

ORDINANCE NO. 10-99

ROLL CALL

VOTING	YES	NO
MAYOR DALE R. BARNEY <i>(votes only in case of tie)</i>		
SHERMAN E. HUFF <i>Councilmember</i>	X	
LILLIAN J. SHEPHERD <i>Councilmember</i>	X	
THORA L. SHAW <i>Councilmember</i>	X	
CLYDE A. SWENSON <i>Councilmember</i>	<i>(absent)</i>	
EVERETT KELEPOLO <i>Councilmember</i>	X	

I MOVE this ordinance be adopted: Councilmember Kelepolo
I SECOND the foregoing motion: Councilmember Shepherd

ORDINANCE 10-99

AN ORDINANCE ALLOWING THE PUBLIC WORKS DEPARTMENT TO ENFORCE FUGITIVE DUST AND EMISSIONS VIOLATIONS BY ISSUING CITATIONS

WHEREAS, Spanish Fork City has enacted a fugitive dust and emissions ordinance which requires the owner of the property to contain fugitive dust emissions on its own property; and

WHEREAS, it is the City's Public Works Department which is working most closely with fugitive dust problems and are in position to observe violations of the fugitive dust ordinance; and

WHEREAS, the Public Works Department attempts to enforce the fugitive dust ordinance have gone unheeded by contractors and others; and

WHEREAS, in order to more effectively enforce the fugitive dust ordinance, and thus protect

neighboring property from unwanted dust and airborne particulates, it is necessary to grant to the Public Works Department the ability to issue citations;

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

I.

Section 9.36.020 (3) of the Spanish Fork City Municipal Code is hereby created to read as follows:

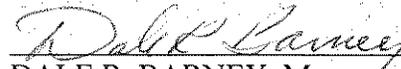
3. Those persons authorized to issue citations under section 12-04-060 are also authorized to issue citations under this chapter.

II.

This Ordinance shall take effect immediately upon passage.

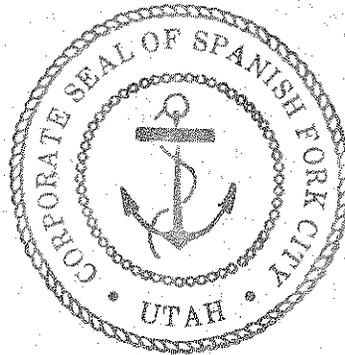
PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK,

UTAH, this 13th day of July, 1999.


DALE R. BARNEY, Mayor

ATTEST:


KENT R. 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 10-99

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for consecutive One weeks,
the first publication on the 20th day
of January 2000
and the last on the 20th day of
January 2000



Subscribed and sworn to before me this 20th day of January 2000

Sara Worthington
Notary Public

