

MINUTES OF THE HUNTSVILLE TOWN COUNCIL MEETING
Thursday, June 20, 2024, 6:00 p.m.
Huntsville Town Maintenance Shed, 165 South 7500 East, Huntsville

Name	Title	Status
Richard L. Sorensen	Mayor	Present
Bruce Ahlstrom	Council Member	Present
Lewis Johnson	Council Member	Present
Sandy Hunter	Council Member	Present
Artie Powell	Council Member	Present
William Morris	Legal Counsel	Excused
Nikki Wolthuis	Clerk	Present

Citizens: Jeab Ammar, Mousa Ammar – Aluminum Art, Christopher Franz and Mandy J-Country, Community, Honor, Melissa Knowles - Huntsville Town Treasurer, Michael Tovar-Commander American Legion Post 129, Beckki Endicott - Huntsville Town Clerk, Liz Poulter - resident. Kelly Peterson- Nova Tierra, Jeremiah Johnson- resident.

1-Mayor Richard Sorensen called the meeting to order. There is a full quorum present.

2-Pledge of Allegiance led by Michael Tovar “Sarge”

3-Opening Ceremony given by TCM Ahlstrom

4-Public Comments: No comments.

5. Presentation by Christopher Franze of Country, Community, Honor- He started his non-profit, nonpartisan organization to elect better people to congress. He stated that corporations and those with a lot of money are choosing who gets elected and he wants to change that. He stated that he is trying to get Paul Miller elected and he listed several reasons why Blake Moore should not get elected. He suggested Paul Miller was a guy who was “not just talk, but action” and he would stand up for the values of Utahns. He gave his website information in case anyone had any questions.

6- Sheriff’s Report: Lt. Butler talked briefly about the RAGNAR race. The event was smaller than previous years and it went smoothly. He asked for help getting in touch with the 4th of July event organizer to coordinate the Sheriff’s 4th of July duties.

There were several parties at the end of the school year including a student fight party that switched locations from Middle Fork to Eden Park to Maverik to Snowcrest Jr. High until they were able to give out citations and disperse the students.

TCM Ahlstrom asked Lt. Butler about providing help for the traffic for funerals in the cemetery on weekends. Lt. Butler said to contact them ahead of time and they could help.

TCM Hunter moved to close the regular meeting and begin the public hearing. TCM Ahlstrom seconded the motion. All votes aye.

PUBLIC HEARING

No public comments.

TCM Ahlstrom motioned to close the public hearing and open the regular meeting. TCM Hunter seconded the motion. All votes Ayes. Motion passed.

7- Discussion and/or action on approval of Utah State Tax Rate (See Attachment #1)

Melissa Knowles, Huntsville Town Treasurer, directed the Town Council to the tax rate documents that compare the rate for the past couple of years. She explained that they couldn't raise the rate, only lower it.

TCM Ahlstrom motioned to approve the Utah State Tax Rate. TCM Hunter seconded the motion. Roll call Vote. Votes Reflected below. Motion passed 4-1.

VOTES	AYE	NAY	ABSTAIN	EXCUSED
Mayor Richard L. Sorensen	X			
CM Bruce Ahlstrom	X			
CM Lewis Johnson		X		
CM Sandy Hunter	X			
CM Artie Powell	X			

8. Discussion and/or action on approval of Aluminum Art business license (See Attachment #2)

The business owners Jeab and Mousa Ammar came to get approval for a license to do their Aluminum Art business at the American Legion. They were hoping to start that night and continue for 20 days. TCM Powell advised them to keep their statues off the verge of Highway 39 so they didn't obstruct views.

TCM Powell motioned to approve the business license for Aluminum Art LLC. TCM Hunter seconded the motion. All votes Ayes. Motion passed.

9. Discussion and/or action on the Green Waste Facility Proposal

TCM Johnson began by listing some of the problems with Huntsville's Green Waste facility. It is not profitable, it's difficult to employ a person to be there and accept waste, and neighbors complain when they burn. He introduced Kelly Peterson who owns the business, Nova Tierra, a renewable energy and biowaste company, that turns waste into compost. Mr. Peterson stated that they would have a commercial grinder at the Huntsville Town Green Waste Facility to grind up green waste from everyone in Huntsville Town and possibly other valley residents. With that waste they will be able to make wood chips and compost and sell it to residents. There would be no need to burn. TCM Hunter wondered if they would get overwhelmed with material if they were to open it up to all valley residents. Mayor Sorensen recounted that years ago they opened up the dump to all valley residents and it did not get overwhelmed. Mayor Sorensen also stated that years ago when he was on the Town Council he was able to secure a grant to grind up the

waste at the facility and sell it as compost to residents. It ended up being pretty expensive so they stopped doing it. Beckki Endicott, clerk, asked what the cost would be to the Town if Mr. Peterson were to set up his business at the facility. There would be no cost to the Town. TCM Johnson explained that they could still have a dump fee and valley residents would be charged more to dump than Huntsville residents.. TCM Johnson suggested they keep their Saturday hours but open it up to business owners at special times during the week. Nova Tierra would employ someone to be there so the Town wouldn't need their own employee. TCM Powell suggested they write up an official proposal for the next meeting. Beckki suggested they put it into a legal agreement, and they have a work session to work out the details.

9. Discussion and/or action on approval of Ordinance 2024-6-20 Title 14 Transportation Code (See Attachment #3)

Mayor Sorensen started the discussion with a background on the ordinance. There was a request from a resident at the last meeting to create a Jake Brake Ordinance on HWY 39 to reduce noise around the 500 S. intersection. Beckki spoke with attorney Bill Morris and he adjusted Title 14 to include language about Jake Brakes. TCM Powell had several questions about Title 14. Beckki went through the ordinance and the TC discussed it in depth.

They discussed the definition of a road and a vehicle as well as traffic control devices and election signs. TCM Powell suggested changing 14.03.010 to read, "Each traffic control device must be sufficiently legible, visible, and understood by a reasonable person."

In 14.03.030 3b a change was suggested that "The box shall be set back so as not to interfere with the flow of traffic or snowplows."

TCM Hunter suggested that they should add to the ordinance that it is unlawful for any person to plant a tree in a right-of-way or alleyway unless authorized by the Town. Another change was made in 14.13.050 to eliminate commercial restrictions. Lt. Butler explained that other cities were changing their ordinances to allow vehicles to park on the road in the winter under certain circumstances. The TC discussed making those same changes to Title 14. The OHV section was discussed, and e-bikes and electric scooters were considered, but not added to the restrictions at this time. Beckki decided she would make the changes to the ordinance and bring it back to the next meeting for a vote.

