

# ORDINANCE NO. 14-97

## ROLL CALL

VOTING	YES	NO
MAYOR MARIE W. HUFF <i>(votes only in case of tie)</i>		
SHERMAN E. HUFF <i>Councilmember</i>	X	
MATTHEW D. BARBER <i>Councilmember</i>	X	
THORA L. SHAW <i>Councilmember</i>	X	
CLYDE A. SWENSON <i>Councilmember</i>	X	
REX WOODHOUSE <i>Councilmember</i>	X	

I MOVE this ordinance be adopted: Councilmember Barber

I SECOND the foregoing motion: Councilmember Shaw

## ORDINANCE 14-97

### AN ORDINANCE AMENDING THE FENCING REQUIREMENTS AS SET FORTH IN THE COMPREHENSIVE ZONING ORDINANCE

WHEREAS, Spanish Fork City has enacted a zoning ordinance which sets regulations for fencing requirements; and

WHEREAS, amendments to the zoning ordinance are necessary from time to time in order to meet the changing needs of the City and to protect the health, safety and welfare of the residents therein; and

WHEREAS, the Spanish Fork City Planning Commission reviewed the fencing requirements at a public hearing held on the 4th day of June, 1997, and made recommendations for changes to the

zoning ordinance based on the information received at that hearing; and

WHEREAS, a public hearing was held before the Spanish Fork City Council on the 2nd day of September, 1997; and

WHEREAS, certain amendments to the fencing requirements of the zoning ordinance would be a benefit to property owners within the City, and would enhance the aesthetics of the City;

NOW THEREFORE, be it ordained and enacted by the Spanish Fork City Council as follows:

### SECTION I

Sections 17.28.030. (B)(3), (C)(4), and (D)(3) are hereby amended to read as follows:

**17.28.030.(B)(3).** Minimum of ten (10) foot wide planter area and six (6) foot high decorative block wall, solid vinyl fence, or three (3) foot high solid wood fence on a three (3) foot high decorative block wall where any multifamily use or manufactured home park abuts a single residence dwelling or district, or where any non-residential use abuts a residential use or district. All manufactured home parks shall be enclosed by a decorative block wall, solid vinyl fence, or three (3) foot high solid wood fence on a three (3) foot high decorative block wall regardless of the adjoining land use. The planter area shall include trees with a maximum spacing of twenty (20) feet. The Development Review Committee may waive or modify this requirement, subject to obtaining the written approval of the abutting property owner, if it is determined that this requirement does not further the intent of this ordinance.

**17.28.030.(C)(4).** Minimum of ten (10) foot wide planter area and six (6) foot high decorative block wall, solid vinyl fence, or three (3) foot high solid wood fence on a three (3) foot high decorative block wall where the site abuts a residential use or district. The planter area shall include trees with a maximum spacing of twenty (20) feet. The Development Review Committee may



waive or modify this requirement, subject to obtaining the written approval of the abutting property owner, if it is determined that this requirement does not further the intent of this ordinance.

**17.28.030 (D)(3).** Minimum of ten (10) foot wide planter area and six (6) foot high decorative block wall, solid vinyl fence, or three (3) foot high solid wood fence on a three (3) foot high decorative block wall where the site abuts a residential use or district. The planter area shall include trees with a maximum spacing of twenty (20) feet. The Development Review Committee may waive or modify this requirement, subject to obtaining the written approval of the abutting property owner, if it is determined that this requirement does not further the intent of this ordinance.

## SECTION II

This ordinance shall become effective 20 days after publication.

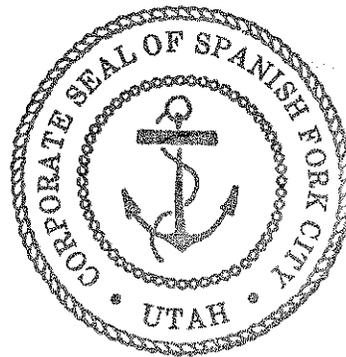
PASSED AND ORDERED PUBLISHED BY THE SPANISH FORK CITY COUNCIL OF SPANISH FORK, UTAH, this 2nd day of September, 1997.

DATED this 2nd day of September, 1997.

*Marie W. Huff*  
MARIE W. HUFF, Mayor

ATTEST:

*Kent R. Clark*  
KENT CLARK, City Recorder



# Proof of Publication

J. Lane Henderson being first duly sworn according to law, disposes and says that he is the *Publisher* of *THE SPANISH FORK PRESS*, a weekly newspaper, printed and published at Spanish Fork, Utah County, Utah, and of general circulation therein; that the Notice, a copy of which is hereto attached, was printed and published in said paper.

## ORDINANCE 14-97

### AN ORDINANCE AMENDING THE FENCING REQUIREMENTS AS SET FORTH IN THE COMPREHENSIVE ZONING ORDINANCE

An Amendment to the Fencing Requirements has been made by Ordinance 14-97, a summary of which follows. A full copy is available at the City Office, 40 South Main, Spanish Fork, Utah.

The Amendments allow, as an additional option, a three foot high solid wood fence on a three foot high decorative block wall between commercial and residential uses.

PASSED AND ORDERED PUBLISHED BY THE SPANISH FORK CITY COUNCIL OF SPANISH FORK, UTAH, this 2nd day of September, 1997.

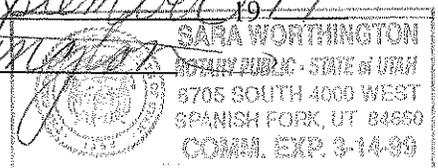
Published in the Spanish Fork Press September 11, 1997.

for One consecutive weeks,  
the first publication on the 11th day  
of September 1997  
and the last on the 11th day of  
September 1997

*Jane Henderson*

Subscribed and sworn to before me this 18th day of September 1997

*Sara Worthington*  
Notary Public



Residing at Spanish Fork, Utah

My Commission expires 3-14-99

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**AS SET FORTH IN THE**  
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3-14-99

