

# TOQUERVILLE CITY

## ORDINANCE # 2021.07

AN ORDINANCE AMENDING AND AUGMENTING SECTION 4.5 OF THE TOQUERVILLE CITY STANDARDS AND SPECIFICATIONS FOR PUBLIC IMPROVEMENTS TO ADD SUBSECTION 4.5.25 SETTING FORTH THE STANDARD AND ACCEPTABLE ROAD CROSS-SECTIONS FOR ALL PUBLIC ROADS DEVELOPED AND CONSTRUCTED WITHIN THE CITY IN THE FUTURE.

### RECITALS

WHEREAS, Toquerville City ("City") is an incorporated municipality duly organized under the laws of the State of Utah;

WHEREAS, the City is authorized pursuant to Utah Code Annotated, Title 10, Chapter 9A, to enact ordinances necessary or appropriate for the use of land within the City's municipal boundaries;

WHEREAS, pursuant to Utah Code Annotated, Title 10, Chapter 3b, Section 301, the Toquerville City Council ("City Council") is designated as the governing and legislative body of the City.

WHEREAS, pursuant to Utah Code Annotated Title 10, Chapter 8, Section 84 the City Council is the City's legislative body vested with the authority to pass all ordinances, rules and regulations necessary and proper to provide for the health, safety and general welfare of the City and its inhabitants and to protect the property of the City.

WHEREAS, to this end, in the City Council adopted a uniform set of standards and specifications for all public improvements to be constructed within the City in March of 2020.

WHEREAS, in order to create uniformity and certainty for the City as well as developers and landowners, the City Council has determined it good and proper to identify standard road cross sections that must be followed by persons erecting said roads and the public utilities located within the road right of way.

### ORDINANCE

NOW THEREFORE be it ordained by Toquerville City, Washington County, State of Utah, acting by and through the City Council:

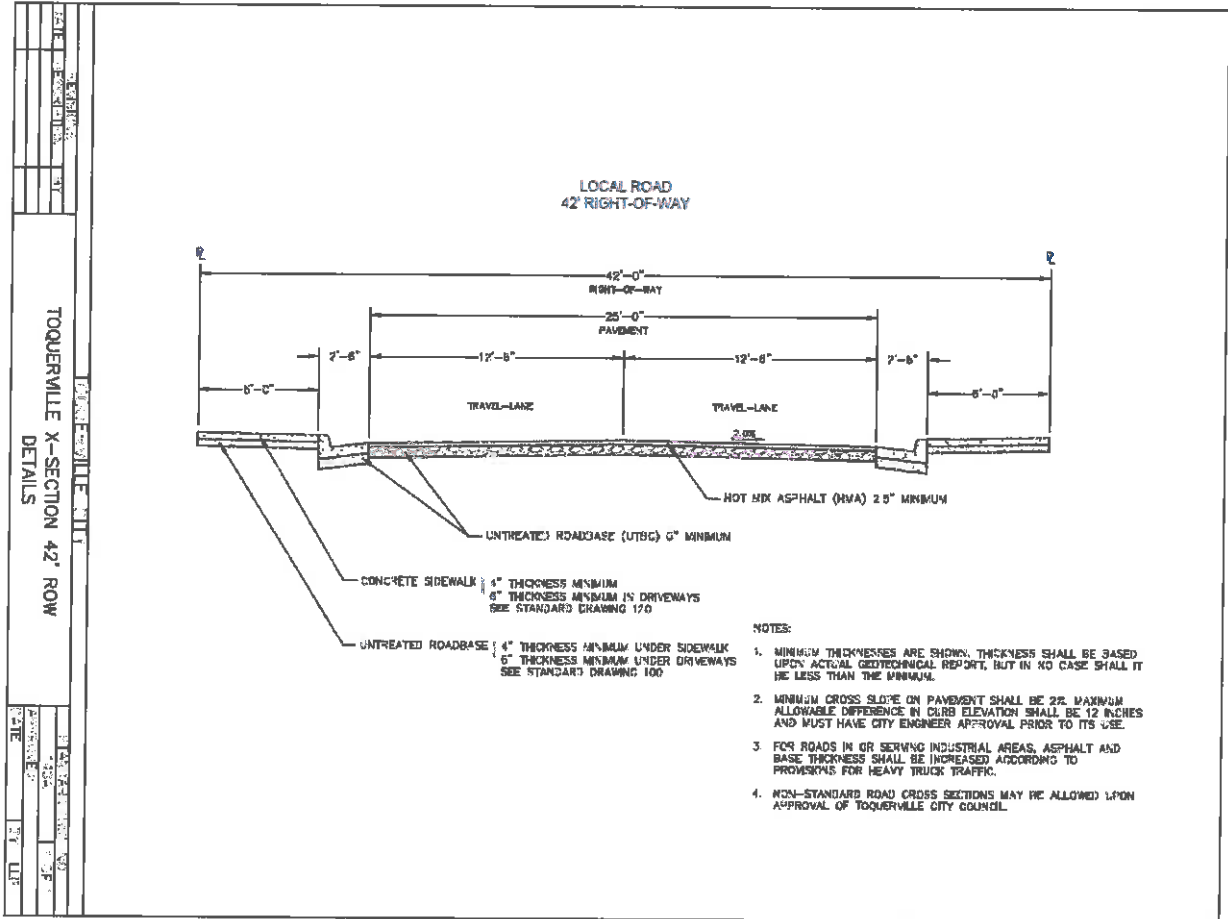
1. Augmentation of Section 4.5 of the Toquerville City Standards and Specifications for Public Improvements. Section 4.5 of the Toquerville City Standards and Specifications for Public Improvements are hereby amended and augmented to include Subsection 4.2.25 as follows:

**4.5.25.: STANDARD ROAD CROSS-SECTIONS.** *All new roads within the City shall be constructed in compliance with one of the following cross-sections. The cross-section width of any road shall be determined by the level of service and*

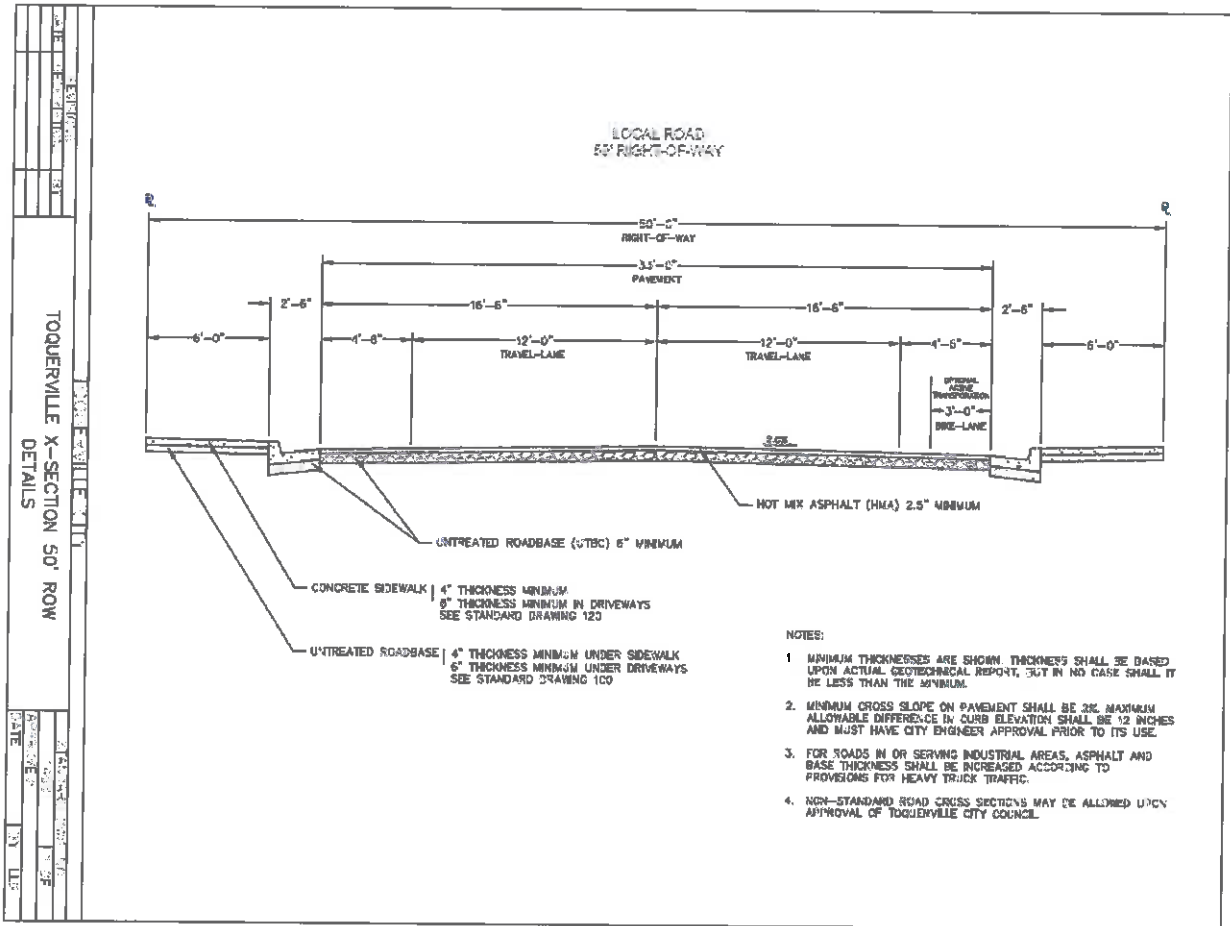


intensity of use the road will receive upon build out of the area in which the road services. Developers or landowners may propose the level of service and width of road by submitting written evidence and analysis supporting their request. Said request will be reviewed and approved/denied by the City Engineer, in his/her sole discretion. The City Engineer may require a more thorough traffic study to be performed and provided to the City at the requestor's expense.