TCM Ahlstrom motioned to table Ordinance 2024-6-20. TCM Powell seconded the motion. All votes Ayes. Motion passed.

10. Discussion and/or action on approval of Minutes for Town Council Meeting June 6, 2024 (See Attachment #4)

TCM Powell motioned to approve minutes for Town Council Meeting June 6, 2024. TCM Ahlstrom seconded the motion. All votes Ayes. Motion passed.

Department Updates

TCM Lewis Johnson- spoke about the Town budget for this year and next year for new equipment. The secondary water company decided to buy the equipment the Town needs, a mini

hoe, now and the Town can pay them half for it later. The Town could keep it in their shed and use it now if they want. Mayor Sorensen felt it was a generous offer. Cathy Stoker, cemetery sexton, explained that the mini hoe could be used often in the cemetery to get between headstones. TCM Powell spoke in favor of it. The Town is saving money by sharing the cost of the mini hoe with the secondary water company. The TC will need to approve the transaction in a TC meeting.

TCM Sandy Hunter- The subdivision ordinance done by Hansen is getting close to being completed. The planning commission has read and discussed a draft of it. Earnest Rowley, a surveyor the Town hired, called her to discuss the survey of 7700 E. He discovered that the road is in the name of a man named Tyler who owned the property years ago and is now deceased. The TC wants to get the road in the Town's name. They decided to hold another meeting the following week on 7700 E. to measure the pavement and decide on the total width of the road.

TCM Artie Powell said the 4th of July celebration planning is on schedule. The OVPSA is working through the process of distributing the money and paying the routine maintenance bills. They are getting closer to giving money to Huntsville Town for the parks.

TCM Richard Sorensen- He went to a graveside service in Ogden recently and learned that in that particular cemetery caskets can be double stacked in graves. He wondered if that was possible in the Huntsville Town Cemetery. Beckki suggested a work session in the future to discuss the cemetery code.

TCM Sandy Hunter motioned to adjourn the meeting. TCM Ahlstrom seconded the motion. All votes Ayes. Motion passed.

Meeting adjourned at 8:10 p.m.


Nikki Wolthuis, Town Clerk

All Changes Saved

Tax Rate Summary (693) CTY

Preliminary Data

Auditor's Certified Rate Approved
 Data Entry (Auditor)
 Auditor's Certified Rate Approved
 Data Entry (Entity)
 Proposed Rates Entity Approved
 Proposed Rates County Approved
 Proposed Rates USTC Approved "OK to Print"
 Final Tax Rates USTC Approved
 Rates Finalized

Auditor's Certified Tax Rate Approved by Auditor (Steffani Ebert)

Save Approve

Proposed Tax Rate Value: \$ 184,237,867
 Budgeted Revenue / Proposed Tax Rate Value = Proposed Tax Rate

(1) Budget Code	(2) Budget Name	(3) Election Date	(4) Voted Rate Limit	(5) Utah Annotated Code	(6) Maximum By Law	(7) Calculated Certified Tax Rate	(8) Auditor's Certified Tax Rate	(9) Auditor's Certified Rate Revenue	(10) Proposed Tax Rate	(11) Budgeted Revenue	(12) Final Tax Rate	(13) Final Budgeted Revenue
10	General Operations			§11-5-112	.007	0.000629	0.000629	115,886				
190	Discharge of Judgement			§59-2-1328 & 1330	Sufficient			0				
Total Tax Rate							0.000629	115,886	0.000629	0.000000		0.000000

NOTES:

Tax Rate Summary (693) CTY

Auditor's Certified Rate Approved |
 Data Entry (Auditor) |
 Proposed Rates Entity Approved |
 Proposed Rates County Approved |
 Proposed Rates USTC Approved +OK to Print* |
 Final Tax Rates USTC Approved |
 Rates Finalized

FINAL TAX RATE	FINAL BUDGETED REVENUE
0.000686	\$ 104,460

Proposed Tax Rate Value: \$ 152,274,110
 Budgeted Revenue / Proposed Tax Rate Value = Proposed Tax Rate

(1) Budget Code	(2) Budget Name	(3) Election Date	(4) Voted Rate Limit	(5) Utah Annotated Code	(6) Maximum By Law	(7) Calculated Certified Tax Rate	(8) Auditor's Certified Tax Rate	(9) Auditor's Certified Rate Revenue	(10) Proposed Tax Rate	(11) Budgeted Revenue	(12) Final Tax Rate	(13) Final Budgeted Revenue
10	General Operations			\$11-5-112	.07	0.000686	0.000686	104,460	0.000686	104,460	0.000686	104,460
190	Discharge of Judgement			\$59-2-1328 & 1330	Sufficient			0				
Total Tax Rate									0.000686	104,460	0.000686	104,460

NOTES:

CERTIFIED TAX RATES

Property Taxes

Commission

Property Taxes

View Data Entry Reports Forms Administration

Tax Year 2022 County 29 WEBER Entity 3030_HUNTSVILLE TOWN Accounting Cycle: Fiscal Year

Tax Rate Summary (693) CTY

Auditor's Certified Rate Approved	Data Entry (Auditor)	Proposed Rates Entity Approved	Proposed Rates County Approved	Proposed Rates USTC Approved	Final Tax Rates USTC Approved	Rates Finalized
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FINAL TAX RATE	FINAL BUDGETED REVENUE
0.000664	\$ 104,131

Proposed Tax Rate Value: \$ 156,823,790
Budgeted Revenue / Proposed Tax Rate Value = Proposed Tax Rate

(1) Budget Code	(2) Budget Name	(3) Election Date	(4) Voted Rate Limit	(5) Utah Annotated Code	(6) Maximum By Law	(7) Calculated Certified Tax Rate	(8) Auditor's Certified Tax Rate	(9) Auditor's Certified Rate Revenue	(10) Proposed Tax Rate	(11) Budgeted Revenue	(12) Final Tax Rate	(13) Final Budgeted Revenue
10	General Operations			§11-5-112	.007	0.000664	0.000664	104,131	0.000664	104,131	0.000664	104,131
190	Discharge of Judgement			§59-2-1328 & 1330	Sufficient			0				
Total Tax Rate								104,131	0.000664	104,131	0.000664	104,131

NOTES:

(JR-4/27/22) Applied PP Exemption of \$16



June 20, 2024

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Mayor

Richard L. Sorensen

Town Council

Kevin Anderson
Bruce Ahlstrom
Sandy Hunter
Artie Powell

Town Clerk/Recorder

Beckki Endicott

Treasurer

Sheree Evans

Attorney

Bill Morris

To: Huntsville Town Council

Submitted By: Nikki Wolthuis, Clerk

Subject: Business License for Rocky Mtn Aluminum Art LLC

Background: The business is focused on selling aluminum art statues in front of the American Legion for 20 days.

