictates.
22. "Town Recorder," "Clerk" or similar term means the recorder or the director of community development as the context dictates.
23. "Town Treasurer" or similar term means the Town Treasurer of Huntsville Town.
24. "Willfully" or similar term when applied to the intent with which an act is done or omitted, means and implies simply a purpose or willingness to commit the act or make the omission referred to. It does not require any intent to violate law or to injure another or to acquire any advantage.
25. "Written" means and includes electronic, printed, typed or otherwise reproduced in permanent visible form.
26. "Year" means a calendar year unless otherwise specified.

01.02.020 Penalty for Violation of Code Provisions.

The Executive Branch of the Town shall enforce the Municipal Code and any governing Law. Administrative staff is hereby delegated authority to create a bail schedule and/or fine schedule based upon the ordinances compiled as part of this Municipal Code. Where no penalty is prescribed in the Municipal Code, the penalty assigned shall not exceed the highest penalty provided by Law for the offense as administered by the Town. Typically, this means the Town can only prosecute or seek a criminal penalty not to exceed a class "B" misdemeanor, unless otherwise provided by Law. Each day a violation continues is a separate offense, Where no civil Penalty is prescribed in the Municipal Code, the penalty assigned will not exceed a civil fine of $1.000, unless otherwise provided by Law. No violation or penalty applies to the town or any of its officials acting in the course of their duties.

01.02.030. Copies Available For Inspection.

This Municipal Code is only published online and made available to the public via the Town's website, or other online services, unless otherwise require by Law.

Chapter 01.03
Huntsville Municipal Seal

Sections:

01.03.010. Description of the Seal.
01.03.020. Custodian of the Seal.
01.03.030. Description of the Seal.
01.03.040. Use of Seal and Logo.

01.03.010. Description of the Seal.
The following seal is hereby established/declared to be the "official" seal of Huntsville Town. The seal shall have:

1. A circle with "Town of Huntsville" on the top half of the seal,

2. The bottom half of the seal with "Weber County, Utah,"

3. The middle of the circle has the word "seal."

01.03.020. Custodian of the Seal.
The Town Clerk is the custodian and keeper of the Town seal. The Town Clerk shall affix the seal to official municipal documents consistent with current state law. The Town Clerk shall ensure that the seal is only used for official municipal purposes.

01.03.030. Description of the Logo.
The Town logo is hereby established/declared to be the "official" logo of Huntsville Town:



01.03.040. Use of Seal and Logo.

1. The logo shall be used on all municipal letterheads and official documents, as such is practical.

2. The seal may be used on all municipal ordinances, resolutions, and agreements.

Section 3: **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 4: **Effective date.** This Ordinance takes effect immediately upon approval and posting.

VOTES	AYE	NAY	RECUSED	EXCUSED
Mayor Richard Sorensen				
CM Bruce Ahlstrom				
CM Sandy Hunter				
CM Lewis Johnson				
CM James Truett				

PASSED AND ADOPTED by the Town Council on this 16 day of April, 2026.

Richard Sorensen, Huntsville Town Mayor

ATTEST:

Nikki Wolthuis, Huntsville Town Clerk

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

In accordance with Utah Code Annotated §10-3-713, 1953 as amended, I, the Town Clerk of Huntsville Town, hereby certify that the foregoing Ordinance was duly passed and published or posted as required by state law.

DATE: 4-16-2026

Town Clerk