

ORDINANCE 19-08

WHEREAS, on January 6, 1994, the Hyrum City Council passed and posted an ordinance adopting the "Hyrum City Municipal Code", a recodification of municipal ordinances encompassing the "Revised Ordinances of Hyrum City" and ordinances adopted through July 15, 1993; and

WHEREAS, Title 10 of the Hyrum City Municipal Code adopts the Uniform Traffic Code and otherwise regulates vehicles and traffic within Hyrum City; and

WHEREAS, Chapter 10.20 of Title 10 of the Hyrum City Municipal Code (Stopping, Standing, and Parking) addresses those conditions under which vehicles may be parked; and

WHEREAS, there has been an influx of residents using their property to house long term visitors by allowing them to live in trailers, tents, yurts, etc.; and

WHEREAS, in order to maintain the feel of residential neighborhoods and to help with parking, noise, and privacy issues the Hyrum City Council has determined it is necessary to prohibit overnight camping on private residential property to no more than five consecutive nights.

NOW, THEREFORE, the Hyrum City Council hereby adopts, passes, and publishes the following:

AN ORDINANCE AMENDING SECTION 10.20.180 OF TITLE 10 OF THE HYRUM CITY MUNICIPAL CODE TO PROHIBIT CAMPING ON RESIDENTIAL PROPERTY FOR MORE THAN FIVE NIGHTS AND REPEALING SECTION 12.16.010 OVERNIGHT CAMPING.

BE IT ORDAINED by the City Council of Hyrum City, Cache County, State of Utah, as follows:

1. Section 10.20.180 of Chapter 10.20 of the Hyrum City Municipal Code is hereby amended as follows:

10.20.180 Overnight Camping Prohibited

A. Public Property. Overnight and extended camping is prohibited in any Hyrum City park or street, and no tents or other temporary structures are to be erected for camping purposes. Hyrum City may grant permission for one-night stopovers for tourists or travelers who have and utilize self-contained stopover units such as campers or housetrailers. Such units will be placed in designated areas after permission has been obtained from Hyrum City law enforcement personnel and subject to personnel jurisdiction and supervision. Extended

stopovers for more than one night for tourists and travelers is prohibited unless specific approval is granted for such extension by the mayor, councilman~~member~~ in charge of parks, or ~~his~~ their designee. (Ord. 93-03 § 1 (part): prior code § 11-344)

B. Private Property. It is not intended by this section to prohibit overnight camping on private residential property by friends or family of the property owner, so long as the owner consents and the overnight camping is limited to not more than five (5) consecutive nights. Camping is any overnight stay, outside of the main residence, including but not limited to a tent, yurt, house trailer, camper, motorhome, etc.

2. Chapter 12.16 of the Hyrum City Municipal Code is hereby repealed:

~~12.16 Camping~~

~~12.16.010 Overnight Camping~~

~~Overnight and extended camping is prohibited in any Hyrum City park or street, and no tents or other temporary structures are to be erected for camping purposes. Hyrum City may grant permission for one night stopovers for tourists or travelers who have and utilize self-contained stopover units such as campers or housetrailer. Such units will be placed in designated areas after permission has been obtained from Hyrum City law enforcement personnel and subject to personnel jurisdiction and supervision. Extended stopovers for more than one night for tourists and travelers is prohibited unless specific approval is granted for such extension by the mayor, councilman in charge of parks, or his designee. (Ord. 82-02 § 1: prior code § 11-346)~~

3. REPEALER. All ordinances, resolutions, or regulations of the city, or parts thereof inconsistent herewith, are hereby repealed, but only to the extent of such inconsistency. This repealer shall not be construed as reviving any law, order, resolution or ordinance or part thereof.

4. DECLARATION OF SEVERABILITY. Should any provision, clause, or paragraph of this ordinance or the application thereof to any person or circumstance be declared by a court of competent jurisdiction to be invalid, in whole or in part, such invalidity shall not affect the other provisions or applications of this ordinance or the Hyrum City Municipal Code to which these amendments apply. The valid part of any provision, clause, or paragraph of this ordinance shall be given independence from the invalid provisions or applications and to this end the parts, sections, and subsections of this ordinance, together with the regulations contained therein, are hereby declared to be severable.

5. EFFECTIVE DATE. This ordinance shall become effective upon posting three (3) copies in three (3) public places within Hyrum City.

6. ADOPTION. This ordinance is hereby adopted and passed by the Hyrum City Council this 5th day of September, 2019.

HYRUM CITY

BY: _____
Stephanie Miller
Mayor

ATTEST:

Stephanie Fricke
City Recorder

Posted: _____