Recommendation: To approve a business license.

Motion: To approve/not approve a commercial business license for Rocky Mtn Aluminum Art LLC

Action:

Motion: TCM Artie Powell

Second: TCM Sandy Hunter

Mayor Sorensen: Aye

Bruce Ahlstrom: Aye

Lewis Johnson: Aye

Sandy Hunter: Aye

Artie Powell: Aye

**HUNTSVILLE TOWN
ORDINANCE 2024-6-20**

TRANSPORTATION CODE

AN ORDINANCE OF HUNTSVILLE TOWN, UTAH, REPEALING AND RE-ENACTING TITLE 14 OF THE HUNTSVILLE TOWN CODE TO BE ENTITLED “TRANSPORTATION CODE”; SEVERABILITY; AND PROVIDE AN EFFECTIVE DATE.

WHEREAS, Huntsville Town (hereafter “Town”) is a municipal corporation, duly organized and existing under the laws of the state of Utah;

WHEREAS, *Utah Code Annotated* §10-8-8, 1953 as amended, authorizes the Town to “lay out, establish, open, alter, widen, narrow, extend, grade, pave or otherwise improve streets”;

WHEREAS, *Utah Code Annotated* §10-8-11, 1953 as amended, empowers the Town to regulate “the use of streets, avenues, alleys, sidewalks, crosswalks, parks and public grounds, prevent and remove obstructions and encroachments thereon, and provide for the lighting and sprinkling of the same”;

WHEREAS, *Utah Code Annotated* §10-8-84, 1953 as amended, grants the Town broad authority to provide for safety and preserve health, and promote prosperity, improve morals, peace and good order, comfort, convenience, and for the protection of property;

WHEREAS, *Utah Code Annotated* §10-8-60, 1953 as amended, grants the Town broad authority to declare what shall be a nuisance, abate the same, and to impose fines for such nuisances;

WHEREAS, the Town is the “Highway Authority” under state law for certain roads within its jurisdiction;

WHEREAS, the Town Council desires to adopt a “Transportation Code”;

NOW, THEREFORE, be it ordained by the Town Council of Huntsville, Utah as follows:

Section 1: Repealer. Any word, sentence, paragraph, or phrase inconsistent with this Ordinance is hereby repealed and any reference thereto is hereby vacated.

Section 2: Adoption. Title 14 is hereby repealed and re-enacted to read as follows:

**Title 14
Transportation**

Chapters:

- 14.01 General Provisions**
- 14.03 Traffic Control Regulations**
- 14.05 Operational Restrictions**
- 14.07 Winter Snow Removal**

- 14.09 Speed Limits**
- 14.11 Towing and Impound**
- 14.13 Stopping and Parking Regulations**
- 14.15 Pedestrians**
- 14.17 Penalties and Procedures**

**Chapter 14.01
General Provisions**

Sections:

- 14.01.010 Definitions.**
- 14.01.020 Highway Authority.**
- 14.01.030 Applicability.**
- 14.01.040 Traffic Control Devices.**
- 14.01.050 Motor Vehicle Code.**

14.01.010 Definitions.

In addition to the definitions of the municipal code, this Chapter adopts the applicable definitions set forth in Title 72 and Title 41 of the Utah Code Annotated.

1. "Director" means the Public Works Director of the Town.
2. "Road" means any street, highway, alley, or other similar term identifying transportation along a right-of-way, whether dedicated or prescriptive. Depending on the context or state law, road may be limited to roads where the Town is the highway authority, or all roads in the Town.
3. "Town" means the municipal corporate limits of Huntsville, Utah.

14.01.020 Highway Authority and Administration.

The Town is the highway authority for all roads under its jurisdiction. This Title is administered by the Director and may require in collaboration with the Mayor, Town Council, Town Engineer or any consultant employed by the Town as the case may be.

14.01.030 Applicability.

All vehicles using the roads in the Town shall be subject to the provisions of this Title. This Title also applies to every person operating a transportation device, or utilizing an animal upon a roadway, except for those that by their nature have no application.

14.01.040 Traffic Control Devices.

The Director, who may consult with the Town Engineer, shall install and maintain traffic control devices as necessary to carry out the provisions of this Title or otherwise regulate, warn, or guide traffic. Traffic control devices should generally conform to the most current publication of the Manual on Uniform Traffic Control Devices (MUTCD), published by the Federal Highway Administration (FHWA), as adapted and applied by the Town.

14.01.050 State Motor Vehicle Code.

The provisions of Title 41 and Title 76, Utah Code Annotated, as amended, are hereby adopted and incorporated herein by this reference as part of the Huntsville Town Code as if set forth fully herein, except those statutory references that do not come within the jurisdiction of the classification of the Town under state law, or the jurisdiction of the justice court designated by the Town.

**Chapter 14.03
Traffic Control Regulations**

Sections:

- 14.03.010 Compliance with Traffic Control Devices.**
- 14.03.020 Unauthorized Signs or Devices Prohibited.**
- 14.03.030 Obstruction Prohibited.**
- 14.03.040 Crosswalks, Safety Zones, and Traffic Lanes.**
- 14.03.050 One-Way Roads.**
- 14.03.060 Size, Weight, and Route Restrictions.**
- 14.03.070 Truck Routes.**
- 14.03.080 Limited Access Roads and Toll Roads.**
- 14.03.090 Dynamic Braking Devices.**

14.03.010 Compliance with Traffic Control Devices.

Subject to the exceptions granted drivers of authorized emergency vehicles, no person shall disobey the instructions of any applicable traffic control device placed in accordance with this Title unless otherwise directed by an appropriate law enforcement officer. Traffic control devices must be properly installed and maintained at the time and place of the alleged violation in order to be enforceable. Each traffic control device must be sufficiently legible to be visible and understood by a reasonable person.

