

RESOLUTION NO. 19-12-10-4R

A RESOLUTION CREATING A FEE SCHEDULE FOR MISDEMEANOR VIOLATIONS OF THE ELK RIDGE CITY CODE

WHEREAS, Elk Ridge City has authority pursuant to Section 10-3-717 of the Utah Code Unannotated, to exercise administrative powers by resolution including setting fees for office services; and

WHEREAS, it is in the best interest of the City to have an official schedule of fees; and

WHEREAS, upon analysis it has been deemed necessary to adjust certain fees;

NOW THEREFORE, BE IT ENACTED AND RESOLVED BY THE ELK RIDGE CITY COUNCIL THAT A CREATION OF A FEE SCHEDULE FOR MISDEMEANOR VIOLATIONS OF THE ELK RIDGE CITY CODE BE AS FOLLOWS:

SEE ATTACHED FEE SCHEDULE

THE PROVISIONS OF THIS RESOLUTION TAKE EFFECT ON THE ____ DAY OF _____, 20__ ; AFTER THE PASSAGE BY THE ELK RIDGE CITY COUNCIL

PASSED THE ____ DAY OF _____.

Mayor – Ty Ellis

Councilmember Paul Crook	Voted _____
Councilmember Tricia Thomas	Voted _____
Councilmember Nelson Abbott	Voted _____
Councilmember Jared Peterson	Voted _____
Councilmember Jim Chase	Voted _____

ATTEST:

City Recorder – Royce Swensen

ELK RIDGE CITY CODES

CLASS B MISDEMEANOR		1 st	2 nd	3 rd	Habit.
Soliciting without a License	3-4-2	\$50	\$75	\$100	\$500
Nuisance-Animals	4-2A-3(c)	\$50	\$75	\$100	\$500
Nuisance-Dangerous Condition	4-2A-3(l)	\$50	\$75	\$100	\$500
Nuisance-Junk Accumulation	4-2A-3(U)	\$100	\$150	\$200	\$500
Nuisance-Public Disturbance	4-2A-3(X)	\$100	\$150	\$200	\$500
Nuisance-Noise-Construction/Machinery	4-2A-3(Y)	\$100	\$125	\$150	\$500
Nuisance-Motor Vehicles	4-2A-3(Z)	\$50	\$75	\$100	\$500
Nuisance-Noise Sports/Outdoor Activities	4-2A-3(AA)	\$25	\$50	\$75	\$500
Nuisance- Parking/Storage-Distressed Vehicles	4-2A-3(DD)	\$75	\$100	\$150	\$500
Nuisance-Parking or Storage-Trailers Etc	4-2A-3(EE)	\$75	\$100	\$150	\$500
Nuisance-Storage of Materials	4-2A-3(KK)	\$100	\$200	\$300	\$500
Handbills and Posters	4-4-2	\$50	\$75	\$100	
Hazardous Materials	4-5-2	\$100	\$200	\$300	
Fireworks	4-6-4	Court Appearance			
Discharge of Firearm	4-8-2	Court Appearance			
Discharging Weapon	4-8-3	Court Appearance			
Dog Running at Large	5-2A-12	\$50	\$75	\$100	
Cat Running at Large	5-2A-13	\$50	\$75	\$100	
Animal Nuisance	5-2A-14	\$50	\$75	\$100	
Dog Attack	5-2A-15	Court Appearance			
Vicious Animal	5-2A-16	Court Appearance			
Livestock at Large	5-2A-17	\$50	\$75	\$100	
Cruelty to Animals	5-2A-18	Court Appearance			
Curfew Violation	5-3-3	\$25	\$50	\$75	
Snow Removal-Parking	6-1-4	\$75	\$125	\$175	
CLASS C MISDEMEANOR		Not to exceed \$750			
ATV-Under Age	6-2-4	\$50	\$75	\$100	
ATV-Permission	6-2-5	\$50 (Max fine in code)			
ATV-Helmet	6-2-7	\$50 (Max fine in code)			
ATV- Registration	6-2-8	\$50	\$75	\$100	
ATV-Speed Limit	6-2-9	\$100	\$125	\$150	
ATV-Private Property	6-2-10	\$100	\$125	\$150	

Class B Misdemeanor – Max \$1000 6 months jail

Class C Misdemeanor – Max \$750 90 days in jail

***All Codes are Class B Misdemeanors

In the code it has a Max of \$50 for ATV Permission and Helmet. Do we want to go higher on Max fine for repeat offenders? The rest of the code is a class C misdemeanor with Max fine of \$750 so we have the ability to decide the fee amount.