

COTTONWOOD HEIGHTS

ORDINANCE NO. 299

AN ORDINANCE AMENDING TITLE 9, COTTONWOOD HEIGHTS CODE, TO INCLUDE NEW CHAPTER 9.62 (IDLING VEHICLES)

WHEREAS, effective 14 January 2005, the city council (the “*Council*”) of the city of Cottonwood Heights (the “*City*”) adopted a code of ordinances (the “*Code*”) for the City; and

WHEREAS, following adoption of the Code, the Council determined that regulation of idling vehicles within the City’s corporate limits is advisable to reduce vehicle emissions resulting in air pollution; and

WHEREAS, on 12 June 2018, the Council met in regular session to consider, among other things, codifying the restrictions on vehicle idling by amending Title 9 of the Code to add new Chapter 9.62, entitled “Idling Vehicles;” and

WHEREAS, after careful consideration, the Council has determined that it is in the best interest of the health, safety and welfare of the citizens of the City to amend Title 9 of the Code to add new Chapter 9.62 as proposed;

NOW, THEREFORE, BE IT ORDAINED by the city council of the city of Cottonwood Heights as follows:

Section 1. **Amendment of Title 9 to Include New Chapter 9.62.** The Council hereby amends Title 9 of the Code to include new Chapter 9.62 as shown on the attached exhibit.

Section 2. **Action of Officers.** All actions of the officers, agents and employees of the City that are in conformity with the purpose and intent of this ordinance (this “*Ordinance*”), whether taken before or after the adoption hereof, are hereby ratified, confirmed and approved.

Section 3. **Severability.** It is hereby declared that all parts of this Ordinance are severable, and if any section, paragraph, clause or provision of this Ordinance shall, for any reason, be held to be invalid or unenforceable, the invalidity or unenforceability of any such section, paragraph, clause or provision shall not affect the remaining sections, paragraphs, clauses or provisions of this Ordinance.

Section 4. **Repealer.** All ordinances or parts thereof in conflict with this Ordinance are, to the extent of such conflict, hereby repealed.

Section 5. **Effective Date.** This Ordinance, assigned no. 299, shall take immediate effect as soon as it shall be published or posted as required by law and deposited and recorded in the office of the City’s recorder, or such later date as may be required by Utah statute.

PASSED AND APPROVED this 12th day of June 2018.

COTTONWOOD HEIGHTS CITY COUNCIL

By 
Michael J. Peterson, Mayor

ATTEST:

By 
Paula Melgar, Recorder



VOTING:

Michael J. Peterson	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Michael L. Shelton	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
J. Scott Bracken	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Tali C. Bruce	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>
Christine Watson Mikell	Yea <input checked="" type="checkbox"/>	Nay <input type="checkbox"/>

DEPOSITED in the Recorder's office this 12th day of June 2018.

POSTED this 12 day of June 2018.

Chapter 9.62
IDLING VEHICLES

Sections:

9.62.010 Limitations on idling vehicles; Exceptions.

9.62.020 Violations.

9.62.010 Limitation on idling vehicles; Exceptions.

No driver shall allow a vehicle's engine to idle on public property or on private property open to the general public within the city's corporate limits for more than one minute, subject to the following exceptions:

(A) The vehicle is forced to idle on a roadway because of traffic conditions or traffic control devices.

(B) Vehicle idling is necessary for auxiliary power for law enforcement or fire equipment; emergency and/or water equipment; refrigeration units; loading and unloading lifts; well drilling; farming; battery charging; or for the proper functioning of other equipment that is part of the vehicle.

(C) Vehicle idling is necessary for the efficient operation of a turbocharged heavy duty vehicle (e.g., buses) or to operate a vehicle within the manufacturer's operating requirements such as, for example, building air pressure in air brake systems.

(D) Vehicle idling is necessary for the health and/or safety of a driver or passenger, including police K-9 or other service animals.

(E) Vehicle idling is necessary for the proper repair, maintenance or inspection of the vehicle.

(F) The vehicle is an authorized emergency or law enforcement vehicle and is either:

(1) Being used in an emergency or by an on-duty law enforcement officer; or

(2) Needing to idle for the safety of the emergency workers.

9.62.020 Violations.

(A) Because this chapter is primarily to educate, an individual must be issued three warning citations before a citation may be issued for violation of this chapter.

(B) Violation of this chapter is punishable as an infraction.