14.03.020 Unauthorized Signs and Devices Prohibited.

The accumulation of non-traffic signs or devices can distract drivers, cause accidents, injuries, and otherwise threaten public safety. All signs posted on the public right-of-way must be approved by the Director acting as the Highway Authority. Any prohibited sign, signal, light, device, or marking is hereby declared to be a public nuisance and may be abated or removed without notice to the owner. No person shall place, maintain or display upon or in view of any road any unauthorized sign, signal, light, marking or other device:

1. That purports to be, imitates or resembles an official traffic control device, railroad sign or signal, or authorized emergency flashing light.
2. That attempts to direct the movement of traffic.
3. That hides from view or interferes with the effectiveness of any official traffic device or any railroad sign or signal.
4. That is of such brilliant illumination and so positioned as to be in danger of blinding or dazzling a driver on any adjacent road.
5. Is an unauthorized sign, signal, light, device, or marking.

14.03.030 Obstruction Prohibited.

1. Obstructions Generally. It is unlawful for persons owning or occupying property adjacent to any road to permit any tree, plant, shrub, sign, vehicle, fence, or other obstacle of any kind located on said property to block any traffic control device to the vision of oncoming motorists or to obscure the vision of oncoming traffic so as to constitute a traffic hazard. The Director may determine, upon investigation, that a traffic hazard exists and notify the owner or occupant to immediately remove the hazard or allow up to ten (10) days for removal depending upon the severity of the obstruction.
2. Repairs. It is unlawful to conduct any vehicle service or make repairs of any kind in any right-of-way or road, except in case of a bona fide emergency.
3. Mailbox Standards. The following standards applies for the location and type of mailboxes and/or newspaper boxes (“boxes”) on the public right-of-way:
 - a. Location and material type shall conform with the current standard regulations of the Department of Transportation and the U.S. Postal Service.
 - b. Location shall be reasonably set back from road to avoid being damaged by snow plows and other vehicles.
 - c. Relocation by road construction shall meet current standards and regulation.
 - d. Boxes which constitute a traffic hazard shall be removed or altered by the owner to conform to current standards and regulations, such removal or alteration shall be at the expense of the owner.
 - e. The owner is subject to all liability related to boxes, including but not limited to: placement, construction materials, and maintenance.

14.03.040 Crosswalks, Safety Zones, and Traffic Lanes.

The Director may designate and maintain, upon appropriate investigation where there is particular danger to pedestrians, any crosswalks along with the applicable devices, marks, or lines upon the surface of the road. The Director may also establish safety zones of such kind and character and at such places as deemed necessary for the protection of the public. The Director may designate traffic lanes on roads at places deemed advisable.

14.03.050 One-Way Roads.

The Town Council may approve the Director to designate and mark roads as one-way, requiring that all vehicles thereon move in one specific direction.

14.03.060 Size, Weight, and Route Restrictions.

The current vehicle size and weight standards as set forth in state code apply to Town roads. The Director may upon designation and posting appropriate traffic control devices at each end of that portion of the road affected:

1. Prohibit the operation of vehicles upon any Town road or impose restrictions as to the weight of vehicles thereon for a period of time for a road project, emergency, or otherwise.

2. Prohibit the operations of vehicles on any Town road whenever such might be damaged by deterioration or climatic conditions.
3. Prohibit or limit the operation of trucks or commercial vehicles, including imposing weight limitations on certain roads and designating truck routes.
4. Review and issue travel permits on Town roads to move a vehicle restricted for weight and size where a written application is submitted and good cause shown.

14.03.070 Truck Routes.

Subject to the appropriate traffic control device no commercial vehicle, semi-truck, or semi-trailer shall operate on any Town roads, except where the Town Council has approved a designated as a truck route or for local delivery within the Town.

14.03.080 Limited Access Roads and Toll Roads

The Town Council may approve the Director to designate and regulate limited-access roads and facilities. The Director may further prohibit or limit the use on limited access highway by pedestrians, animals, transportation devices, or traffic. A person operating a vehicle may not enter, exit, or cross a limited-access road, except at designated points where access is permitted. Barriers or fencing may be installed or maintained by the Director to prevent unauthorized access. No person may connect to or intersect with a limited access road or facility without approval of the Town Council.

Where necessary due to accelerated damage from greater than average use of a Huntsville road, said road may be declared a toll road by the Huntsville Town Council. The operator of a vehicle traveling on a Huntsville Town toll road shall pay the toll set by resolution of the Huntsville Town Council. The Huntsville Town toll may be instituted during any portion of the year when guilty of an infraction. Penalty set by resolution.

14.03.090 Noise Ordinance – Dynamic Braking Devices Restricted.

It is unlawful for any person to operate any motor vehicle with a dynamic braking device engaged on Town roads, except for the aversion of imminent danger. A dynamic braking device includes, but is not limited to: Jacob brake, engine brake, compression break, or other device used primarily on trucks for the conversion of the engine from an internal combustion engine to an air compressor for the purpose of braking without the use of wheel brakes. This section applies to State Route 39 subject to the state placement of signs under this noise ordinance.

**Chapter 14.05
Operational Restrictions**

Sections:

- 14.05.010 Operation Interference Prohibited.**
- 14.05.020 Negligent Collision.**
- 14.05.030 Transportation Devices.**

- 14.05.010 Operation Interference Prohibited.**

No driver or other person shall engage in any conduct that interferes with the safe control and operation of a vehicle in motion.

14.05.020 Negligent Collision

It is unlawful to operate a vehicle with such lack of due care as to cause the same to collide with any vehicle, person, or object.

14.05.030 Transportation Devices.

1. Permitted Devices. In addition to duly licensed and registered motorized vehicles authorized on the Town road surface, the following are classified as “transportation devices” permitted to be operated on the public right-of-way within the Town:
 - a. Off-highway vehicle (OHV).
 - b. Golf cart.
 - c. Low-speed vehicle.
 - d. Motorized wheelchair.
 - e. Electric personal assistive mobility device.
 - f. Electric assisted or standard bicycle.
 - g. Motor assisted scooter.
2. Operation. The following applies to transportation devices:
 - a. The definitions and any regulations in state law apply to each specific transportation.
 - b. Operator must be of sufficient age to properly operate a transportation device, and comply with applicable traffic regulations.
 - c. Operation of a transportation device after dark requires adequate lighting and reflective equipment on the transportation device.
 - d. Industry standards for the specific transportation device is the basis for proper operation and adequate lighting.
 - e. Operator assumes all risk and liability for operation of a transportation device.
 - f. Transportation devices not normally operated on the sidewalk shall not be operated on the sidewalk.
 - g. The Town Council may designate additional limitations by vote and will post signs for the additional requirements.

