

ORDINANCE 2008-08

AN ORDINANCE AMENDING SECTION 15-5-5 OF THE TOOELE COUNTY CODE, REGARDING OBSTRUCTIONS ON PUBLIC ROADS, STREETS, PATHS, TRAILS, SIDEWALKS, AND RIGHTS-OF-WAY

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE BODY OF TOOELE COUNTY, UTAH AS FOLLOWS:

SECTION I - PURPOSE. This ordinance is for the purpose of amending the section of the Tooele County Code regarding obstructions on public roads, streets, paths, trails, sidewalks, and rights-of-way.

SECTION II - SECTION AMENDED. Title 15, Roads, Section 15-5-5 of the Tooele County Code is hereby amended to read as follows:

15-5-5. Obstructions on public roads, streets, paths, trails, sidewalks, and rights-of-way.

(1) It is unlawful for a person to obscure street signs or traffic control devices to vehicular, pedestrian, bicyclist, or equestrian movement by any object, including but not limited to plants, trees, or structures.

(2) It is unlawful for a person to obstruct, or permit an obstruction under their control, to designated pedestrian, bicycle, or equestrian sidewalks, paths, or trails. The following clearances shall be maintained:

(a) all vertical heights for pedestrian paths or trails shall have no less than a seven-foot clearance;

(b) all vertical heights for equestrian paths or trails shall have no less than a 12-foot clearance; and

(c) all horizontal distances shall have no less than a one-foot clearance beyond the edge of the sidewalk.

(3) It is unlawful for a person to obstruct a public road by any object, including but not limited to plants, trees, or structures. The following clearances shall be maintained:

(a) all vertical heights for roads shall have no less than a 13'6" clearance; and

(b) all horizontal distances shall have no less than 20 feet width with a clearance less than three feet beyond the edge of the pavement or travel lane.

(4) It is unlawful for a person to construct or place a structure on or over the county's public right-of-way that is not approved by the department of engineering.

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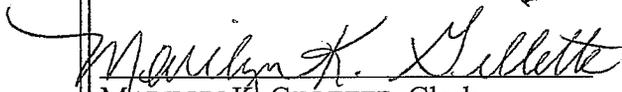
SECTION III - REPEALER. Ordinances and resolutions in conflict herewith are hereby repealed to the extent of such conflict.

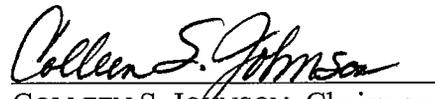
SECTION IV - EFFECTIVE DATE. This ordinance shall become effective 15 days after its passage provided it has been published, or at such publication date if more than 15 days after passage.

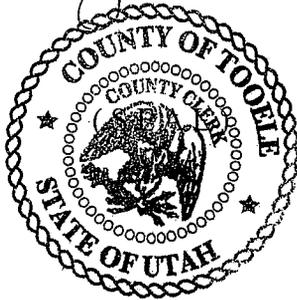
IN WITNESS WHEREOF the Tooele County Commission, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 12th day of February 2008.

ATTEST:

TOOELE COUNTY COMMISSION:


MARILYN K. GILLETTE, Clerk


COLLEEN S. JOHNSON, Chairman



Commissioner Johnson voted Aye
Commissioner Clegg voted Aye
Commissioner Hurst voted Aye

APPROVED AS TO FORM:


DOUG HOGAN
Tooele County Attorney