

**ORDINANCE NO. 15-24 (7-21-15)**

**AN ORDINANCE OF THE CITY OF SARATOGA  
SPRINGS, UTAH, REPEALING CHAPTER 13.03 OF  
THE SARATOGA SPRINGS CITY CODE**

**WHEREAS**, pursuant to Utah Code Annotated § 10-3-701 *et seq.*, the City Council for the City of Saratoga Springs may adopt and amend laws, ordinances, regulations, and codes that comprise the regulatory, penal ordinances, and administrative ordinances of the City of Saratoga Springs; and

**WHEREAS**, on March 31, 2015, the Governor's Office of the State of Utah signed Senate Bill 258, which amends certain portions of Utah Code § 41-6a and Utah Code § 41-22, governing the regulation of street legal all-terrain vehicles ("Street Legal ATVs"); and

**WHEREAS**, Senate Bill 258 prohibits municipalities from restricting the use of Street-Legal ATVs on City roads including arterial roads; and

**WHEREAS**, the amended sections of the Utah Code are now in conflict with Chapter 13.03 of the City Code of the City of Saratoga Springs; and

**WHEREAS**, the City Council has determined that it is in the best interest of the public health, safety, and welfare that Chapter 13.03 of the City Code be repealed.

**NOW THEREFORE**, the City Council of the City of Saratoga Springs, Utah does hereby ordain as follows:

**SECTION I – ENACTMENT**

Chapter 13.03 of the City Code is hereby repealed.

**SECTION II – AMENDMENT OF CONFLICTING ORDINANCES**

If any ordinances, resolutions, policies, or zoning maps of the City of Saratoga Springs heretofore adopted are inconsistent herewith they are hereby amended to comply with the provisions hereof. If they cannot be amended to comply with the provisions hereof, they are hereby repealed.

**SECTION III – EFFECTIVE DATE**

This ordinance shall take effect upon its passage by a majority vote of the Saratoga Springs City Council and following notice and publication as required by the Utah Code.

**SECTION IV – SEVERABILITY**

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such provision

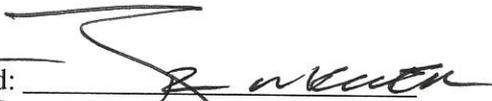
shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

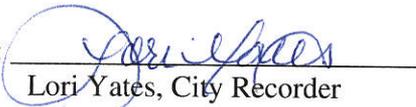
**SECTION V – PUBLIC NOTICE**

The Saratoga Springs Recorder is hereby ordered, in accordance with the requirements of Utah Code §§ 10-3-710—711, to do as follows:

- a. deposit a copy of this ordinance in the office of the City Recorder; and
- b. publish notice as follows:
  - i. publish a short summary of this ordinance for at least one publication in a newspaper of general circulation in the City; or
  - ii. post a complete copy of this ordinance in three public places within the City.

**ADOPTED AND PASSED** by the City Council of the City of Saratoga Springs, Utah, this \_\_\_ day of \_\_\_\_\_, 2015.

Signed:   
Jim Miller, Mayor

Attest:   
Lori Yates, City Recorder

7/21/15  
Date

**VOTE:                      AYE    NAY**

Shellie Baertsch	<u>X</u>	___
Rebecca Call	<u>X</u>	___
Michael McOmber	<u>X</u>	___
Bud Poduska	<u>X</u>	___
Stephen Willden	<u>Absent</u>	___