**Chapter 14.07
Winter Snow Removal**

Sections:

- 14.07.010 Snow Removal on Town Roads.**
14.07.020 Snow Removal on Sidewalks.

- 14.07.030 Winter Parking Restrictions.**
- 14.07.040 Nuisance Vehicle.**
- 14.07.050 Interfering with Snow Removal.**

14.07.010 Snow Removal on Town Roads.

The Director is responsible for snow removal on Town roads, except where otherwise provided. Snow removal from roads is prioritized in the following order:

1. Arterial roads.
2. Collector roads.
3. Residential roads.

14.07.020 Snow Removal on Sidewalks and Private Property.

1. Responsibility. It is the responsibility of the abutting property owner to remove snow from sidewalks and driveway approaches accessing the road within twenty-four (24) hours of the end of a snowstorm event.
2. Placement. Snow from private property shall remain on private property, including any sidewalk or driveway shall not:
 - a. Be placed on any road, travel lane, or in a manner that may create a hazardous condition.
 - b. Be pushed across the Town road and deposited on the road side opposite the driveway, except by permit from the Town.
 - c. Be pushed onto or placed on a Town road. There is no public expectation that snow placed in the road will be removed or pushed aside by snow plows.

14.07.030 Winter Parking Restrictions.

In order to adequately remove snow on roads and to avoid property damage, as far as possible, no vehicle, trailer, or other object shall park on any road between October 31 through May 1 each year to allow snow removal from Town roads. Any such vehicle, trailer, or object so parked or placed on any Town road, is hereby declared a public nuisance and is subject to immediate abatement.

14.07.040 Nuisance Vehicle.

Law enforcement is hereby authorized to abate any vehicle, trailer, or object in violation of this Chapter by moving, removing, causing to be removed, or impound the same.

14.07.050 Interfering with Snow Removal.

When a Town official, employee, or contractor is engaged in snow removal on behalf of the Town, it unlawful for any person to:

1. Communicate a threat to commit an assault or any violent felony towards the snow plow operator, or another, in the course of the snow plow operator's duties.
2. Interfere, harm, injure, damage, or destroy the snow plow operator or their equipment.
3. Remove a snow plow operator from their vehicle, or remove any part, component, bolt, or piece from any snow plow equipment unless authorized to do so by the Town.
4. Place or maintain in place any obstruction, blockade, barrier, equipment, fence, object, item, or other change in, upon, or across the public right-of-way without first receiving

- written permission from the Town.
5. Stand or place any item on or in front of a snow plow operator in the course of their duties.
 6. Throw or otherwise propel snow or any other substance or object at a snow plow operator in the course of their duties.
 7. Otherwise inhibit or attempt to inhibit the operation of a snow plow operator in the course of their duties.

Chapter 14.09 Speed Limits

Section:

14.09.010 Speed Limits Established.

14.09.020 Impeding Traffic.

14.09.010 Speed Limits Established.

The Director may establish speed limits in accordance with Utah Code 41-6a-603, as amended.

14.09.020 Impeding Traffic.

No person shall operate a vehicle at such a slow speed as to impede or block the normal and reasonable movement of traffic, except when reduced speed is necessary for safe operation or because upon a grade or in compliance with law. The Director may determine and post a minimum speed limit on certain roads.

Chapter 14.11 Towing and Impound

Sections:

14.11.010 Declaration of Nuisance Vehicle.

14.11.020 Towing Zones.

14.11.030 Procedure.

14.11.010 Declaration of Nuisance Vehicle.

In accordance with Utah Code §10-8-60, as amended, any vehicle described below is hereby determined to be a public nuisance subject to immediate abatement by the Town or by law enforcement:

1. Any unattended vehicle stopped, stationed, or parked in violation of any of the provisions of this Title, or other law.
2. Any vehicle found upon the road with faulty or defective equipment.
3. Any vehicle left unattended upon any bridge, road, or other location in the Town where such vehicle constitutes an obstruction, hazard, or blocks access.
4. Any vehicle parked on a closed or restricted road.
5. Any vehicle parked in a road construction area where such vehicle constitutes an obstruction to the construction project.
6. Any disabled or inoperable vehicle on a road.

7. A vehicle the person or persons in charge of the vehicle are by reason of physical injury incapacitated to such an extent as to be unable to provide for its custody or removal.
8. A vehicle on public property that is not designated for parking or parked in public parking area more than twenty-four (24) hours.
9. Any vehicle on the road or public property where the person or persons in charge of the vehicle are taken into custody by a law enforcement under such circumstances as would leave such vehicle unattended.
10. Any vehicle found parked in such a manner to constitute a fire hazard or an obstruction to firefighting apparatus, including marked or reasonably identifiable hydrants.
11. Any vehicle that met the circumstances set forth in Utah Code §41-1a-1101, as amended.

14.11.020 Towing Zones.

In accordance with Utah Code §41-6a-1406, the Director may establish towing zones on applicable Town roads where necessary.

14.11.030 Procedure.

The removal, towing, and/or impoundment of any vehicle, trailer, or object by the Town, law enforcement, or towing agent shall be completed in accordance with the procedure of the applicable state law. Any applicable appeals may be made in accordance with the appeal procedure set forth in the Municipal Code or other applicable governing law.

**Chapter 14.13
Stopping and Parking**

Sections:

- 14.13.010 Traffic Control.**
- 14.13.020 Traffic Markings.**
- 14.13.030 Parking.**
- 14.13.040 Commercial Parking.**
- 14.13.050 Commercial Restrictions.**
- 14.13.060 Liability.**

14.13.010 Traffic Control.

The Director shall cause traffic control devices to be erected to regulate, warn, and guide all types of traffic on Town roads.

