

**CITY OF LOGAN, UTAH
ORDINANCE NO. 19-05**

**AN ORDINANCE AMENDING SECTION 10.52.010 OF THE
LOGAN MUNICIPAL CODE REGULATING PARKING FOR
ELECTRIC VEHICLE CHARGING STATIONS:**

WHEREAS, the state legislature has granted general welfare power to the City Council, independent, apart from, and in addition to, its specific grants of legislative authority, which enables the City of Logan to pass ordinances as are necessary and proper to provide for the safety and preserve the health, promote the prosperity, improve the peace and good order, comfort, and convenience of the City and its inhabitants, and for the protection of property and the City; and

WHEREAS, the City Council has determined that certain amendments to the following ordinance is in the City's best interest;

NOW THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF LOGAN, UTAH, AS FOLLOWS:

Section 1. Sections 10.52.010 and 10.52.090 of the Logan Municipal Code is hereby amended as follows:

10.52.010: PROHIBITED IN CERTAIN AREAS:

A. No person shall stop, stand or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a police officer or traffic control device, in any of the following places:

1. On a sidewalk;
2. In front of a public or private driveway;
3. Within an intersection;
4. Within fifteen feet (15') of a fire hydrant;
5. On a crosswalk;
6. Within twenty feet (20') of a crosswalk at an intersection;
7. Within thirty feet (30') upon the approach to any flashing beacon, stop sign or traffic control signal located at the side of a roadway;
8. Between a safety zone and the adjacent curb or within thirty feet (30') of points on the curb immediately opposite the ends of a safety zone, unless the traffic authority indicates a different length by signs or markings;

9. Within fifty feet (50') of the nearest rail of a railroad crossing;
10. Within twenty feet (20') of the driveway entrance to any fire station or within seventy five feet (75') of said entrance when properly signposted;
11. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;
12. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
13. Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
14. At any place where signs or markings placed by order of the municipal council prohibit stopping;
15. In any parking stall marked for angle parking with the rear wheels of the vehicle adjacent to the curb;
16. In any parking stall marked by painted lines unless the vehicle is entirely within such parking space or painted lines upon the surface of the street or parking area;
17. On that portion of an unlaned roadway which is within fifteen feet (15') from the center of such roadway on a street not having adjacent curbs;
18. Parked in a direction opposite to the direction of traffic flow on a one-way street;
19. In any Logan transit district bus loading zone, which shall include areas:
 - a. Adjacent to a red painted curb,
 - b. Between two (2) signs designating the space between them to be a bus loading zone,
 - c. Within sixty feet (60') of any sign designating the area to be a bus loading zone,
 - d. City buses engaged in an official function relating to intracity transportation of passengers are exempt from the provisions of this subsection;
20. Along the east side of Third East Street between First and Second North Street;
21. On the area between the curb (and if no curb the edge of the paved roadway) and the sidewalk that is located within the public right of way.

B. No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful. (Ord. 03-30 § 1, 2003: Ord. 92-16 § 1, 1992: Ord. 91-40 § 1, 1991: prior code § 42-14-1)

C. Electric Charging Stations

1. No person shall stop, stand, or park a vehicle, other than an electric vehicle, within any space marked or signed as reserved for the charging of electric vehicles.
2. It is unlawful to park, or permit to be parked, any electric vehicle in a space with an electric vehicle charging station if such electric vehicle is not in the process of charging.
3. Electric vehicles may be parked in any space designated for public parking, subject to the same regulations that apply to any other vehicle that would park in that space.

10.52.290: STOPPING, STANDING AND PARKING; VIOLATION; PENALTY: 🌐 📄

A. Person Liable For Civil Penalty: Any person engaged in the unauthorized stopping, standing or parking of a vehicle within the city shall be liable for a civil penalty. Any penalty assessed herein may be in addition to such other penalties as may be provided in this title.

B. Civil Penalties:

1. Civil penalties shall be imposed as follows:

<u>Section</u>	<u>Penalty</u>
10.52.010A1	\$ 40.00
10.52.010A2	45.00
10.52.010A3	45.00
10.52.010A4	45.00
10.52.010A5	45.00
10.52.010A6	45.00
10.52.010A7	45.00
10.52.010A8	45.00
10.52.010A9	45.00
10.52.010A10	45.00
10.52.010A11	45.00
10.52.010A12	45.00
10.52.010A13	40.00
10.52.010A14	40.00

10.52.010A15	40.00
10.52.010A16	40.00
10.52.010A17	45.00
10.52.010A18	45.00
10.52.010A19	45.00
10.52.010A20	40.00
10.52.010A21	45.00
10.52.010C	45.00
10.52.020	40.00
10.52.030	45.00
10.52.150	45.00
10.52.160	45.00
10.52.170	40.00
10.52.180	40.00
10.52.190	45.00
10.52.210	40.00
10.52.240	40.00
10.52.260	40.00
10.52.280	200.00
17.38.080	40.00

2. Any penalties that are paid within ten (10) normal working days from the date of receipt of notice shall be reduced by the sum of twenty dollars (\$20.00) except for violations of section 10.52.280 of this chapter for parking in a space reserved for handicapped individuals which shall be reduced by the sum of seventy-five dollars (\$75.00).

3. As used in this section, "receipt of notice" means the affixing of a notice to the vehicle alleged to have been employed in such unauthorized stopping, standing or parking or by delivery of such notice to the owner or driver thereof.

- C. Exceptions: Whenever a vehicle shall have been employed in the unauthorized stopping, standing or parking on the streets within the city, the person or persons in whose name such vehicle is registered shall be strictly liable for such unauthorized stopping, standing or parking and the penalty therefor. Except that the person or persons in whose name such vehicle is registered shall not be liable for a civil penalty for violations of subsections 10.52.010B and 10.52.270A, or sections 10.52.140, 10.52.220, 10.52.230, and 10.52.250 of this chapter. Penalties for violations of subsections 10.52.010B and 10.52.270A, or sections 10.52.140, 10.52.220, 10.52.230, and 10.52.250 of this chapter shall be imposed as provided in subsection D of this section.
- D. Fine: Any person who violates any of the provisions of subsections 10.52.010B and 10.52.270A, or sections 10.52.140, 10.52.220, 10.52.230, and 10.52.250 of this chapter shall, for each and every violation and compliance, be guilty of an infraction, and upon conviction thereof shall be fined a sum not to exceed fifty dollars (\$50.00) for each offense or violation. (Ord. 14-75, 2014: Ord. 13-10, 2013: Ord. 13-02, 2013: Ord. 12-38, 2012)

SECTION 2. Effective Date. This ordinance shall become effective upon publication.

ADOPTED BY THE LOGAN MUNICIPAL COUNCIL THIS _____ DAY OF
_____ 2019, BY THE FOLLOWING VOTE:

AYES:

NAYS:

ABSENT:

/s/ Jeannie F. Simmonds, Chair

ATTEST:

/s/ Teresa Harris, City Recorder

PRESENTATION TO MAYOR

The foregoing ordinance was presented by the Logan Municipal Council to the Mayor for approval or disapproval this _____ day of _____, 2019.

/s/ Jeannie F. Simmonds, Chair

MAYOR'S APPROVAL OR DISAPPROVAL

The foregoing ordinance is hereby approved this _____ day of _____, 2019.

/s/ Holly H. Daines, Mayor