PROOF OF PUBLICATION CUSTOMER'S COPY

CUSTOMER NAME AND ADDRESS

COTTONWOOD HEIGHTS,
PAULA MELGARD
2277 E BENGAL BLVD

ACCOUNT NUMBER

9001356263

COTTONWOOD HEIGHTS UT 84121

DATE

6/18/2018

ACCOUNT NAME

COTTONWOOD HEIGHTS,

TELEPHONE

8019447000

ORDER # / INVOICE NUMBER

0001212734 /

PUBLICATION SCHEDULE

START 06/17/2018 END 06/17/2018

CUSTOMER REFERENCE NUMBER

Ordinance No. 298 & No. 299

CAPTION

COTTONWOOD HEIGHTS PUBLIC NOTICE Notice is hereby given that during a City Co

SIZE

33 LINES 1 COLUMN(S)

TIMES

3

TOTAL COST

60.44



AFFIDAVIT OF PUBLICATION

AS NEWSPAPER AGENCY COMPANY, LLC dba UTAH MEDIA GROUP LEGAL BOOKER, I CERTIFY THAT THE ATTACHED ADVERTISEMENT OF **COTTONWOOD HEIGHTS PUBLIC NOTICE** Notice is hereby given that during a City Council meeting of June 12, 2018, the Cottonwood Heights City Council adopted ORDINAN FOR COTTONWOOD HEIGHTS, WAS PUBLISHED BY THE NEWSPAPER AGENCY COMPANY, LLC dba UTAH MEDIA GROUP, AGENT FOR DESERET NEWS AND THE SALT LAKE TRIBUNE, DAILY NEWSPAPERS PRINTED IN THE ENGLISH LANGUAGE WITH GENERAL CIRCULATION IN UTAH, AND PUBLISHED IN SALT LAKE CITY, SALT LAKE COUNTY IN THE STATE OF UTAH. NOTICE IS ALSO POSTED ON UTAHLEGALS.COM ON THE SAME DAY AS THE FIRST NEWSPAPER PUBLICATION DATE AND REMAINS ON UTAHLEGALS.COM INDEFINITELY. COMPLIES WITH UTAH DIGITAL SIGNATURE ACT UTAH CODE 46-2-101; 46-3-104.

PUBLISHED ON Start 06/17/2018 End 06/17/2018

DATE 6/18/2018

SIGNATURE *Jae Levi*

STATE OF UTAH)

COUNTY OF SALT LAKE)

SUBSCRIBED AND SWORN TO BEFORE ME ON THIS 17TH DAY OF JUNE IN THE YEAR 2018

BY JAE LEVI



Loraine Marie Gudmundson
NOTARY PUBLIC SIGNATURE



PROOF OF PUBLICATION CUSTOMER'S COPY

CUSTOMER NAME AND ADDRESS

ACCOUNT NUMBER

COTTONWOOD HEIGHTS,
PAULA MELGARD
2277 E BENGAL BLVD

9001356263

DATE

COTTONWOOD HEIGHTS UT 84121

6/18/2018

ACCOUNT NAME

COTTONWOOD HEIGHTS,

TELEPHONE

ORDER # / INVOICE NUMBER

8019447000

0001212734 /

PUBLICATION SCHEDULE

START 06/17/2018 END 06/17/2018

CUSTOMER REFERENCE NUMBER

Ordinance No. 298 & No. 299

CAPTION

COTTONWOOD HEIGHTS PUBLIC NOTICE Notice is hereby given that during a City Co

SIZE

33 LINES 1 COLUMN(S)

TIMES

TOTAL COST

3

60.44

COTTONWOOD HEIGHTS PUBLIC NOTICE
Notice is hereby given that during a City Council meeting of June 12, 2018, the Cottonwood Heights City Council adopted ORDINANCE NO. 298 AN ORDINANCE AMENDING TITLE 12, "SUBDIVISIONS". A complete copy of the ordinance can be found at www.ch.utah.gov.
COTTONWOOD HEIGHTS PUBLIC NOTICE
Notice is hereby given that during a City Council meeting of June 12, 2018, the Cottonwood Heights City Council adopted ORDINANCE No. 299 AN ORDINANCE AMENDING TITLE 9, COTTONWOOD HEIGHTS CODE, TO INCLUDE NEW CHAPTER 9.62 (IDLING VEHICLES). A complete copy of the ordinance can be found at www.ch.utah.gov.
1212734 UPAXLP

AFFIDAVIT OF PUBLICATION

AS NEWSPAPER AGENCY COMPANY, LLC dba UTAH MEDIA GROUP LEGAL BOOKER, I CERTIFY THAT THE ATTACHED ADVERTISEMENT OF **COTTONWOOD HEIGHTS PUBLIC NOTICE Notice is hereby given that during a City Council meeting of June 12, 2018, the Cottonwood Heights City Council adopted ORDINAN** FOR **COTTONWOOD HEIGHTS**, WAS PUBLISHED BY THE NEWSPAPER AGENCY COMPANY, LLC dba UTAH MEDIA GROUP, AGENT FOR DESERET NEWS AND THE SALT LAKE TRIBUNE, DAILY NEWSPAPERS PRINTED IN THE ENGLISH LANGUAGE WITH GENERAL CIRCULATION IN UTAH, AND PUBLISHED IN SALT LAKE CITY, SALT LAKE COUNTY IN THE STATE OF UTAH. NOTICE IS ALSO POSTED ON UTAHLEGALS.COM ON THE SAME DAY AS THE FIRST NEWSPAPER PUBLICATION DATE AND REMAINS ON UTAHLEGALS.COM INDEFINITELY. COMPLIES WITH UTAH DIGITAL SIGNATURE ACT UTAH CODE 46-2-101; 46-3-104.

PUBLISHED ON Start 06/17/2018 End 06/17/2018

DATE 6/18/2018

SIGNATURE Jae Levi

STATE OF UTAH)

COUNTY OF SALT LAKE)

SUBSCRIBED AND SWORN TO BEFORE ME ON THIS 17TH DAY OF JUNE IN THE YEAR 2018

BY JAE LEVI



L. Gudmundson
NOTARY PUBLIC SIGNATURE