14.13.020 Traffic Markings.

When appropriate traffic markings may be placed on the road or curb. Any person operating a vehicle shall comply with the appropriate traffic marking. Traffic markings are not required where signs are duly posted, unless required by applicable law. The Director is authorized to place and maintain appropriate traffic markings. Curb traffic markings apply as follows:

1. "Red" means no stopping, standing, or parking at any time.
2. "Yellow" means a restricted zone where stopping, standing, or parking are limited to certain times as designated.
3. "Blue" means parking for a person with a disability who has the proper display or license plate.
4. "White" means loading or unloading zone.

14.13.030 Parking.

The Director may place signs and/or markings on all Town roads to prohibit or restrict stopping, standing, or parking. The Director may also prohibit, restrict, or regulate the stopping, standing, or parking on any property the Town owns or operates. The following are prohibited from parking on any road at any time:

1. Any recreational vehicle, boat, or trailer of any kind.
2. Any dump truck, heavy equipment, or other object of any kind, except use for on a bona fide utility project, Town project, road project, or development permitted by the Town.

14.13.040 Commercial Parking.

1. Commercial Vehicles. No commercial vehicle, semi-truck, semi-trailer, or storage container shall be allowed to be parked on any road for a period in excess of two (2) hours, except while actually loading or unloading.
2. Location. No commercial vehicle with a rated capacity of one and one-half (1½) tons or more, or in excess of eighteen thousand (18,000) pounds gross vehicle weight shall be parked on any road closer than thirty (30) feet to any driveway, unless it is the driveway being serviced.
3. Presumption. For the purposes of this Section a commercial vehicle is deemed parked, even when the motor is running, if the commercial vehicle is left unattended by the driver for more than fifteen (15) minutes, except when unloading or loading.

14.13.050 Commercial Restrictions.

It is unlawful to park any vehicle, trailer, or object of any kind on any road for the purpose of displaying it for sale or commercial advertising.

14.13.060 Liability.

Where any vehicle is illegally parked it constitutes a rebuttable presumption that the registered owner was in control of the vehicle at the time it was parked.

**Chapter 14.15
Pedestrians**

Sections:

- 14.15.010 Driver Caution.**
- 14.15.020 Crossings.**
- 14.15.030 Right-of-Way.**
- 14.15.040 Standing Prohibited.**

14.15.010 Driver Caution.

Every driver of a vehicle shall exercise due care to avoid colliding with any pedestrian upon any road, shall give warning by sounding the horn when necessary, and shall exercise proper precaution upon observing any pedestrian, transportation device, animal, or other object on any road.

14.15.020 Crossings.

Each intersection is considered a crosswalk regardless of whether marked or unmarked, or whether traffic control is in operation or not in operation. The driver of a vehicle shall yield the right-of-way, slow down, and/or stopping if necessary to permit any pedestrian to cross the road within a crosswalk. Pedestrians shall not suddenly leave a curb or other place of safety to walk or run into traffic where it is impossible for the driver to yield. If any vehicle is stopped at a crosswalk or intersection to permit a pedestrian to cross the road, the driver of any other vehicle approaching shall not overtake and pass the stopped vehicle on any side.

14.15.030 Right-of-Way.

Every pedestrian crossing a road at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall do so only if no crosswalk exists within a reasonable distance to the desired point of crossing. When so crossing, the pedestrian shall yield the right-of-way to all vehicles upon the roadway. Between intersections where traffic control signals are in operation, pedestrians shall not cross at any place except in a marked crosswalk.

14.15.040 Stopping or Standing Prohibited.

The Director may designate a pedestrian "Limited Access Area" to restrict or prohibit pedestrian traffic from stopping, standing, or loitering where public safety necessitates.

**Chapter 14.17
Penalties and Procedures**

Sections:

14.17.010 Violation Penalties.

14.17.020 Procedures.

14.17.010 Violation Penalties.

Any violations of this Title where governed by state law shall be in accordance with the penalties prescribed by the applicable state law. All other violations of this Title shall be an "infraction" subject to a fine not to exceed \$1,000, or the applicable bail schedule as applied by the applicable court. The penalties and procedures in this Title do not apply to public officials or employees in the course of their duties or where otherwise permitted by law.

14.17.020 Procedures.

Any person who violates this Title may be issued a citation or information for the violation(s) subject to the procedure afforded by law and the applicable court. The penalties and procedures in this Title do not apply to public officials or employees in the course of their duties or where otherwise permitted by law

Section 3: Severability. If a court of competent jurisdiction determines that any part of this Ordinance is unconstitutional or invalid, then such portion of this Ordinance, or specific application of this Ordinance, shall be severed from the remainder, which remainder shall continue in full force and effect.

Section 4: Effective date. This Ordinance take effect immediately as provided by law.

PASSED AND ADOPTED by the Town Council on this ___ day of _____, 2024.

RICHARD SORENSEN, Mayor

ATTEST:

Town Clerk

RECORDED this ___ day of _____, 2024.

PUBLISHED OR POSTED this ___ day of _____, 2024.

CERTIFICATE OF PASSAGE AND PUBLICATION OR POSTING

In accordance with Utah Code Annotated §10-3-713, 1953 as amended, I, the Town Clerk of Huntsville Town, Utah, hereby certify that the foregoing Ordinance was duly passed and published or posted as provided by law on the date referenced.

Town Clerk

DATE: _____

- 14.1 Adoption of Utah Code Traffic Rules and Regulations
- 14.2 Amendments
- 14.3 Citation
- 14.4 Speed Limits on Huntsville Town Streets
- 14.5 Driving - Speed to be Reasonable and Prudent
- 14.6 Negligent Collision
- 14.7 Reasonable and Proper Lookout
- 14.8 Violation a Misdemeanor - Penalty

14.1 Adoption of Utah Code Traffic Rules and Regulations¹

The Traffic Rules and Regulations contained in Utah Code Annotated Title 41, Chapter 6 and 22 (1953), as amended, are hereby adopted as the Traffic Rules and Regulations and off-highway vehicle code of Huntsville Town, except those provisions thereof providing a penalty greater than a Class B misdemeanor; and by this reference are made a part of this Title, to the same extent and effect as though this Title were set forth herein in full.

14.2 Amendments²

In order to assure continuing uniformity of traffic law enforcement, this Title will include any and all periodic amendments made to Title 41, Chapter 6 and 22 (1953) by the Utah State Legislature or Utah Department of Natural Resources after the effective date hereof.

14.3 Citation

This Title shall be designated as a Huntsville Town Title by substituting Title 14 for Title 41, followed by the appropriate Chapter and Section numbers of the Utah Code.

