

**ORDINANCE No.
2015-001**

**AN ORDINANCE ADOPTING USE REGULATIONS FOR THE
KNIGHT-IDEAL POND IN WELLINGTON CITY, CARBON COUNTY
UTAH**

WHEREAS, Wellington City has established the Knight-Ideal Pond for the use and benefit of Wellington City residence and the population in general, and;

WHEREAS, the Knight-Ideal Pond was not created for the purpose of water sports, i.e. swimming, boating, wadeing, and;

WHEREAS, the Wellington City Council has determined that activities by the general public utilizing the Knight-Ideal Pond for such purposes are contrary to the health and safety of the general public, and;

WHEREAS, the Wellington City Council in furtherance of its general police power does desire to give authority to the Wellington City Police Department and other law enforcement officers to prohibit individuals from engaging in those in similar activities, and;

WHEREAS, the Wellington City Council has determined that it is in the best interests of the citizens of Wellington City and the general public to create a criminal offense concerning these activities;

NOW THEREFORE IT IS ORDAINED AND ESTABLISHED BY LAW that:

1. There is created a criminal offense as a class C misdemeanor pursuant to the police power granted Wellington City by applicable Utah state statute as hereinafter indicated.
2. No person shall enter into the Knight-Ideal Pond to any degree whereby any portion of their body is submerged in the water.
3. No person shall wade or swim in the water that constitutes the Knight-Ideal Pond.
4. No person shall place a flotation device of any kind or purpose upon the water that constitutes the Knight-Ideal Pond.
5. No person shall place a flotation device of any kind or purpose upon the water that constitutes the Knight-Ideal Pond and then place themselves into or upon said device for the purpose of floating upon the water in the Knight-Ideal Pond.
6. Taking any of the actions prohibited by this ORDINANCE shall constitute a class C

misdemeanor and subject the offending individual to criminal prosecution.

This ordinance shall take effect immediately upon signing and its first publication.

PASSED, ADOPTED, AND ORDERED posted by the City Council of the City of Wellington, Carbon County, Utah on the 20TH day of May, 2015.

By: _____

Joan Powell, Mayor

Voting:

Kirt Tatton Yea ___ Nay ___

Terry Sanslow Yea ___ Nay ___

Marvon Willson Yea ___ Nay ___

Glen Wells Yea ___ Nay ___

Pete Yakovich Yea ___ Nay ___

ATTEST:

Glenna Etzel, City Recorder