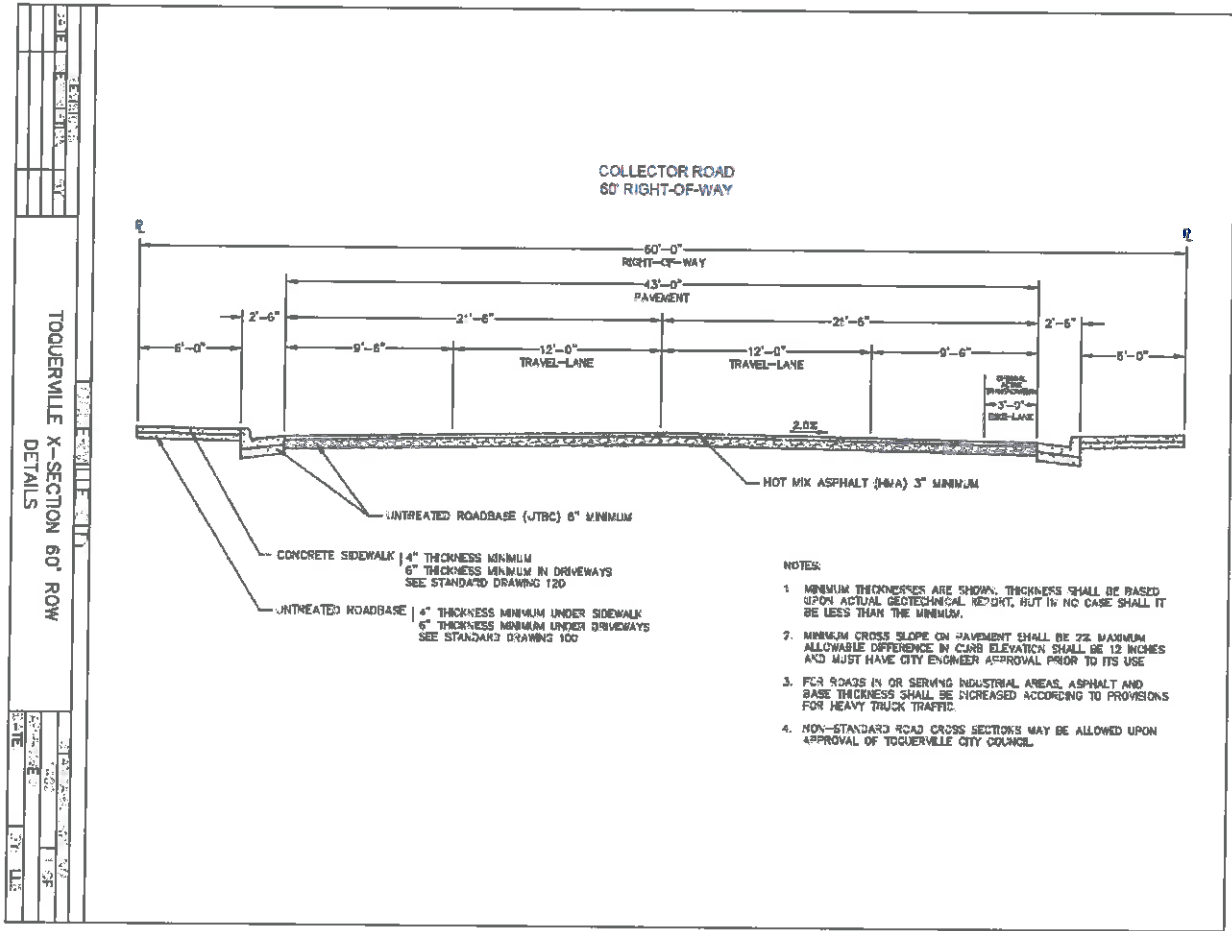
Local Road – 42' ROW



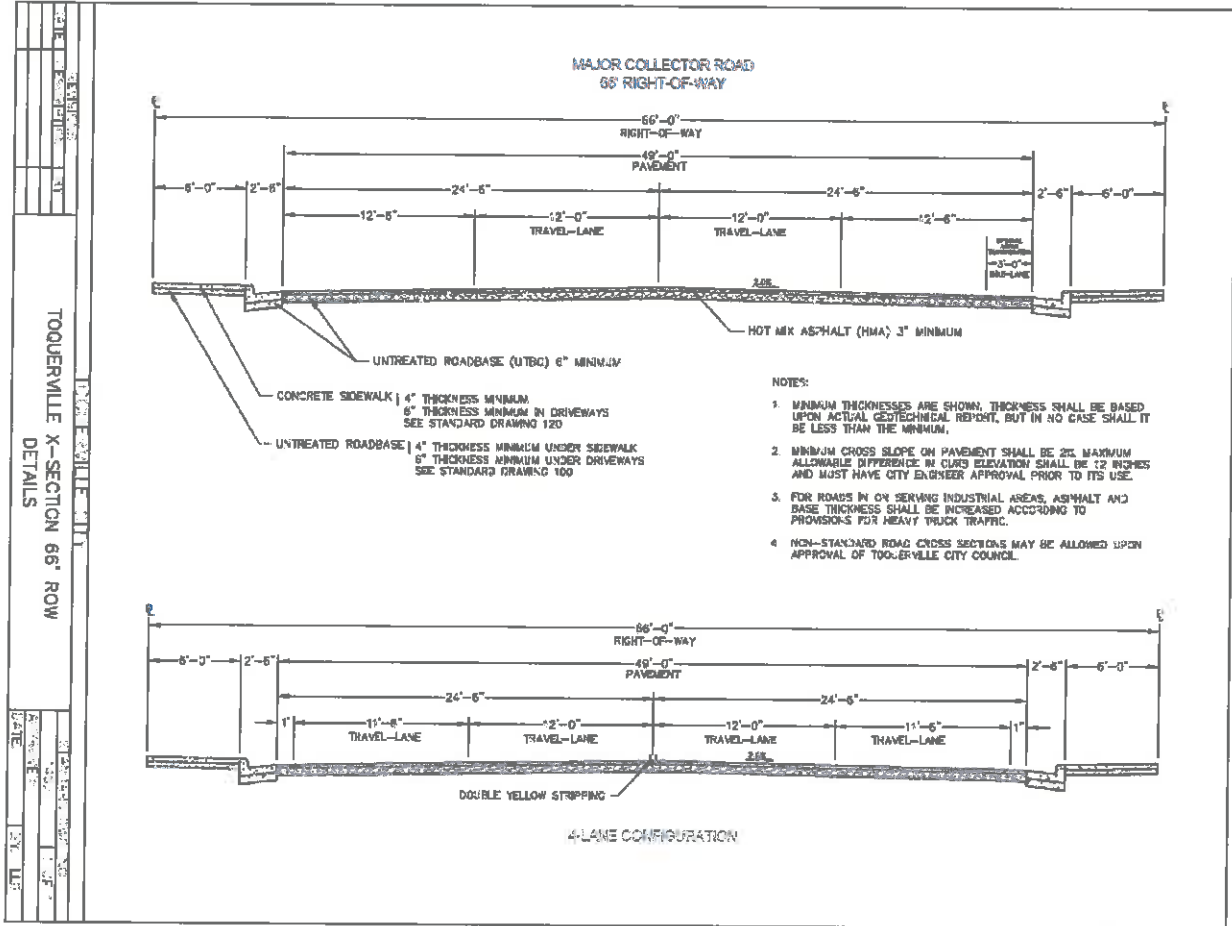
Local Road – 50' ROW



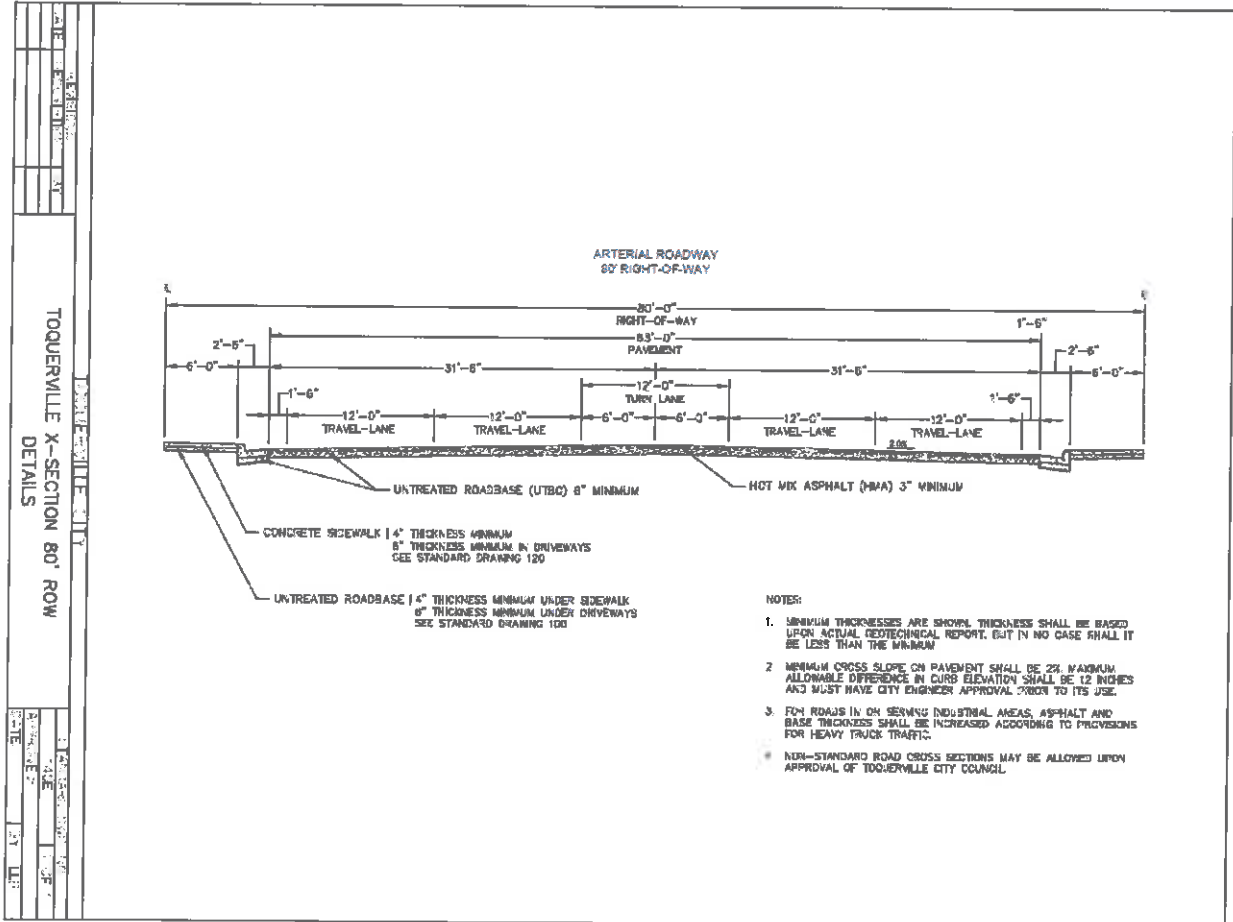
Collector Road – 60' ROW



Major Collector – 66' ROW



Arterial Road – 80' ROW



2. Severability. If any Section, clause or portion of this Ordinance is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby and shall remain in full force and effect.

3. Conflicts/Repealer. This Ordinance repeals and supersedes the provisions of any prior ordinance in conflict herewith.

4. Effective Date. This Ordinance shall become effective immediately upon adoption by the City Council and execution by the Toquerville City Mayor.

ADOPTED AND APPROVED BY THE TOQUERVILLE CITY COUNCIL this 21<sup>st</sup> day of April, 2021 based upon the following vote:

Council Member:

|                       |       |           |
|-----------------------|-------|-----------|
| John 'Chuck' Williams | Aye ✓ | Nay _____ |
| Keen Ellsworth        | Aye ✓ | Nay _____ |
| Justin Sip            | Aye ✓ | Nay _____ |
| Gary Chaves           | Aye ✓ | Nay _____ |
| Ty Bringhurst         | Aye ✓ | Nay _____ |

TOQUERVILLE CITY  
A Utah municipal Corporation

ATTEST:

  
\_\_\_\_\_  
Lynn Chamberlain, Mayor

  
\_\_\_\_\_  
Ruth Evans, City Clerk