14.4 Speed Limits on Huntsville Town Streets³

Where no special hazard exists, the following speeds upon through highways and streets shall be lawful, but any speed in excess of that indicated below for the particular district, location or condition shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful. Signs, in reasonable size, location and number giving notice of the speed permitted upon such highways and streets shall be erected. The permitted speed for all motorized vehicles shall be as follows:

- A. Twenty-five Miles Per Hour. On all public highways and streets within the Huntsville Town limits except as otherwise described herein; and

In all designated and marked school zones when so identified.
- B. Thirty Miles Per Hour. On First Street from the intersection of State Road 39 at 7800 East to the west boundary of the Huntsville Town limits.
- C. State highways bordering or bisecting Huntsville Town shall be as posted.
- D. Fifteen Miles Per Hour. All alleyways.

¹ Amended 1-15 2009: to add “and Off Highway Vehicle Code”.

² Amended 1-15-2009: to add “Utah Department of Natural Resources” and “22 (1953)”.

³ Amended 1-15-2009: to change Speed Limit to Thirty Miles Per Hour.

14.5 Driving - Speed to be Reasonable and Prudent

No person shall drive a vehicle on a Huntsville Town street, road, or alleyway at a speed greater than is reasonable and prudent under the conditions and having regard to the actual and potential hazards then existing. Under all circumstances, speed shall be so controlled as may be necessary to avoid colliding with any person, vehicle, or other conveyance on or entering the highway in compliance with legal requirements and the duty of all persons to use due care.

14.6 Negligent Collision

It shall be unlawful to operate a vehicle with such lack of due care and in such a negligent manner as to cause the same to collide with any vehicle, person or object.

14.7 Reasonable and Proper Lookout

It shall be unlawful for any person to drive a vehicle on the streets of Huntsville Town without keeping a reasonable and proper lookout for other traffic, persons or objects.

14.8 Off-Highway Vehicles (OHVs)⁴

- A. Unless otherwise provided for herein, Huntsville Town desires to designate all town streets within the corporate limits as approved OHV routes as allowed by Utah Code 41-22-10.5. OHVs are prohibited on Huntsville roads and streets:
1. Between the hours of 10 PM and 8 AM from March 1 to October 31, and
 2. Between the hours of 9 PM to 8 AM from November 1 to February 28 (February 29 during a leap year).
 3. First Street is excluded as a designated street, but may be crossed to gain access to or from a private or public area open for OHVs.
 4. OHVs shall not be operated on shoulders of the roads or the verge, with the exception of snowmobiles when there is inadequate snow coverage on the street or road.
 5. OHVs shall not be operated in the Huntsville Town Park.
- B. A person under age 16 may not operate and an owner may not give that person permission to operate an OHV on Huntsville streets or roads.
1. All operators 16 years of age or older must possess either a valid drivers license as provided in Title 53, Chapter 3, Uniform Drivers License Act or an OHV education certificate as issued by the Utah Division of Parks and Recreation (UCA 41-22-29 and 41-22-30). This does not apply to off-highway implements of husbandry used in accordance with Utah Code Section 41-22-5.5.

14.9 Toll Roads⁵

- A. As used in this title, “tollroad” has the same meaning as defined in Utah code called out in Paragraph 14.1 Where necessary due to accelerated damage from greater than average use of a Huntsville road, said road may be declared a toll road by the Huntsville Town Council.

⁴ 14.8: OHV’s section added on 1-15-2009

⁵ 14.9: Toll Road section added on 5-6-2010



- B. The operator of a vehicle traveling on a Huntsville Town tollroad shall pay the toll set by resolution of the Huntsville Town Council. The Huntsville Town toll may be instituted during any portion of the year when guilty of an infraction. Penalty set by resolution.

14.9 Violation a Misdemeanor - Penalty

Any person, firm or Corporation who shall violate any of the provisions of this ordinance shall be guilty of a Class B misdemeanor, and upon conviction shall be punished as provided by the laws of the State of Utah for Class B misdemeanors.

This Building Codes Ordinance shall take effect upon approval by the Huntsville Town Council.

PASSED and ADOPTED this 15th day of January 2009.

Mayor, James C. McKay

ATTEST:

Dated this 15th day of January 2009.

Clerk/Recorder, Gail Ahlstrom

Vote of the Town Council	yea	nay
Council Member Ferre	X	
Council Member Johnson		X
Council Member Sorensen	X	
Council Member Truett	X	
Mayor McKay		X

MINUTES OF THE HUNTSVILLE TOWN COUNCIL MEETING
Thursday, June 6, 2024, 6:00 p.m.
Huntsville Town Maintenance Shed, 165 South 7500 East, Huntsville

Name	Title	Status
Richard L. Sorensen	Mayor	Present
Bruce Ahlstrom	Council Member	Present
Lewis Johnson	Council Member	Present
Sandy Hunter	Council Member	Excused
Artie Powell	Council Member	Present
William Morris	Legal Counsel	Excused
Nikki Wolthuis	Clerk	Present

Citizens: Ron Gault- Water Board Chair, Liz Poulter, resident, Melissa Knowles, Huntsville Town Treasurer, Michael Tovar, Commander American Legion Post 129

Zoom: Mayor Sorensen and TCM Lewis Johnson.

1-TCM Bruce Ahlstrom called the meeting to order. There is a full quorum present.

2-Pledge of Allegiance led by TCM Powell

3-Opening Ceremony given by TCM Ahlstrom.

4-Public Comments: Liz Poulter who lives on 7700 E, spoke about the need for a noise ordinance on HWY 39 to prohibit Jake brakes. Big trucks use the noisy brakes as they slow down near the 500 S. intersection. She explained that some studies have concluded that traffic noise is unhealthy for children and can cause many issues. She also talked about being able to smell diesel fuel from these trucks from her house which is a block away from the hwy. The other idea she had was to erect an earthen berm at the back of the properties that border hwy 39. They could plant trees on top of the berm, and it would help quiet the noise from the hwy.

Commander Michael Tovar "Sarge" of American Legion Post 129 – introduced himself as the new commander of the Legion. He wanted to build on the good things that were done by the previous commander and keep a good relationship with the Town. He pointed out that it was the 80th anniversary of D-Day. He left his contact information and Mayor Sorensen promised him a t-shirt. **(Attachment #1)**

5- Sheriff's Report: Lt. Butler talked briefly about Jake brakes being a braking system that they use on big trucks including the Sheriff's armored vehicle. It helps heavy trucks stop quickly if necessary. There's a switch that can turn off the brakes. He suggested talking to our attorney, Bill Morris, who has drafted a noise ordinance in his city, to make one for Huntsville Town. He also discussed the traffic control plan for the upcoming RAGNAR race.

Mayor Sorensen moved to close the regular meeting and begin the public hearing. TCM Powell seconded the motion. All votes aye.

PUBLIC HEARING

Melissa Knowles, Huntsville Town Treasurer, reviewed the amended budget for 2023-24 and the proposed budget for 2024-25 (See attachment #2) The discussion centered on revenue versus expenses. The building budget and other expenses for the coming year were discussed. TCM Powell discussed the expansion of the pickleball courts with funds generated by RAMP grants.

Ron Gault, Water Board Chair, went through the water fee resolution and explained each fee. The infrastructure fees were not included in the resolution and that mistake would need to be fixed.

TCM Powell motioned to close the public hearing and open the regular meeting. Mayor Sorensen seconded the motion. All votes Ayes. Motion passed.

6- Discussion and/or action on approval of proposed amended budget for the 2023-24 fiscal year
Mayor Sorensen motioned to approve the proposed amended budget for the 2023-34 fiscal year. TCM Powell seconded the motion. Roll call Vote. Votes Reflected below. Motion passed 4-0.

VOTES	AYE	NAY	ABSTAIN	EXCUSED
Mayor Richard L. Sorensen	X			
CM Bruce Ahlstrom	X			
CM Lewis Johnson	X			
CM Sandy Hunter				X
CM Artie Powell	X			

7. Discussion and/or action on approval of proposed budget for the 2024-25 fiscal year

Mayor Sorensen motioned to approve the proposed budget for the 2024-25 fiscal year. TCM Powell seconded the motion. Roll call vote. Votes reflected below. Motion passed 4-0.

VOTES	AYE	NAY	ABSTAIN	EXCUSED
Mayor Richard L. Sorensen	X			
CM Bruce Ahlstrom	X			
CM Kevin Anderson	X			
CM Sandy Hunter				X
CM Artie Powell	X			

8. Discussion and/or action on approval of the Utah State Tax Rate.

TCM Powell motioned to table the approval of the Utah State Tax Rate until they get further information. TCM Ahlstrom seconded the motion. All votes Ayes. Motion passed.

9. Discussion and/or action on approval of Ordinance 2024-04-17 (See Attachment #3)

TCM Powell motioned to approve Ordinance 2024-04-17 Water Connections. Mayor Sorensen seconded the motion. All votes Ayes. Motion passed

10. Discussion and/or action on approval of Resolution 2024-03-21 Water Fee schedule (See Attachment #4)

TCM Powell motioned to approve Resolution 2024-03-21 Amending the Huntsville Town fee schedule with the added infrastructure fees. Mayor Sorensen seconded the motion. Roll call vote. Votes reflected below. Motion passed 4-0.

VOTES	AYE	NAY	ABSTAIN	EXCUSED
Mayor Richard L. Sorensen	X			
CM Bruce Ahlstrom	X			
CM Kevin Anderson	X			
CM Sandy Hunter				X
CM Artie Powell	X			

11. Discussion and/or action on approval of Resolution 2024-05-15 Huntsville Town Recodification. (Attachment #5)

Mayor Sorensen motioned to approve Resolution 2024-05-15 Huntsville Town Recodification. TCM Powell seconded the motion. Roll call vote. Votes reflected below. Motion passed. 4-0.

VOTES	AYE	NAY	ABSTAIN	EXCUSED
Mayor Richard L. Sorensen	X			
CM Bruce Ahlstrom	X			
CM Kevin Anderson	X			
CM Sandy Hunter				X
CM Artie Powell	X			

12. Discussion and/or action on approval of Minutes for Town Council Meeting May 15, 2024, 2024 (Attachment #6)

TCM Ahlstrom had a minor clerical change and TCM Powell pointed out his vote should have said “no” on the water forgiveness case. Nikki noted the changes.

TCM Powell motioned to approve the Minutes with the changes for Town Council Meeting May 15, 2024. Mayor Sorensen seconded the motion. All votes Aye. Motion passed.

13. Discussion and/or action on approval of Minutes for Work Session May 15, 2024 (Attachment #7)

TCM Powell motioned to approve the minutes for Work Session May 15, 2024. Mayor Sorensen seconded the motion. All votes Ayes. Motion passed.

14. Discussion and/or action on approval of Resolution 2024-06-06 Ogden Valley MOU. (Attachment #8)

TCM Powell had some concerns about the MOU with Ogden Valley City. Knowing that the new city will be a bit larger than Huntsville Town and will include many employees, he worried that they would need quite a bit of office space and wasn’t sure Huntsville would have room for them

in their new building. Mayor Sorensen explained that they probably wouldn't be using their offices. He said they could probably use some space in the basement for an office, but he foresees the building would be used just for the meetings.

TCM Powell motioned to approve Resolution 2024-06-06 Ogden Valley MOU. Mayor Sorensen seconded the motion. All votes Ayes. Motion passed.

15. Discussion and/or action on appointment of alternate Planning Commission member.

(Attachment #9)

Mayor Sorensen discussed the need to appoint a new alternate for the Planning Commission. There were three good candidates, but after talking to the other Town Councilmembers **Mayor Sorensen motioned to appoint John Henderson as the new alternate Planning Commission member. TCM Alstrom seconded the motion. All votes Ayes. Motion passed.**

Department Updates

TCM Artie Powell said the 4th of July celebration planning was well underway. There would be an upcoming meeting on June 14th. He went through the list of events including the patriotic program, games, the Melodrama, vendors, breakfast and the fireworks. Mayor Sorensen and TCM Ahlstrom discussed microphones for the patriotic program and melodrama.

Ron Gault took a minute to explain that there was a lead and copper survey they must complete by October. The survey will be in the next water bill. They are hoping to get as many people as possible to volunteer to participate.

TCM Powell motioned to adjourn the meeting. TCM Ahlstrom seconded the motion. All votes Ayes. Motion passed.

Meeting adjourned at 7:14 p.m.

Nikki Wolthuis, Town Clerk